



Cheboygan County Board of Commissioners

MISSION STATEMENT

Cheboygan County officials and staff will strive to provide public services in an open and courteous manner and will responsibly manage county resources.

May 23, 2017

9:30 a.m.

Agenda

1. Call to Order
2. Roll Call
3. Invocation/Pledge of Allegiance
4. Clerk/Register Requests Nominations for Board Chairperson
5. Chairperson Requests Nominations for Vice-Chairperson
6. Board Chairperson and Vice-Chairperson are Sworn In
7. Approve Agenda
8. **CITIZENS COMMENTS** (3 minutes)
9. **SCHEDULED VISITORS/DEPARTMENT REPORTS**
 - A. Judge Scott Pavlich – 53rd Circuit Court 2016 Annual Report
 - B. Prosecutor Daryl Vizina – Prosecutor's 2016 Annual Report
 - C. Judge Maria Barton – 89th District Court 2016 Annual Report
10. **ADMINISTRATOR'S REPORT**
11. **OLD BUSINESS**
12. **NEW BUSINESS**
 - A. Housing Project H16-371
 - B. Swift and Sure Sanctions Probation Grant Application Ratification
13. **BOARD MATTERS FOR DISCUSSION**
14. **CITIZENS COMMENTS**
15. **BOARD MEMBER COMMENTS**
16. **ADJOURN TO THE CALL OF THE CHAIR**

53RD CIRCUIT COURT

2016 Annual Report

Cheboygan County

Scott L. Pavlich
Circuit Court Judge
P.O. Box 70
County Building
Cheboygan, MI 49721

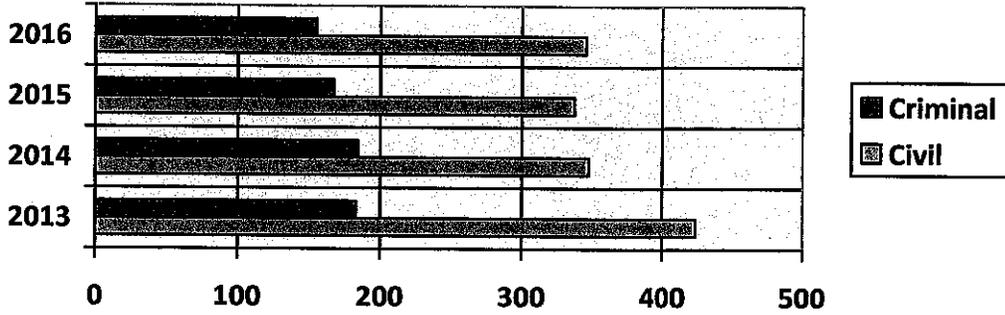
53rd Circuit Court

Circuit Court Judge: Honorable Scott L. Pavlich
Court Administrator: Karen Chapman
Assignment/ADR Clerk: Barbara Kennedy
Collections Coordinator/Clerk: Tina Jewell
Drug Court Case Manager: Nicole Pawlowski

Circuit Court has jurisdiction over: Civil cases of \$25,000 or more, equity cases, criminal felony cases, personal protection matters, administrative appeals and appeals from District Court, divorces, paternity actions, child support matters, visitation/parenting time matters, and custody matters.

2016 CIRCUIT COURT REPORT

The following is a summary of activity for 2016 in the Circuit Court for the county of Cheboygan:



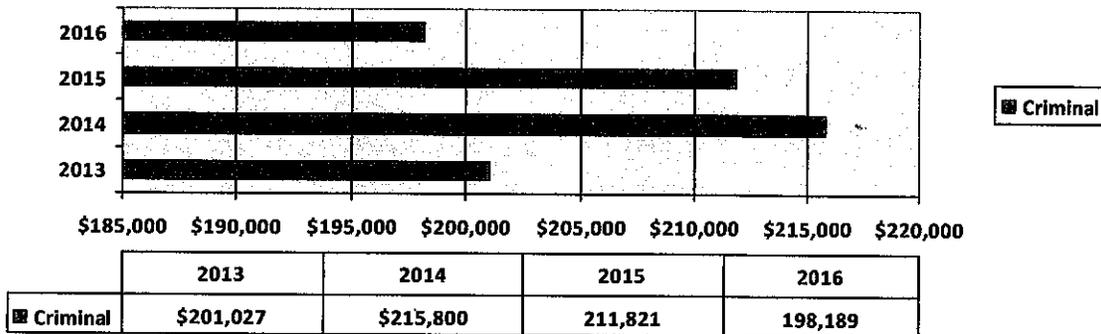
	2013	2014	2015	2016
Criminal	183	184	167	155
Civil	424	347	337	345

Case Filings 1

The Circuit Court case filings in 2016 remain fairly consistent with the previous year's filings.

In 2016 there were 6 jury trials held in the Circuit Court for Cheboygan County. Four of these trials were criminal and two were civil.

CIRCUIT COURT COLLECTION



	2013	2014	2015	2016
Criminal	\$201,027	\$215,800	211,821	198,189

Total collections decreased by about 6.4% in 2016.

Even though there was a slight decrease in collections for 2016, the total amount collected remains significantly higher over the last few years. The slight reduction is attributable in part to one 2015 case generating a \$40,000 payment. It should also be noted that our collection clerk, Tina Jewell was off work for two months due to maternity leave.

Changes in the law now permit Circuit Courts to exercise their contempt powers to enforce collection efforts after individuals have been discharged from probation. Under the old law once an individual was discharged from probation the Circuit Court lost jurisdiction to exercise contempt powers to compel payments. In light of these changes the Circuit Court Collection Clerk continues to make regular attempts to bring the old delinquent cases before the Court for enforcement, as well as setting up and enforcing payment schedules for current probationers.

The collections program has been found by the Supreme Court to be in full compliance with their best practice standards.

BUDGET

The net operating cost was increased by about \$16,000.00 however; the expenditures for the year were \$13,000 under budget.

CHEBOYGAN COUNTY FUNDING OF CIRCUIT COURT

Budget:	\$290,734	Budget:	\$293,696
End of year balance	8,697	End of year balance	19,872
Total Expenditures	\$282,037	Total Expenditures	\$273,824
Drug Court	\$ 13,211	Drug Court	\$ 9,743
Less contribution from		Less contribution from	
Presque Isle County	38,481	Presque Isle County	38,800
Net	\$256,767	Net	\$244,687
 			
Budget:	\$299,368	Budget:	\$309,307
End of year balance	16,261	End of year balance	13,190
Total Expenditures	\$283,107	Total Expenditures	\$296,117
Drug Court	\$ 10,209	Drug Court	\$ 13,644
Less contribution from		Less contribution from	
Presque Isle County	39,923	Presque Isle County	40,332
Net	\$253,393	Net	\$269,429

DRUG COURT

The Circuit Court for Cheboygan County began to implement an adult Drug Court Program in the spring 2009. At that time, a federal grant was obtained in order that an eight member drug court team could be selected and participate in a one week training session for the creation and operation of a drug court program.

The first participants were admitted into the drug court program in November 2009, with the first graduations occurring in the fall of 2011. From the fall of 2011 through the 2016 there have been 33 successful graduations. Roughly 60% of those admitted are unsuccessfully terminated from the program and upon termination they are sentenced to local incarceration or prison.

The Cheboygan County Drug Court deals solely with high risk adult felony offenders. Violent offenders and offenders with criminal sexual conduct convictions are excluded.

The program attempts to identify offenders who are revolving through the system primarily due to drug or alcohol addictions. The theory being that if the addiction can be overcome, then the offender will cease to be involved in the criminal justice system.

Once a Defendant is admitted into the program they are required to successfully complete an intensive probationary period made up of four phases which takes approximately 22 months to complete. Participants have to submit to regular drug and alcohol testing and screening. In 2016 the drug court population submitted to 2,071 drug/alcohol tests. There were 25 positive results.

As participants work their way through the program restrictions are lessened but testing remains a regular part of the protocol throughout the program.

Defendants are placed on curfew which is checked on a regular basis by our part-time drug court officer Mr. Les Tebo. Participants also have to engage in group and individual counseling and attend a minimum of three AA/NA meetings per week.

During the first phase of the program the participants have to appear in Court weekly and this requirement is reduced as they progress through the program and during the final phase they only have to appear monthly before the Court.

All participants after they complete phase one are required to work. Participants who do not have full time employment are required to perform at least 32 hours per week of community service and upon graduation over 90% of graduates have full time employment.

During the past year the Cheboygan County Drug admitted 14 new participants, had 10 graduations and 8 unsuccessful terminations. The ongoing drug court population remains at about 20 participants.

Funding for the drug court over the past year was supplied primarily through the federal Byrne Jag grant awarded through the state. The grant received for 2016 was in the amount of \$110,000. The County budgeted \$ 22,500 as its commitment to support the drug court program. For 2016, \$13,644 of the County commitment was expended. \$6,600 of this amount was reimbursed to the County by the participants as each participant is assessed a \$600 drug court fee.

FRIEND OF THE COURT

The Cheboygan County Friend of the Court's office continues to operate at a high level.

Cheboygan County contributed \$57,329 funding for the operation of the Friend of the Courts Office. The balance that the Friend of the Courts Office budget of \$499,948 was paid for by state supplements, incentive payments and Presque Isle County contributions.

Total support payments of \$2,972,442 were distributed through the Friend of the Courts Office for 2016. The office had 1,250 open cases at the close of the year.

The Cheboygan County Friend of the Courts Office is performing well when compared to state wide averages. They are collecting child support at the rate 77% compared to the state wide average of 71%. The collection rate is 88% on arrearage cases which is considerably higher than the state wide average of 64%.

In light of the economic difficulties being experienced in Cheboygan County, the fact that the Friend of the Courts Office is exceeding the state wide average makes their achievement especially notable. (Attachment A)

PUBLIC SATISFACTION SURVEY

The Courts were again mandated by the Supreme Court to conduct an annual public satisfaction survey. These surveys are handed out to various individuals conducting business in the Courts on a given week in the fall. Individuals filling out the surveys include attorneys, witnesses, parties, observers and individuals doing business at the Clerk's Office. All four Courts in the 53rd Circuit were required to participate in this survey which includes the Circuit, Probate, and District Courts in Cheboygan County as well as the Courts in Presque Isle County. All courts received very

positive survey results. The results for the Cheboygan County Circuit Court reflected that over 90% of the survey participants agreed or strongly agreed that they were able to compare their business in court in a reasonable amount of time and were treated with courtesy and respect by the court staff and or the judge. (Attachment B)

MICHIGAN INDIGENT DEFENSE COMMISSION

The State of Michigan in the upcoming year will be making changes on a state wide basis affecting the way counties provide defense counsel to indigent defendants. Up until now the state has not been involved in how the counties provide defense counsel for indigent defendant and has left that issue entirely to the control of the counties. This has resulted in a significant disparity from county to county in the quality and cost of appointed counsel.

In Cheboygan County the vast majority of court appointed defense work in criminal matters is performed under the public defender contract wherein, the county contracts with two law offices that handle approximately 80% of our court appointed criminal defense work for a set sum (\$140,515 annually).

It appears now that there are four changes likely to be mandated by the state. Essentially, these four mandates will require defense counsel to meet with their client within a reasonably short time frame after the appointment of counsel, to be present at the initial court arraignment, to obtain a minimum of 12 credits of continuing legal education annually and finally that defense counsel shall have access to an investigator and expert witnesses as required. The state is implementing these requirements to insure minimum standards of representation in order that all defendants receive effective counsel. The state will be responsible for the additional cost generated by local counsel having to comply with these new state mandates.

The Court has met with the local defense counsel and the process is now under way to determine what the additional mandates will cost and how to facilitate the implementation of these requirements in order to obtain reimbursement from the state.

It appears that these changes will not generate any additional expense to the county and should be a benefit to our court system.

CONCLUSION

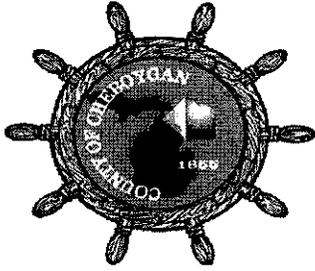
All in all 2016 was a fairly routine year for court. The data furnished by the Supreme Court indicates that our cases are being processed in a timely fashion and that cases are being processed at approximately the same rate as new filings which indicates there is no back log of cases. It is anticipated that in the year 2017 the court will continue its best efforts to provide prompt and efficient service for the citizens of Cheboygan County.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'S. Pavlich', is written over a horizontal line.

Honorable Scott L. Pavlich, Circuit Judge

Attachment A



**53rd JUDICIAL CIRCUIT COURT
FAMILY DIVISION
OFFICE OF THE FRIEND OF THE COURT**



Cheboygan County Office
PO Box 70, Room 210
Cheboygan, MI 49721
(231) 627-8825 Main Line
(231) 627-8417 FAX
(800) 649-3777 TDD

KEVIN W. WELLER
Friend of the Court

Presque Isle County Office
PO Box 192
Rogers City, MI 49779
(989) 734-4312 Main Line
(989) 734-4995 FAX
(800) 649-3777 TDD

**Friend of the Court 2016 Year End Information For
Presentation to the Cheboygan County Board of Commissioners
REVISED May 15, 2017**

- ❖ Total Revenue - **\$499,917.00**
[Main Sources – Cooperative Reimbursement Program {State}; State Supplement; Incentive Payments; Fees; Other County Contributions {PI County}].
- ❖ Total Expenses - **\$499,948.00**
- ❖ Amount Contributed by the County – **\$57,329.00**
- ❖ Total Support Distributed to Parents[Including Spousal Support and Arrears]- **\$2,972,442.00**
- ❖ Open Court Cases – **1,250**
- ❖ Mediation in Domestic Relations Cases – **50** [with 49 resolved by FOC]
- ❖ Alternative Dispute Resolution – **7** [with 2 resolved by FOC]
- ❖ Custody and Parenting Time Investigations – **57**
- ❖ Child Support Reviews – **225**
- ❖ Cases Registered in other States for Enforcement – **17**
- ❖ Full Time Employees – **5.79** [FOC and Mediator/Investigator shared with PI County]

2016 Cheboygan County Performance % [statistics from State of Michigan]

- ❖ Collection of Child Support – **77.09%** [State Wide Average - 71.25%]
- ❖ Collection on Arrears – **88.79%** [State Wide Average – 64.52%]
- ❖ Docket Cases with Support Orders – **80.08%** [State Wide Average – 81.52%]

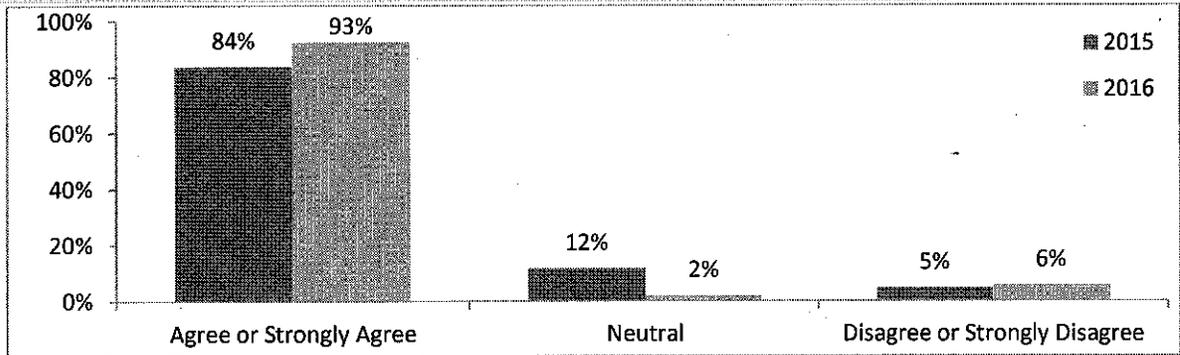
Attachment B

Cheboygan County Circuit and Probate Courts

Questions 1 and 2 were directed to all respondents.

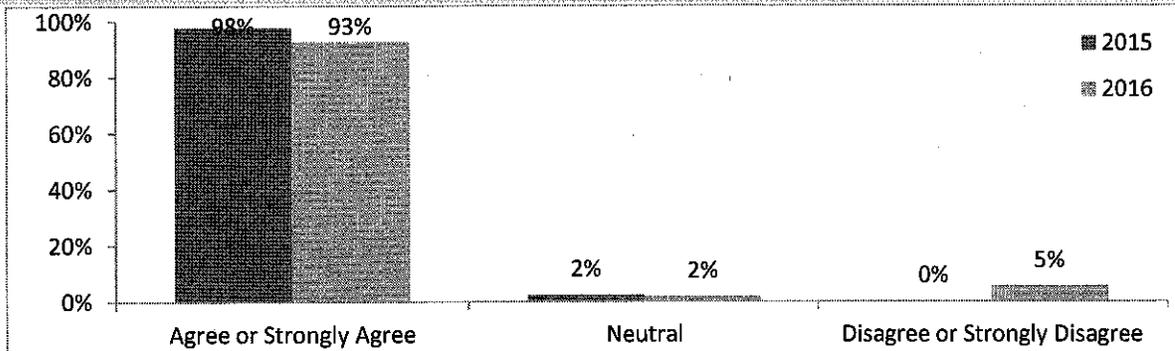
1) I was able to get my court business done in a reasonable amount of time today.

	2015		2016	
5 Strongly Agree	23	53%	43	80%
4 Agree	13	30%	7	13%
3 Neutral	5	12%	1	2%
2 Disagree	0	0%	0	0%
1 Strongly Disagree	2	5%	3	6%
Total Responses	43		54	
Score		4.3		4.6
NA - Not Applicable	0		1	
No Response	0		0	



2) I was treated with courtesy and respect by court staff.

	2015		2016	
5 Strongly Agree	33	77%	46	84%
4 Agree	9	21%	5	9%
3 Neutral	1	2%	1	2%
2 Disagree	0	0%	1	2%
1 Strongly Disagree	0	0%	2	4%
Total Responses	43		55	
Score		4.7		4.7
NA - Not Applicable	0		0	
No Response	0		0	

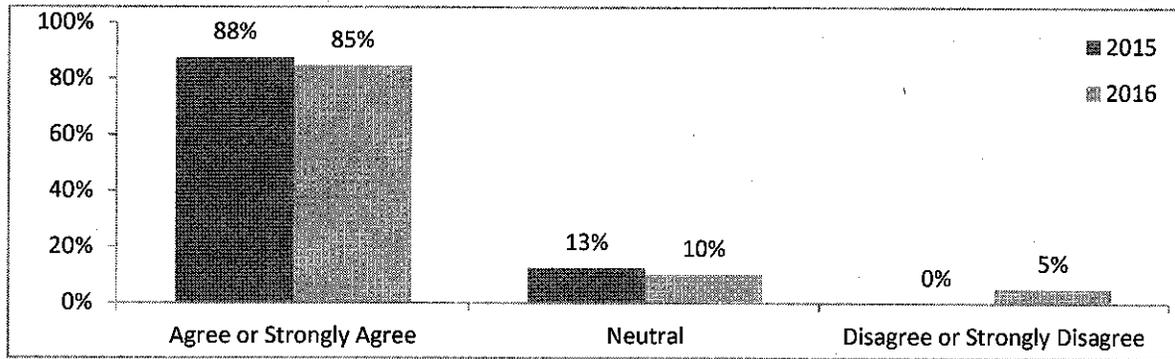


Cheboygan County Circuit and Probate Courts

Questions 3 and 4 were directed to persons who attended a hearing or trial.

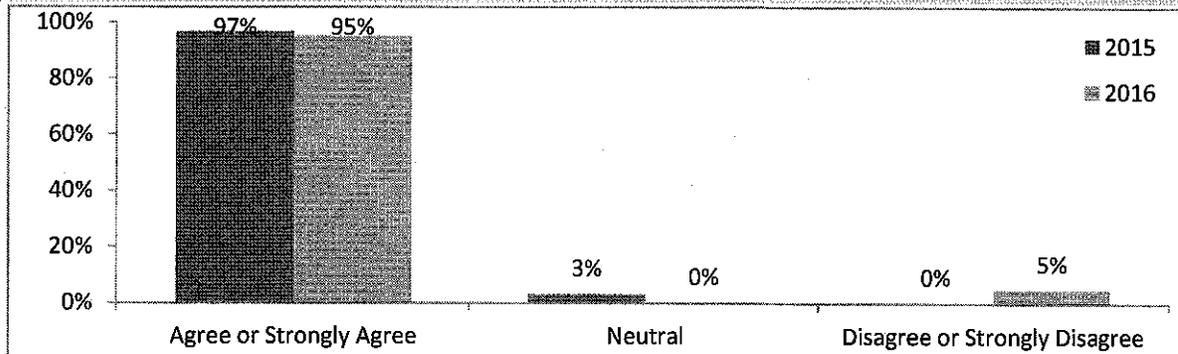
3) The way the case was handled was fair.

	2015		2016	
5 Strongly Agree	17	53%	23	59%
4 Agree	11	34%	10	26%
3 Neutral	4	13%	4	10%
2 Disagree	0	0%	0	0%
1 Strongly Disagree	0	0%	2	5%
Total Responses	32		39	
Score		4.4		4.3
NA - Not Applicable	3		8	
No Response	8		8	



4) The judge/magistrate/referee treated everyone with courtesy and respect.

	2015		2016	
5 Strongly Agree	22	69%	31	76%
4 Agree	9	28%	8	20%
3 Neutral	1	3%	0	0%
2 Disagree	0	0%	0	0%
1 Strongly Disagree	0	0%	2	5%
Total Responses	32		41	
Score		4.7		4.6
NA - Not Applicable	3		5	
No Response	8		9	

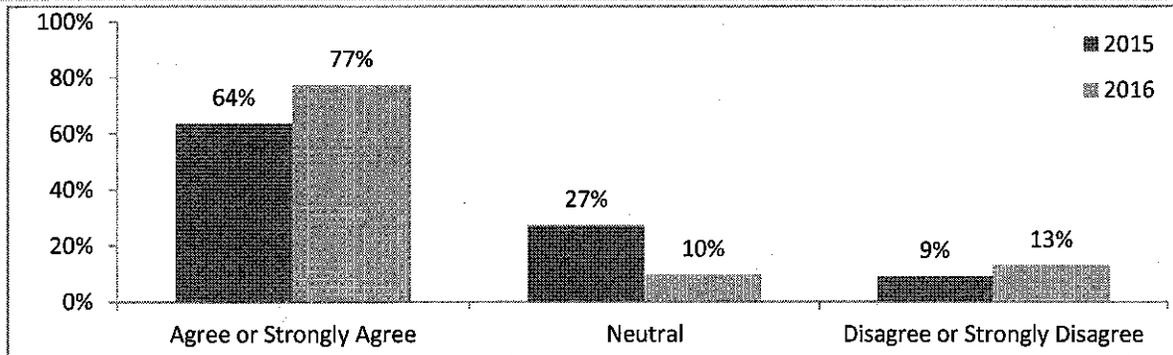


Cheboygan County Circuit and Probate Courts

Questions 5 and 6 were directed to persons who were a party to the case.

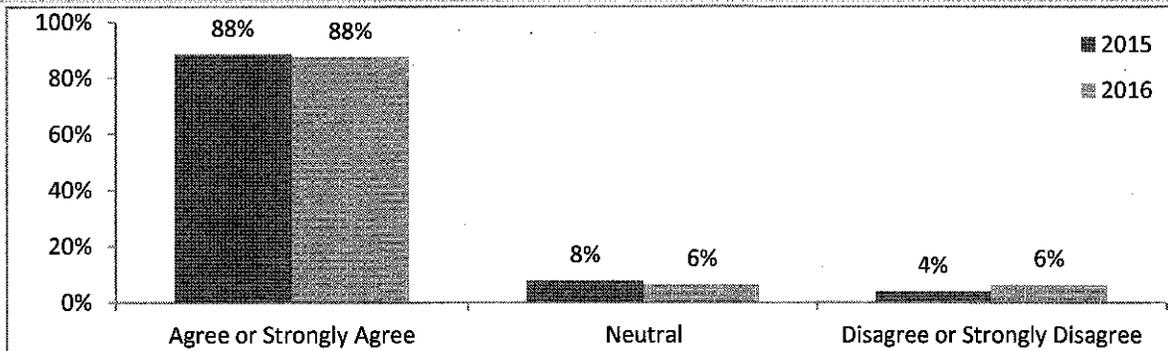
5) The outcome in my case was favorable to me.

	2015		2016	
5 Strongly Agree	9	41%	16	52%
4 Agree	5	23%	8	26%
3 Neutral	6	27%	3	10%
2 Disagree	0	0%	0	0%
1 Strongly Disagree	2	9%	4	13%
Total Responses	22		31	
Score		3.9		4.0
NA - Not Applicable	6		9	
No Response	15		15	



6) As I leave the court, I understand what happened in my case.

	2015		2016	
5 Strongly Agree	15	58%	20	63%
4 Agree	8	31%	8	25%
3 Neutral	2	8%	2	6%
2 Disagree	1	4%	0	0%
1 Strongly Disagree	0	0%	2	6%
Total Responses	26		32	
Score		4.4		4.4
NA - Not Applicable	4		7	
No Response	13		16	



Cheboygan County Circuit and Probate Courts

9) What is your gender?

	2015		2016	
Male	14	33%	23	42%
Female	29	67%	33	60%
Other	0	0%	0	0%
Number of Respondents	43		55	
No Response	0		0	

10) How do you identify yourself? (Shade ALL that apply.)

	2015		2016	
American Indian / Alaska Native	3	7%	6	11%
Asian	0	0%	0	0%
Multiracial/Biracial	2	5%	1	2%
Black/African American	0	0%	0	0%
Hispanic/Latino	0	0%	0	0%
White/Caucasian	38	90%	48	91%
Other	0	0%	1	2%
Number of Respondents	42		53	
No Response	1		2	

Cheboygan County Circuit and Probate Courts

Questions 7-10 were directed to all respondents.

7) What type of case brought you to the courthouse today? (Shade ALL that apply.)

	2015		2016	
Child Protective	10	23%	4	7%
Civil Matter	3	7%	12	22%
Criminal/Probation	0	0%	3	5%
Divorce/Custody/Support	6	14%	16	29%
Drug/Sobriety Court	6	14%	2	4%
Estate/Trust	9	21%	5	9%
File Papers	1	2%	6	11%
Get Information	2	5%	4	7%
Guardianship/Conservatorship	6	14%	4	7%
Juvenile Delinquency	3	7%	4	7%
Landlord/Tenant	0	0%	0	0%
Make a Payment	1	2%	1	2%
PPO	0	0%	1	2%
Small Claims	0	0%	0	0%
Traffic/Ticket	0	0%	0	0%
Other	0	0%	5	9%
Number of Respondents	43		55	
No Response	0		0	

8) Who are you? (Shade ALL that apply.)

	2015		2016	
Party (Plaintiff/Defendant)	15	37%	17	33%
Agency Worker	5	12%	1	2%
Attorney/Prosecutor	5	12%	15	29%
Family/Friend of party to case	8	20%	10	19%
Juror	0	0%	0	0%
Witness	0	0%	3	6%
Other	8	20%	9	17%
Number of Respondents	41		52	
No Response	2		3	

CHEBOYGAN COUNTY
PROSECUTING ATTORNEY'S OFFICE

2016 Annual Report



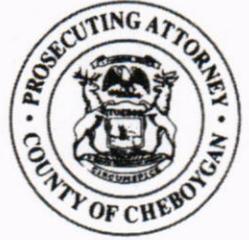
Prepared by:

Daryl P. Vizina

Cheboygan County Prosecuting Attorney



DARYL P. VIZINA
COUNTY OF CHEBOYGAN
OFFICE OF THE PROSECUTING ATTORNEY



870 S. Main Street, P.O. Box 70, Cheboygan, MI 49721
Phone (231) 627-8450 • Fax (231) 627-8405

ALFRED FELEPPA, III
Chief Assistant Prosecuting Attorney

MELISSA GOODRICH
Assistant Prosecuting Attorney

April 20, 2017

Dear Commissioners and Cheboygan County Citizens:

Enclosed is The Cheboygan County Prosecuting Attorney's 2016 Annual Report. The report highlights the important cases that we handled and data relating to our caseload.

The year was full of change within the office. We celebrated the retirement of Anthony Damiano and Peggy Mills. They both served this office for in excess of twenty years. Additionally, Aaron Gauthier took a position with the Michigan Supreme Court at the conclusion of 2015. In 2016, we welcomed Fred Feleppa [Chief Assistant Prosecutor], Melissa Goodrich [Assistant Prosecutor], Lori Millhouse-Spray [Office Manager], Kim Chimner [Legal Secretary] to our office and Celeste Charboneau was promoted to Crime Victim Rights Coordinator.

Despite the significant changes within the office, we continued to excel in holding offenders accountable, zealously representing victims, advocating for our abused/neglected children and being active in numerous educational activities and organizations. We look forward to and expect continued success moving forward. Thank you.

Sincerely,

Daryl P. Vizina
Cheboygan County Prosecuting Attorney

THE PROSECUTING ATTORNEY'S OFFICE STAFF

Daryl P. Vizina

Prosecuting Attorney

Alfred Feleppa

Chief Assistant Prosecutor

Melissa Goodrich

Assistant Prosecutor

Lori Millhouse-Spray

Office Manager

Jessica Farver

Child Support Specialist

Celeste M. Charboneau

Crime Victim Coordinator

Kim Chimner

Legal Secretary

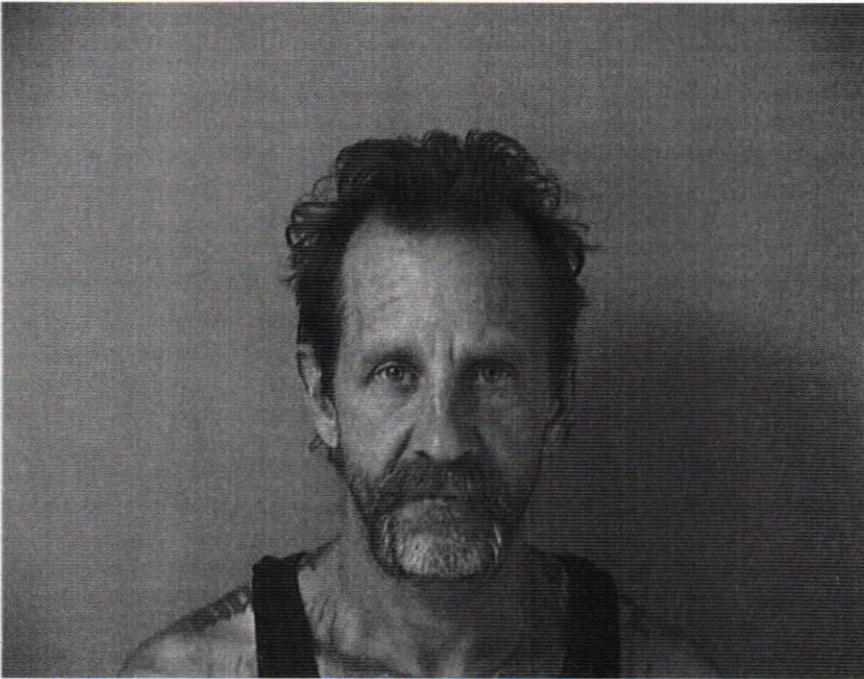
Julie K. Rettell

Legal Secretary



IMPORTANT CASES OF 2016

Sean Joseph Swindle [51] – Cheboygan



Swindle was convicted of Domestic Violence – 3rd Offense as a Habitual Offender on November 1, 2016. Swindle was sentenced to serve 20 months to 7.5 years with the Michigan Department of Corrections. The case was investigated by Officer Joe Derry and Sgt Steve Warren of the Cheboygan Department of Public Safety.

The officers were dispatched to a 911 call of a domestic assault. At the scene, the officers made contact with a female who had a bloody mouth, drywall in her hair and complaining of a headache. The officers secured the scene and interviewed witnesses. Swindle, who was married to the victim, was subsequently arrested and convicted of domestic violence. Swindle had been convicted of Domestic Violence in 2003 and 2014.

IMPORTANT CASES OF 2016

Kennedy Fitzgerald-Junior Scales [31] – Saginaw



Scales was convicted of Delivery of Heroin and Delivery of Crack Cocaine, both with Second Drug Conviction Enhancements following a jury trial in July 2016. He was sentenced to serve 42 months to 40 years with the Michigan Department of Corrections. This case was investigated by Detective Patrick Holt of the Straits Area Narcotics Enforcement.

The SANE team performed a controlled buy through the use of a confidential informant [CI]. The CI communicated with her heroin and crack-cocaine supplier out of Saginaw. The purchase was set up at the Indian River Burger King. On February 24, 2016, Scales brought up approximately \$650 worth of heroin and crack-cocaine. The SANE team was surveilling the transaction and subsequently Scales was pulled over on I-75. The investigation led to his arrest and conviction at trial. Scales had two previous convictions for delivery of narcotics.

IMPORTANT CASES OF 2016

Joseph Lownsberry [27] – Indian River



Lownsberry was convicted of two counts of Accosting a Minor Child for Immoral Purposes in June 2016. He was sentenced to serve 32 months to 4 years with the Michigan Department of Corrections. This case was investigated by the Tuscarora Township Police Department.

The investigation revealed that Lownsberry had sexual contacts on two separate occasions with minor females. The first incident occurred in approximately 2011; however, the victim was unable/unwilling to move forward due to her young age. The Prosecuting Attorney's Office kept the case in "pending files". In April 2016, a report involving a sexual contact with a second minor child was made. The investigations led to Lownsberry's arrest and conviction.

2016 CASELOAD

Type of Case	2009	2010	2011	2012	2013	2014	2015	2016
Criminal/Traffic	1131	1117	1069	973	1062	1018	1144	1077
Felony	229	263	258	206	260	269	209	196
Misdemeanor	880	807	754	723	758	714	900	839
Traffic	20	47	57	44	44	35	35	42
Other	2	0	0	0	0	0	0	0
Juv. Warrants	123	123	137	108	98	111	125	122
Abuse/Neglect	36	13	38	29	25	26	17	26
Mental Health	0	11	1	11	13	10	11	6
Child Support	148	139	107	99	124	104	118	93
Total Cases	1438	1403	1352	1220	1322	1269	1415	1324
Attorneys	5	5	5	5	5	5	3	3
Cases/Attorney	287.6	280.6	270.4	244	264.4	253.8	471.7	441.3

FELONY CASELOAD

FELONY CRIME CLASS BREAKDOWN

Crime Class	2010	2011	2012	2013	2014	2015	2016
Drugs/Alcohol	227	179	185	253	206	194	198
Property Crimes	153	139	158	138	126	66	53
Crimes Person	64	74	51	38	57	39	44
Sex Crimes	23	36	73	64	44	38	45
Weapons	18	27	19	20	17	21	4
Misc.	12	26	17	23	29	9	4
	497	481	503	536	479	367	348

NOTE: No data was collected for 2009

FELONY DRUG BREAKDOWN

Drug	2009	2010	2011	2012	2014	2015	2016
Marijuana	40	61	26	45	52	45	34
Heroin	21	32	13	8	14	4	5
RX Drugs	65	73	45	44	135	135	135
Alcohol	15	11	23	8	18	12	16
Methamphetamine	8	34	51	77	1	18	4
Cocaine	8	12	21	3	0	2	4
Hallucinogens					4	6	0

NOTE: No data was collected for 2013

FELONY CASELOAD COMPARABLES

REGIONAL COUNTY CASELOAD COMPARABLES

County	Felony PSI's	Attorneys	Felony/Atty
Mackinac	97	2	48.5
Cheboygan	128	3	42.66666667
Chippewa	160	4	40
Emmet	175	5	35
Otsego	101	3	33.66666667
Charlevoix	64	3	21.33333333
Antrim	39	3	13
Presque Isle	23	2	11.5



ABUSE/NEGLECT & JUVENILES

The Cheboygan County Prosecuting Attorney's Office prosecutes Child Abuse and Neglect petitions on behalf of the Department of Human Services.

- Total Abuse and Neglect Petitions - 23.
- Petitions resulting in termination – 4
- Appeals – 1
- Mediations – 15
- 3200 Referrals – 3
- LEN Referral [forwarded to police agency] – 61

The Cheboygan County Prosecuting Attorney's Office handles cases involving community members suffering from mental illness and needing court supervision and/or hospitalization.

- Adult Mental Health Commitment Cases - 6

The Cheboygan County Prosecuting Attorney's Office prosecutes cases involving juvenile delinquency. These cases involve Cheboygan County citizens that are under age of 17 and commit an offense.

- Juvenile Delinquencies Petitions Received – 122.
- Petitions Denied – 34.
- Petitions Authorized – 88.
- Incurrigibility Cases – 5.
- Truancy/Runaway Cases – 5.

CRIME VICTIM RIGHTS

The Crime Victims' Rights Act provides Michigan victims with basic rights and protections as victims of crime. The Cheboygan County Victim Advocate provides the following services to Cheboygan County Crime Victims:

- **Orientation to the Criminal Justice System:** Explaining court procedures and providing specific information regarding their case.
- **Court Support Services:** Assisting victims during trials and courtroom proceedings.
- **Case Status:** Keeping victims informed on case status and final disposition.
- **Victim Impact Statement:** Providing Judges with victim statement regarding the incident and their request regarding disposition and/or restitution.

Collector	Case Type	Amount
County Clerk	Felony	\$ 67,780.37
District Court	Misdemeanor	\$ 24,088.56
Probate Court	Juvenile	\$ 9,564.21
Prosecutor's Office	All of above	\$ 20,736.61
Total Restitution to Victims		\$ 122,169.75

- **Referrals:** Direct victims to community resources for further assistance.
- **Crime Victim Compensation:** Assisting qualified victims to apply for medical, funeral and counseling assistance from the Michigan Compensation Fund.
- **Addressing Further Victimization:** Help crime victims address fallout from the case – for example: Setting victim up with appropriate police agency or assisting with the drafting of a Personal Protection Order.
- **Active Participation in Community Programs:** Child Advocacy Counsel, Domestic Violence Task Force, Cheboygan County First Response Advocates Training, Youth Task Force, Bullying [local schools], Child Death Review and Women's Safe House in Petoskey.

Victim Rights Coordinator, Celeste Charboneau 231-627-8879.

PATERNITY AND CHILD SUPPORT

THE TITLE IV-D PROGRAM

Title IV-D of the Social Security Act establishes the child support program and sets the requirements that all state child support programs must meet in order to receive funding. Parents and custodians can receive help in establishing and enforcing child support as well as medical support through the IV-D program.

Services provided under Title IV-D of the Social Security Act (IV-D program) include:

- **Locating parents and/or establishing paternity.**
- **Establishing court orders for child support, medical support and child care expenses**
- **Directing parents to services that may help them in their time of need.**
- **Working with other states to establish paternity or child support when one parent does not live in Michigan.**
- **Referring custody and parenting time matters that are in dispute to the Friend of the Court so the matters may be resolved for the parties.**
- **Our website is now accessible to the public which contains additional information for the Child Support Division of the Prosecutor's Office.**

Child Support Specialist, Jessica Farver 231-627-8411

PATERNITY AND CHILD SUPPORT

ESTABLISHMENT FOR CHEBOYGAN COUNTY

****Data from dates 10-1-2013 through 09-31-2014****

IV-D Cases with Court Orders:	1,364
All open cases with children receiving benefits from State (i.e.: Medicaid, food assistance or cash assistance) that there is an order established.	
Support Order %:	82.8%
The percentage of cases with child support established through a support order.	
Children in IV-D cases:	1,647
The number of Cheboygan County children receiving benefits from the State.	
Children Born Out of Wedlock:	1,036
The number of Cheboygan County children receiving benefits from the State who were born out of wedlock.	
Children Born Out of Wedlock with Paternity Established:	1,020
The number of children born to unwed parents where paternity was established.	
Paternity Establishment %:	98.5%
The percentage of cases completed with paternity testing and DNA genetic test results that established paternity.	
Children w/Paternity Established:	8
The number of cases Cheboygan County Prosecutor's Office Child Support Division established paternity for in 2013.	
Total referrals received from the State:	93
This is the amount of referrals the Prosecutor's Office received from the State for establishment purposes of paternity and/or child support in 2013.	
Total referrals that had to be rejected or are pending:	59
Cases with Court Orders Established:	26

89TH DISTRICT COURT

2016 Annual Report

*Cheboygan County
Maria I. Barton
District Court Judge
P.O. Box 70
County Building
Cheboygan, MI 49721*

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Mission Statement

The 89th Judicial District Court will serve the public in an informed, efficient manner, with equal treatment for all, according to the law. Employees strive to work as a team with a common goal of public service.

Judge Maria I. Barton – Judge Maria I. Barton was elected to the 89th District Court in 2008 and took office in 2009. Prior to her election, Judge Barton served as the Straits Area Narcotics Enforcement Prosecutor for 16 years. Judge Barton received the Prosecutors Service Award in 2008 in recognition of her 15 years of public service. In 2008, Senator Carl Levin recognized her as “Crime Fighting Mom of the Year” for her service to fighting crime in Northern Michigan. After graduating from Ohio University with a Bachelor’s Degree in Business Administration, she completed her law degree at the University of Toledo, College of Law. Judge Barton lives in Indian River with her husband David and daughter Cassie.

Court Administrator/Court Clerk Jodi Barrette – Jodi Barrette was hired in March 1989 as Criminal Clerk for the 89th District Court. In 1993, she became a State of Michigan Certified Electronic Operator and received her State of Michigan Certificate for Electronic Recording in April of 2001. She was appointed Court Administrator/Judicial Secretary in June of 2005. In May 2009, Ms. Barrette graduated from Michigan State University with a certificate in Judicial Administration. She is a State of Michigan Certified Notary. She is a member of the Michigan Court Administrators Association.

Deputy Criminal Clerk Deborah Keller – Deborah Keller was hired part-time in December of 1989 and became a full-time Traffic Clerk in June of 1990. In February of 1994, she was assigned to the position of Criminal Clerk. Ms. Keller also serves as the Jury Clerk for the 89th District Court. In April 2001, Ms. Keller received her State of Michigan Certified Electronic Operator certificate. She is also a State of Michigan Certified Notary and is also PBT Certified. Ms. Keller graduated from North Central Michigan College with an Associate’s Degree in Business.

Court Recorder/Civil Clerk Christine Hartman –Christine Hartman began employment in October 2001 as the Criminal Clerk for the 89th District Court. In 2015, she was appointed Court Recorder/Civil Clerk. She is a State of Michigan Notary Public. In October of 2003, Ms. Hartman received her State of Michigan Certified Electronic Operator certificate and her State of Michigan Certificate for Electronic Recording in 2006. She is a member of the Court Reporter’s/Recorder’s Association.

Magistrate Liz Stankewitz – Liz Stankewitz began employment with the 89th District Court in January 2009 as Deputy Civil/Traffic Clerk for the 89th District Court. Prior to her employment in District Court, she had served as the Officer Manager for the Cheboygan County Prosecutor’s Office for five years. In July 2009, she was appointed as full-time Magistrate/Traffic Clerk. Ms. Stankewitz is a member of the Michigan Association of District Court Magistrates. Ms. Stankewitz is a Certified Electronic Operator in the State of Michigan and is also PBT Certified.

Chief Probation Officer Kim Youngs – Kim Youngs began employment with the 89th District Court in January 2009 as Probation Officer. Ms. Youngs has become certified through Redwood Toxicology Laboratory for collections of specimens for drug testing purposes and is also PBT Certified. Prior to her employment in the District Court, Ms. Youngs was the Victims Advocate for the Cheboygan County Prosecutor for five years. Ms. Youngs is a member of the Michigan Association of District Court Probation Officers. In May of 2011, Ms. Youngs received her State of Michigan Certified Electronic Operator certificate. In January 2016, she was appointed Chief Probation Officer.

Deputy Criminal Clerk Mellisa LaLonde – Mellisa LaLonde began employment in September 2009 as a part-time Traffic/Civil Deputy Clerk. In October of 2011, Ms. LaLonde received her State of Michigan Certified Electronic Operator certificate. She is a State of Michigan Certified Notary. She is currently the Deputy Clerk in the Criminal Division working full-time.

Probation Officer/Court Officer/Assistant Magistrate Dale Selin – Dale Selin began employment in October 2010. His duties include the transportation of inmates to/from the jail for court hearings, Law Enforcement Information Network (LEIN) coordinator/trainer for the court, as well as working with the Sheriff's Department to provide court security. In December 2010, Mr. Selin was appointed as Assistant Magistrate completing all training in March 2011. In May of 2011, Mr. Selin received his State of Michigan Certified Electronic Operator certificate. Mr. Selin served as Lt. Commander of the Cheboygan Post and SANE drug team before retiring from the Michigan State Police after 32 years of service. In January 2016, Mr. Selin became a full-time employee and was appointed as Probation Officer in addition to some of his other duties and responsibilities.

Part-Time Office Assistant Aimee Faggion – Aimee Faggion joined the staff in October of 1993 through the Lamplighters Activity Center. She works seven hours per week. Ms. Faggion is responsible for copying, filing and assisting court staff as needed.

The 89th District Court achieved many accomplishments in 2016 as summarized below. The court's overall operations, as well as its service to the public, have been enhanced by these accomplishments.

Operational and Procedural Improvements

Commitment to Efficient Use of Public Resources

- The 89th District Court recognizes its responsibility to be fiscally responsible with the use of public resources. In 2016, District Court's budget was \$643,855.22 which was an increase of \$38,247.22 from the 2015 budget. During 2016, \$19,162.22 of this amount was added to the court's budget in order for the county to decrease unfunded accrued pension liability. The additional amount is reflective of Board Approved raises. In 2016, the 89th District Court total expenditures were \$18,657.39 less than budgeted. District Court has come in under budget every year from 2009 through 2016 for a total savings of \$225,067.08 to the county.

Staff Changes

- In June of 2016, our Civil Clerk, Tracy Lindsay, retired after 22 years of service to the District Court. Through attrition, the District Court did not re-hire for this position and instead, we were able to restructure the office for a significant overall budget savings to the County. In turn, we were able to correct some of the comparable wage disparities that existed for current staff. The annual estimated cost savings of wage and fringe was \$22,893.00.

Other Cost Savings

- In December of 2016 the Court Administrator of the District Court worked with county courts, Prosecutor's Office and the Institute of Continuing Legal Education to renew/cancel our online and printed material subscriptions. This was an annual cost savings of \$338.00 to the county.

Michigan Department of State Clearances

- The 89th District Court was asked by the Michigan Department of State to be a pilot court for their new Direct Access programming. This new programming allows courts to instantly clear a license suspension from an individual's driving record upon payment in full of fines and costs. This program has been an effective tool as it provides a more efficient option for resolution of license suspensions for the individual, the court and the Michigan Department of State.

Magistrate's Use Cell Phones while On-Call

- The 89th District Court currently has one and a half full-time employees who perform magistrate duties. Magistrates are responsible to be on-call after hours and on weekends/holidays to address individuals who have been arrested, review new charges and set bonds. In order to improve efficiency the Magistrates are electronically processing paperwork through the use of cell phone technology. Magistrates are now able to immediately address questions while on call from anywhere in the State.

Operational and Procedural Improvements Continued

Judge Barton and staff have focused on maintaining a high standard of public service by increasing productivity through internal operational and procedural improvements.

Jury Costs

- The 89th District Court continues to address the issues of trials and preliminary hearings in an effort to improve the timeliness of cases and to reduce the time, effort and cost in subpoenaing police officers and other witnesses (prosecutor expenses). These efforts result in more cases being settled before the day of trial, reducing witness fees for the Prosecutor's Office, overtime costs to the police agencies and jury costs in District Court. Below are the jury costs incurred since 2009.
 - 2009 jury costs were \$ 6,566.57
 - 2010 jury costs were \$ 2,264.37
 - 2011 jury costs were \$ 0.00
 - 2012 jury costs were \$ 2,923.68
 - 2013 jury costs were \$ 3,861.91
 - 2014 jury costs were \$ 864.76
 - 2015 jury costs were \$ 1,507.64
 - 2016 jury costs were \$ 495.77

Collections

- The court continues to pursue the collection of fines and costs at the time of sentencing. In 2009, the District Court focused on improving our collections by ordering that fines, costs and fees are due in full at time of sentencing per Michigan Court Rules. The court notifies the defendant of the amount of the fine at the time of plea. Additionally, the notice of sentencing contains information regarding the amount of the fine. As a result, more defendants are paying fines at the time of sentencing, thereby reducing staff time required to pursue collection after sentencing. The court continues to routinely address outstanding fines and costs through show causes where defendants are ordered into court to address their outstanding obligations. In 2011, the court began garnishing tax returns for individuals with outstanding fines and costs to help reduce the outstanding receivables. To date, the court has collected approximately \$66,516.60 on cases where garnishments were sent but the individual came in and paid prior to the garnishment being processed by the Department of Treasury. An additional \$2,928.20 has been collected via garnishments that were issued and processed by the Department of Treasury.

Operational and Procedural Improvements Continued

Polycom (State of Michigan Courts Video Project)

- In September 2012, the State of Michigan installed approximately \$50,000.00 worth of electronic video equipment into all three courtrooms in Cheboygan. This project was spearheaded by Jodi Barrette, District Court Administrator in conjunction with the State of Michigan Courts Video Project. When defendants are lodged in other counties or in prison, the court can resolve the case via a video Polycom proceeding thereby saving the costs of transportation and/or overtime to local police agencies to have the defendant brought to Cheboygan. The Polycom system reduces prisoner transportation costs for local police agencies, overtime compensation for police officers and Department of Corrections, increases public safety, reduces costs for Michigan State Police Forensics and increases productivity. The District Court utilizes this equipment whenever possible in order to make the most efficient use of time for the court, staff, police agencies, Department of Corrections and assigned judges. We believe this equipment will prove to be a very effective cost saving project as well as provide further safety to the citizens of Cheboygan County. In 2016, the District Court through the use of the Polycom helped the county save an estimated \$3,717.27 in prisoner transportation and visiting judge costs. We have saved approximately \$16,990.87 for 2013 through 2016 combined.
- In January of 2017, the State of Michigan provided our county with all new Polycom systems. This upgrade has helped to make the system work more efficiently. Additionally, the Cheboygan County Sheriff Department is pursuing this technology which will allow other county courts and jails to have access to Cheboygan County prisoners directly through our Sheriff Department.

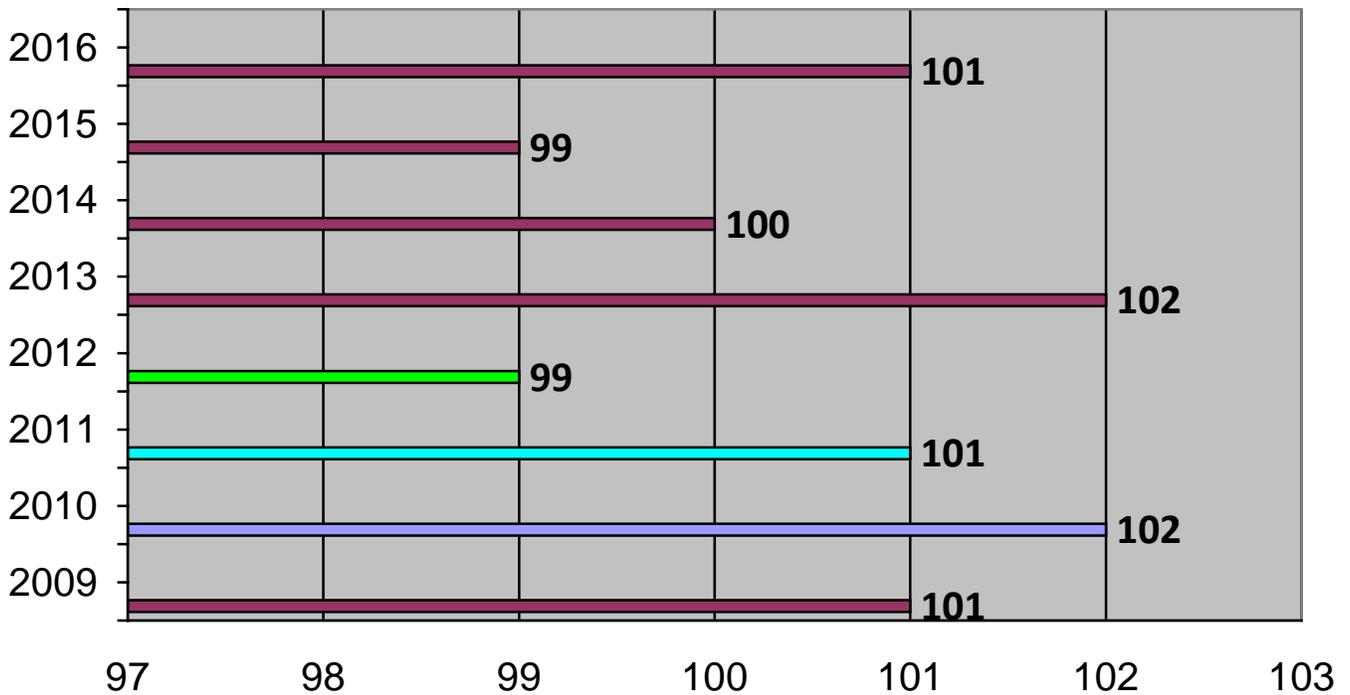
IyeTek (Michigan State Police Electronic Citations)

- In January 2014, the 89th District Court began accepting electronic citations from the Michigan State Police. Although the exact costs savings cannot be determined by the court, there would be a significant savings for the State Police in mileage and time. The court has noticed increased efficiency in processing these citations from State Police, as the court electronically receives the citations the following morning, and they are automatically uploaded to the court's case management system. This is a significant time savings to the court, as these citations do not need to be entered by the court; and information can be given right away when individuals call about their ticket. Additionally, the court is able to provide information to other departments such as the Prosecutor's Office, police agencies, and the Cheboygan County Jail. The court is pleased to announce that we are currently working with C.C.E. Central Dispatch Authority to start accepting electronic citations from the Cheboygan County Sheriff Department.

Caseflow Management

- Efficient Case Processing – Clearance rates are a way to measure caseflow management and efficiency of a court. Clearance rates indicate the extent to which a court is keeping up with incoming caseload. Clearance rates above 100% indicate that a court is reducing a backlog. A clearance rate of 100% indicates the court is keeping up with its current caseload and maintaining the size of any pending caseload. The higher the percentage, the more efficient the court is in handling its caseload.

In 2016, the 89th District Court’s clearance rate was 101% with 5,084 new or reopened cases and 5,125 disposed cases.



Sobriety Court

The 89th District Sobriety Court was started in August of 2012 after the team attended the 2012 DWI Court training with the National Highway Safety Administration in late June. The Sobriety Court team includes:

Honorable Maria I. Barton, District Judge
Jodi Barrette, DWI Coordinator
Kim Youngs, Probation Officer
Dale Selin, Research Expert
Fred Feleppa, Assistant Prosecutor
Ronald Varga, Defense Counsel
Mike Brege, Detective Lieutenant – Cheboygan County Sheriff Department

In addition to the above team, Kathy Mason from Catholic Human Services as well as Kim Lytle from Harbor Hall play a significant role in our program.

The mission of Sobriety Court is to help substance abusers achieve sobriety by providing a structural framework within which to be successful and to help facilitate change in addictive behaviors. The Sobriety Court focuses on holding individuals accountable through the team approach.

The 89th District Court revised workload and job responsibilities within the court to be able to operate the Sobriety Court without additional personnel or costs to the county. Participants in the program are responsible for paying their fines and costs, a participation fee of \$20.00 per month for each month in sobriety court, fees for drug testing, fees for alcohol monitoring systems, and counseling. The Sobriety Court budget is comprised of funds the 89th District Court receives annually from the State of Michigan for Drunk Driving and Drug cases filed. The court receives an average of \$9,000.00 to \$12,000.00 annually.

In 2012, the Sobriety Court accepted a total of 8 participants into the program, in 2013 accepted 11 participants, in 2014 accepted 11 participants, in 2015 accepted 12 into the program and in 2016 accepted 11 into the program. Since inception, eight individuals were discharged due to non-compliance, two individuals were transferred to another court, one individual is on warrant status and 27 were discharged after successful completion of our program. We now have 15 active participants in our program.

Jail Savings

- Based upon the charges of the individuals that have participated in this program and possible jail sentence, the Sobriety Court program saved approximately \$19,900.00 in 2012, \$24,600.00 in 2013, \$54,400.00 in 2014, \$78,300.00 in 2015, and \$73,000.00 in 2016 in jail costs for Cheboygan County. This figure is based on \$20.00 a day per inmate.

Community Service/Work Crew

- In 2016, the Sobriety Court participants completed 1314 hours of community service in lieu of employment hours and for sanctions. Additionally, 8 days of work crew were ordered which equals approximately 64 hours of service work for our community.

Sobriety Court Budget

The Sobriety Court budget was \$10,000.00 for 2016.

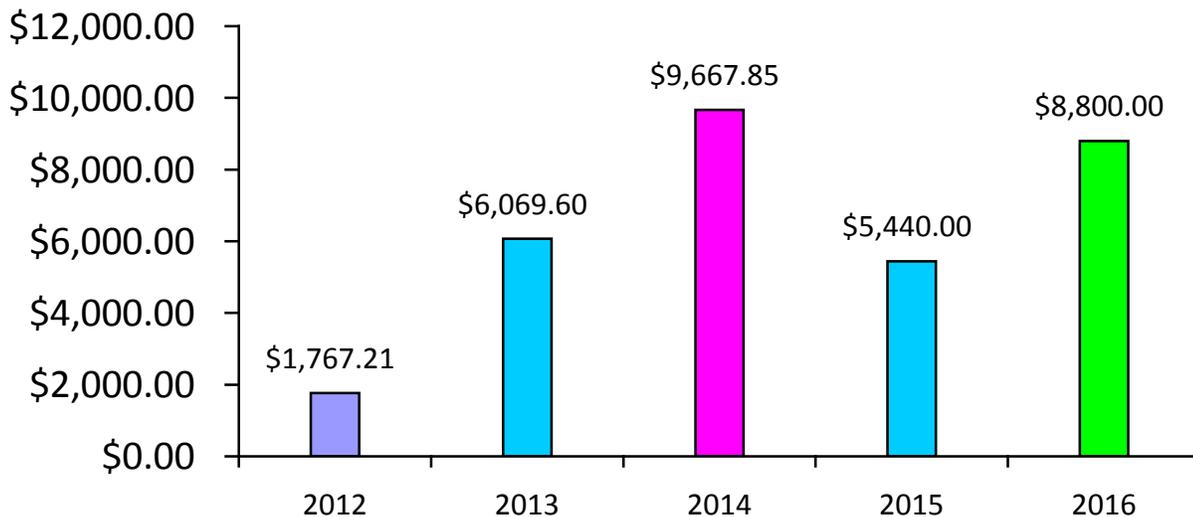
Expenditures:

Description	2016 Amended Budget	YTD Activity 2016	Available Balance
Expenditure Control	3,000.00	0.00	3,000.00
Contractual Services	400.00	10.00	390.00
Consul/Ind Provider	500.00	0.00	500.00
Incentives/Supplies	3,200.00	3,176.20	23.80
Travel/Lodging/Meals etc.	1,000.00	704.60	295.40
Employee Training	1,000.00	590.00	410.00
Tether/Drug Testing Fees	900.00	473.10	426.90
Total Expenditures	\$10,000.00	\$4,953.90	\$5,046.10

Revenue:

In 2016, the Sobriety Court’s revenue was \$8,800.00. Revenue is comprised of a \$5.00 portion of every filing fee from civil cases (\$3,560.00), sobriety court fees (\$5,030.00) and District Court costs (\$210.00).

Sobriety Court Revenue

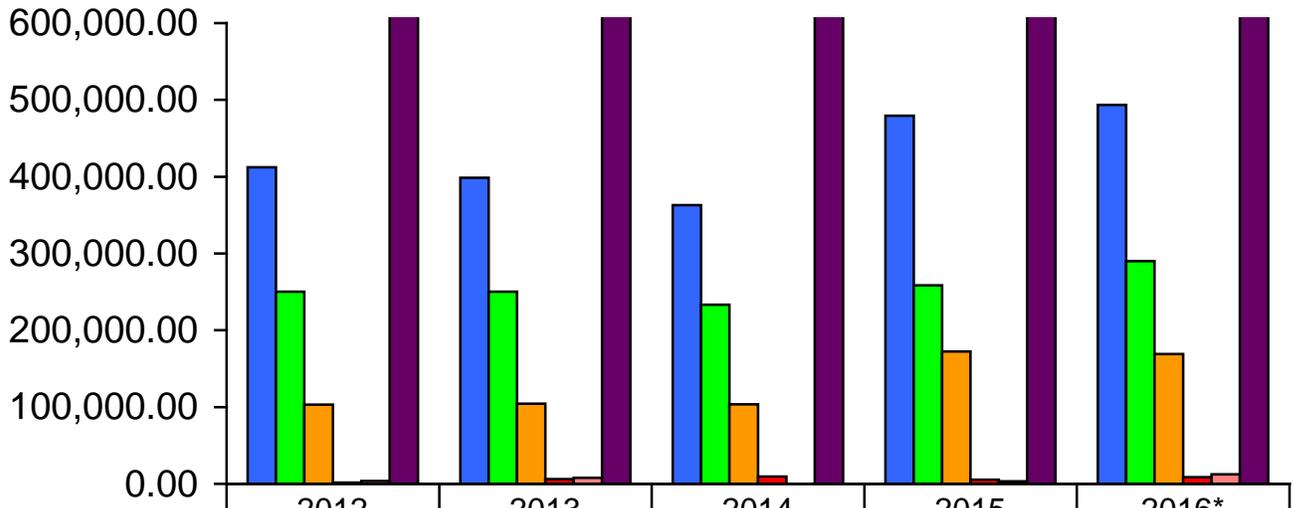


Timely Case Disposition

The 89th District Court is meeting or exceeding most of the guidelines specified by the Michigan Supreme Court.

89th District Court 2016 percentage	Michigan Supreme Court Time Guidelines
99%	90% of General Civil and Miscellaneous Civil cases adjudicated within 273 days from case filing
100%	98% of General Civil and Miscellaneous Civil cases adjudicated within 455 days of filing
99%	95% of Summary Civil cases without jury demand, including small claims, landlord/tenant, and land contract actions adjudicated within 126 days from case filing
50%	65% of Summary Civil cases with jury demand, including landlord/tenant and land contract actions adjudicated within 154 days from case filing
96%	90% of Civil Infraction cases, including traffic, non-traffic and parking cases adjudicated within 35 days from case filing
100%	98% of Civil Infraction cases, including traffic, non-traffic and parking cases adjudicated within 84 days from case filing
93%	85% of Misdemeanor cases, including misdemeanor drunk driving and misdemeanor traffic adjudicated within 63 days of first appearance
99%	95% of Misdemeanor cases, including misdemeanor drunk driving and misdemeanor traffic adjudicated within 126 days of first appearance
52%	60% of Preliminary Examinations including extradition/detainer cases held within 14 days of arraignment
79%	75% of preliminary examinations including extradition/detainer cases held within 28 days of arraignment

Revenue



	2012	2013	2014	2015	2016*
General Revenue	412,220.82	398,717.20	362,799.98	479,519.48	493,339.52
Trust & Agency	250,268.70	250,246.86	233,367.12	258,693.33	289,963.00
Penal Fine	103,314.40	104,497.99	103,638.11	172,302.07	168,903.65
Sobriety Court	1,767.21	6,069.60	9,667.85	5,440.00	8,800.00
Coll/Not Earned/Other	3,570.00	7,830.00		3,225.00	12,510.00
Total	771,141.13	767,361.65	709,473.06	919,179.88	973,516.17

In 2016, the 89th District Court’s revenue was \$973,516.17, up \$54,336.29 from 2015. The increase is believed to be due to the increase in traffic civil infraction cases as well as criminal and traffic misdemeanor cases. Of the \$973,516.17 collected, \$493,339.52 was given to the Cheboygan County general fund.

Pursuant to statute and local ordinance, \$289,963.00 from the Trust and Agency account was distributed to the Police Agencies, DNR Fish/Game Fund, and Secretary of State, Crime Victim Fund, State Court Fund, Convicted OUIL Assessment, Juror Compensation, Civil Filing Fee Fund, Justice System Fund and Victim Restitution. Money assessed by the courts for penal fines is dispersed to public libraries per statute. In 2016, \$168,903.65 was dispersed to Cheboygan, Indian River, and Mackinaw City, Presque Isle, Topinabee and Wolverine libraries. Sobriety Court revenue totaled \$8,800.00.

In 2016, the District Court had additional revenue that was collected but not earned of \$12,500.00. This revenue is a surety bond that was forfeited when the defendant failed to appear in court. The bonding agencies have one year to find the defendant and turn him/her over to the court. If the bonding agency is unable to locate the defendant, this revenue will be turned over to the Cheboygan County general fund. Also, \$10.00 collected for the Cheboygan County Preservation Fund.

*Unaudited data

Expenses

District Court's budget was \$643,855.22 for 2016. District Court was under budget by 2.9% in 2016.

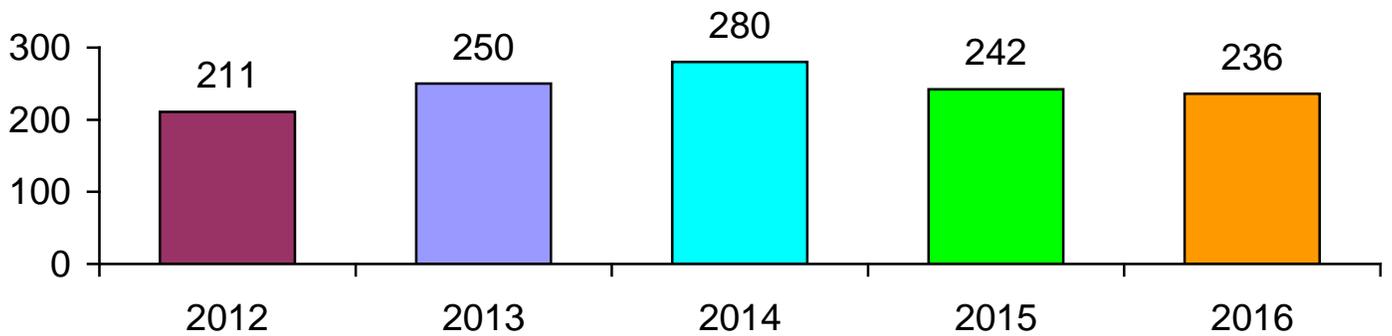
Description	2016 Amended Budget	Ending Balance 2016	Available Balance
Judge Standard Payment	40,039.00	40,039.00	0.00
County Supplement Judges Salary	5,685.00	5,685.00	0.00
Fringe	211,209.00	209,570.76	1,638.24
Full Time	313,438.00	313,433.95	4.05
Part Time	4,401.00	4,396.00	5.00
Year End Salary Adjustment	19,162.22	20,767.20	(1,604.98)
On Call/Reimbursement	11,201.00	10,663.73	537.27
Office Supplies	5,800.00	5,663.91	136.09
Uniforms	50.00	13.50	36.50
Transcripts	1,500.00	217.35	1,282.65
Jury Fees	2,500.00	495.77	2,004.23
Contractual Services	500.00	206.98	293.02
Legal-Court Appointed Attorneys	1,500.00	375.00	1,125.00
Visiting Judges	200.00	163.88	36.12
Membership & Subscriptions	2,250.00	1,903.08	346.92
Telephone	1,500.00	937.96	562.04
Cell Phone	1,620.00	1,620.00	0.00
Travel/Lodging/Meals etc.	1,000.00	719.29	280.71
Employee Training	500.00	300.00	200.00
Caseflow Assistant Grant	10,000.00	0.00	10,000.00
Tether/Drug Testing Fees	1,000.00	659.70	340.30
Fees	414.00	414.00	0.00
Office Equipment & Furniture	586.00	585.00	1.00
Computer-Hardware/Software/Maintenance	7,800.00	6,366.77	1,433.23
2016 Total Expenditures *	\$643,855.22	\$625,197.83	\$18,657.39
2015 Total Expenditures	\$605,608.00	\$570,103.47	\$35,504.53
2014 Total Expenditures	\$560,153.00	\$540,134.32	\$20,018.68
2013 Total Expenditures	\$531,338.00	\$513,612.76	\$17,725.24
2012 Budget	\$512,668.00	\$511,917.18	\$750.82
2011 Budget	\$522,084.90	\$499,407.14	\$22,677.76

*Unaudited Data

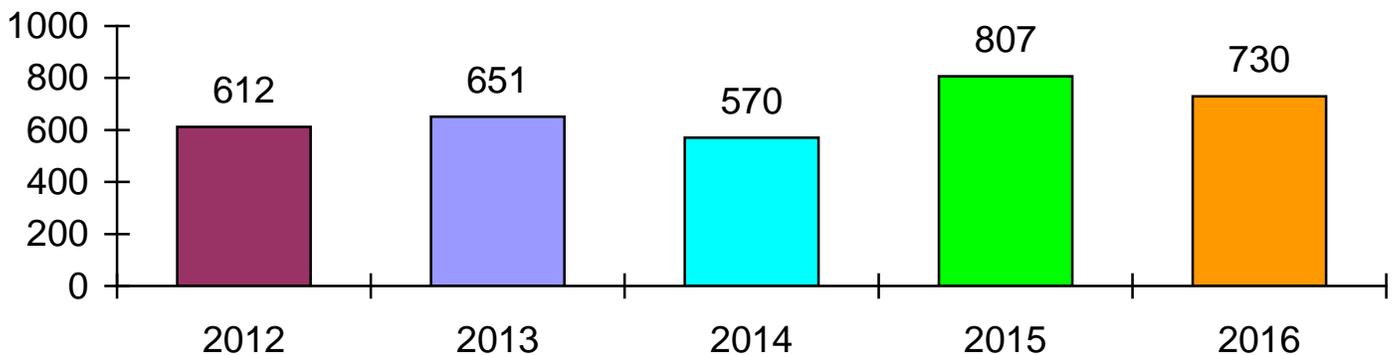
The 89th District Court is divided into three divisions – criminal, civil and traffic. All criminal cases whether misdemeanor or felony, begin in District Court. The Criminal Division of the District Court handles a wide range of criminal proceedings including misdemeanor offenses for which the maximum possible sentence is one year or less. Examples of District Court misdemeanor offenses include drunk driving, use or possession of marijuana, shoplifting, domestic violence, assault and battery, and driving while license suspended. In misdemeanor cases, Judge Barton arraigns the defendant, sets bond, takes pleas, conducts the trial and sentences the defendant.

In addition to issuing misdemeanor complaints, the District Court also issues all felony complaints, sets bond and conducts preliminary hearings for felony cases. If at the preliminary hearing, the prosecutor establishes by probable cause that a crime has been committed and the defendant committed the crime, the case is transferred to Circuit Court for trial. The Criminal Division of the court is also responsible for issuing search warrants, scheduling all hearings and trials for misdemeanors, receipting and maintaining all criminal bonds, keeping records of all criminal matters, reporting information to state agencies including Secretary of State for motor vehicle violations and notifying Michigan State Police of criminal convictions.

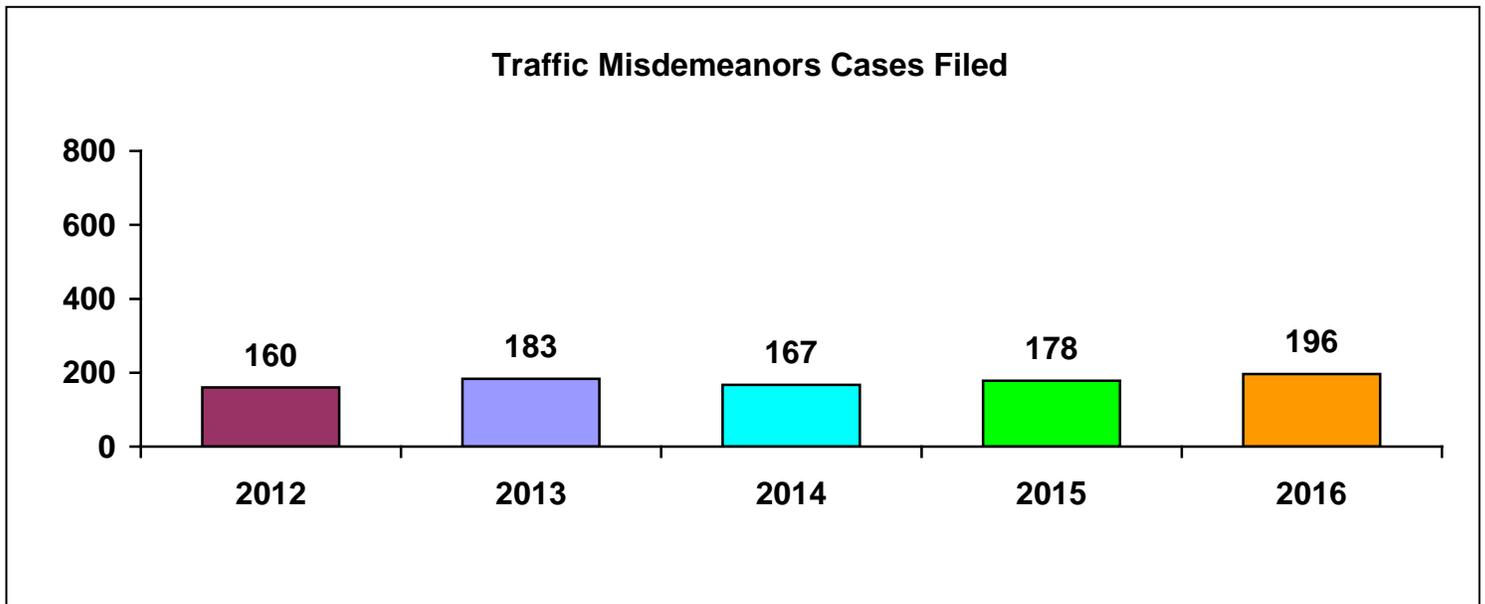
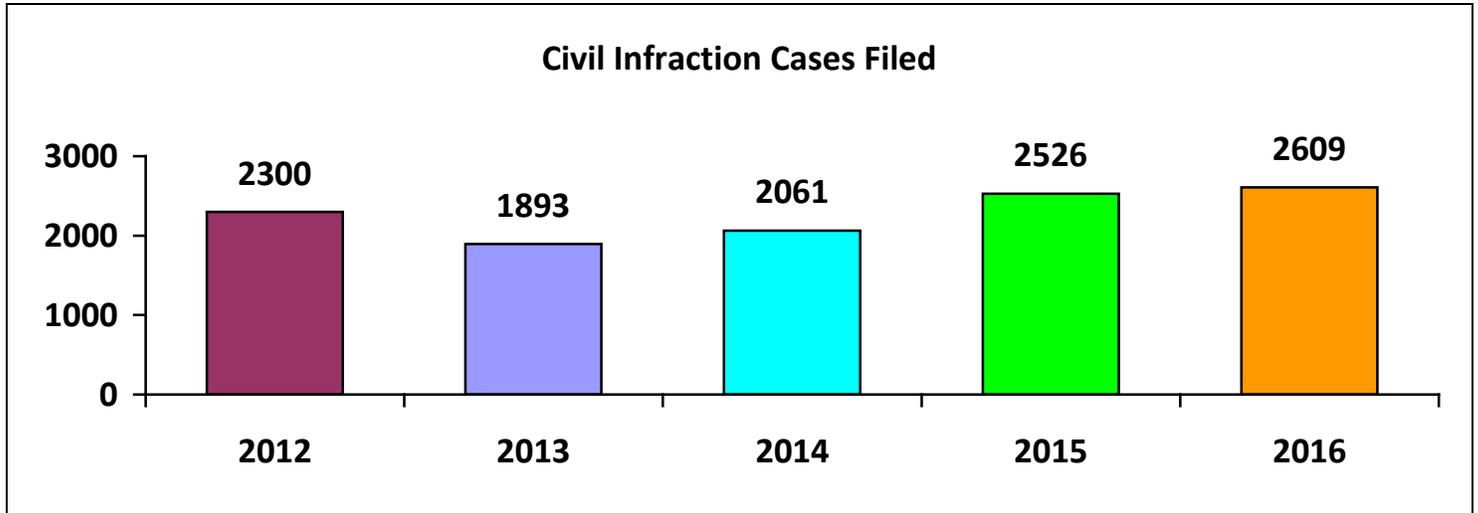
Felony Cases Filed



Misdemeanor Cases Filed



The Traffic Division processes all civil infractions, which include minor traffic matters, some Department of Natural Resource matters and certain misdemeanor cases. Speeding tickets, registration/plate violations, careless driving, parking, seatbelt violations, no proof of insurance, defective equipment and failure to stop or yield are examples of civil infractions handled by District Court. These civil infractions make up the majority of activity in the Traffic Division. Other cases handled in this division are misdemeanors such as failure to display valid operator’s license on person, expired plate violations, violation of restricted license as well as various hunting, camping, boating and fishing violations.

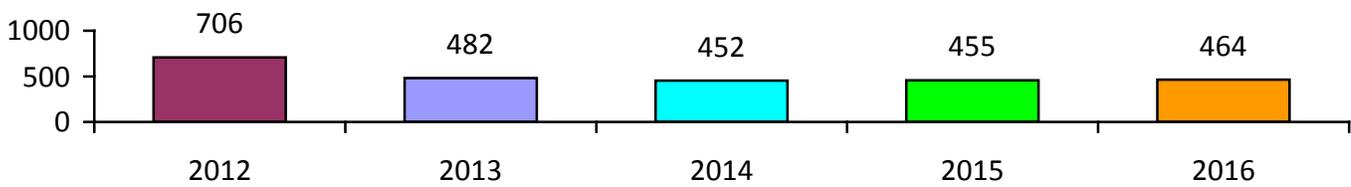


The Civil Division of the court has jurisdiction over all civil disputes where the amount in controversy is less than \$25,000, small claims and landlord tenant cases. General civil also includes cases for claim and delivery.

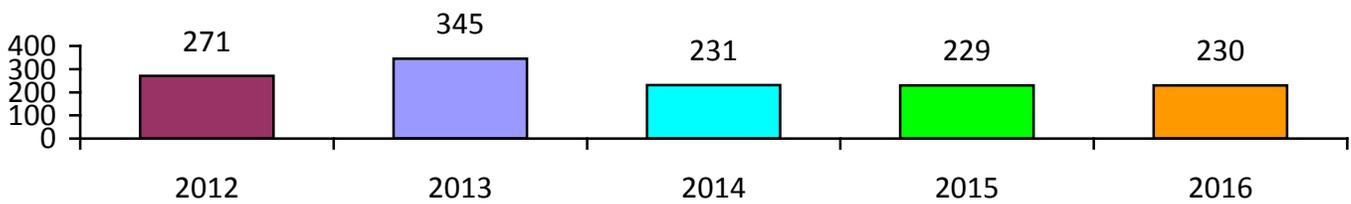
In small claims cases, the amount in controversy is \$5,500 or less. Litigants waive the right to be represented by an attorney, waive the right to a jury trial and the right to appeal the district judge’s decision.

Landlord tenant cases are filed by landlords or land contract vendors when tenants or land contract vendees are not complying with the terms of the lease or contract. This area also includes summary proceeding matters.

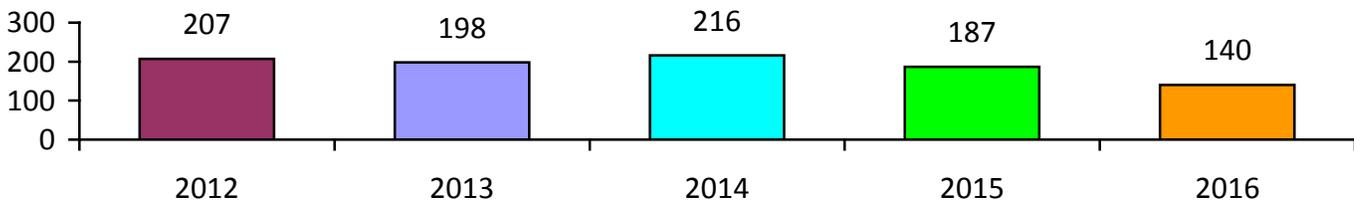
General Civil Cases



Small Claim Cases

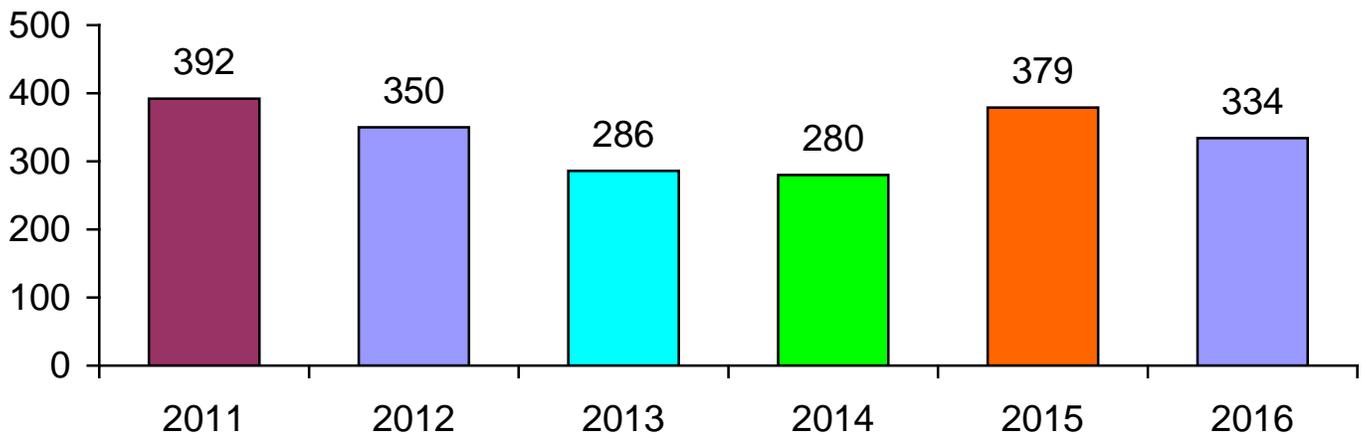


Landlord/Tenant Cases

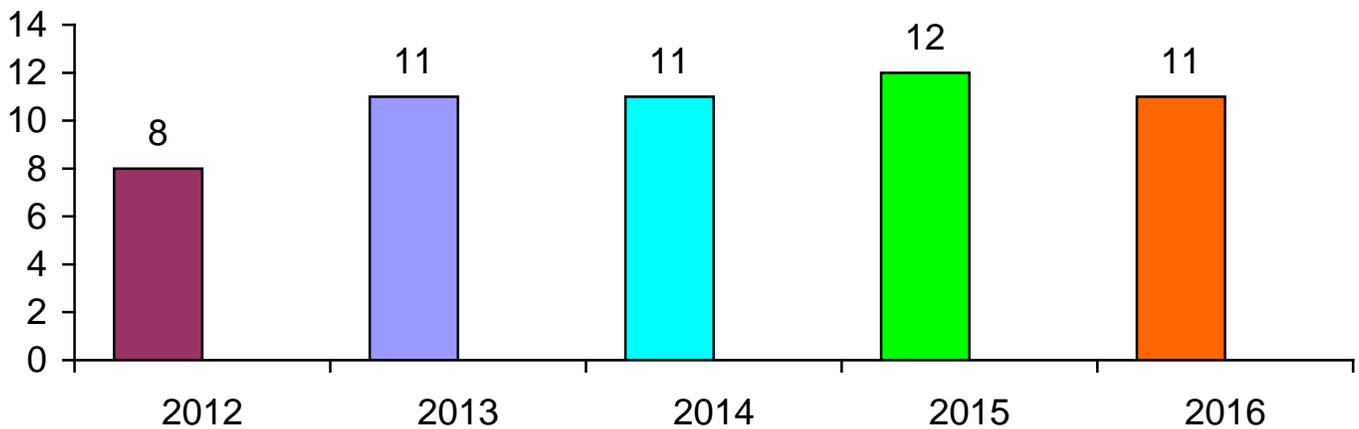


The Probation Department provides services to the judge, victims and probationers. The probation agent is responsible for the preparation of pre-sentence investigation reports and the supervision and referral to appropriate programs/services for defendants placed on probation. Monitoring probationers is necessary to restore victims and communities, protect the public, promote probationer accountability, and create a climate for probationers' rehabilitation. This includes the supervision of community service placements and those individuals referred to Community Corrections as alternatives to incarceration. The chart below reflects the total number of probationers placed on probation in each year to include non-reporting probation cases.

District Court Probation Caseload



Sobriety Court Probation Caseload



The District Court had eight individuals enter our program in 2012, eleven in 2013, eleven in 2014, twelve in 2015 and eleven in 2016. In 2012, there were no individuals discharged, in 2013 there were four discharged as non-compliant, eleven discharged in 2014, eight in 2015 along with one non-compliant and one that is on warrant status and in 2016 there were fourteen that successfully completed the program. To date, we have a total of 15 active individuals in our program.

Jury Fee Reimbursement

The Juror Compensation Reimbursement Fund was created as of January 1, 2003, to provide a source of reimbursement funding to trial courts for legislated increases in juror attendance compensation. Beginning October 1, 2003, jurors were compensated at new, higher rates (see MCL 600.1344) and trial court funding units can claim reimbursement biannually from the fund for the increased expense. The figures below reflect the reimbursements to Cheboygan County (Circuit, District and Probate Courts) which are deposited into the county's general fund.

Year	1 st Term	2 nd Term
2012	\$2,150.00	\$2,755.00
2013	\$2,845.00	\$4,750.00
2014	\$2,175.00	\$ 372.50
2015	\$2,957.50	\$4,095.00
2016	\$2,195.00	\$4,587.50

Drunk Driving Caseload Assistance Fund

The Drunk Driving Caseload Assistance Fund was created by statute effective January 1, 1992. The fund was created to provide a source of funding for implementation of new case processing time guidelines which would promote the timely disposition of cases in which the defendant was charged with a qualifying drunk driving offense. Offenses can be charged under either state statute or local ordinance. Funds received are based on previous year's caseload.

Year Received	
2012	\$ 11,027.73
2013	\$ 8,994.90
2014	\$ 10,875.74
2015	\$ 9,400.55
2016	\$ 9,538.48

Drug Cases Information Management Fund

The Drug Case Information Management Fund was created by statute effective September 1, 1994. The fund was created to provide a source of funding for timely management and new reporting to the Secretary of State of specific cases. The case types include an attempt to violate, a conspiracy to violate, or a direct violation of the Public Health Code for drug-related offenses. Offenses can be charged under either state statute or local ordinance. Funds received are based on previous year's caseload.

Year Received	
2012	\$ 560.80
2013	\$ 565.95
2014	\$ 649.84
2015	\$ 769.87
2016	\$ 881.26

Community Service Program

This sentencing alternative provides the Court with the opportunity to allow certain indigent offenders to perform volunteer work as part of their sentence as credit against payment of fines and costs. Placements are located in government or community not-for-profit agencies and supervised by the Probation Officer. Paperwork must be completed on each referral, a suitable location selected, and supervision or oversight required.

In 2016, 1,858 hours of community service were completed by defendants assigned to the Community Service program. Community service hours resulted in \$15,793 being credited toward eligible fines, costs and fees.

Smart Start/Rancilio Home Confinement Services/House Arrest Services

Defendants who are sentenced to be on an alcohol monitor/tether are referred to any one of these agencies. These programs are utilized by the court to help monitor an individual’s alcohol intake and/or keep the defendant confined to his/her home and provide accountability to the un-incarcerated defendant. Other types of technology are also available to allow the court to monitor at different levels of security based on the seriousness of the offense such as Alcohol Tether w/GPS, Ignition Interlock with/without camera, and Vehicle Immobilization.

Williams House/Evangeline House

The Williams House and Evangeline House are structured transitional houses for recovering alcoholics/addicts. The Williams House is for men 18 or older, and the Evangeline House is for women 18 or older. The goal of the transition houses is to help people recover and maintain sobriety in a structured, drug-free environment so they can return to their families and jobs.

Community Mediation Services

The court utilizes this mediation program to assist the court and public in resolving small claim cases. Mediation allows parties an opportunity to resolve their cases in a non-adversarial manner while working with a trained mediator.

Year	2011	2012	2013	2014	2015	2016
# of Referrals	8	6	7	0	6	7
# Cases Mediated	8	6	7	0	6	6
# Cases Mediated to agreement	8	5	5	0	4	5
# Cases Mediated without agreement	0	1	2	0	2	1
Overall Mediated to Agreement Rate	100%	83%	71%	0	67%	83%

Court Website

The 89th District Court’s website provides information about the court and its services. The site provides general information to the public about the district court and basic procedural guidelines to assist the public in understanding how the district court operates. Included on the website is information about location and hours of operation, court calendar, payment options, court dispositions, fines and costs, filing fees and other helpful links as well as information with regard to criminal, civil and traffic cases. Since 1994 through 2016, the District Court has collected \$2,143,456.94 in credit card payments. Our website address is www.89thdistrictcourt.org.

Work Crew

This program was started by the Cheboygan County Sheriff Department to provide a Work Crew Program in lieu of jail to reduce jail overcrowding, provide an alternative sentencing option to the judges and provide a program allowing a defendant to give back to the community through community service. In 2016, 211 individuals were ordered to the work crew which represents approximately 610 beds saved.

Other Programs

The District Court also utilizes other programs such as Alcohol Highway Safety Education, Outpatient Counseling, Inpatient Treatment, Shoplifter's Alternative, Anger Management, and Domestic Violence Counseling.



Cheboygan County Board of Commissioners' Meeting

May 23, 2017

Title: Housing Department Bid Recommendation for Project H16-371

Summary:

This project will provide new windows, roof repair/replacement, new drywall, bathroom repairs, new high-efficiency boiler, and floor repair. This is a stick built home over 50 years old in a densely developed residential area in the City of Cheboygan and will have a positive impact on the neighborhood. The winning bid submitted was \$41,857. The bid was within 5% of the project estimate. Michigan Economic Development Corporation has approved this bid amount for this project. The homeowner has reviewed the bids and agrees with the selection. As required by the new grant terms, all mortgages are held by the State of Michigan, Michigan Strategic Fund rather than Cheboygan County as in the past. They are 50% forgivable loans with 10% forgiven for each of the first five years of the loan. The work on this project, the applicant, the mortgage, and note have all been approved by the State of Michigan Strategic Fund and the builder is ready to begin the project upon approval the County.

Financial Impact: \$41,857 is included in 283-823-810.22 budget to be reimbursed by the CDBG grant.

Recommendation: Approve project #H16-371 for a total cost of \$41,857

Prepared by: Steve Schnell

Department: Community Development/Home Improvement Loan Services



Cheboygan County Board of Commissioners' Meeting

MEETING DATE: May 23, 2017

Title: Drug Court – Approval of 2018 Swift and Sure Sanctions Probation Program (SSSP) Grant Application

Summary:

The Court was notified by the State Court Administrator's Office in late April that the Circuit Court was eligible to apply for the Swift and Sure Sanctions Probation Program Grant which supplies funding toward intensive probation supervision program that targets felony offenders with a history of probation violations. The grant application deadline for this program was May 5, 2017. There were not any scheduled Board meetings after the notification came and prior to the deadline; therefore, the Judge informed staff that the Court would prepare the application, provide to administration for review, submit the application by the deadline and provide the grant application at the Board at the May 23, 2017 meeting for Board ratification.

Staff discussed the program with the Judge and identified that the program would be contingent on receiving grant funding and that no other funds have been appropriated. The program would require participants to be closely monitored, including frequent random testing for drug and alcohol use and frequent meetings with their case worker. The objective of the program is to improve probationer success by imposing graduated sanctions including jail time if program parameters are not met. This has resulted in a reduction in drug and alcohol test failures in participants as well as a higher compliance in probation attendance and compliance in existing programs across the State.

This grant period runs from October 1, 2017 through September 30, 2018; however, the Court has identified its potential start date as December 1, 2017.

Financial Impact:

Grant award amount of \$74,184.50; no local match is required.

Recommendation:

I recommend the Cheboygan County Board of Commissioners ratify the 2018 Swift and Sure Sanctions Probation Program Grant application in the amount of \$74,184.50 previously electronically submitted on behalf of the Board Chairperson and authorize the Board Chairperson to sign any forthcoming required documentation after review by the Finance Director and legal counsel, if applicable.

Prepared by: Judge Scott Pavlich
Jeffery B. Lawson

Department: 53rd Circuit Court
Administration



Application

09931 - Fiscal Year 2018 Swift and Sure Sanctions Probation Program - Final Application

10375 - 53rd Circuit Court Swift & Sure Sanctions Probation Program
Swift and Sure Sanctions Probation Program (SSSPP)

Status: Submitted

Submitted Date: 05/05/2017 11:17 AM

Applicant Information

Primary Contact:

Name:* Ms. Tina Marie Jewell
Salutation First Name Middle Name Last Name
Title:
Email:* tjewell@cheboygancounty.net
Address:* 870 S. Main Street
Address Line 2
Address Line 3 870 S. Main Street
City* Cheboygan Michigan 49721
City State/Province Postal Code/Zip
Phone:* 231-627-8818 6278818
Phone Ext.

Organization Information

Name:* 53rd Circuit Court - Cheboygan County (C53)
Organization Type: State Court Administrative Office
Tax ID:
Organization Website:
Address:* 870 S. Main St.
PO Box 70
* Cheboygan Michigan 49721
City State/Province Postal Code/Zip
Phone:* 231-627-8818
Fax: 231-627-8419

Ext.

Preapplication SSSPP

Will this program be operated in a circuit court?* Yes
Does your program accept No

misdeemeanor offenders?*

Application Information

Projected Program Capacity:^ 27

Do you have an approved Local Administrative Order (LAO)?

Local Administrative Order (LAO)* Yes

LAO #: 2017-02

Do you have a current Memorandum of Understanding (MOU)?

Memorandum of Understanding (MOU)* Yes

Effective Date: 04/27/2017

Expiration Date: 09/30/2018

If operational, current number of participants: 0

Applicant Contact Information

Select your court* C53 Cheboygan/Présque Isle

Federal Tax ID Number: * 38-6004841

Regional Administrator* Jerome Kole

People served* Men, Women

Program Fiduciary: * Cheboygan

Date that the program accepted or anticipates first participant* 12/01/2017

Please pick your program type* Swift and Sure Sanctions Probation Program

Is your program operational?* No

Is your court a tribal court?* No

Courthouse name (example: Frank Murphy Hall of Justice)

Courthouse street address* 870 S. Main Street

Room/Floor

City* Cheboygan

State* MI

Zip code* 49721

Chief Judge: First Name* Scott

Chief Judge: Last Name* Pavlich

Chief Judge: E-mail Address* circuitjudge@cheboygancounty.net

Judge: First Name* Scott

Judge: Last Name* Pavlich

Title* Judge

Judge: E-mail Address* circuitjudge@cheboygancounty.net

Judge: Phone Number* 231-627-8818

Ext.

Judge's Mailing Address: Street* 870 S. Main Street

**Judge's Mailing Address:
Room/Floor** P.O. Box 70

Judge's Mailing Address: City* Cheboygan

Judge's Mailing Address: State* MI

**Judge's Mailing Address: Zip
Code*** 49721

Judge 2: First Name

Judge 2: Last Name

Judge 2: Title Judge

Judge 2: E-mail Address

Judge 2: Phone Number

Ext.

Judge 2 Mailing Address: Street

**Judge 2 Mailing Address:
Room/Floor**

Judge 2 Mailing Address: City

Judge 2 Mailing Address: State

**Judge 2 Mailing Address: Zip
Code**

Judge 3: First Name

Judge 3: Last Name

Judge 3: Title Judge

Judge 3: E-mail Address

Judge 3: Phone Number

Ext.

Judge 3 Mailing Address: Street

**Judge 3 Mailing Address:
Room/Floor**

Judge 3 Mailing Address: City

Judge 3 Mailing Address: State

**Judge 3 Mailing Address: Zip
Code**

Judge 4: First Name

Judge 4: Last Name

Judge 4: Title Judge

Judge 4: E-mail Address

Judge 4: Phone Number

Ext.

Judge 4 Mailing Address: Street

**Judge 4 Mailing Address:
Room/Floor**

Judge 4 Mailing Address: City

Judge 4 Mailing Address: State

**Judge 4 Mailing Address: Zip
Code**

Court Administrator: First Name* Karen
Court Administrator: Last Name* Chapman
Court Administrator: E-mail Address* kjc@cheboygancounty.net
Project Director (Main Program Contact): First Name* Tina
Project Director: Last Name* Jewell
Project Director: Title* Case Manager
Project Director: E-mail Address* tjewell@cheboygancounty.net
Project Director: Phone Number* 231-627-8818

Ext.

Project Director Mailing Address: Street* 870 S. Main Street
Project Director Mailing Address: Room/Floor P.O. Box 70
Project Director Mailing Address: City* Cheboygan
Project Director Mailing Address: State* MI
Project Director Mailing Address: Zip Code* 49721

Financial Officer: First Name* Kari
Financial Officer: Last Name* Kortz
Financial Officer: Title* Finance Director
Financial Officer: E-mail Address* kkortz@cheboygancounty.net
Financial Officer: Phone Number* 231-627-8430

Ext.

Financial Officer Mailing Address: Street* 870 S. Main Street
Financial Officer Mailing Address: Room/Floor P.O. Box 70
Financial Officer Mailing Address: City* Cheboygan
Financial Officer Mailing Address: State* MI
Financial Office Mailing Address: Zip Code* 49721

Authorizing Official: First Name* Chris
Authorizing Official: Last Name* Brown
Authorizing Official: Title* Cheboygan County Board of Commissioners Chairperson
Authorizing Official: E-mail Address* chrisbrown@cheboygancounty.net
Authorizing Official: Phone Number* 231-420-2734

Ext.

Authorizing Official Mailing Address: Street* 870 S. Main Street
Authorizing Official Mailing Address: Room/Floor P.O. Box 70
Authorizing Official Mailing Address: City* Cheboygan
Authorizing Official Mailing MI

Address: State*

**Authorizing Official Mailing
Address: Zip Code*** 49721

**I have reviewed the above
information for accuracy*** Yes

Goals & Program Progress

Goal #1*

Reduce the number and frequency of missed appointments with the probation officer/case manager.

Increase potential for rehabilitation by increasing the effectiveness of probation.

Goal #2*

Reduce new crimes among the target population while in the program and after completing Swift and Sure.

Reduce recidivism of participants.

Goal #3*

Reduce the number and frequency of positive drug and alcohol tests.

Reduce substance abuse through frequent testing and prompt sanctioning.

Goal #4

Reduce probation revocations.

Reduce probation revocations by addressing violations promptly before participants commit major violations.

Goal #5

Reduce incarceration.

Reduce incarceration.

Goal #6*

Improve the speed and efficiency of responding to probation violations.

Improve speed and efficiency of addressing probation violations.

Goal #7

List any other goals specific to your program here (optional).

Increase employment rates of probationers.

Increase collection rates of fines, costs and restitution.

Implementation Success*

Describe how the court will monitor the degree to which the Swift and Sure program is implemented and functioning as designed and described in this grant application.

The court will maintain data on number of violations, sanctions, revocations, and recidivism rates of all participants and compare those numbers to those of the non-swift and sure probationers.

Long-term Success*

How will you determine the long-term success of your program?

The primary goal is to enhance rehabilitation and reduce recidivism. Based on the above data the participants rates of recidivism and revocations will be compared with the rest of the probation populations.

Program Design pt. 1

Eligibility*

Please state your eligibility criteria.

Section 6

(2) An individual is eligible for the swift and sure probation supervision program if he or she receives a risk score of medium or high on a validated risk assessment.

(3) A defendant who is charged with a crime under one or more of the following is not eligible.

(a) Section 316, 317, 520b, 520d, 529, or 544 of the Michigan penal code, 1931 PA 328, MCL 750.316, 750.317, 750.520b, 750.520d, 750.529, and 750.544.

(b) A major controlled substance offense as that term is defined in section 2 of chapter I, except for a violation of section 7403(2)(a)(v) of the Public Health Code, 1978 PA 368, MCL 333.7403.

Identification*

How are potential Swift and Sure probationers identified, and by whom?

MDOC Probation Agents in Cheboygan and Presque Isle Counties will screen candidates during PSI phase and identify potential candidates based on COMPAS.

Eligibility Screening*

When does the initial eligibility screening occur, who conducts the initial screening of offenders, and who determines eligibility?

This will occur during PSI phase.

Procedure if Ineligible*

What is the procedure if the probationer is found to be ineligible?

If M.D.O.C. determines an individual is eligible then it will be noted in PSI and provided to the judge before sentencing, and if the court places individual in swift and sure program, a warning hearing will follow.

COMPAS Risk Assessment*

When does the COMPAS risk assessment occur?

During PSI phase.

Program Design pt. 2

Case Processing*

What are the barriers to imposing swift sanctions for probation violations (that is, within 72 hours after a violation is reported to the court), and what is the plan for addressing those barriers?

The 53rd Circuit covers two counties with only one circuit court judge. Polycom is available to accommodate prompt hearings, and there is also a Concurrent Jurisdiction Plan in place allowing the Presque Isle County Probate judge to assist. Judge McLennan has signed M.O.U.

Treatment (As Needed)*

How will you determine if a participant needs treatment? What treatment resources are available?

MDOC will have input on the treatment as well as defense attorney. The need for treatment may also become apparent during contacts with case manager and/or during probation violation hearings.

Federal Confidentiality Laws *

What are the program's policies and procedures to assure compliance with federal confidentiality laws regarding treatment information?

Although HIPAA does not specifically apply to the courts, it does apply to substance abuse treatment providers, and therefore, the Court will adhere to the spirit of the law by having a consent for disclosure form of confidential information that meets HIPAA requirement available for SSSPP probationers who attend substance or mental health treatment programs.

Additionally, any diagnosis, prognosis or treatment records of a probationer for substance abuse programming will remain confidential, and all probationers will sign a valid consent form permitting disclosure of their treatment information between their various treatment providers. All consent forms will comply with 42CFR part 2.

Program Design pt. 3

Probation and Judicial Supervision*

Who is responsible for providing probation supervision, and what is the approximate caseload per probation officer/agent?

MDOC agents Young, LaFleche and Blumle, together with the case manager, will be responsible for supervision.

Probation caseload per agent: Eric Young (48), Jude Blumle (30), Sarah LaFleche (48).

Officer Contact*

How frequently will the probation officer/agent have contact with the probationer? Are the contacts direct (face-to-face) or indirect (telephone)?

Maximum - 2x per month (minimum) In person

Medium - 1x per month (minimum) In person

Minimum - 1x every other month in person

More if determined necessary.

Intensive Probation*

Is supervision is Swift and Sure more intensive than in standard probation? If yes, how?

Supervision would be intensive initially once per week with MDOC or case manager and then adjusted downward based on need.

Initial Warning Hearing*

What is the procedure at the initial warning hearing when a probationer enters the program? What information will be provided to probationers as they begin the program?

At the initial warning hearing the judge will inform the SSSPP probationer of the probation requirements and sanctions, and the sanctions and remedies that will apply to probation violations. The probationer at that time will be given a written copy of the sanctions and remedies that are applicable should they face probation violations. The probationers will also execute the participation agreement at or prior to the warning hearing.

Other than the Initial Warning Hearing, how else do probationers learn about Swift and Sure program rules and expectations?

The rules and expectations of the program will be reinforced to the probationers throughout their term of probation by regular contact with their probation agent as well as regular contact with the case manager.

Program Design pt. 4

Drug Testing*

How frequently are probationers required to submit to drug and/or alcohol testing? What substances are they being tested for?

Probationers will be drug and alcohol tested on the average of two times per week. Probationers will have to phone in daily, and at that time be advised as to whether they have to report to drug testing. The testing dates are random. In addition to alcohol, the substances tested for are Marijuana, Heroin, Rx drugs, Methamphetamine, Cocaine and Ecstasy/Hallucinogens. In addition, there will be random testing for additional substances such as Ritalin, but testing for these substances is more costly, and therefore such testing will occur on a sporadic basis.

These procedures have been in place under the current drug court program, and the chain of custody and collection issues have been addressed and policies are in place to assure accuracy. Redwood Lab personnel are available to testify by telephone if necessary regarding the accuracy of lab results.

Administrator*

Who administers the drug and/or alcohol testing?

Specimens for drug and alcohol testing will primarily be taken at two facilities located in Cheboygan which are privately operated, and the Presque Isle County Sheriff's Office for Presque Isle County cases. The specimens will then be sent to Redwood Labs with the results to be furnished in 24-48 hours. This testing has proven to be much more accurate than the instant tests. The case manager and probation agents may also assist in administering these tests.

Notification*

Who is notified of the result, and how soon does this occur?

As soon as a positive test occurs, the supervising probation agent, case manager and the court will be notified. The test results are usually ready within 24-48 hours.

Sanctions*

List the sanctions that are used for probation violations in the program.

The most common sanction will be incarceration. Minor violations such as late for reporting, counseling or curfew could be a brief holding time period of four to eight hours. Any significant violations such as positive test, missed report day or counseling would be two days in jail for first offense, three days for following offenses.

Sanctions for less serious violations would include increased reporting, increased drug and/or alcohol testing, curfews, or extensions in term of probation.

The above sanctions would apply if the probationer admits culpability. If probationer is not forthright and honest and a hearing is necessitated, sanction would be a significantly higher. If probationer temporarily absconds, the sanction will be 30 days.

Mental health treatment or substance abuse treatment would not be a sanction; however, violations may bring conditions to light that would indicate the implementation of substance abuse or mental health treatment, and if so, treatment would be arranged.

Additionally, if probationers miss appointments without notice and a care provider loses an hour of their time, then the probationer would receive a financial sanction to compensate the appropriate party for their missed time.

Greatest sanction would be revocation.

Probation Violation Hearing*

What is the process for scheduling and conducting a probation violation hearing?

As soon as a probation violation comes to light, the hearing will be scheduled within 72 hours of the offense. The probation agent or case manager will know if the probationer is going to admit or contest the allegations. If there is to be an admission, the hearing will consist of taking the admission and administering the sanction and should take no more than ten minutes. The court will accommodate the scheduling of these hearings in order that they can be inserted around other ongoing court business. Sanctions will be administered as close in time as possible to the offense.

If the probationer, on the other hand, intends to contest the hearing, the case manager and/or probation agent shall ascertain whether the probationer wishes to have court appointed counsel, and if so, appointment of counsel shall be arranged forthwith. The parties shall appear in court within 72 hours of the violation; however, on contested matters it may be necessary to continue the hearing in order to allow counsel to adequately prepare. If so, these hearings shall be a priority, and unless extenuating circumstances exist, continuances shall be no more than a week at most.

Sanctions Imposed*

How soon after a violation is reported to the court will the sanction be imposed?

It is generally anticipated that sanctions will be imposed at the time the violation is established by plea or hearing.

Caring/Supportive*

Does your Swift and Sure program maintain a caring and supportive environment for the probationer to succeed? If yes, how?

At the initial warning hearing, the Court will convey to the participant that it is hoped the probationer will work with the program and succeed in turning their life around. The probation agents and the case manager will advise the probationer that they plan to work together, and if the probationer has any suggestions or needs that they can assist with such as job placement, mental health or substance abuse treatment, they will be assisted in those areas.

Program Design pt. 5

Expulsion Criteria*

What are the criteria for unsuccessfully terminating a probationer from the program?

In some circumstances, expulsion will occur when it is determined that after a repeated pattern of violations the offender has displayed no serious effort at rehabilitation, and to permit continuation in the program would be an unwise use of resources and impair the integrity of the program.

If probationers abscond for an extended period of time and have to be rearrested or commit new felonies and in some cases misdemeanors, then these acts would result in expulsion as well.

Swift and Sure Team*

Who makes up the Swift and Sure team? What are their roles and responsibilities?

53rd Circuit Court Judge - The judge will make the final determination as to which probationers are sentenced to swift and sure programming. The judge will conduct the warning hearing as well as all probation violation hearings. The court will make itself accessible for all hearings to be scheduled in a timely fashion. The judge will participate in the grant application process as well as communicate regularly with probation agents and the case manager.

MDOC Agents - Agents in Cheboygan and Presque Isle Counties will assess potential swift and sure probationers at the PSI phase by using the COMPAS tool. The agents will then monitor the performance of the probationers while on probation and bring all violations promptly before the court. The agents will also make recommendations relative to substance abuse treatment and/or mental health treatment as necessary.

Case Manager - The case manager will assist in the grant process including required information to be supplied to any and all agents who are overseeing the grant and programming. The case manager will arrange and monitor drug testing on a regular basis for all participants and also maintain contact with the participants working in conjunction with the probation agents to monitor, oversee and assist the probationers with compliance. The case manager will coordinate resources for mental health and substance abuse treatment as well as arrange for payment of same. Most probationary terms will require the probationer to secure full time gainful employment. The case manager will work with the probationers on this condition of probation to assist with job searches and resume preparation, etc. It is anticipated that after the first month of probation the probationers have not secured employment then the probationer will be required to perform at least 30 hours per week community service. The case manager will facilitate and monitor the performance of this community service.

Prosecutors in Cheboygan and Presque Isle Counties - Prosecutors will make themselves available should they be needed for contested probation violations.

Sheriffs in Cheboygan and Presque Isle Counties - The Sheriff's Office will be available to apprehend any probationers that are in violation in a prompt fashion and the Presque Isle County Sheriff will also assist with drug testing.

Defense Attorneys in Cheboygan and Presque Isle Counties - Defense attorneys will represent probationer who contest any violations.

Stakeholders*

What stakeholders must be engaged to ensure program success?

In addition to the team members, stakeholders will be members of the treatment communities for mental health and substance abuse, and also the county commissioners for both Cheboygan and Presque Isle Counties.

Program Length*

What is the length of your program?

The program length conceivably would be any where from 18 months to 5 years. As anticipated, the norm would be in the 24 month range, but program length will depend on the performance of the probationer. It is anticipated that the probationer will have to perform without an infraction for at least 12 continuous months before discharge. Probationers may be stepped down to a period of regular probation before discharge.

Successful Completion*

What is considered successful completion of Swift and Sure?

Successful completion will be decided on a case by case basis. The probationer's prior history and current offense for which they are on probation will have to be taken into consideration. Generally, successful completion will require an extended period of time with the probationer being violation free and in full compliance.

Financial Request Justification

Are you requesting more grant funds than you were awarded last year? Yes

If yes, explain why based on the operations of your program. For example, drug test cost increases, program expansion, etc.

The 53rd Circuit Court has not had a swift and sure program, and is anticipated that the probationers will not be taken into this program until December 1, 2017.

Certification Form

Authorizing Official

By checking the box, I certify that the below referenced person is the Authorizing Official for the court program. Yes

Authorizing Official Name:* Chris Brown

Date:* 05/05/2017

Project Director

By checking the box, I certify that the below referenced person is the Project Director for the court program. Yes

Project Director Name:* Tina Jewell

Date:* 05/05/2017

Financial Officer

By checking the box, I certify that the below referenced person is the Financial Officer for the court program. Yes

Financial Officer Name:* Kari Kortz

Date:* 05/05/2017

By checking this box, I certify that the Chief Judge of this court supports our court applying for this grant opportunity. Yes

Personnel

Name	Position	Computation	Request	Other Grant Or Funding Sources	Local Cash Contribution	Local In-Kind Contribution	Total
Tina Jewell	Cheboygan County Case Manager		\$15,392.00	\$0.00	\$0.00	\$0.00	\$15,392.00
Tina Jewell	Presque Isle County Case Manager		\$9,620.00	\$0.00	\$0.00	\$0.00	\$9,620.00
			\$25,012.00	\$0.00	\$0.00	\$0.00	\$25,012.00

Personnel Justification

Personnel Justification*

Justify personnel (i.e., wages) associated with the proposed project.

It is estimated that there will be approximately 18 probationers in Cheboygan County and 9 in Presque Isle County in the SSSPP. The case manager will be responsible for setting up and monitoring all drug and alcohol testing, meeting with probationers and scheduling substance abuse and mental health treatment. The case manager will be in contact with MDOC, and facilitate communication and scheduling of hearings. \$18.50 per hour is consistent with local pay scale for similar work. These amounts are for a ten month period due to the December 1, 2017, projected start-up date.

Fringe Benefits

Row	Percentage	Request	Other Grant Or Funding Sources	Local Cash Contribution	Local In-Kind Contribution	Total
Employer FICA	7.65%	\$1,913.41	\$0.00	\$0.00	\$0.00	\$1,913.41
Retirement	18.81%	\$4,725.63	\$0.00	\$0.00	\$0.00	\$4,725.63
Hospital Insurance	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Dental Insurance	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Vision Insurance	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Unemployment	2.84%	\$710.34	\$0.00	\$0.00	\$0.00	\$710.34
Workers Compensation	1.0%	\$250.12	\$0.00	\$0.00	\$0.00	\$250.12
Life Insurance	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Other	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Other	0%	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals		\$7,599.50	\$0.00	\$0.00	\$0.00	\$7,599.50

Fringe Benefits Justification

Fringe Benefits Justification*

Justify fringe benefit costs associated with the proposed project.

The amount of fringe benefits is calculated on a basis consistent with those currently provided by the funding unit.

Contractual

Service to be Provided	Contractor(s)	Computation	Request	Other Grant or Funding Sources	Local Cash Contribution	Local In-Kind Contributions	Total	Subrecipient	Contractor/Vendor
Counseling Services, making counseling recommendations for Swift and Sure participants	Diane Lissfelt	Counseling services at \$90.00 per hour for 40 hours per year	\$3,600.00	\$0.00	\$0.00	\$0.00	\$3,600.00	No	Yes
Counseling services, assessments, therapy, etc. for Swift and Sure participants	Catholic Human Services/Harbor Hall	various (approximately \$360 per month)	\$3,600.00	\$0.00	\$0.00	\$0.00	\$3,600.00	No	Yes
Drug test collections	Northern Michigan	Average of 38 collections per	\$6,536.00	\$0.00	\$0.00	\$0.00	\$6,536.00	No	Yes

	Independent Drug Screening LLC	week at \$4.00 per test								
Defense Attorney Representation	Jim Gilbert, William Keogh, Michael Ekdahl	\$90 per hour for attorney appointed to represent probationers at contested hearings	\$4,000.00	\$0.00	\$0.00	\$0.00	\$4,000.00	No	Yes	
Mental health services, evaluation, counseling, medications adjustments	PsychNorth P.L.L.C.	\$260 evaluation; \$210 follow-up and supportive therapy, \$100 limited follow-up	\$1,500.00	\$0.00	\$0.00	\$0.00	\$1,500.00	No	Yes	
Comprehensive drug screening	Redwood Toxicology Laboratory	54 tests/wk x 43 wk @ \$8.50; 50 random test/year at \$32/test	\$21,337.00	\$0.00	\$0.00	\$0.00	\$21,337.00	No	Yes	
			\$40,573.00	\$0.00	\$0.00	\$0.00	\$40,573.00			

Contractual Justification

Contractual Justification*

Justify contractual costs associated with the proposed project.

It is anticipated that in the first year of the program for 2018 the average probationer population will be in the neighborhood of 27. The various contractual services were arrived at as follows:

(1) The court will contract with several counseling providers. Catholic Human Services and Harbor Hall provide counseling services, therapy and assessments for substance abuse. Rates for their services are as follows: if funded through NMSAS, individual sessions are \$10 each and group sessions are \$5 each; if not funded, those rates are \$80 and \$50 respectively. It is anticipated amounts to Catholic Human Services and Harbor Hall will average approximately \$360 per month. Diane Lissfelt's rate is \$90 per hour (average of 40 hours per year). These fees are consistent with the rate that is being paid in Northern Michigan for the services being provided. The court has contacted all possible providers in order to ensure that the lowest possible rates could be obtained.

(2) Drug test collections and drug testing. It is anticipated again that there will be 27 probationers participating in the program. These participants will be tested twice weekly with the urine specimens secured by Northern Michigan Independent Drug Screening and the samples analyzed by Redwood Toxicology Laboratory with the cost of \$8.50 per analysis and \$4.00 for securing the urine samples. In addition to the nine panel test covered by the \$8.50 charge, on occasion the court would test for additional substances such as Ritalin, Fentanyl, Gabapentin, etc. and in order to test for these substances a more expensive analysis is required from Redwood and the cost is \$32.00 per analysis. Maintaining a complete alcohol and drug sobriety during the term of probation is critical to a future reduction in recidivism.

(3) Defense attorney representation. It is anticipated that on occasion probationers will request a contested hearing with legal representation. It is anticipated that generally there will be admissions rather than contested hearings, however, approximately 45 hours of legal representation would be covered by the amount requested, which should cover approximately 15 contested hearings.

(4) Mental health services. A few participants may be experiencing mental health issues requiring more detailed psychological evaluation with recommendations.

The 53rd Circuit Court has been operating an adult felony drug court since 2009, and the above mental health and substance abuse professionals have been working with that program. This Circuit is in rural Northern Michigan, and these entities have proven to be appropriate and economical.

Supplies

Type of Supply	Computation	Request	Other Grant or Funding Sources	Local Cash Contribution	Local In-Kind Contribution	Total
Office Supplies		\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
		\$500.00	\$0.00	\$0.00	\$0.00	\$500.00

Supplies Justification

Supplies Justification *

Justify supply costs associated with the proposed project.

The case manager will incur expenses for preparation of agreements, sanction handouts, medical releases and correspondence.

Travel

Type of Travel	Computation	Request	Other Grant or Funding Sources	Local Cash Contribution	Local In-Kind Contribution	Total
Training		\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
		\$500.00	\$0.00	\$0.00	\$0.00	\$500.00

Travel Justification

Travel Justification*

Justify travel costs associated with the proposed project.

The judge and case manager plan to attend annual training in Lansing and some travel between two counties may be required. Current mileage rate is \$.535 per mile.

Total Budget

Budget Category	Request	Other Grant or Funding Sources	Local Cash Contributions	In-Kind Contributions	Total Cost
Total	\$74,184.50	\$0.00	\$0.00	\$0.00	\$74,184.50