

**BURT TOWNSHIP  
Board Meeting  
March 3, 2011**

The regular meeting of the Burt Township Board was called to order by Supervisor Harold Koviak on March 3, 2011 at 2:05 pm at the Burt Township Hall, Cheboygan, Michigan.

**Attendance:** Harold Koviak, Shirley Reimann, Art Pillen, Gene Hodulik, Donna McDougall

**Absent:** None

**Guests:** David Orr, Russ Elmhirst, Steve Vorenkamp, Connie Vorenkamp, Gary Street, Dan Swantek, Tim MacArthur

**Agenda**

Additions to the Agenda: none

**Public Comment:**

Russ Elmhirst commented that people have been putting fishing shanties on the ice via the access site next to his property. In the Spring cars make a muddy mess to get shanties off the ice. He wants a sign put up at the end of Needles Road - between his house and his neighbors - saying no cars/trucks allowed. Koviak said he will call the road commission to get a sign put up.

**Minutes:** January 6, 2011

**MOTION:** Moved by Hodulik, supported by Pillen to approve the minutes of January 6, 2011, as presented.

**MOTION APPROVED**

**Bills:**

**MOTION:** Moved by Pillen, supported by Hodulik to approve payment of the bills totaling: \$15,458.13

**Old Business:** None

**New Business**

**Dave Orr - Citizens Indoor Swimming Pool Committee**

Mr. Orr attended the meeting to gain support for the proposed Cheboygan indoor swimming pool project. He is asking approximately 85% of the townships in the county for a verbal endorsement for the project and for a representative from the township to be on the Recreation Authority that will oversee funding, pool construction and operation. Funding for the project will include a millage request on the August 2012 ballot. He would like a response by June 2011.

Mr. Orr was asked if a township does not choose to be part of the project, will that township still be part of the millage request. Mr. Orr did not know.

Koviak suggested that this be tabled until the April 7th meeting, and Mr. Orr may return with answers to the following questions:

Which townships are being asked to participate?

If Burt Township opts out, will the millage request still be on the ballot?

Mr. Orr will come back on April 7<sup>th</sup> at 2:00 pm

### **Medical Marihuana – Gary Street**

As the Planning Commission is still working through this issue, Street suggested that the Board pass a moratorium to avoid grandfathering in case someone wants to be a Medical Marihuana caregiver.

Township attorney Tim MacArthur brought the white paper on this issue commissioned by MTA and the Michigan Municipal League. He agreed that a moratorium would be a good plan to follow at this time.

MacArthur said the city of Wyoming is using zoning to regulate Medical Marihuana requiring a special use permit and as a home business. Street said this is similar to how the Planning Commission is looking at this but is not ready to bring anything to the Board yet.

MacArthur explained there are two tiers of regulation: User and Caregiver and both need to apply to the State. Caregiver information is confidential and no one knows if any exist at this time in the township.

**MOTION:** Moved by Hodulik, supported by Pillen, to place a six (6) month moratorium on the Caregiver portion of the Medical Marihuana Act.

Roll call vote taken:

Koviak – yes; Reimann – yes; Pillen – yes; Hodulik – yes; McDougall - yes

**UNANIMOUSLY APPROVED**

### **Complete Streets Project – Gary Street**

Gary Street presented a Resolution Supporting the Michigan Department of Transportation Complete Streets Initiative as Outlined in Public Act 134, and Public Act 135, of 2010.

Street said this resolution promotes use of streets for more activity than just autos and emphasizing improved health benefits and safety for residents.

Steven Vorenkamp, Burt Lake Trail Chair noted this initiative came out of physicians' ideas and is a national issue signed into law by Governor Granholm in 2010. The Planning Commission voted unanimously to support the resolution and bring it to Board.

**MOTION:** Moved by Hodulik, supported by Pillen to accept the Resolution Supporting the Michigan Department of Transportation Complete Streets Initiative as Outlined in Public Act 134, and Public Act 135, of 2010 as presented.

Roll call vote taken:

Koviak – yes; Reimann – yes; Pillen – yes; Hodulik – yes; McDougall - yes

**UNANIMOUSLY APPROVED**

### **MTA – Koviak**

Koviak and Pillen attended the February MTA meeting. Tim MacArthur was the guest speaker and talked about Medical Marihuana among other things.

### **Burt Lake Trail Update – Vorenkamp**

Steve Vorenkamp reported on the DNRE grant received and the approximately \$140,000 in pledges. This will fund the trail construction from Maple Bay campground to N. Raver Road. The Trail Committee is currently working with Emily Myerson to obtain the MDOT grant in the

amount of about \$1.5 mil which would progress the trail from N. Raver Road to Hoppies boat launch. The trail may now go north on West Burt Lake Road to Riggsville Road and south on E. Burt Lake Road at the suggestion of MDOT. Committee members met with Munro Township and McKinley Township officials who are supporting the trail. Vorenkamp met with the Mackinaw City Board and received a resolution of support for a link into Pellston to form a circular loop. Steve Schnell came to the last Trail Meeting and discussed trail development and tourism. Koviak said Linda Socha said Mackinaw Township has passed a resolution, too. Koviak submitted a letter of support from Sheriff Dale Clarmont citing the importance of safety. The MDOT grant application will be submitted at the end of April.

### **Gypsy Moth Spraying – Koviak**

A meeting on Gypsy moth spraying will be held at the Tuscarora Hall on March 22nd at 11 am. Cost for spraying will be \$25/acre.

### **2010-2011 Budget**

**MOTION:** Moved by Pillen, supported by Hodulik to amend the 2010-2011 budget as follows:

Increase: Trustees - from \$3,850.00 to \$4,450.00  
 Deputy Clerk – from \$1,000.00 to \$1,400.00  
 Assessor - from \$17,000.00 to \$ 19,000.00  
 Roads Other - from \$40,000.00 to \$45,000.00  
 Miscellaneous – from \$1,000.00 to \$8,000.00  
 Land – from \$0 to \$1,000.00

Decrease: Insurance – from \$6,000.00 to \$5,000.00  
 Planning & Zoning from \$45,000.00 to \$40,000.00  
 MTA Convention – from \$4,000.00 to \$2,000.00  
 Public Improvement – from \$10,000.00 to \$7,000.00  
 Parks & Recreation – from \$25,000.00 to \$20,000.00

**MOTION APPROVED**

### **Liquor Fund Transfer**

**MOTION:** Moved by Hodulik, supported by Pillen to transfer \$400.00 from the General Fund to the Liquor Fund.

**MOTION APPROVED**

### **Public Hearing for 2011-2012 Budget**

**MOTION:** Moved by Pillen, supported by Hodulik, to hold a Public Budget Hearing on the 2011-2012 budget on April 7, 2011, at 1:30 pm at the Burt Township Hall.

**MOTION APPROVED**

### **Burt-Mullett Cemetery – Tim MacArthur**

At the request of Burt Township, Tim MacArthur conducted a title search for the Burt- Mullett Cemetery. The cemetery came to Burt Township in three separate gifts/purchases; the old parts in 1886 and 1925 and the new part in 1979. The new part is held as tenants in common with Mullet Township.

MacArthur presented a draft Township Cemetery Ordinance which gives “burial rights” rather than “deeded” property. This avoids plots from being tied to ownership. If a plot isn’t used then the property (burial) rights terminates and goes back to the township for use by another resident. MacArthur said Mullett Township would need to adopt its own ordinance but could use the same wording as Burt Township’s and just change the name.

Koviak said he wants to make the two other pieces of cemetery property joint ownership with Mullett and MacArthur will draft a quit claim deed for that purpose.

The Cemetery Board will meet to discuss the property and ordinance.

**Jim Parker - MacArthur**

Jim Parker has defaulted by not contesting the lawsuit by the township. A hearing will be held on March 28, 2011, at 9:00 am in Circuit Court to request a default order. MacArthur needs specifics for the order as to what needs to be cleaned up. If Parker fails to clean up the property, MacArthur will ask that the Township be allowed to clean up the property and put the cost of the clean up on Parker’s tax bill.

**Recycling – Hodulik**

Hodulik noted that new signs are needed on the recycling bins. Koviak will make the signs.

**Next meeting: April 7, 2011, 2:00 pm**

2011 road projects (millage) will be discussed.

**MOTION:** Moved by Reimann, supported by Pillen to adjourn

**MOTION APPROVED**

Adjourned at 3:30 pm.

Respectfully submitted,

Donna McDougall, Clerk