

TO THE HONORABLE BOARD OF COMMISSIONERS OF BERRIEN COUNTY MICHIGAN, Your County Administration Committee respectfully recommends the adoption of the following:

RESOLUTION

WHEREAS, the Michigan Indigent Defense Commission (“MIDC”) was created by Public Act 93 of 2013; and

WHEREAS, on October 13, 2016, Resolution C1610291 was approved by the Berrien County Board of Commissioners creating the Berrien County Public Defender’s Office and established the staffing levels in response to the MIDC’s task of standardizing the provision of legal representation to indigent individuals charged with a crime; and

WHEREAS, a Compliance Plan (“Plan”), has been submitted annually as approved by the Board of Commissioners, and for the period of October 1, 2021 through September 30, 2022 (FY2022) Berrien County was awarded \$3,508,379.23 with a local share of \$569,469.67; and

WHEREAS, the Berrien County Public Defender’s office has implemented all MIDC Minimum Indigency Standards, and in addition, provides for supervision of the Trial Court-Family division attorney contracts with a value of \$11,363 above the County’s local share; and

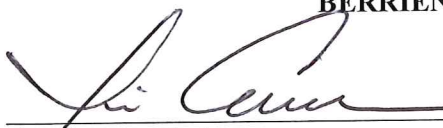
WHEREAS, the total cost analysis of the Plan for FY2023 is \$4,592,552.00, of which the County’s local share will be calculated by MIDC, beginning from the FY2022 local share of \$569,469.67 and adjusted up or down by the Consumer Price Index or 3%, whichever is less.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Berrien County Board of Commissioners authorizes and directs the Chief Public Defender to submit the request for funding to the MIDC in the amount of \$4,592,552.00 for the period October 1, 2022 to September 30, 2023 with the County’s local share contribution to be calculated by MIDC as herein identified.

BE IT FURTHER RESOLVED that should this request not be fully funded, modifications may be made and resubmitted by the County Administrator, however, formal acceptance of any grant remains with the Board of Commissioners.

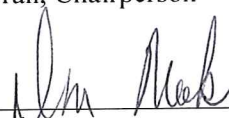
BE IT FURTHER RESOLVED that any employee positions added in accordance with this funding will be eliminated by the Board of Commissioners should the grant be no longer sufficient to cover the cost of same.

**RESPECTFULLY SUBMITTED,
BERRIEN COUNTY ADMINISTRATION COMMITTEE**

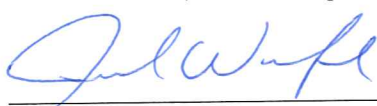


Jim Curran, Chairperson

David Vollrath, Vice Chairperson



Don Meeks



Julie Wuerfel

RESOLUTION APPROVED AS TO FORM	
Administrator <u>BJ</u>	Date <u>4/14/22</u>
Comments Attached _____	
Corporate Counsel <u>TW</u>	Date <u>4/11/22</u>
Comments Attached _____	