

TOWN OF FRAMINGHAM

SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN JULY 22, 1974

The regular meeting of the Board of Selectmen was held at 7:30 p.m. Present: Mr. John F. King, Chairman, Mr. John F. DelPrete, Clerk, and Mr. Peter W. Ablondi.

WARRANTS:

#6 - July 22, 1974 - Bill - \$1,321,185.69
#7 - " - School Pay Roll - \$31,609.41
#8 - " - Pay Roll - \$573,696.57

LODGING HOUSE LICENSE - Georgia A. Watson, 93 Kendall St.

BUILDING REMOVAL PERMIT - Metropolitan Building Movers, Inc., from 199 Beaver St. to 504 Hollis St., July 23 to July 25.

RATIFICATIONS:

Open, occupy & obstruct st.-Commonwealth Gas Co.:

Lot 5 Edmands Rd. (next to #91), install new 3/4" I.P. plastic service, July 9 to August 5.

448 Brook St., install new 3/4" I.P. service, 7/22 to 8/22.

Obstruct sidewalk - Chiumento Signs, 38 Irving St., paint sign, 7/22 to 25.

APPLICATIONS FOR CERTIFICATE OF INCORPORATION:

The certificate of "Liga Softball Puerto de Framingham, Inc.", 46 Hayes St., Framingham, was approved by the Board, and the Secretary of State so notified.

The certificate of "Camp Sunshine Day, Incorporated", 9 Ridgefield Dr., Framingham, was approved by the Board and the Secretary of State so notified.

The certificate of "Three Seasons Ski Club, Inc.", Natick, was approved by the Board, and the Secretary of State so notified.

The certificate of incorporation of "Pilgrim Doberman Pinscher Club, Inc.", Wilbraham, was approved by the Board and the Secretary of State so notified.

APPOINTMENTS:

The following were appointed special police officers (for a term to expire with termination of employment with Dennison Associates):

Arthur S. Mazzaro, 116 Grant St., Framingham.

Frederick E. Gipps, 16 Pratt St., Framingham.

The following were appointed special police offices for a term to expire with the termination of their employment at Department of Correction at Framingham:

Rita V. Keefe

Dorothy M. Green

Violet J. Temple

Barbara S. Porter

Francis G. Miskell

The following was appointed a special police officer for a term to expire with the termination of his employment at Temple Beth Am School Parking Lot (300 Pleasant St.):

Lloyd Martin, Sr., 118 West Central St., Natick.

VARIANCES:

It was voted to authorize the Building Official to issue a permit to Joseph D. Pillarella, 14 Wood Ave., for the construction of a tool shed at 14 Wood Ave., with a 2.5' rear yard.

It was voted to authorize the Building Official to issue a permit to Lester D. Feldhouse, 5 Brookfield Terrace, for the construction of a swimming pool at 5 Brookfield Terrace, with a 15' rear yard.

It was voted to authorize the Building Official to issue a permit to Louis Mastrofillippo, 108 Higgins Rd., for the construction of a swimming pool at 108 Higgins Rd., with a 30' rear yard.

HEARINGS:

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the application of Eastern States Properties and/or Atlas Copco, Inc. for a license to use the land at 40 California Ave., for the storage of 1,000 gallons of diesel fuel in one underground tank, for private use-not for resale. There was no representative of the applicant present. Fire Chief Byrne was present in favor. There was no opposition to the granting of the license, and the Board voted to grant the same.

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HEARINGS-CONT.:

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the application of the Dennison Mfg. Co. for a license to use the land at 170 Clark St. for the storage of 64,000 gallons of toluol and ethyl acetate or other "red label solvents" in six underground tanks, for private use, not for resale. Walter H. Hart, representing the Dennison, was present in favor. Fire Chief Jerome Byrne was present in favor. There was no opposition to the granting of the license, and the Board voted to grant the same. ***

A public hearing was held at 8:15 p.m. in the Selectman's Office, Room 21, Memorial Building, on the petition of the Boston Edison Co. for the following permission: Worcester Rd., southerly side, from a point approximately 27' west of Country Club Lane, 9 poles; Worcester Rd., southerly side, from a point approximately 110' east of Country Club Lane, 2 poles; Worcester Rd., southerly side, from a point approx. 723' east of Country Club Lane, 6 poles. Lewis Pratt, representing the Edison Co., was present in favor of the granting of the petition. There was no opposition to the granting of the petition, and it was voted to grant the petition.

A public hearing was held at 8:15 p.m., in the Selectmen's Office, Room 21, Memorial Building, on the petition of the New Eng. Tel. & Tel. Co. for the following permission: Old Worcester Rd., northerly side from existing manhole 8149 approx. 300' west of Temple St., extending southwesterly across Old Worcester Rd., to existing pole 125/3 approx. 55' of conduit. There was no representative of the Telephone Co. present. There was no opposition present. It was voted to grant the petition.

***In connection with the application of Dennison Manufacturing Co., one neighbor was present who questioned whether this would add to the fumes in the area. Mr. Hart informed him that it was the first step toward clearing up the fumes. Selectman Ablondi asked Mr. Hart to submit a report to the Board on the progress made by Dennison to eliminate the odors created by the Copier Division.

BICENTENNIAL COMMISSION:

Mr. Larry Winn, Member of the Mass. Bicentennial Commission, and members of the 275th Anniversary Committee appeared before the Board to discuss briefly Framingham's plans for participation in the Bicentennial celebration. Mr. John Murtagh informed the Board that Framingham's application for designation as a Bicentennial Community had been approved by the American Revolution Bicentennial Commission. Mr. Winn presented to the Board the official Bicentennial Flag and Certification. In connection with the program currently being formulated by the 275th Anniversary, Shirley Walsh and Robert Noonan, CATV Committee, presented films depicting the history of Framingham, which will be part of the planned program.

SPECIAL TOWN MEETING:

Petitions bearing over 500 hundred signatures of registered voters were presented to the Board by Linda Daly requesting that a Special Town Meeting be called for the purpose of obtaining funds for the transportation of school children. On the motion of Selectman King, it was unanimously voted to open the Warrant and include therein the Article submitted by the School Transportation Committee. Mr. Ablondi pointed out that because of vacation schedules it would be best to schedule the meeting for early September, however, Mrs. Daly explained that in order to come up with the funds before the opening of School, the Special Town Meeting would have to be held early in August. It was unanimously voted to schedule the Meeting for August 14, 1974. The inclusion of other Articles was discussed. Mr. Ablondi requested that space be reserved for an Article, possibly two Articles, in connection with the Dog Leash Law. Chairman King pointed out that only Articles of an emergency nature are to be considered at Special Town Meetings. Mr. Ablondi explained that the current Leash Law was not strong enough and, in his judgement, an article strengthening the Dog Leash Law was of an emergency nature. On the motion of Selectman DelPrete, it was unanimously voted to close the Warrant, reserving space for two additional Articles.

DANFORTH STREET BRIDGE:

The Board took no action on recommendations received from the Town Engineer in connection with the opening of the Danforth Street Bridge pending receipt of a report from the Commissioners of Public Works. Executive Secretary, Ralph Noonan, informed the Board that the Director of Public Works had advised him that the Commissioners were meeting with representatives of the State Department on Thursday to inspect the Bridge. In the interim, at the suggestion of John DelPrete, the Building Official will be asked to inspect the Danforth Bridge because of his expertise in this particular field.

ROUTE 9-OAKS RD. FENCE:

Receipt was noted of a letter from Ms. Ellen W. Jones protesting the closing of the pedestrian crosswalk at Oaks Road on Route 9. Sergeant Robert Foley, who was present, reported that there is a definite problem at this location with high school students crossing Route 9 to get to the Donut Shop, and he was in accord with the erection of the fence. After some discussion, the Executive Secretary was directed by Selectman DelPrete to contact the State Department of Public Works to request their consideration of erecting a pedestrian over-pass at or near this location.

TRAFFIC REGULATIONS:

In accordance with recommendations submitted by the Safety Officer, it was unanimously voted to approve the installation of the following signs:

- GO SLOW CHILDREN - On Wayside Inn Road 100 feet north of Edmands Rd. for northbound drivers.
- On Wayside Inn Road 300 feet north of #20 for southbound drivers.
- On Livoli Road 100 feet north of McAdams Road
- On Livoli Road 100 feet south of Genardy Way.

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HEARING - BUILDERS REALTY GASOLINE STORAGE:

A public hearing was held at 8:15 P.M. in the Selectmen's Office, Room 21, Memorial Building, on the application of Builders Realty Corp. of Mass. and/or Francis Cueroni to amend a license issued August 23, 1954, to use the land at 131 Fay Road, Framingham, for the underground storage of 1,000 gallons of gasoline in one tank, for private use, issued to Builders Realty Corp. of Milford (name since changed to Builders Realty Corp. of Mass.) and Francis Cueroni by changing the location of the tank as shown on a plan on file in the office of the Board of Selectmen. Present were Attorney Leon Fox, Counsel for Builders Realty, his secretary, Mr. Pat Cueroni, Norman Pontremoli (an area resident) and the Fire Chief. Certification of notice to the abutters was presented to the Board by Attorney Fox. The Fire Chief recommended approval, noting that the tank represented no hazard, is well removed from buildings, properly installed and in compliance with all safety regulations. John King asked if the owner of Builders Realty would be agreeable to installing fencing on the northerly and westerly side of the property in accordance with a request by Norman Pontremoli, a resident in the area. Mr. Cueroni explained he would be agreeable if it was the Board's mandate; however, he pointed out it would not be practical because (1) the northerly side of the property borders on the Marenghi property, and since the request had not been made by the Marenghi's, he would have to obtain their permission to erect a fence inasmuch as it would mean cutting down trees, and (2) he would have to be granted rights to fill part of the swamp on the westerly portion. Mr. Ablondi opposed the proposed fencing requirement as an unnecessary expense to Builder's Realty. He noted the original intent of the plans have been fulfilled; the objector's residence was more than 300 feet away from the pump and he would very definitely vote against forcing anyone to any unnecessary expense. He motioned to grant the amendment without the fence. Mr. Pontremoli, responding to Mr. Ablondi's remarks, said he didn't want to look at a gas pump in a neighborhood of \$30,000 to \$40,000 homes. Attorney Fox said they would have no objection to screening the pump from view, leaving one side open to where it can be used. After further discussion, Selectman DelPrete motioned to grant the amendment, in accordance with the recommendation of the Fire Chief, with the condition that the pump would be screened by either a fence or trees. John King seconded Mr. DelPrete's motion and it was unanimously voted to amend the license issued August 23, 1954 to use the land at 131 Fay Road, Framingham, for the underground storage of 1,000 gallons of gasoline, in one underground tank, for private use, issued to Builders Realty Corp. of Milford (name since changed to Builders Realty Corp. of Mass.) and Francis Cueroni by changing the location of the tank as shown on a plan on file in the office of the Board of Selectmen. The condition requiring screening around the pump was voted two to one, however, with Peter Ablondi voting in opposition.

CONFERENCE - CULTURAL PROGRAM (UNITED PEOPLES):

Frank Mitchell and Larry Loebig, representing United Peoples, appeared before the Board to ask permission to continue its cultural program through the summer. Present also were William Carey, Director of Parks and John Kahn, who was present in his capacity as the Board's representative to SMOC. In connection with same, a letter was submitted by the Police Chief recommending that the program not be allowed to continue because of the expense to the Town (\$700. in payments to 15 policemen for two concerts). It was noted, however, that there have been no incidents. Mr. Loebig referred to his initial request for permission to conduct this program, at which time he had detailed the program and plans of the group. He reiterated their group was trying to present a program which would be attractive to all age groups in Framingham; wholesome entertainment at no cost to the residents. Specifically, they would like a commitment from the Town in order to attract performers and financial backing which they have had difficulty doing because of the tentative basis under which they were granted permission. Responding to the cost to the Town and the poor attendance at the two previous programs, Mr. Loebig explained there were approximately 15 police officers the first evening which was far in excess of what was necessary. There were no disturbances during the event. He added that part of the difficulty in drawing a larger crowd has been their reluctance to book performers because of the restriction on their permit. It was pointed out again, the first two dates have been successful - and without incident. Mr. Carey of the Park Department said the only objection he had was they had scheduled an event at Long's Field without first checking with his Commissioners. He noted this was the arrangement made before consent was given initially. Mr. Loebig said they had never received correspondence stating that they could not schedule events. He said he assumed where the previous programs were without incident, and because they needed the time to advertise the coming program, they proceeded with their plans - assuming it was alright. The immediate problem was a conflict of activities scheduled at Long's Field on the evening of their 3rd program. Mr. Carey said if his Commissioners approved, they could still use the other end of Long Field, providing they could provide lighting. Mr. Loebig said they had access to a generator which they would be willing to use. After further discussion, it was unanimously agreed by the Board that the programs were very worthwhile and approved the continuation of the programs through the summer. Mr. DelPrete suggested they confer once again with the Park Commissioners in order to avoid any future conflicts.

UPPER NEVINS HALL SOUND SYSTEM:

In accordance with recommendations submitted by the Town Moderator (letter 7/10/74) and the Committee on Rules (4/8/74) it was unanimously voted to have representatives of Bolt, Beranek and Newman, acoustical experts, present at the August 14 Special Town Meeting to study the acoustical problems in Nevins Hall. The Executive Secretary was directed to request a transfer from the Finance Committee in the amount of \$900. for this purpose.

STOP SIGNS (EDGEHILL DRIVE AT GIBSON DRIVE):

In accordance with the recommendations of the Safety Officer, it was unanimously voted to approve the installation of Stop Signs at Edgell Drive at Gibson Drive for north and southbound traffic. Approval of same will be sought from the State Department of Public Works.

SIGHT OBSTRUCTIONS:

Selectman Peter Ablondi, who has repeatedly expressed concern over sight obstruction bushes and trees, directed the Executive Secretary to review with Town Counsel a possible by-law change dealing with sight distances at intersections. This proposal had been presented to the Board by the Safety Officer last year.

PARKING SIGNS - BETHANY HOSPITAL:

Receipt was noted of a report from the Safety Officer in which he advised that a request from Sister M. Roberta for the installation of Parking Signs in the Bethany Hospital area had been referred to the Department of Public Works for action.

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ANNUAL INSPECTION OF TAXIS:

A report was received from the Safety Officer concerning the annual inspection of taxis. In discussion it was learned that medallions have not been replaced because of the expense. An increase in the license fee was suggested to cover the cost of medallions. Executive Secretary Ralph Noonan was directed to investigate procedures with Town Counsel in conformance with the by-law to provide some visible means of identifying licensed taxi cabs.

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EXTENSION - POLICE CERTIFICATION LIST:

As requested by the Police Chief, an extension of the Certification List under date of July 12, 1974 will be requested from Civil Service in order to allow sufficient time to complete evaluations on the candidates for appointment.

APPOINTMENTS - PERMANENT PATROLMEN:

In accordance with the recommendations of the Police Chief, it was voted to appoint the following Provisional Patrolmen as Permanent Patrolmen:

Brent B. Larrabee
Michael L. Leporati
Anthony A. Frost.

Peter Ablondi abstained from voting because he had not been given the completed psychological evaluations for these three candidates to review. He stressed his voting against the appointments was in no way meant to reflect on the men's ability or character.

PROVISIONAL PATROLMEN - STEP INCREASE:

In compliance with Section 12, Paragraph 6 of the Personnel By-Law, amended by Annual Town Meeting 1974, and in accordance with the recommendations of Police Chief Martins, the following provisional patrolmen were granted a step rate increase:

Richard Langmeyer; Brent Larrabee; Robert Haynes; Howard Cooper; Michael Leporati; Clayton Sawin.

PROVISIONAL PATROLMAN RESIGNATION:

The Board accepted with regret the resignation of Howard S. Cooper as a Provisional Patrolman. The Board will extend their sincere thanks and appreciation to him for his service and contribution to the Town.

TEMPLE STREET HAZARDS:

In connection with a complaint registered by Mr. Sheldon Selin concerning Temple St. conditions and dangers because no fencing has been installed at the Temple St. Bridge over the Toll Road, and in accordance with recommendations submitted by the Safety Officer, the Executive Secretary was directed to request the Mass. Turnpike Authority to erect wire fencing on the bridge at Temple St.

EMERGENCY MEDICAL TRAINING:

In a report received from Police Chief Arthur F. Martins, the Board was advised that the cost to the Town for training 100 policemen to operate ambulances will be \$67,000. Mr. Ablondi, concerned about possible duplication of work and cost, asked for clarification as to which department had jurisdiction; police or fire. Chief Byrne reported that no decision had been reached by the Ambulance Committee as to who would have jurisdiction. A suggestion was made by Selectman DelPrete to incorporate the ambulance training in regular training sessions at the State Police Barracks on regular time, thereby decreasing the cost factor. Chairman King, once again, criticized the State for passing laws without providing funds, and commended Representative Burke for his efforts, through legislation, to prevent this from happening. He directed the Executive Secretary to contact the other area legislators to urge their support as well. The Executive Secretary was also directed to review the program further and submit his recommendations at the next meeting. The matter was tabled.

COOLIDGE STREET - SIDEWALK REPAIRS:

At the request of the Board of Selectmen, estimates were submitted from the Town Engineer regarding sidewalk repairs on Coolidge St., adjacent to the Synagogue. The Commissioners of Public Works will be asked to consider the project in their budget.

HUMAN RELATIONS COMMISSION:

A letter from the Chairman of the Human Relations Commission relative to Commission Membership absenteeism was reviewed. A determination will be sought as to the number of meetings missed by individuals. The Executive Secretary was directed to advise Mrs. Radovsky of approaches used in the past by other committees/commissions who have experienced the same problem; i.e. contact individual to determine their interest; ask that they try to attend meetings if interested or suggest graciously that they submit their resignation to the Board of Selectmen.

SHAMROCK APPEAL - A.B.C. DECISION:

Receipt was noted of a decision from the Alcoholic Beverages Control Commission that the Board's denial of an application for transfer of location of the license of Shamrock, Inc. to new premises was without foundation. As a result, the Board will schedule a new hearing for reconsideration on the matter.

UNDER CONSIDERATION:

Commission Negotiator - The Executive Secretary was directed to meet with Town Counsel to start the process of hiring a Commission Negotiator in accordance with Town Meeting Action.

Policy on Town Owned Buildings: - Executive Secretary was directed to meet with Town Counsel to develop a policy on Town Owned Buildings.

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SUPERINTENDENT OF TOWN BUILDINGS:

Following interviews with candidates for the position of Building Superintendent, the following action was taken by the Board:

Peter Ablondi motioned to appoint Clayton Orser to the position. John DelPrete seconded.

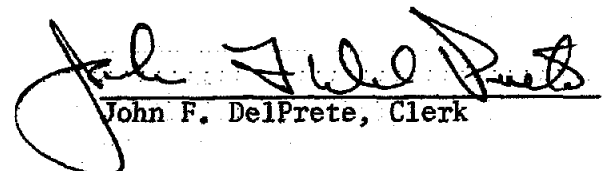
John King motioned to appoint Eugene Oliva. No second was made.

John King motioned to appoint Robert Urbinati. No second was made.

Hearing no second to his motions, John King then voted to appoint Clayton Orser, making the appointment as Building Superintendent unanimous.

On the motion of John King, it was unanimously voted to appoint Robert Urbinati as Assistant Building Superintendent.

MEETING ADJOURNED AT 11:00 P.M.


John F. DelPrete, Clerk