

**Permanent Building Committee  
VOTING RECORD  
Tuesday, February 27, 2018**

Commissioners Present: Mr. Peter Viola, Chair  
Mr. Andre J. Lisee  
Mr. Mike DelMonaco  
Ms. Olga Nanocchio

Commissioners Absent: Mr. Ed Sbordone

Guests Present: Linda Fox

Town Officials Present: None

Call to Order: 7:00 pm

**Minutes**

Mike DelMonaco made a motion to approve the February 13<sup>th</sup>, 2018 minutes with the amendment to add Linda Fox to the minutes as guest. Andre Lisee seconded the motion.

**Vote: 4-0-0 (Motion approved)**

**A Secondino & Sons Proposed Settlement**

Our proposal was rejected by A. Secondino & Sons. Peter Viola made a motion to change the verbage in item 2. ASSI will issue a credit deduct change order and send a final pay application for the \$7,500 to be paid to ASSI by the Town Items 1. to The Town of New Fairfield agrees that A. Secondino & Sons contractual obligations in regards to the New Fairfield Free Public Library contruction/renovation project was completed as of October 24, 2015 and to approve the compromise stated in items, 3. Parties to exchange mutual releases of any known or unknown claims in connection with the project, including but not limited to retainage, warranties, defects or problems with work. If the Town wanted to retain its right to assert a warranty claim against a manufacturer, it would have to agree to indemnify ASSI in the event a manufacturer brought a claim against ASSI and 4. Parties agree to split any mediation costs incurred. So far ASSI has already paid a filing fee of \$250.00, of the email from A. Secondino's Attorney McGoldrick remain as it. Mike DelMonaco seconded the motion. **Vote: 4-0-0 (Motion approved)**

**Adjournment**

Pete Viola adjourned the meeting at 7:11pm.

Submitted by: Peter J. Viola Chair 3/1/18

