MINUTES OF THE

COURTS AND LEGAL AFFAIRS COMMITTEE

TUESDAY, APRIL 21, 2009

At a meeting of the **Courts and Legal Affairs Committee**, held Tuesday, April 21, 2009, in the Board Room, on the 9th Floor of the Administration Building, Mount Clemens, the following members were present:

> Crouchman-Chair, Carabelli, DiMaria, Doherty, Lampar, Rocca, Sauger, Sprys, Tocco and Gieleghem (ex-officio).

Other Commissioners Also Present:

> Commissioner Duzyj
> Commissioner Rengert

There being a quorum of the committee present, Chair Crouchman called the meeting to order at 10 a.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

AGENDA

Commissioner DiMaria requested to amend the agenda to include item #5A (Report from Judge Sanborn) and item #6A (Report from Judge LeDuc). There were no objections.

MOTION

A motion was made by DiMaria, supported by Sauger, to adopt the agenda, as amended. **The Motion Carried.**

MINUTES

MOTION

A motion was made by DiMaria, supported by Rocca, to approve the March 17, 2009 minutes of this committee, as written. **The Motion Carried.**

REPORT FROM JUDGE KENNETH SANBORN

Present were Judge Kathryn George and Judge Kenneth Sanborn.

Judge Sanborn gave a verbal presentation relating to the operation of the Probate Court. There are two divisions: Wills and Estates Division and Mental Division.

Judge Sanborn spoke about a few problems they are currently experiencing:

1) Parking. Recommended to pave out on the front lawn, that way they could have some parking for their building.

2) Lobby. Recommended to expand or redesign.

3) Blue Coats. They lost 8 of 10 Blue Coats just in the Probate Court; it is a serious problem. Right now, there is only one Blue Coat at the door. They are in dire need for some more Blue Coats.

4) Visiting Judge Budget. Budget of $23,000. They are doing their best to comply within that budget amount.

The following commissioners spoke: Crouchman, Sprys and Sauger.

MOTION

A motion was made by Doherty, supported by Rocca, to receive and file the report from Judge Kenneth Sanborn relating to the operation of the Probate Court. **The Motion Carried.**

MONTHLY REPORTS FROM CORPORATION COUNSEL

Mr. Brumbaugh recalled that contained in committee packets is his normal monthly report on activities in their office for this month. He informed committee members that he also added a page entitled, Lawsuits Dismissed in 2009. This page will be continually updated.

The following commissioners spoke: Doherty, Sprys and Tocco.

MOTION

A motion was made by Sauger, supported by Tocco, to receive and file the monthly reports from Corporation Counsel. **The Motion Carried.**

REPORT FROM JUDGE DENIS LeDUC

Judge Denis LeDuc gave a verbal presentation relating to the operation of the 42-I District Court.

The following commissioners spoke: Carabelli and Sprys.

MOTION

A motion was made by Sprys, supported by Rocca, to receive and file the report from Judge Denis LeDuc relating to the operation of the 42-I District Court. **The Motion Carried.**

APPROVE PROCEDURES FOR SELECTION OF OUTSIDE LEGAL COUNSEL

A two-page outlined document entitled, Procedures for Selection of Outside Legal Counsel was provided in committee packets.

Commissioner Tocco made a motion to approve the procedures with the following change to paragraph 2: "Modify paragraph 2 to include the Board Chair and the Chairman of the Courts and Legal Affairs Committee. It was supported by Commissioner Lampar.

The motion reads as follows:

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY TOCCO, SUPPORTED BY LAMPAR, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE PROCEDURES FOR SELECTION OF OUTSIDE LEGAL COUNSEL, AS AMENDED.

The following commissioners spoke: Crouchman and Tocco.

Chair Crouchman called for a vote on the **motion, as amended,** and **THE MOTION CARRIED.**

ADJOURNMENT

MOTION

A motion was made by Rocca, supported by Lampar, to adjourn the meeting at 11:17 a.m. **The Motion Carried.**

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Denise M. Jacks
Committee Reporter