

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*REGULAR MEETING OF THE BOARD OF SELECTMEN APRIL 26, 1976\*

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

WARRANTS:

#119 - April 26, 1976 - Bill - \$1,204,841.94  
#120 - April 26, 1976 - Pay Roll - \$486,509.81

DANCE LICENSE:

Spanish Community Center, Tropicana Social Club, 50 Hollis St., May 1, 1976.

BILLIARD TABLE, POOL, BOWLING ALLEY LICENSE:

Funway Corp., 11 Blandin Ave., 7 Pool Tables.

FORTUNE TELLER'S LICENSE:

Louise Fimlaid, 50 Worcester Rd.

SPECIAL BEER & WINE LICENSE:

Friends of the Retarded, Village Hall, May 1, 1976.  
DeAngelis Insurance Agency, Inc., Mary Dennison Park, May 1,2,8,9, 1976.

SUNDAY ENTERTAINMENT LICENSE:

Funway Corp., 11 Blandin Ave., Pool Tables, May 2, 1976 to April 24, 1977.

SPECIAL POLICE OFFICER APPOINTMENT:

Walter T. Tierney, 5 Wheeler Ave., for a term of one year.

RATIFICATIONS:

Street Obstruction:

Framingham State College, State St., May 1, 1976, 8 A.M. to 5 P.M., May Day Concert.

Open, occupy street - Commonwealth Gas Co.

Lot 136 Lockland Ave., install new gas service - 4/23/76-5/22/76.  
Lot 137 Lockland Ave., install new gas service - 4/23/76-5/22/76.  
Lot 145 Lockland Ave., install new gas service - 4/23/76-5/22/76.  
510 Edgell Rd., install new service - 4/23/76-5/22/76.

HEARING:

A public hearing was held at 7:30 P.M. in the Selectmen's Office, Room 21, Memorial Building on the petition of the New England Tel. & Tel. Co. for the following permission:  
Worcester Rd. (Route 9), southerly side from existing manhole 271 approx. 36 feet east of West St. extending southerly approx. 22 feet of conduit.  
Worcester Rd. (Route 9), southerly side approx. 41 feet east of West St. One (1) pole.  
Old Conn. Path, northwesterly side from existing pole 50/32 approx. 48 feet southwest of Hardy Street extending northeasterly approx. 15 feet of conduit and one (1) interface connector.  
Concord Street (Route 126), westerly side from existing manhole 237 approx. 90 feet south of Sewell Street extending northerly approx. 20 feet of conduit.  
Francis S. Brown, representing the Telephone was present in favor. There was no objection to the petition, and the same was granted.

A public hearing was held at 7:30 P.M. in the Selectmen's Office, Room 21, Memorial Building on the petition of Boston Edison Co. for the following permission:  
Eaton Road, in the Median Strip, opposite Overlook Drive, One (1) pole. Edward Chisolm, representing the Boston Edison Co., was present in favor. There was no objection to the petition, and the same was granted.

VARIANCES:

It was voted to authorize the Building Commissioner to issue a permit to Herbert Strachman, for the construction of a swimming pool at 15 Karal Drive, Framingham, with a 10' rear yard.

It was voted to grant a 19' side yard variance to Margaret P. Welch at 881 Edmands Road, Framingham, for the purpose of subdividing a large parcel of land into two lots.

CONFERENCE - UNITED TOWN COMMITTEE:

A progress report of action taken by involved departments on complaints received for the South Side was reviewed. In some instances action taken was not satisfactory and additional questions were raised. Pat Fox insisted Millis Roofing was not meeting parking requirements. She cited an example where they continue to park their trucks along the railroad property. George Seeley, Building Official, informed her that the enlargement of the premises occupied by Millis Roofing was done illegally under a building permit issued by his predecessor and, therefore, he would have had to comply with the parking requirements. John DelPrete pointed out that much of their roofing material is stored in their parking spaces, thereby prohibiting the use for its intended purpose. The Building Official was directed to further investigate this alleged violation, and to report any other violations he finds in connection with this property.

Robert Hinckley asked if there could be a time restriction imposed in connection unloading of vehicles at R. H. Long Motor Sales. He informed the Board they were unloading at 7:30 A.M., creating a safety hazard for the children walking to school. John DelPrete directed the Executive Secretary to approach R. H. Long for their cooperation.

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*April 26, 1976\*

(2)

SOUTH SIDE (CONT'D.):

Mike D'Amato, owner of the Hollis Flea Market, angrily told the Board he felt singled out because he was prohibited from displaying his merchandise on a public sidewalk in front of his premises. He was especially critical of the manner in which he was advised that he was in violation regarding the displaying of merchandise on the sidewalk. He said he was caused a great deal of embarrassment when the police cited him for the violation and said it could easily have been handled by a 'phone call or a request from the United Town Committee. He would have been perfectly willing to cooperate. He commented there were many businesses in the town who were allowed to display their merchandise and, in particular, the number of garage sales allowed in a residential zone. He asked Town Counsel to clarify when a Flea Market would be considered a business. Town Counsel informed him that the Selectmen had determined that if there was one sale that would not be considered a business since it would be considered a use accessory to the property as a single family use. Anything more than one would be a matter of judgement by the Building Official as to whether or not it constitutes a business.

Morris Shapiro, a landlord on the south side, told the Board the only way the program could succeed on a permanent basis was to allocate money to hire trained instructors to go into the area regularly, speak with the people, and show them exactly how they can maintain the exterior and interior of the properties. He noted many of the people are good people, in an environment they are not used to, and nobody is telling them how to maintain their properties. John DelPrete pointed out that \$25,000 is already being invested in the Spanish Community Center and they are supposed to be assisting these people in conjunction with the Human Relations Commission.

Following additional discussion, John King directed the Executive Secretary to check with the Planning Department to see if there are federal funds available for the purpose outlined by Mr. Shapiro. Robert Hinckley asked that a written report of action taken thus far be sent to the Chairman of the United Town Committee.

CONFERENCE - STATE STREET AREA - ZONING VIOLATIONS:

The Board met with several residents of the Main Street, Framingham Centre area to discuss present existing violations of the zoning laws, possible violations of zoning variance conditions, on street parking violations on State Street and the general downgrading of property owned by absentee landlords. Present were Thomas Waters, spokesperson, Mrs. William F. Malley, William P. McNally, Mrs. Joseph W. Doherty, Mr. & Mrs. Robert Doherty, Ernest W. Colman and Andrew Ruge, all of whom cited specific complaints at specific locations where more than the legal number of residents were occupying dwelling units, lack of parking as a result, cars parking in the rear of the church, debris and general deteriorating conditions, parking problems, and a dental office being maintained on Main St., but not owner occupied. In connection with this matter, George Seeley, Building Official, responded to a number of the complaints raised in a letter to the Board dated April 16, 1976. Discussion followed. The Executive Administrator was directed to channel the complaints to the appropriate departments for correction.

CONFERENCE - SCHOOL COMMITTEE:

The Board of Selectmen met jointly with School Committee Members for the purpose of establishing the procedure to be followed at a subsequent joint meeting for filling the vacancy on the School Committee as a result of the death of Winston D. Anderson. (Prior notice of the vacancy had been submitted by Chairman Joseph Conlon in compliance with M.G.L. C.41, S.11). Present were the full Board of Selectmen, and all members of the School Committee, except for Richard Daly. John King invited the School Committee to submit procedures they wished to follow since it was an election to their Board.

School Committee Chairman Joseph Conlon proposed the same procedures used at a previous joint election in 1975. The procedures were reviewed and agreed to as follows:

1. Select a Chairman
2. Each member of the joint selection committee will draw a slip of paper with a designated number which will establish the order for nominating and voting.
3. Motions will be made in numerical order.
4. Additional names will be solicited from the floor, however, must go through the joint selection committee.
5. Each committee member will then vote in designated numerical order.
6. After completing one ballot, if no majority vote is obtained, the procedure outlined above will be repeated until such time as a majority vote is received.
7. In the event a majority vote is reached in the first ballot prior to all votes being received from each member of the joint committee, the voting will continue until all members of the joint committee have had an opportunity to cast their vote.

John King clarified the voting members, the six members of the School Committee and the three Selectmen, would elect a temporary Chairman for the joint election - each person voting would draw a number from 1 to 9 from a hat - the person that has the #1 number is eligible to make the first nomination. After numbers are selected, prior to any nominations, the names of those who have expressed a desire to serve as members of the School Committee will be placed on a blackboard. After the nominations are placed, they do not have to be seconded. If no candidate receives the majority vote, the process will be repeated. A vote will be taken by roll call.

Presentation of potential candidates was discussed. Joseph Conlon pointed out that any nominations from the floor should go through one of the members of the committee to assure all nominations would be in order before the voting starts. Mr. Rousseau referred to the minutes of the joint meeting between the Framingham School Committee and the Selectmen on December 23, 1974, which, he said, described the procedures cited during this meeting. He confirmed that names of potential candidates would be placed on a blackboard and at that time any additional names from the floor, or through one of the members of the Committee, would also be placed on the board before nominations are placed.

Following additional discussion, it was unanimously agreed to accept the procedures outlined above. It was further agreed to schedule a joint meeting on May 5, 1976 at 7:30 P.M. in Lower Nevins Hall. John King directed the Executive Administrator to confirm the date and time in writing to each member of the School Committee.

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*April 26, 1976\*

(3)

TRAFFIC REGULATIONS:

On the recommendation of the Safety Officer, it was unanimously voted to approve a request for relief of the parking restriction in front of the property of Porter's Greenhouse at 12 Auburn Street, Extension from May 1 to June 15th with the understanding that they will furnish covers for the parking signs during daylight hours and remove them at night for the convenience and safety of residents.

Also approved NOT A THROUGH SIGN AND GO SLOW CHILDREN SIGN on Rhubena Street. STOP SIGN on Victor Road at the intersection of America Street. Engineering studies will be requested so that State approval may be obtained.

RIVER STREET:

As requested by the Board, recommendations were received from the Town Engineer in concurrence with Sergeant Foley's recommendations that River Street be made "One Way". It was his suggestion, however, to reverse the direction making River Street "One-Way" from Franklin Street to Union Avenue and Wood Terrace "One-Way" from Union Avenue to Franklin Street. Abutters had been polled previously for their recommendations. Receipt was noted.

DIVISION OF EMPLOYMENT SECURITY - BIDS:

Receipt was noted of a letter from John D. Crosier, Director of the Division of Employment Security advising they were rejecting all bids with the present intention of re-advertising as soon as possible.

MASS. CONFERENCE OF THE UNITED CHURCH OF CHRIST - SIGNALS:

The Board acknowledged receipt of a letter from the Building Commissioner in connection with a request from the Mass. Conference of The United Church of Christ for a number of Directional and Identification Signs for their new offices at the corner of Salem End Road and Badger Road. He advised that eight of the signs do not fall under his jurisdiction and the identification sign must be reduced to comply with the sign by-law. A question was raised as to who would assume the cost of the signs. The matter was tabled pending a determination.

SPECIAL TOWN MEETING:

An article submitted by the Planning Board for proposed zoning change was noted. Additional articles submitted for inclusion in a Special Town Meeting were briefly reviewed. On the motion of John King, it was unanimously voted to call a Special Town Meeting on May 19, 1976 within the Annual; to open the warrant, and to close the warrant at 5:00 P.M. on April 27, 1976.

LIQUOR LICENSE REQUEST:

Receipt was noted of a request from Attorney D. Kadra for permission to submit an application for a retail beer and wine package store license for Garcia's Market, 147 Hollis Street.

FINAL AUDITOR'S REPORT:

The final report of the Treasurer's Office Audit rendered by Coopers & Lybrand was unanimously accepted by the Board of Selectmen. It will be forwarded to the State and made available to the public as soon as the State acknowledges receipt of same.

SIGN REVIEW BOARD:

It was unanimously voted to appoint the following as members to the Sign Review Board:

George Shrigley - 3 year term.  
Arthur Napolitano - 3 year term.  
Leigh Woodward - 2 year term.  
Paul Cohen - 2 year term.  
Ellen Sims - 1 year term.

DOG OFFICER APPOINTMENT:

On the motion of John King, it was unanimously voted to table action on the Dog Officer's appointment. John King suggested deferring this appointment until all annual appointments are made next week. Peter Ablondi expressed some concern about the physical condition of any candidate chosen for this position because of the work involved and suggested the candidate should be physically examined prior to commencing work.

CABLE T.V.

The subject of Cable TV licensing was discussed briefly. Prior to discussion John King excused himself from participating because of a possible conflict of interest. Present were CATV Advisory Committee Members, Chairman Robert Noonan, Mrs. Inabeth Miller and John O'Gara. John DelPrete, who had just returned from vacation, asked for additional time before deciding on the matter. The Board was advised that a decision on whether or not to award a Cable TV license had to be submitted to the State by April 30th. John DelPrete asked Town Counsel what would happen if the Selectmen did not make their decision before that time. He advised there would be no Cable TV in Framingham. Following additional discussion, it was voted to continue this matter until the following evening, April 27, 1976, at 8:30 P.M.

LOCAL GROWTH POLICY COMMITTEE:

It was unanimously voted to appoint the following persons to serve as members of the Local Growth Policy Committee: Joseph Sullivan, Matthew Taylor, Sidney Lebewohl and Benjamin Rodin.

RENAMING FARLEY SCHOOL:

A suggestion by Peter Ablondi to rename the old Farley High School the Danforth Building was tabled on the motion of John King. Mr. King instructed the Executive Administrator to refer this project to the School Department for assignment to a grade level so they will become aware of the history of the town.

SAXONVILLE RENEWAL PROJECT:

On the recommendation of Town Counsel, the Executive Administrator was directed to schedule a meeting with the Redevelopment Authority to discuss the status of the Saxonville Renewal Project.

POLL WORKERS:

Selectman King directed the Executive Administrator to schedule a joint meeting with the Town Clerk to discuss future selections of poll workers at his convenience once town meeting is concluded.

MEETING CONCLUDED AT 10:45 P.M. - WILL CONTINUE ON APRIL 27, 1976.

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*April 27, 1976\* (Continued Meeting)

CABLE TELEVISION:

The Selectmen's Meeting, continued from April 26, 1976, was reconvened at 8:45 P.M., April 27, 1976, by Chairman Peter Ablondi. John DelPrete participated in this discussion but John King excused himself to avoid any possible conflict of interest. Members of the CATV Advisory Committee were in attendance with Chairman Robert Noonan as spokesman. Representatives of the three applicant companies also participated.

John DelPrete asked Robert Noonan if his understanding that the agreement would include a guarantee that Cable TV would be installed on all Framingham streets was correct. Robert Noonan replied that this was essentially correct, but that some terminology would have to be included in the contract to cover population intensities (so many residents per several hundred feet).

Mr. Ablondi stated that he had several calls from concerned citizens that the possibility includes undesirable subject matter being made available through cable television, and asked how this might be controlled. It was explained by representatives of the applicant companies that while censorship could not be exercised at an official level, locking devices for specific **exclusion of use** could be made available at the customer's option so they could guarantee control of transmissions received in their homes.

After a brief general discussion on the time spent and detail covered on this subject by the Advisory Committee and the Selectmen, John DelPrete moved that a temporary license be granted for Framingham with the intention of issuance of a regular license within the time specified by the F.C.C. and the State Cable TV Commission.

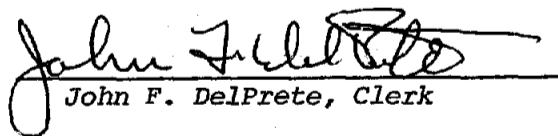
Peter Ablondi seconded the motion and it was recorded as a 2-0 vote to take this action.

John DelPrete moved that in view of the overwhelming recommendation from the CATV Commission, he would award the temporary license to Community Cablevision of Framingham, Inc. It was pointed out that of those members polled, recommendations as the #1 applicant were a 7-1 ratio in favor of this company.

Chairman Ablondi stated that the long arduous work of the Committee carried great weight in his mind and if we were to depend on the unselfish efforts of public spirited citizens to expend this sort of effort, we could not ignore their recommendations. As a result, he seconded the motion of Selectman John DelPrete and it was recorded as a 2-0 vote.

The Committee was thanked for their untiring efforts, as well as the 3 applicants for their willing participation.

MEETING ADJOURNED AT 9:20 P.M.

  
John F. DelPrete, Clerk