

**ALGER COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING**

May 16, 2016

Minutes are subject to corrections and approval

Pursuant to recess, the Alger County Board of Commissioners convened in the conference room of the county building at 4:05 p.m. on the above date.

The meeting was called to order by Chairman Doucette with the following Commissioners present: Commissioners Pullen, Rondeau, VanLandschoot, and Doucette. Absent ó Commissioner Mattson.

The board of commissioners said the Pledge of Allegiance.

Public comment session was open. There was no public comment from the floor; thus, the public comment session was closed.

It was moved by Commissioner Pullen and seconded by Commissioner VanLandschoot to approve the consent agenda including the Public Hearing Minutes of April 11, 2016; the Committee of the Whole Minutes of April 11, 2016; and the Regular Board Minutes of April 18, 2016. The consent agenda included the following items:

Authorize payment to NorthCare for their substance abuse monies from the convention facilities tax in the amount of \$4,435. The monies are to come from their appropriation (101-631-969.000).

Authorize payment to LMAS for two of their quarterly appropriations (Jan ó Mar & Apr ó June) in the amount of \$41,490. The monies are to come from their appropriation (101-601-969.000).

Authorize payment of board bills.

Approve financial reports for all funds (Trial Balance Report Available). A full 30-page report is available upon request with the treasurer.

Authorize the treasurer to create Fund #351 General Debt Service Fund.

Authorize the treasurer to transfer \$75,244 from Fund #351 General Debt Service Fund to General Fund Transfer in Debt Service.

Motion carried by the following vote: Ayes ó Commissioners Pullen, Rondeau, VanLandschoot and Doucette. Nays ó none. Absent ó Commissioner Mattson.

Lynn Johnson, Jail Liaison from Pathways, discussed the Letter of Agreement / Memorandum of Understanding for Jail Diversion Services. Jail Diversion is part of the contract, and ensures that people with severe mental illness are treated fairly. People with misdemeanors and non-violent offenders with mental conditions are eligible. Mr. Johnson met with Sheriff Hughes, Prosecuting Attorney Bahrman, Judge Luoma, Lynne Maki and Commissioner Doucette to discuss the terms and conditions of the contract. Commissioner Rondeau asked how this applies to veterans and PTSD and how Pathways works with the Veterans Administration. Lynn said that veterans require a special course of action. He said that the closest VA hospital that he uses is in Milwaukee. Commissioner VanLandschoot spoke about the process briefly. Mr. Johnson noted there could be better coordination with the VA and funding to meet the needs of veterans. Mr. Johnson would like to meet monthly with law enforcement to better coordinate diversion services and training. He would like to keep the lines of communication open. There was further discussion about transportation as well as grants and funding for it. Commissioner Pullen asked if she should abstain from voting because she serves on the Pathways Board. Commissioners Doucette and VanLandschoot said no, she did not have to abstain. Commissioner Rondeau asked about the cost to the county. Commissioner Doucette said that is why Alger County pays an appropriation to Pathways in the amount of \$8,305 per quarter. It was moved by Commissioner Pullen and seconded by Commissioner VanLandschoot to approve the following Pathways Contract:

Collaborative Agreement on Jail Diversion
Between

Pathways Community Mental Health AND Alger County Board of Commissioners	
200 W. Spring St.	101 Court St.
Marquette, MI 49855	Munising, MI 49862
906-225-7210	906-387-7048
906-225-7203 (FAX)	906-387-2156 (FAX)

Both parties are in agreement with the principle that the needs of the community and society are better served in persons with serious mental illnesses, serious emotional disturbances, or developmental disabilities who commit crimes are provided effective and humane treatment in the mental health system rather than incarceration by the criminal justice system.

Purpose of Agreement

This agreement supports collaboration between Law Enforcement, County Corrections, the Courts, Prosecutor’s Office and Pathways to effectively utilize available mental health and community resources when deemed appropriate as an alternative to incarceration. The expected outcomes of this collaboration are the following:

To demonstrate community compliance with the Mental Health Code, Section 330.1207.

To Actively promote and offer cross-training activities necessary to assure CMHSP staff and representatives of local criminal justice agencies have a common understanding of jail diversion in lieu of incarceration are identified and diverted to services.

Terms of Agreement

This agreement shall be effective upon signatures of the local directors of each party. This agreement shall continue until terminated by any party.

Interagency Responsibilities

- Agencies will work together to identify those persons who are appropriate for diversion from the criminal justice system to the mental health system and the procedures for diversion screenings for public mental health services.
- Agencies will make referrals or recommendations for treatment alternatives to arrest or incarceration.
- Pathways will provide timely intervention to assess and make informed recommendations on requests for jail diversion services as outlined in the Pathways Jail Diversion Policy and North Care Jail Diversion Directives, which are attached to this Agreement.
- Pathways will provide services and comply with monitoring of jail diversion plans as agreed upon between Pathways, the consumer, and the Court.
- All Parties Agree to maintain open communication and meet periodically to ensure the effective implementation of this agreement and/or to revise, modify, or otherwise improve this agreement.

Signature Section

The individual signing this Agreement certifies by his/her signature that they are authorized to sign this Agreement on behalf of the responsible governing board official or agency.

Mary Swift, Pathways CEO Date

Community Agency Representative Date

Pathways Jail Liaison Date

Print Name and Title

Attachments: Pathways Jail Diversion Policy
NorthCare Jail Diversion Directives
Jail Diversion Power Point
Clinical Documents used to exchange information
between Pathways and law enforcement.

ADDENDUM TO LETTER OF AGREEMENT JAIL DIVERSION PROGRAM BETWEEN PATHWAYS COMMUNITY MENTAL HEALTH AND ALGER COUNTY BOARD OF COMMISSIONERS

Recent changes in the law, specifically, MHC Sec 330.1207a, indicates the necessity to update existing letters of agreement. The following is an extract from the Michigan Mental Health Code:

330.1207a Persons entering criminal justice system; collaborative program to provide mental health treatment and assistance; interagency agreement; rules; funds.

Sec. 207a. (1) Not later than October 1, 2014, each county shall have a written interagency agreement in place for a collaborative program to provide mental health treatment and assistance, if permitted by law and considered appropriate, to persons with serious mental illness who are considered at risk for 1 or more of the following:

- (a) Entering the criminal justice system.
- (b) Not receiving needed mental health treatment services during a period of incarceration in a county jail.
- (c) Not receiving needed mental health treatment services upon release or discharge from incarceration in a county jail.
- (d) Being committed to the jurisdiction of the department of corrections.

(2) Parties to the interagency agreement referenced in subsection (1) shall include, at a minimum, all of the following:

- (a) The county sheriff's department.
- (b) The county prosecutor's office.
- (c) The community mental health services program that provides services in that county.
- (d) The county board of commissioners.
- (e) A district court judge who serves in that county or, if there is more than 1 district in the county, a district court judge who serves in the county who is designated either by the chief judge of a district court within that county or a chief judge with authority over a district court in that county.
- (f) A circuit court judge who serves in that county who is designated either by the chief judge of the circuit court or by a chief judge with authority over the circuit court in that county.

(3) The interagency agreement referenced in subsection (1) shall, at a minimum, cover all of the following areas:

- (a) Guidelines for program eligibility.
- (b) Interparty communication and coordination.
- (c) Day-to-day program administration.
- (d) Involvement of service consumers, family members, and other stakeholders.
- (e) How the program shall work with local courts.
- (f) How the program shall address potential participants before and after criminal charges have been filed.
- (g) Resource sharing between the parties to the interagency agreement.
- (h) Screening and assessment procedures.
- (i) Guidelines for case management.
- (j) How the program described in subsection (1) will work with county jails.
- (k) Criteria for completing the program described in subsection (1).
- (l) Mental health treatment services that are available through the program described in subsection (1).
- (m) Procedures for first response to potential cases, including response to crises.
- (n) How the administrators of the program described in subsection (1) will report the program's actions and outcomes to the public.

(4) A county that has a written interagency agreement referenced in subsection (1) in place on the effective date of the amendatory act that added this section may maintain that interagency agreement, but must ensure that its interagency agreement contains all of the provisions described in subsection (3).

(5) The department, the state court administrative office, and parties to the interagency agreement may establish additional policies and procedures to be included in the county interagency agreement required under this section.

(6) The department may promulgate rules to implement this section according to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(7) A county is not required to provide funds for the program described in subsection (1). In implementing the provisions of this section, a county is required to expend funds for the program described in subsection (1) only to the extent appropriated annually by the legislature for the program

PURPOSE OF THIS ADDENDUM

The purpose of this Addendum is to ensure an interagency agreement is in place for a collaborative program to provide mental health treatment and assistance, if permitted by law and considered appropriate, to persons with serious mental illness who are considered at risk for 1 or more of the following:

- (a) Entering the criminal justice system.
- (b) Not receiving needed mental health treatment services during a period of incarceration in a county jail.
- (c) Not receiving needed mental health treatment services upon release or discharge from incarceration in a county jail.
- (d) Being committed to the jurisdiction of the department of corrections.

ALL PARTIES AGREE TO THE FOLLOWING

If at any point in the judicial process; arrest, prosecution, trial or incarceration, it is suspected that an individual may have a Severe Mental Illness (SMI), a representative of that agency will initiate a contact with Pathways to determine a mutual course of action including arrangement for screening, assessment, and procedures as appropriate to meet the individual's mental health needs.

Responsibility to identify potential program candidates falls upon all agencies under this agreement.

Pathways Community Mental Health will base screening, assessment, and treatment recommendations as consistent with the Michigan Mental Health Code.

Direct mental health services may be available through Pathways Community Mental Health, or any other State of Michigan licensed medical or mental health service provider.

There is no provision within the Section 207a allowing for additional financial resources. Therefore, the extent of interagency collaboration may be in effect naturally limited, due to currently available state funding provided to each agency, except as can be practical without reduction in any agency's mandated purpose and function. Collaborative interagency resource sharing may improve this program's efficacy.

Day to day program administration, reports on the program's actions and outcomes to the public, involvement of services consumers, family members and other stakeholders, guidelines for case management, and criteria for completion of the program shall be the responsibility of the involved agencies as prescribed by established policies and procedures.

Motion carried by the following vote: Ayes ó Commissioners Pullen, Rondeau, VanLandschoot and Doucette. Nays ó none. Absent ó Commissioner Mattson.

Leanne Nadeau and Linda Johnson spoke briefly about the break-in at the Animal Shelter. Tuesday May 3, 2016, Chief Nelson dropped off a puppy. The owner claimed the dog was in an open area and she retrieved it through an unlocked fence door. There were, however; footmarks on the building where it appears someone broke into the building. The second break-in concerned two dogs that were involved in an attack and ordered to be put down. There was some evidence of breaking and entering. There were other animals left behind as well as money that was not touched. It was discussed that the situation was well known on social media, and in the news. Murray made some recommendations to improve the security at the Animal Shelter. Leanne said that they are looking at putting cameras up. Commissioner VanLandschoot thanked Linda and Leanne for their time and effort.

It was moved by Commissioner Rondeau and seconded by Commissioner Pullen to reappoint John Howko to the Alger County Library Board for another three-year term ending 12/31/19. Motion carried by the following vote: Ayes ó Commissioners Pullen, Rondeau, VanLandschoot and Doucette. Nays ó none. Absent ó Commissioner Mattson.

It was moved by Commissioner Rondeau and seconded by Commissioner VanLandschoot to appoint Penny Ray to the Alger County Library Board with the term ending 12/31/17. Motion carried by the following vote: Ayes ó Commissioners Pullen, Rondeau, VanLandschoot and Doucette. Nays ó none. Absent ó Commissioner Mattson.

Old business was next. There was none.

There were no miscellaneous financial matters.

There were no new resolutions.

Committee Reports were next. Commissioner VanLandschoot will be attending CAAM (Community Action Alger Marquette) meeting next week and will have CAAM and DHHS reports for the next board meeting. Commissioner Pullen cleaned up the airport terminal and walked the runway. She said that it's a mess out there and that they need to roll the runway. The airport is to open on Sunday. There was also discussion on mowing the airport. Commissioner VanLandschoot asked about moving the new airport building to the airport. Commissioner Pullen noted that we need to own the airport first. The old building is continuing to deteriorate.

Correspondences were briefly read from DHHS regarding Board Meeting Notice/Agenda and Minutes.

Board comments were next. Commissioner Doucette passed out some information from Lansing regarding marijuana legalization and recommended communicating to the townships to take possible action. He said that the UPACC (Upper Peninsula Association of County Commissioners) conference is May 19th and 20th at the casino in Harris. Commissioner Pullen discussed the proposed underwater preserve and recommends no action be taken by this board. Commissioner Rondeau discussed Jim Isleib and soil testing and putting the right nutrients in the ground for crops. He also said he would have liked the article by Casperson regarding transgender restrooms. On Friday Commissioner Doucette will be heading out to NACo and will be back on the 28th. Commissioner Mattson should be back tomorrow.

Staff comments were next. There were none.

Public comment session was open. There was no public comment from the floor; thus, the public comment session was closed.

It was moved by Commissioner Rondeau and seconded by Commissioner Pullen to adjourn this meeting at 5 p.m. Motion carried by the following vote: Ayes ó Commissioners Pullen, Rondeau, VanLandschoot and Doucette. Nays ó none. Absent ó Commissioner Mattson.

Jerry Doucette, Chairman
Alger County Board of Commissioners

Mary Ann Froberg
Alger County Clerk