

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

OCTOBER 28, 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:

#51 - October 28, 1991 - Bills - \$476,438.57
#52 - " " " - Miscellaneous - \$1,930,912.39
#53 - " " " - Salaries - \$531,254.76

SPECIAL MALT BEVERAGES AND WINE LICENSES:

Colombians Associated in New England - St. Stephen's Hall, Clinton Street - November 9, 1991, 7:30 PM to 1 AM.
Guat. Association - Framingham Civic League, Concord Street, November 2, 1991 - 8 PM to 1 AM
Borders Book Shop - 85 Worcester Road, November 2, 1991 - 5 PM to 7 PM

DANCE LICENSES:

Colombians Associated in New England - Ste. Stephen's Hall, Clinton Street - November 9, 1991 - 7:30 PM to 1 AM
Guat. Association - Framingham Civic League, Concord Street, November 2, 1991 - 8 PM to 1 AM.

MOTOR VEHICLE LICENSES:

Class III:

David Roseman of A-1 Used Auto Parts - Rear of 115 Beaver Street
David Roseman of Carey Auto Parts - 138 Waverly Street

Class II:

Metro West Automotive Resources, Inc. - 3 Pierce Street

AUCTION - SPECIAL PERMIT:

Kenneth W. Van Blarcom - Auction to take place at 125 Dennison Ave., Framingham, consisting of household furnishings on November 2, 1991. Auction at 10:30 A.M.

RATIFICATIONS:

Permit to Open, Occupy & Obstruct a Street:

H. A. Fafard & Sons Construction, Inc. - Bishop St. intersection with Lawrence Street - October 15 thru December 1, 1991.

Bethany Trucking Company, Inc. - 2 Pine Hill Road - 10/29/91.

Commonwealth Gas Company - 86 Millwood Street - October 24 to November 24, 1991
" " " - 41 Waverly Street - October 24 to November 24, 1991
" " " - 17 Main Street - October 24 to November 24, 1991
" " " - 7 Barry Drive - October 15 to November 15, 1991
" " " - 134 Cedar Street - October 24 to November 24, 1991

HEARING - NEW ENGLAND TELEPHONE & TELEGRAPH CO. AND BOSTON EDISON COMPANY PETITIONS:

1. HICKORY HILL LANE POLE PETITION:

Mr. Pat Lovett of the New England Telephone Company attended to request permission to place a new pole on Hickory Hill Lane, southerly side approximately 55 feet westerly of Singletary Lane, place pole 816/1A.

Hearing no objections, the Board voted to approve the petition on a 2-0 vote.

2. SCHOOL STREET - RELOCATE EXISTING POLE, OLD POLE TO BE REMOVED

Mr. Lovett of the Telephone Co. requested permission to relocate existing pole 199/0, approximately 80 feet northeasterly direction, old pole 199/0 to be removed at School Street at the intersecting way of Concord Street.

The Board voted to approve the petition on a 2-0 vote.

As usual, Selectman King did not participate in the hearing to prevent any conflict of interest.

LIQUOR HEARING - GILBERT ROBINSON, INC. d/b/a HOULIHAN'S OLD PLACE, 50 WORCESTER ROAD - CHANGE OF OFFICERS AND DIRECTORS OF THE CORPORATION - ALL ALCOHOLIC RESTAURANT LICENSE:

Attorney Patrick Toomey attended to represent Gilbert Robinson, Inc. along with Robert Vernava, General Manager of Houlihan's to request a change in officers and directors of the corporation.

Following a discussion, the Board voted unanimously to approve the request.

CONFERENCE - RESIDENTS OF SAXONVILLE RE: CONCORD STREET LOCATION - ACCIDENTS:

Mr. Martin Blank of 1384 Concord Street and several neighbors and residents attended to express their concerns relative to a number of accidents that have happened on a short stretch of road on Concord Street.

Representative Barbara Gray attended to support the residents and expressed concerns.

Chief Larrabee stated that the only way to correct the problem is similar to what was done in front of Concord Street from the court house. There has to be some changes in road design. He and Captain Foley indicated as long as four years ago that they thought A Street should be a one way street. There were some concerns raised about the residents in that area and that was not done. Chief Larrabee recommended looking into moving the flashing sign because those have always been one of their recommendations to the Board.

A cost estimate was worked up by the Engineering Department and for that particular type of sign which would be a flashing sign with a sign underneath that gave you the speed limit it would probably be in the order of \$25,000 to put those in.

Selectman King recommended changing the designation of Route 126 off of Concord Street and onto Old Connecticut Path which is a much safer roadway than coming down into that curve and then down to School Street and back up.

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CONFERENCE - RESIDENTS OF SAXONVILLE RE: CONCORD STREET LOCATION - ACCIDENTS (continued):

Selectman King directed Mr. Gadbois to get the problem of painting accomplished immediately and get signs in place that designates a dangerous curve that flashes twenty-four hours per day and a sign that determines what the speed limit is and contact the state Department of Public Works and determine what the mechanics are of changing the designation of Route 126 from the asection of Concord Street to Old Connecticut Path. Also, something has to be down at the end of A Street and Concord Street and the traffic flow coming out of the school.

Selectman Stefanini amended the motion by adding that the Safety Committee undertake being made up of the Safety Officer, Town Planner and Town Engineer, that they undertake a study and come back to the Board within two weeks time with preliminary recommendations as to how they are going to address the intersection 1) in terms of short-term solutions, 2) to include with that a longer term plan in terms of what types of expenditures we are looking at to improve the area from restructuring the area to putting up a more elaborate curb and sidewalk system along with cost estimates. He would hope that the Safety Committee meet with the neighbors after recommendations have been put together to present it to them and to get their input.

Selectman Stefanini seconded the motion and it was voted unanimously.

Mr. Edward Levay, Town Meeting member from Precinct 9 requested the Board ask the Safety Committee to study the feasibility of a ban on commercial vehicles over 2 1/2 tons on Summer Street. Summer Street is neither a numbered highway and there are no businesses on the street. The second request is to have the Safety Committee determine if it is possible to lower the speed limit on Summer Street to either twenty or twenty-five miles per hour.

CONFERENCE - J. CHAMPAGNE, ENGINEERING DEPARTMENT RE: TRAFFIC CONTROL SIGNAL PERMITS:

Mr. Joseph Champagne, Assistant Town Engineer discussed traffic control signal permits with the Board. He discussed Avon Street which is part of the traffic control signals that are being built presently at the intersection of Hollis and Waushakum Street. When this was previously presented on the drawing they showed Avon Street a one-way. He contacted Captain Foley and asked him what had to transpire to get Avon Street being reflected as a one-way in the Traffic Rules and Orders. They heard that a public hearing would be held on Avon Street because it is a one-way. A public hearing will be held at a future date.

Following the discussion, the Board approved permits for Old Connecticut Path at Speen Street and Speen Street at Leggatt McCall Connector Road.

CONFERENCE - ATTORNEY PAUL GALVANI RE: BOSE CORPORATION PURCHASE OF TOWN LAND:

Attorney Paul Galvani attended to represent Bose Corporation along with Paul McKinley of Bose Corporation. Attorney Galvani updated the Board on the land on Pennsylvania Avenue and the Mountain Road that was authorized to be sold by Town Meeting last spring. This past Wednesday, October 23rd, they delivered a check to Aaron Bikofsky, Town Counsel for the balance of the purchase price of the \$240,000 paid to the town. The expansion plans of Bose Corporation are on track and they will be filing an application for Site Plan Review with the Planning Board within a couple of weeks and construction of the first building will begin sometime next spring. Last winter the Board of Public Works suggested that Bose Corporation consider taking over the ownership and control of a Water Pumping Station on Pennsylvania Avenue. The parcel constains 2.53 acres and they are willing to pay at least the same amount as they just paid for the land, the rest of the side slope.

Using the same calculation, based on \$240,000, for the remaining land, that would come to \$90,485. If the Board is so inclined they would move along in the process and go to Town Meeting. The Board would have to hold a public hearing on the discontinuance of a portion of Pennsylvania Aenue and similar to last Spring's Town Meeting that they require two separate articles authorizing the Board to discontinue and abandon the land as a public way and have to follow the procedures of the Uniform Procurement Act on the remaining land. There would have to be a condition where the purchaser assumes the obligation to maintain the Water Pumping Station and to maintain a supply of water to the owner on top of the mountain so that in the event there was every a separation on ownership that that would be a legal binding obligation and the covenant of the property.

Following considerable questions and discussion, the Board voted unanimously to table the matter on the motion of Selectman King.

CONFERENCE - STANLEY TANENHOLTZ, DIRECTOR OF DATA PROCESSING:

Mr. Stanley Tanenholtz attended to discuss his goals for the Data Processing Department. One is the development of a report writer requested by the Town Accountant to assist him in analyzing the fiscal information. The second goal is the development of a retirement payroll interface. Prior to such an interface the deduction register which is provided to the Retirement System would have to be entered in their computer manually. Finally, as he requested last fiscal year, a hardware upgrade because they were experiencing significant deficit in their operations and the capability for supporting the other departments that were using the central computer.

Members of the Board expressed concerns relative to contracting services out or continue with in-house operations.

Following the discussion, Selectman Stefanini moved that the Executive Administrator and other personnel investigate the possibility of hiring a consultant to evaluate the flow of information, not a computer consultant but someone to evaluate the flow of information itself and 2) to evaluate the possibility of re-constituting the M.I.S. Board to report to the Selectmen and to interface with department heads, 3) pull together some old studies to evaluate our needs and to help develop a long-term comprehensive plan for information management for the town to manage the flow of information and have a preliminary report back in a short period of time. Selectman King seconded the motion and added that he would like to have the Executive Administrator check with Prime Computer and C.W. Communications and see if they would like to give any technical assistance to the town.

Selectman Stefanini asked that the matter be placed on a future agenda and ask someone to come in and talk about the annual audit.

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ACCEPTANCE OF 125 PLAN:

The plan refers to the proposal that the Board adopted about one year ago which allows certain employees to be able to pay for their health insurance after the taxation issue. The health insurance payment becomes untaxable and it is an advantage for the employee. Last year the Board allowed that to take place for all of the school personnel. This year this has been part of negotiations for a number of contracts. It doesn't cost the town any money but it does give the employee a slight tax break.

The Board tabled the matter.

CORRESPONDENCE FROM METROWEST GROWTH MANAGEMENT COMMITTEE RE: APPOINTMENT OF RESIDENT TO METROWEST OPEN SPACE TASK FORCE:

Selectman Ernst spoke with Karen Margolis in the Planning Department and asked her to propose someone.

The Board noted receipt.

CORRESPONDENCE FROM DR. G. JOSEPHSON, FRAMINGHAM UNION HOSPITAL RE: 24 HOUR OPENING FOR PHARMACY:

The Board reviewed correspondence from Dr. Josephson of Framingham Union Hospital relative to the Board's denial of CVS Pharmacy to remain open twenty four hours.

The Board will invite Dr. Josephson to a future meeting.

CORRESPONDENCE FROM ARTHUR J. MARION RE: SUNDAY STORE OPENINGS (PRIOR TO 12:00 NOON):

The Board reviewed correspondence from Arthur Marion relative to Sunday store openings prior to 12:00 Noon and referred the matter to the Police Chief.

The Board noted receipt of the following items:

Correspondence from Mass. Housing Finance Agency re: Dennison Company Howard Street project.

Correspondence from Animal Control Officer re: letter from Anita Christian.

Police Department overtime week ending October 23, 1991

SPECIAL TOWN MEETING REQUEST - PETITION SUBMITTED BY THE TOWN CLERK:

The Board reviewed correspondence from the Town Clerk and a petition with signatures of over 200 registered voters requesting that a Special Town Meeting be called relative to the purchase of property for locations of the Police Station and other items.

The Board referred the matter to Town Counsel for a legal opinion and list on the agenda for the next meeting.

REQUEST FROM METROWEST TROPICAL FOODS - MALT BEVERAGES AND WINE LICENSE:

Selectman Stefanini stated that the establishment is now a convenient grocery store and a travel agency. That change of use would change his mind in terms of consideration of it and it would be helpful to ascertain from the owner his intended use of it.

Mr. Gadbois will look into the matter.

BUDGET PROCESS:

Selectman King requested that Selectman Ernst, Selectman Stefanini and Mr. Gadbois meet this week so that the mechanics of the budget process will be set up.

UNFINISHED BUSINESS:

Transient Vendor/Hawker & Peddler License fees:

Selectman Stefanini expressed his concerns with Transient Vendors and Hawker & Peddlers. One is that they contribute their fair share of the resources that they utilize within the town, not being a tax but in terms of a fee and 2, that we do what we can to show our support to businesses that are paying more than their fair share in terms of taxes. He asked Chief Larrabee to comment.

Chief Larrabee stated that Transient Vendors and Hawker & Peddlers cause a great deal of problem for the Police Department in general because they are very difficult to control and are never sure how many of them are out there.

Chief Larrabee recommended that the fee be increased to \$100 with the provision that he and Town Counsel re-work the by-law so that it could be brought to the Annual Town Meeting in the Spring with a clearer version.

Following the discussion, the Board voted unanimously to increase the Transient Vendor and Hawker & Peddler fees to \$100 and that the Police Chief and Town Counsel be asked to draft a new by-law to be presented at the next Annual Town Meeting.

CHANGE OF MANAGER - LIQUOR LICENSE:

The Board voted unanimously to grant a change of manager to Capucino's Boston IV, Inc., 30 Worcester Road, Framingham, from Vance J. Welch, Present Manager to Paul T. Barber, New Manager, subject to the approval of the Alcohol Beverages Control Commission, All Alcoholic Restaurant.

The meeting adjourned at 10:00 P.M.


JOHN A. STEFANINI, CLERK