



FAIRFIELD TOWNSHIP REGULAR MEETING HELD ON SEPTEMBER 11, 2008



- I. MEETING CALLED TO ORDER AT 7:00 PM BY PAUL ALTIMUS, CHAIRMAN. PAUL CALLED FOR A MOMENT OF SILENCE FOR RECOGNITION OF 9/11/01. SECRETARY MADE MEMORATIVE BOOKMARKERS THROUGHOUT THE MEETING ROOM. FOR PLEDGE OF ALLEGIANCE.**
- II. ROLL CALL:** PAUL ALTIMUS-PRESENT JAMES BROWN-PRESENT SOLICITOR-PRESENT
VAUGHN TANTLINGER-PRESENT SECRETARY-PRESENT (EJB) CITIZENS-3
- III. PREVIOUS MONTHS MEETING HELD ON AUG. 14, 2008; APPR BY PAUL, 2ND BY JIM, UNAN-YES.**
- IV. TRUE BILLS PAID AND TO BE PAID ON THE FINANCIAL STATEMENT DATED AUGUST 2008; APPR BY VAUGHN, 2ND BY JIM, UNAN-YES.**
- V. CORRESPONDENCE: 1. SUBDIVISION—MARK WELSHON'S PLAN #1—PAUL EXPLAINED THAT IT IS THE SAME PLAN THE TWP APPROVED AT FEBRUARY 2008 REGULAR MEETING. WELSHON'S FAILED TO FILE AT COUNTY PLANNING WITHIN THE 90 DAY PERIOD. MARK WELSHON'S PLAN #1 APPROVED AS PRESENTED TO THE BOARD, 2ND BY VAUGHN, UNAN-YES. 2. NOTICE FROM EARTHTECH REGARDING LIMESTONE REMOVAL –DEP HAS RECEIVED APPLICATION FOR LARGE NONCOAL PERMIT FOR AMERIKOHL MINING INC. PROJECT LOCATION APPR. 2 MILE SW OF BOLIVAR ON THE SOUTHERN SIDE OF YEAGER HOLLOW ROAD ON THE WAGNER PROPERTY, WHICH INCLUDES THE REMOVAL OF LOYALHANNA LIMESTONE ON THE WAGNER PROPERTY ON FAIRFIELD TOWNSHIP. SOLICITOR SAID DEP HAS PROVIDED THE TWP WITH INFORMATION REGARDING THIS APPLICATION WITHIN THE TWP FOR THEM TO LET THE RESIDENCE OF FAIRFIELD TWP KNOW OF THE APPLICATION. SOLICITOR SUGGESTED THE TWP NOTIFY KURT LIMBACH AND TO GET THE WORD OUT TO THE RESIDENCE SO THEY CAN RESPOND TO THIS NOTICE IF THEY DESIRE. THE TWP DOES NOT HAVE A POSITION IN THIS, THERE IS NO ORDINANCE AND THERE IS NOTHING THE TWP CAN REALLY DO ABOUT IT, BUT TO MAKE THIS NOTICE AVAILABLE TO RESIDENTS SO THEY WANT TO REQUEST A HEARING REGARDING THIS APPLICATION THEY CAN DO SO. PAUL SAID THE ONE THING HE SEES IS THAT THE APPLICATION STATES THERE IS NO COUNTY COMPREHENSIVE PLAN, BUT PAUL FEELS THE COUNTY MAY HAVE ONE IN PLACE THAT THEY NEED TO FOLLOW. VAUGHN ASKED IF TWP SHOULD REPLY TO THIS NOTICE REGARDING THE COUNT COMPREHENSIVE PLAN? SOLICITOR SAID HE WOULD CHECK WITH THE COUNTY REGARDING THIS TO SEE IF THERE IS A PLAN IN PLACE. PAUL TOLD JEFF TO CALL THE COUNTY. PAUL ASKED IF ANY RESIDENT WANTED A COPY OF THIS NOTICE FROM DEP TO LET THE SECRETARY KNOW.**
- VI. PERSONS PLACED ON AGENDA: NO ONE**
- VII. OLD BUSINESS: 1. 2008 F-350 FORD TRUCK HAS BEEN PURCHASED AND IT'S CURRENTLY AT B & N AUTO GETTING A RHINO LINING, TOOL BOXES, STEPPING BOARDS. TRUCK PURCHASED THRU THE COSTAR PROGRAM. EVERYTHING IS OKAY AT FIRST NATIONAL BANK OF PA FOR THE \$33,000 LOAN AT 4% INTEREST FOR 4 YEARS. 2. VAUGHN ANNOUNCED THAT THE TWP SEAL COATED PATTERSON AND SHIREY ROAD, NOW WAITING TO DO PAVING ON BACK SIDE OF STIFFLER ROAD BASICALLY DOING AN OVERLAY TO TAKE OUT THE ROUGH SPOTS, CLEANED OUT DITCHES AND MOWED. 3. TWP HAS SENT CERTIFIED NOTICE TO LABOR AND INDUSTRY OF THE OPTING OUT OF ENFORCING THE BUILDING CODE, SOLICITOR HAS SENT CERTIFIED NOTICE TO MDIA.**
- VIII. NEW BUSINESS: 1. MINIMUM MUNICIPAL OBLIGATION (MMO) FOR 2009 PENSION-SECRETARY STATED THAT EVERY YEAR FOR THE EMPLOYEES THAT ARE ACTIVE IN THE PENSION PLAN, THE SECRETARY HAS TO CALCULATE THE EARNINGS FOR 2008, AND THAT FIGURE IS USED TO CALCULATE THE PAYMENT FOR 2009. SECRETARY HAS ESTIMATED THE 2008 PAYROLL FOR ACTIVE PENSION MEMBERS AND THE PERCENTAGE THAT PARS USES IS .1325 X THE TOTAL PAYROLL, AND AFTER ALL THE FEES AND A CREDIT IN THE AMOUNT OF \$1349, THE TWP WILL OWE APPROXIMATELY \$13, 975.31. THIS HAS TO BE PRESENTED TO THE BOARD AT A PUBLIC MEETING BEFORE THE LAST DAY IN SEPTEMBER, AND THEN IT HAS TO BE MAILED TO PARS BY OCT. 4TH. MOST OR ALL OF PENSION INVOICE IS PAID BY THE ATTORNEY GENERAL'S OFFICE, IF YOU WORK THE HOURS REQUIRED—THEY WILL PAY. MOTION TO APPROVE THE 2009 MMO FOR PMRS AS PRESENTED, 2ND BY VAUGHN, UNAN-YES. 2. ROAD BOND RELEASE—FOR WENTURINE BROS. LUMBER ON PATERSON ROAD, PAUL ANNOUNCED THAT THERE WAS SOME ROAD DAMAGE—WENTURINE TOOK CARE OF IT, MOTION BY PAUL TO RELEASE THE ROAD BOND IN FULL, 2ND BY VAUGHN, UNAN-YES. 3. PAUL ANNOUNCED SINCE TWP HAS A NEW TRUCK THAT WILL BE IN SERVICE WITH IN 3 OR 4 DAYS, TWP NEEDS TO GET RID OF A TRUCK. PAUL MADE A MOTION TO ADVERTISE FOR THE SALE OF THE 1990 FORD F250 WITH PLOW AND SPREADER TO BE OPENED AT THE REGULAR MEETING ON OCT. 9, 2008 AT 7 PM AT THE MUNICIPAL BUILDING; 2ND BY VAUGHN, UNAN-YES. VAUGHN ASKED ABOUT THE MINIMUM BID THAT WILL BE ACCEPTED, PAUL SAID IT WILL BE PART OF THE AD. PAUL SAID THAT HE WILL GET SOLICITOR TO DO SOME OF THE WORDING ON THE ADVERTISEMENT.**
- PUBLIC COMMENT: 1. ANN MARIE 2. MAUREEN BLON 3. DEB GAWLAS-ASKED THE SUPERVISORS IF THEY HAVE ATTENDED MEETINGS ON THE MARCELLA SHALE, THERE WAS A BIG ONE IN INDIANA WHICH WAS VERY INTERESTING. IF ANYONE GETS A LEASE, CONTACT AN ATTORNEY—DO NOT SIGN WITHOUT ONE. VAUGHN SAID THERE WAS A MEETING THEY WERE GOING TO GO TO LAST MONTH, BUT VAUGHN HAD A FAMILY EMERGENCY AND THEY WERE UNABLE TO ATTEND, BUT OUR PENDOT REP RICK WENT AND HE GOT US AN INFORMATION PACKET. DEB SAID THE WATER IS SOMEWHAT PROTECTED IN PENNSYLVANIA. THEY ARE WORKING ON THE WATER, THEY ARE CONCERNED ABOUT IT. DEB SAID THAT THE DEP WATER PERMIT THAT THEY HAVE BEEN FIGHTING HAS BEEN DENIED SO THEY ARE GOING TO HAVE TO START COMPLETELY OVER. SOLICITOR SAID IT WAS DENIED FOR THEIR INACTION. DEB SAID THEY HAVE HIRED A GROUP OF ATTORNEYS TO FIGHT IT. MAUREEN ASKED IF THE TWP SAW THE COAL ARTICLE IN THE TRIBUNE, SOLICITOR SAID IT TOOK PLACE IN SOMERSET. SOLICITOR SAID A GUY HAD WORKED WITH AN**

ATTORNEY UP IN SOMERSET WHO IS WRITING AND PRESENTING LEASES, AND THEY ARE VERY HAPPY WITH THE TERMS THEY GOT—HE RECEIVED LIMITED TERM, EXCELLENT DEAL ON UP FRONT MONEY AND ROYALTIES, INCREDIBLE AMOUNT OF SAY ON WHERE IT WILL TAKE PLACE, AND WHAT RESPONSIBILITIES THEY HAVE IF THEY DESTROY THE WATER. **4. BILL HUGHES**-ASKED ABOUT THE LIMESTONE QUARRY FOR THE WAGNER PROPERTY? SOLICITOR SAID ONE THING NOTICED ABOUT THE APPLICATION IS THAT THE INFORMATION THEY PROVIDED WAS THAT THE COUNTY DOES NOT HAVE A COMPREHENSIVE PLAN WHICH TWP THINKS IS INACCURATE SO TWP WILL MAKE REFERENCE TO THAT. BUT AS FAR AS TO REQUESTING A HEARING OR ANYTHING LIKE THAT, HE THINKS THE TWP'S PLAN IS TO LET THE RESIDENCE KNOW THAT THE APPLICATION HAS BEEN FILED AND IF THEY WANT TO SEND COMMENTS TO DEP TO GO AHEAD AND TO THAT. BILL ASKED ABOUT THE WATER BEING PROTECTED IN THIS STATE. THERE IS GOOD QUALITY WATER ON THAT MOUNTAIN AND WHEN THEY DYNAMITE THEY WILL CRACK THE WATERSHED. SOLICITOR SAID BILL SHOULD GET A COPY OF THE APPLICATION. PAUL SAID BILL ALREADY GOT ONE. VAUGHN ASKED SOLICITOR IF HE IS SAYING THAT RESIDENTS SHOULD SEND THEIR COMMENTS DIRECTLY TO DEP. DEB GAWLAS WANTED A COPY. VAUGHN SAID KURT LIMBAGH WOULD LIKE A COPY OF THIS, DEB SAID SHE WILL GET INFORMATION TO HIM, VAUGHN SAID THERE ARE OTHER RESIDENTS AFFECTED. VAUGHN ASKED IF THEY HAVE 30 DAYS TO RESPOND, JEFF SAID YES. SECRETARY SAID SHE WOULD SEND LETTERS CERTIFIED. BILL SAID HE HAS SEEN EARTHTECH UP THERE FOR 2 YEARS. VAUGHN SAID THEY WOULD PROBABLY HAVE TO DYNAMITE TO GET THE STONE OUT.

ADJOURNMENT: MOTION MADE BY PAUL TO ADJOURN, 2ND BY VAUGHN, UNAN-YES.