

**TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS**

JUNE 27, 1988

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

WARRANTS:

#1 - June 27, 1988 - School Salaries - \$49,631.44
#158 " " " - Bills - \$335,628.18
#159 " " " - Miscellaneous - \$483,285.81
#160 " " " - Salaries - \$847,814.57

SPECIAL ALL ALCOHOLIC BEVERAGE LICENSES:

Laurence Groleau - Village Hall - August 20, 1988 - 6:00 P.M. - 12:00 P.M. (Wedding Reception)
Sophie Serves, Inc. - Village Hall - July 2, 1988 - 9:00 A.M. - 5:00 P.M. (Wedding Reception)

SPECIAL MALT BEVERAGES & WINE LICENSE:

Framingham Lodge of Elks, #1264 - 450 Union Avenue (Outdoor Picnic) - July 3, 1988 - 6:00 P.M. - 12:00 P.M.

RATIFICATIONS:

Permit to Open, Occupy and Obstruct a Street:

Soil Exploration Corporation - Bridge carrying Concord St. over Sudbury River - June 23 to July 23, 1988
Commonwealth Gas Company - Redcoat Road for 903 Pleasant Street - June 25 to July 25, 1988
" " " - 40 Beaver Street - May 21, 1988
" " " - 32 School Street - May 26, 1988
" " " - 148 School Street - May 24, 1988
" " " - 135 Pearl Street - May 23, 1988
" " " - 67 Beaver Street - May 23, 1988
" " " - 50 Main Street - May 27, 1988
" " " - 221 Water Street - May 27, 1988
" " " - 71 Wilson Avenue - May 28, 1988
" " " - 21 Bosworth Road - June 3, 1988
" " " - Belknap Road @ Grove Street - June 3, 1988
" " " - 322 Salem End Road - May 31, 1988
" " " - 48 Main Street on Wheeler Avenue - May 31, 1988
" " " - 159 Concord Street - June 28 to July 28, 1988
" " " - 672 Winter Street - June 28 to July 28, 1988
" " " - Waushakum St. for 144 Arlington Street - June 28 to July 28, 1988
" " " - 55 Eames Street - June 28 to July 28, 1988

CHANGE OF MANAGER - LIQUOR LICENSE:

The Board of Selectmen voted unanimously to grant Change of Manager to Red Star Lunch, Inc. d/b/a Time Out, 486 Concord Street, Framingham, subject to the approval of the Alcoholic Beverages Control Commission, from Edward Clifford, Present Manager to John M. Borghi, New Manager, All Alcoholic Restaurant.

BOSTON EDISON COMPANY PETITION

Mr. Joe Bausk, representing Boston Edison Company appeared on behalf of a petition for installation of conduit on M.D.C. property at Lanewood Avenue. As usual, Selectman King did not participate in the hearing. Hearing no objections after a description of the installation was given, the Board voted 2-0 to approve the petition.

CONFERENCE RE: FRAMINGHAM COBBLESTONE'S, INC.

Attorney William Mayer appeared with owner Howard Feldman to describe his proposal for expansion of the renovation of the former post office on 44 Franklin Street and operation of a pub type restaurant on the first floor. It was pointed out that this was part of the original description of premises when the license was issued. The attorney pointed out that they felt it would be well to describe the proposed operation to the selectmen prior to any final license applications being submitted. Renovations which are currently under way would total approximately \$750,000.

It was stated that the intention was to create a pub type operation with a variety of electronic entertainment games and a sequence of specialty shows and variety nights which would include comedians and such things as Irish nights and Italian nights, etc. It was further stated that there would be no objectionable entertainment held in the location. It was specifically said that there would be no nude or semi-nude dancing or any type of provocative participation games.

It is expected that upon completion of the first floor, the general atmosphere and menu of the lower floor restaurant operation would be changed to a main presentation which would include full course dinners, etc. Upon conclusion of the presentation, the attorney and owner stated that they would submit the proper license application at the time that the renovations are complete and they were hoping to have an opening in the fall of this year.

KEEFE TECHNICAL SCHOOL JOINT ELECTION

The Framingham members of the Keefe Technical School Committee met with the Board of Selectmen for the purpose of electing two additional Framingham representatives to the committee to serve until the next annual election. This increase in committee membership on the part of Framingham was a result of the addition of the Town of Natick to the district. The additional members from Framingham are required to have a proportional representation based on the number of students who attend.

The first order of business was the election of Philip Ernst as the Chairman for the meeting and election. It was a unanimous voice vote for confirmation of his appointment as Chairman. At the outset, it was noted that the Board had been advised of interest on the part of four individuals. These people were

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John Flinter and Enrico Bachini, Thomas Liddy and George Boulanger.

It was agreed that nomination and votes would be taken in sequence. The names of Enrico Bachini and Walter Otochitz were placed in nomination in addition to that of John Flinter. In the first round of voting, Enrico Bachini received a majority of the votes and a motion to make the vote unanimous was accepted. In the second round, John Flinter received a majority of the votes.

It was declared that John J. Flinter of 11 Maple Lane and Enrico P. Bachini of 182 Edgewater Drive were to be elected as members of the Joseph P. Keefe Technical High School Committee to serve until the 1989 Annual Town Election.

CONFERENCE - FRAMINGHAM LEISURE PROPERTIES, INC. d/b/a BELAIRE CAFE OF FRAMINGHAM - 220 Worcester Road
Attorney Paul Galvani was accompanied by James Lee, the manager of the property in question for discussion of the difficulty and problems which had been encountered on serving of alcoholic beverages at this location. It was pointed out to the representatives of the business that reports from the District Attorney's office indicated that several people who were arrested for driving under the influence of alcohol stated that they had been served alcoholic beverages at the Belaire Cafe prior to their arrest. This indicated a difficult problem and the Board requested a response from the licenseholder concerning steps he was taking to control the sale of alcoholic beverages to minors and to people who obviously had been served in excess. Attorney Galvani described the controls for entry which are always in effect and the fact that all of the employees were being given an alcohol awareness program which was reinforced periodically. A very complete description of the steps taken indicated that the owners of the establishment were cooperating well with the local Police Department in attempting to avoid any difficulties with the service of beverages to patrons. Chief Brent Larrabee stated that since November 19th of 1987 when the establishment opened, there had been 37 incidents listed in the Framingham Police log. The majority of these incidents had been in connection with people trying to gain entry incorrectly to the establishment because of underage status, etc. After a far-ranging discussion of the situation which is faced by this establishment, the Board was satisfied that they were making every effort possible to control a very difficult situation. They agreed that they would continue their efforts and be more diligent in the future.

CONFERENCE - ACT I ARENA THEATRE, INC.

Caroljean Anselmo, John O'Neil, Jerry Couto and Ron LaVan, representing the Act I Arena Theatre appeared to advise the Board of the details concerning their recent relocation from the Town of Ashland to Framingham. The building which had originally been occupied by Fenwal on Fountain Street near the railroad bridge, was being renovated by the current owner to allow the use of the first floor by the theatre company. The total renovation is a project which would require an investment of approximately \$500,000 in the entire building, a portion of which would be devoted to the modification for the theatre purposes. It is expected that there will be 170 seating capacity in the building for theatre productions. They would plan to have 10 productions per year, primarily musicals and comedies and the price range is in a \$10 to \$15 category. It is expected that upon completion of the renovations, the theatre schedule would go into effect this fall.

CONFERENCE - MACOMBER ACQUISITION ADVISORY COMMITTEE

The committee, represented by Harvey Steinberg, Harvey Chafitz, Barbara Gray and Ned Price appeared to update the Board on their activities in applying for state funds. They stated that they expected to apply for \$8.5 million dollars of funds for the purpose of acquiring the Macomber property for public use. These applications would be split among 4 different funds. They stated that the Finance Committee, with the approval of the Town Meeting had transferred \$12,000 for the purpose of obtaining 2 appraisals which are required for the applications. They recognized that the very short time period allowed was causing a difficult problem in finding state-accepted appraisers who could complete the job within the time frame and the fee constraints. It was indicated that they would move ahead as quickly as possible and Representative Gray stated that she still felt very positive about the availability of state funding.

Selectman DelPrete restated the position of the Board of Selectmen in requesting that an appraisal be made of Clark's Hill for the same purpose of application in order to keep it as open space for that neighborhood.

ANNUAL LEGAL EXPENSES

The Board reviewed the letter outlining the total expenses for legal services and collective bargaining services from Aaron Bikofsky. They voted unanimously to approve the bill and request the required transfer from the Finance Committee as is usually done at the end of each fiscal year.

SAFETY OFFICER RECOMMENDATIONS

The Board reviewed Safety Officer recommendations and unanimously approved them as follows:

1. Installation of a Stop sign on Arch Street at Union Avenue
2. Removal of No Parking signs on Howard Street in front of C & M Electric, Inc.
3. Request to study the requirement for traffic signals at Old Connecticut Path and Hardy Street and Old Connecticut Path and Newbury Street
4. Enforcement of No Parking regulations at McGrath Square area upon completion of state work.

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ANNUAL SIDEWALK SALE DAYS

The Board unanimously approved a request from Charles Panza to hold the Annual Downtown Sidewalk Sale days on July 13 and 14.

REQUEST FOR VICIOUS DOG HEARING

The Board received a request from the Acting Dog Officer to establish a hearing concerning an alleged vicious dog owned by Paul Grady, Jr. of 5 Maple Lane. The record of several dog bites to children was submitted. The Board voted unanimously to establish the hearing for their meeting of July 25, 1988.

LEASE AGREEMENT FOR KITCHEN AT CALLAHAN SENIOR CENTER

The Board received a letter from Gary Osteraas of S.M.O.C., requesting that a lease agreement be established for the use of the S.M.O.C. Food Program at the Callahan Senior Center. The Board unanimously approved the establishment of a proper lease by the Town Counsel for submission to a future town meeting if required.

The Board noted receipt of the following items:

1. Correspondence from Attorney Paul DeCenzo re: Red Star Lunch, Inc. d/b/a Time Out Bar at 486 Concord Street.
2. Correspondence from Thomas M. Leddy re: appointment to Keefe Technical School Committee.
3. Correspondence from Safety Officer, Lt. Robert Foley, re: Crossing Guards.
4. Correspondence from the Safety Officer re: inspection of Hackney Vehicles.
5. Correspondence from Supervising Inspector, Division of Standards
6. Fire Department Overtime for the week ending June 18, 1988

The meeting was adjourned at approximately 9:00 P.M., following a unanimous vote to enter a brief Executive Session for the purpose of updating the Board on collective bargaining. No further business was conducted. The collective bargaining session was concluded at approximately 9:10 P.M.



JOHN F. DELPRETE, CLERK