

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN - NOVEMBER 29, 1982

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

WARRANTS:

#86 - November 29, 1982 - Bills \$167,362.04
#87 - " " " - Drawdown Rehab. \$10,200.00
#88 - " " " - Community Development Block Grant \$20,575.30
#89 - " " " - Bills \$1,225,651.75
#90 - " " " - Salaries \$647,356.70

COMMON VICTUALER LICENSE:

Framingham China Corporation d/b/a Peking Garden West Restaurant

DANCE LICENSE:

Latinamerican Confraternity of Framingham, 26 Concord St., December 4, 1982, 8 P.M. to 1 A.M.

SUNDAY ENTERTAINMENT LICENSES:

The Next Door, Inc., 666 Waverly Street, Juke Box, 8-1-82 to 7-24-83
The Next Door, Inc., 666 Waverly Street, coin-operated machines, 1 pinball, 2 TV Games & 1 table game,
8-1-82 to 7-24-83

SPECIAL MALT AND WINE BEVERAGES LICENSE:

Latinamerican Confraternity of Framingham, 26 Concord Street, December 4, 1982, 8 P.M. to 1 A.M.
Mass. Women's Political Caucus, Inc., Civic League, Concord Street, December 4, 1982, 4:00 P.M. to 8:00 P.M.

SPECIAL ALL ALCOHOLIC BEVERAGE LICENSE:

College Center - Framingham State College, 839 Room and Fireplace Lounge, December 11, 1982, 6 P.M. to 1 A.M.
Big Brother Big Sister of South Middlesex, Inc., Village Hall, Framingham Centre, December 31, 1982,
8:00 P.M. to 1:00 A.M.

RATIFICATIONS:

Permit to open, occupy and obstruct street:

New England Telephone & Telegraph Co., Edgell Rd, between Pine Lane & Scott Dr. - 11-30-82 to 12-30-82.
Commonwealth Gas Company, E3 Wilson Street, 11-23-82 to 12-23-82.

APPOINTMENTS:

Special Police Officer -

Anne M. Merchant, 4 Lexington Rd. Wellesley, MA. for a term of one year
Harvey E. Brandt, 22 Lakeshore Road, Natick, MA. for a term of duration of employment with Bennigan's Tavern.
Denise M. Farrell, 13 Derby Street, Waltham, MA., for a term of duration of employment with Filene's Basement.

CONFERENCE - PEWTER POT LICENSE PROPOSAL

Mr. Kevin Hartigan and Michael Kelly requested the Board's permission to apply for a full alcoholic beverage pouring license at Pewter Pot Restaurant at 84-86 Worcester Road. They pointed out that a license to serve malt and wine beverages had been operating at that location for a little over one year. They stated that their basic company policy was to upgrade to all alcoholic beverage sales wherever possible after they had had some experience with a beer & wine license. They further stated that they were beginning to emphasize evening meals in addition to their original reputation as a breakfast and luncheon type of restaurant. Selectman DelPrete pointed out that their normal closing hour of 3:00 A.M. could cause them difficulty with an all alcoholic beverage license despite their intent to stop service at the regular alcoholic beverage hour of 1:00 A.M.

The Board took the matter under advisement at the conclusion of the discussion. At a later time in the evening, the Board voted unanimously to advise the applicant that they would not authorize application for an all alcoholic beverage license.

JOINT ELECTION - KEEFE REGIONAL TECHNICAL HIGH SCHOOL COMMITTEE

A joint election was held to fill the post vacated by Robert Noonan until the next annual election. Participating in the election were the following Framingham representatives to the School Committee; Paul Farley, Gerald Kearney, and Robert Merusi. On the motion of Paul Farley, Richard McDonald of 44 Crest Rd. was nominated to fill the vacated position. Selectman Lavin seconded the nomination. By unanimous vote of the three selectmen and the three members of the School Committee, Mr. McDonald was elected to fill the term until the next annual Town Election.

CONFERENCE - CHRISTY MALTAS, REAL PROPERTY COMMITTEE, STANDING COMMITTEE ON PLANNING AND ZONING RE:

PLANS FOR DISPOSITION OF PROPERTY

Planning Director, Christy Maltas presented 6 possible alternative methods to establish a procedure for disposition of surplus town property. Members of the committees that were involved participated in a discussion of each of the proposals. It was pointed out that the purpose of the discussion was to establish a procedure which could be easily understood by all participants for disposition of any and all surplus town property. A proposal to establish a planned reuse district including the various properties in question was discussed and it was agreed that the Real Property Committee would probably sponsor an article to establish such a district at the next Special or Annual Town Meeting. After a very extensive discussion of the pros and cons of the various proposals, it was agreed that the committees would hold further discussions and it was hoped that a basic procedure could be established by a future town meeting.

The Board reviewed a letter received from the chairman of the School Committee stating a concern of a citizen regarding the procedure for collection of leaves by the Department of Public Works. The Board voted unanimously to refer the letter to the Safety Officer and the Board of Public Works for their handling of the commentary.

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REQUEST TO PURCHASE TOWN OWNED LAND OFF ARTHUR STREET

In response to a letter received from John and Donna Kiley of 173 Prospect Street, Framingham, the Commissioners of Public Works stated that they did not wish to sell any portion of the town-owned land under their jurisdiction for the purpose suggested. They stated that since no hardship exists the Kiley's request should be held until such time as the work of the central garage committee for developing a unified location for public works activities was completed.

The Board of Selectmen voted unanimously to respond to the Kiley's letter with information that it was not available.

SPECIAL PARKING AND DIRECTIONAL SIGNS

The Board of Public Works has notified the Board of Selectmen that they do not have a budget sufficient to pay for parking minute signs which have been approved by the Board of Selectmen. After a brief discussion, it was agreed by the Board of Selectmen that they would notify anyone requesting such signs that they would have to pay for the signs directly in advance before they could be ordered on an individual basis for installation. This information is to be forwarded to the Safety Officer for his notification to applicants in the future.

STREET ACCEPTANCES - FISCAL YEAR 1984

The Board reviewed the recommendation for street acceptances submitted by the Director of Public Works, the Planning Board Consultant and the Town Engineer. They agreed to include Arnold Road (provided all items of work are completed by the date of street acceptance hearings) and Dartmouth Drive. It was further agreed that a public hearing would be set up according to the requirements for the Annual Town Meeting.

REQUEST FOR RESIDENT PARKING SIGN AT 92 ALEXANDER STREET

Based on the letter submitted by the Board of Public Works concerning the lack of availability of funding for special signs, the Board of Selectmen referred this request back to Lt. Foley with a direction to advise the property owner of the requirement for pre-payment.

REQUEST FOR EXTENSION OF COIN-OPERATED GAME HOURS

The Board reviewed 2 letters from Timothy's Too and Timothy's Spirits Company requesting that the hours for operation of their coin-operated games on Fridays be until 2:00 A.M. to coincide with the hours of their pouring license during the year 1983. The Board voted unanimously to deny the request.

The Board noted receipt of the following correspondence:

1. Letter from Chief Arthur Martins concerning holiday traffic control.
2. Invitation to a meeting from the Greater Framingham Jewish Federation.
3. Notification of a public hearing concerning installation of a Telephone Co. relay station at the intersection of Salem End Road and Gates Street.
4. Letter from Philip B. Ernst re: compromise proposal for disposition of the Lincoln School property.
5. Fire Department Overtime for the week ending November 27, 1982.

REQUEST FOR PROMOTIONAL EXAMINATIONS - POLICE DEPARTMENT

At the request of the Chief of Police, the Board voted unanimously to petition the Division of Civil Service for promotional examinations for the positions of Captain, Lieutenant and Sergeant in the Framingham Police Department.

REQUEST FOR COURT INTERVENTION - LICENSE VIOLATION

The Board reviewed a letter from the Chief of Police requesting their support in having Town Counsel petition the court to issue a Cease & Desist Order of the illegal operation of the House of Zodiac at Shoppers World.

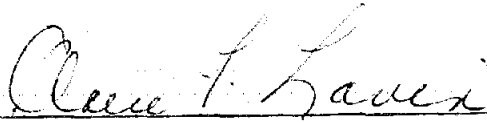
REORGANIZATION OF POLICE DEPARTMENT

At the request of the Chief of Police, the Board took a proposed reorganization of the Police Department under advisement pending clarification of contractual requirements from the legal counsel of the Town.

COIN-OPERATED AMUSEMENT DEVICE FEES

The Board of Selectmen was requested to establish a fee for coin-operated amusement devices for the year 1983. It was recommended that they utilize their authority established under Chapter 40, Section 177A which was accepted by the Town Meeting of October 7, 1982 as Article 9 to establish a fee greater than the \$20 current fee and up to a maximum of \$100 per machine per year. After a discussion of the concerns expressed by the owner of the Fun & Games Arcade that this would be an unfair fee if it was established as \$100 per machine for the number which he had in his operation, Selectman DelPrete moved that the fees be established at \$100 per machine for any number up to 25 in a given location and that any number over 25 be classified as an arcade with a flat rate fee of \$5,000 per year. The motion was seconded by Selectman Lavin. Chairman King stated that he felt this would be unfair discrimination against the individual machine operators and, as a result, he voted in opposition to the motion. The fees were established as outlined by a vote of 2-1.

The meeting was adjourned at approximately 9:55 P.M.



CLAIRE F. LAVIN, CLERK