

CLINTON COUNTY BOARD OF COMMISSIONERS

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Administrator
Ryan L. Wood
Clerk of the Board
Diane Zuker

2018-18

RESOLUTION TO DISAPPROVE THE MICHIGAN INDIGENT DEFENSE COMMISSION GRANT DISBURSEMENT CONTRACT

WHEREAS, the Michigan Indigent Defense Commission (MIDC) approved a grant contract in which 20% of the state grant will be advanced to the local funding unit with quarterly reimbursements upon receipt of required financial status reports and documentation of expenditures on a quarterly basis by the local funding unit; and

WHEREAS, Clinton County expected the full \$804,874.23 that has been thoroughly reviewed and approved by the MIDC on March 26, 2018; and

WHEREAS, the expectation of the payment in the full grant amount is caused from language under the MIDC Act that states, "A system's duty of compliance with the terms of the plan as prescribed under subsection (1) is contingent upon receipt of a grant in the amount contained in the plan and cost analysis approved by the MIDC"; and

WHEREAS, Clinton County Board of Commissioners is responsible for a total budget of \$41.9 million and takes our elected duty of being good stewards of our constituents and all taxpayer dollars very seriously; and

WHEREAS, Clinton County has the duty to ensure the MIDC grant funds are spent appropriately and should not be required to spend additional staff time and cost for quarterly expense reports for a plan and cost analysis already approved by the MIDC; and

WHEREAS, additional language was included in Public Act 214 of 2018 to ensure a county, or other funding unit, reconciles with the state at the end of the year if the funding unit does not fully expend the full grant and further, if the MIDC determines money was spent for purposes not approved by the MIDC, the amount must be repaid or deducted from future grant amounts; and

WHEREAS, it is reasonable to require reports of expenditures but not reasonable to require a reimbursement process contrary to statute;

NOW, THEREFORE, BE IT RESOLVED that the Clinton County Board of Commissioners hereby disapproves of the current MIDC grant terms and suggests the MIDC to reconsider the terms of their grant contracts and ensure the terms abide by the language of the MIDC Act; and

BE IT FURTHER RESOLVED that a copy of this resolution is forwarded to Governor Snyder, Senator Rick Jones, Representative Tom Leonard and the Michigan Association of Counties.

STATE OF MICHIGAN

COUNTY OF CLINTON

I, DIANE ZUKER, Clerk of the County of Clinton do hereby certify that the foregoing resolution was duly adopted by the Clinton County Board of Commissioners at the regular meeting held September 25, 2018 and is on file in the records of this office.

Diane Zuker, Clinton County Clerk