



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

August 3, 2016

Shirley Reimann  
6681 West Birchwood Road  
Cheboygan, Michigan 49721

Donna McDougall  
96612 Brutus Road  
Brutus, Michigan 49716

Harold Koviak  
4271 East Burt Lake Road  
Cheboygan, Michigan 49721

Kathryn Parker  
4989 East Burt Lake Road  
Cheboygan, Michigan 49721

Eugene Hodulik  
4469 East Burt Lake Road  
Cheboygan, Michigan 49721

Ladies and Gentlemen:

The Department of State (Department) received formal complaints filed by Christian Kindsvatter against each of you, alleging that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign material. Copies of the complaints are provided as an enclosure with this letter.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), Mich. Admin. R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(6).

In support of his complaints, Mr. Kindsvatter provided two copies of a flyer which states, "Please vote on August 2<sup>nd</sup>! Keep your existing elected officials [.]". There does not appear to be a paid-for-by statement on the flyer.

The purpose of this letter is to inform you of the Department's examination of these matters and your right to respond to the allegations before the Department proceeds further. It is important to

Shirley Reimann  
Donna McDougall  
Harold Koviak  
Kathryn Parker  
Eugene Hodulik  
August 3, 2016  
Page 2

understand that the Department is neither making this complaint nor accepting the allegations as true.

**If you wish to file a written response to the complaint, you are required to do so within 15 business days of the date of this letter. You may each submit an answer, or you may submit one answer signed by each of you. Please include any evidence that reflects any corrective measures you have taken to bring your campaign material into compliance with the MCFA. Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau of Elections, Richard H. Austin Building, 1<sup>st</sup> Floor, 430 West Allegan Street, Lansing, Michigan 48918. If you fail to submit a response, the Department will render a decision based on the evidence furnished by the complainant.**

A copy of your reply will be provided to Mr. Kindsvatter, who will have an opportunity to submit a rebuttal statement to the Department. After reviewing all of the statements and materials provided by the parties, the Department will determine whether "there may be reason to believe that a violation of [the MCFA] has occurred [.]" MCL 169.215(10). Note that the Department's enforcement powers include the possibility of entering a conciliation agreement, conducting an administrative hearing, or referring this matter to the Attorney General for enforcement of the criminal penalty provided in section 47(6) of the Act.

If you have any questions concerning this matter, you may contact me at (517) 241-0395.

Sincerely,



Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Christian Kindsvatter

**Christian H. Kindsvatter**  
**460 Deerfield Road**  
**Indian River, Michigan 49749**  
**Phone: 517.202.9926**  
**Email: chris@kdafirm.com**

2016 AUG -5 PM 4:03  
ELECTIONS/GREAT SEAL

July 26, 2016

Michigan Department of State  
Bureau of Elections  
Richard H. Austin Building – 1st Floor  
430 West Allegan Street  
Lansing, Michigan 48918

Reference: Campaign Practice Compliant

Attached are 4 complaints filings for those candidates asking to be reelection to Burt Township Board and offices as well as an additional complaint for a new candidate running for a board position in Burt Township, Cheboygan County, Michigan. The 5 complaints are supported with documentation.

I and another person did meet with candidate's Koviak and Hodulik on July 11, 2016 to ask that their yard signage and printed material as well as the other candidates running with them as a group had lacked the required identifier on them. We were assured that the signs would be corrected and were 7 days later with stickers applied but although still a violation. As for the June 29, 2016 mass mailing sent to township residents, we asked that a notice be sent to let all that received that mass mailing be informed of the missing identifier of the mailing and who paid for the mailings. We were told that the 5 committees paid for the mailing and that they did not know that was the requirement in a campaign to identify. They felt it was out and over and nothing could be done.

I see that the same mailing is now being used as a door to door distribution on July 25<sup>th</sup> and still not a identifier on it. It becomes concerning that presently elected township officials do not know the requirements to be reelected but nor do they care and hence the filed complaint enclosed.

As a side note, my wife is running for Burt Township Clerk and what is good for one is also good for the others.

If you have any questions, please contact me.

Sincerely;



Christian Kindsvatter

## Campaign Finance Complaint Form Michigan Department of State

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (the MCFA, 1976 PA 388, as amended; MCL 169.201 *et seq.*). All information on the form must be provided along with an original signature and evidence. **Please print or type all information.**

I allege that the MCFA was violated as follows:

<b>Section 1. Complainant</b>		
Your Name Christian Kindsvatter		Daytime Telephone Number 517.202.9926
Mailing Address 460 Deerfield Road		
City Indian River	State Michigan	Zip 49749

<b>Section 2. Alleged Violator</b>		
Name Shirley Reimann		
Mailing Address 6681 West Birchwood Road		
City Cheboygan	State Michigan	Zip 49721

### Section 3. Alleged Violations (Use additional sheet if more space is needed.)

Section(s) of the MCFA violated:

MICHIGAN CAMPAIGN FINANCE ACT 388 of 1976, section 169.247 Section 47 – No Identifier on printed material mailed and door to door distribution material

Explain how those sections were violated:

Listed as a participant and candidate for office on a 4 page mass mailing, post marked June 29, 2016 to Burt Township residents as a candidate for Burt Township Treasurer position. This mailing appeared to be sent by all

candidates but did not divulge as a identifier of his campaign committee or who or what group of people paid for that mailing. This mass mailing material was also distributed door to door on July 25 to residents on Eagles Nest Road,

Indian River and portrayed by the distributor doing it for of all the present board candidates. This was the same mailing without identifier sent on June 29, 2016 but distributed with hand written notes.

Evidence that supports those allegations (attach copies of pertinent documents and other information):

See attachments of mass mailing of 6-29-16 and door to door distribution on Eagles Nest Road of 7-25-16.

**Section 4. Certification (Required)**

*I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.*

X

  
Signature of Complainant

7-26-16

Date

**Section 5. Certification without Evidence (Supplemental to Section 4)**

**Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:**

*I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:*

X

\_\_\_\_\_  
Signature of Complainant

\_\_\_\_\_  
Date

**Section 15(8) of the MCFA provides that a person who files a complaint with a false certification is responsible for a civil violation of the MCFA. The person may be required to pay a civil fine of up to \$1,000.00 and some or all of the expenses incurred by the Michigan Department of State and the alleged violator as a direct result of the filing of the complaint.**

Mail or deliver the completed complaint form with an **original signature and evidence** to the following address:

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City Indian River	State Michigan	Zip 49749

<b>Section 2. Alleged Violator</b>		
Name Donna M. McDougall		
Mailing Address 9662 Brutus Road		
City Brutus	State Michigan	Zip 49716

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Name Harold Koviak		
Mailing Address 4271 East Burt Lake Road		
City Cheboygan	State Michigan	Zip 49721

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Indian River and portrayed by the distributor as neighbor of Harold Koviak and doing it for of all the present board candidates. This was the same mailing without identifier sent on June 29, 2016 but distributed with hand written notes.

Evidence that supports those allegations (attach copies of pertinent documents and other information):

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Name Kathryn Parker		
Mailing Address 4989 E. Burt Lake Rd.		
City Cheboygan	State Michigan	Zip 49721

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# Your Burt Township Board—Serving You With Experience and Dedication

*Resubmits on Eagleview Road*

**Please vote on August 2<sup>nd</sup>!** Keep your existing elected officials that have provided fiscally responsible government for many years. Take a look at accomplishments that are keeping Burt Township a great place to live.

## Openness and Transparency:

- Your current Township Board members originated the Township website. This website contains dates and times of meetings, minutes of those meetings, Zoning Ordinances, Master Plan, the Township budget, etc. Your current Township Board is, and will continue to be, both informative and communicative.
- Your current Board has open communication with all citizen and taxpayers. All meetings are open to the public and comments and suggestions are welcomed:
- Citizens and taxpayers have always been encouraged to participate in the formation of policies, decisions & ordinances. Board decisions on many matters are made on the recommendation of citizen committees and citizen suggestions and requests;

## Fiscal Responsibility:

Your current Board has a very strong fiscal policy with budgets posted to the Township Website for all to see;

- You, the taxpayers, voted to have a ½ mill tax added to be used for roads. This fund has been judiciously applied to upgrade and pave roads here in the Township.

## Quality of Life:

- Your Board instituted a Planning Committee, comprised of Township citizens, making Burt Township the first Township in Cheboygan County to have a Zoning Ordinance, a Master Plan and Recreation Plan. Your Township Board is very proactive.

Your current Board has, by its actions, demonstrated that it is effective, efficient and dedicated to the Township.

Consider the number of years of experience each of your current Board members possess.

## We Are Your Township Board

**Harold L. Koviak, Burt Township Supervisor — Seeking Re-Election**

231-238-9962

I was born and raised here in Burt Township. I graduated from Ferris State University with a degree in Accounting. I have worked in the banking and insurance industry for the first part of my career. Currently, I am the Assistant Comptroller at Boyne Highlands where I have been employed for 30 years. I have served Burt Township for over 20 years: first as a Zoning Administrator; Trustee and now Township Supervisor for the past 14 years. I am presently serving as a State Director for Michigan Township Association.

Our board has always been OPEN TO ALL BURT Township residents and we have done our best to serve you with the experience and dedication that you expect and deserve. I am asking for YOUR Continued Support in the August Election.

*They have done a lot for us!  
over*

**Shirley A. Reimann, Burt Township Treasurer — Seeking Re-election**

**231-238-7492**

I became a resident of Burt Township when I married Ed Reimann in 1958. Our family has been operating The Reimann Dairy Farm for more than 50 years. Our four children were raised and educated here. I have been treasurer for Burt Township for 53 years. I have been using the BSA Local Government Tax software system for over 10 years. I hope to continue to serve as your Township Treasurer in a courteous and honest manner as I have done in previous years. We have an experienced and dedicated township board that works for the interests of everyone.

**Donna McDougall, Burt Township Clerk — Seeking Re-Election**

**231-238-4102**

I have been a full-time resident of Burt Township since 1990. I have a Bachelor of Science degree in Business Administration from LSSU and have studied economics at U of M. In 1994 I became the Secretary for the Zoning Board of Appeals and Planning Commission. In 2000 I became Deputy Township Clerk. In 2008 I was elected to Township Clerk and have held that office since then.

Like my other board members, I have a long and rich history with Burt Township. Since becoming Clerk, I have computerized the accounting for the township, written several successful DEQ grants, run many elections and am currently working on upgrading our Burt Township website. Communication is most important to me and I encourage everyone to contact me anytime. I hope you will continue to let me serve you in the future.

**Kathryn "Katie" Parker -- seeking election to Burt Township Trustee**

**231-499-8289**

I am running for the newly vacant trustee position on the Burt Township Board left by Art Pillen's retirement. My husband, Bert Ebbers, and I have been fortunate to live and work in Burt Township for the past 30 years. We have raised a family here; the youngest two of four children grew up here and graduated from Pellston Public Schools. I operate a successful consulting business with long distance clients in several states. I have been a member of the Burt Township Zoning Board of Appeals for ten years, and ZBA chair for the past five years. In addition, I'm a long-time active member (choir & Pastor-Parish Relations Committee chair) of Pellston/Levering New Hope United Methodist Church, and a member of Bug Camp Stewards, a group of local volunteers who, among other tasks, maintain University of Michigan Biological Station non-motorized trails. My goals, if elected, are to support and retain the accomplishments of the past and current Burt Township Board, doing all I can to ensure a continued quality of life that all our residents enjoy.

**Eugene Hodulik, Burt Township Trustee — Seeking Re-election**

**231-238-8824**

My wife Carolyn and I have been permanent residents since 1993, vacationed here since 1965, with our two sons. As the oldest of 8 children, I was taught a strong work ethic, personal responsibility, to be a man of his word, and to offer others assistance when it is needed. These personal traits were paramount to a successful 30 year IBM technical marketing career and, for the last 23 years, instructing mathematics at NCMC. I have volunteered my time as a basketball coach, Big Brothers program, BLPA Government Affairs Committee and Adopt A Road (East Burt), Burt Township President, and the next trail phase. I have a Masters of Arts Degree in Mathematics from Bowling Green State University as a National Science Foundation Scholar.

I am committed to providing our township residents with a continued focus on improvements to township basic services in a fiscally responsible manner. I encourage an open dialog to guide our township's future direction. I have been proactive as a Planning Commission member since 1996 to develop thoughtful long range plans. As trustee since 1998, I am grateful for your trust these years serving you and am proud of what has been accomplished by the board. I would be honored, to serve you and our township for another term, bringing my enthusiasm and energy to give back to this community.

# **How Your Burt Township Board Has Managed Resources To Improve Our Community**

## **1. Fire protection**

- Contracts with Pellston (West side) and Mullet TS (East side).
- Working on plans for fire sub-station of Pellston Fire Dept. at West Burt and Riggsville intersection to also service U of M Biological Station.

## **2. Township road improvement plan began in 2007**

- Paved: Eagles Nest (2007), West Numbers (2011), Service Rd (2013), both transfer station roads (2008), Tar and Chip Feather Lane (2015).
- Improved dirt roads: S. Extension (far south end,) Birchwood (2015,) Indian Pte. (2016).
- Speed limit lowered to 45 mph on West and East Burt Lake Roads (2007).
- Maintenance: Brine dirt roads yearly (July), crack seal and striping as needed.
- Approved abandonment of Lathers Road to U of M (2015).
- Hoppies and Mundt Rd ends improved for parking and launching small boats (2010).

## **3. Utilities improvements**

- DTE natural gas lines installed for West side homeowners (2015). Strategic Plan includes natural gas availability for the East and North end property owners and U of M Biological station.
- Racc2000 Tower on West side for high speed internet (2007).
- Removed unsafe cable TV poles/cables abandoned by bankrupt company on West side (2013).

## **4. Communications and transparency.**

- Township web site created (2004) at [www.burttownship.org](http://www.burttownship.org). All township information is there, including budgets, which is more than many neighboring townships offer on their websites.
- Tax Newsletter inserted with property taxes (July and December) since 2002.
- Two year cycle financial audit by independent CPA showing yearly budget surplus.
- Using the Michigan Planning Enabling Act, created/adopted three five-year Master Plans (2004, 2009, 2014) and two five-year Recreation Plans (2008, 2013).
- Created/adopted Planning Procedure and Township Procedures manuals.
- All township meeting are open to the public with time always given for public comment.

## **5. The Burt Lake Trail.**

- Approved the formation of the Trail committee of volunteers to improve safety and provide healthy recreation for all of Burt Township, today and tomorrow.
- Phase 1 of the Trail, completed 2013, was funded by State grants and contributions in the amount of \$933,000.00. Burt Township is the grantee responsible for trail maintenance, reflected in the Parks and Rec budget. Over the last 2 years, paving of 3 hills to prevent further erosion cost \$34,000. Regular maintenance by volunteers has averaged approximately \$1000 per year.
- Oversee progress of proposed phase 2 of the trail through U of M land on North end of lake.

## **6. Transfer Stations**

- Cost to use has been \$50 per property owner for the past 16 years.
- "Big Dump" Day started in 2003 to clean up township blight, no fee for property owners.
- Recycling bins on East side (2008) and West side (2010).
- Reduced costs with Republic Services, due to recycling and better management.



#### **7. Helping our most valuable resource, Burt Lake.**

- Planning and Zoning since 1976, has made Burt the only township in Cheboygan County with tougher, lake friendly zoning to protect the lake and property values.
- DNR Maple Bay upgrade approval with modifications, a two-year project (2013) and kept Maple Bay road end access to the lake controlled by the township.
- Continuous review and revision zoning based on the Master Plan.
- Plans to gain title of lake road ends from Cheboygan County Road Commission.
- Passed a resolution to limit Enbridge pipeline daily use to non-oil products (LNP) until the final, independent report certifies the line's safety.

#### **8. Continuous improvement.**

- Township Hall insulated, remodeled inside, furnace replaced, septic/well upgraded, paved parking area, planted evergreens, cut down dead trees.
- FEMA presentations/ information to property owners (2012).
- Improve Township website by enabling keyword search capabilities.

*We're proud of the results we have delivered to improve the quality of life in Burt Township, our stewardship of your tax dollars and the vision we have for a better future. Please help us keep Burt Township improving. Thank you for your support on Election Day.*

# **Your Burt Township Board—Serving You With Experience and Dedication**

**Please vote on August 2<sup>nd</sup>!** Keep your existing elected officials that have provided fiscally responsible government for many years. Take a look at accomplishments that are keeping Burt Township a great place to live.

## **Openness and Transparency:**

- Your current Township Board members originated the Township website. This website contains dates and times of meetings, minutes of those meetings, Zoning Ordinances, Master Plan, the Township budget, etc. Your current Township Board is, and will continue to be, both informative and communicative.
- Your current Board has open communication with all citizen and taxpayers. All meetings are open to the public and comments and suggestions are welcomed;
- Citizens and taxpayers have always been encouraged to participate in the formation of policies, decisions & ordinances. Board decisions on many matters are made on the recommendation of citizen committees and citizen suggestions and requests;

## **Fiscal Responsibility:**

Your current Board has a very strong fiscal policy with budgets posted to the Township Website for all to see;

- You, the taxpayers, voted to have a ½ mill tax added to be used for roads. This fund has been judiciously applied to upgrade and pave roads here in the Township.

## **Quality of Life:**

- Your Board instituted a Planning Committee, comprised of Township citizens, making Burt Township the first Township in Cheboygan County to have a Zoning Ordinance, a Master Plan and Recreation Plan. Your Township Board is very proactive.

Your current Board has, by its actions, demonstrated that it is effective, efficient and dedicated to the Township.

Consider the number of years of experience each of your current Board members possess.

## **We Are Your Township Board**

**Harold L. Koviak, Burt Township Supervisor — Seeking Re-Election**

**231-238-9962**

I was born and raised here in Burt Township. I graduated from Ferris State University with a degree in Accounting. I have worked in the banking and insurance industry for the first part of my career. Currently, I am the Assistant Comptroller at Boyne Highlands where I have been employed for 30 years. I have served Burt Township for over 20 years: first as a Zoning Administrator; Trustee and now Township Supervisor for the past 14 years. I am presently serving as a State Director for Michigan Township Association.

Our board has always been OPEN TO ALL BURT Township residents and we have done our best to serve you with the experience and dedication that you expect and deserve. I am asking for YOUR Continued Support in the August Election.

**Shirley A. Reimann, Burt Township Treasurer — Seeking Re-election**

**231-238-7492**

I became a resident of Burt Township when I married Ed Reimann in 1958. Our family has been operating The Reimann Dairy Farm for more than 50 years. Our four children were raised and educated here. I have been treasurer for Burt Township for 53 years. I have been using the BSA Local Government Tax software system for over 10 years. I hope to continue to serve as your Township Treasurer in a courteous and honest manner as I have done in previous years. We have an experienced and dedicated township board that works for the interests of everyone.

**Donna McDougall, Burt Township Clerk — Seeking Re-Election**

**231-238-4102**

I have been a full-time resident of Burt Township since 1990. I have a Bachelor of Science degree in Business Administration from LSSU and have studied economics at U of M. In 1994 I became the Secretary for the Zoning Board of Appeals and Planning Commission. In 2000 I became Deputy Township Clerk. In 2008 I was elected to Township Clerk and have held that office since then.

Like my other board members, I have a long and rich history with Burt Township. Since becoming Clerk, I have computerized the accounting for the township, written several successful DEQ grants, run many elections and am currently working on upgrading our Burt Township website. Communication is most important to me and I encourage everyone to contact me anytime. I hope you will continue to let me serve you in the future.

**Kathryn "Katie" Parker — seeking election to Burt Township Trustee**

**231-499-8289**

I am running for the newly vacant trustee position on the Burt Township Board left by Art Piller's retirement. My husband, Bert Ebbers, and I have been fortunate to live and work in Burt Township for the past 30 years. We have raised a family here; the youngest two of four children grew up here and graduated from Pellston Public Schools. I operate a successful consulting business with long distance clients in several states. I have been a member of the Burt Township Zoning Board of Appeals for ten years, and ZBA chair for the past five years. In addition, I'm a long-time active member (choir & Pastor-Parish Relations Committee chair) of Pellston/Levering New Hope United Methodist Church, and a member of Bug Camp Stewards, a group of local volunteers who, among other tasks, maintain University of Michigan Biological Station non-motorized trails. My goals, if elected, are to support and retain the accomplishments of the past and current Burt Township Board, doing all I can to ensure a continued quality of life that all our residents enjoy.

**Eugene Hodulik, Burt Township Trustee — Seeking Re-election**

**231-238-8824**

My wife Carolyn and I have been permanent residents since 1993, vacationed here since 1965, with our two sons. As the oldest of 8 children, I was taught a strong work ethic, personal responsibility, to be a man of his word, and to offer others assistance when it is needed. These personal traits were paramount to a successful 30 year IBM technical marketing career and, for the last 23 years, instructing mathematics at NCMC. I have volunteered my time as a basketball coach, Big Brothers program, BLPA Government Affairs Committee and Adopt A Road (East Burt), Burt Township President, and the next trail phase. I have a Masters of Arts Degree in Mathematics from Bowling Green State University as a National Science Foundation Scholar.

I am committed to providing our township residents with a continued focus on improvements to township basic services in a fiscally responsible manner. I encourage an open dialog to guide our township's future direction. I have been proactive as a Planning Commission member since 1996 to develop thoughtful long range plans. As trustee since 1998, I am grateful for your trust these years serving you and am proud of what has been accomplished by the board. I would be honored, to serve you and our township for another term, bringing my enthusiasm and energy to give back to this community.



# **How Your Burt Township Board Has Managed Resources To Improve Our Community**

## **1. Fire protection**

- Contracts with Pellston (West side) and Mullet TS (East side).
- Working on plans for fire sub-station of Pellston Fire Dept. at West Burt and Riggsville intersection to also service U of M Biological Station.

## **2. Township road improvement plan began in 2007**

- Paved: Eagles Nest (2007), West Numbers (2011), Service Rd (2013), both transfer station roads (2008), Tar and Chip Feather Lane (2015).
- Improved dirt roads: S. Extension (far south end), Birchwood (2015), Indian Pte. (2016).
- Speed limit lowered to 45 mph on West and East Burt Lake Roads (2007).
- Maintenance: Brine dirt roads yearly (July), crack seal and striping as needed.
- Approved abandonment of Lathers Road to U of M (2015).
- Hoppies and Mundt Rd ends improved for parking and launching small boats (2010).

## **3. Utilities improvements**

- DTE natural gas lines installed for West side homeowners (2015). Strategic Plan includes natural gas availability for the East and North end property owners and U of M Biological station.
- Raco2000 Tower on West side for high speed internet (2007).
- Removed unsafe cable TV poles/cables abandoned by bankrupt company on West side (2013).

## **4. Communications and transparency.**

- Township web site created (2004) at [www.burttownship.org](http://www.burttownship.org). All township information is there, including budgets, which is more than many neighboring townships offer on their websites.
- Tax Newsletter inserted with property taxes (July and December) since 2002.
- Two year cycle financial audit by independent CPA showing yearly budget surplus.
- Using the Michigan Planning Enabling Act, created/adopted three five-year Master Plans (2004, 2009, 2014) and two five-year Recreation Plans (2008, 2013).
- Created/adopted Planning Procedure and Township Procedures manuals.
- All township meeting are open to the public with time always given for public comment.

## **5. The Burt Lake Trail.**

- Approved the formation of the Trail committee of volunteers to improve safety and provide healthy recreation for all of Burt Township, today and tomorrow.
- Phase 1 of the Trail, completed 2013, was funded by State grants and contributions in the amount of \$933,000.00. Burt Township is the grantee responsible for trail maintenance, reflected in the Parks and Rec budget. Over the last 2 years, paving of 3 hills to prevent further erosion cost \$34,000. Regular maintenance by volunteers has averaged approximately \$1000 per year.
- Oversee progress of proposed phase 2 of the trail through U of M land on North end of lake.

## **6. Transfer Stations**

- Cost to use has been \$50 per property owner for the past 16 years.
- "Big Dump" Day started in 2003 to clean up township blight, no fee for property owners.
- Recycling bins on East side (2008) and West side (2010).
- Reduced costs with Republic Services, due to recycling and better management.

#### **7. Helping our most valuable resource, Burt Lake.**

- Planning and Zoning since 1976, has made Burt the only township in Cheboygan County with tougher, lake friendly zoning to protect the lake and property values.
- DNR Maple Bay upgrade approval with modifications, a two-year project (2013) and kept Maple Bay road end access to the lake controlled by the township.
- Continuous review and revision zoning based on the Master Plan.
- Plans to gain title of lake road ends from Cheboygan County Road Commission.
- Passed a resolution to limit Enbridge pipeline daily use to non-oil products (LNP) until the final, independent report certifies the line's safety.

#### **8. Continuous improvement.**

- Township Hall insulated, remodeled inside, furnace replaced, septic/well upgraded, paved parking area, planted evergreens, cut down dead trees.
- FEMA presentations/ information to property owners (2012).
- Improve Township website by enabling keyword search capabilities.

*We're proud of the results we have delivered to improve the quality of life in Burt Township, our stewardship of your tax dollars and the vision we have for a better future. Please help us keep Burt Township improving. Thank you for your support on Election Day.*



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

August 23, 2016

Christian H. Kindsvatter  
460 Deerfield Road  
Indian River, Michigan 49749

Dear Mr. Kindsvatter:

The Department of State received a response to the complaints you filed against Shirley Reimann, Donna McDougall, Harold Koviak, Kathryn Parker, and Eugene Hodulik, which concern an alleged violation of the Michigan Campaign Finance Act (MCFA), 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

If you elect to file a rebuttal statement, you are required to send it within 10 business days of the date of this letter to the Bureau of Elections, Richard H. Austin Building, 1<sup>st</sup> Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Shirley Reimann  
Donna McDougall  
Harold Koviak  
Kathryn Parker  
Eugene Hodulik

RECEIVED/FILED  
MICHIGAN DEPT. OF STATE  
2016 AUG 22 PM 2:31  
ELECTIONS/CREAT SEAL

August 18, 2016

Ms. Lori Bourbonais  
Bureau of Elections  
Michigan Department of State  
Richard H. Austin Building, 1<sup>st</sup> Floor  
430 W. Allegan  
Lansing, MI 48918

Re: Complaint Regarding Non-Compliance with Michigan Campaign Finance Act

Dear Ms. Bourbonais:

We are writing in response to your letter dated August 3, 2016. In that letter there is an allegation made by Mr. Christian Kindsvatter that there was a violation of section 47(1) of the Michigan Campaign Finance Act (MCFA), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign material. The campaign material referenced was a letter which was mailed to some, but not all, of the registered voters of Burt Township on June 29 and 30, 2016. This letter had also been given to campaign volunteers who were doing some door to door canvassing for the undersigned candidates.

Mr. Kindsvatter requested a meeting with Supervisor Koviak and Trustee Hodulik and this meeting took place on July 11, 2016. At that meeting Mr. Kindsvatter, whose wife was running for Clerk, kindly informed Supervisor Koviak and Trustee Hodulik that he felt there had been a violation of the Michigan Campaign Finance Act because of the mailing on June 29 and 30, 2016. He indicated to Supervisor Koviak and Trustee Hodulik that the mailing had to contain a complete and correct identification statement. Supervisor Koviak and Trustee Hodulik both informed Mr. Kindsvatter at that time that they did not realize that this was a requirement of the Michigan Campaign Finance Act and that every effort would be made to insure compliance in the future. Supervisor Koviak and Trustee Hodulik immediately contacted the other candidates to inform them of the potential problem.

There was no way to recall the letter mailed on June 29 and 30, 2016. However, the candidates contacted the volunteers for their various campaigns and informed them not to use the letter as a handout. A second mailing was done by the candidate committees on Monday, July 25, 2016. A copy of that mailing is enclosed as Exhibit 1. The second mailing had the section 47(1) disclosures printed on it.

This was the first contested election in Burt Township in several election cycles and candidates Koviak, McDougall, Reimann and Hodulik, who were running for re-election, were unaware of the section 47(1) requirements for written campaign materials. Candidate Parker is a first time candidate for elective office and was also unaware of the section 47(1) requirements.

All of the undersigned candidates assert that they did not knowingly and intentionally violate section 47(1) of the Michigan Campaign Finance Act. All of the undersigned state that upon being informed by Mr. Kindsvatter that there had been a potential violation, they took immediate corrective action. The undersigned also assert that they have each now studied the section 47(1) requirements for printed campaign materials. The undersigned candidates each apologize for the mistake in allowing the letter to be sent and/or used as a campaign handout without including thereon the identification statement required by section 47(1). The undersigned assert that they are now aware of the requirement to include a complete and correct identification statement on printed campaign materials and will see to it that no future violations occur.

Sincerely,

  
HAROLD KOVIAK,  
Burt Township Supervisor

  
EUGENE HODULIK  
Burt Township Trustee

  
DONNA McDOUGALL,  
Burt Township Clerk

  
KATHRYN PARKER  
Burt Township Trustee Elect

  
SHIRLEY REIMANN,  
Burt Township Treasurer



2<sup>nd</sup> mailing 7-25-16  
has "paid for by"

Please vote on August 2nd.

Please vote based on facts and performance, not fanciful claims.

Our opponents have nice pictures and resumes but a vague platform full of platitudes (See below.) They offer no specifics on how they would improve your quality of life so it's fair to question their motivations and what they'd really do if elected. When we review our record against the insurgents' "Platform of platitudes" we have to wonder just what the new people might do better...

#### **Informative and interactive communication**

Better web site with more information than most nearby townships. Two newsletters a year.

#### **Strong forward planning**

Several iterations of five year plans, active planning commission, trail committee.

#### **Proactive, not reactive actions**

Initiated many plans over the years: Recycling, natural gas availability, trails, wireless internet, cable wires removal, park proposal, launch ramp improvements, Riggsville Road fire station.

#### **Strong fiscal policy with full disclosure**

The budget is on the web site for all to see and is audited by an independent CPA.

#### **Open communication with all citizens/taxpayers**

Web site, newsletters, surveys, public comment at all meetings. We answer all your phone calls.

#### **Involvement of all citizen/taxpayers in policies, decisions & ordinances**

You're all welcome to come to all meetings. Sure was lots of involvement regarding that park proposal. (As California has shown, referendums are overrated.)

#### **The return of local government to the desires of the community**

Not sure what this means. Did it move to Cheboygan, Lansing or Washington? Or are they talking about the desires of a few unhappy people with a negative, inaccurate campaign.

#### **Improved Quality of life**

They have offered no positions, plans or projects to improve this. Actually, our quality of life in Burt Township is very good. Please re-elect us.

#### **Preservation of water quality in our lake**

The most important thing is keeping our stringent, lake friendly setback and greenbelt zoning and continue pushing for tougher septic system rules on property transfers.

#### **Improvements in our road system**

The current board has given money to the county (Which is responsible for the roads) to make several improvements. Township millage has paid for paving Eaglesnest, Numbers, Service and both Transfer Station Roads and Tar/chip of Feather Lane. A \$47,000 upgrade of Indian Point (dirt road) is scheduled for this summer.

### **The Truth About the Trail**

Unfortunately, the Burt Lake Trail has become a major campaign issue based on serious misrepresentation of reality. Burt Township taxpayers need not worry they'll be saddled forever with "Millions of dollars in maintenance costs" as some candidates and their sponsors have threatened. Here are the facts, from the executives at the responsible organizations:

#### **Maintenance cost of paved shoulders**



Brent Shank, P.E., Engineer/Manager, Cheboygan County Road Commission says "...The Road Commission will be responsible for the maintenance of paved shoulders. Paved shoulders will be maintained as part of normal road maintenance. The paved shoulders in the existing trail will be maintained by the Road Commission."

### **Maintenance cost of non-motorized paths**

Jon Mayes, Manager of the Michigan Natural Resources Trust Fund confirms that our agreement is to just maintain the improvements "For their useful life" which the MNRTF defines as 20 years, maybe less on written request. "Forever" only refers to the corridor, or land easement, which must remain open and available for public recreation in perpetuity. So our financial obligation is limited and manageable, not open ended and immeasurable.

### **Future obligations**

Maintenance costs for Phase I (Maple Bay to Hogsback) are budgeted at \$5,000 (\$1,000 per mile), in 2016 based on our experience and that of accepted authorities on the subject. Future plans to connect all the way to Topinabee will be funded by MDOT or MNRTF grants or the Cheboygan County Road commission's plan to include paved shoulders in upcoming road improvements. Part of the easement through U of M property is in Munro Township, which has agreed to cover their maintenance costs. As with many major projects, there were some needs for improvement. Do to erosion, \$34,000 was spent in 2015 and 2016 to pave three hills. The engineering firm did not charge us for their additional work devoted to these improvements.

The non-motorized trail is the township's major public recreation expense and is very well used. The Parks and Recreation budget accounts for about 5% of the total budget, a small price to allow people to walk, run and ride safely. We're very fortunate to receive capital improvement funds in the millions of dollars while committing to a modest operating and maintenance cost to support healthy recreation.

Please vote on August 2 based on facts and performance, not political misinformation and vague promises.

**VOTE AUGUST 2<sup>ND</sup>**  
**To RE-ELECT**  
**HAROLD KOVIK – Supervisor**  
**DONNA MCDUGALL – Clerk**  
**SHIRLEY REIMANN – Treasurer**  
**EUGENE HODULIK – Trustee**  
**And ELECT**  
**KATIE PARKER – Trustee**

Paid for by Committee to Elect Harold Koviak, Supervisor, 4271 E Burt Lake Rd., Cheboygan MI 49721

Paid for by Committee to Elect Donna McDougall Clerk, 9662 Brutus Rd., Brutus MI 49716

Paid for by Committee to Elect Shirley Reimann, Treasurer, 6681 W Birchwood Rd., Cheboygan MI 49721

Paid for by Committee to Elect Eugene Hodulik, Trustee, 4469 E Burt Lake Rd., Cheboygan MI 49721

Paid for by Committee to Elect Katie Parker, Trustee, 4989 E Burt Lake Rd., Cheboygan, MI 49721



STATE OF MICHIGAN  
RUTH JOHNSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

January 19, 2017

Shirley Reimann  
6681 West Birchwood Road  
Cheboygan, Michigan 49721

Donna McDougall  
96612 Brutus Road  
Cheboygan, Michigan 49716

Harold Koviak  
4271 East Burt Lake Road  
Cheboygan, Michigan 49721

Kathryn Parker  
4989 East Burt Lake Road  
Cheboygan, Michigan 49721

Eugene Hodulik  
4469 East Burt Lake Road  
Cheboygan, Michigan 49721

Dear Ladies and Gentlemen:

The Department of State (Department) has completed its investigation of the complaints filed against each of you by Christian Kindsvatter, which alleged that you violated section 47(1) of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.247(1), by failing to include a complete and correct identification statement on certain campaign-related material. This letter concerns the disposition of Mr. Kindsvatter's complaint.

The MCFA and corresponding administrative rules require a person who produces printed material that relates to an election to include the phrase "Paid for by [name and address of the person who paid for the item]." MCL 169.247(1), R 169.36(2). A knowing violation constitutes a misdemeanor offense punishable by a fine of up to \$1,000.00, imprisonment for up to 93 days, or both. MCL 169.247(6).

The Act also requires the Department to "endeavor to correct the violation or prevent a further violation by using informal methods [.] if it finds that "there may be reason to believe that a violation ... has occurred [.]" MCL 169.215(10). The objective of an informal resolution is "to correct the violation or prevent a further violation [.]" Id.

Shirley Reimann  
Donna McDougall  
Harold Koviak  
Kathryn Parker  
Eugene Hodulik  
January 19, 2017  
Page 2

Mr. Kindsvatter filed his complaint on July 27, 2016, and you filed one written response signed by each of you on August 22, 2016. Mr. Kindsvatter did not file a rebuttal statement with the Department.

Mr. Kindsvatter alleged that you failed to include a paid-for-by statement on your campaign flyer. In support of his complaint, Mr. Kindsvatter provided a copy of the flyer which was titled, "Your Burt Township Board – Serving You With Experience and Dedication [.]". It appeared that you omitted the paid-for-by statement from the flyer.

In your response you stated that your original flyer did not include an identification statement. However, once Mr. Kindsvatter brought the omission to Mr. Koviak's and Mr. Hodulik's attention, Mr. Koviak and Mr. Hodulik contacted the other candidates immediately, and you contacted all of your volunteers and informed them to no longer hand out the flyer. You indicated that prior to the omission being brought to your attention, the flyer had been mailed to some registered voters in your township.

You also stated in your letter that your candidate committees sent a second mailing which included a flyer with a complete and proper paid-for-by statement.

While the Department believes that the evidence tends to show that your original campaign material failed to contain a paid-for-by statement and a technical violation did occur, the Department is satisfied that you took appropriate corrective measures prior to this complaint being filed.

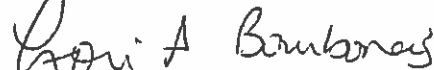
The Department is advising you that section 47(1) and R 169.36(2) require you to print a complete and accurate identification statement on all campaign materials, consisting of the phrase "paid for by" followed by the full name and address of your committee. Note that all printed materials that refer to an election or your candidacy produced in the future must include this identification statement.

Please be advised that this notice has served to remind you of your obligation under the Act to identify your printed matter, and may be used in future proceedings as evidence that tends to establish a knowing violation of the Act. A knowing violation is a misdemeanor offense and may merit referral to the Attorney General for enforcement action. MCL 169.247(6), 215(10).

Shirley Reimann  
Donna McDougall  
Harold Koviak  
Kathryn Parker  
Eugene Hodulik  
January 19, 2017  
Page 3

The Department now considers this matter closed and will take no further action against you at this time.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori A. Bourbonais". The signature is fluid and cursive, with the first name "Lori" being more prominent.

Lori A. Bourbonais  
Bureau of Elections  
Michigan Department of State

c: Christian Kindsvatter