

**DINGMAN TOWNSHIP BOARD OF SUPERVISORS**  
**MAY 21, 2019 MEETING**  
**AGENDA**

**THER WILL BE AN EXECUTIVE SESSION IMMEDIATELY FOLLOWING THE PUBLIC COMMENT PERIOD TO DISCUSS POTENTIAL CODE ENFORCEMENT LITIGATION**

1. CALL TO ORDER - Pledge of Allegiance
2. OLD BUSINESS
  - a) Har Haven SALDO Waiver Hearing - New Date
  - b) Tabled Paving Bids - Fisher Lane & Honeywell Road
  - c) Preserve at Milford Hills
  - d) Other
3. NEW BUSINESS
  - a) Fire Escrow Release (Final) - Herman
  - b) Other
4. CORRESPONDENCE
  - a) Parks & Recreation Commission
  - b) Miscellaneous Correspondence
5. EMERGENCY SERVICES REPORTS
6. ROADMASTER REPORT
7. SEWAGE/ZONING/CODES ENFORCEMENT OFFICER REPORT
8. TREASURER'S REPORT / SECRETARY'S REPORT
  - a) Payment of Bills:     \$79,186.08 General Fund  
                                      \$ 3,031.15 Rec Fund
  - b) General Fund Balance: \$1,242,401.85
9. PUBLIC COMMENT PERIOD
10. EXECUTIVE SESSION
11. ADJOURNMENT

- ATTENDANCE:** Thomas E. Mincer, Chairman; Dennis L. Brink, Vice Chairman; Edward D. Nikles, Supervisor; Karen Kleist, Secretary/Treasurer; John H. Klemeyer, Solicitor; Chris Wood, Sewage/Zoning Enforcement Officer; Eric Passaro, Milford Fire Dept; Mark O'Brien, Dingman Fire Dept; and members of the public and press.
- ITEM NO. 1: CALL TO ORDER** Chairman Mincer called the meeting to order at 7:00 pm opening with the Pledge of Allegiance.
- ITEM NO. 2: OLD BUSINESS**  
**A) Har Haven SALDO Waiver Hearing** The Board had received a request from the applicant's attorney, Anthony Waldron, to postpone the Hearing scheduled for May 20, 2019 for approximately 45 day. Karen Kleist added that the May 20th Hearing was cancelled and notice provided on the Township website, Face Book page, and posted on the building. MOTION was made by Dennis Brink, seconded by Ed Nikles, and carried to set the new Hearing Date for July 1, 2019 at 6:00 pm. NOTE: Supervisor Nikles has a previously stated potential conflict, but was able to vote as setting the new Hearing date is a purely administrative function. Chairman Mincer abstained from discussion and voting.
- ITEM NO. 2(B): Tabled Paving Bids** The bids received for paving work on Fisher Lane and Honeywell Road were tabled at the last meeting. MOTION was made by Thomas Mincer, seconded by Ed Nikles, and unanimously carried to reject the bids for Fisher Lane and Honeywell Road due to being over finances budgeted. Interim maintenance will instead be performed.
- ITEM NO. 2(C): Preserve at Milford Hills** Nothing new has been received.
- ITEM NO. 2(D): Other Old Business** There was no Other Old Business at this time.
- ITEM NO. 3: NEW BUSINESS**  
**A) Fire Escrow Release - Herman** Karen Kleist informed the Board that the Herman re-build has received a C.O. and the Fire Escrow can be released. Mr. Herman does not live in the area and requested the account be placed in the Township's EIN; the release includes all accrued interest being turned over to the Township. MOTION was made by Dennis Brink, seconded by Ed Nikles, and unanimously carried to close out the Herman Fire Loss Escrow by means of a \$4,994.05 check to Mr. Herman, and a \$8.17 check to Dingman Township.
- ITEM NO. 3(B): Other New Business** Delaware Football League President Anthony Gentile was present to ask the Board if DFL could place a shipping container near the football field. They are looking at 40' containers and would like to use the roof for an announcers stand. The Board stated that they would like to see a sketch of the two potential locations with distances from the sideline, fence, etc. Mr. Gentile agreed to measure and do a sketch for the Board.
- ITEM NO. 4: CORRESPONDENCE**  
**A) Parks & Recreation Commission** The Board was in receipt of a memo informing that the Car Show was a huge success with about 50 cars entered and approximately 300 people in attendance through the day. \$520 was raised for the Pike County Humane Society.
- ITEM NO. 4(B): Miscellaneous Correspondence** The Board reviewed various Miscellaneous Correspondence and noted a letter from Gold Key Country Club inquiring about the Junk Vehicle ordinance. Chris Wood responded to them that the ordinance is not enforceable due to case law, but that private communities can.
- ITEM NO. 5: EMERGENCY SERVICES REPORTS** MVFD: Eric Passaro reported that they have had 104 Fire and 213 EMS calls year-to-date. They will be refurbishing the Heavy Rescue; and have received 3 new members (1 Fire and 2 EMT). DTVFD: Mark O'Brien reported that they had 34 Fire and 85 EMS calls in April.

**ITEM NO. 6:  
ROADMASTER REPORT**

MOTION was made by Dennis Brink, seconded by Ed Nikles, and unanimously carried to approve the May 6-19, 2019 Roadmaster Report as submitted.

**ITEM NO. 7:  
SEWAGE / ZONING OFFICER REPORT**

The Boe's shared driveway needs to be named for 911 purposes. Their three choices are Beau Loop, Stony Creek Circle, and Beaver Loop. MOTION was made by Ed Nikles, seconded by Dennis Brink, and unanimously carried to approve the three suggested names for the Boe driveway.

Cleanup Day yielded 30 yards of electronics (102 TV's), 11 car batteries and over 3 buckets of consumer batteries.

**ITEM NO. 8:  
TREASURER'S REPORT  
SECRETARY'S REPORT**

MOTION was made by Ed Nikles, seconded by Dennis Brink, and unanimously carried to approve the May 21, 2019 Treasurer's Report, Bill Payment List, and General Fund balance, and to sign the checks following the meeting.

Karen Kleist updated the Board on the following:

- Grange Building: Water damage & repairs to burst pipe on first floor is covered at 100%; roof leak damages on second floor ranges from 33-50% and includes items we didn't think would be covered.
- Park Pavilion: McLane Assoc. will be down next Tuesday to stake out an exact location for the pavilion so they can start working on the bidding and construction documents. Matt & George from the Rec Board will be attending. Dennis Brink cannot attend as he is going out of town.
- Park Well: all work will be done by end of week. Next step is DEP new water source testing and then water system startup testing.
- Park Lights: There are 11 parking lot lights out and 3 others where the ballasts are going. To upgrade the 14 to LED would be \$4700; to upgrade all 22 would be \$6620. MOTION was made by Thomas Mincer, seconded by Ed Nikles, and unanimously carried to have Voltron upgrade all 22 parking lot lights to LED for \$6,620.
- Maintenance Garage: Northeast Design Associates submitted a proposal for engineering work associated with replacing the 4-bay portion of the garage. The target is to complete the preparation this year to bid during the winter and start work in the spring.

**ITEM NO. 9: PUBLIC COMMENT**

Ivy R. asked how the state can override the Township's suspension of the Certificate of Use for Har Haven. Chris Wood explained that the only deficiency left for them to correct and get the CU reinstated was the water system. When both the water division and food safety divisions allowed Har Haven to operation under a boil water advisory until the system is fixed, there were no longer any deficiencies and the CU was reinstated for one year.

The gate at Har Haven was also questioned (placement of fence/gateposts in right-of-way). The info on the website about fences are guidelines. Also, there is no record of the width of Mt. Haven Drive as it goes through the resort area. John Pfuhrer claimed he has a map showing so. The map was the same one brought to the Township's attention in the past, and it was explained that it only shows Mt. Haven Drive in Section I (residential subdivision). Mr. Pfuhrer claims that the map infers the Mt. Haven Drive right-of-way is 50' all the way from where the map ends to Log Tavern Road.

**ITEM NO. 10: EXECUTIVE SESSION**

The Board recessed to Executive Session at this time.

**ITEM NO. 11: ADJOURNMENT**

There being no further business after reconvening the regular meeting, MOTION was made by Thomas Mincer, seconded by Ed Nikles, and unanimously carried to adjourn the May 21st meeting.

Respectfully submitted, Karen Kleist, Secretary/Treasurer