

TOWN OF FRAMINGHAM

SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN MAY 3, 1982

The regular meeting of the Board of Selectmen was held at 7:30 P.M. Present: Mr. John F. King, Chairman, Mrs. Claire F. Lavin, Clerk and Mr. John F. DelPrete. Executive Administrator M. P. Clarke was also present.

WARRANTS:

#177 - May 3, 1982 - Bills \$175,514.76
#178 - " " " Block Grant \$5,000.00
#179 - " " " Bills \$373,472.43
#180 - " " " Payroll \$369,616.46

AMUSEMENT LICENSE:

ZAC Activities c/o Zayre, Zayre Parking Lot, 770 Cochituate Rd., Flea Market, May 22, 1982, 8 A.M. to 4 P. M. (Rain Date, May 23).

COIN OPERATED MACHINE LICENSE:

Pizza Wagon, 1B Hamilton Street, 1 machine

DANCE LICENSE:

SMILES (Argentina Arias), at 26 Concord St. (Sharpshooters Hall), May 8, 1982, 8 P.M. to 1 A.M.

SPECIAL MALT BEVERAGES & WINE LICENSE:

SMILES (Argentina Arias), 26 Concord Street (Sharpshooters Hall), May 8, 1982, 8 P.M. to 1 A.M.

SUNDAY ENTERTAINMENT LICENSES:

General Cinema Corp. of Massachusetts d/b/a Cinema Theaters, I, II, III, IV, V, coin operated video games, Sundays 1982, Shopper's World.

Italian-American War Veterans of U. S. Inc., Luigi Ferrazzi Post #135, 35 South Street, Juke Box, 5/2/82-4/24/83.

Papa Gino's of America, Inc., Route 30 Mall, Framingham, Juke Box, Sundays 1982

Howard Johnson Co. d/b/a The Ground Round, 1699 Worcester Road, 5 video games, Sundays 1982

Howard Johnson Co. d/b/a The Ground Round, 1699 Worcester Road, Juke Box, Sundays 1982

RATIFICATIONS:

Permit to open, occupy and obstruct street -

New England Tel. & Tel. Co., in front of White Hen Pantry on Water St., 4/28-5/27/82

TRAFFIC REGULATIONS:

In accordance with the recommendations of Safety Officer Lt. Robert Foley, it was unanimously voted to approve the installation of the following sign:

CHURCH - RECTORY PARKING ONLY -

In front of the Rectory-Office, St. Tarcisius Parish, 35 Cedar Street. Remove the two (2) NO PARKING signs presently located in front of the Rectory-Office at 35 Cedar Street.

HEARING:

Boston Edison Company Petition:

Carol Clinton of the Boston Edison Company was present to petition the following permit from the Board:
Cochituate Road, southerly, approximately 125 feet west of Caldor Road, a distance of about 10 feet - conduit.

Hearing no opposition, John DelPrete made the motion to grant said permit. Claire F. Lavin seconded the motion. As usual John King left the room to prevent any question of possible conflict of interest.

The meeting was called to order at 7:30 P.M. The first order of business was a Proclamation of Danforth Museum Week marking the seventh anniversary of the opening of the Danforth Museum. The Danforth Museum Week was proclaimed to be May 16th to May 23, 1982.

HEARING - NUISANCE BY-LAW RE: 224 HOLLIS STREET

A hearing under the Town's Nuisance By-Law was held concerning the property located at 224 Hollis Street, owned by Frank and Susan Sciacca. The Building Official stated that the building had been severely damaged by fire several years ago and repeated attempts to require either rehabilitation or demolition of the building had been rejected by the owners. After determining that proper notification to all abutters and the property owners had been made, the Board of Selectmen heard several statements by abutting property owners concerning the delapidated condition and the dangerous situation which existed with the building. Having been duly notified by registered mail, the owners chose not to appear at the hearing. By unanimous vote, the Board of Selectmen ordered that the building be demolished either by the owners or by the Town with the cost for such demolition to be established as a lien against the remaining property. The Building Official was directed to advise the owners and give them a 30-day period in which to reply with the order for demolition before causing a public bid to be taken on the work to be done.

HEARING RE: CABLE TELEVISION - DUDLEY C. FREEMAN, 3 WOODMERE ROAD, FRAMINGHAM

At his request, Mr. Dudley C. Freeman of 3 Woodmere Road made a presentation to the Board of his concerns about the operation of the Cable Television Franchise in Framingham. Upon questioning from the Chairman, Mr. Freeman stated that this was the first notification of his feelings and indication of any question of impropriety which had been brought to the Board's attention. Mr. Freeman stated that he had worked for a period of approximately five months as a paid consultant to Community Cablevision but further stated that he no longer was employed by them. Mr. Freeman listed several things which he considered problems and stated that he would recommend that the Cable Review Committee be reestablished for the purpose of monitoring compliance with the license and reviewing any customer complaints which are received. In his list of concerns, Mr. Freeman cited technical improprieties which he stated existed with the filing of reports to the State Cable Commission and the Board of Selectmen's office concerning revisions of operation and annual reports. He stated that the last balance sheet available for public viewing was dated December 31, 1979 and that this was in violation of 166A, Part 8 of the cable franchise requirements. He questioned the lack of annual revenue and ownership reports being available and on file for public viewing.

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In a review of several items, he listed his opinion that cooperative local coverage in Spanish language coverage among other things had not been accomplished according to the terms of the original contract. He also cited a specific instance of a particular channel which was to be included as part of the Boston area wide coverage which had been either eliminated or had been substituted by another channel. He cited the requirement for video and audio simultaneous send and receive locations with several public buildings which were not yet complete. He stated that the service area was only approximately 55 percent of the total coverage of the Town of Framingham. He cited his opinion that the 20% discount on basic service only to senior citizens was far less than that made available by other systems throughout the state. He further stated that a deposit made by a subscriber should accrue interest at an established rate of 7% which was returned to the subscriber.

He said this totalled over \$21,000 over a 4 year period and felt that some change should be made in that regard.

Mr. Freeman agreed that he would submit a list of questions for review to the Board of Selectmen. The Selectmen thanked him for his interest and stated that it might be well to investigate the reestablishment of the Cable Advisory Committee.

HUDSON BUS LINE - LICENSE APPLICATION

Mr. Joel Bornstein, General Manager of Hudson Bus Lines requested a hearing with the Board of Selectmen for additional information to be submitted in their consideration of the application made by his company. The formal hearing had been held on Monday, April 26, 1982 and taken under advisement by the 2 participating members of the Board until the 3rd member could join them. Mr. Bornstein added some clarification on the service to be provided and emphasize the need to provide such service to the hotels and motels in this area. After hearing the additional information and reviewing the information submitted during the public hearing the week before, Selectman Lavin made a motion that the license be granted. No second was received and it was thus determined that no license would be granted by the Board of Selectmen.

RESERVOIR RAQUET CLUB - REQUEST FOR ALL ALCOHOLIC BEVERAGE LICENSE APPLICATION

The request for approval to submit an application for an All Alcoholic Beverage License to replace the current Beer & Wine License held by Reservoir Raquet Club was reviewed. After a brief discussion in which it was determined that this facility had a Beer & Wine License which was the same as all other athletic clubs who had applied for such licenses, the Board determined to take no action on the request for such an application and, in effect, denied a willingness to accept such an application.

REQUEST FOR JOINT MEETING TO FILL VACANCY ON SCHOOL COMMITTEE

The Board reviewed a letter from the Chairman of the Framingham School Committee requesting a joint meeting to fill the vacancy created by the untimely death of Joyce Lundberg. It was agreed that this joint meeting will be held on May 17, 1982.

HEALTH INSURANCE - FISCAL YEAR 1983

A memorandum from the Purchasing Agent outlined the proposal for health insurance coverage for the upcoming fiscal year. This included some changes in rates as well as the inclusion of Chiropractic Service. Upon questioning, it was established that the additional chiropractic service would cost approximately \$17,000 per year. After a review of the proposal, the Board voted unanimously to okay the proposal and submit it for funding in the Annual Town Meeting.

PARKING SIGNS - ST. TARCISIUS PARISH OFFICE AND RECTORY

Upon request of the Pastor of St. Tarcisius Church, the Board voted unanimously to replace the current parking signs in proximity to the rectory and parish office with signs to read "Parking - Church Business Only".

The Board noted receipt on the following items:

1. Fire Department Overtime
2. Letter from the Director of DEQE to Mr. Richard Kennedy concerning General Chemical operation on Leland Street.
3. Letter of resignation from James Espinosa as a member of the Human Relations Commission.
4. Memorandum from the Planning Director concerning the sale of Lincoln School.
5. Memorandum concerning Student Government Day to be held on May 5, 1982.

A review of reports of liquor violations at the American Legion Club and Garbarino's Liquors, Inc. resulted in a determination to set up hearings on both situations for May 17, 1982.

Annual appointments were made to all listed positions subject to reappointment with the exception of the Conservation Commission in which Mr. Harold Adler was appointed to complete the unexpired term of Mr. Rosky and the appointment to Assessor and Executive Administrator. Chairman King requested that 2 letters concerning the Assessor's office, 1 from Assessors Maguire and Ball and 1 from Assessor Eck be read into the record. These letters are attached to the minutes. In a discussion of appointments to the position of Assessor and Executive Administrator, Chairman King stated that he had some concerns about the operation of the Assessor's office and as a result he wished to hold each of these 2 appointments as a 60-day carryover for review at the end of the 60-day period in determination on whether or not the appointments should be made. He stated that he had a concern that more direct control should be exercised by the Executive Administrator over the operation of the Assessor's office. He further stated a concern on the periodic formal meetings which should be held with Department Heads reporting to the Board of Selectmen and a dissatisfaction with the collective bargaining procedures.

(SEE ATTACHED LIST)

May 20, 1982

Michael J, Ward
Town Clerk
Memorial Building
Framingham, MA 01701

Dear Mr. Ward:

You are advised that the meeting of the Board of Selectmen, held May 3, 1982, the following appointments were made:

PURCHASING AGENT

Lorraine Regan, rear 22 Fay Road, for a term of three years, to expire May 1, 1985.

BUILDING COMMISSIONER

George M. Seeley, 34 Knight Road, for a term of three years, to expire May 1, 1985.

DOG OFFICER, INSPECTOR OF ANIMALS, KENNEL ATTENDANT, POUND KEEPER

Joyce Suttill, 23 Raymond St., Apt. 3, for a term of one year, to expire May 1, 1983.

ASSISTANT DOG OFFICER

Ellen Pellistri, 1501 Windsor Drive South, for a term of one year to expire May 1, 1983.

CONSERVATION COMMISSION

Harold Adler, 11 Foley Drive, for a term to expire May 1, 1984 (Vice-Chester Roskey, resigned).

Joseph Paolini, 135 Parker Road, for a term of three years to expire May 1, 1985.

David Robertson, 204 Maynard Road, for a term of three years, to expire May 1, 1985.

FOREST WARDEN

John Hancock, 1570 Concord Street, for a term of one year to expire May 1, 1983.

COMMISSION FOR YOUTH SERVICES

John H. LaChance, 12 Berkshire Road, for a term of two years, to expire May 1, 1984.

Dwight Scandrett, 17 Edith Road, for a term of two years to expire May 1, 1984.

ZONING BOARD OF APPEALS

✓ John Flynn, 2 Longview Road, for a term of three years to expire May 1, 1985.

ASSOCIATE MEMBER - ZONING BOARD OF APPEALS

✓ Margaret Carlson, 149 Sumner Street, for a term of three years to expire May 1, 1985.

✓ Frank Galvani, 107 Oaks Road, for a term of three years to expire May 1, 1985.

TOWN CONSTABLE, LOCK-UP KEEPER

Arthur F. Martins, 9 Wellington Ave., for a term of one year to expire May 1, 1983.

FENCE VIEWER

Fred Sergeant, 41 Wood Terrace, for a term of one year to expire May 1, 1983.

TOWN FOREST COMMITTEE

Frank A. Magnotta, 27 William J Heights, for a term of one year to expire May 1, 1983.

Elinore D. Berenson, 32 Travis Drive, for a term of one year to expire May 1, 1983.

INDUSTRIAL DEVELOPMENT COMMISSION

✓ Elmer Goldman, 52 Gregory Road, for a term of five years to expire May 1, 1987.

✓ Mario Carbone, 261 Salem End Road, for a term of five years to expire May 1, 1987.

INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY

✓ Leon Goodman, 10 Lantern Lane, for a term to expire May 1, 1984 (Vice-Richmond Robertson, deceased).

COUNCIL ON AGING

✓ Angelina Carboneau, 41 Woodmere Road, for a term of one year to expire May 1, 1983.

✓ Philip Dupuis, 6 Murray Road, for a term of one year to expire May 1, 1983.

✓ Albert McCarthy, 64 Prindiville Ave., for a term of two years to expire May 1, 1984.

✓ Fred Cashman, 103 Phelps Road, for a term of three years, to expire May 1, 1985.

✓ Arthur Willis, 39 Ruthellen Road, for a term of three years to expire May 1, 1985.

✓ Charles Gherna, 107 Pincushion Road, for a term of three years to expire May 1, 1985.

✓ Mary Irene Farley, 14 Pond Street, for a term of one year to expire May 1, 1983.

✓ Abraham Rudnick, 66 Dinsmore Avenue, for a term of one year to expire May 1, 1983.

SUPERINTENDENT MEMORIAL BUILDING

✓ John F. King, 81 Meadow Street, for a term of one year to expire May 1, 1983.

SUPERINTENDENT ATHENAEUM HALL

✓ Claire F. Lavin, 31 Linda Avenue, for a term of one year to expire May 1, 1983.

SUPERINTENDENT NOBSCOT HALL

✓ John F. DePreta, 64 Clark Street, for a term of one year to expire May 1, 1983.

Michael J. Ward
Town Clerk

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SIGN REVIEW BOARD

David L. Gitelson, 77 Franklin Street, for a term of two years to expire May 1, 1984.

Eugene Kowalczykowski, 372 Salem End Road, for a term of two years to expire May 1, 1984.

ALTERNATE MEMBER - SIGN REVIEW BOARD

Robert Aaron, 435 Grove Street, for a term of one year to expire May 1, 1983.

Margaret Sofio, 24 Amy Road, for a term of three years to expire May 1, 1985.

HISTORICAL COMMISSION

Roger S. Norris, 657 Salem End Road, for a term of two years to expire May 1, 1984.

Stephen D. Pratt, 634 Edgell Road, for a term of three years to expire May 1, 1985.

Marjorie Maish, 17 Hodder Lane, for a term of three years to expire May 1, 1985.

HISTORIC DISTRICT COMMISSION

Ralph Maish, 17 Hodder Lane, for a term of one year to expire May 1, 1983.

Robert Dion, 20 Harrington Road, for a term of one year to expire May 1, 1983.

ALTERNATE MEMBER - HISTORIC DISTRICT COMMISSION

Mrs. Ralph Bryant, 31 Grove Street, for a term of one year to expire May 1, 1983.

Gerald Couto, 40 Cochituate Road, for a term of one year to expire May 1, 1983.

COMMUNITY DEVELOPMENT COMMITTEE

Louis Guerriari, 20 Gordon Street, for a term of one year to expire May 1, 1983.

Eileen Donoghue, 76 Gilbert Street, for a term of one year to expire May 1, 1983.

Lillian Barwell, 11 Chautauque Avenue, for a term of one year to expire May 1, 1983.

Evelyn Gaynor, 1621 Concord Street, for a term of one year to expire May 1, 1983.

John Murphy, 26 George Street, for a term of one year to expire May 1, 1983.

John A. Pierce, 8 Mechanic Street, for a term of one year to expire May 1, 1983.

Ria McNiff, 74 Indian Head Road, for a term of one year to expire May 1, 1983.

Doris Sarkisian, 2 Springhill Road, for a term of one year to expire May 1, 1983.

Arthur Willis, 39 Ruthellen Road, for a term of one year to expire May 1, 1983.

Ana M. Leahy-Hernandez, 415 Franklin Street, for a term of one year to expire May 1, 1983.

James Dwyer, 5 William J Heights, for a term of one year to expire May 1, 1983.

Anthony DeAngelis, 100 Lackland Avenue, for a term of one year to expire May 1, 1983.

Very truly yours,

BOARD OF SELECTMEN

M. P. Clarke
Executive Administrator

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Selectman Lavin moved that neither appointment be made and that advertisement be started for replacement for Mr. Eck immediately. She further moved that Donald Croatti be appointed Acting Executive Administrator for a period of 90 days while advertising was commenced for replacement for Mr. Clarke. No second was received on this motion. Selectman DelPrete moved that each of the incumbents of the 2 offices be reappointed immediately. No second was received on this motion. Mr. DelPrete stated that after 18 years of service on the part of the Assessor and 7 years of service on the part of the Administrator did not seem logical to have a test period of 60 days, however he agreed after some discussion to second the motion of Chairman King for a 60-day holdover appointment.

The Board reviewed a letter from Town Counsel, Aaron Bikofsky recommending that claims of damage relative on one Ruthann Hood, filed by Attorney Joseph F. DiTomasso be denied. The Board voted unanimously to accept the recommendation of Town Counsel and deny the damage claims.

The Board briefly renewed a report of progress from Building Official, George Seeley concerning the residents at 46 Lanewood Avenue for a state facility for retarded minors. Further information will be provided by Mr. Seeley as soon as he has had an opportunity to review information submitted by the Justice Resource Institute, Inc. who is the licensee under the state process.

The Board accepted the resignation of Lt. Domenic Ferrazzi as Civil Defense Director effective May 1 with regret.

The meeting was adjourned at approximately 10:15 P.M.

Claire F. Lavin

CLAIRE F. LAVIN, CLERK