

CHAIRPERSON  
BRYAN CRENSHAW

VICE-CHAIRPERSON  
RYAN SEBOLT

VICE-CHAIRPERSON PRO-TEM  
ROBIN NAEYAERT

LAW & COURTS COMMITTEE  
CAROL KOENIG, CHAIR  
DERRELL SLAUGHTER  
VICTOR CELENTINO  
BRYAN CRENSHAW  
MARK POLSDOFER  
CHRIS TRUBAC  
RANDY SCHAFER

**INGHAM COUNTY BOARD OF COMMISSIONERS**  
*P.O. Box 319, Mason, Michigan 48854 Telephone (517) 676-7200 Fax (517) 676-7264*

THE LAW & COURTS COMMITTEE WILL MEET ON THURSDAY, OCTOBER 10, 2019  
AT 6:00 P.M., IN CONFERENCE ROOM (D & E), HUMAN SERVICES BUILDING, 5303 S.  
CEDAR, LANSING.

Agenda

Call to Order  
Approval of the [September 26, 2019 Minutes](#)  
Additions to the Agenda  
Limited Public Comment

1. Community Mental Health – Medication Assisted Treatment (*Presentation by Ericanne Spence*)
2. Controller's Office – Resolution to Authorize Positions, Contracts and Other Expenses to Increase Treatment Programming for 2020 as Authorized by the [Justice Millage](#)
3. 9-1-1 Center Dispatch – Resolution to Authorize Leases for the Necessary Communication [Towers](#) for the MPSC/Ingham County Radio Communications System Project
4. Sheriff's Office/Health Department – Resolution to Authorize an Agreement with Michigan State University Department of Psychiatry to Provide [Psychiatric Services](#) for Inmates at the Ingham County Jail
5. Sheriff's Office – Resolution to Authorize the Renewal of a Contract with the Michigan Department of Corrections to Rent Up to [50 Beds](#) to the Michigan Department of Corrections
6. Law & Courts Committee – Resolution Submitting to a Vote of the Electorate a Special Millage for Continuing Comprehensive Emergency Telephone Services ([911 Services](#))
7. Board Referrals
  - a. Resolution from the [Iosco County](#) Board of Commissioners Regarding the Trial Court Funding Commission Interim Report
  - b. Resolution 21-2019 from the [Antrim County](#) Board of Commissioners Regarding the Trial Court Funding Commission Interim Report

Announcements  
Public Comment  
Adjournment

**PLEASE TURN OFF CELL PHONES OR OTHER ELECTRONIC DEVICES  
OR SET TO MUTE OR VIBRATE TO AVOID DISRUPTION DURING THE MEETING**

The County of Ingham will provide necessary reasonable auxiliary aids and services, such as interpreters for the hearing impaired and audio tapes of printed materials being considered at the meeting for the visually impaired, for individuals with disabilities at the meeting upon five (5) working days notice to the County of Ingham. Individuals with disabilities requiring auxiliary aids or services should contact the County of Ingham in writing or by calling the following: Ingham County Board of Commissioners, P.O. Box 319, Mason, MI 48854 Phone: (517) 676-7200. A quorum of the Board of Commissioners may be in attendance at this meeting. Meeting information is also available on line at [www.ingham.org](http://www.ingham.org).

LAW & COURTS COMMITTEE  
September 26, 2019  
Draft Minutes

Members Present: Koenig, Celentino, Crenshaw, Polsdofer, Schafer, Slaughter, and Trubac.

Members Absent: None.

Others Present: Treasurer Eric Schertzing, Honorable Donald L. Allen, Jr., Commissioner Thomas Morgan, Councilwoman Jody Washington, Jason Ferguson, Bob Pena, MC Rothhorn, Phillip Kurzeja, Kara Kurzeja, Don Comer, Abigail Harper, John Krohn, Egypt Krohn, Phil Damico, Jim Sikarskie, Matt Lyson, Jodi LeBombard, Morgan Cole, Becky Bennett, Teri Morton, Beth Foster, and others.

The meeting was called to order by Chairperson Koenig at 6:00 p.m. in Personnel Conference Room D & E of the Human Services Building, 5303 S. Cedar Street, Lansing, Michigan.

Approval of the September 12, 2019 Minutes

MOVED BY COMM. CRENSHAW, SUPPORTED BY COMM. SLAUGHTER, TO APPROVE THE MINUTES OF THE SEPTEMBER 12, 2019 LAW & COURTS COMMITTEE MEETING.

THE MOTION CARRIED UNANIMOUSLY.

Additions to the Agenda

1. Sheriff's Office
  - b. Resolution to Enter into an Agreement with the MSU Department of Psychiatry

Limited Public Comment

Commissioner Morgan stated that the County already allowed hens so it made sense to allow ducks. He further summarized the benefits of owning ducks, as well as the resolution language.

Commissioner Morgan stated that Ann Arbor City Council voted unanimously to allow a limited number of ducks. He further stated that progressive communities allowed ducks.

Councilwoman Jody Washington, 1<sup>st</sup> Ward Lansing City Council, stated that she was in favor of amending the ordinance to allow ducks, as her Ward was home to many urban farmers. She further stated that the Board would be doing the East Side of Lansing a great service by passing the resolution.

Councilwoman Washington stated that she was also present to speak on behalf of Joan Nelson, Executive Director of the Allen Community Center, who also supported the resolution as a good step forward for the community.

Commissioner Celentino asked if the City of Lansing had anything on the books regarding ducks.

Councilwoman Washington stated that the City deferred to the County on that.

Bob Pena, Eastside Resident and Urban Agronomist, spoke in favor of the duck resolution and asked the Board of Commissioner to consider it.

Phillip and Kara Kurzeja, Lansing Residents, spoke in favor of the duck resolution, pointing out the benefits of duck eggs.

MC Rothhorn, Lansing Resident, spoke in favor of the duck resolution, pointing out the human component in the equation.

Don Comer, Community Member, spoke in favor of the duck resolution, specifically the importance of connecting kids with nature and reducing the barriers to self-sufficiency in the community.

Abigail Harper, MSU Extension, spoke in favor of the duck resolution and stated that she was excited to play a role in the education process to support community health.

John Krohn, Lansing Resident, spoke in favor of the duck resolution, thanking Commissioner Morgan and Councilwoman Washington and stressing the importance of food security and sovereignty. He further stated that he and his wife gathered many signatures and ran into very little opposition.

Egypt Krohn, Lansing Resident, spoke in favor of the duck resolution, speaking to the importance of urban agriculture and the contribution the resolution would have to neighborhood momentum. She provided 144 signatures to the Committee.

Phil Damico, Eastside Resident, spoke in favor of the duck resolution, and asked the Commissioners to consider what they would say if it was their families who could have something that was a health and financial benefit to them, and could also feed them.

**MOVED BY COMM. SCHAFER, SUPPORTED BY COMM. CRENSHAW, TO APPROVE A CONSENT AGENDA CONSISTING OF THE FOLLOWING ITEMS:**

2. Circuit Court
  - a. Resolution to Accept the FY 2020 Swift and Sure Sanctions Probation Program Grant, Continue the Grant Funded Three-Quarter Time SSSPP Case Management Coordinator Position and Enter into Subcontracts
  - b. Resolution to Accept the FY 2020 Michigan Mental Health Court Program Grant, Continue the Grant Funded Three-Quarter Time Mental Health Court-Court Services Coordinator Position and the Full-Time Mental Health Court-Case Coordination Specialist Position, and Enter into Subcontracts

3. Probate Court – Resolution to Authorize Conversion of the Part-Time Deputy Probate Register III Position to Full-Time
4. Community Corrections – Resolution to Authorize Notice to Sentinel Offender Services, LLC that Justice Millage Funds Have Been Allocated and are Available to Continue Electronic Monitoring Services for Indigent Users through September 30, 2019
5. 55<sup>th</sup> District Court – Resolution to Authorize the Reorganization of the 55<sup>th</sup> District Court
7. Controller’s Office – Resolution Authorizing Adjustments to the 2019 Ingham County Budget

THE MOTION CARRIED UNANIMOUSLY.

THE MOTION TO APPROVE THE ITEMS ON THE CONSENT AGENDA CARRIED UNANIMOUSLY.

1. Sheriff’s Office
  - a. Resolution to Authorize the Renewal of a Contract with the Michigan Department of Corrections to Rent Up to 50 Beds to the Michigan Department of Corrections

MOVED BY COMM. CRENSHAW, SUPPORTED BY COMM. SLAUGHTER, TO APPROVE THE RESOLUTION.

Commissioner Crenshaw stated that since he joined the Board of Commissioners, he opposed having this in the budget. He further stated that the way the program operated, the revenue was not guaranteed.

Commissioner Crenshaw asked how many beds were rented daily.

Jason Ferguson, Chief Deputy, stated that the jail averaged 35 MDOC inmates daily throughout the year.

Discussion.

Commissioner Crenshaw stated that the possibility of MDOC pulling out was troubling to him. He asked what would happen if they pulled out.

Mr. Ferguson stated that he was not the one to speak to that.

Teri Morton, Deputy Controller, stated that the Controller’s Office was aware of the possibility that the contract could go away and if that were the case, the revenue would be eliminated. She further stated that it did not harm the County to take the money at this point.

Ms. Morton stated that they did not plan to continue the contract in the new jail.



Ms. Morton asked what additional information would be helpful. She further stated that without this contract they would need to come up with \$447,000 for next year's budget.

Commissioner Polsdofer stated that he would like to see more information for the Finance Committee. He further stated that he was concerned that the contract amount had not been adjusted for inflation.

Commissioner Schafer stated that he also wanted to know about any implications due to the State budget.

1. Sheriff's Office
  - b. Resolution to Enter into an Agreement with the MSU Department of Psychiatry

MOVED BY COMM. CRENSHAW, SUPPORTED BY COMM. SLAUGHTER, TO APPROVE THE RESOLUTION.

Commissioner Crenshaw stated that it was troubling that the County paid out money that was not approved by the Board of Commissioners and signed by the Chairperson. He asked who authorized the payments for this to happen.

Ms. Morton stated that Jared Cypher, Deputy Controller, was looking into what went wrong and what needed to get fixed within the process.

Commissioner Crenshaw asked who signed the vouchers.

Mr. Ferguson stated that the people who could help answer that could not be present tonight and that he was not sure how the process was established.

Ms. Morton stated that Anne Scott would be at the Human Services and Finance Committee meetings to discuss this item.

Commissioner Slaughter asked if MSU ever reached out to ask about the contract.

Mr. Ferguson stated that both parties were still operating as if the contract was in place, but that it was still unclear how it was facilitated in the first place.

Commissioner Schafer asked why Community Mental Health (CMH) no longer offered psychiatric assessments and treatment plans in the jail.

Chairperson Koenig stated that it was her understanding that CMH was not able to keep a professional in place. She further stated that it is difficult to find and keep and Psychiatrist on staff.

Commissioner Schafer asked if the Psychiatrist worked eight hours per week.

Ms. Morton stated that that number was per week.

Commissioner Schafer stated that he noticed the rate was \$149 per hour and that he wanted to make sure the County was not being too generous with millage funds and spending more than necessary.

MOVED BY COMM. CRENSHAW, SUPPORTED BY COMM. SCHAFFER, TO TABLE THE RESOLUTION.

THE MOTION CARRIED UNANIMOUSLY.

6. Law & Courts Committee – Resolution to Adopt an Ordinance Amending the Ingham County Animal Control Ordinance to Permit Keeping Ducks in Non-Agricultural Areas (*Discussion*)

Dr. James Sikarskie, DVM, MS, DACZM, MSU Zoo and Wildlife Veterinarian, retired, gave a presentation addressing the implications to the animals and people of Ingham County should the proposed ordinance amendment be adopted.

Chairperson Celentino stated that he felt that if a person wanted to raise ducks and was passionate and excited that they would educate themselves to best care for the ducks. He further stated that he did not think responsible owners were being given enough credit.

Dr. Sikarskie stated that he agreed that in an ideal world everyone who was interested in raising ducks would properly educate themselves on how to properly care for ducks.

**Commissioner Crenshaw asked staff to provide the Committee members with the questions/materials the two speakers were given in order to prepare for the meeting.**

Dr. Sikarskie stated that if ducks were fed and housed correctly, keeping them in an urban environment was possible for the people who would educate themselves and put forth the effort.

Commissioner Slaughter asked what the ideal situation was for backyard ducks.

Dr. Sikarskie stated that ideally one thing would be a pond in the backyard.

Commissioner Crenshaw left the room at 7:02 p.m.

Commissioner Schafer stated that he grew up on a farm and saw firsthand the benefits of raising animals. He further stated that he was strongly in favor of educating people and letting them have the choice.

Commissioner Crenshaw returned at 7:04 p.m.

Chairperson Koenig asked if it would be beneficial to add a requirement for a fresh water source.



Dr. Sikarskie stated that it would be.

Chairperson Koenig stated that it was important to identify things that animal control could enforce.

Chairperson Koenig asked about the ideal substrata for ducks.

Dr. Sikarskie stated that grass was ideal.

Chairperson Koenig asked how old baby ducks were when they could swim.

Dr. Sikarskie stated that baby ducks could swim at about five to six weeks old.

Discussion.

Chairperson Koenig thanked Dr. Sikarskie.

Matthew Lyson, Michigan Duck Rescue and Sanctuary, gave a presentation addressing the implications to the animals and people of Ingham County should the proposed ordinance amendment be adopted.

Commissioner Schafer asked where the Michigan Duck Rescue and Sanctuary was located.

Mr. Lyson stated that they were in Salem Township. He further stated that they would be moving to a new facility next year.

Mr. Lyson said that a big part of the problem was people buying ducks on impulse and without enough information.

Commissioner Schafer asked if the Sanctuary euthanized ducks.

Mr. Lyson stated that they did not unless it was a last resort and that they had successfully rehabbed many severely injured ducks.

Chairperson Koenig asked what should be included in a duck ordinance, regarding winter care. She asked if ducks needed a heated coop.

Mr. Lyson stated that they needed a wind break.

Chairperson Koenig thanked Mr. Lyson.

### Announcements

None.

## Public Comment

Mr. Kurzeja thanked Dr. Sikarskie and Mr. Lyson for coming. He further stated that they could all agree that people who want to have ducks need to do it right.

Discussion.

Mr. Lyson stated that he would invited anyone to check out the Sanctuary. He further stated that the people who came to speak in favor of the duck resolution would probably do a great job, but that it was the other 90% who would not.

Mr. Kurzeja stated that those people were already buying and neglecting ducks.

Discussion.

Chairperson Koenig asked if the Sanctuary had a website.

Mr. Lyson stated that the website was [www.michiganduckrescueandsanctuary.com](http://www.michiganduckrescueandsanctuary.com), but that the Facebook page was much more up to date.

Ms. Krohn stated her understanding was that there were option for urban duck owners to have their ducks slaughtered in facilities that were not residences. She further stated that it was not her intent to say that duck and chickens were the same, merely that the same sorts of considerations must be made event though they play out in different ways.

Ms. Krohn stated that her experience growing up on a rural farm was foundational to who she was as a person and that she did not think it was right to deny those experiences to our urban youth. She further stated that there were many ways to accomplish allowing ducks in urban areas in a safe a sensible way.

Jodi LeBombard, Animal Control Director, stated that she was neutral on the resolution. She further stated that her main concern if it passed was to have a plan in place and adequate staff and housing.

Chairperson Koenig asked if there were chickens in the shelter.

Ms. LeBombard stated that there were.

Ms. Harper stated that there were representatives from organizations that provided agriculture education in Lansing present at the meeting who could be a resource. She further stated that she agreed that uneducated, ignorant people did make poor decisions about animal welfare, but that those were not the kind of people in the room tonight.

Ms. Harper stated that the MSU Extension, Land Bank, Garden Project, Allen Neighborhood Center, Northwest Initiative all had resources to develop comprehensive educational programs to help people make good decisions.

Chairperson Koenig asked Ms. Harper and the other advocates to put a fact sheet together to educate people who want to raise ducks.

Councilwoman Washington stated that she was still one hundred percent behind the duck ordinance. She further stated that very few people would want to do this other than the serious urban farmers and she encouraged the Committee to pass a duck resolution with the appropriate language to ensure the safety of the ducks.

Mr. Lyson asked if it was possible to single these groups out who have the knowledge for some type of licensure or membership group that required mandatory education or something to that effect to weed out people who might act impulsively getting ducks.

Chairperson Koenig stated that the County policy would be overarching and then the municipalities could be more specific.

Mr. Krohn stated that no one was more concerned about duck welfare than the people who showed up to speak in favor of the resolution.

#### Adjournment

The meeting was adjourned at 7:34 p.m.

**OCTOBER 10, 2019 LAW & COURTS AGENDA  
STAFF REVIEW SUMMARY**

**RESOLUTION ACTION ITEMS:**

**The Deputy Controller recommends approval of the following resolutions:**

2. *Controller's Office – Resolution to Authorize Positions, Contracts and Other Expenses to Increase Treatment Programming for 2020 as Authorized by the Justice Millage*

The 2020 budget includes \$1,024,000 for programming from the Justice Millage. This resolution will authorize continuation of the programming authorized by R18-497 for 2019 (totaling \$891,853 for 2020), as well as additional funds to provide a Program Manager for Community Mental Health Correctional Assessment and Treatment Services (CATS) (\$104,651) and funding to augment the Circuit Court/Pretrial Services Expansion (\$12,977).

See memo for details.

3. *9-1-1 Center Dispatch – Resolution to Authorize Leases for the Necessary Communication Towers for the MPSCS/Ingham County Radio Communications System Project*

As part of the Public Safety Radio System Replacement project authorized by Resolution 18-550, the Michigan Public Safety Communication System (MPSCS), Ingham County 9-1-1, and Motorola have identified the communication towers and the estimated costs associated with leases for these towers for the MPSCS/Ingham County Radio Communications System Project. Five of the nine towers will have no financial impact. Of the remaining four towers, two of those are existing leases that will continue to be paid under the current leases. The current leases account for a 3% annual increase. Increases in lease rates will occur when additional equipment is added to these tower sites. The tower at M52 is a change but was chosen over an existing tower for its condition. The financial impact is yet to be determined and will be negotiated with the owner but is estimated to be \$3,000 per month. The new tower in our system on Haslett Road is being procured to address coverage issues experienced in the northeast portion of Ingham County. The financial impact is not finalized but estimated to be \$3,000 per month.

This resolution will authorize the expenditure of funds for the costs associated with leases for the MPSCS/Ingham County Radio Communications System Project for the nine Ingham County Communication Towers listed on the resolution. The resolution will also authorize the 9-1-1 Director and Ingham County to negotiate any no cost contract/lease documents necessary for the tower leases on government or privately owned communication towers for the MPSCS/Ingham County Radio Communications System Project.

See memo for details.

4. *Sheriff's Office/Health Department – Resolution to Authorize an Agreement with Michigan State University Department of Psychiatry to Provide Psychiatric Services for Inmates at the Ingham County Jail*

This resolution will authorize the renewal of a contract with the MSU Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident, for up to eight hours weekly at the rate of \$149 per hour for a total budget not to exceed \$61,984 with up to \$61,984 from the General Fund and/or Health Services Millage for the time period of November 1, 2018 through October 31, 2019. Since expiration of the most recent contract on October 31, 2018, services have been continuing and invoices have continued to be paid.

See memo for details.

This item was tabled at the September 26, 2019 Law and Courts Committee meeting.

5. *Sheriff's Office – Resolution to Authorize the Renewal of a Contract with the Michigan Department of Corrections to Rent Up to 50 Beds to the Michigan Department of Corrections*

This resolution will authorize the renewal of an agreement with the Michigan Department of Corrections to rent up to 50 jail beds as needed, at a cost of \$35.00 per day per bed, effective October 1, 2019 through September 30, 2020. Estimated revenue is \$447,125, and is anticipated in the 2020 budget.

This item failed at the September 26, 2019 Law and Courts Committee meeting and was tabled at the October 2, 2019 Finance Committee meeting.

6. *Law & Courts Committee – Resolution Submitting to a Vote of the Electorate a Special Millage for Continuing Comprehensive Emergency Telephone Services (911 Services)*

This resolution will authorize submitting to a vote of the electorate the renewal of the special millage providing comprehensive emergency telephone services on the March 10, 2020 ballot. Authorization for the most recent millage renewal expires on December 31, 2019. This millage is projected to provide around \$6.5 million in revenue for 2020.

See memo for details.

**PRESENTATION:**

1. Community Mental Health – Medication Assisted Treatment (Ericanne Spence)

## Agenda Item 2

**TO:** Board of Commissioners Law & Courts, County Services and Finance Committees  
**FROM:** Teri Morton, Deputy Controller  
**DATE:** October 3, 2019  
**SUBJECT:** Resolution to Authorize Positions, Contracts and Other Expenses to Increase Treatment Programming for 2020 as Authorized by the Justice Millage  
For the meeting agendas of October 10, 15 and 16

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### **BACKGROUND**

On August 7, 2018, Ingham County voters approved the Justice Millage. In addition to providing funding for a new Justice Complex, the millage language authorized funding for “programming for the treatment of substance addictions, treatment of mental illness, and reduction of re-incarceration among arrested persons.”

Resolution 18-497 authorized the expenditure of up to \$911,242 in millage funds for the time period January 1 through December 31, 2019.

Programs funded in 2019 included \$452,650 to expand Community Mental Health Correctional Assessment and Treatment Services (CATS) by funding three full time mental health therapists, one full time nurse case manager, and one full time mental health secretary; \$120,600 to fund Community Based Programs; \$95,000 to continue the Ingham County Health Department Pathways to Care Program; \$99,000 to expand Jail Programming Services’ and \$175,377 to expand Circuit Court/Pretrial Services by funding a Pretrial Services Clerk and a Pretrial Services Investigator.

Attached for your information is R18-497, which provides additional information for each program.

At the July 11 Law and Courts Committee meeting, The Committee directed that 2019 programs be continued in 2020. Staff was to prepare costs for the current programs and recommend proposals to the committee for the use of any funds from the 2020 allocation of \$1,024,000.

The cost of continuing current programs at \$891,853. This leaves an additional \$132,147 to use for new or expanded programming.

New requests were received from CATS and Circuit Court/Pretrial Services, and are detailed under “Financial Impact.”

### **ALTERNATIVES**

There are many beneficial services and programs that could qualify under the millage language to treat substance addictions, mental illness, and reduce recidivism. After much consideration, the programs presented here address the priorities developed by the Law and Courts Committee and the work group at this time.

### **FINANCIAL IMPACT**

Continuation of current programs will total \$891,853, with all costs to be paid from proceeds of the Justice Millage.

The 2020 costs are as follows:

- Community Mental Health Correctional Assessment and Treatment Services (CATS): \$451,963 to fund three full time mental health therapists to provide mental health therapy and case management services and to coordinate care and increase collaboration at the Ingham County Jail, one full time nurse case manager to work directly in partnership with the Ingham County Health Department/Jail Medical, to integrate behavioral health and physical health care, and one full time mental health secretary to provide clerical support for these services.
- Community Based Programs: \$100,600 to fund electronic monitoring, substance abuse assessment and psychological evaluation, day reporting, and MRT – Cognitive Behavioral Change.
- Ingham County Health Department Pathways to Care Program: \$91,810 to continue previously grant funded services in a client-centered approach to inmates who have a current or past history of opioid use.
- Ingham County Sheriff's Office/Jail: \$99,000 to fund Break Out/MRT, trauma centered yoga, restorative justice, inmate garden initiative, educational DVDs, and seeking safety.
- Circuit Court/Pretrial Services: \$148,480 to fund a Pretrial Services Clerk and a Pretrial Services Investigator.

New requests for 2020 are as follows:

- Community Mental Health Correctional Assessment and Treatment Services (CATS): \$104,651 be used to fund a full time Program Manager to assist in the direct management of Jail Re-entry; inclusion in the Ingham County Health Department Medication Assisted Treatment initiative; and manage Jail Diversion activities, both of which include community liaison and development of the services necessary for re-entry purposes. This position will also include management of a to-be-developed outpatient program in the Holt/Lansing area, which would serve Re-entry consumers and individuals initiated on MAT who require ongoing substance use disorder therapy. (Attachments #1 and #B2)
- Circuit Court/Pretrial Services program enhancements totaling \$12,977. (Attachment #3)

Total costs for continuation of current programs and new requests would be \$1,009,481 which is within the 2020 allocation of \$1,024,000.

### **STRATEGIC PLANNING IMPACT**

This resolution supports the overarching long-term objective of providing user friendly, accessible facilities and quality infrastructure, specifically section E 1. (b) of the Action Plan – Develop strategies to finance with new revenue a modern new Ingham County Jail this is more humane, efficient and cost effective with appropriate security levels, programming and staffing.

### **OTHER CONSIDERATIONS**

The allocated funds for programming from the millage are subject to approval and appropriation by the Board of Commissioners each year. Programs created in this first year will not necessarily be continued in upcoming years.

### **RECOMMENDATION**

Based on the information presented, I respectfully recommend approval of the attached resolution.

Introduced by the Law & Courts, County Services and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO AUTHORIZE POSITIONS, CONTRACTS AND OTHER EXPENSES TO  
INCREASE TREATMENT PROGRAMMING AS AUTHORIZED BY THE JUSTICE MILLAGE**

**RESOLUTION # 18 – 497**

WHEREAS, on August 7, 2018 the electorate of Ingham County approved the Justice Millage; and

WHEREAS, in addition to providing funding for a new Justice Complex, the millage language authorized funding for “programming for the treatment of substance addictions, treatment of mental illness, and reduction of re-incarceration among arrested persons”; and

WHEREAS, the Law and Courts Committee held several discussions at meetings in 2017 and 2018 concerning the types of treatment programming to be authorized; and

WHEREAS, a workgroup consisting of representatives from 30<sup>th</sup> Circuit Court, 55<sup>th</sup> District Court, Community Corrections, Community Mental Health, Ingham County Health Department, Ingham County Sheriff’s Office, the Board of Commissioners Office and the Controller’s Office have developed a proposed budget for the expenditure of up to \$911,242 in millage funds for the time period January 1 through December 31, 2019; and

WHEREAS, the workgroup recommended to leave a small portion of the entire allocated amount of \$1 million unallocated, providing budget flexibility to allow possible changes or additions once the new programming is underway; and

WHEREAS, this budget proposal is consistent with the direction of the Law and Courts Committee and the millage language.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby authorizes a budget of up to \$911,242 for the following treatment programs:

- Community Mental Health Correctional Assessment and Treatment Services (CATS): \$452,650 to fund three full time mental health therapists to provide mental health therapy and case management services and to coordinate care and increase collaboration at the Ingham County Jail, one full time nurse case manager to work directly in partnership with the Ingham County Health Department/Jail Medical, to integrate behavioral health and physical health care, and one full time mental health secretary to provide clerical support for these services. (See attachment #1 and attachment #B2)
- Community Based Programs: \$120,600 to fund electronic monitoring, substance abuse assessment and psychological evaluation, day reporting, and MRT – Cognitive Behavioral Change. (See attachment #2)
- Ingham County Health Department Pathways to Care Program: \$95,000 to continue previously grant funded services in a client-centered approach to inmates who have a current or past history of opioid use. (See attachment #3).



- Ingham County Sheriff's Office/Jail: \$99,000 to fund Break Out/MRT, trauma centered yoga, restorative justice, inmate garden initiative, educational DVDs, and seeking safety. (See attachment #4)
- Circuit Court/Pretrial Services: \$175,377 to fund a Pretrial Services Clerk and a Pretrial Services Investigator. (See attachment #5)

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes creation of a new Pretrial Services Investigator position, ICEA Professional 06 (salary range \$47,619, to \$57,164), and a Pretrial Services Clerk position, UAW/C (salary range \$30,391 to \$36,171), effective January 1, 2019, to be funded by proceeds of the Justice Millage.

BE IT FURTHER RESOLVED, that position number 601504, Community Health Worker, be increased from part-time to full-time effective January 1, 2019.

BE IT FURTHER RESOLVED, that 50% of funding for position 601504 will be provided from proceeds of the Justice Millage from January 1, 2019 through May 28, 2019.

BE IT FURTHER RESOLVED, that 100% of funding for position 601504 and 25% of funding for position 601502 (Program Specialist) will be provided from proceeds of the Justice Millage from May 29, 2019 through December 31, 2019.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes a contract not to exceed \$452,650 with the Community Mental Health Authority of Clinton, Eaton, and Ingham Counties (CMH) for services as described in Attachment #1 for the period of January 1, 2019 through December 31, 2019.

BE IT FURTHER RESOLVED, that funds for this contract with CMH will come from the Justice Millage.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary adjustments to the 2019 budget and position allocation list.

BE IT FURTHER RESOLVED, that the Board Chairperson is hereby authorized to sign any necessary documents consistent with this resolution and upon approval as to form by the County Attorney.

**LAW & COURTS: Yeas:** Crenshaw, Hope, Celentino, Banas, Slaughter, Maiville  
**Nays:** None **Absent:** Schafer **Approved 11/15/2018**

**COUNTY SERVICES: Yeas:** Nolan, Sebolt, Grebner, Celentino, Hope, Maiville  
**Nays:** None **Absent:** Naeyaert **Approved 11/20/2018**

**FINANCE: Yeas:** Grebner, Crenshaw, Tennis, Slaughter, Triplett, Schafer  
**Nays:** None **Absent:** Morgan **Approved 11/20/2018**

## Community Mental Health Millage Proposal Correctional Assessment & Treatment Services (CATS)

- **Three full time mental health therapist (approximately \$225,000)** to provide mental health therapy and case management service.
  - Provide weekly therapy to clients who are exhibiting mental health symptoms, co-occurring disorders or adjustment issues.
  - Facilitation of weekly coping skills groups to be determined based on jail need.
  - Offer weekly therapy to juveniles (14-16 yr olds) and youthfals (17 yr olds). Both juveniles and youthfals cannot access current proگرامing due to housing restrictions within the jail. Possibility to facilitate group therapy for youthfals.
  - Follow up with those whom are housed in specialized observation housing within the jail and when appropriate work with client to help integrate in general population.
  - Develop a transitional plan by linking with CMH and/or community resources upon release, increase collaboration and created a successful transition plan when exiting the jail.
  - Service client who do not currently meet behavioral health programming criteria (short jail stays, outside funding area).
  
- **One full time nurse case manager (approximately \$96,000)** to work directly in partnership with jail medical services, integrate behavioral health and physical health care between existing agencies, take orders from the psychiatrist, help manage medications for those connected with CMH and/or another mental health provider, coordinate withdrawal protocol/risk and develop transitional plan into the community.
  
- **One full time mental health secretary (approximately \$55,000)** to provide clerical support, process all needed paperwork and take referral information relating to mental health programming as well as support the collaborative efforts with jail medical in regards to the nurse case manager.

\*\*\*budget includes salary, fringe benefits, administrative and IT supports, etc. \*\*\*



## **COMMUNITY BASED PROGRAMS - MILLAGE PROPOSAL**

### **Electronic Monitoring:** **\$20,000**

Electronic monitoring (EM) is a highly productive resource, capable of directly reducing the jail population while maintaining public safety. Offenders receive intense supervision by utilizing a variety of monitoring devices that can provide a broad range of supervision parameters based on the individual user. EM is used in pretrial supervision, as an alternative to incarceration while under the Sheriff's jurisdiction, saves jail resources that would otherwise be used for inmates who are hospitalized, and increases supervision and monitors probationers for alcohol use. These funds would supplement the annual County general fund allocation (\$50,000 for FY2018)

### **Substance Abuse Assessments and Psychological Evaluations** **\$10,000**

Substance Abuse Evaluations determine if the individual has a drug or alcohol addiction, the extent of the addiction, if there are any co-occurring conditions, including any physical or mental health concerns, or any other drug use, the extent the addiction affects the person's life, and provides an understanding of the person and their circumstances. Psychological Evaluations determine the severity of a specific mental health concern or to determine an individual's capacity for adequate functioning. Assessments and evaluations are required to develop a sentence that include appropriate treatment and programming.

### **Day Reporting:** **\$52,000**

This program provides an additional layer of monitoring and supervision in the community; and, based on individual need, addresses a wide array of fundamental needs such as employment and housing to successful integration into the community. On-site evidence-based groups include Cognitive Behavioral Therapy, Dialectical Behavior Therapy, Seeking Safety, Anger Management, Conflict Resolution, and Financial Literacy. AA and NA groups also meet onsite. Expanding this State funded Community Corrections program will increase the number of offenders served, including those not be eligible under State MDOC approved criteria.

### **MRT – Cognitive Behavioral Change** **\$18,600**

Moral Reconciliation Therapy (MRT) is a systematic treatment strategy to decrease recidivism among adult criminal offenders by using 16 objectively defined steps focusing on seven basic treatment issues to promote positive change. Expanding this State funded Community Corrections program will increase the number of offenders served, including those not be eligible under State MDOC approved criteria.

<b><u>TOTAL</u></b>	<b><u>\$100,600</u></b>
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Ingham County Health Department Pathways to Care Program

Via our Pathways to Care program, the Ingham County Health Department provides services in a client-centered approach to inmates who have a current or past history of opioid use. A Community Health Worker (CHW) provides services during incarceration as well as after release. In the Pathways model, the CHW is supportive advocate to connect to resources and assuring transition into the community with appropriate support for recovery. The Pathways CHW is also an integral part of the case management team for the specialty courts. Currently a grant supports the positions required for this work, including a 0.5 FTE CHW, for a limited time. Our pilot project will end in 2019 unless continued funding is secured. We propose increasing the CHW to full-time to provide services to more clients as well as to continue the expansion of types of services provided. A full-time CHW might also allow us to expand our participation with the Specialty Court teams (we currently only work with the 55th District Court teams).

During incarceration, we provide:

- Support through in-person visits
- Connection to services in the jail for treatment and educational opportunities
- A plan of care for release including connection to agencies that offer support, services and treatment.
- Enrollment in health coverage
- Connection to Medically assisted treatment providers (methadone, suboxone, and Vivitrol) before you are released

After release we assist for up to 6 months by:

- Connecting to doctors, dentists, and other healthcare providers
- Finding community resources for housing, food, clothing and treatment
- Working with clients to understand basic health information needed to make quality health decisions.
- Working with clients to find resources for food, housing, employment, clothing, etc.
- Linking clients to recovery resources in your area, including treatment and counseling
- Access to naloxone for clients, their families, and/or friends.

## Ingham County Jail Education Programming

### **SEEKING SAFETY**

**Program price: \$20,800.00**

The Seeking Safety program is an evidenced-based present-focused counseling model to help people attain safety from trauma and/or substance abuse. The program will serve both male and female inmates, providing two sessions per gender per week at a rate of \$200 per session.

### **TRAUMA CENTERED YOGA**

**Program price: \$10,400.00**

Trauma Centered Yoga is a very specific protocol of evidence based treatment designed for people who have experienced 'complex trauma/PTSD', and has been found to be useful as an adjunct to Cognitive Behavioral Therapy (Seeking Safety). The program will serve both male and female inmates, providing one session per gender per week at a rate of \$200 per session.

### **BREAK OUT**

**Program price: \$42,000.00**

This program is based on Moral Reconciliation Therapy (MRT) which is a form of cognitive-behavioral programming that focuses on recovery from substance misusing, abusing and dependent behaviors, identifying thinking errors that led to criminogenic thinking and identify goals to achieve once released. The program will serve both male and female inmates, providing two sessions per gender per week at a rate of \$200 per session.

### **RESTORATIVE JUSTICE**

**Program price: \$20,800.00**

The Restorative Justice Program offers inmates an opportunity to take accountability and repair the harm done by their crimes, while teaching mediation, conflict resolution, and problem solving. The program will serve both male and female inmates, providing one session per gender per week at a rate of \$200 per session.

### **INMATE INITIATIVES**

**PROGRAM PRICE: \$2000.00**

The Inmate Garden Initiative: There is strong evidence pointing to the importance of education in reducing recidivism. In addition to the classroom programs offered at the Ingham County Jail, education will be taking place outside by way of a vegetable garden. Inmates will be taught new skills such as how to use garden tools, prepare land, plant seeds and plants, and read planting information. There are items that need to be purchased yearly in order to sustain the garden such as seeds, plants and garden tools.

### **INMATE INITIATIVES**

**PROGRAM PRICE: \$3000.00**

Educational DVD's: These DVD's would assist inmates in increasing their chances of making a successful transition to the community, overcoming barriers to employment and building their motivation and self-esteem.

PROPOSAL FOR PROGRAMMING OPTIONS AND COSTS ESTIMATES  
JAIL COMPLEX MILLAGE

Currently, approximately 40% of the inmates in the Ingham County jail are felony pretrial detainees. Expanding the current staffing to provide more risk assessment and supervision services for pretrial inmates will further promote the national movement toward using preventative detention only for individuals who are at a high risk of committing another offense or of failing to appear to court. The Ingham County Pretrial Services Division could provide these services with the addition of the following full-time positions:

Pretrial Services Clerk	\$75,398.00
Pretrial Services Investigator	<u>\$99,979.00</u>
Total	<u>\$175,195.00</u>

The costs listed are inclusive of salary, fringes, and IT costs.

Introduced by the Law & Courts, County Services and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO AUTHORIZE POSITIONS, CONTRACTS AND OTHER EXPENSES TO INCREASE TREATMENT PROGRAMMING FOR 2020 AS AUTHORIZED BY THE JUSTICE MILLAGE**

WHEREAS, on August 7, 2018 the electorate of Ingham County approved the Justice Millage; and

WHEREAS, in addition to providing funding for a new Justice Complex, the millage language authorized funding for “programming for the treatment of substance addictions, treatment of mental illness, and reduction of re-incarceration among arrested persons”; and

WHEREAS, the Law and Courts Committee held several discussions at meetings in 2017 and 2018 concerning the types of treatment programming to be authorized; and

WHEREAS, a workgroup consisting of representatives from 30<sup>th</sup> Circuit Court, 55<sup>th</sup> District Court, Community Corrections, Community Mental Health, Ingham County Health Department, Ingham County Sheriff’s Office, the Board of Commissioners Office and the Controller’s Office developed a proposed budget for the expenditure of up to \$911,242 in millage funds for the time period January 1 through December 31, 2019, which was approved by Resolution 18-497; and

WHEREAS, the 2020 budget allocates \$1,024,000 in programming funding from the Justice Millage; and

WHEREAS, the Law and Courts Committee directed that current programs be continued and proposals be sought for the use of any additional available funding from the 2020 budgeted allocation.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby authorizes a 2020 budget of up to \$891,853 from the Justice Millage to continue the following treatment programs:

- Community Mental Health Correctional Assessment and Treatment Services (CATS): \$451,963 to fund three full time mental health therapists to provide mental health therapy and case management services and to coordinate care and increase collaboration at the Ingham County Jail, one full time nurse case manager to work directly in partnership with the Ingham County Health Department/Jail Medical, to integrate behavioral health and physical health care, and one full time mental health secretary to provide clerical support for these services.
- Community Based Programs: \$100,600 to fund electronic monitoring, substance abuse assessment and psychological evaluation, day reporting, and MRT – Cognitive Behavioral Change.
- Ingham County Health Department Pathways to Care Program: \$91,810 to continue previously grant funded services in a client-centered approach to inmates who have a current or past history of opioid use.
- Ingham County Sheriff’s Office/Jail: \$99,000 to fund Break Out/MRT, trauma centered yoga, restorative justice, inmate garden initiative, educational DVDs, and seeking safety.
- Circuit Court/Pretrial Services: \$148,480 to fund a Pretrial Services Clerk and a Pretrial Services Investigator.



BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners hereby authorizes a 2020 budget of up to \$12,977 for enhancements to the Circuit Court/Pretrial Services program as detailed in Attachment #3.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners hereby authorizes a 2020 budget of up to \$104,651 from the Justice Millage for additional funding for Community Mental Health Correctional Assessment and Treatment Services (CATS) to be used to fund a full time Program Manager to assist in the direct management of Jail Re-entry; inclusion in the Ingham County Health Department Medication Assisted Treatment initiative; and to manage Jail Diversion activities, both of which include community liaison and development of the services necessary for re-entry purposes (Attachment #1).

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes a contract not to exceed \$556,614 with the Community Mental Health Authority of Clinton, Eaton, and Ingham Counties (CMH) for services as described in Attachment #B2 for the period of January 1, 2020 through December 31, 2020.

BE IT FURTHER RESOLVED, that funds for this contract with CMH will come from the Justice Millage.

BE IT FURTHER RESOLVED, that staff will provide reports in July 2020 providing information about achievements and effectiveness.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary adjustments to the 2020 budget consistent with this resolution.

BE IT FURTHER RESOLVED, that the Board Chairperson is hereby authorized to sign any necessary documents consistent with this resolution and upon approval as to form by the County Attorney.

Justice Behavioral Health Millage  
CMHA-CEI/CATS Proposed Expansion of Staffing  
January 1, 2020

**Background and current program**

- JBH added **three full time mental health therapist** (MHT) to provide mental health therapy and case management service (hire dates: 3/11/19, 5/6/19, 5/13/19).
  - JBH MHT is providing weekly therapy to current clients who are exhibiting mental health symptoms, co-occurring disorders or adjustment issues to **approximately 45 individuals**.
  - JBH MHT have added three weekly Anger Management Groups (male/female), one Positive Thinking Group (male), two Coping Skills group (male) and two Dialectical Behavioral Groups (male/female). The majority of these groups are on Sundays and evenings – allowing clients to attend more programming. Currently JBH has **eight groups with 18-20 individuals in each group**. There will be one more Coping Skills groups (male) added by the end of the year
  - JBH MHT offers weekly therapy to all juveniles and youthfals (14-17 year olds). JBH currently provides **weekly therapy to three juveniles and three youthfals**. Traditionally, these populations has not had access ongoing therapy. **JBH does consider juveniles and youthfals a priority population**.
  - JBH MHT and our Nurse Care Manager develop transitional plans by linking clients with CMH and/or community resources upon release.
  - JBH MHT are providing behavioral health services to **all of those whom may not qualify for other programming** due to short jail stays, outside funding area, etc.
  
- JBH added **one full time nurse case manager** (hire date 4/15/19).
  - JBH RN works directly in partnership with the ICHD/Jail Medical which includes weekly meeting to reduce duplication of effort and to create a more successful transition process for all interested clients exiting the jail.
  - JBH RN also integrates behavioral health and physical health care between providers, takes orders from the psychiatrist, helps manage medications for those connected with CMH and/or another mental health provider, coordinate withdrawal protocol/risk and develops transitional plan into the community.
  - JHB RN runs daily booking and release reports. RN then identifies known CMH clients upon entry to jail for coordination of medications and/or behavioral health services as well as direct follow-ups with the clients once they are released from jail.
  - JBH RN is responsible for weekly coordination of care with the MSU psychiatrist at the jail and ICHD.

- JBH added **one full time mental health secretary** (hire date 3/19/19).
  - JBH secretary is providing clerical support, processing all needed paperwork and takes referral information relating to mental health programming.
  - JBH secretary is supporting the collaborative efforts with the ICHD in regards to the nurse case manager.

**Ongoing Program Development/Needs:**

The current Supervisor, KC Brown, is responsible for; CATS Substance Use Disorder program; CATS Mental Health Crisis Services; the Justice BH Millage program (see above); Jail Re-entry Program (with staff who cover three counties); Jail Diversion activities, coordination of MSU psychiatric services; and the current Ingham County Health Department Initiative to have Medication Assisted Treatment in the Ingham County Jail. Both the JBH program and Jail Reentry programs are expected to grow substantially over the next year. The ICHD grant with the Bureau of Justice to bring MAT into the jail, is also expected to lead to increased staff and community outreach. These increased responsibilities and multiple programs resulted in KC Brown being reclassified to a Supervisor level at CMHA-CEI.

**Requested staff and Responsibilities:**

CMHA-CEI is requesting to utilize millage funds to hire a full time Program Manager (supervised by KC Brown) to assist in the direct management of Jail Re-entry; inclusion in the ICHD BJA MAT initiative; and manage Jail Diversion activities both which include community liaison and development of the services necessary for re-entry purposes. This position will also include management of a to be developed outpatient program in the Holt/Lansing area, which would serve Re-entry consumers and individuals initiated on MAT who require ongoing SUD therapy.

Attached Budget:

1 FTE Program Coordinator (with fringes) = \$104,651

PROGRAM BUDGET - COST DETAIL SCHEDULE

ATTACHMENT B.2

Use **WHOLE DOLLARS Only**

PROGRAM		BUDGET PERIOD		DATE PREPARED
CATS Jails Mileage		From: 1/1/2020	To: 12/31/2020	10/2/2019
CONTRACTOR NAME		BUDGET AGREEMENT		AMENDMENT #
CMHA of Clinton-Eaton-Ingham Counties		<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> AMENDMENT		
				<b>GRANT COVERED COST</b>
<b>1. SALARY &amp; WAGES:</b>			<b>POSITIONS REQUIRED</b>	<b>TOTAL SALARY</b>
<b>POSITION DESCRIPTION</b>		<b>COMMENTS</b>		
MENTAL HLTH THERAPIST	26105-6046-9	\$ 48,636	1,000	\$ 48,636
MENTAL HLTH THERAPIST	26105-6046-8	\$ 50,996	1,000	\$ 50,996
MENTAL HLTH THERAPIST	26105-6046-7	\$ 50,996	1,000	\$ 50,996
NURSE CARE MANAGER	26105-6059-1	\$ 68,361	1,000	\$ 68,361
SECRETARY	26105-4062-2	\$ 41,658	1,000	\$ 41,658
COORDINATOR 2A	26105-3015 NEW	\$ 61,599	1,000	\$ 61,599
<b>1. TOTAL SALARY &amp; WAGES:</b>			<b>6,000</b>	<b>\$ 322,246</b>
<b>2. FRINGE BENEFITS: (Specify)</b>			<b>Composite Rate %</b>	
<input checked="" type="checkbox"/> FICA	<input checked="" type="checkbox"/> LIFE INS	<input checked="" type="checkbox"/> DENTAL INS	44.00%	\$ 141,788
<input checked="" type="checkbox"/> UNEMPLOY INS	<input checked="" type="checkbox"/> VISION	<input checked="" type="checkbox"/> WORK COMP	7.65%	
<input checked="" type="checkbox"/> RETIREMENT	<input checked="" type="checkbox"/> HEARING INS			
<input checked="" type="checkbox"/> HOSPITAL INS	<input type="checkbox"/> OTHER: specify			
<b>2. TOTAL FRINGE BENEFITS:</b>				<b>\$ 141,788</b>
<b>3. TRAVEL: (Specify if category exceeds 10% of Total Expenditures)</b>				
Travel				\$981
Conferences				\$5,250
<b>3. TOTAL TRAVEL:</b>				<b>\$ 6,231</b>
<b>4. SUPPLIES &amp; MATERIALS: (Specify if category exceeds 10% of Total Expenditures)</b>				
Supplies				\$ 700
<b>4. TOTAL SUPPLIES &amp; MATERIALS:</b>				<b>\$ 700</b>
<b>5. CONTRACTUAL: (Subcontracts/Subrecipients)</b>				
<u>Name</u>	<u>Address</u>		<u>Amount</u>	
			<b>5. TOTAL CONTRACTUAL:</b>	<b>\$ -</b>
<b>6. EQUIPMENT: (Specify)</b>			<b>Amount</b>	
			<b>6. TOTAL EQUIPMENT:</b>	<b>\$ -</b>
<b>7. OTHER EXPENSES: (Specify if category exceeds 10% of Total Expenditures)</b>			<b>Amount</b>	
Communication:	JAIL PHONES	\$ 2,200		\$ 2,200
SPACE:				\$ -
Licensing:	LICENSING FEES	\$ 600		\$ 600
OTHER:	PROGRAM STAFF TRAINING	\$ 1,000		\$ 1,000
				\$ -
				\$ -
				\$ -
<b>7. TOTAL OTHER EXPENSES:</b>				<b>\$ 3,800</b>
<b>8. TOTAL DIRECT EXPENDITURES: (Sum of Totals 1-7)</b>		<b>8. TOTAL DIRECT EXPENDITURES:</b>		<b>\$ 474,765</b>
<b>9. INDIRECT COST CALCULATIONS:</b>				
Rate #1 Base \$	9.28%	x Rate	\$ 474,765	= \$ 44,058
Rate #2 Base \$	7.96%	x Rate	\$ 474,765	= \$ 37,791
<b>9. TOTAL INDIRECT EXPENDITURES:</b>				<b>\$ 81,849</b>
<b>10. TOTAL ALL EXPENDITURES: (Sum of lines 8-9)</b>				<b>\$ 556,614</b>

**ATTACHMENT #3**

**PRETRIAL SERVICES PROGRAM REQUESTS:  
COST**

ANNUAL

**Professional Development & Training:**

\$2,000

- Annual NAPSA Conference:
  - \$1,500 [Travel / Lodging / Meals] per Employee
- Miscellaneous Pretrial Training – regional :
  - \$500

**CATA – Bus Tokens / Indigent Client Assistance:**

\$1,250

- \$1,250
  - Tokens – One Way Fare = \$1.25 per Token
  - *1,000 Tokens x \$1.25 = \$1,250*

**ADAM – Alcohol & Drug Testing / Indigent Client Assistance:  
(\$4,032)**

\$4,000

- Average Referrals per Year = 140
  - 20% Indigent Clients / Financial Need = 14 Clients
- 1X per Week Testing = \$12
- (3) Month Testing Period = 12 Weeks
  
- *140 x .20 = 28 (Indigent Clients)      28 x 12 (12 Weeks Testing) x \$12 (Cost per Test) = \$4,032*

**Automated Text Notification System:**

MATTERHORN PLATFORM - Text message for court dates/reporting

\$4000

- Initial program setup =\$1000
- Monthly subscription = \$250.00/mo

**CLEAR SUBSCRIPTION**

**\$1694.52**

- CLEAR is an online investigation solution designed to assist in locating and identifying individuals, phone numbers, licenses, assets, addresses, etc. Circuit Court has a contract with CLEAR. We are requesting an additional subscription for Pretrial Services to assist in connecting with our clients.

**Agenda Item 3**

**TO:** Board of Commissioners Law & Courts Committee  
**FROM:** Terri Thornberry 9-1-1 Director  
**DATE:** October 1, 2019  
**SUBJECT:** Resolution for authorizing leases for the necessary communication towers for the MPSCS/Ingham County Radio communications system project  
 For the meeting agenda October 10, 2019

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**BACKGROUND**

Ingham County, MPSCS, and Motorola designed a very robust radio system to replace the Harris radio system that is coming to its end of life. Nine tower locations were identified as necessary in the radio system design. The tower location are necessary to achieve the radio coverage for responders in Ingham County. The table below identifies the towers.

SITE LOCATION	OWNER INFORMATION	MONTHLY/ ANNUAL LEASE COST	LEASE START DATE	LEASE END DATE
Mason Building- Lansing	1104-MPSCS	None	n/a	n/a
Harrison-East Lansing	1106-MPSCS	None	n/a	n/a
Dobie Rd-Okemos	WKAR-MSU	None	n/a	n/a
Haslett Rd. Williamston	SBA	\$3,000	tbd	tbd
N. M-52 Webberville	American Tower	Tbd but est. \$3000	unk	unk
Carter Rd. Dansville	John Warvel	\$1,055.65 current. With equipment added est. \$3000	5/1/2004	5/1/2024
Hull Rd. Leslie	SBA	\$1,425.77 current. With equipment added est. \$3000	4/15/2004	4/15/2024
Cedar St. Mason	ICSO	None	n/a	n/a
W. Holmes Rd Lansing	City of Lansing	None	n/a	n/a

### **ALTERNATIVES**

None. If the current tower configuration is not able to be secured, others will need to be to support the robust design. The need to be able to secure a lease will not change.

### **FINANCIAL IMPACT**

Five of the nine towers will have no financial impact. Of the remaining four towers, two of those are existing leases that will continue to be paid under the current leases. The current leases account for a 3% yearly increase. Increases in lease rates will occur when we add additional equipment to these tower sites. The tower at M52 is a change but was chosen over an existing tower for its condition. The financial impact is yet to be determined and will be negotiated with the owner but is estimated to be \$3000 per month. The new tower in our system on Haslett Road is being procured to address coverage issues experienced in the northeast portion of Ingham County. The financial impact is not finalized but estimated to be \$3,000 per month.

### **STRATEGIC PLANNING IMPACT**

This resolution supports the overarching long-term objective of service to our residents and supporting public safety.

### **OTHER CONSIDERATIONS**

This resolution will help keep the timeliness and schedule of this project on point.

### **RECOMMENDATION**

Based on the information presented, I respectfully recommend approval of the attached resolution to authorize leases be secured for the towers needed in the MPSCS/Ingham County Radio communication system project.

**Agenda Item 3**

Introduced by the Law & Courts and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO AUTHORIZE LEASES FOR THE NECESSARY COMMUNICATION TOWERS FOR THE MPSC/INGHAM COUNTY RADIO COMMUNICATIONS SYSTEM PROJECT**

WHEREAS, the Ingham County Board of Commissioners has operated the Ingham County Public Safety Radio System since 2006, and continues to do so through the Ingham County 9-1-1 Central Dispatch Center; and

WHEREAS, the Ingham County Board of Commissioners adopted Resolution #18-550 authorized a contract with Motorola Solutions for the replacement of the Ingham County Public Safety Radio system to the Michigan Public Safety Communication System (MPSCS)/Motorola system; and

WHEREAS, MPSCS, Ingham County 9-1-1, and Motorola have identified the communication towers and the estimated costs associated with leases for these towers for the MPSCS/Ingham County Radio Communications System Project; and

WHEREAS, the 9-1-1 Director is recommending that the Ingham County Board of Commissioners fund this request from the monies collected by increasing the 9-1-1 phone surcharge as authorized by resolution #19-132.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the expenditure of funds for the costs associated with leases for the MPSCS/Ingham County Radio Communications System Project for the following Ingham County Communication Towers:

SITE LOCATION	OWNER INFORMATION	MONTHLY/ ANNUAL LEASE COST	LEASE START DATE	LEASE END DATE	TERMS
Mason Building-504 W. Allegan, Lansing	1104-MPSCS	None	n/a	n/a	
Marigold/Harrison-East Lansing	1106-MPSCS	None	n/a	n/a	
4101 Dobie Rd-Okemos	WKAR-MSU	None	n/a	n/a	
2975 Haslett Rd. Williamston	SBA	\$3,000	tbd	tbd	
2243 N. M-52 Webberville	American Tower	TBD but est. \$3000	tbd	tbd	Lease amount tbd
1991 Carter Rd. Dansville	John Warvel	\$1055.65 current With equipment added est. \$3000	5/1/2004	5/1/2024	
3597 Hull Rd. Leslie	SBA	\$1425.77 current. With equipment added est. \$3000	4/15/2004	4/15/2024	
630 N. Cedar St. Mason	ICSO	None	n/a	n/a	
817 W. Holmes Rd. Lansing	City of Lansing	None	n/a	n/a	



BE IT FURTHER RESOLVED, that the 9-1-1 Director and County are hereby authorized to negotiate any no cost contract/lease documents necessary for the tower leases on government or privately owned communication towers for the MPSCS/Ingham County Radio Communications System Project.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign any necessary purchase, application, contract/lease documents consistent with this resolution and approved as to form by the County Attorney.

## Agenda Item 4

**TO:** Board of Commissioners Law & Courts, Human Services & Finance Committees  
**FROM:** Scott Wrigglesworth, Ingham County Sheriff  
**DATE:** September 20, 2019  
**SUBJECT:** Resolution to Enter into an Agreement with the MSU Department of Psychiatry  
For the meeting agendas of September 26, September 30, and October 1, 2019

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### **BACKGROUND**

Ingham County Jail wishes to renew a contract with Michigan State University Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly, to contract the services of one attending psychiatrist to supervise the resident psychiatrist or to provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident. Ingham County Jail recognizes the need to appropriately address the psychiatric needs of all inmates in the interest of maintaining inmate and staff safety, and in protecting all inmates' Eighth Amendment rights against cruel and unusual punishment. The United State Supreme Court has ruled on numerous occasions that the failure to provide appropriate mental health and medical care may constitute a violation of the Eighth Amendment (*Estelle v Gamble*, 429 U.S. 97 (1976) (deliberate indifference to prisoners' serious medical needs constitutes cruel and unusual punishment); see, e.g., *Hunt v Uphoff*, 199 F.3d 1220 (10th Cir. 1999) (prison officials violated Eighth Amendment rights by providing such inadequate medical treatment for inmate's diabetes and hypertension that inmate consequently suffered heart attack); *LaFaut v Smith*, 834 F.2d 389 (4th Cir. 1987) (prison officials violated Eighth Amendment by failing to provide disabled inmate with needed physical therapy and adequate access to facilities); *Madrid v Gomez*, 889 F. Supp. 1146, 1265-66 (N.D. Ca. 1995) (continued confinement of mentally ill inmates in the facility's security housing unit which violated Eighth Amendment).

Through Resolution #17-412, as authorized through Resolution #17-412, the Michigan State University Department of Psychiatry has provided Ingham County Jail a senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident through October 31, 2018.

### **ALTERNATIVES**

There are no alternatives.

### **FINANCIAL IMPACT**

The General Fund budget for Jail Medical and Health Services Millage funding has been identified to fund the continuation of this contract to the extent the services are Health Services Millage eligible through the October 31, 2019. Certain inmates of the Ingham County jail are eligible for services funded by the Health Services Millage as Ingham County residents that have no access to private or third party paid services, and are ineligible for Medicaid by virtue of their status as inmates, and have income of less than \$28,000 annually. For those inmates who are not health services millage eligible, up to \$61,984 of General Funds were included in the Jail Medical FY 2019 and 2020 budget.

### **STRATEGIC PLANNING IMPACT**

This resolution supports the overarching long-term objective of promoting accessible healthcare, specifically section A.1(e) of the Action Plan – Expand access to healthcare for county residents, with an emphasis on the uninsured and underinsured.

### **OTHER CONSIDERATIONS**

There are no other considerations.

### **RECOMMENDATION**

Based on the information presented, I respectfully recommend that the Ingham County Board of Commissioners authorizes renewing a contract with MSU Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident. These services will be provided for up to eight hours weekly at the rate of \$149 an hour for a total budget not to exceed \$61,984, with up to \$61,984 from the General Fund and/or Health Services Millage effective November 1, 2018 through October 31, 2019.

Introduced by the Law & Courts, Human Services and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO AUTHORIZE AN AGREEMENT WITH MICHIGAN STATE UNIVERSITY  
DEPARTMENT OF PSYCHIATRY TO PROVIDE PSYCHIATRIC SERVICES FOR INMATES AT  
THE INGHAM COUNTY JAIL**

WHEREAS, Ingham County wishes to renew a contract with Michigan State University Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly, to contract the services of one attending psychiatrist to supervise the resident psychiatrist or to provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident; and

WHEREAS, effective May 27, 2016, psychiatric assessments and treatment plans were no longer being offered by the Community Mental Health Authority of Clinton, Eaton, and Ingham Counties (CMHA-CEI) at the Ingham County Jail; and

WHEREAS, the Ingham County Jail recognizes the need to appropriately address the psychiatric needs of all inmates in the interest of maintaining inmate and staff safety, and in protecting inmates' Eighth Amendment rights against cruel and unusual punishment; and

WHEREAS, the United State Supreme Court has ruled on numerous occasions that the failure to provide appropriate mental health and medical care may constitute a violation of the Eighth Amendment (*Estelle v Gamble*, 429 U.S. 97 (1976) (deliberate indifference to prisoners' serious medical needs constitutes cruel and unusual punishment); see, e.g., *Hunt v Uphoff*, 199 F.3d 1220 (10th Cir. 1999) (prison officials violated Eighth Amendment by providing such inadequate medical treatment for inmate's diabetes and hypertension that inmate consequently suffered heart attack); *LaFaut v Smith*, 834 F.2d 389 (4th Cir. 1987) (prison officials violated Eighth Amendment by failing to provide disabled inmate with needed physical therapy and adequate access to facilities); *Madrid v Gomez*, 889 F. Supp. 1146, 1265-66 (N.D. Ca. 1995) (continued confinement of mentally ill inmates in the facility's security housing unit violated the Eighth Amendment); and

WHEREAS, through Resolution #17-412, MSU Department of Psychiatry has provided Ingham County Jail a senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident through October 31, 2018; and

WHEREAS, the General Fund budget for Jail Medical and Health Services Millage funding has been identified to fund the continuation of this contract to the extent the services are Health Services Millage eligible through the October 31, 2019; and

WHEREAS, certain inmates of the Ingham County jail may be eligible for services funded by the Health Services Millage as Ingham County residents that have no access to private or third party paid services, and are ineligible for Medicaid by virtue of their status as inmates, and have income of less than \$28,000 annually; and

WHEREAS, for those inmates who are not health services millage eligible, up to \$61,984 of General Funds were included in the Jail Medical FY2019 budget; and

WHEREAS, the Health Officer recommends renewing a contract with MSU Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident, for up to eight hours weekly at the rate of \$149 an hour for a total budget not to exceed \$61,984, with up to \$61,984 from the General Fund and/or Health Services Millage effective November 1, 2018 through October 31, 2019.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes renewing a contract with the MSU Department of Psychiatry to assign one senior-level resident psychiatrist to provide psychiatric services to any inmate at the Ingham County Jail for up to eight hours weekly and contract the services of one attending psychiatrist to supervise the resident psychiatrist, or provide psychiatric services to any inmate at the Ingham County Jail in the absence of a resident, for up to eight hours weekly at the rate of \$149 an hour for a total budget not to exceed \$61,984 with up to \$61,984 from the General Fund and/or Health Services Millage for the time period of November 1, 2018 through October 31, 2019.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson to sign any necessary contract/subcontract documents that are consistent with this resolution and approved as to form by the County Attorney.

BE IT FURTHER RESOLVED, that the Health Services Millage shall be used to fund eligible services, and the Controller/Administrator is directed to make the necessary adjustments to the 2019 Sheriff's Office and Health Department budgets.

**Agenda Item 5**

**TO:** Law & Courts Committee  
and Finance Committee

**FROM:** Undersheriff Andrew R. Bouck

**DATE:** September 16, 2019

**RE: RESOLUTION TO AUTHORIZE THE RENEWAL OF A CONTRACT  
WITH THE MICHIGAN DEPARTMENT OF CORRECTIONS TO  
RENT UP TO 50 BEDS TO THE MICHIGAN DEPARTMENT OF  
CORRECTIONS**

This is a resolution requesting the Ingham County Sheriff's Office, be allowed to renew a Contact with the Michigan Department of Corrections (MDOC) at the sum of \$35.00 per day, per Violator to house up to fifty (50) MDOC Violators for the period of October 1, 2019 to September 30, 2020.

Introduced by the Law & Courts and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO AUTHORIZE THE RENEWAL OF A CONTRACT WITH THE  
MICHIGAN DEPARTMENT OF CORRECTIONS TO RENT UP TO 50 BEDS TO THE  
MICHIGAN DEPARTMENT OF CORRECTIONS**

WHEREAS, the Ingham County Sheriff's Office Jail has an established design, which includes 394 County beds and 50 contractual beds; and

WHEREAS, the funds received by the County for leasing the contractual beds would be used to offset the general fund cost of operating the Jail; and

WHEREAS, the Ingham County Sheriff's Office is requesting the agreement with the Michigan Department of Corrections be renewed for one additional one year period to rent up to 50 beds as needed at a cost of \$35.00 per day, per bed, effective October 1, 2019 through September 30, 2020, for Michigan Department of Corrections Violators; and

WHEREAS, the revenue to be received from the renting of up to 50 beds, which is anticipated to be \$447,125.00, would be recognized in the 2019-2020 Budget.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the renewal of one additional one year Agreement with the Michigan Department of Corrections to rent up to 50 of the jail beds as needed, at a cost of \$35.00 per day per bed, effective October 1, 2019 through September 30, 2020 for the Michigan Department of Corrections.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign any contract documents consistent with this resolution and approved as to form by the County Attorney.

## Agenda Item 6

**TO:** Board of Commissioners Law & Courts and Finance Committees  
**FROM:** Teri Morton, Deputy Controller  
**DATE:** October 4, 2019  
**SUBJECT:** Resolution Submitting to a Vote of the Electorate a Special Millage for Continuing Comprehensive Emergency Telephone Services (911 Services)  
  
For the meeting agendas of October 10 and 16

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### **BACKGROUND**

Ingham County has established and maintained financing for a countywide system of emergency telephone and dispatch services for the benefit of the citizens of the county during the past several years and the millage funds were approved by the electorate to operate countywide 9-1-1 emergency telephone and dispatch services since 1988. Authorization for the most recent millage renewal expires on December 31, 2019. This resolution will authorize submitting to a vote of the electorate the renewal of the special millage providing comprehensive emergency telephone services on the March 10, 2020 ballot.

### **ALTERNATIVES**

This millage provides approximately 75% of the operating and capital funds for the 9-1-1 Dispatch Center. Without these funds, some other source(s) of funding would need to be sought in order to continue providing emergency telephone services.

### **FINANCIAL IMPACT**

Based on current taxable value, this millage is projected to provide around \$6.5 million in revenue for 2020. As stated previously, this is the largest revenue source for providing 9-1-1 services to Ingham County.

### **OTHER CONSIDERATIONS**

In order to be included on the March 2020 ballot, this ballot language must be approved to the County Clerk by December 17, 2019. The last Board of Commissioners meeting to meet this deadline would be December 10, 2019.

### **RECOMMENDATION**

Based on the information presented, I respectfully recommend approval of the attached resolution.



Introduced by the Law Enforcement and Finance Committees of the:

**INGHAM COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION SUBMITTING TO A VOTE OF THE ELECTORATE A SPECIAL MILLAGE FOR CONTINUING COMPREHENSIVE EMERGENCY TELEPHONE SERVICES (911 SERVICES)**

WHEREAS, Ingham County has established and maintained financing for a countywide system of emergency telephone and dispatch services for the benefit of the citizens of the county during the past several years; and

WHEREAS, the 911 emergency telephone and dispatch services are of substantial benefit to the citizens of the County of Ingham; and

WHEREAS, the millage funds were approved by the electorate to operate countywide 911 emergency telephone and dispatch services since 1988 and that millage authorization expires on December 31, 2019.

THEREFORE BE IT RESOLVED, that the following question be submitted to a vote of the electorate of Ingham County at the primary election to be held March 10, 2020.

**EMERGENCY TELEPHONE SERVICE (911 SERVICE)  
MILLAGE RENEWAL QUESTION**

For the purpose of renewing funding for a comprehensive countywide 911 Emergency Telephone and Dispatch System at the same millage level previously approved by the voters in 1996, 2000, 2004, 2008, 2012 and in 2016, shall the Constitutional limitation upon the total amount of taxes which may be assessed in one (1) year upon all property within the County of Ingham, Michigan, previously increased by up to 0.8500 mills, \$0.85 per \$1,000 of taxable value, be continued and renewed for a period of four (4) years (2020-2023) inclusive? If approved and levied in full, this millage will raise an estimated \$6,530,454 for the countywide 911 Emergency Telephone and Dispatch System in the first calendar year of the levy based on taxable value.

YES [    ]                      NO [    ]

BE IT FURTHER RESOLVED, that this question is hereby certified to the County Clerk.

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to cause the proposed to be stated on the March 10, 2020 ballot and to be prepared and distributed in the manner required by law.

# Iosco County Board of Commissioners

COURT HOUSE  
Tawas City, Michigan 48763

## RESOLUTION

### TRIAL COURT FUNDING COMMISSION INTERIM REPORT

DATE: August 21, 2019

**WHEREAS**, the County Clerks in Michigan have a constitutional stake in the trial court funding question, but were excluded from participation in the Trial Court Funding Commission. The County Clerks have a unique relationship with the courts and a perspective that should be heard when making recommendations for substantial changes.

**WHEREAS**, the goal of Public Act 65 of 2017 was to create a Trial Court Funding Commission to "review and recommend changes to the trial court funding system in light of *People v. Cunningham*".

**WHEREAS**, the vast majority of the Interim Report deals with the consolidation of all local court staff and operations under state control but does not solve the funding problems that *Cunningham* created (simply moving collections of fines and costs and payment of court salaries/benefits to the state does not mitigate the fact that we will still not be funded adequately).

**WHEREAS**, centralized control of our court process does not necessarily serve the best interest of the public. The County Clerks believe that local judges and citizens are better served by local custodial control. It has been proven to be a more responsive method of serving their needs.

**WHEREAS**, research of other state-funded court systems has shown that state funding creates a culture of complacency that tolerates delay. Accountability is removed from the local level and placed in the hands of bureaucrats in state government who are less connected to the people.

**WHEREAS**, we are concerned that transferring funding to state control would tether the judicial branch to the short term whims of the legislative and executive branches even more than they exist already. In the event of a lack of state funding (government shutdown) this process would also force the shutdown of the court system, resulting in constitutional violation of due process.

**WHEREAS**, it is critical to note that the finding of 46th Circuit Trial Court v. County of Crawford, 2006:143 states directly: "In order for the judicial branch to carry out its constitutional responsibilities as envisioned by the Constitution of 1963, art3, SS 2, the Judiciary cannot be totally beholden to legislative determinations regarding its budgets."

**WHEREAS**, this Interim Report recommends altering the Michigan Constitution to provide that circuit court clerks are employed by the court and under the supervision of state government rather than the County Clerk.

**WHEREAS**, County Clerks serve a critical role in the judicial system. They are constitutionally mandated to ensure the integrity of the records and protecting the best interests of our citizens. Removing County Clerks from the picture would serve as substantial disruption to the purpose that we serve.

**NOW, THEREFORE, BE IT RESOLVED**, the Iosco County Board of Commissioners are opposed to the Trial Court Funding Commission Interim Report dated April 8, 2019. We believe that it is imperative to maintain local control and accountability because that is how our constituents are best served. We strongly oppose this Interim Report and possible pending legislation and encourage the other 82 Michigan counties to join us.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to Governor Gretchen Whitmer, Senator Stamas, Representative Kilde, the Michigan Association of Counties and the other 82 Michigan Counties.

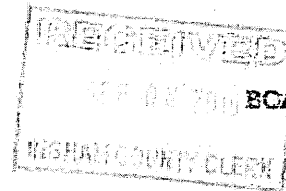
Move: D. Jay Orland

Support: [Signature]

Roll Call: Ayes 5

Nays 0

Absent 0



ANTRIM COUNTY  
BOARD OF COMMISSIONERS  
P.O. Box 520  
Bellefleur, Michigan 49616  
Phone (231) 533-6355  
Fax (231) 533-6936  
Chairman: Edgar Beutcher, III

August 26, 2019

At the August 15, 2019 meeting of the Antrim County Board of Commissioners, the following Resolution was offered:

Resolution #21-2019 By Karen Bary, seconded by Brenda Ricksgers

### TRIAL COURT FUNDING COMMISSION INTERIM REPORT

**WHEREAS**, the County Clerks in Michigan have a constitutional stake in the trial court funding question, but were excluded from participation in the Trial Court Funding Commission. The County Clerks have a unique relationship with the courts and a perspective that should be heard when making recommendations for substantial changes.

**WHEREAS**, the goal of Public Act 65 of 2017 was to create a Trial Court Funding Commission to "review and recommend changes to the trial court funding system in light of *People v. Cunningham*".

**WHEREAS**, the vast majority of the Interim Report deals with the consolidation of all local court staff and operations under state control but does not solve the funding problems that *Cunningham* created (simply moving collections of fines and costs and payment of court salaries/benefits to the state does not mitigate the fact that we will still not be funded adequately).

**WHEREAS**, centralized control of our court process does not necessarily serve the best interest of the public. The County Clerks believe that local judges and citizens are better served by local custodial control. It has been proven to be a more responsive method of serving their needs.

**WHEREAS**, research of other state-funded court systems has shown that state funding creates a culture of complacency that tolerates delay. Accountability is removed from the local level and placed in the hands of bureaucrats in state government who are less connected to the people.

**WHEREAS**, we are concerned that transferring funding to state control would tether the judicial branch to the short term whims of the legislative and executive branches even more than they exist already. In the event of a lack of state funding (government shutdown) this process would also force the shutdown of the court system, resulting in constitutional violation of due process.

**WHEREAS**, it is critical to note that the finding of 46th Circuit Trial Court v. County of Crawford, 2006:143 states directly: "In order for the judicial branch to carry out its constitutional responsibilities as envisioned by the Constitution of 1963, art3, SS 2, the judiciary cannot be totally beholden to legislative determinations regarding its budgets."

**RESOLUTION #21-2019 Continued.**

**WHEREAS**, this Interim Report recommends altering the Michigan Constitution to provide that circuit court clerks are employed by the court and under the supervision of state government rather than the County Clerk.

**WHEREAS**, County Clerks serve a critical role in the judicial system. They are constitutionally mandated to ensure the integrity of the records and protecting the best interests of our citizens. Removing County Clerks from the picture would serve as substantial disruption to the purpose that we serve.

**NOW, THEREFORE, BE IT RESOLVED**, the Antrim County Board of Commissioners are opposed to the Trial Court Funding Commission Interim Report dated April 8, 2019. We believe that it is imperative to maintain local control and accountability because that is how our constituents are best served. We strongly oppose this Interim Report and possible pending legislation and encourage the other 82 Michigan counties to join us.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to Governor Gretchen Whitmer, Senator Wayne Schmidt, Representative Triston Cole, the Michigan Association of Counties and the other 82 Michigan Counties.

Yes -- David Heeres, Joshua Watrous, Karen Bargy, Ed Boettcher, Brenda Ricksgers,  
Dawn LaVanway, Jason Hielwig, Christian Marcus;

No- None;

Absent -- None.

**RESOLUTION #21-2019 DECLARED ADOPTED.**

ANTRIM COUNTY CLERK, BELLAIRE, MI  
STATE OF MICHIGAN, COUNTY OF ANTRIM, do  
I, Sheri A. Guy, Clerk of the County of Antrim, do  
certify the above is a true and exact copy of the  
original record now remaining in this office.

IN TESTIMONY WHEREOF, I have set my hand  
and official seal of the County of Antrim

this 16th day of August, 2019  
