

**BURT TOWNSHIP
BOARD MINUTES
January 4, 2024**

The regular meeting of the Burt Township Board was called to order at 2:00 pm by Supervisor Harold Koviak

PRESENT: Harold Koviak, Shirley Reimann, Katie Parker, Christy Kozlowski, Gene Hodulik

ABSENT: N/A

Also Attending: Jim Larson (Zoning Administrator), Tim MacArther, township lawyer), David Klebba, Ann Klebba, Marty Cheney, Jeff Ostman (County Commissioner), Mike English (Topinabee Fire Chief), Marc McKellar

AGENDA - Koviak

MOTION: Moved by Hodulik, supported by Parker to approve the agenda with the addition of Chief English report to new business and Jacobs Attorney, Marc McKellar after agenda approval and before public comment

MOTION APPROVED

Marc McKellar – Lawyer for Jacobs

- Unaware that there was movement for formal enforcement
- Wanting to work through potential options through zoning – contract zoning, re-zoning, variance, or zoning interpretation, etc.
- Asking to hold the enforcement action until March 7 to submit a zoning request (for submission in the March 14 planning meeting)
- Per Koviak, Jacobs indicated that they would move the trucks to a different property
- Per Hodulik, several months ago the planning commission gave the Jacobs all the paperwork to do the special use permit and they never submitted anything
- Per MacArthur, since the Jacobs are not intending to remove the trucks (as previously believed) the Board would either need to a) hold enforcement or b) continue the enforcement action understanding that a motion could be brought to stay the enforcement action until the administrative remedies are approved

MOTION: Moved by Parker, supported by Koviak to continue with the court proceedings against Mr. and Mrs. Jacobs for removal of all the commercial vehicles currently parked on a residential zoned area

PUBLIC COMMENT

APPROVAL OF MINUTES – Minutes of December 7, 2023

MOTION: Moved by Hodulik, supported by Parker to approve the minutes of December 7, 2023 meeting

APPROVAL OF BILLS

MOTION: Moved by Hodulik, supported by Reimann to approve the bills

TREASURERS REPORT – As of December 31, 2023

- Update on Michigan Class by Kozlowski, we received an acknowledgment letter from Michigan Class that we are approved to participate. Waiting on a call back on clarification between the regular Michigan Class Account and the Michigan Class Edge account
- Koviak suggested moving \$100,000 from savings to the Michigan Class Account with the best interest opportunity

Certificates of Deposit	
Citizens National Bank	\$26,263.63
Citizens National Bank	\$28,337.17 (2-year bond)
PNC	<u>\$55,768.29</u>
Total CD's	\$110,369.09

Savings	\$ 413,099.96
Checking	\$ 24,152.97

Citizens: Trail Account	\$717.66
Citizens: Trail Maintenance Acct	\$78,971.50

MOTION: Moved by Hodulik, supported by Koviak to move \$100,000 from the General Fund savings account to a Michigan Class account with the highest potential interest rate

Roll Call – Hodulik – Y, Parker – Y, Reimann – Y, Kozlowski – Y, Koviak - Y

MOTION: Moved by Kozlowski, supported by Hodulik to approve the treasurers report as presented

UNFINISHED BUSINESS

1. EGLE - Property at Corner of Crump Rd/Mullett-Burt Rd

- Parker forwarded EGLE reports from the FOIA request to the Board
- Parker consulted with a retired chemist from the UofM Biological Station: the report was not informative as a stand-alone document and further stated that the compounds reported are not naturally degraded over time and it seems that the plume is moving in a NW direction and will likely interact with the creek and adjoining wetland at some point and the impact to Burt Lake and surrounding wells won't be known until it happens
- Suggestion is to notify Senator and Representatives of this issue as well as sending a letter to request that Melissa from EGLE attend the March Board meeting
- Kozlowski to send a letter to Melissa at EGLE to invite her to the March Board meeting to provide an update of Kinney Property at corner of Mullett-Burt and Crump

2. DNR Property West Burt Lake Rd

- Nothing new has transpired in the last month

NEW BUSINESS

1. Reappoint Planning, ZBA Members

ZBA Members	Planning
Kim Kinhke (chair)	Gene Hodulik
Harold Koviak	Allen Kozlowski
Carl Reimann	

MOTION: Moved by Parker supported by Reimann to reappoint Planning, ZBA and BOR members for a 3-year term

2. Appointment of New ZBA Member – Lawrence (Larry) Kemper

- Larry has a home on the West side of Burt Lake and has been coming up here for over 40 years and plans to retire here. He is a partner in the Law Firm of Nelson and Frankenberger in Carmel Indiana (practices in transactional real estate and experience in land use and zoning)

MOTION: Moved by Kozlowski, supported by Parker to approve appointment of Lawrence Kemper to the ZBA

3. Mike English – Topinabee Fire Chief

- Mike English has been appointed as Executive Director of Cheboygan Life Support
- 115 runs total – 47 in Burt Township, 61 in Mullett, and 7 outside the district

REPORTS

Burt Lake Trail Committee – Hodulik

- Next meeting in February – budget, paving, possible grants for East site trail head and Topinabee Mail Rt
- Received two \$1,000 donations from people in the township

Planning Commission – Hodulik

- Master Plan in process – reviewing first couple chapters at next meeting – due end of this year
- Review solar and wind and compare to new state ordinance to be sure we comply

Zoning Board of Appeals – Koviak

- Next meeting February 23rd – 2 or 3 variances

Zoning Administrator’s Report – Larson

- Year-end report provided

Supervisor’s Report – Koviak

- MTA meeting in Lansing January 12
- MTA chapter meetings coming up
- Capital Conference

County Commissioner – Jeff Ostman

- No meetings since last time – next meeting is next week

PUBLIC COMMENT

- N/A

Next meeting February 1, 2024 at 2pm – budget workshop only

Election Commission meeting at 1:45

MOTION: Moved by Parker, supported by Reimann to adjourn. The meeting adjourned at 3:06 pm.

MOTION APPROVED

Respectfully submitted, Christy Kozlowski, Clerk