

**Village of Walden
Board of Trustees Regular Meeting
November 8, 2011**

Mayor Maher called the regular meeting of the Village of Walden Board of Trustees to order at 6:30 pm.

On roll call the following were:

Present:

Mayor	Brian Maher
Deputy Mayor	Sue Rumbold
Trustees	Edmond Leonard
	Bernard Bowen
	Randi Lee Penney
	Tara Lown
	Sean Hoffman

Absent

Also Present:

John Revella, Village Manager
Lori Pinckney, Village Clerk
Kevin Dowd, Village Attorney

Public Hearing – Introductory Local Law, Sign Law I-5 of 2011

Trustee Bowen made the motion to open the public hearing on I-5 of 2011. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

No public comments

Deputy Mayor Rumbold made the motion to close the public hearing on I-5 of 2011. Seconded by Trustee Penney. All ayes. Motion carried.

Presentation – Walden Business Association, Christmas on Main Street

Dale Hammond, President of the Walden Business Association, commented Christmas on Main Street has been a great success over the years. This year they are trying to keep everyone on Main Street; all the events will take place on Main Street except the tree lighting and pictures with Santa. The goals are building business and showing people in Walden the businesses that are here. He has spoken to Chief Holmes several times and the window that was established was 2-9. The street will be closed off starting at 2:30pm for vendors to set up. The event will start at 3:30pm, at 5pm a play from Sam Wright and the Hudson Valley Conservatory will start, for which the stage will be set up at the VFW, from 6-7pm there will be drawings and raffles for the Walden Bonus Bucks and additional entertainment, at 7pm is the Christmas tree lighting for the grand finale with Santa arriving via a fire truck and pictures with Santa.

Mayor Maher indicated this event has already been budgeted as a special event under PD.

Trustee Lown made the motion to close Main Street for the Christmas on Main Street event from 2-9pm. Seconded by Trustee Bowen. All ayes. Motion carried.

Delaware Engineering

Manager Revella indicated the firm is here to wrap up the sewer plant renovations.

Mary Beth Bianconi, Project Manager, introduced Brian Suozzo, Engineer. She provided a summary letter of the work that has been completed at the wastewater treatment plant to comply with the consent order. (Attached for review)

Brian Suozzo commented the DEC issued a consent order late in 2008 due to violations down at the plant. Delaware Engineering was hired to evaluate and determine a solution to the problems. They did a design for the influent channel for the plant and the sludge pumping and digestion. The design was approved by DEC and the work was recently completed at the end of August. The influent channel upgrade was online spring 2011. There was an issue with the aerobic digester. The digester was brought online in August, both the contractor and the manufacturer certified it, he was present on site as well. The sludge was put in and started it up, there was an odor issue on startup which was expected, however the odor was prolonged.

Mary Beth explained that the treatment plan has three components: a mechanical component to remove solid materials, a biological component where bacteria act on it and a the last component that takes all the leftover material that can't be consumed biologically and treats it before it gets de-watered and the solids go off for further treatment and a landfill. The backend of the process can be handled different ways: 1) leave as liquid, put it in a tanker truck and remove it which is very expensive or 2) treat it biologically, either anaerobically meaning without oxygen or aerobically meaning with oxygen. This plant was originally constructed with an anaerobic digester. Anaerobic digesters have not been built in NYS for many years; it's not very efficient and it's dangerous due to gases. The process Delaware designed was to add air to a tank that used to be without air. The aeration process should not smell; it will smell like dirt. As Brian indicated, on startup it smelled really bad and there were two causes to that. One was that we put old sludge in, which was expected to smell for a short time, maybe a couple of days, but it kept persisting. She described the piping system and diffusers used to pump air in.

Brian commented the odor issues went away and then there was a foaming issue that was being caused by filamentous bacteria. One of the diffusers blew apart and the air was coming out of only one side of the tank. There wasn't sufficient oxygen transfer in the tank and all the biology was starting to die. The filamentous bacteria grew and caused a foam-over. The operators got the foam knocked down and were able to see the problem with the diffusers and the odor increased again. The problem was fixed by the contractor and it is back in service and working properly now.

Mary Beth provided additional information on funding a more extensive upgrade to the treatment plant. The Village's plant was built in 1930 and has received upgrades over the years, the last of which was 1986. This treatment plant will need more upgrades, not necessarily immediately but looking forward. She provided information on obtaining funding and programs to fund these types of projects. Two years ago, Delaware Engineering prepared paperwork to get the Village's project listed for funding. She also included information on economic need, which is based on the median household income in the community.

Mayor Maher mentioned EFC Funding has been discussed.

Mary Beth responded the purpose of the engineering report was to get us in line for funding and we are now listed as a fundable project, not enough points were received to be considered for subsidy. She indicated going forward we need to work on increasing points score both environmentally and economically. She indicated the Village is on page 8 of the list for funding.

Manager Revella responded the list was reviewed and the census data we have now puts the median income data in the Village of Walden higher than it really is and we don't have any data to controvert it. It's been discussed doing a door to door solicitation for the information.

Mary Beth provided information in the packet about RCAP Solutions, not for profit research communities. Everything would be done at no cost to the Village. The 2009 census estimates the median income for Walden at \$51,491. Ten years ago, the Village was at \$43,507. She recommended doing an income survey. A more detailed engineering report will be required, a SEQRA review needs to be done and more economic and financial data needs to be done for the additional funding. It would take approximately 6-9 months to gather everything, with the next upgrade to the plant in the next 2-3 years.

Trustee Bowen asked if the service life of the work Delaware had just completed is 2-3 years.

Mary Beth responded no, Delaware Engineering design was such that it could be part of a larger project down the road. The service life of what was built today is 20-30 years.

Brian Suozzo invited anyone interested in touring the plant is more than welcome.

Village Manager's Report

- upgrades of water and sewer services, road to wells 4, 5, 6 has had major issues Culvert RFP much higher than expected, the Village will do the work ourselves, FEMA will assist with a portion.
- on site work on Locust Street for drainage/sewer
- gym building at Woosters painted today, padding getting shipped, and zumba/aerobics will start and basketball the following week.
- met with Canon for new copier
- reviewed fee schedule with Building Inspector
- sent out letters for delinquent water/sewer bills, posted properties and turned off some water & have been receiving payments
- contacted a cleaning service, will be receiving proposal
- met with secretary of planning/zoning board, discussed communication issues
- discussed personnel grievance with special counsel and PBA
- met with IWS regarding garbage complaints and possible commercial pickup
- snowstorm over weekend; began salting 2pm, snow emergency declared at 4pm
- meeting with Police Chief and Rec Coordinator to keep Halloween as scheduled
- discussed with Town of Montgomery the procedures of Code Red
- Orchard Street parking lot was lined today, Oak St lot retaining wall being built, there was a gas line ruptured by contractor, took 2 hours to fix.
- Pine St pump station, still using generator
- meetings with Delaware Engineering

- Tried to clean up 34 Capron; there were vehicles in the way
- Building Inspector corresponded with County on 14 Northern to get movement on it.
- doing exploratory digging around Cherry St., many pipes and valves in the ground there.
- Veterans Park Ceremony went well Sunday
- Coordinating with Clerk to get certifications of zoning/planning members
- Finished gas line trench at Woosters, also put natural gas at Cherry St
- New doors at gym building
- NIMS training for employees
- RFP for Bradley Room Windows
- Meeting with Red Cross regarding shelter agreements

Trustee Leonard asked how much longer DPW will be picking up branches.

Manager Revella responded they are continuing until they've gone done each street at least once.

Trustee's Committee Reports

Energy Efficiency Committee/DPW liaison – Trustee Leonard

Trustee Leonard commented that he and Stephanie Faso attended the Ulster County Rail Trail Conference. We would like to hook our trail to their trail. The Corrections' dept took out 1000' of rail bed. If connected all the way to Kingston and to the Walkway over the Hudson, it would be close to 100 miles of trail. It would be promoted in NYC and could bring many people into the Village. He commented he attended the Planning Board meeting last night and Jerry Jacobowitz's project will be coming in to the Board for a zoning change on the width of the units and negotiating the rec fees.

Treasurer/Clerk liaison – Trustee Bowen

Trustee Bowen commented the credit card has been approved and he thanked Peter for a great job. He indicated the Village's accounts are handled at Key Bank and they are looking into a debit card with them. He indicated the new system has been implemented and looking to go live in 2 weeks.

Economic & Community Development Committee – Trustee Lown

Trustee Lown commented there will be a Leadership Day Committee meeting on Thursday, 11/10 at 5:30. On Wednesday 11/9 the Walden Community Council will meet at Spence Engineering at 7pm. The Veterans Ceremony was phenomenal. She indicated there is a Be The Movement Fundraiser, 11/12 at the National in Montgomery at 8pm for the adopt a family holiday program. There is a penny social at the Fire House 11/12 for the Walden Baptist Church and the next Christmas on Main Street meeting will be on 11/16 on the 2nd floor.

Beazer Homes dedication

Trustee Hoffman recused himself

John Queenan, Lanc & Tully, reported the final punch list has been completed except one minor item still outstanding. It will be completed tomorrow. We went through the water system, the drainage system and the roadway system.

Trustee Lown asked if the lights can be turned on.

Kevin commented all the deeds have been executed and all the as-builts have been filed. He has the letter of credit for the maintenance bond in the amount of \$158,820.00. We have an updated title report that indicates the title is clear. Everything is done.

Trustee Leonard made the motion to accept dedication of Phase I and Phase II of Beazer Homes. Trustee Bowen seconded. 6 ayes, 1 abstention by Trustee Hoffman. Motion carried.

Deputy Mayor Rumbold made the motion to release the three performance letter of credits and have them substituted by the maintenance letter of credit. Seconded by Trustee Lown.

Trustee Bowen asked the difference in the amount.

Kevin responded 10%. We no longer have a claim since they've done the work.

Manager Revella commented the homeowners need to be aware that their mail boxes need to be tilted back or the plow truck will take them out.

Mayor Maher asked that a letter be sent to each homeowner.

6 ayes, 1 abstention by Trustee Hoffman. Motion carried.

Introductory Local Law I-5 of 2011 Sign Law SEQRA Action

Trustee Penney made the motion to declare themselves lead agency and issued a negative declaration under SEQRA. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Taylor Biomass Contract

Mayor Maher confirmed the Board received the final contract which will protect the Village of Walden and provide a reasonable out of a 20 year contract while also providing an agreement that fits Taylor for their guaranteed loan program from the Federal government.

Kevin indicated this resolution declares the intent to be lead agency and issues a negative declaration in which you're also adopting the Town's Findings Statement of November 22, 2010 and you're resolving that this action which is awarding a waste disposal contract is an unlisted action and a negative declaration.

Trustee Leonard moved to adopt Resolution 13-11-12 awarding a solid waste disposal agreement with Taylor Biomass Energy-Montgomery, LLC. Seconded by Trustee Lown. All ayes. Motion carried.

Kevin asked Mayor Maher to sign the EAF.

Trustee Lown moved to award the bid to Taylor Biomass Energy – Montgomery, LLC. Seconded by Trustee Bowen.

Deputy Mayor Rumbold asked for clarification.

Kevin responded this is to award the bid to the only bidder for the 20 year contract.

All ayes. Motion carried.

Trustee Bowen moved to authorize the Village Manager to sign the contract. Seconded by Trustee Lown.

Deputy Mayor Rumbold asked about the legal issues.

Mayor Maher responded language was added into the contract that protects the Village from the lawsuit, the Slobod decision and future lawsuits.

All ayes. Motion carried.

Comprehensive Plan Appointments

Mayor Maher indicated Trustee Hoffman is no longer an at-large member of the Comprehensive Plan Committee. He will now be representing the Board as a Trustee. Willie Carley has submitted interest to be the new at-large member. We would like to appoint Sean Hoffman as the Trustee representative on the Comp Plan and Willie Carley as the at-large member of the Committee which is chaired by the Village Manager, John Revella.

Trustee Lown made the motion to appoint Sean Hoffman, Trustee representative, and Willie Carley, at-large representative, to the Comprehensive Plan Committee. Seconded by Trustee Bowen. All ayes. Motion carried.

Award Sidewalk Bid

Manager Revella commented we put out a bid to do some sidewalk work before winter. We've had some notifications and notice of defects and we're trying to cure those before winter. There were two bids submitted and one was non-conforming who was also not the lowest bidder. The Engineers recommended we award the lowest bid to GT Excavating at \$56,500.

Trustee Leonard made the motion to award the sidewalk bid to GT Excavating for \$56,500. Seconded by Trustee Lown.

Deputy Mayor Rumbold asked if there is a date of completion that was put in the bid.

Manager Revella responded no since the areas are sporadic. The bid guaranteed at least 1000 feet.

John Queenan commented we got the bids so that we have an established price for sidewalks since we are weather dependent now.

Trustee Leonard commented he could start weather permitting.

Manager Revella indicated the sections to be worked on first will be Hidden View Drive and Oakland Avenue.

All ayes. Motion carried.

Introductory Local Law I-6 of 2011 – Alternates for Planning & Zoning Boards

Kevin explained that first the law has to be introduced and then set the public hearing. This was discussed at the last meeting about setting the authority for the Village Manager to appoint alternate members to the Planning and Zoning Boards. He indicated a maximum of three could be appointed to each Board to help with quorum problems. He left it up to the Board as to how they would like to proceed.

Deputy Mayor Rumbold moved to introduce Local Law I-6 of 2011 and set the public hearing for November 22, 2011 at 6:30pm. Seconded by Trustee Lown.

Trustee Leonard commented this couldn't come any too soon; there were issues at last night's meeting about members not being able to attend regular meetings.

All ayes. Motion carried.

Tax Resolution – County Levy: Resolution 12-11-12

Manager Revella commented that not everyone pays their taxes so we have to re-levy to the County to get our funding. It takes months to get the money, so we'll see the money around March. He indicated 95% of the people paid, this is for the remaining 5%.

Deputy Mayor Rumbold moved to adopt resolution 12-11-12: Levying unpaid taxes. Seconded by Trustee Bowen. All ayes. Motion carried.

Discussion Items

Underground Utilities Permit

Manager Revella commented this was requested by the Building Inspector. There have been issues lately of utility companies coming and digging in our roadways and not informing anyone in the office. Dean is considering some kind of process whereby they are required to come into the office to get some type of permit.

Kevin commented he spoke briefly with Dean about this. It's possible the utility company could file a yearly bond for any and all road openings that they do. There are contractor's that already do this if they perform a lot of work in the Village. There needs to be a way of approving all street openings and knowing about them before they are done.

Manager Revella agreed. Although the utility company posts a bond we don't know when and where they are actually digging. We don't know where we should be inspecting.

Trustee Leonard asked if the Village closes the road or do they.

Manager Revella responded they are responsible for closing the road to the same state it was in before they opened it. They don't always close it properly.

Kevin commented that is why we have to bond, to take the bond and do it ourselves if we have to.

Trustee Hoffman asked if we get notification of UFPO.

Manager Revella responded that is the only notification we do get, is UFPO, but they don't tell us when they are going to be out there. They have 30 days.

Kevin commented he and John will need to talk to Dean to develop an application. The Code will need to be reviewed in the event of any local law changes.

Mayor Maher asked Trustee Hoffman to work with them.

Public Comment

Jim Taylor, Taylor Biomass Energy, commented the first presentation of Biomass Energy to the Village of Walden was in 2006 and he expressed his excitement listening to the Board's discussion. He commented he is grateful and thankful for all the work that has been done and thanked the Mayor and Trustee members. He indicated 20 years is a long time and he sincerely appreciates having the Village of Walden signing on. He indicated the construction schedule has been snarled due to the litigation. A judge in Brooklyn has put a permanent stay on the decision. The slight delay means we will lose this winter and concrete will start March 15th. Expect to be online sometime around May 1, 2013. Financing should be complete by December 31st. He thanked the Mayor and Board again.

Anita Vandermark, Highland Avenue, thanked everyone for attending the Veteran's Memorial Park ceremony. She thanked Sue for the delicious cake, the Walden Fire Dept for the assistance with the generator, the DPW for their help with branches and trees and Randi for all her help.

Willie Carley, 10 Evergreen Lane, thanked the Village for helping them with Beazer. He has a concern regarding the mailboxes.

Manager Revella responded there is a postal code for the mailboxes not a Village Code. Beazer may have taken the advice of the postal service who wants them closer to the road; we would like them moved back so they are not hit by moving vehicles.

Mayor Maher commented private contractor's plows are not as big as the Village plows and trucks.

Manager Revella commented he went through there during the storm and went back through after the storm with the Engineer to check on everything for the close-out. He indicated there are some mailboxes that will be taken out; some just need shimming and some would need to be moved back. He commented he will need to go through with one of the trucks and check each one and notify each individual.

Willie asked if each homeowner would be notified.

Manager Revella responded yes.

Willie responded they have a blog and can assist with that. He asked about the easement around the pond and during winter if that walkway can be closed.

Manager Revella responded if it is not a public sidewalk, it can be closed. It does not have to be shoveled; only the public portion would.

Willie asked for clarification regarding the front part of the sidewalk.

John Queenan responded he thinks it's in the right-a-way.

Manager Revella responded if it is in the right-a-way, it will need to be cleared.

Trustee Hoffman clarified that the question is who owns the sidewalk between Evergreen and the pond by the guardrail.

John Queenan responded it is in the right-a-way and it's divided among two property owners and they are responsible. It is a public sidewalk.

Keya Bazemore, 5 Spruce Court, asked if there are certain locations where the Village will put the snow when plowing.

Manager Revella responded all cul-de-sacs are supposed to be designed to provide an area to pile snow, he doesn't know if that occurred in the Beazer development plans. He indicated he will go through the two sections with the plow guys to find an agreeable area that is safe.

Becky Pearson, 167 Walnut Street, asked if we are up to snuff on the 59 violations at the sewer plant.

Manager Revella responded yes, on all 78 violations. He indicated we have been DEC compliant since he has been here, but we are not in full compliance since we are still doing INI work.

Becky commented about the Planning Board meeting Trustee Leonard mentioned and the gentleman that will be coming before that Board. The previous Board members that were there when the townhouse law came up put in many, many hours over the course of a year looking at townhouse developments and everything. She commented that the owner came to all the meetings before the public hearing happened and knew everything that was being talked about. The townhouse law was approved and now that owner wants to change it. She commented the economic climate is not much different than it was before and he is claiming a hardship. She hopes this Board really considers how much work was put into the law and the reasons why it was done the way was done. That gentleman was here for the public hearing and could have voiced his concerns at that meeting. She hopes this Board considers keeping it the way it is since it is beneficial to the Village. She also thanked the Board for everything from the Veterans Committee.

Mary Ellen Matise, 21 Clinton Street, commented there was another part of that townhouse presentation she recalled about the law written to give points to those person's with disabilities and seniors. Her understanding is that those units should be accessible for those individuals and the developer was asked at the time about making the units accessible and he said tell them to go somewhere else. She asked how does that comply with our law. She asked if anything has been resolved about the rec fees. She thanked John for moving ahead with the shelter agreements.

Manager Revella responded we had 50 cots available and there were 47 people there. Everyone there helped and chipped in.

Mary Ellen commented she hoped the Code Red thing gets straightened out. She asked about the 5% of properties that have not paid their taxes and how long the County keeps people on the list; how long do they carry them.

Manager Revella responded he did not know, and sometimes there are assessments on the amounts as well, water bills, refuse bills, etc. They will do foreclosure actions.

Kevin responded at one time, it was about 3 years before the County took the deed and sold the property, now he thinks its one year.

Mary Ellen asked about the branding meeting.

Mayor Maher responded we had a lot of meeting about that.

Manager Revella responded we had an outdoor amphitheatre meeting, but not a branding meeting.

Mary Ellen provided information to the Village Manager about the Big Apple Circus. She provided the circus' mission statement and their strategic plan promising when they had a permanent home all the things they were going to do. She commented they don't offer anything to Walden, free tickets to auction for non-profits or discounted tickets to school children. She commented we are a title one school. She talked about the performance they do before they leave. Years ago they would run an ad in the paper stating to come down to the window and get a ticket. Anybody could go. Now, it is by invite only and it's the same people year after year. They've embarked on a program of exclusivity instead of inclusivity for the whole community. They have a 1900 seat tent, but only ask a quarter of the capacity to come. She provided their 1994 annual report which indicates they receive funding, so she asked if it's because we don't do any fundraising for them that they don't do anything in the Village. She commented that maybe if we have a funding source, maybe they could do the same 12 week program they do for the NYC Schools.

Manager Revella responded the Mayor and himself are setting up a meeting with the executive director to go over the same issues she is bringing up.

Trustee Leonard commented about the documentary on PBS two years ago on the circus which indicated financial difficulties and this past year they laid off 100 workers.

Mary Ellen responded that is not acceptable. The city of NY is paying them to do the 12 week program.

Mayor Maher responded the 500 people invite is due to insurance reasons.

Approval of the Minutes – October 25, 2011

Deputy Mayor Rumbold moved to approve the minutes from October 25, 2011. Seconded by Trustee Penney. 6 ayes, 0 nays, 1 abstention by Trustee Lown. Minutes approved.

Payment of the Audited Bills

Deputy Mayor Rumbold made the motion to pay the audited bills. Seconded by Trustee Penney.

Deputy Mayor Rumbold asked if we had all 4 signatures.

All ayes. Motion carried.

Correspondence – None

Miscellaneous Comments from the Board of Trustees

Trustee Lown thanked everyone that worked on Veteran's Memorial Park. She mentioned the Orange County Art Council is having a sustain the legacy fundraiser honoring Alice Dickinson at Spruce Lodge on 11/15. It will be a great event; Alice has been a tremendous influence in Orange County.

Trustee Penney thanked the Veteran's Park Committee for the event. She also thanked Ed Gallagher from Leprechaun Lines for donating the bus. She mentioned that Dec 11th at the VFW from 7-11 will be Breakfast with Santa and pictures will be available.

Deputy Mayor Rumbold commented how wonderful the Veteran's Park Ceremony was. She thought the attendance was good, but as she stood to watch how some of the Veteran's tried to walk, she thought about how many young, able-bodied kids were not at that ceremony. She wished that people would remind their children and think about the freedoms in this country and if it wasn't for those men and women we wouldn't have the freedoms we have. Taking two hours out of the day to spend to honor them really isn't a lot to ask. She wished people would think about those people who are willing to make the ultimate sacrifice for the rest of us and to set an example when we have things like this, please make the effort to come out and honor the people willing to give their lives for the rest of us.

Trustee Penney commented there was head-count of 153 people.

Trustee Bowen agreed; to grow up in a big city and being here the last 10 years and to see how the people come together and to see the bricks right in front of you was very touching. It was rewarding for him and he thanked everyone.

Trustee Leonard commented that this last outage brought home something that we've been putting off. If there isn't power at the Municipal Offices, we don't have government. He commented we need to find money to fund a generator for Village Hall. We have had 3 outages in approximately 4 months. He thanked Peter for being consistent about getting the credit card.

Mayor Maher thanked everyone involved in Veteran's Park Ceremony. It was amazing. He agreed with Sue that he would like to see 500 people the next time.

Executive Session – Property Purchase, Personnel 105(f), Village Manager, Village Attorney

Trustee Lown made the motion to go into Executive Session to discuss Property Purchase, Personnel 105(f), Village Manager, Village Attorney. Seconded by Deputy Mayor Rumbold. All ayes. Motion carried.

Reconvene

Deputy Mayor Rumbold moved to reconvene the regular meeting. Seconded by Trustee Leonard. All ayes. Meeting reconvened.

Executive Session

Trustee Penney made the motion to go into Executive Session. Seconded by Trustee Hoffman. All ayes. Motion carried.

Mayor Maher made the motion to remove the Village Attorney and pay him until the end of the year. Seconded by Deputy Mayor Rumbold. 3 ayes by Mayor Maher, Deputy Mayor Rumbold, Trustee Lown, 3 nays by Trustee Hoffman, Trustee Leonard and Trustee Penney, 1 abstention by Trustee Bowen. Motion failed.

Mayor Maher made the motion to remove the Village Attorney and pay him to the end of December. Seconded by Deputy Mayor Rumbold. 3 ayes by Mayor Maher, Deputy Mayor Rumbold, Trustee Lown, 3 nays by Trustee Hoffman, Trustee Leonard and Trustee Penney, 1 abstention by Trustee Bowen. Motion failed.

Reconvene

Trustee Hoffman moved to reconvene the regular meeting. Seconded by Trustee Penney. All ayes. Meeting reconvened.

Adjournment

Trustee Penny moved to adjourn. Seconded by Trustee Leonard. Meeting adjourned.

**Village of Walden Board of Trustees
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Motions & Resolutions**

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Christmas on Main Street

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Beazer Homes dedication

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Deputy Mayor Rumbold made the motion to release the three performance letter of credits and have them substituted by the maintenance letter of credit. Seconded by Trustee Lown. 6 ayes, 1 abstention by Trustee Hoffman. Motion carried.

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Trustee Lown moved to award the bid to Taylor Biomass Energy – Montgomery, LLC. Seconded by Trustee Bowen. All ayes. Motion carried.

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Trustee Lown made the motion to appoint Sean Hoffman, Trustee representative, and Willie Carley, at-large representative, to the Comprehensive Plan Committee. Seconded by Trustee Bowen. All ayes. Motion carried.

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Deputy Mayor Rumbold moved to adopt resolution 12-11-12: Levying unpaid taxes. Seconded by Trustee Bowen. All ayes. Motion carried.

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Reconvene

Trustee Hoffman moved to reconvene the regular meeting. Seconded by Trustee Penney. All ayes. Meeting reconvened.

Adjournment

Trustee Penny moved to adjourn. Seconded by Trustee Leonard. Meeting adjourned.