

**CITY OF PINE SPRINGS
CITY COUNCIL MINUTES
MAY 7, 2019**

PRESENT: Kardashian, Kinney, Dahl, Feely, Jim Malkowski, Jerry Carpenter, Erick Meade and Karen Pirozzoli as Administrator.

ABSENT: Mayor Bastyr and Administrator Vickie Keating.

The meeting began with the pledge of Allegiance at 7:30 p.m.

MINUTES OF THE APRIL 2019 MINUTES

The minutes of the April meeting were reviewed. Kinney moved to approve the April minutes, Kardashian seconded the motion. (19-19)

There was discussion concerning Mayor Bastyr's septic system and the motion to delay the proposal until June, however, this item is on the May agenda. Dahl explained that the council has 60 days to respond to the proposal and it was turned over to the Planning Commission at the April meeting. An extension was proposed since the Planning Commission needed to meet and report back to the Council on the proposal. The Council requested more information in the minutes concerning the extension on the proposal.

The minutes were approved with the additional information to be incorporated in them with a 4 to 0 vote.

APPROVAL OF THE BILLS FOR MAY 2019

The invoices received during the month were reviewed and acting Mayor Kinney moved to approve the invoices for payment. Dahl seconded the motion and the motion passed 4-0. (19-24)

ROAD REPORT

Feely reported the two projects scheduled for this year have been completed. Roscoe Road had a 1-inch overlay and Pinehurst was milled and a 2-inch overlay.

Feely also reported that there was a carpet dumped on Viking plus some paint cans near the pond area on Viking. The police are pursuing the paint cans due to evidence left behind by the perpetrators. Apparently, the paint cans came from someone in Hudson, Wisconsin.

Feely removed the load limit signs and he spoke to the workers on Pinehurst to make them aware of the new road work done and asked them to respect the area, so no damage was done to the road.

The street sweeping has been done. A resident on Roscoe Road reported someone trying to sell books for their college education. There was a different story at a different neighbor's house where they were asked for more money.

Dahl inquired about paving the cul-de-sac on Pinehurst Road. Kardashian explained that the City does not have unlimited funds and Feely is completing portions of the roads that are in the worst shape. Dahl has cleaned up the cul-de-sac several times and would like the City to look at it. Kardashian suggested that the Council look at various roads and determine which ones are in the worst condition.

SHERIFF'S REPORT

The sheriff's report for April was reviewed by the Council.

CHRIS HAAK

Chris Haak attended the meeting to discuss the wood chips on his property. Mr. Haak received a letter from Mayor Bastyr and was given 24 hours to respond. When Mr. Haak contacted Mayor Bastyr he was asked to attend the May meeting.

Kinney explained that the Council was concerned about violation of the MS4 permit.

Dahl further explained the conveyance system must be maintained and kept clean, and apparently Haak had some wood chips which fell into the conveyance or gutter. Only storm water should be in that conveyance. Dahl also said that the woodchips should not be placed where they could go into the pond.

Mr. Haak said that it could have been dealt with by a simple phone call.

Dahl tried to approach the house and the dogs were threatening. Mr. Haak doesn't think this was a MS4 violation. He put a "free" sign on the pile of wood chips and most of them were taken by other parties. The matter is currently resolved; however, Mr. Haak wanted the Council to know that it could have been handled in a friendlier manner.

PAUL BUCHMAYER

Paul Buchmayer attended the meeting to get approval on changes in his house plans since Mick Kaehler asked Paul to have the Council approve any exterior changes to the house.

The following changes were presented by Paul:

1. The direction of the roof is changing over the 3rd stall of the garage. It becomes a gable instead of a hip.
2. The pitch is staying the same, but the height will be increased by two feet, which is still under the 35-foot height requirement.
3. The chimney's will be eliminated.
4. The foundation has been straightened instead of having the notch. Page A5.
5. Additional details have been provided for the deck per page A3.
6. The center of the driveway will be approximately where the maple tree currently sits. The maple tree will come out sooner than originally planned so, the driveway can be graded after the foundation is poured.

Feely moved to approve the changes, Kardashian seconded the motion and the motion passed 4 -0. (19-20)

FRANK BASTYR'S PROPOSAL

Kinney explained that the Bastyr property goes all the way to the center line, so if he were to buy the property in question (which also goes to the center line) his property would then be considered one-contiguous lot and he could likely request to build an outbuilding on that property. Currently, Bastyr wants preliminary approval for the change in property lines. He would also like approval for boring under Long Lake Road for a pressure line on his septic system.

Jim Malkowski, chair of the Planning Commission, presented the commission's report. He made a point to say that the 2019 proposal does not include a request for a building.

The Commission was looking for a way to approve the request since it is a request to make a septic system conforming.

A discussion concerning the probably of the landowner selling off part of a non-conforming lot began. The Council tried to keep the potential of a building request out of the discussion. Bastyr's letter says he is not requesting a building "at this time", indicating that there could be a request at some point in the future.

Kardashian moved to deny the Bastyr proposal, Feely seconded the motion and then the motion was opened for discussion. (19-21) Kinney suggested the Council get a legal opinion on the issue. Kardashian then withdrew the motion.

Kinney moved to seek legal counsel from the City's attorney to see if the Davenport non-conforming lots can be combined and then a portion of that larger non-conforming lot can be sold off. Also, the Council believes they need some information on the possibility of Bastyr's two proposed lots being combined even though a street runs through them. After more discussion Kinney rescinded the motion.

Kinney moved to deny the request made on April 2nd requesting preliminary approval to the change in lot lines and requesting permission for the boring, etc. for the reason that Bastyr does not have an equitable interest in the property at this time and the proper procedure has not been made for a variance request, such as a public hearing, getting the neighbor's written permission, etc. Further clarification of the nonconforming lot-splitting would require legal advice. Feely seconded the motion. (19-23) The motion passed 4-0.

ORDINANCES

Due to the late hour, the issue of ordinances and snow plowing will be tabled until the June meeting.

ADJOURNMENT

The meeting adjourned at 10:15 p.m.

Respectfully Submitted,

Victoria R. Keating
Administrator

NOTE:

Minutes were taken by Karen Pirozzoli and put in this format by Vickie Keating.