



FAIRFIELD TOWNSHIP REGULAR MEETING HELD ON NOVEMBER 10, 2011



I. MEETING CALLED TO ORDER AT 7:00 PM BY VAUGHN TANTLINGER, CHAIRMAN.

II. ROLL CALL: PAUL ALTIMUS-PRESENT JAMES BROWN-PRESENT SOLICITOR-PRESENT (JWM)
VAUGHN TANTLINGER-PRESENT SECRETARY-PRESENT (EJB) CITIZENS-9

III. PREVIOUS MONTHS MEETING HELD ON OCT. 13, 2011: APPR BY PAUL , 2ND BY VAUGHN, UNAN-YES(3)
BUDGET WORKSHOP MEETING 11/9/2011; APPR BY PAUL, 2ND BY JIM, UNAN-2 YES, VAUGHN ABSTAINED
DUE TO ABSENCE.

IV. TRUE BILLS PAID AND TO BE PAID ON THE FINANCIAL STATEMENT DATED OCTOBER 2011: APPR BY
VAUGHN, 2ND BY JIM, UNAN-YES(3)

V. CORRESPONDENCE: 1. PATTERSON ROAD BOND-CHARLES BROWN. ROAD BOND RELEASE; PAUL STATED MR.
BROWN HAS COMPLETED HIS TIMBERING OPERATION AND UPON INSPECTION FOUND THAT HE IS NOT RESPONSIBLE
FOR ANY CURRENT OR PAST DAMAGES ON PATTERSON ROAD. MOTION BY PAUL, 2ND BY VAUGHN, TO RELEASE
CHARLES BROWN ROAD BOND, UNAN-YES(3) 2. LETTER FROM MARK CRITZ. TWP WAS ASKED BY TERRY REBICH
FROM COMMUNITY DEVELOPMENT BLOCK GRANT TO SEND LETTER TO OUR CONGRESSMAN TO KEEP THE CDBG
MONEY GOING SINCE SO MANY PROGRAMS ARE BEING CUT DO TO LACK OF FUNDING. THE MONEY IN THE PAST HAS
BEEN USED FOR PAVING IN WEST BOLIVAR, DRAINANGE IN W. BOLIVAR AND RIDGEVIEW, 2 BRIDGES ON YEAGER
HOLLOW ROAD, BRIDGE ON STIFFLER, ETC. TWP DID SEND A LETTER. MR. CRITZ SUPPORTS THE CDBG.

VI. PERSONS PLACED ON AGENDA: NONE

VII. OLD BUSINESS: 1. RES #4-2011 PROCUREMENT OF PROFESSIONAL SERVICES FOR THE MUNICIPAL; PENSION
SYSTEMS BY THE TOWNSHIP ACCORDING TO ACT 44 OF 2009; SECRETARY ASKED ABOUT THE PROCEEDURE AND
GUIDELINES. SOLICITOR SAID WHEN IT COMES DOWN TO IT, HE WILL PROBABLY BE THE ONE TO PREPARE THE
GUIDE. SECRETARY TALKED TO MARY AND SHE SAID THAT PMRS SENT HER OUT INFORMATION ON THAT LAST
YEAR. SHE IS TO SEND US A COPY. PAUL SAID GUIDELINES WILL NEED TO BE CREATED IN THE FUTURE. MOTION BY
VAUGHN, 2ND BY JIM, TO ADOPT RESOLUTION #4-2011. UNAN-YES(3) 2. TENTATIVELY ADOPT 2012 PROPOSED
BUDGET TAX WILL BE AT 3.1 MILLS, RES#5-2011 TAX LEVY RESOLUTION

Table with 3 columns: GENERAL FUND, ROAD FUND, STATE FUND. Rows for AVAILABLE and EXPENSES with corresponding dollar amounts.

RES#6-2011 ANNUAL BUDGET REPORT TOTAL \$560,208 (ALL FUNDS) MOTION BY PAUL, TO TENTATIVELY ADOPT
PROPOSED 2012 BUDGET AS PRESENTED, RES#5-2011 TAX LEVY AND RES#6-2011 ANNUAL BUDGET REPORT; WITH FINAL
ADOPTION SCHEDULED FOR THE REGULAR MEETING ON DEC. 8, 2011 AT 7 PM AT THE MUNICIPAL BUILDING; 2ND BY
JIM, UNAN-YES(3). VAUGHN HOPE THE GOVERNOR AND STATE COME TOGETHER TO HELP TOWNSHIPS WITH
MARCELLUS SHALE. SECRETARY WILL ADVERTISE FOR THE FINAL ADOPTION. 3. OPEN BIDS FOR PORTABLE
BRIDGE—HIRSCH ROAD SEE ATTACHMENT.

Bids Received for: PREFABRICATED PORTABLE STEEL BRIDGE
Opening Date: 10-Nov-11

Table with 5 columns: ID, COMPANY, DELIVERED, TOTAL, 10% BID BOND. Rows for ADM Warren, PA and CHEMUNG Elmira, NY.

Motion by: VAUGHN, 2ND BY JIM
Purchase From: ADM Welding, contingent upon
Approval by Engineer & Pendot
UNAN - YES(3)
Twp did not accept \$5,600 for guide rail placement
On the bridge. Will do something later.

4. LIGONIER TWP MUNICIPAL AUTHORITY—SERVICE EXPANSION. VAUGHN EXPLAINED THAT THE LIGONIER
WATER AUTHORITY IS INTERESTED IN EXPANDING WATER IN FAIRFIELD TWP. THEY NEED A LETTER OF INTENT
FROM US BEFORE THEY CAN GO TO PENVEST FOR A LOAN. VAUGHN ASKED SOLICITOR IF TWP DOES THIS, TWP
KNOWS THERE HAS TO BE AN ORDINANCE ADOPTED THAT PEOPLE MUST TAP IN, VAUGHN WANTS TO KNOW IF TWP
APPROVES, DOES IT MEAN THAT ORD. ONLY COMPLIES WITH THE PEOPLE IN THIS SET AREA. SOLICITOR SAID IT WILL
ONLY BE THIS SERVICE AREA. JIM HAS A CONCERN OVER THE PEOPLE NEEDING WATER, BUT HE DOES NOT LIKE
THAT LIGONIER PEOPLE WILL BE IN CONTROL OF WATER IN FAIRFIELD TWP. VAUGHN SAID TWP WAS TOLD THAT
THEY WILL HAVE COMPLETE CONTROL. IF IT WOULD FAIL, THEN WESTMORELAND CTY WATER AUTHORITY WOULD
TAKE IT OVER. PAUL STATED UPON REVIEW OF FEEDBACK FROM PUBLIC WAS 4:1 RATIO IN FAVOR. THESE PEOPLE
ARE ASKING THAT THIS WATER BE BROUGHT TO THEM AND ARE WELL AWARE OF THE EXPENSES. PAUL SAID THEY
ARE NOT GOING TO BE TURNED LOOSE IN FAIRFIELD OTHER THAN THE SERVICE AREA. EMMA FEELS THEY ARE
WRONG ON THE 4:1 RATIO WHICH IS ONLY ON THE PEOPLE THAT HAS RETURNED THEM, THERE WAS A TOTAL OF 126
IN FFTWP AND ONLY 50 WERE RETURNED. SO OUT OF THE 50 THAT WERE RETURNED—ONLY 40% REPLIED, SO IT IS
NOT A 4 TO 1 RATIO. LIGONIER TWP ONLY HAD 42% RESPONSES AND THEY ARE NOT MOVING AHEAD WITH IT
BECAUSE NOT A MAJORITY WANTED IT. THERE IS ALSO A \$3 MILLION DEBT THAT THE TWP WOULD HAVE TO
GUARANTEE, AND IF IT WOULD FAIL, THE TWP WOULD HAVE TO USE 100% OF THE TAX BASE TO PAY ON THIS DEBT.
THIS IS NOT MANDATORY, LIKE THE SEWAGE WAS AFTER THAT BOARD GOT INVOLVED—THEY HAD TO GO WITH IT
OR FACE A \$10,000 A DAY FINE IF THEY DID NOT COME INTO COMPLIANCE. LIGONIER BORO. NEEDS THIS WATER;
THAT IS WHY IT IS COMING OVER 271. JOHNSTOWN HAS EXCESS WATER THAT THEY NEED TO GET RID OF IT.
SECRETARY FEELS IF IT IS LIGONIER BOR THAT NEEDS THE WATER, THEN LET THEM BE THE ONE THAT GUARANTEES
THE LOAN. AND IF FAIRFIELD RESIDENTS WANT IT, LET THEM TAP IN. IF THE ORDINANCE IS FOR 150 FT MANDATORY
TAP IN, IT WOULD HAVE TO BE THE SAME ANYTIME YOU MAKE A LIKE ORDINANCE THE SAME, IT WOULD HAVE TO
BE EQUAL IN THE TWP. SECRETARY LOOKED AT THE AGREEMENT THEY HAVE INCORRECT ROADS. THEY ALSO HAVE
COMPLETE CONTROL IN THIS AGREEMENT. STATES THAT ALL CUSTOMERS LOCATED WITHIN THE AGREED UPON
SERVICE AREA LOCATED IN FAIRFIELD TWP SHALL BE TREATED SIMILARLY IN RESPECT TO FEES AND CHARGES—IT
DOES NOT SAY EQUALLY. AS TO LAMA CUSTOMERS IN LIGONIER TWP. SECRETARY IS UNCLEAR ON THAT STATEMENT.
FEES AND CHARGES ARE CONTROLLED BY LTMA. THE TWP HAS 2 PEOPLE ON THE TCSA BOARD TO REPRESENT US,
SHE IS CONCERNED OVER LTMA NOT. FOR THE LAST FEW YEARS, THE TWP HAS NOT BEEN ABLE TO AFFORD TO PAVE
ROADS OR MAINTAIN SOME OF THE ROADS, SO IF THIS PROJECT SHOULD FAIL—THE TWP WILL NOT HAVE MONEY TO
DO ANYTHING. WHEN THE TWP COSIGNED FOR THE SEWAGE AUTHORITY—OUR TWP SHARE WAS 1.3 MILLION, THE
MONTHLY PAYMENTS TO PENVEST WERE AROUND \$26,000 A MONTH. SO A 3 MILLION DOLLAR DEBT FOR THIS TWP
WOULD BE TRIPLED. IF TWP CAN NOT AFFORD TO KEEP OUR ROADS UP, THE RATIO IS NOT CORRECT, AND LIGONIER
TWP IS NOT IN FAVOR—MAYBE WE SHOULD TAKE A BETTER LOOK AT IT. DEB GAWLAS ASKED WHY FFTWP WOULD
BE RESPONSIBLE FOR THIS DEBT. SOLICITOR EXPLAINED THAT THE HOSTING MUNICIPALITY WOULD BE THE

GUARANTOR OF THE PENVEST LOAN. DEB SAID SO FFTWP WOULD BE CONSIDERED THE HOST WITH NO CONTROL. DEB SAID THEY ARE SAYING THAT LTMA WILL BE IN CONTROL. SOLICITOR SAID BASICALLY LTMA IS SAYING THAT AT OUR COST AND EFFORT WE WILL PUT OUR FACILITIES IN YOUR AREA IF YOU WOULD ALLOW US AND WILL SERVICE YOUR RESIDENTS WITH WATER. SOLICITOR SAID WHEN WAS THE LAST TIME WENT BELLY UP. SOLICITOR SAID IF IT DOES HAPPEN, YOU STILL HAVE CUSTOMERS PAYING FOR THE SERVICE. DEB ASKED IF THEY WOULD GO ANOTHER WAY IF THE TWP DID NOT GO INTO THIS WATER PROJECT. SOLICITOR AND PAUL SAID NO, THEY ARE STILL COMING DOWN 271. SECRETARY ASKED SOLICITOR WHO IS PAYING FOR THE LINE DOWN 271 IF FAIRFIELD DOES NOT PARTICIPATE; HE SAID WESTMORELAND COUNTY WATER AUTHORITY IS PAYING REGARDLESS IF TWP PARTICIPATES. SECRETARY POINTED OUT THAT THEY HAVE ALREADY PRODUCED A PLAN WITH AN EXPANSION OF PEOPLE THAT WAS NOT EVEN SURVEYED, AND IF THEY GO WITH THIS IT WILL BE DOUBLED--\$6 MILLION. THERE WOULD BE NO GRANT MONEY AVAILABLE, IT WOULD ALL HAVE TO BE LOANS. VAUGHN ASKED IF TWP DOES A LETTER OF INTENT, DOES THAT MEAN WE ARE LOCKED IN. SOLICITOR SAID NOT TOTALLY LOCKED IN, BUT YOU WILL CREATE PROBLEMS, IF YOU ARE NOT REAL SERIOUS, HE ADVISES TWP NOT TO SEND LETTER OF INTENT. THERE WILL BE AN INTERGOVERNMENTAL AGREEMENT, PAUL SAID THAT IS WHERE THE TWP CAN PROTECT ITSELF. SOLICITOR SAID WHEN TWP SENDS A LETTER OF INTENT, IT MEANS YOU ARE GOING FORWARD; TWP IS ON A DIFFERENT LEVEL ONCE YOU SEND THIS LETTER. VAUGHN SAID THAT DOES NOT MEAN PENVEST WILL GIVE THE MONEY. ERN HENDERSON ASKED WHAT WOULD HAPPEN IF TWP DID NOT SEND LETTER OF INTENT, THEY ARE BRINGING THIS WATER LINE THRU THERE--WHY NOT WAIT TILL LATER. SOLICITOR SAID THEY WANT THE CUSTOMERS NOW SO THEY CAN DO IT ALL AT ONCE, NOT WITH EACH INDIVIDUAL. L T M A IS LIGONIER TWP ONLY. LAURA DOES NOT THINK IT IS A GOOD IDEA. LAURA HENDERSON SAID THAT PEOPLE SHOULD HAVE HAD THEIR WATER TESTED PRIOR TO BUILDING. PAUL SAID THAT THE FIRE HYDRANTS WILL REDUCE INSURANCE PREMIUMS IN THAT AREA. JEFF AS INDIVIDUAL SAID FFTWP JUST TAKES IT AS IT COMES. YOU GET PEOPLE WANTING TO STOP THE NOISE LIKE FROM MARCELLUS SHALE— BUT THEY DON'T WANT PROBLEMS FROM ENFORCING, THEN YOU HAVE TO REGULATE IT. YEARS AGO THEY DID NOT WANT SEWAGE, NOW THEY WOULD AGREE THAT THE SYSTEM WORKS. SAME THING WITH WATER, SOME CAN SAY NO PROBLEMS WITH MY WATER, IT IS OKAY, BUT OTHERS ARE SAYING THEY NEED IT AND WANT IT. DEB SAID THAT IF YOU TAKE THIS ACTION, YOU ARE ALSO ENFORCING A SERVICE ON PEOPLE THAT LOVE HAVING WELL AND SPRINGS CAN NOT USE THEM. SOLICITOR SAID THEY WILL BE REQUIRED TO PAY TAP IN AND MONTHLY FEES WHETHER THEY USE IT OR NOT. SECRETARY SAID THERE WERE 76 PEOPLE THAT DID NOT RESPOND, AND YOU CAN NOT ASSUME THAT THEY WANT PUBLIC WATER WITH A MANDATORY TAP IN & MONTHLY FEES. VAUGHN SAID THERE WERE MEETINGS AND THEY DID HAVE A CHANCE TO VOICE THEIR OPINIONS. PAUL ASKED SOLICITOR IF HE HAS DEALT WITH THE INTERGOVERNMENTAL AGREEMENTS, CAN TWP TWEAK IT. SOLICITOR SAID IT IS A STARTING POINT. MOTION BY PAUL TO SEND LETTER OF INTENT TO LTMA WITH THE LANGUAGE STATING THAT ONLY IF WE COME TO AN AGREEMENT ON THE INTERGOVERNMENTAL MUNICIPAL AGREEMENT—OR THE PROJECT STOPS, 2ND BY VAUGHN; UNAN—2 YES (VAU/PAUL) 1 NO (JIM) PAUL ASKED IF THERE WAS A MUNICIPAL GOVERNMENTAL AGREEMENT DONE FOR THE SEWAGE, SOLICITOR SAID YES AND HE HAS A COPY IF WE NEED TO SEE IT. DEB ASKED IF THERE WAS ANY WAY SOMEONE FROM FAIRFIELD TWP COULD BE ON THE LTMA BOARD. PAUL SAID THAT IS WHAT THEY TALKED ABOUT, ONE PERSON FROM THAT SERVICE AREA BE ON THE BOARD. SECRETARY FEELS THE MEN THAT CAME OUT TO GIVE THE PAPERWORK FOR LTMA WERE PAYING POSITIONS; AT LEAST ONE OF THEM WAS FROM LIGONIER AND HE WAS ON THE BOARD. VAUGHN ASKED SOLICITOR TO PREPARE THE LETTER. SOLICITOR ASKED FOR THEM TO GIVE THEM A DIRECTION FOR THE LETTER. SUPERVISORS SAID YES. **5. T C S AUTHORITY VACANCY—** DONALD WYNN HAS RESIGNED FROM THE POSITION FOR FFTWP. HIS TERM IS DUE TO EXPIRE ON JAN. 1, 2013. TWP HAS RECEIVED 2 LETTERS OF INTEREST, GARY (LANE) GARLAND AND RICKY GARLAND, BOTH FROM WEST BOLIVAR AREA. MOTION BY JIM 2ND BY VAUGHN TO APPOINT GARY (LANE) GARLAND; UNAN-YES (3) PAUL ASKED HOW TCSA MEETINGS BEEN GOING, SOLICITOR SAID IT IS NOT AS BAD.

VIII. NEW BUSINESS: 1. VAUGHN ANNOUNCED TWP HAD **RESIGNATIONS** OF 2 TEMP EMPLOYEES, JOHN DiMAURO & ROBERT MUNDORFF, JR. TWP SUPERVISORS HAVE APPOINTED DAN SOWERS FOR PART-TIME WINTER EMPLOYEE. 2. **TWP** RECEIVED A INVITATION TO THE **REORGANIZATION** MEETING HELD AT KECKSBURG FIRE CO., MT. PLEASANT FOR THE COG. THAT CONSISTS OF A ROUND TABLE WITH REPRESENTATIVES FOR ANY QUESTIONS. PAUL ASKED IF IT WAS SUPERVISORS POSITION NOT A WORKSHOP OR ROAD MASTER DUTY. VAUGHN SAID IT IS DISCUSSING ROAD ISSUES WITH PENDOT. PAUL ASKED IF THEY WERE ASKING FOR WAGES THAT DAY, HE THEN ASKED IF IT WAS ALLOWED. VAUGHN SAID HE BELIEVES SO BECAUSE HE TALKED TO DONEGAL TWP, LIGONIER TWP, UNITY TWP DO PAY THEIR REGULAR WAGES. IT STARTS AT 12 PM AND LASTS FOR 2 1/2 HOURS ON NOV. 17TH. SOLICITOR SAID HIS OPINION BEFORE WAS IF IT IS DUTIES TO THE SUPERVISORS POSITION, THEN THE MONTHLY PAY COVERS IT; IF IT IS DUTIES RELATIVE TO ROAD MASTER DUTIES, THEN YOU CAN AGREE TO REIMBURSE WAGES FOR LEARNING. SOLICITOR SAYS IT SOUNDS LIKE IT IS ROAD MASTER DUTIES WHEN THEY TALK ABOUT CDL LICENSING AND ROAD ISSUES THAT ARE RELEVANT TO BEING A ROAD MASTER. VAUGHN MADE A MOTION TO APPROVE SUPERVISORS TO ATTEND THE MEETING ON NOV. 17TH AT KECKSBURG FIRE CO.; 2ND BY JIM, UNAN-YES(3) 3. **WORKSHOP** IN JOHNSTOWN ON NOV. 17TH AT 8 AM FOR APPR. 1 1/2 HOURS, GIVEN BY LEVENTRY, HASCHAK & RODKEY, LLC ON RIGHT TO KNOW, GASB 54 FUND BALANCE REPORTING, UNDERSTANDING GOVERNMENTAL FINANCIAL STATEMENTS. SECRETARY EXPLAINED THAT SINCE SUPERVISORS ARE GOING TO THE KECKSBURG WORKSHOP, THEY HAD ASKED HER TO ATTEND THIS WORKSHOP. LAURA HENDERSON, TWP AUDITOR WANTS ALSO TO GO TO THIS FOR THE FINANCIAL STATEMENTS, RIGHT TO KNOW LAW, ETC. MOTION BY JIM, 2ND BY VAUGHN THAT LAURA HENDERSON & EMMA BRENDLINGER ATTEND THIS WORKSHOP IN JOHNSTOWN ON NOV 17 WITH WAGES BEING PAID, UNAN-YES(3)

IX. PUBLIC COMMENT: 1. **ANN MARIE BLON** 2. **MAUREEN BLON**-ASKED ABOUT THE CERTIFICATES ON THE WALL. VAUGHN EXPLAINED THAT IT WAS CLASSES JIM AND HE ATTENDED, SUCH AS FOR DIRT AND GRAVEL ROADS. SOMEONE HAS TO BE CERTIFIED FOR THE FORMS TO APPLY FOR GRANT MONEY. 3. **DEB GAWLAS**-HAS TWP HEARD ANY MORE ON THE QUARRY. VAUGHN SAID NO. 4. **KEN FRISK** 5. **PAULA BROWN** 6. **LAURA HENDERSON** 7. **DAN BRENDLINGER**-IF LIGONIER WANTS WATER THEN LET THEM SIGN FOR IT. 8. **ERN HENDERSON**-WANTS TO ATTEND ANOTHER MEETING SOMETIME MAUREEN THANKED VAUGHN FOR COOKIES/COFFEE. VAUGHN THANKED PAULA FOR THE COOKIES. 9. **TOM LOUDOR**

JIM ASKED ABOUT SOLICITOR ABOUT DEALING WITH SUPERVISORS AND ROAD MASTER PAY. HE UNDERSTANDS THAT ROAD MASTER IS WHEN YOU ARE WORKING ON THE ROADS, BUT WHEN YOU ARE IN THE OFFICE DOING PAPERWORK, WHAT IS THAT. SOLICITOR SAID IT WOULD DEPEND ON THE PAPERWORK, THERE WOULD BE A CERTAIN AMOUNT OF FORMS AND PAPERWORK YOU DO IN YOUR CAPACITY AS ROAD MASTER. GENERALLY SPEAKING SOMETIMES A SUPERVISORS SHOWS UP THE NIGHT OF THE MEETING AND LOOKS AT STUFF, THAT WOULD BE SUPERVISORS. ROAD MASTER DUTIES ARE MORE INVOLVED, IT IS NOT JUST BEING OUT ON THE ROAD.

X. ADJOURNMENT: MOTION BY VAUGHN, 2ND BY JIM, UNAN-YES (3) Time: 7:55 PM

Submitted by: Emma Brendlinger, Sec-Tres

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