



Macomb County Board of Commissioners

Don Brown – Board Chair (07)

Harold L. Haugh – Vice Chair (11)

Barbara Zinner – Sergeant-At-Arms (10)

District 01 – Michelle Nard
District 06 – Jeff Farrington

District 02 – Mai Xiong
District 08 – Phil Kraft

District 03 – Veronica Klinefelt
District 09 – Antoinette Wallace

District 04 – Joseph V. Romano
District 12 – Julie Matuzak

District 05 – Donald VanSyckel
District 13 – Joe Sabatini

DATE/TIME: Monday, September 12, 2022, 3:00 PM

COMMITTEE: Records and Public Safety Committee

CHAIR: Chair Joseph V. Romano, Vice Chair Antoinette Wallace

LOCATION: Administration Building, One South Main Street, 9th Floor, Mount Clemens, MI 48043

DRAFT MINUTES

1. Call to Order

The meeting was called to order by the Chairperson at 03:00 PM in the Administration Building, 1 S. Main St., 9th Floor Mount Clemens, Michigan 48043.

Present: Julie Matuzak, Michelle Nard, Phil Kraft, Veronica Klinefelt, Don Brown, Joseph V. Romano, Barbara Zinner, Antoinette Wallace, Jeff Farrington, Don VanSyckel, Mai Xiong

Absent: Joe Sabatini, Harold L. Haugh

Excused: None

2. Pledge of Allegiance

3. Adoption of Agenda

Motion to adopt the agenda dated Monday, September 12, 2022.

THE MOTION PASSED.

Motioned by: Michelle Nard

Seconded by: Barbara Zinner

Vote Summary: (9 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

4. Approval of Minutes

- a) Joint Records and Public Safety and Public Services Committee Meeting Minutes dated August 15, 2022

Motion to approve the minutes Joint Records and Public Safety and Public Services Committee Meeting Minutes dated August 15, 2022.

THE MOTION PASSED.

Motioned by: Julie Matuzak

Seconded by: Don VanSyckel

Vote Summary: (9 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

5. Public Participation (three minutes max per speaker, related only to issues on the agenda)

None

6. Department Recommendations

- a) Budget Amendment: Michigan Indigent Defense Commission (MIDC) LARA Grant - Funding for Felony Adult Indigent Defense (\$2,401,670) / Thomas Tomko, Public Defender

Motion to recommend that the Board of Commissioners approve a FY2022 budget amendment to the Public Defender's Office Michigan Indigent Defense Commission LARA Grant in the amount of \$2,401,670 due to a decrease from the State of Michigan.

This action does not constitute the Commission's approval of any contract and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Additionally, if approval is required under Ordinance 2017-03, such approval must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Jeff Farrington

Seconded by: Antoinette Wallace

Vote Summary: (9 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

Speakers

Julie Matuzak

- b) Budget Amendment: Sheriff's Department 2021 Fiscal Grant Fund - County Jail Covid-19 Testing Reimbursement Project (\$2,618,592.37) / Lori Misch, Captain

Motion to recommend that the Board of Commissioners approve a FY 2021/2022 budget amendment to increase the Sheriff's Department 2021 Fiscal Grant Funds in the amount of \$2,618,592.37 due to an increase from the Michigan Department of Health and Human

Services (MDHHS) for the County Jails Covid-19 Testing Reimbursement Project.

This action does not constitute the Commission's approval of any contract and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Additionally, if approval is required under Ordinance 2017-03, such approval must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Michelle Nard

Seconded by: Don VanSyckel

Vote Summary: (9 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

- c) Purchase: Michigan Police Equipment Company - Sheriff's Department Equipment Package (\$314,428.85) / Robert Doherty, Captain

Motion to recommend that the Board of Commissioners approve the purchase with Michigan Police Equipment Company to provide glock pistols, red dot sights, weapon mounted lights, and holsters in the amount of \$314,428.85 for Macomb County Sheriff's Department. Funding is available in the Sheriff SET Federal Forfeiture Fund 22930535 - 97002.

This action does not constitute the Commission's approval of a budget amendment and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Any budget amendment required for this contract/purchase/agreement must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Barbara Zinner

Seconded by: Don VanSyckel

Vote Summary: (9 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

Speakers

Julie Matuzak

Don Brown

Barbara Zinner

- d) Budget Amendment: Emergency Management and Communications - FY 2021 Homeland Security Grant Program (\$4,494,478) / Brandon Lewis, Director

approve a FY2022 budget amendment to increase revenues and expenses in the Emergency Management & Communications Fund 350 equally in the amount of \$4,494,478 due to the Homeland Security Grant Program to be used for the Region 2 Urban Areas Security Initiative Board grant program.

This action does not constitute the Commission's approval of any contract and does not otherwise change or amend any other budget provision or requirement, including but

not limited to the provisions and requirements of Ordinance 2021-04. Additionally, if approval is required under Ordinance 2017-03, such approval must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

- e) Resolution 2022-8791: Approving the 2021 Homeland Security Grant Agreements (Interlocal Funding Agreements for Region 2 - \$4,494,478) / Brandon Lewis, Director
adopt Resolution 2022-8791: Approving the 2021 Homeland Security Grant Agreements (Interlocal Funding Agreements for Region 2 - \$4,494,478).

Motion to recommend Department Recommendations 6d and 6e to the Full Board.

THE MOTION PASSED.

Motion by: Jeff Farrington
 Seconded by: Michelle Nard

Vote Summary: (10 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

Speakers

Don VanSyckel

Don Brown

- f) Budget Amendment: Emergency Management - FY2021 Operation Stonegarden (\$97,500) / Brandon Lewis, Director

Motion to recommend that the Board of Commissioners approve a FY2022 budget amendment to increase the Emergency Management & Communications Fund 350 in the amount of \$97,500 due to an award from the U.S. Department of Homeland Security to be used for the 2021 Operation Stonegarden Grant.

This action does not constitute the Commission's approval of any contract and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Additionally, if approval is required under Ordinance 2017-03, such approval must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Phil Kraft
 Seconded by: Michelle Nard

Vote Summary: (10 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

- g) Budget Amendment: Emergency Management - Fund 350 Expenses (\$300,000) / Brandon Lewis, Director

Motion to recommend that the Board of Commissioners approve a FY2022 budget amendment for Emergency Management Fund 350 in the amount of \$300,000 by decreasing Supplies and Services with a corresponding increase to Equipment and Contract Services in order to adjust expenditures as determined by the county's Local Planning Team.

This action does not constitute the Commission's approval of any contract and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Additionally, if approval is required under Ordinance 2017-03, such approval must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Michelle Nard

Seconded by: Don VanSyckel

Vote Summary: (10 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - None

Abstain - None

- h) Additional Funding for Outside Counsel: Timothy S. Ferrand of Cummings, McClorey, Davis & Acho P.L.C. - Whitmer v Linderman et al, 6th Judicial Circuit of Oakland County Case No. 2022-193498-CZ (\$12,151.10) / Peter Lucido, Prosecuting Attorney

Motion to recommend that the Board of Commissioners approve the additional funding of \$12,151.10 for outside counsel, Timothy S. Ferrand of Cummings, McClorey, Davis & Acho P.L.C, who was approved by the Board on April 28, 2022 to represent the Prosecutor in Whitmer v Linderman, et al., 6th Judicial Circuit of Oakland County Case No. 2022-193498-CZ up to \$10,000, making the total amount approved \$22,151.10. Funding is available in the County's Liability Fund.

This action does not constitute the Commission's approval of a budget amendment and does not otherwise change or amend any other budget provision or requirement, including but not limited to the provisions and requirements of Ordinance 2021-04. Any budget amendment required for this contract/purchase/agreement must be sought separately. A copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

THE MOTION PASSED.

Motion by: Jeff Farrington

Seconded by: Barbara Zinner

Vote Summary: (8 - 2 - 0)

Aye - Don Brown, Jeff Farrington, Phil Kraft, Julie Matuzak, Michelle Nard, Don VanSyckel, Antoinette Wallace, Barbara Zinner

Nay - Veronica Klinefelt, Joseph V. Romano

Abstain - None

- i) Resolution 2022-8851: Requesting Corporation Counsel to Provide the Services required by the Charter for the Countywide Elected Officials / Requested by Pete Lucido, Prosecuting Attorney

Motion to recommend that the Board of Commissioners adopt Resolution 2022-8851: Requesting Corporation Counsel to Provide the Services required by the Charter for the Prosecuting Attorney.

THE MOTION PASSED.

Motion by: Jeff Farrington
 Seconded by: Michelle Nard

Vote Summary: (7 - 4 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Michelle Nard, Joseph V. Romano, Don VanSyckel, Mai Xiong

Nay - Phil Kraft, Julie Matuzak, Antoinette Wallace, Barbara Zinner

Abstain - None

Speakers

Veronica Klinefelt

John Schapka

Julie Matuzak

Phil Kraft

Veronica Klinefelt

Barbara Zinner

7. Correspondence

- a) 2021 Annual Report: 16th Judicial Circuit, Macomb County Probate and 42nd Judicial District Courts
Motion to receive and file the 2021 Annual Report: 16th Judicial Circuit, Macomb County Probate and 42nd Judicial District Courts.

THE MOTION PASSED.

Motioned by: Michelle Nard

Seconded by: Antoinette Wallace

Vote Summary: (11 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Mai Xiong, Barbara Zinner

Nay - None

Abstain - None

8. Public Participation (three minutes max per speaker)

None

9. Commissioner's Comments

Speakers

Mai Xiong

10. Closed Session

- a) Closed Session to Discuss Attorney/Client Confidential Memos / Pete Webster, Independent Counsel
Motion to enter into Closed Session to discuss attorney/client confidential memos.

THE MOTION PASSED.

Motioned by: Veronica Klinefelt

Seconded by: Phil Kraft

Vote Summary: (11 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Mai Xiong, Barbara Zinner

Nay - None

Abstain - None

In accordance with the motion, committee entered Closed Session at 3:53 p.m., with it concluding at 5:06 p.m.

11. Adjournment

Motion to adjourn the September 12, 2022 meeting at 05:07 PM.

THE MOTION PASSED.

Motioned by: Phil Kraft

Seconded by: Michelle Nard

Vote Summary: (11 - 0 - 0)

Aye - Don Brown, Jeff Farrington, Veronica Klinefelt, Phil Kraft, Julie Matuzak, Michelle Nard, Joseph V. Romano, Don VanSyckel, Antoinette Wallace, Mai Xiong, Barbara Zinner

Nay - None

Abstain - None