AGENDA

COURTS & PUBLIC SAFETY COMMITTEE

111 S. Michigan Ave., Room 200, Saginaw MI 48602

Tuesday, October 4, 2022 – 4:00 p.m.

Members: Sheldon Matthews - Chair, Christopher Boyd – Vice-Chair, Kyle Harris, Cynthia Winiecke, Carl Ruth Others: Robert Belleman, Civil Counsel, Koren Thurston, Jennifer Broadfoot, Board Staff, *Media*

Call to order

- II. Welcome/Roll-call
- III. Correction/Approval of Minutes (September 6, 2022 Attached)
- IV. Public comment
 - Speakers limited to 3 minutes
- V. Agenda
 - 1. Mark Thompson, President, Mobile Medical Response, re:
 - 10-18-1 Submitting its tri-annual report on response times and other related information (Receive & File)
 - 2. Lt. Mark Przybylski, Emergency Management Coordinator, re:
 - 10-18-2 Submitting modified information on the Emergency Operations Plan and appointment of the Saginaw County Emergency Management Coordinator as the City of Saginaw's EMC pursuant to its resolution (Receive & File)
 - 3. Informational Communications (To be received and filed in committee)
 - **10-18-3 MDHHS** sending notice of state ward chargeback rates for calendar year 2023 for Shawono, Bay Pines, and Foster Family Homes
- VI. Miscellaneous
- VII. Adjournment
 - Upon adjournment, Undersheriff Gomez invites the committee members and staff to tour the new Simulator system in the Saginaw County Jail

MINUTES

COURTS & PUBLIC SAFETY COMMITTEE

111 S. Michigan Ave., Room 200, Saginaw MI 48602

<u>Tuesday, September 6, 2022 – 4:30 p.m.*</u>

*Due to Labor Day holiday

Present: Sheldon Matthews - Chair, Christopher Boyd – Vice-Chair, Cynthia Winiecke, Carl Ruth

Absent: Kyle Harris

Others: Robert Belleman, Dave Gilbert, Michael Webster, Undersheriff Gomez, Lieutenant Przybylski,

Suzy Koepplinger

- I. Call to order---Matthews at 4:30 p.m.
- II. Welcome/Roll-call
- III. Correction/Approval of Minutes (August 2, 2022 Attached)
 - --- Moved by Ruth, seconded by Winiecke, to approve. Motion carried.
- IV. Public comment---None
 - Speakers limited to 3 minutes
- V. Agenda
 - 1. Miguel Gomez, Undersheriff, William L. Federspiel, Sheriff, re:
 - P-27-2 Requesting discussion of mental health issues in the Saginaw County Jail and to provide an update on various other items of interest in the Sheriff's Office Discussion was held regarding the options that the jail has for medications being provided to prisoners; the Simulator was delivered and installed in the basement, and a commissioner tour can be scheduled if wanted; there are five (5) cadets in the Academy; the GHOST/Child Rescue group has located fifteen (5) children; and MBS Airport has accepted a bid from Tittabawassee Twp. for deputy services.
 - ---Informational No action

2. Lt. Mark Przybylski, Emergency Management Coordinator, re:

- 9-27-16 Requesting consideration of a Resolution Approving the National Incident Management Systems (NIMS), established as the standard for incident management in Saginaw County and which designates the Emergency Management Coordinator as the NIMS Local Point of Contact (LPOC)
 - ---Moved by Boyd, seconded by Winiecke, to approve. Motion carried. (Resolution)
- 9-27-17 Submitting information on the Emergency Operations Plan and appointment of the Saginaw County Emergency Management Coordinator as the City of Saginaw's EMC pursuant to resolution (Receive & File)

Discussion was held and the committee directed Lt. Przybylski to work with the City of Saginaw to strike or re-word language in Article 3 that states he is acting ..."at the direction of the Mayor... and City Manager."

---Moved by Ruth, seconded by Boyd, to receive & file. Motion carried. (Receive & File)

VI. VII.	MiscellaneousNone AdjournmentMoved by 15:24 p.m.	Ruth, seconded	by	Winiecke,	to	adjourn.	Motion	carried;	time	being
Sheld	ctfully Submitted, on Matthews, Committee Cha Coepplinger, Committee Clerk									
									9-14-22/	sek/mcs





ADMINISTRATIVE & BILLING OFFICES 4305 State Street

Saginaw. Michigan 48603

TO:

Carl Ruth, Chairman

Saginaw County Board of Commissioners

FROM: Mark Thompson, President

DATE: September 26, 2022

RE: Saginaw County Courts & Public Safety Committee

BOARD OF COMMISSIONE

2022 SEP 26 A 10: 2

Pursuant to the Ambulance Service Agreement between the County of Saginaw and Mobile Medical Response, Inc. (MMR); MMR shall meet with the Saginaw County Courts and Public Safety Committee tri-annually to report on response times and other related information that may be appropriate.

I would like to request that MMR be placed on the October 4, 2022 Courts & Public Safety Committee agenda to provide that report to the committee. This report will cover the period of January 1, 2022 through August 31, 2022.

Highlights of the report are:

- MMR's response times were 88.3% and 78.6% Area A and Area B respectively
- Patient Satisfaction Rate for the period January 1, 2022 through April 30, 2022 is 91.11

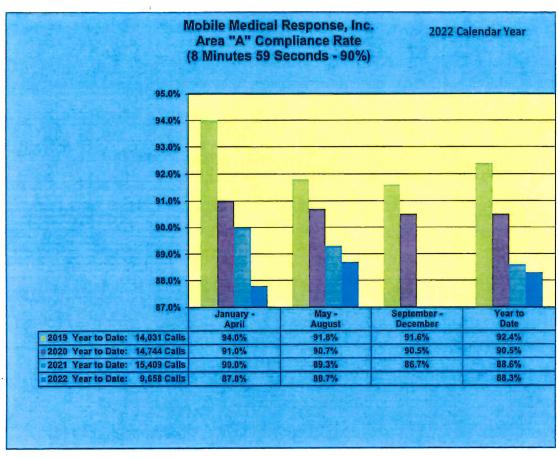
We look forward to presenting our report to the committee.

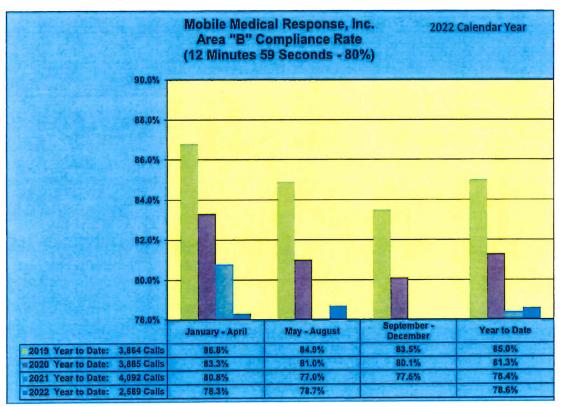
Thank you













SAGINAW COUNTY SHERIFF'S OFFICE

311 S. Harrison Street • Saginaw, MI 48602 PH: 989.790.5400 FAX: 989.790.5429

COURTS WILLIAM L. FEDERSPIEL Sheriff PUBLIC SAFETY MIGUEL GOMEZ

Undersheriff

10-18-2

September 29, 2022

Carl Ruth, Chair Saginaw County Board of Commissioners 111 S Michigan Avenue Saginaw, MI 48602

Dear Chairman Ruth,

I appeared at the September Courts and Public Safety Sub-Committee and presented, for information, a resolution by the City of Saginaw naming the Saginaw County Emergency Management Coordinator (EMC) as the City EMC as described in PA 390 of 1976.

A concern on language within the resolution was expressed by members of the Committee, and I was asked to work with the City on a change of language; ultimately, the City of Saginaw agreed to adjust the language in question.

I have attached an updated copy of the City Resolution to this letter and request it be placed on the October Courts and Public Safety Sub-Committee Agenda. This is for informational purposes and requires no action by the County Board.

Respectfully,

Lt. Mark Przybylski

Encl: Saginaw City EMC Resolution

The City of Saginaw Emergency Management Resolution

A resolution to provide for the mitigation, preparedness, response and recovery from natural and human-made disasters within the City of Saginaw by being part of the County of Saginaw emergency management program; to appoint the county emergency management coordinator as the City of Saginaw emergency management coordinator; to provide for a means for coordinating the resources of the municipality with those of the county; and to provide a means through which Saginaw's City Council may exercise the authority and discharge the responsibilities vested in them by this resolution and Act No. 390 of the Public Acts of 1976, as amended.

Article 1 - Short Title

Section 101. This resolution shall be known as the "Emergency Management Resolution".

Article 2 - Definitions

Section 201. For the purpose of this resolution, certain words used herein are defined as follows:

- (a) "Act" means the Michigan Emergency Management Act, Act No. 390 of the Public Acts of 1976, as amended.(b) "Disaster" means an occurrence or threat of widespread or severs damage, injury or loss of life or property resulting from a natural or human-made cause, including but not limited to, fire, flood, snowstorm, ices storm, tornado, windstorm, wave action, oil spill, water contamination, utility failure, hazardous peacetime radiological incident, major transportation accident, hazardous materials incident, epidemic, air contamination, blight, drought, infestation, explosion, or hostile military action or paramilitary action, or similar occurrences resulting from terrorist activities, riots, or civil disorders.
- (b) "Disaster relief force" means all agencies of county and municipal government, private and volunteer personnel, public officers and employees, and all other persons or groups of persons identified in the County of Saginaw Emergency Operations Plan as having duties to perform or those called into duty or working at the direction of a party identified in the plan to perform a specific disaster or emergency related task during a local state of emergency.
- (c) "District Coordinator" means the Michigan Department of State Police District Emergency Management Coordinator. The District Coordinator serves as liaison between local emergency management programs and the Michigan State Police, Emergency Management Division in all matters pertaining to the mitigation, preparedness, response and recovery of emergency and disaster situations.
- (d) "Emergency management coordinator" means the person appointed to coordinate all matters pertaining to emergency management within the municipality. The emergency management coordinator for the City of Saginaw is the County of Saginaw emergency management coordinator.
- (e) "Emergency management program" means a program established to coordinate mitigation, preparedness, response and recovery activities for all emergency or disaster situations within a given geographic area made up of one or several political subdivisions. Such a program has an appointed emergency management coordinator and meets the program standards and requirements established by the Department of State Police, Emergency Management Division. The City of Saginaw has elected to be part of the County of Saginaw emergency management program.
- (f) "Emergency operations plan" means the plan developed and maintained by county and political subdivisions included in the emergency management program area for the purpose of responding to all emergency or disaster situations by identifying and organizing the disaster relief force.
- (g) "Governor's state of disaster" means an executive order or proclamation by the Governor that implements the disaster response and recovery aspects of the Michigan Emergency Management Plan and applicable local plans of the county or municipal programs affected.
- (h) "Governor's state of emergency" means an executive order or proclamation by the Governor that implements the emergency response and recovery aspects of the Michigan Emergency Management Plan and applicable local plans of the county or municipal programs affected.

- (i) "Local state of emergency" means a declaration by the Mayor¹ pursuant to the act and this resolution which implements the response and recovery aspects of the County of Saginaw Emergency Operations Plan and authorizes certain actions as described in this resolution.
- (j) "Vital records" means those records that contain information needed to continue the effective functioning of a government entity and for the protection of the rights and interests of persons under emergency conditions in the event of an emergency or disaster situation.

Article 3 - Emergency Management Coordinator; Appointment

Section 301. By the authority of this resolution the Mayor hereby appoints the County of Saginaw Emergency Management Coordinator as the emergency management coordinator for the City of Saginaw. In addition to acting for, and at the direction of, the Mayor, the Emergency Management Coordinator will also act for, and at the direction of, the City Manager. 3

Section 302. A line of succession for the County of Saginaw Emergency Management Coordinator has been established and is listed in the City of Saginaw Emergency Operations Plan.

Section 303. The appointment of the County of Saginaw Emergency Management Coordinator as the Emergency Management Coordinator for the City of Saginaw will not subordinate the Emergency Manager's duties to the County of Saginaw pursuant to Section 9(1) of Act No. 390 of PA 1976.

Article 4 - Emergency Management Coordinator; Duties

Section 401. The Emergency Management Coordinator shall comply with standards and requirements established by the Department of State Police, Emergency Management Division, under the authority of the act, in accomplishing the following⁴:

- (a) Direct and coordinate the development of the County of Saginaw Emergency Operations Plan, which shall be consistent in content with the Michigan Emergency Management Plan.
- (b) Specify departments or agencies which must provide an annex to the plan or otherwise cooperate in its development.
- (c) Identify departments and agencies to be included in the Emergency Operations Plan as disaster relief force.
- (d) Develop and maintain a county Resource Manual.
- (e) Coordinate the recruitment, appointment, and utilization of volunteer personnel.
- (f) Assure the emergency management program meets eligibility requirements for state and federal
- (g) Coordinate and/or conduct training and exercise programs for the disaster relief force within the county and to test the adequacy of the Emergency Operations Plan.
- (h) Assure the emergency management program meets eligibility requirements for state and federal aid.

¹ According to Act 390, as amended, sec. 10 (1) (b) any county or municipality that has an appointed emergency management coordinator can declare a local state of emergency. This power is given to the "chief executive official" (see definitions in the act) or the official designated by charter.

² Act 390, as amended, sec. 9 (2-3) states that the coordinator shall be appointed by the "chief executive official" (see definitions in the act) in a manner provided in the municipal charter.

³ Act 390, as amended, sec. 9 (1-3) states that the appointed county coordinator shall act for and at the direction of the chairperson or county executive. It also says that a coordinator appointed by a municipality shall act for and at the direction of the "chief elected official" (see definitions in the act) or the official designated by the municipal charter.

⁴ Act 390, as amended, sec. 7a (4) gives the Emergency Management Division the authority to promulgate several standards and requirements.

- (i) Through public information programs, educate the population as to actions necessary for the protection of life and property in an emergency or disaster.
- (j) Assist in the development of mutual aid agreements.
- (k) Assist the City of Saginaw municipal liaison with the development of municipal standard operating procedures which are consistent with the county Emergency Operations Plan.
- (I) Oversee the implementation of all functions necessary during an emergency or disaster in accordance with the Emergency Operations Plan.
- (m) Coordinate county emergency management activities with those municipalities included in the county emergency management program, other municipalities, the state, and adjacent counties.
- (n) Coordinate all preparedness activities, including maintaining primary and alternate Emergency Operations Centers.
- (o) Identify mitigation opportunities within the county and encourage departments/agencies to implement mitigation measures.

Article 5 - Emergency Management Liaison; Duties

Section 501. By the authority of this resolution the Mayor has appointed the Saginaw Fire Chief a liaison for the purpose of assisting the county Emergency Management Coordinator in coordinating the emergency management activities within the municipality. The duties of the liaison are as follows:

- (a) Coordinate municipal emergency management activities with those of the county jurisdictions.
- (b) Assist the county Emergency Management Coordinator with the development of the county Emergency Operations Plan and the incorporation of municipal resources into the plan.
- (c) Identify municipal departments and agencies to be included in the Emergency Operations Plan as part of the disaster relief force.
- (d) Identify municipal resources and forward information to the county Emergency Management Coordinator for inclusion in the county Resource Manual.
- (e) Coordinate the recruitment, appointment, and utilization of volunteer resources.
- (f) Assist the county Emergency Management Coordinator with administering training programs.
- (g) Coordinate municipal participation in exercises conducted by the county.
- (h) Assist in the development of mutual aid agreements.
- (i) Assist in educating the population as to actions necessary for the protection of life and property in an emergency or disaster.
- (j) Encourage departments/agencies within the municipality to identify and implement procedures to mitigate the effects of potential disasters.
- (k) Assist in the assessment of the nature and scope of the emergency or disaster and collect damage assessment information and forward to the county.
- (i) Coordinate the vital records protection program.
- (m) Develop municipal standard operating procedures for disaster response which are consistent with the county Emergency Operations Plan.

Section 502. The Mayor shall appoint a minimum of two persons as successors to the position of the municipal liaison. The line of succession shall be supplied to the county Emergency Management Coordinator.

Article 6 - Mayor; Powers; Duties

Section 601. On an annual basis, the Mayor shall review the eligibility and performance of the Emergency Management Coordinator and make recommendations to the City Council.

Section 602. The Mayor shall, review the effectiveness of the County of Saginaw Emergency Operations Plan as the plan relates to the municipality once every two years. With the assistance of the municipal liaison, he\she shall make recommendations to the county Emergency Management Coordinator of any changes which may be needed. After this review and incorporation of necessary changes, the Mayor shall certify the plan to be current and adequate for City of Saginaw for the ensuing two years.⁵

Section 603. When circumstances within the City of Saginaw indicate that the occurrence or threat of occurrence of widespread or severe damage, injury or loss of life or property from natural or human-made cause exists the Mayor may declare a local state of emergency. Such a declaration shall be promptly filed with the County of Saginaw Emergency Management Office, who shall forward it to the Department of State Police, Emergency Management Division. This declaration shall not be continued or renewed for a period in excess of 7 days except with the consent of the City Council.

Section 604. If the Mayor invokes such power and authority, he/she shall, as soon as reasonably expedient, convene the City Council for one or more emergency meetings in accordance with the Open Meetings Act to perform its normal legislative and administrative duties as the situation demands, and will report to that body relative to emergency activities. Nothing in this resolution shall be construed as abridging or curtailing the powers of the City Council unless specifically provided herein.

Section 605. The Mayor may do one or more of the following under a local state of emergency:

- (a) Direct the Emergency Management Coordinator to implement the Emergency Operations Plan.
- (b) Issue directives as to travel restrictions on local roads within the municipality.
- (c) Request the City Manager relieve City of Saginaw employees of normal duties and temporarily reassign them to other duties.
- (d) Activate mutual aid agreements.
- (e) Direct the municipal disaster relief effort in accordance with the county Emergency Operations Plan and municipal standard operating procedures.
- (f) Notify the public and recommend in-place or evacuation or other protective measures.
- (g) Request a state of disaster or emergency declaration from the Governor as described in Article 7 of this resolution.
- (h) When obtaining normal approvals would result in further injury or damage, the Mayor may, until the City Council can convene, waive procedures and formalities otherwise required pertaining to the following:
 - (1) For a period of up to 7 days, send the disaster relief force and resources to the aid of other communities as provided by mutual aid agreements.
 - (2) For a period of up to 7 days, appropriate and expend funds from the disaster contingency fund created in Article 9 of this resolution up to \$100,000.
 - (3) For a period of up to 7 days, make contracts, obtain and distribute equipment, materials, and supplies for disaster purposed.
 - (4) Request the City Manager to employ temporary workers.
 - (5) Purchase and distribute supplies, materials, and equipment.

⁵ Rule 4 (c) (d-q) of the administrative rules promulgated for Act 390, sec. 19 states that the plan shall be considered official upon bearing the signature of the chief executive official of the municipality. The plan must be current and adequate (see rule) within two years.

⁶ Act 390, as amended, sec. 10 (1) (b) provides for the 7 day limit and disposition of the declaration.

(6) Make, amend, or rescind ordinances or rules necessary for emergency management purposes which supplement a rule, order, or directive issued by the Governor or a state agency. Such an ordinance or rule shall be temporary and, upon the Governor's declaration that a state of disaster or state of emergency is terminated, shall no long be in effect.⁷

Section 606. If a state of disaster or emergency is declared by the Governor, the Mayor may direct the City Manager to assign and make available for duty the employees, property, or equipment of the City of Saginaw within or without the physical limits of the City of Saginaw as ordered by the Governor or the Director of the Department of State Police in accordance with the act.⁸

Article 7 - Governor Declaration Request

Section 701. If a disaster or emergency occurs that has not yet been declared to be a state of disaster or a state of emergency by the Governor, and the Mayor determines that the situation is beyond control of the municipality, the Mayor may request the Governor to declare that a state of disaster or state of emergency exists in the municipality in accordance with the act. This shall be done by immediately contacting the Saginaw County Emergency Management Coordinator. The Emergency Management Coordinator shall immediately contact the District Coordinator. The District Coordinator, in conjunction with the Emergency Management Coordinator, shall assess the nature and scope of the disaster or emergency, and they shall recommend the state personnel, services, and equipment that will be required for its prevention, mitigation, or relief.

Article 8- Volunteers; Appointment; Reimbursement

Section 801. The City of Saginaw is authorized to appoint volunteers to augment its personnel in time of emergency to implement emergency functions assigned in the county Emergency Operations Plan. Such individuals are part of the disaster relief force and shall be subject to the rules and operational control set forth by the City of Saginaw, and may be reimbursed for all actual and necessary travel and subsistence expenses.¹⁰

Article 9 - Disaster Contingency Fund

Section 901. A disaster contingency fund is hereby created in the budget of not less than \$200,000. The money may be expended from the fund when a local state of emergency has been declared for the purpose of paying the disaster relief force, purchase of supplies and services, repair costs, or other needs required specifically for the mitigation of the effects of, or in response to, the emergency or disaster.

Article 10 - Rights of Disaster Relief Force

Section 1001. In accordance with the act, personnel of the disaster relief force while on duty shall have the following rights:

- (a) If they are employees of the municipality, or other governmental agency regardless of where serving, have the powers, duties, rights, privileges, and immunities and receive the compensation incidental to their employment.
- (b) If they are not employees of the municipality, or other governmental agency be entitled to the same rights and immunities as are provided for by law.¹⁰

⁷ Act 390, as amended, sec.12 (2) provides this authority.

⁸ Act 390, as amended, sec. 10 (1) (h) provides this authority.

⁹ Act 390, as amended, sec.12 states that the "chief executive official" (see definitions in act) of a county or any municipality may make this request. However, he/she must do this utilizing the procedures set forth in sec. 14 of the act which states that the appointed emergency management coordinator and the district coordinator must jointly assess the situation and make recommendations.

¹⁰ Act 390, as amended, sec. 11 (1) (a-c) discusses disaster relief force rights and duties.

Article 11 - Temporary Seat of Government

Section 1101. The City Council shall provide for the temporary movement and reestablishment of essential government offices in the event that existing facilities cannot be used.

Article 12 - Liability

Section 1201. As provided for in the act and this resolution, the municipality, or the agents or representatives of the municipality, shall not be liable for personal injury or property damage sustained by the disaster relief force. In addition, any member of the disaster relief force engaged in disaster relief activity shall not be liable in a civil action for damages resulting from an act of omission arising out of and in the course of the person's good faith rendering of that activity, unless the person's act or omission was the result of that person's gross negligence or willful misconduct. The right of a person to receive benefits or compensation to which he or she may otherwise be entitled to under the worker's compensation law, any pension law, or act of congress will not be affected as a result of said activity.¹¹

Section 1302. As provided for in the act, any person owning or controlling real estate or other premises who voluntarily and without compensation grants the municipality the right to inspect, designate and use the whole or any part of such real estate or premises for the purpose of sheltering persons or for any other disaster related function during a declared local state of emergency or during an authorized practice disaster exercise, shall not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license, privilege or other permission, or for loss of, or damage to, the property of such person.¹¹

Article 13 - Sovereignty

Section 1301. Should any section, clause, or provision of this resolution be declared by the courts invalid for any reason, such declaration shall not affect the validity of this resolution as a whole or any part thereof, other than the section, clause, or provision so declared to be invalid.

Article 14 - Repeals

Section 1401. All resolutions or parts of resolutions inconsistent herewith are hereby repealed.

Article 15 - Annual Review

Section 1501. This resolution shall be reviewed annually by the Mayor and liaison and changes shall be made and brought forward for City Council approval if necessary.

Article 16 - Effective Date

Section 1601. This resolution shall have immediate effect.

Article 17 - Limitations

Section 1701. The City of Saginaw shall remain responsible for the preparation, response, mitigation, and recovery for those natural and human-caused disasters that do not require assistance from the County of Saginaw or rise to the level of a declared local state of emergency or disaster.

¹¹ Act 390, as amended, sec. 11 (1-8) discusses liability.



COURTS & PUBLIC SAFETY

STATE OF MICHIGAN

DEPARTMENT OF HEALTH AND HUMAN SERVICES

LANSING

RECEIVE & FILE ELIZABETH HERTEL

GRETCHEN WHITMER

GOVERNOR

Śeptember 1, 2022

10-18-3

Dear Family Court Judges, Family Court Administrators and County Treasurers:

The Youth Rehabilitation Services Act, MCL 803.301 et seq., requires that the department "prescribe the liability of counties for the cost of services for state wards." **The department has determined that the attached rates will be effective for calendar year 2023, effective January 1, 2023.** These rates shall remain in effect until the next scheduled revision in 2024.

Each county will continue to be charged one-half of the appropriate per diem costs for care provided to a state ward. There is no chargeback for Title IV-E funded youth placements.

The department is making every effort to contain the cost of care for youth placed in State facilities while ensuring the provision of quality care. Medical costs incurred for individual youth that are over and above routine medical care will continue to be billed directly and are not included in the per diem cost. Routine medical care consists of services such as routine physical exams, dental exams, first aid and over the counter medications for common ailments. Any non-routine medical costs for an individual youth will be billed to the county court with jurisdiction over the youth's commitment to Michigan Department of Health and Human Services under the Youth Rehabilitation Services Act. This practice is consistent with MCL 803.305(1), which requires that "the county from which the public ward is committed is liable to the state for 50 percent of the cost of his or her care". Attributing non-routine medical costs to the county of commitment will help lower the daily cost for all youth and assign additional medical costs only to the youth in need of such services.

If you have any questions regarding the chargeback rates, please contact Derrick McCree, Division of Juvenile Justice, Director, at (517) 335-3489.

Sincerely,

Derick R. M. CRCL

Derrick McCree

Director, Division of Juvenile Justice, Children's Services Agency

Attachment

cc: MDHHS Local Office Directors

RECEIVED
SAGINAW COUNTY
BOARD OF COMMISSIONERS
1022 SEP 26 A 10: 24

STATE WARD CHARGEBACK RATE

Calendar Year 2023

PROGRAM	COST PER CHILD PER DAY	CHARGEBACK RATE NON-TITLE IVE
Shawono	\$320.73	\$160.36
Bay Pines	\$361.09	\$180.54
Foster Family Ho	mes	\$12.14

Note: Care for state wards placed in private child care institutions and county detention facilities will be charged at one-half the actual amount paid.