

TOWN COUNCIL MEETING

FEBRUARY 11, 1992

7:00 P.M.

AGENDA

1. Roll Call & Pledge of Allegiance
2. Approve and Accept the Minutes of the 11/26/91, 12/10/91, 12/19/91 (5:30 & 7:00 P.M.) and 12/30/91 Town Council Meetings
- 3a. Discussion and Report Out by Community Pool Building Committee and Recreation Department on the Status of Community Pool
- b. SET A PUBLIC HEARING for February 25, 1992 at 7:45 P.M. on an Ordinance Appropriating \$80,000 For Design Costs to Replace the Outdoor Community Pool as Requested by the Recreation Department
4. SET A PUBLIC HEARING for February 25, 1992 at 8:00 P.M. for the Purpose of Designating the Wallingford Recycling Center as the Location to Which Recyclable Items Generated from Residential Properties in Wallingford Shall be Taken in Accordance with Section 3.04 of the Town of Wallingford Recycling Regulations and as mandated by the Connecticut General Statutes Section 22a-220a - Mayor's Office
5. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
6. Confirm Mayoral Appointment of Peter Foster to the Personnel & Pensions Appeals Board for a Five Year Term to Expired on December 31, 1996 - Mayor's Office
7. Consider and Approve the Re-Appointment of the Public Celebrations Committee for a Two Year Term to Expire on February 1, 1994
8. PUBLIC HEARING on an Ordinance Providing Reserve Accounts for Worker's Compensation - 7:45 P.M.
9. Report Out From Community Lake Study Committee as Requested by Councilor Albert Killen
10. Consider and Approve Transfers of Funds (3) Within the Public Works Department:
 - a. \$1,000 to Maintenance of Buildings Acct. #001-5200-500-5100
 - b. \$800 to Maint. of Equip. Acct. #001-5150-500-5200 and \$500 to Maint. of Building Acct. #001-5150-500-5100
 - c. \$2,520 to Repair Tennis Courts Acct. #001-5031-999-9912
- 11a. Consider and Approve an Appropriation of Funds in the Amount of \$138,498.00 to Estimated Revenue Town Aid Road - Improved and to Expenditures Town Aid Road - Improved - Public Works Department

- b. Consider and Approve an Appropriation of Funds in the Amount of \$287 to Estimated Revenue Town Aid Road Fund - Unimproved and to Expenditures Town Aid Road - Unimproved - Public Works
12. Discussion on 88 South Main Street as Requested by Councilor Albert Killen
13. Report Out on the Status of Repairing the Town Hall Heating, Ventilation and Air Conditioning System by the Public Works Department as Requested by Councilor Susan S. Duryea
14. Note For The Record Anniversary Increases (7) Approved to Date - Mayor's Office
15. Note For The Record Mayoral Transfers Approved to Date - Mayor's Office
16. Consider and Approve a Transfer of Funds in the Amount of \$1,000 to Maintenance of Programs Acct. #001-1400-500-5200 - Comptroller's Office
17. Consider and Approve a Transfer of Funds in the Amount of \$1,550 to Election Supplies Acct. #001-6030-400-4060 - Town Clerk
18. Correspondence

TOWN COUNCIL MEETING

FEBRUARY 11, 1992

SUMMARY

<u>Agenda Item</u>	<u>Page No.</u>
Consent Agenda - Items #6, 7, 10a, 10b, 11a, 11b, 14 15, 16 & 17	1 - 2
2. Approve and Accept the Minutes of the 11/26/91, 12/10/91, 12/19/91 (5:30 & 7:00 P.M.) and 12/30/91 Town Council Meetings	2
3a. Withdrawn	2
3b. Withdrawn	2
4. SET A PUBLIC HEARING for February 25, 1992 at 7:45 P.M. for the Purpose of Designating the Wallingford Recycling Center as Mandated by CT. General Statutes Section 22a-220a	2
5. PUBLIC QUESTION AND ANSWER PERIOD - Laurelview Trailer Park/ Infra-Metals Corp.; Community Pool	2 - 5
8. Approve Amending An Ordinance Providing Reserve Accounts for Worker's Compensation - 7:45 P.M.	5 - 6
9. Report Out by the Community Lake Study Committee	6
10c. Approve a Transfer of \$2,520 to Repair Tennis Courts - Public Works	6
13. Report Out by Public Works Dept. and George Cook on the Status of Repairing the Town Hall HVAC System (Designated Smoking Areas in Building)	7 - 12
12. Discussion on 88 South Main Street	12 - 14

TOWN COUNCIL MEETING

FEBRUARY 11, 1992

7:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, February 11, 1992 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order at 7:07 P.M. by Chairperson Iris F. Papale. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Albert Killen who arrived at 7:17 P.M. Mayor William W. Dickinson, Jr., Corporate Counselor Adam Mantzaris and Comptroller Thomas A. Myers were also present.

The Pledge of Allegiance was given to the Flag.

Ms. Papale acknowledged the staff of WPL-TV who were present to tape the Town Council Meeting. She welcomed the practice with the hope that more residents will view the workings of their local government and develop an interest in becoming more involved in it.

A memo was forwarded to all Councilors in their agenda packets informing them of their assigned membership on the Council Committees. Ms. Papale stated that she tried to accommodate everyone's requests as best she could. Those Councilors that were not assigned to a committee of their choice are certainly welcome and encouraged to attend any/all meetings.

Motion was made by Mr. Doherty to Place the Following Items on the Consent Agenda, seconded by Mr. Holmes;

ITEM #6 Confirm Mayoral Appointment of Peter Foster to the Personnel & Pensions Appeals Board for a Five Year Term to Expire on December 31, 1996.

ITEM #7 Consider and Approve the Re-Appointment of the Public Celebrations Committee for a Two Year Term to Expire on February 1, 1994.

ITEM #10a Consider and Approve a Transfer of Funds in the Amount of \$1,000 to Maintenance of Buildings Acct. #001-5200-500-5100 - Public Works Department

ITEM #10b Consider and Approve a Transfer of Funds in the Amount of \$800 to Maintenance of Equipment Acct. #001-5150-500-5200 and \$500 to Maintenance of Building Acct. #001-5150-500-5100 - Public Works Dept.

ITEM #11a Consider and Approve an Appropriation of Funds in the Amount of \$138,498 to Estimated Revenue Town Aid Road - Improved and to Expenditures Town Aid Road - Improved - Public Works Dept.

ITEM #11b Consider and Approve an Appropriation of Funds in the Amount of \$287 to Estimated Revenue Town Aid Road Funds - Unimproved and to Expenditures Town Aid Road - Unimproved - Public Works Dept.

ITEM #14 Note for the Record Anniversary Increases (7) Approved to Date - Mayor's Office

ITEM #15 Note for the Record Mayoral Transfers Approved to Date - Mayor's Office

ITEM #16 Consider and Approve a Transfer of Funds in the Amount of \$1,000 to Maintenance of Programs Acct. #001-1400-500-5200 - Comptroller's Office

ITEM #17 Consider and Approve a Transfer of Funds in the Amount of \$1,550 to Election Supplies Acct. #001-6030-400-4060 - Town Clerk's Office

VOTE: Killen was absent; all others, aye; motion duly carried.

Ms. Papale explained that, from this point forward, the consent agenda will be set by both Mr. Doherty and herself prior to the distribution of the agenda packets to the Council Members. This will give them ample time to review what will be placed on the consent agenda.

ITEM #2 Approve and Accept the Minutes of the 11/26/91, 12/10/91, 12/19/91 (5:30 P.M. & 7:00 P.M.) and 12/30/91 Town Council Meetings

Motion was made by Mr. Parisi, seconded by Mrs. Duryea.

VOTE: Killen was absent; Doherty & McDermott abstained; all others, aye; motion duly carried.

ITEM #3a & #3b Withdrawn

ITEM #4 SET A PUBLIC HEARING for February 25, 1992 at 8:00 P.M. for the Purpose of Designating the Wallingford Recycling Center as the Location to Which Recyclable Items Generated from Residential Properties in Wallingford Shall be Taken in Accordance with Section 3.04 of the Town of Wallingford Recycling Regulations and as Mandated by the Connecticut General Statutes Section 22a-220a - Mayor's Office

Motion was made by Mr. Doherty to change the time of the public hearing to 7:45 P.M.. seconded by Mr. Holmes.

VOTE ON AMENDMENT: Killen was absent; all others, aye; motion duly carried.

VOTE ON AMENDED ORDINANCE: Killen was absent; all others, aye; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD

Anita Conte, 30 Laurelview Park submitted a petition to the Council with the hopes of persuading it to adopt a noise ordinance. The petition consisted of more than fifty signatures. These individuals are looking for assistance with a problem they are experiencing with the Infra-metals Corporation located adjacent to their trailer park. This company operates until 2:30 and 3:00 a.m. keeping the trailer park residents awake during the night. Ms. Conte has been in contact with the Mayor's Office and Town Council Office as well. The group hopes that the adoption of a noise ordinance will eliminate the nuisance that keeps them awake.

Ms. Papale received a letter from Ms. Conte dated January 30, 1992 alerting her to the complaint. Ms. Papale forwarded a copy of that letter to all Councilors in their agenda packet. A copy of North Haven's Noise Ordinance was made available to the Council Members this evening as well. North Haven was the former home of Infra-metals prior to their moving to Wallingford. North Haven residents did file complaints with their Town regarding the noise generated from the company which resulted in the adoption of a noise ordinance.

Mr. George Yasensky, Health Officer of Wallingford was unable to attend the meeting this evening to respond to this issue at hand. He did draft a letter which was read into the record (see attached).

Basically the letter states that the Town of Wallingford does not currently have a noise ordinance. There have only been a handful of complaints over the past twenty plus years regarding noise. In the past the D.E.P. was contacted and a representative sent to the site for monitoring purposes. Due to the Governor's budget constraints the monitoring agent's position within the D.E.P. has not been funded and, therefore, for the time being has been eliminated.

The Mayor's Office has hired a firm to monitor the noise levels during a particular time period and, using the State's standards and regulations, will discover whether or not a violation exists.

It was pointed out that an ordinance is not a "catch-all" for problems such as this. Enforcement of the ordinance may be difficult. If no stipulations were made with the company prior to the start of its operations, it would be difficult to enforce them to comply now. If this business has been accepted by the Zoning Board then the ordinance will not solve the problem. The business has certain rights as well. The town cannot come in after the fact and expect the business to be willing to comply.

Donna Ferrie, 2 Laurelview Park stated that trucks are parked and left running for 2-3 hours at a time immediately outside her kitchen window. This prohibits her from opening her windows in warmer weather or from utilizing her deck.

Scotty _____ #58 Laurelview Park pointed out that Infra-metals moved out of North Haven due to their excessive noise violating the noise ordinance. He asked if the Town Council or Mayor was notified of this firm's choice to move to Wallingford?

Mayor Dickinson responded that a firm may move into town without contacting Planning & Zoning if they don't need special permits or if they do not have to meet special conditions regarding property. The Town Council and/or Mayor's Office would not typically be contacted with regards to a change in ownership of property or businesses moving in and out.

Edward Ferraro, 8 Laurelview Park asked why Planning & Zoning allowed this residential trailer park to exist when they knew that there were three industrial-zoned areas surrounding it? He stated that Pent Road is very dark in the area of the railroad crossing. There is in-

adequate street lighting on the road.

Edward Bradley, 2 Hampton Trail referred to an article that appeared in the newspapers last week about Governor Weicker's aid cuts. In that article Mr. Holmes was quoted as saying that chances are that local property taxes are going to go up. He asked Mr. Holmes why he feels that way and what he based his statement on?

Mr. Holmes explained that the conversation with the reporter was much more extensive than appeared in the paper and that comment was singled out. All things being equal as they exist today, taxes may have to go up but it is certainly not an indication of the direction that we hope to take. My position is that everything that we can do on the Council and individually should be done to work towards avoiding a tax increase and an increase in spending this year.

Mr. Bradley reminded everyone that there was a \$3.1 million surplus last year which represents approximately 4.4% of the entire general government budget, including the Board of Education. He stressed the budget because, over the past few Council meetings, he has seen things approved that he is not particularly happy with. He did not believe that the teacher's contract should have been approved with increases ranging from 4.1% to 13% in salaries. He pointed out the recent happenings with Meriden taking administration to arbitration to have the union back down and agree to a two year wage freeze. He thought the Council should have given it more thought and challenged the union into arbitration. The other issue is the rescue truck. He was disappointed in the Council approving the expenditure of \$200,000 on a truck that we don't need. We didn't need that truck. He was also dismayed with the approval of an increase at the landfill. People are hurting and crying for jobs while the town continues to spend and spend and spend. Other towns are holding the line and/or cutting their budget. In his profession, in dealing with the hospital, he has noticed that more and more of the middle class are being treated in the clinics that used to primarily treat the low income and welfare population. He urged the Council to give great consideration to the hard times that are facing us today. He pointed out that Southington has a 1% increase in their spending this year.

Mr. Parisi explained that that 1% increase translates to a 3 mill increase for those residents.

Mr. Peter Hale approached the microphone to ask if Community Pool will be discussed.

Ms. Papale explained that a mistake had occurred in that the Mayor's Office, Recreation Department and Mr. Killen had requested the item on the agenda. Due to the fact that all the requests were for the same item, it appeared only once on the agenda as Item #3a being requested by the Recreation. It was felt that everyone would then have their turn to discuss the item in their respective context. The Mayor's Office informed Ms. Papale on Monday that the item was being withdrawn. Ms. Papale failed to notify Mr. Killen about the action and ask if he still wanted his item to go forward. Therefore, since the Community Pool Renovation Committee was not present for

February 11, 1992

the report this evening, it will go on the next agenda.

Mr. Killen was perturbed by this action and felt that time was of the essence in this matter. He debated the issue of discussing the item with Ms. Papale for some time, but to no avail.

Ms. Papale apologized to Mr. Killen and promised to place it on the next Town Council Meeting Agenda.

Mr. Edward Musso, 56 Dibble Edge Road suggested that Infra-metals install a sound barrier similar to the ones that are installed on highways to cut down on the disturbance to the neighbors.

Diana Hotchkiss, 38 Clifton Street stated that she has spoken with Mary Fritz who stated that no one has given her the authority to go to Hartford to seek funding on the Community Pool issue. Until the town requests that she intervene in the matter she cannot. She also felt that it was a mistake to increase the price of garbage disposal at the landfill. Several of her friends have hired private haulers to avoid the task of sorting their garbage.

ITEM #8 PUBLIC HEARING on an Ordinance Providing Reserve Accounts of Workers Compensation - 7:45 P.M.

Mr. Doherty read the ordinance into the record (copy attached).

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Mark Wilson, Risk Manager approached the Council to answer any question they had on the matter.

Mr. Edward Bradley, 2 Hampton Trail asked for a detailed explanation regarding what the current practice is with these accounts and why the reserve accounts are being established?

Mayor Dickinson explained that the ordinance amends the existing ordinance and increases the amount authorized for the reserve accounts.

Mr. Wilson stated that he would like a higher ceiling on the reserve accounts to avoid appearing before the Council numerous times during the budget year to solicit transfers when the accounts run low on funds.

A lengthy discussion ensued and the Council, for the most part, felt that it was not necessary to increase the limit to \$1 million since the history on the accounts does not support that high a ceiling.

Mr. Bradley asked if the funds in the accounts are accumulative from year to year?

Mr. Myers responded, yes, from budget year to budget year not to exceed \$1 million.

Mr. Bradley asked, that money would not go back into the undesignated, unappropriated fund balance?

Mr. Myers responded, as long as there were outstanding claims reported by the actuary, funds would remain in the reserve. If the reserve was above the amount of claims reported by the actuary, the funds in excess would be returned to the general fund.

Mr. Zandri made a motion to amend the ordinance to read, \$400,000 as a figure for the Town Departments and Board of Education, seconded by Mr. Doherty.

VOTE ON AMENDMENT: All ayes; motion duly carried.

VOTE ON AMENDED ORDINANCE: Killen, no; all others, aye; motion duly carried.

The Vice-Chairman declared a recess.

ITEM #9 Report Out From Community Lake Study Committee as Requested by Albert Killen.

Motion was made by Mr. Doherty for Discussion Purposes, seconded by Mrs. Duryea.

Mr. Philip Wright, Jr., Janet Budzinak and Dr. William W. Dickinson, Sr. appeared before the Council.

Mr. Wright explained that three options had been presented to the committee by Fuss & O'Neil, the firm hired to study the lake. One option was to restore the lake to historic levels, one was to restore it in a smaller size and the last was to dig out in the area where Community Lake was and have an impoundment that did not include a dam as the first two options would have. The final recommendation by the firm was to restore the lake to historic levels. D.E.P. concurred with that recommendation. By following that recommendation it would restore 55 acres of wetlands for waterfowl breeding which would be the densest in the State of Connecticut.

Edward Musso, 56 Dibble Edge Road felt that the lake does not have to be restored all at once, do it one step at a time when the funds allow. He asked the cost of the three options.

Mr. Wright explained that it would cost \$1.8 million to restore the lake to historic levels. The second option was \$1.2 million, and the third, \$775,000.

Mr. Frank Wasilewski, 57 N. Orchard Street reminded everyone that the original deed with International Silver calls for the town to maintain a rowing channel for Choate School.

Mr. Killen asked that the committee keep interested in the restoration of Community Lake and do everything within their means to restore it to its original beauty.

No action was taken.

ITEM #10c Consider and Approve a Transfer of Funds in the Amount of \$2,520 to Repair Tennis Courts Acct. #001-5031-999-9912 from Repair and Repaint Basketball Court at Community Lake Acct. #001-5031-999-9923, \$1,000; and from Stump Cutter Acct. #001-5030-999-9950, \$1,500 - Public Works Dept.

Mrs. Duryea asked Mr. Deak if the Public Works Department could repair the tennis courts themselves?

Mr. Deak responded, no, it is specialized work.

VOTE: Holmes & McDermott were absent; all others, aye; motion duly carried.

ITEM #13 Mr. Doherty made a motion to Move Agenda Item #13 Up to the Next Order of Business, seconded by Mr. Parisi.

VOTE: Holmes & McDermott were absent; all others, aye; motion duly carried.

ITEM #13 Report Out on the Status of Repairing the Town Hall Heating, Ventilation and Air Conditioning System by the Public Works Department as Requested by Councilor Susan S. Duryea.

Motion was made by Mr. Doherty to Hear the Discussion, seconded by Mr. Parisi.

Mrs. Duryea stated that it has been a year since the survey of town hall employees was conducted and this problem brought to light. It has been a few months since the issue was last before the Council at which time Mr. Deak was to meet with Mr. George Cook to develop specifications for the necessary work so that it could be placed out to bid.

Mr. Deak compiled a report which was received today to be distributed at this meeting to all Councilors. He asked the Council to accept the report this evening so that he could prepare the necessary transfer forms and present them to the Council at its next meeting.

The report details the problems with the system as identified by Mr. Deak and Mr. Cook, lists the recommendations of work required to bring the system up to its original standards and details the cost factors involved. The minimum cost is \$8,900 and the maximum, \$10,000 to correct the problem. The bulk of the cost is to repair one large unit on the roof alone. Mr. Cook feels that by installing Accustats thermostats in the rooms located on the south and west sides of the building, the heating system will control itself with a range of 70 degrees in the winter and 74 degrees in the summer. The system cannot be accessed by employees in the offices. It regulates itself.

Mr. Cook pointed out that the previous bid specifications were properly written, however, misunderstood by the bidders. A bid price of \$1,600 was the lowest received on the work. The necessary repairs cannot be made to the system for that cost, therefore Mr. Cook suggested re-bidding the work with a cover letter attached stating that the bidder is responsible for everything that malfunctions with the units excluding

extenuating circumstances.

Mrs. Duryea asked Mr. Deak what could be done with a problem that the Building and Planning & Zoning Departments are having with maintaining a comfortable working climate. Due to the sliding glass entrance doors on the ground level of the southwest corner of the building, on cold, windy days the doors allow a substantial amount of cold air in and, coupled with the draft created by the elevator shaft, blows open the door to the Building and Planning & Zoning area. This area was the former gym area of the school and is unique in its design. The high ceilings causes the heat to rise well above the working area and away from the employees. Added up, the two conditions make for a very uncomfortable working environment. Employees have had to wear their winter coats while working at their desks. She asked that the specifications include something to address and correct this problem.

Mr. Cook stated that the only thing that can be done is to install a windbreak strip on the bottom of the entrance door to the departments. He does not feel by correcting the heating system problems it will take care of their complaint. They will have to look at the situation.

Mayor Dickinson asked if it is possible to add doors to the area?

Mrs. Duryea asked if another inside door could be added?

Mr. Cook stated that another set of doors could be added inside at the bottom of the steps and ramp.

Mrs. Duryea asked that that option be looked at carefully for consideration.

Mr. Solinsky suggested talking to the Fire Marshal about that possibility.

Mr. Zandri suggested another sliding door at the archway.

Mr. Cook stated that an additional heater could be installed by the entrance of Building and Planning & Zoning. One heater currently exists.

Mr. Killen checked them the other day to find that they were blowing cold air.

Mr. Deak also suggested installing a heater for the elevator shaft which pulls a lot of the heat out of the hallway.

Upon soliciting copies of all responses received from the survey, Mrs. Duryea noted that 1/3 of those responses dealt with complaints of smoking in the building. She did not understand why the Mayor's Office would overlook this problem identified by the employees. She asked if there is an existing smoking room for people that have to smoke?

Mr. Cook responded that there is a smoking room that was built specifically for that purpose on the first floor of the building. It has smoke eaters and exhaust fans to properly vent the fumes directly to the roof.

Mrs. Duryea took a walk to view the room prior to the start of the meeting because she has come to learn that people are complaining that it is too far to walk if you are on a break. She pointed out that she was a smoker at one time and does understand both sides. However, smoke bothers a lot of people and the secondary smoking is worse than someone smoking themselves.

Mr. Cook explained that when the renovation began the building was not designed for smoking. The addition of the room was an afterthought because of some particular reason of which he does not remember. The reason it is placed where it is is because it was the only room where the duct work could be vented directly to the roof. He felt that if people want to smoke bad enough they will go to that room. He stated that generally, there is no smoking in most town halls.

Mrs. Duryea realizes that this is not a popular subject and stated that she does have many good friends who smoke but she wanted this issue addressed since it is a complaint of many employees. Why should they be ignored? She pointed out the complaint from the Engineering Office and also asked what the policy is for Water & Sewer and Electric? She wanted to know exactly what is being as far as the smoking problem for people that are affected by it?

Mayor Dickinson responded that there is no smoking, as he understands it, in Water & Sewer. There is no smoking in this building other than designated areas.

Mrs. Duryea asked where the designated areas are?

Mayor Dickinson responded, the smoking room on the first floor and the ladies room of the second floor.

Mrs. Duryea had a problem with the second floor ladies room being designated as a smoking area because a lot of people use the facility that do not smoke. Why can't we just have one room like most companies have? Most companies do not allow smoking in their building, period. If there is a designated area, why does the ladies room have to be used?

Mayor Dickinson answered that the areas were primarily designated because a declaration of such a policy is a change in working conditions and has to be negotiated.

Mrs. Duryea asked, this will have to be negotiated?

Mayor Dickinson responded, that is correct. That is one of the facets of the workplace that would change and would have to be negotiated with the unions. It is a controversial issue and we have made an effort to provide for basically a non-smoking building but recognizing that it couldn't just, by decree, state that no one could smoke in the building any longer, makes some provision for those that do smoke.

Mrs. Duryea asked, why is there no smoking in Water & Sewer?

Mayor Dickinson responded, they have a smoking area also. He was not

sure of their policy. You cannot just decree no smoking in a building without having the need to negotiate with the union.

Mrs. Duryea stated, but you are not saying "no smoking" in the building they do have a room to smoke in. You don't consider one area enough for people to smoke in?

Mayor Dickinson stated that people complained about having only one area.

Mrs. Duryea answered, what about the people that are complaining about the smoke?

Mayor Dickinson answered, it is not that we haven't acted. The Health Department has been looking into it, there has been an effort to investigate the complaints. To my knowledge every complaint has been investigated. If I receive a complaint, in writing, that deals with a health issue, then it can be dealt with as a health issue. I need that in writing and, at that point, we can make further provision on it. But I can't represent to you that it won't come without repercussions regarding those that do smoke.

Mrs. Duryea: May I read you something please? This is typed, I won't mention the person's name at this point. It is regarding smoking in an office. It reads,

Q: When do you find the problem to be at the worst?

A: "When all the smokers are in the office at the same time".

Q: Is there a time when the problem seems to be less noticeable?

A: "Yes"

Q: When?

A: "When the smokers are out of the office".

Mrs. Duryea: This is in the Engineering Department.

Mayor Dickinson: This is the first that I have heard of any complaint in Engineering.

(It must be noted that the Council Office did forward copies of all survey responses received by the Town Council Office to the Mayor's Office and Mr. Deak, Director of Public Works)

Mrs. Duryea: You stated that if you received a complaint in writing you would address it. I believe that copies of the complaints were forwarded to your office.....I am not attacking you either but I am trying to find out.....

Mayor Dickinson: I have not seen those....no one has indicated to me that there was ever a complaint regarding Engineering.

Mrs. Duryea: Let me go on, please;

Q: Do you have any suggestions/ideas as to how we may address/solve this problem?

A: "Build a separate room", "Have them go outdoors, there are nine employees in the Engineering Dept. of which five smoke. I have a

A: (cont.) constant cough during working hours. My doctor doesn't like the idea at all when I told him in September".

Mrs. Duryea: I really feel that we should address this and I....I don't imagine....I know there are a lot of people that are not complaining because they feel that it won't get anywhere. I guess that I am going to be the person that is going to be very unpopular with this and speak out. If it doesn't go anywhere at this meeting I will follow it through. I don't know where I am going to go with it but I will keep on it and help them...I am not saying that smokers shouldn't smoke, I am saying that they should go to an area where people that don't smoke don't have to enter. That's all I am asking.

Mayor Dickinson: I am happy to look into it if you will give me a copy of that complaint. We have heard nothing, I am not aware of any complaint in Engineering.

Mr. Killen: When I requested these particular complaints, the information received was that a lot of people were told not to complain and that they had better keep their mouths shut and we got more signatures than we anticipated we would. There are still some brave people. But it was all the same way. They warned me that one year from then, which is now, we would still be spinning our wheels. It is true. I can't understand why we have to negotiate when we put a smoking room in. The fact that they have to spend a few seconds more walking to it....if people don't want to go that far I've seen where they will go outside in the cold instead. At least they have compassion for the other people. Don't we owe anything to the other people who work in the building? Do we only owe to the smokers?

Mayor Dickinson: Other than designated areas, this building is a non-smoking building. That is a major step towards protecting the average employee, the non-smoker. There are two rooms. I am not familiar with complaints on other buildings, I am familiar with the complaints in this building. The first step is for the Health Department to go out and discover what the conditions are and what we can do to mitigate the problems.

Mr. Killen: I would like to see something done about the second floor ladies room because when you travel through that hallway it reeks of smoke. The smell would be on my clothes when I got home. Those that do not smoke have to go into that room and be exposed to that smoke and it is not being fair to them.

Mayor Dickinson: My understanding is that George Yasensky looked into it, a larger fan was put in there, I have not heard anything since a larger fan was put in that room. Measures were taken and if I don't hear anything further I have to assume that it has accomplished its task and that there is no longer a problem.

Mrs. Duryea thanked Mr. Deak and Mr. Cook for appearing before the Council this evening and contributing their input on this problem.

Mr. Frank Wasilewski, 57 N. Orchard Street suggested an "air door" for the sliding glass entrance doors similar to what Lyman Orchards have. It blows hot/warm air down at the inside of the door to counteract the cold air.

Mr. Killen asked that the sensor be re-adjusted on the door. It opens more often that it has to. Anyone walking at a distance away from it causes it to open as do cars that pull in to park.

No action was taken on this item.

ITEM #12 Discussion on 88 South Main Street as requested by Councilor Albert Killen.

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Robert Avery, Chairman of the 88 South Main Street Building Committee distributed blueprints of the building to all Councilors to give them an idea of what the structure will look like when completed.

Mr. Killen stated that a decision has to be made prior to work beginning on the interior of the building as to what it will be used for. He solicited ideas from the Council on the use of the building.

Mr. Parisi asked if it will have a handicap access ramp?

Mr. Avery referred to page 2, the back of the house has it.

Mr. Zandri asked if there are two sets of stairs inside?

Mr. Avery: Yes.

Mr. Zandri: Is that by code?

Mr. Avery: Yes. The existing staircase will stay and another will be added.

Mr. Zandri asked if one staircase could be placed in the back, exterior of the building to save inside space?

Mr. Avery responded, yes. It would save space but cost more money.

Mr. McDermott added that it cannot be outside, Planning & Zoning regulations state that they have to be enclosed, it can have a roof.

Mr. Killen suggested considering part of the space for WPL-TV.

Mr. Doherty asked if any departments have requested the use of the structure?

Mayor Dickinson responded that the current plan is that the Credit Union and Transit Department will use that space.

Mr. Zandri asked what the traffic pattern is of the Credit Union?

Mayor Dickinson was not sure of the pattern but stated that it is used by many employees that do not work in the building.

One of Mr. Zandri's concerns is that the purpose of the 88 S. Main St. building is to keep the parking for the general public at a minimum. The parking spaces are for the employees of this building. He thought it only logical to locate offices there that would have the least amount of traffic flow.

Mayor Dickinson stated that if it takes traffic away from this building we would gain in terms of spaces around this building.

Mr. Zandri stated that his original intent of obtaining parking across the street was to have the majority of the spaces assigned to town employees so that the cars would be located over there on an eight hour basis vs. having a constant traffic flow in that particular parking lot.

Mayor Dickinson pointed out that it is difficult to assign spaces because when an individual is on vacation or ill, their designated space will not be used by anyone. He would rather paint more "visitor" parking spaces around the building reserving space for the public. This would leave some parking for the town hall employees and force others to go across the street. He is against assigned parking spaces.

Mr. Zandri asked if it is possible to seek volunteers from the town hall to park over at 88 S. Main Street.

Mayor Dickinson vowed to try the suggestion.

Mr. McDermott inquired as to what will become of the space left vacated by Transit and the Credit Union?

Mayor Dickinson answered that the Town Attorney's Office has expressed the need for additional space. It has not yet been determined whether they will use that space or move into Room #315 and make the former Credit Union and Transit Offices a conference room.

Mr. Killen took a stand on using the space for the television station.

Mr. Avery felt that the ceiling could be removed from the second floor to accommodate the television crew.

Mayor Dickinson stated that Scott Hanley indicated to him that the building was not the best site. Also, the second floor would create a handicapped access issue for a municipal channel. Public access alone would not have quite the same ramifications and use a much smaller area. The public access issue is separate from the municipal channel.

Mr. Parisi asked what happened to the Yalesville Firehouse suggestion? Was there any determination made as to whether or not it was a possibility?

Mayor Dickinson answered that the Town Attorney's Office is investigating

whether the post office is interested in an arrangement with the town for purchase. We should try to move ahead with that and try to sell the building if there is no other purpose. In these economic times of looking to reduce costs, I really cannot be supportive of creating or having a separate building for television use in town.

Mr. Solinsky pointed out that it must be taken into consideration that if the Credit Union moves over to the building they will require air conditioning for their computers. Can the carriage house be used for anything else if parking is relieved surrounding it? Can the television station use it?

Mayor Dickinson answered that he did not have an answer. It would require a substantial amount of work. It is basically used for storage at this time. We currently have two studio capabilities in town and we should not be creating a third one in this economic climate.

Mr. Parisi sat on the committee for a short time and there was never a consensus to find a spot to relocate them.

Mr. Killen made a motion to give every consideration to WPL-TV residing at 88 S. Main Street, seconded by Mrs. Duryea.

Ms. Papale felt that this action should not be voted upon until the Council determines what the cost will be since they will have to approve the funding.

Mr. Killen withdrew his motion, Mrs. Duryea withdrew her second.

Mayor Dickinson felt that it was too much a liability risk to have the public access and municipal channel in the same location.

No action was taken on this item.

Mr. Doherty made a motion to adjourn the meeting, seconded by Mr. Solinsky.

VOTE: Holmes was absent; all others, aye; motion duly carried.

There being no further business, the meeting adjourned at 11:01 P.M.

Meeting recorded and transcribed by:

Kathryn F. Milano
Kathryn F. Milano, Town Council Secretary

- 15 - February 11, 1992

Approved by:

Iris F. Papale
Iris F. Papale, Chairperson

February 25, 1992
Date

Kathryn J. Wall
Kathryn J. Wall, Town Clerk

February 25, 1992
Date

1/28/92 # 1
2/11/92 # 8

ORDINANCE # _____

AN ORDINANCE TO PROVIDE RESERVE ACCOUNTS
FOR WORKERS' COMPENSATION AWARDS

BE IT ENACTED BY THE TOWN COUNCIL IN SESSION:

That Ordinance No. 299 "An Ordinance To Provide Reserve Accounts For Workers' Compensation Awards" and Ordinance No. 319 "An Ordinance Amending Ordinance #299 To Increase The Electric Division Workers' Compensation Reserve Account From \$50,000 to \$100,000" are hereby repealed and the following Ordinance to be known as "An Ordinance To Provide Reserve Accounts For Workers' Compensation Awards" is substituted in lieu thereof.

WHEREAS, The Town of Wallingford is self-insured for Workers' Compensation in accordance with the provisions of Section 31-285 of the Connecticut General Statutes; and

WHEREAS, it is deemed in the best interest of the Town to create reserve accounts to pay for the permanent injury and specific Workers' Compensation awards;

NOW, THEREFORE, Be it Enacted by the Town Council of the Town of Wallingford as follows:

I.

Reserve accounts shall be created as hereinafter set forth to pay permanent injury and specific Workers' Compensation awards, but not temporary payments. The balance in each reserve account shall not exceed the following amounts:

Town Departments and Board of Education	\$1,000,000.00 \$400,000.00
Water Division	\$ 100,000.00
Sewer Division	\$ 100,000.00
Electric Division	\$ 150,000.00

AN ORDINANCE TO PROVIDE RESERVE ACCOUNTS FOR WORKERS' COMPENSATION AWARDS.

II.

The reserve accounts shall be funded at least annually from those funds in each operating department's wage account unexpended due to Workers' Compensation payments. The reserve accounts are limited as set forth in Paragraph I.

III.

Payment from any such account shall be made upon order of the Workers' Compensation Commissioner or, in the case of a Stipulation, by order of the Town Council.

I HEREBY CERTIFY that the above Ordinance was enacted by the Town Council of the Town of Wallingford this _____ day of _____, 1992, in accordance with the provisions of the Charter of the Town of Wallingford.

Kathryn J. Wall
Town Clerk

APPROVED:

William W. Dickinson, Jr.
Mayor

DATE: _____