

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

**R E S O L U T I O N**

**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”), approved by the Board of Commissioners via Resolution #A1711318, on November 9, 2017, was resubmitted with minor adjustments on February 16, 2018, and the official notice of approval of the resubmitted plan was received on April 20, 2018; and

**WHEREAS**, in November 2018, the Berrien County Board of Commissioners approved Resolution #A1811351 which accepted the MIDC grant reimbursement in the amount of \$1,516,275.73 for the period of October 1, 2018 to September 30, 2019; and

**WHEREAS**, the Public Defender’s office has funds from this grant cycle that they would like to use until the State budget is approved, and until the 2019-2020 grant agreement can be approved by the Berrien County Board of Commissioners and submitted to the MIDC; and

**WHEREAS**, MIDC will accept an amendment to the grant agreement which will allow the fiscal year 2019 unexpended funds to be expended for the continued operation of the Berrien County Public Defender’s Office.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Berrien County Board of Commissioners approves the “Amendment to Allow for Expenditure of Fiscal Year 2019 Unexpended Funds” and authorizes the Chairman of the Board or his designee to execute the amendment between Berrien County and the MIDC.

**RESPECTFULLY SUBMITTED**  
**BERRIEN COUNTY ADMINISTRATION COMMITTEE**

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Jim Curran, Chairman

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Chris Heugel

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Don Meeks

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Michael J. Majerek, Vice Chairman