



I. MEETING CALLED TO ORDER AT 7:00 PM BY PAUL ALTIMUS, CHAIRMAN.

II. ROLL CALL: PAUL ALTIMUS-PRESENT JAMES BROWN-PRESENT SOLICITOR-PRESENT (JWM) VAUGHN TANTLINGER-PRESENT SECRETARY-PRESENT (EJB) CITIZENS-30

III. PREVIOUS MONTHS MEETING HELD ON 11/13/2008: APPR BY PAUL, 2ND BY VAUGHN, UN-YES.

IV. TRUE BILLS PAID AND TO BE PAID ON THE FINANCIAL STATEMENT DATED NOVEMBER 2008: APPR BY PAUL, 2ND BY VAUGHN, UN-YES.

V. CORRESPONDENCE: 1. 2010 U.S. CENSUS BUREAU-RECRUITING FULLTIME /PART-TIME WORKERS- ANYONE INTERESTED YOU CAN CONTACT TWP BUILDING FOR PHONE NUMBER/ CENSUS WILL BE FOR 2010-PAYING ANYWHERE BETWEEN \$11 TO \$15 PER HOUR, PLUS MILEAGE. 2. TWP RECEIVED 3 MORE XTO NOTIFICATIONS FOR MARCELLA SHALE-MURPHY OFF MT. VIEW, MUIR BEHIND FT. PALMER CHURCH, AND ECKEL OFF HYPOCRITE CREEK. TWP HAD BRIEF MEETING WITH XTO AND THEY PLAN PRODUCTION IN 2010.

VI. PERSONS PLACED ON AGENDA: 1. RON WAGNER-WOULD LIKE SOME ATTENTION ON TR989 YEAGER HOLLOW ROAD. AFTER GET OFF HARD ROAD TO TOP OF RIDGE IT'S BEEN A LONG TIME SINCE ANY WORK HAS BEEN DONE UP THERE, WOULD LIKE NEXT YEAR FOR TWP TO GET UP THERE AND DO SOME DRAINAGE DONE SO THE WATER DOES NOT RUN DOWN THE MIDDLE OF TR989. THAT ROAD HELPS SERVICE THE LINE PENELEC HAS, ALSO FOR FIRE AND EMERGENCY SITUATIONS. HAD A FEW PEOPLE THAT HAD BROKEN LEGS AND HAD TO BE TRANSPORTED FROM THERE, HE IS NOT ASKING FOR MUCH, BUT TO TURN THE WATER OFF THE ROAD.

VII. OLD BUSINESS: 1. HUGHES EXCAVATING PURCHASED THE 1990 FORD PICKUP BEING THE 2ND HIGHEST BIDDER. PAUL THANKED HUGHES EXCAVATING. 2. PROPOSED 2009 BUDGET RES. #4-2008 IS AS FOLLOWS: RES. #5-2008 TAX LEVY FOR 2009 WITH AN INCREASE OF 1 MILL-FROM 2.1 MILLS TO 3.1

MILLS FOR 2009-1 MILL INCREASE. PROPOSED BUDGET WAS ADVERTISED IN LIGONIER ECHO.

GENERAL FUND

AVAILABLE \$357,710
EXPENSES \$357,710

ROAD FUND

AVAILABLE \$5065
EXPENSES \$5065

STATE FUND

AVAILABLE \$237,593
EXPENSES \$237,593

TOTAL BALANCED BUDGET \$600,368.00 (ALL FUNDS)

ANNUAL BUDGET REPORT FOR 2009 -- RESOLUTION # 4 OF 2008—MOTION BY PAUL TO ACCEPT THE 2009 BUDGET RES #4-2008 AND TAX LEVY RESOLUTION #5-2008 WITH TAX INCREASE TO 3.1 MILLS, 2ND BY JIM, UN-YES. AGENDA SHOWS THAT THE LAST TIME THE TAXES WENT UP WAS IN 1984 FROM 1.6 TO 2.1 MILLS, TWP IS PROPOSING A 1 MILL INCREASE WHICH WILL GENERATE APPR. \$22,000 A YEAR, WHICH ALMOST ALL OF THAT WILL BE ATE UP BY FUEL, BASICALLY IT WILL COVER THE FUEL EXPENSES. 3. ORDINANCE #1 2008 NOISE ORDINANCE-

DISCUSSION: 1. MIKE SHAPIRO 2. ORVILLE SAUNDERS 3. BOB GRAHAM-ENCOURAGE SUPERVISORS TO VOTE NO, WOULD BE HARD TO ENFORCE, WOULD BE ARBITRARY; DOES NOT THINK IT IS NEEDED AT THIS TIME. 4. PEGGY KING-NOT HAD CHANCE TO READ -JUST HEARD ABOUT IT-GET INTO MANY DIFFICULTIES WITH IT AND RAMIFICATIONS WHERE IT IS JUST OPENING A CAN OF WORMS-VOTES NO. 5. CURT KING THINKS THIS TYPE OF ORDINANCES MAY BE A REAL PROBLEM FOR EVERYONE, TWP SUPERVISORS FOR HAVING TO DEAL WITH IT, THE COMMUNITY AS A WHOLE. RATHER SEE AN ORDINANCE THAT TWP HAS APPRENTICESHIP-PEOPLE COME FROM PITTSBURGH BECAUSE THE DO NOT WANT TO STAY IN THE CITY AND THEY WANT ALL THESE ORDINANCES PASSED WHICH MESSSES UP THE WHOLE TWP, PASS AN ORDINANCE YOU HAVE TO LIVE HERE FOR 3 GENERATIONS BEFORE YOU CAN YOU CAN REQUEST THESE TYPES OF ORDINANCES. THERE ARE RESOURCES, IF THINGS GET TOTALLY OUT OF HAND YOU HAVE THE STATE POLICE, AND YOU ALSO HAVE THE ABILITY TO FILE SUIT AND HE DOES NOT THINK THE TWP SUPERVISORS SHOULD HAVE THE HEADACHES OF DEALING WITH IT ALL THE TIME, BECAUSE THAT IS WHAT IT WOULD BE. 6. KURT LIMBACH-FIRST HE OBJECTS THAT SOMEONE HAS TO LIVE SOMEWHERE A LONG TIME TO HAVE ANY RIGHTS OF CITIZENSHIP. HE HAS LIVED HERE FOR 25 YEARS AND HE FINDS THAT INSULTING. THE NEXT THING IS SAID THAT YOU COULD CALL THE STATE POLICE-IF THERE IS NO ORDINANCE IN WRITING, THERE IS NOTHING THE STATE POLICE CAN DO ABOUT EXTREME NOISE. THIS IS NOT DIRECTED AT ANYBODY'S INDIVIDUAL NOISE, IT IS DIRECTED AT INDUSTRIAL NOISE. KURT STATED TO BILL RUN A LAWNMOWER, IF YOU ASK THE SOLICITOR. BILL SAID WHAT IS THE DECIBELS? KURT ASKED SOLICITOR IF THE ORDINANCE SAYS AS LONG AS THE MOWER HAS ALL IT'S MUFFLING TOOLS AS LONG AS THEY ARE RUN AS MANUFACTURED. SOLICITOR SAID YES YOU CAN USE THEM WITH MANUFACTURERS SPECIFICATIONS. DEAN ROBINSON SAID UP TILL 9 PM. SOLICITOR STATED YES. KURT SAID YOU CAN RUN A SNOW BLOWER. ALSO THE SOUND LEVEL IS TO BE AT THE EDGE OF YOUR PROPERTY, IT'S BASICALLY DIRECTED AT EXTREMELY LOUD NUISANCE NOISE. WE LIVE HERE BECAUSE WE LIKE THE QUIET, PEACEFUL COUNTRY—NOT BECAUSE WE WANT TREMENDOUS LOUD NOISE 24 HRS A DAY 7 DAYS A WEEK. ALL FARMING IS EXEMPTED. HE DOES NOT FEEL THEY WILL BE AFFECTED BY THIS ORDINANCE. BOB GRAHAM SAID IF IT DOES NOT AFFECT ANYONE, WHY DO WE NEED SAID FOR DANGER OF FUTURE ACTIVITIES-INDUSTRIAL ACTIVITY. SOLICITOR SAID THERE ARE MANY PEOPLE HERE THAT WANT TO EXPRESS THEIR COMMENTS, BUT THEY REALLY SHOULD FOCUS THE COMMENTS TOWARDS THE BOARDS, IF WE GET WHERE EVERYONE IS TALKING BACK AND FORTH—THE MEETING IS NEVER GOING TO GET THROUGH THIS. BUT WHATEVER YOU WANT TO SAY, DIRECT IT TO THE BOARD, THEY ARE THE ONES GOING TO DO THE VOTING. KURT IS IN FAVOR OF THE ORDINANCE, IT WAS VERY WELL WRITTEN AND THOUGHT OUT, IT PROTECTS EVERYONE'S RIGHTS IN THE COMMUNITY. 7. JOE RIDDELL STATED WITH THE POSSIBILITY OF INDUSTRY MOVING INTO THE AREA, STRIPPING COAL, LIMESTONE, AS FAR AS NOISE GOES THERE MAY NEED TO BE THAT ISSUE LOOKED AT, BUT LET'S BE REALISTIC AND NOT INVOKE SOMETHING LIKE THIS AND SCARE THESE PEOPLE OUT BEFORE THEY EVEN START. THAT MIGHT TURN INTO SOMETHING THAT EMPLOYEE MANY PEOPLE. PAUL STATED TWP CAN NOT DRAFT AN ORDINANCE SPECIFICALLY FOR A CERTAIN GROUP. JOE SAID HE WAS NOT RIDICULOUS. 8. DEAN ROBINSON-HOW ARE PEOPLE GOING TO SHOOT THEIR GUNS IN, AND WITH SNOW REMOVAL EQUIPMENT IF YOU CAN'T USE AFTER 9 PM. 9. DAN FUGE DOES NOT AGREE WITH ORDINANCE, FEELS IT IS JUST PUTTING MORE REGULATIONS ON RESIDENTS 10. RON WAGNER DISAGREES WITH IT, TWP HAS APPR. 60 SQ MILES OF TERRITORY AND 57 MILES OF ROAD AND ENVISIONS SINCE IT IS 7 DAYS WEEK 24 HRS, TWP WOULD HAVE TO ADD AT LEAST 4 PEOPLE TO PAYROLL WITH SOUND METERS DRIVING AROUND TRYING TO MAINTAIN THE SOUND LEVEL, AND THE DECIBELS ARE VERY LOW. HE WOULD THINK THAT CHILDREN PLAYING IN A POOL IN THE SUMMER WOULD EXCEED THE LIMIT, AND THE VIOLATION IS \$1000; HE FEELS IT IS EXTREME AND HE DOES NOT FEEL FAIRFIELD TWP NEEDS THIS ORDINANCE, HE ALSO CHECKED AND LIGONIER DOES NOT HAVE ONE. LIGONIER TOLD HIM IF YOU HAVE A PROBLEM WITH NOISE, CALL THE STATE POLICE IT IS CALLED DISTURBING

THE PEACE. 11. BILL CLARK STATED HE RECOGNIZED THE FACT THAT A LOT OF EFFORT WENT INTO WRITING THE ORDINANCE AND HE KNOWS THERE WAS A LOT OF EFFORT TO PROVIDE EXCEPTIONS FOR NORMAL WAYS OF LIFE, BUT IF YOU ARE ALREADY WRITING SO MANY EXCEPTIONS THAT COVER THE 1% OF THE TIME IT IS OVERHEAD, PERSONNEL THAT YOU DON'T NEED TO WORRY ABOUT. AND THE PROPOSED STRIP MINES IS IN HIS BACK YARD—HE CARES ABOUT HIS WATER. IF THERE IS A NOISE PROBLEM UP THERE IT IS BETWEEN HIM AND HIS NEIGHBOR—THEY WILL WORK WITH IT. IF PEOPLE ARE CONCERNED WITH DRILLING EQUIPMENT, ETC., YOU COULD VERY EASILY ENACT A DIFFERENT TYPE OF ORDINANCE THAT SAYS IF YOU ARE GOING TO PUT INDUSTRIAL EQUIPMENT IN PLACE, YOU NEED TO HAVE A SOUND BARRIER. THEY ARE USED ALL THE TIME. YOU CAN STILL PROTECT THE AREA WITHOUT THE RESIDENTS HAVING TO BUILD A WALL TO PROTECT THEIR PLACE—THE BURDEN FALLS ON THE INDUSTRY. WHEN HE WAS A KID HE RODE OFF ROAD MOTORCYCLES, KIDS STILL DO; BUT HE WOULD HATE TO SEE THIS AREA BECOMING AN OVER REGULATED AREA. 12. DAVE McCLELLAN AGREES WITH BILL AND MR. KING, ONCE YOU HAVE THIS LAW TO ENFORCE, OTHERS WILL COME AND IT WILL BE LIKE PITTSBURGH. THAT IS WHY PEOPLE COME HERE TO LIVE BECAUSE IT IS FREE, IT MAY BE THE LAST PLACE IN PENNSYLVANIA THAT IS LIKE IT IS. SO WHY MAKE EVERYONE SUFFER WHEN ONE GUY CAN GO BUY A SET OF EARPLUGS FOR 50 CENTS. 13. ROBERT LOVERIDGE AGREES THAT THE DECIBELS SEEM REALLY LOW COMPARED TO THE STUFF INCLUDED IN THE LIST, WHICH MOST EVERYTHING PEOPLE DO EVERY DAY HE FEELS NOT NECESSARY. 14. SHAWN SABO THINKS AT THIS DAY AND AGE WITH ALL THE RESTRICTIONS BEING PUT ON PEOPLE, WE DO NOT NEED ANY MORE. IF AN ORGANIZATION WANTS TO COME IN AND BUILD SOMETHING—MONEY TALKS AND YOU CAN'T STOP IT. IF YOU PUT AN ORDINANCE LIKE THIS IN, IT IS GEARED MORE TOWARD THE PEOPLE NOT INDUSTRY—HE IS AGAINST IT. SOMETIMES HE HAS TO CUT GRASS LATE, IT NEEDS TO STOP HERE—IF YOU SLIP IN A LITTLE ONE, THERE WILL BE 10 MORE RIGHT BEHIND IT. 15. MIKE SISITKI AGREES IT WILL CREATE PROBLEMS. 16. RON HEMINGER AGREES TOO. 17. STAN SILK FEELS RENDELL HAS ENOUGH RESTRICTIONS ON US. HE MOVED TO COUNTRY TO DO WHAT HE WANTS AND HE DOES NOT AGREE WITH THIS ORDINANCE. 18. ROBBY ROBERTSON AGAINST ORDINANCE 19. DON BORING DOES NOT AGREE WITH IT, HE HAS A SAWMILL AND IT IS ABOVE THE DECIBELS IDLING. 20. KAREN BORING ALSO DISAGREES WITH THE ORDINANCE. 21. CHUCK KRAUSE IF YOU ARE ENACTING IT, GO FOR 24 HRS A DAY, HE IS AGAINST IT. 22. CHAD KRAUSE FEELS IT WILL CAUSE MORE PROBLEMS. 23. BILL HUGHES-NO COMMENT 24. LIBBY HUGHES STRONGLY DISAGREES WITH IT. 25. MAUREEN BLON STRONGLY DISAGREES WITH IT. 26. TOM BLON DISAGREES WITH IT. 27. JIM CRITCHFIELD VOTES NO BECAUSE IT WILL GET OUT OF HAND. 28. MIKE MARSH THE TIME WE ARE LIVING IN NOW LOOK AT PEOPLE LOOSING JOBS, THIS AREA IS STILL DOING ALRIGHT, IF YOU START PUTTING REGULATIONS WE ARE GOING TO END UP LIKE EVERYONE ELSE. THERE IS POINTS FOR CERTAIN REGULATIONS-LIKE BUILDING, BUT YOU HAVE TO THINK IF WE NEED ONES FOR NOISE LEVEL. IF YOU HAVE TO STOP AT 9 PM, THERE ARE PEOPLE THAT SOMETIMES DON'T GET HOME TILL 8:30 AND THEY HAVE TO DO THINGS AFTER 9 PM. 29. CLYDE BAILEY VOTES NO 30. CORY HART ABSOLUTELY NO, HE IS ONE THAT HAS TO WORK TILL 8 PM. 31. BRUCE PETERS VOTES NO 32. BRIAN PETERS VOTES NO

ROBBY ROBERTSON SAID HE WORKED AT A POWER PLANT AND THEY BASE IT ON 86 DECIBELS FOR AN 8 HR PERIOD THAT YOU HAVE TO WEAR EAR PLUGS. PAUL SAID THAT 85 IS THE NUMBER FOR DAMAGE. KURT LIMBACH SAID HE UNDERSTANDS WHERE THEY ARE COMING FROM BUT HE HAS NOT HEARD ONE OBJECTION THAT REALLY WAS NOT ADDRESSING THE ORDINANCE, EVERYTHING THEY SAY THAT THE WANT TO DO COULD BE DONE UNDER THE ORDINANCE, AND FOR THE GENTLEMAN THAT DOES NOT WANT ANY REGULATIONS—MAYBE IF THERE WERE BETTER BANKING REGULATIONS THE BANKING INDUSTRY WE WOULD BE BETTER OFF RIGHT NOW. 33. EMMA BRENDLINGER (TWP SEC) STATED SHE DID LOOK OVER THE ORDINANCE SOME, AND SHE DOES AGREE SOMETHING SHOULD BE DONE FOR THE LOUD NOISES, BUT THIS ORDINANCE IS WAY TO COMPLICATED FOR THIS AREA—IT SAYS ABOUT HEAVY CONSTRUCTION EQUIPMENT BEING USED ON SHORT TERMS-WHAT IS CONSIDERED SHORT TERM AND WHO DECIDES THAT? WHEN THE DRILLERS AND CONSTRUCTION COMES IN THEY MAY ONLY BE THERE FOR 5 YRS, BUT THAT WOULD BE 5 YRS OF NOISE. ALSO SAYS IN ORDINANCE ABOUT LOUD CARS, IF A VEHICLE PASSES A STATE INSPECTIONS—IT IS GOING WAY BEYOND OUR SCOPE. ALSO DON'T AGREE WITH ANYONE CAN ENFORCE IT, I THINK ONLY ONE PERSON SHOULD BE ABLE TO ENFORCE IT, OR YOU GET NEIGHBOR AGAINST NEIGHBOR AND THEN SUPERVISORS WILL BE GETTING THE PHONE CALLS AFTER 9 PM. SECRETARY ALSO TALKED TO LIGONIER AND THEY FEEL IT WOULD BE HARD TO ENFORCE, WHOEVER HAS THE DECIBEL READER WILL HAVE TO BE CERTIFIED TO USE IT OR YOU WILL LOOSE IN COURT. ALSO DID SOME RESEARCH ON DECIBELS ON THE INTERNET, A WASHING MACHINE COULD EXCEED THE DECIBELS. 34. SAM LaMANTIA NOTHING TO SAY RIGHT NOW.

ORDINANCE #1-2008 NOISE ORDINANCE PAUL ASKED FOR A MOTION TO APPROVE ORD. #1-2008, ORDINANCE FAILS DUE TO LACK OF MOTION. 4. **WEBSITE IS UP---**www.fairfieldtwp.com

VIII. NEW BUSINESS: 1. REORGANIZATION MEETING—BY LAW THE SUPERVISORS MUST REORGANIZE THE 1ST MONDAY EVERY YEAR, THIS YEAR IT WOULD BE JAN. 5, 2009. MOTION MADE BY VAUGHN TO HOLD REORGANIZATION MEETING ON JAN. 5, 2009 AT 7 PM AT THE MUNICIPAL BUILDING, 2ND BY JIM, UN-YES. BY LAW THE AUDITORS HAVE TO MEET THE VERY NEXT DAY, AUDITORS NOTIFIED SECRETARY THAT THEY WILL MEET JAN. 6, 2009 AT 10 AM AT THE MUNICIPAL BUILDING. SECRETARY WILL ADVERTISE THE MEETINGS.

PUBLIC COMMENT: KURT LIMBACH ASKED IF SUPERVISORS MET WITH XTO, WHAT WAS THE SUBJECT OF THE MEETING. VAUGHN SAID TO MEET SUPERVISORS TO LET US KNOW THEY ARE COMING IN, MET WITH SCOTT HUNTINGTON, AND HE SEEMS NICE AND WANTS TO WORK WITH THE TWP. TWP TOLD HIM THE CONCERNS. VAUGHN WALKED AWAY WITH A POSITIVE ATTITUDE. KURT SAID THEY WERE BUYING WATER AND WILL SHOW THEM A WATER PLAN. BUYING FROM HIGHRIDGE—TUBMILL IS NOT THE ONLY RESERVOIR FOR HIGHRIDGE. KURT ASKED FOR A RECYCLING PROGRAM FOR TWP TO MAKE MONEY OFF IT. SOLICITOR SAID THERE IS RECYCLING AT BILO IN SEWARD, IT IS AN EXPERIMENT TO SEE THE RESPONSE. KURT WOULD LIKE SOMETHING CLOSER. VAUGHN SAID LIGONIER WAS HAVING A PROBLEM WITH THEIR RECYCLING PROGRAM. PAUL SAID IT WAS ON THE NEWS, IT IS PILING UP—NO BUSINESS FOR IT. **MIKE MARSH** ASKED WHAT XTO IS PLANNING? PAUL SAID JUST THE 4 SUBMISSIONS FOR THE 4 MARCELLA SHALE RIGHT NOW. VAUGHN SAID IT IS A DIFFERENT COMPANY THAT BOUGHT GIRL SCOUT CAMP—IT IS NORTH COAST ENERGY AND GLENN TANTLINGER WAS NOT TOLD ANYTHING ABOUT WHAT THEY ARE DOING THERE, AND BY LAW THE TWP WOULD HAVE TO RECEIVE A LETTER BEFORE THEY DO ANYTHING. MIKE SAID THEY FIXED HIS WATER THE FIRST TIME, ONLY BECAUSE THEY GOT CAUGHT. VAUGHN SAID IF TWP RECEIVES ANY INFORMATION-THEY WILL LET PUBLIC KNOW—WILL ALSO POST ON WEBSITE. **BILL HUGHES** SAID THERE WAS A NEW COMPANY IN INDIANA COUNTY ON CHANNEL 11 NEWS TO RECYCLE WASTEWATER FROM MARCELLA SHALE.

ADJOURNMENT: MOTION BY VAUGHN, 2ND BY PAUL, UN-YES.

Submitted by Emma J. Brendlinger, Sec-Tres