



## FAIRFIELD TOWNSHIP REGULAR MEETING HELD ON AUGUST 13, 2015



**I. MEETING CALLED TO ORDER AT:7:00 PM (TIME) BY: JAMES BROWN, V. CHAIRMAN.**

### PLEDGE OF ALLEGIANCE

**II. ROLL CALL:** PAUL ALTIMUS-PRESENT      JAMES BROWN-PRESENT      SOLICITOR-PRESENT  
VAUGHN TANTLINGER-**ABSENT**      SECRETARY-PRESENT (EJB)      CITIZENS-2

**III. PREVIOUS MONTHS MEETING JULY 9, 2015:** APPR BY PAUL; 2<sup>ND</sup> BY JIM; UN-YES (2)

**SPECIAL MEETING HELD ON JULY 24, 2015:** PAUL SAID IT WAS A BID OPENING FOR PATCH PAVING/ 2 BIDDERS/ AWARDED TO LOWEST RESPONSIBLE BIDDER; MOTION BY PAUL; 2<sup>ND</sup> BY JIM; UN-YES (2).

**IV. TRUE BILLS PAID AND TO BE PAID ON FINANCIAL STATEMENT DATED JULY 2015.**  
APPR BY JIM; 2<sup>ND</sup> BY PAUL; UN-YES (2)

**V. CORRESPONDENCE: 1. WPX ENERGY APPALACIA-2 GAS WELL NOTICES FOR DERRY TWP. 2. CAMPBELL OIL AND GAS-GAS WELL NOTICE FOR BLAIRSVILLE, PA .** PAUL EXPLAINED THAT THESE NOTICES GO IN WITH THE ACT 13 LEGALITIES—ANY TIME THEY DRILL, THEY HAVE TO NOTIFY ANYONE THAT TOUCHES THEM.

**VI. PERSONS PLACED ON AGENDA:** NONE

**VII. OLD BUSINESS: 1. UPDATE ON CELL TOWER STATUS:** HANEY DRIVE AND HANNA ROAD. PAUL STATED THAT FOR THE LAST 18 MONTHS THE TWP. HAS BEEN DEALING WITH COMPANY ON 2 CELL TOWER SITES IN FFTWP. ONE IS LOCATED OFF YEAGER HOLLOW ---THE OTHER IS OFF HANNA ROAD. BOTH SITES HAD ISSUES, ONE SITE WAS ON E & S EROSION; THE OTHER THEY COULD NOT COME TO TERMS WITH THE LAND OWNER. THEY NOW HAVE BOTH SITES SECURED AND PLAN ON STARTING CONSTRUCTION SOMETIME THIS YEAR WITH THE TOWERS BEING IN PLACE BY END OF CALENDAR YEAR 2016. THEY ARE AWARE OF TWP'S RESOLUTION ABOUT CELL TOWERS—THEY ARE NOT SUPPOSED TO BE LIT, BECAUSE THEY FALL UNDER THE FAA OF 200 FT. TWP. WILL KEEP WORKING WITH THEM ON ROAD BONDS FOR OVER WEIGHT VEHICLES. TWP WILL TRY TO KEEP UP TO DATE BECAUSE MANY RESIDENTS ARE INTERESTED IN IMPROVEMENT OF SERVICES. **2. PAUL ANNOUNCED THAT THE BRIDGE DEDICATION IN HONOR OF A LOCAL TWP RESIDENT, WENT VERY WELL AND WAS RECOGNIZED IN LOCAL PAPERS.**

**VIII. NEW BUSINESS: 1. SOLICITOR ASKED SUPERVISORS TO TAKE ACTION ON RES#4-2015.** THIS RESOLUTION WOULD AUTHORIZE THE AMENDMENT OF AN OPERATION AGREEMENT BETWEEN FFTWP AND OUTSIDE IN FACILITY. OUTSIDE IN (HOME FOR WAYWARD KIDS) WANT TO EXPAND THEIR FACILITY, THEREFORE IT WILL BE REQUIRED THAT THEY ALSO EXPAND AND UPDATE THEIR ONSITE SEWER TREATMENT PLANT. TWP WILL AMEND THEIR AGREEMENT WITH THEM, BECAUSE STATE LAW REQUIRES THAT THE TWP BECOMES RESPONSIBLE IN DEFAULT. TWP WILL AMEND THE CURRENT AGREEMENT TO UPDATE THE MAINTENANCE BOND THAT THEY HAVE TO POST WITH THE TWP ON A YEARLY BASIS. IT IS CURRENTLY AT \$2500 AND IT WILL BE SUBSTANTIALLY MORE. PAUL SAID HE BELIEVES IT IS IN ORDER, HE HAS BEEN WORKING WITH SOLICITOR ON THIS. MOTION BY PAUL TO ADOPT RES#4 -2015 AS PRESENTED; 2<sup>ND</sup> BY JIM; UN-YES (2) **2. JIM ASKED SOLICITOR ABOUT THE TRI COMMUNITY SEWAGE—SOLICITOR STATED THAT SEEMS THAT THE TRI COMMUNITY MAY BE LOOKING AT LOOSING 3 MEMBERS WITHIN THE NEXT MONTH OR SO. HE THINKS DOUG LONG MOVED TO JOHNSTOWN AND HE WILL NO LONGER BE ELIGIBLE BECAUSE HE IS NOT A RESIDENT. HE FEELS IT WOULD BE WORTH THE SUPERVISORS TIME TO ADVERTISE THE VACANCY AND BE READY TO APPOINT SOMEONE. IT IS IMPORTANT BECAUSE THE BOARD CAN NOT AFFORD TO BE WITHOUT 3 VOTING MEMBERS TO VOTE IN ORDER TO CONDUCT BUSINESS. THERE WILL BE ONE MEMBER FROM EACH MUNICIPALITY BEING LOST. PAUL ASKED IF TWP WILL RECEIVE A NOTICE FROM THE AUTHORITY. SOLICITOR SAID YES. THE TCSA WILL HOLD ITS REGULAR MEETING THE 2<sup>ND</sup> WEDNESDAY OF SEPTEMBER, WHAT IS ANTICIPATED—2 MEMBERS WILL NOT BE THERE AND THEIR POSITIONS CAN BE DECLARED VACANT BECAUSE THIS WILL BE THE 3<sup>RD</sup> CONSECUTIVE MEETING THEY HAVE MISSED. SO IN SEPTEMBER SOLICITOR WILL ASK THE BOARD OF SUPERVISORS TO TAKE ACTION TO FIND A REPLACEMENT. PAUL ASKED WHAT ARE THE OTHER MEMBERS, SOLICITOR SAID WEST WHEATFIELD-MICKEY MAGALICH-HE HAS NOT APPEARED AT 3 MEETINGS-ONE WAS A SPECIAL MEETING/ IF HE DOESN'T SHOW UP IN SEPTEMBER HIS SEAT CAN BE DECLARED VACANT BY WEST WHEATFIELD TWP. THE LAST ONE IS MYERS MILLER FROM BOLIVAR, HE MOVED OUT OF THE AREA. SECRETARY ASKED SOLICITOR IF IT WAS IN THE BY LAWS THAT AFTER MISSING 3 MEETINGS, THERE WOULD BE A VACANCY? WHY WOULD IT BE UP TO EACH TWP? IF ONE DECLARED A VACANCY AFTER 3 MEETINGS—AS THE TCSA ASKED THE TWP WHEN LUCK GARLAND MISSED 3 MEETINGS; WOULD IT NOT BE DISCRIMINATION IF TCSA DIDN'T REQUEST WEST WHEATFIELD TO DECLARE MICKEY MAGALICH'S POSITION VACANT AFTER MISSING 3 MEETINGS. SOLICITOR SAID THE 3 MISSED MEETINGS IS UNDER THE MUNICIPALITIES AUTHORITIES ACT, IT IS NOT A BY-LAW; IT IS A STATE LAW. IT DOESN'T SAY THEY HAVE TO DECLARE IT VACANT--SAYS YOU MAY DECLARE VACANT. WHAT FFTWP DOES AND WEST WHEATFIELD DOES MAY BE DIFFERENT, FOR A VARIETY OF REASONS. MAYBE MISSED BECAUSE WORK, HOSPITALIZATION, ETC. SECRETARY ASKED IF WOULD EVER BE CONSIDERED HAVING 5 MAN BOARD, SOLICITOR SAID TO KEEP A BALANCE THERE WOULD HAVE TO BE 7; IF YOU CUT IT, IT WOULD BE DIFFICULT TO SAY WHAT TWP TO CUT MEMBERS. IT WAS ORIGINALLY SET UP ACCORDING TO TAPS.**

**IX. PUBLIC COMMENT: 1. ERN HENDERSON      2. DAN BRENDLINGER**

**X. ADJOURNMENT:** MOTION BY JIM; 2<sup>ND</sup> BY PAUL; UN-YES(2) TIME (7:15 PM)

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*Emma J. Brendlinger, Sec-Tres*