

**DINGMAN TOWNSHIP BOARD OF SUPERVISORS**  
**NOVEMBER 5, 2014 MEETING**  
**AGENDA**

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

1. CALL TO ORDER - Pledge of Allegiance
2. APPROVAL OF MINUTES: October 21, 2014 Meeting
3. PUBLIC HEARING
  - a) McLain SALDO Waiver Request
4. OLD BUSINESS
  - a) Bridge Preserve Update
  - b) Delaware Water Gap Nat'l Recreation Area Vision Plan
  - c) Rt 6/Twin Lakes Rd Streetlight
  - d) Other
5. NEW BUSINESS
  - a) Act 164 - Appointment of Deputy Tax Collectors
  - b) DTVFD 2015 Fundraising Schedule
  - c) Other
6. CORRESPONDENCE
  - a) Edward DuPlessis, Hudson Valley HaganaH
  - b) Miscellaneous Correspondence
7. SUBDIVISIONS / LAND DEVELOPMENTS
  - a) McLain Sewage Planning Module
  - b) Preserve at Milford Hills
8. EMERGENCY SERVICES REPORTS
9. ROADMASTER REPORT
10. SEWAGE/ZONING ENFORCEMENT OFFICER REPORT
11. TREASURER REPORT
  - a) Payment of Bills: \$ 20,638.88 General Fund  
\$ 578.54 Park & Rec Fund  
\$ 60,000.00 Fire Tax Fund
  - b) General Fund Balance: \$ 689,991.34
12. PUBLIC COMMENT PERIOD
13. EXECUTIVE SESSION
14. ADJOURNMENT

- ATTENDANCE:** Thomas E. Mincer, Chairman; Dennis L. Brink, Vice Chairman; Kerry W. Welsh, Supervisor; Karen Kleist, Secretary/Treasurer; John H. Klemeyer, Solicitor; Chris Wood, Sewage/Zoning Enforcement Officer; Jim Snyder, Roadmaster; James McLain; and members of the public and press.
- ITEM NO. 1: CALL TO ORDER** Chairman Mincer called the meeting to order at 7:30 pm opening with the Pledge of Allegiance. He announced that there would be an Executive Session immediately following the Public Comment Period to discuss potential litigation.
- ITEM NO. 2: APPROVAL OF MINUTES** MOTION was made by Dennis Brink, seconded by Kerry Welsh, and unanimously carried to approve the October 21, 2014 Minutes as presented.
- ITEM NO. 3: PUBLIC HEARINGS**  
**A) McLain SALDO Waiver Request** A duly advertised public hearing was held to consider the request of James McLain for a Waiver to Section 100-24(k) of the Subdivision & Land Development Ordinance. Newly created lots (without central sewage/water) are required to be a minimum of 1 acre (net) in size. The two proposed lots in the McLain subdivision are .965 and .996 net acres. One of the lots has a dwelling and the other a former dwelling that was converted to a storage building years ago. There is also a conditional use zoning application pending to convert this storage building back to a residence. The Zoning Hearing Board approved a Variance to the lot sizes; the Township Engineer has no issue based upon the approval of the Variance; the Planning Commission recommended approval of the Waiver. MOTION was made by Dennis Brink, seconded by Kerry Welsh, and unanimously carried to approve the SALDO Waiver request contingent upon approval of the Conditional Use application; the subdivision maps will be held until after the Conditional Use hearing.
- ITEM NO. 4: OLD BUSINESS**  
**A) Bridge Preserve Update** Supervisor Brink reported that the Pavilion is complete except for the stone veneer. The Conservation District conducted their first progress inspection, which went well. He informed the Board that a property owner in Hickory Hills has encroached onto the Preserve property by a recent installation of a gravel pad and installed an electrical outlet on one of our trees next to the pad. This is the same person who has complained about a spur trail being too close to his property, equipment being visible during construction, and other things. Dennis estimates he has encroached 30'-50'. The Secretary was directed to have the surveyors plot the encroachment on a map and to obtain prices to return the area to its previous natural state.
- ITEM NO. 4(B): Delaware Water Gap National Recreation Area Vision Plan** Supervisor Welsh informed the Board that he forwarded the plan to sportsmen's' organizations who are also planning to raise objections. There is a "plan" for the area that was enacted by congress back in 1965; it seems logical that any changes should need to also be enacted by congress.
- ITEM NO. 4(C): Rt. 6/Twin Lakes Road Streetlight** This item was tabled from the previous meeting. Karen Kleist reported that the monthly cost of the streetlight is approximately \$33. Following discussion, the Board decided to see if Milford and Shohola would be willing to split the cost.
- ITEM NO. 4(D): Other Old Business** There was no Other Old Business at this time.
- ITEM NO. 5: NEW BUSINESS**  
**A) Act 164 - Deputy Tax Collector** Karen Kleist informed the Board that recently enacted Act 164 requires the appointment of a Deputy Tax Collector that, at a minimum, will serve upon the incapacitation of the elected tax collector. James Leiser intends to appoint his father and former tax collector William Leiser as his deputy. Following discussion, MOTION was made by Thomas Mincer, seconded by Dennis Brink, and unanimously carried to approve the appointment of William Leiser as Deputy Tax Collector to serve only as outlined in Section 22(B) of Act 164 of 2014.

**ITEM NO. 5(B):  
DTVFD 2015 Fundraising Schedule**

The Board was in receipt of the Dingman Twp. Volunteer Fire Department's 2015 schedule of fundraisers which include monthly breakfasts, a Beefsteak Dinner and two Flea Markets. MOTION was made by Kerry Welsh, seconded by Dennis Brink, and unanimously carried to approve the DTVFD 2015 Fundraising Schedule as submitted.

**ITEM NO. 5(C):  
Other New Business**

The Board discussed when the Park would be closed for the season. MOTION was made by Dennis Brink, seconded by Kerry Welsh, and unanimously carried to close the Park for the winter at dusk on Sunday November 16<sup>th</sup>.

**ITEM NO. 6: CORRESPONDENCE  
A) Edward DuPlessis**

The Board was in receipt of a letter from Mr. DuPlessis of Hudson Valley HaganaH requesting to settle his sign violations with a \$200.00 out of court settlement. He has notified all his employees that no further signs be placed. MOTION was made by Kerry Welsh, seconded by Dennis Brink, and unanimously carried to accept Mr. DuPlessis' offer to settle out of court for a fine of \$200.00.

**ITEM NO. 6(B):  
Miscellaneous Correspondence**

The Board reviewed various miscellaneous Correspondence and had no comments.

**ITEM NO. 7:  
SUBDIVISIONS / LAND DEVELOPMENTS**

- A) McLain Sewage Planning Module: The Board reviewed the sewage planning module for the proposed two-lot McLain subdivision and documentation including comments from the County Planning Commission and Township Engineer (all of which were addressed), and a recommendation from the Planning Commission for approval. MOTION was made by Kerry Welsh, seconded by Dennis Brink, and unanimously carried to approve the McLain Sewage Planning Module for forwarding to PaDEP.
- B) Preserve at Milford Hills: The Board was in receipt of an inspection report from Engineer Mike Weeks outlining deficiencies that still exist from last year. MOTION was made by Dennis Brink, seconded by Kerry Welsh, and unanimously carried to inform the Developer that all items must be corrected within 30 days or the Township will receive bids and have the work done, and charge the cost of the work and any Township expenses against the Developers bond/letter of credit.

**ITEM NO. 8:  
EMERGENCY SERVICES REPORTS**

There were no reports at this time.

**ITEM NO. 9:  
ROADMASTER REPORT**

MOTION was made by Dennis Brink, seconded by Kerry Welsh, and unanimously carried to approve the October 13-26, 2014 Roadmaster Report as presented by Jim Snyder. Jim also informed the Board that the drainage issue at the intersection of Old Bridge Road and Rt. 209 still exists even though the Park Service employees worked on it. The runoff runs along 209 and is now eroding around the guide rails and new pavement. Also, the Township boarder signs have not been erected as promised, and the Metz Road street sign knocked down a few weeks ago is still not replaced. The Secretary was directed to send another letter to Mr. Donahugh.

**ITEM NO. 10:  
SEWAGE / ZONING OFFICER REPORT**

Chris Wood informed that he has been reviewing the PaDEP draft regulation changes and will provide a report when done.

**ITEM NO. 11:  
TREASURER'S REPORT**

MOTION was made by Kerry Welsh, seconded by Dennis Brink, and unanimously carried to approve the November 5, 2014 Treasurer's Report, Bill Payment List and General Fund balance, and to sign the checks following the meeting.

**ITEM NO. 12: PUBLIC COMMENT**

The Board addressed some clarifications requested from the press.

**ITEM NO. 13: EXECUTIVE SESSION**

The Board recessed to Executive Session at this time.

**ITEM NO. 14: ADJOURNMENT**

There being no further business upon reconvening the regular meeting, MOTION was made by Kerry Welsh, seconded by Dennis Brink, and unanimously carried to adjourn the November 5<sup>th</sup> meeting.

Respectfully submitted,

Karen Kleist, Secretary/Treasurer