

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

JUNE 10, 1991

The regular meeting of the Board of Selectmen was held at 7:30 P.M. Present: Philip B. Ernst, Chairman, John A. Stefanini, Clerk and John F. King. Also present: Edgar C. Gadbois, Executive Administrator.

WARRANTS:

#150 - June 10, 1991 - Bills - \$249,755.78
#151 - " " " - Miscellaneous - \$1,315,175.25
#152 - " " " - Salaries - \$643,704.36

SPECIAL MALT BEVERAGES AND WINE LICENSES:

Framingham, MA Lodge of the Benevolent & Protective Order of the Elks of the U.S. of America, 450 Union Ave. (Grounds) - June 14, 15 & 16, 1991 - 12:00 Noon to 9:00 P.M.

South Middlesex Latin Emergency Services, Inc. - St. Stephen's Hall, Clinton Street - June 15, 1991 - 8 PM - 1 AM.

DANCE LICENSE:

South Middlesex Latin Emergency Services, Inc. - St. Stephen's Hall, Clinton Street - June 15, 1991 - 8 PM - 1AM.

MOTOR VEHICLE LICENSE:

Class II:

William Lipoff d/b/a B & L Auto - Office at 486 R Concord Street

SECOND HAND ARTICLES LICENSES:

Richard Quinn and Matthew Ferrelli, Jr. d/b/a Power Play Sports Cards - 11A Hartford Street
Rita Orcutt of Daisy's Discoveries - 407 Waverly Street

REQUEST FROM LOUISE FIMLAID FOR LICENSE RENEWAL OF "COUNSELOR BY MEANS OF ASTROLOGY":

The Board voted to approve the request for a "Counselor By Means of Astrology" license to Louise Fimlaid.

CORRESPONDENCE FROM DIANA C. PHILLIPS RE: PERMISSION TO USE APRON IN FRONT OF MEMORIAL BUILDING FOR A "YES FOR FRAMINGHAM" RALLY:

The Board voted unanimously to approve the request of Diana C. Phillips to hold a citizens rally on the apron of the Memorial Building on Sunday, June 23, 1991 from 6:30 to 7:30 P.M.

Mr. Mel Schulz of Precinct 2 Town Meeting member and leader of the vote NO Committee on the override asked if he and his people will also be allowed to attend on the apron that evening also.

Selectman King stated, absolutely.

Selectman Ernst stated, it is invited to everybody.

LIQUOR LICENSE FOR METROWEST TROPICAL FOODS, INC., 195 HOLLIS STREET, RAYMOND IBARRA, MANAGER - WINES & MALT BEVERAGES PACKAGE GOODS STORE:

Selectman Ernst stated that we have a reconsideration from the vote on Metrowest Tropical Foods, Inc. The vote of the Board was to defer it for six months and he had a note from Mr. Gadbois that he had discussed the matter with the Town Counsel and the Board does not have an option to postpone this application for six months.

Selectman King moved to note receipt of Mr. Gadbois' letter to the Board.

Selectman Stefanini asked that the Board receive clarification of that from Town Counsel for the statute or what the basis of that ruling is.

The Board voted unanimously to have the matter left on the table.

CORRESPONDENCE FROM DENIS P. & FRANCES M. DONOGHUE RE: PROBLEM ON BROOKFIELD TERRACE:

Mr. Gadbois read a letter from Denis & Frances Donoghue regarding a Basketball Hoop on the public way in front of the property of William Ellingwood at 17 Brookfield Terrace. Mr. Sergeant, Town Engineer confirmed this on June 3, 1991. They are requesting that this basketball hoop be removed from the public way.

Selectman King stated that he knew Mr. Ellingwood quite well and would be glad to pursue the matter.

CORRESPONDENCE FROM ANIMAL CONTROL OFFICER RE: RESOLVED DOG COMPLAINT:

Mr. Gadbois read a letter from the Animal Control Officer regarding a complaint from Mr. James Pharr of 4 Garvey Road concerning the losse dog belonging to the Tudman's of Edmands Road, notifying the Board that the matter has been resolved.

The Board noted receipt.

CORRESPONDENCE FROM REGIONAL ADMINISTRATORS IN METROWEST RE: REGIONAL TRAINING PROGRAM:

Mr. Gadbois stated that there is a group of Regional Administrators who meet about once a month discussing regional problems and one of the regional issues that has come up is this new federal law that requires truck drivers to have a Class II license, a special type of license as well as school bus drivers, and we are in the process of working on a program whereby all of the towns who have signed this will be able to participate in the program from being able to get our people trained and so forth. Framingham is so large it does have its own trainer, one of the police officers is participating in it but the smaller communities really don't have that advantage and so we are pooling all our resources together.

Selectman Ernst asked if the problem had been brought to the attention of the School Administration and Public Works.

Mr. Gadbois stated that he is going to send a copy of the memorandum to Tim Walsh and Eugene Thayer.

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CORRESPONDENCE FROM REGIONAL ADMINISTRATORS IN METROWEST RE: REGIONAL TRAINING PROGRAM (continued):

Selectman Ernst added that he is the Board's representative to the Metrowest Growth Management Committee and they met with one of the administrators this morning and this group would like to become more formalized and become a sub-committee from the Metrowest Growth Management Committee. They already have a Water Review Board that is a sub-committee which Framingham is a member. In the near future, this could be an official sub-committee of the Metrowest Growth Management.

TIMELY REPORT FROM EXECUTIVE ADMINISTRATOR:

CABLE TV CONFERENCE

The Cable TV Conference cannot be held in July. It can be held on August 19th at 8:00 P.M.

OFFICE SPACE

Mr. Gadbois is trying to find some additional space so we can move some of the offices around so that we could remove the office in the Ablondi Room to make it a better meeting room. He has met with the Retirement people and tentatively they are agreeing to Room B-31 downstairs.

Selectman Ernst stated that the Board received a note of June 7th from the Retirement Board and asked Mr. Gadbois to hold up any action until he meets with the Board.

FOCUS COMMITTEE:

Mr. Gadbois stated that the committee met on June 4 and 5. The Fire Station site legislation has been prepared and will be meeting with our representatives in terms of filing and getting the legislation adopted, be the Pioneer Cooperative property. Town Counsel, Donald Croatti and Mr. Gadbois met with Dick Bolton, President of the Pioneer Bank. As a result of the meeting, the following is to take place:

Since there may be a 21E issue, the bank is going to take immediate steps to clean the site up. The Town is also taking steps to hire an appraiser for the property.

MISCELLANEOUS:

The Committee will meet on June 11th. It will discuss the elevator project, the school building repairs with the school staff groups, the Fire Station site with Chief Smith and also we are meeting with Gene Oliva on this facility (Memorial Building).

Mr. Gadbois attached two memorandums regarding alternative sites for the Police Station.

The Board noted receipt of the following;

Schedule of meetings in Memorial Building.

TOWN MEETING RESOLUTIONS:

Mr. Gadbois gave the Board a packet with a list of all the Town Meeting Resolutions and the status of each one at this time.

Selectman Ernst stated that Resolution #7 which calls for Department Heads to consult with appropriate standing committees to determine specific line items which appear in the Annual Budget. He was not so sure that this was a correct Resolution. He knows it was voted by Town Meeting but these are only resolutions asking the Board of Selectmen to take various actions. He thought a better procedure would be for the local committee chairpersons to notify the Department Heads if they are taking any moves that will affect that particular department. This way, about twelve Department Heads have to check with about three or four committee heads. That doesn't seem like an official way to do it. He questioned this Resolution.

Selectman Stefanini mentioned that on Resolution #8, in addition to the letter that was included in the packet, we also sent a letter to Senators Burke and McGovern relative to the MBTA Assessment that was not included at that time.

LETTERS OF MERIT - POLICE DEPARTMENT:

The Board reviewed letters of merit for the following members of the Police Department:

Officer Ralph Moore, Officer Frank DiVittorio, Officer David Murphy, Lieutenant Frank Masiello, Detective Deborah Frazer, Officer Delores Coots, Detective Kevin Slattery, Officer David Studley, Officer Paul O'Connell, Officer Doreen Whelan, Sergeant Dennis Reardon and Officer Peter Bianchi.

The Board voted unanimously to send letters to the officers congratulating them on their dedication to the community and acknowledge their acts of bravery.

OFFICE - CONGRESSMAN ATKINS:

Mr. Gadbois stated that Congressman Atkins is opening up an office in Framingham and it will be opened on Saturday, June 15th at 26 Arsenal Road.

NEXT MEETING:

The Board voted unanimously to hold a meeting on June 17, 1991 at 7:30 P.M. for the purpose of having hearings with the Firefighters who are being laid off. Mr. Gadbois stated that under the Civil Service laws you are required to hold hearings with them if they so request it.

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CORRESPONDENCE FROM METROWEST MENTAL HEALTH ASSOCIATION:

Selectman Stefanini stated that he received a letter from the Metrowest Mental Health Association establishing a coalition for the community on the prevention of alcohol and other drug abuse. They are holding a meeting at 9:00 A.M. on Wednesday, June 19th at the Metrowest Youth Guidance Center at 88 Lincoln Street.

GRIEVANCE - ENGINEERING DEPARTMENT:

Selectman Stefanini asked what the status report of the Grievance Complaint in the Engineering Department was.

Mr. Gadbois stated that he would like to brief the Board in Executive Session on the labor negotiations and it may be resolved.

BOSE CORPORATION PROJECT:

Selectman Stefanini asked what the status was of the Bose Corp. project.

Mr. Gadbois stated that the Bose Project is going out to bid. The deed has been filed which protects the town's rights in terms of the rights of ways that we want in there, easements that we want in the property and it is now being prepared to go to bid.

PLANNING FUNCTION:

Selectman Stefanini made a motion that the Chairman be empowered to appoint someone to meet with a representative of the Planning Board to develop a plan for the consolidation of the planning function. When the Planning Board met jointly with us, we said that we would handle that over the summer so that come September we have a Plan of Action for consolidating the planning function.

The Board voted unanimously to approve the motion.

PERMANENT BUILDING CONSTRUCTION COMMITTEE - APPOINTMENT:

Selectman Stefanini stated that the by-law passed by Town Meeting on January 18, 1977 at a Special Town Meeting, states the Permanent Building Construction Committee will be comprised of six members appointed by the Moderator, one member appointed by the Boards or Committees which have jurisdiction over buildings or structures being constructed or renovated. To make sure that projects are pushed along, he suggested that the Board appoint a member to the Permanent Building Construction Committee to fill the committee so they may begin their discussion of the Memorial Building and the Police Station.

Selectman Stefanini nominated John King to fill the position, seconded by Selectman Ernst.

GOALS AND OBJECTIVES:

Selectman Stefanini stated that several weeks ago he brought the issue of Goals and Objectives to the Board. He feels it is appropriate and he believed it was the consensus of the Board that if we are demanding from our Department Heads that they lay out their Goals and Objectives for the year ahead, that we do the same. He suggested that maybe next week we could discuss this.

APPOINTMENTS - SALARIED POSITIONS:

Selectman Stefanini stated that the issue of the appointment of the Executive Administrator, the Planning Director, the Building Commissioner and Tree Warden, which by the town by-law, are for terms of three years. After discussing the matter with the Town Clerk and Town Counsel and we have a memorandum from the Town Counsel to that effect, the Board of Selectmen have the option of not re-appointing them, and in effect, giving them a hold-over or appointing them for a term of three years. He asked if it was possible to appoint them for less than a three year period or for less than a period that was outlined in the town by-laws and the answer was No. To make the votes legal, we should re-vote those particular positions listed on the memorandum from the Town Counsel.

Selectman Stefanini made a motion that the Board reconsider the previous vote relative to these positions, seconded by Selectman Ernst.

Selectman King stated that this is just an opinion of Town Counsel and I remind you that Town Counsel's opinion is just that, it is just his opinion as to what the term of office would be. If we vote three year contracts we are tied in to a three year contract and was not so sure that come next year that we won't have some reorganization of Department Heads within the Town of Framingham, some changes and he would say that if we appointed anyone of the individuals on this list for three year contracts and we decide next year that we are going to consolidate departments, here is someone sitting with a piece of paper saying that he had a three year contract with the Town of Framingham and I expect you to honor that. So again, he would say that it has a dual purpose, #1 it allows us the opportunity to enter into any reorganization that we feel is necessary in town government and not get locked in to three year contracts. Over and above that, I think that you understand that when I made the motion and the reason for it and maybe next week we will have to get back into that but he would like you to think about getting locked into three year contracts in light of the fact we are talking about reorganization in the Town of Framingham.

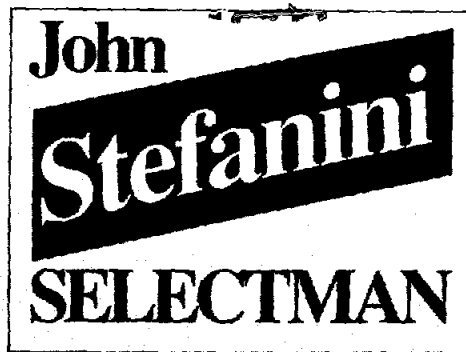
The Board voted to table the matter.

Selectman King made a motion that the Board enter an Executive Session for the purpose of discussing the Firefighters Contract.

The Board voted unanimously to enter Executive Session at 8:00 P.M.



JOHN A. STEFANINI, CLERK



TO: Board of Selectmen
Edgar Gadbois, Executive Administrator

FROM: John Stefanini

DATE: June 10, 1991

RE: Goals and objectives of Board

M E M O R A N D U M

As a follow-up to our discussion two weeks ago, I have taken the liberty of sketching a list of goals and objectives based on our discussion. They are as follows:

* Increase input and access to deliberations of the Board:

- post agenda
- fax agenda to media outlets
- dedicate opening 5 minutes of each meeting to public
- increase access to meeting room
- quarterly news letter for Town Meeting Members

* Oversee the reorganization of the Assessor's Office to ensure accuracy and fairness in assessing:

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* Develop a system to ensure greater accountability of department heads and appointed officials:

- establish a Performance Management System
- annual performance reviews with Board
- monthly meetings with Executive Administrator
- continue monthly meetings with all department heads and Executive Administrator

* Work to forge a partnership between business and government for the benefit of the community:

- reconstitute the Industrial Dev. Board
- establish a Blue Ribbon Commission to explore and make specific recommendations on how business can assist the town, and visa-versa
- continue monthly meetings with business community

- * Explore cost saving ~~initiatives~~ initiatives:
 - review revenue sources and how revenues are projected
 - evaluate recommendations of previous cost savings committees
 - consolidate planning function
 - institute performance audits
 - obtain a budget director to promulgate and implement the town budget
 - participate in deliberations of the Permanent Building Committee to assist in the implementation of the Town's capital plan

- * Ensure adequate Police and Fire Protection:
 - develop a long-term plan for the delivery of Emergency Medical Services
 - evaluate police and fire staffing levels

Mr. Gadbois, please include this letter with the official records for Monday's meeting.

I look forward to our discussion on these matters.