



# BOARD OF COMMISSIONERS

1 S. Main St., 9<sup>th</sup> Floor  
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www.macombBOC.com

## JUSTICE AND PUBLIC SAFETY COMMITTEE

TUESDAY, OCTOBER 7, 2014

### FINAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Adoption of Agenda
4. Public Participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda)
5. Information on 2015 Grant Awards to Macomb County Courts (page 1) **(attached)**
6. Information on Presidential Disaster Declaration (page 3) **(attached)**
7. Commissioner Information Work Group on Great Lakes Water Authority
8. New Business
9. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)
10. Adjournment

**MEMBERS: Vosburg-Chair, Smith-Vice-Chair, Boyle, Brown, Sabatini, Sauger, Tocco and Flynn (ex-officio)**

### MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair  
District 4

Kathy Tocco – Vice Chair  
District 11

Mike Boyle – Sergeant-At-Arms  
District 10

Toni Mocerì – District 1  
Don Brown – District 7

Marvin Sauger – District 2  
Kathy Vosburg – District 8

Veronica Klinefelt – District 3  
Fred Miller – District 9

Robert Mijac - District 5  
Bob Smith – District 12

James Carabelli – District 6  
Joe Sabatini – District 13

40 N. Main Street  
 Mount Clemens, Michigan 48043  
 Phone: (586) 469-5150  
 www.macombgov.org

**News**

John C. Foster, Chief Judge  
 16th Judicial Circuit Court,  
 Macomb County Probate Court,  
 42nd District Courts



## *For Immediate Release*

Media Contact: Lisa Ellis (586) 469-6986

Date: September 26, 2014

# **Macomb County Courts Receive Grant Awards for 2015**

The Macomb County Circuit, Probate, Juvenile, and 42nd District Courts are pleased to announce the receipt of over \$265,000 in grant awards for the upcoming 2015 fiscal year. The individual grant awards are as follows:

Adult Drug Court	\$70,000.00
Juvenile Drug Court	\$ 2,500.00
Veterans' Treatment Court	\$71,622.13
Mental Health Court	\$90,535.00
42nd District Court Planning Grant	\$30,500.00

The Drug Court is the longest existing program and began with a juvenile docket in 1999. Currently, the Juvenile Drug Court docket is shared equally between Judge Mary Chrzanowski and Judge Kathryn Viviano. In 2003, the Adult Drug Court began and there are now two Adult Drug Court dockets; one before Judge Diane Druzinski and the other before Judge James Beinrat, Jr. In April 2012, the Veterans' Treatment Court held its first sessions in Circuit Court before Judge Mark Switalski and in 41B District Court before Judge Carrie Fuca. The newest problem solving court, Mental Health Court, began in November 2013 before Judge Carl Marlinga. The next addition to our specialized dockets will be a treatment court at the 42-1 District Court in Romeo with Judge Denis LeDuc presiding.

"This drug court grant will definitely strengthen the ability of the 42nd District Court to serve the people of northern Macomb County. The drug epidemic being experienced by all of Macomb County is a serious danger to our young citizens, to our communities, and to ourselves as parents and local residents. We cannot incarcerate our way out of this serious drug crisis. This grant will substantially enhance the Court's ability to provide treatment and rehabilitation, particularly for young, nonviolent offenders. Our success in receiving this grant is due to the strong partnership between the 42nd District Court and the County of Macomb. I would particularly like to thank Chief Judge John Foster and Prosecutor Eric Smith for all their cooperation, help, and encouragement in this project," stated Judge LeDuc regarding the award for the planning grant for the 42nd District Court.

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## News

John C. Foster, Chief Judge  
16th Judicial Circuit Court,  
Macomb County Probate Court,  
42nd District Courts



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Judge John Foster, Chief of the 16th Circuit, Macomb County Probate, and 42nd District Courts stated, "These grant awards are due to the hard work of the Judges and staff who dedicate their time both on work and off work hours to make these programs a success. We would like to thank the State Court Administrator's Office for their continued funding of our programs as well as the Office of the County Executive and the Macomb County Board of Commissioners for their continued support."

###

----- Forwarded message -----

From: **Vicki Wolber** <[vicki.wolber@macombgov.org](mailto:vicki.wolber@macombgov.org)>

Date: Thu, Sep 25, 2014 at 4:44 PM

Subject: PRESIDENTIAL DISASTER DECLARATION INFORMATION

Great news!!

As you may already have heard the President issued a major disaster declaration late this afternoon for Macomb, Oakland and Wayne counties for the severe storms and flooding that took place August 11-13, 2014. We were successful in all 3 of the assistance programs that we applied for which are as follows:

- 1) Individual Assistance for homeowners and businesses
- 2) Public Assistance for governments and certain non-profit organizations
- 3) Hazard Mitigation Grant Program - grant funding will be made available to government agencies for projects that will mitigate, prevent or lessen the affects of hazards in our area

In regards to the Individual Assistance, residents and businesses may register/apply with FEMA directly starting tomorrow. They can do this via phone, a website or a smart phone device. Detailed contact information is provided in the attached.

For the Public Assistance program - a Applicant Briefing will be arranged by FEMA and the State. Public entities that sustained damage will be invited to these briefings to learn about our application process and how to apply for aid. I do not have any information from the State on a date/time for this event but will share once this information is made known.

For the Hazard Mitigation Grant Program - more information on this will follow as well. This process will have a longer time frame to coordinate and apply for.

I have attached all of the information and fact sheets that were sent to us by the State. Please feel free to post/share any of this information. We are working to get this out on our website as well as social media.

**AGAIN - A BIG THANK YOU TO EVERYONE THAT WAS INVOLVED IN THIS EFFORT AND WILL CONTINUE TO BE.** We couldn't have made this possible and so successful for our residents, businesses and public agencies without your assistance, hard work and cooperation!

If you have any questions please contact me or my office.

--

Vicki Wolber, Director  
Macomb Co. Emergency Management & Communications  
117 S. Groesbeck, Mt. Clemens, MI 48043  
phone - (586) 469-6390  
fax - (586) 469-6439



# FEMA

Congressional Affairs Division  
202-646-4500

## STATE OF MICHIGAN

### FEDERAL DISASTER DECLARATION FACT SHEET

**SEPTEMBER 25, 2014**

On September 25, 2014, President Obama issued a major disaster declaration for the State of Michigan triggering the release of Federal funds to help people and communities recover from the Severe Storms and Flooding that occurred August 11-13, 2014. Details of the disaster declaration and assistance programs are as follows:

Declaration Number:	FEMA-4195-DR
Incident:	Severe Storms and Flooding
Incident Period:	August 11-13, 2014
Federal Coordinating Officer:	Dolph A. Diemont National FCO Program
Individual Assistance (IA):	(Assistance to individuals and households):
IA-Designated Counties:	Macomb, Oakland, and Wayne Counties.
Public Assistance (PA):	(Assistance for emergency work and the repair or replacement of disaster-damaged facilities):
PA-Designated Counties:	Macomb, Oakland, and Wayne Counties.
Hazard Mitigation (HM):	(Assistance for actions taken to prevent or reduce long-term risk to life and property from natural hazards):
HM-Designated Areas:	All areas in the State of Michigan are eligible to apply for assistance under the Hazard Mitigation Grant Program.
OTHER:	Additional designations may be made at a later date if requested by the State and warranted by the results of further damage assessments.

Individuals in Macomb, Oakland, and Wayne Counties can register with FEMA the following ways:

- Apply online at [www.DisasterAssistance.gov](http://www.DisasterAssistance.gov).
- Apply via smartphone at [m.fema.gov](http://m.fema.gov).

- Constituents may call the teleregistration phone number at 1-800-621-3362; those who have a speech disability or hearing loss and use TTY, should call 1-800-462-7585 directly; for those who use 711 or Video Relay Service (VRS), call 1-800-621-3362.



# FEMA

OFFICE OF EXTERNAL AFFAIRS  
CONGRESSIONAL AFFAIRS DIVISION

## ASSISTANCE TO INDIVIDUALS AND HOUSEHOLDS

The Individuals and Households Program (IHP) provides financial help or direct services to those who have necessary expenses and serious needs if they are unable to meet the needs through other means. Up to \$32,400 is available in financial help (adjusted each year), although some forms of IHP assistance have limits. Flood insurance may be required as indicated below. These forms of help are available: Housing Assistance (including Temporary Housing, Repair, Replacement, and Semi-Permanent or Permanent Housing Construction) and Other Needs Assistance (including personal property and other items).

### Housing Assistance

**Temporary Housing:** Money to rent a different place to live or a temporary housing unit (when rental properties are not available).

**Repair:** Money for homeowners to repair damage from the disaster that is not covered by insurance. The goal is to repair the home to a safe and sanitary living or functioning condition. FEMA may provide up to \$32,400 for home repair; then the homeowner may apply for a Small Business Administration disaster loan for additional repair assistance. FEMA will not pay to return a home to its condition before the disaster. Flood insurance may be required if the home is in a Special Flood Hazard Area. Repair and replacement items include:

- Structural parts of a home (foundation, outside walls, roof)
- Windows, doors, floors, walls, ceilings, cabinetry
- Septic or sewage system
- Well or other water system
- Heating, ventilating, and air conditioning system
- Utilities (electrical, plumbing, and gas systems)
- Entrance and exit ways from the home, including privately owned access roads
- Blocking, leveling and anchoring of a mobile home and reconnecting or resetting its sewer, water, electrical and fuel lines and tanks

**Replacement:** Money to replace a disaster-damaged home, under rare conditions, if this can be done with limited funds. FEMA may provide up to \$32,400 for home replacement. If the home is located in a Special Flood Hazard Area, the homeowner must comply with flood insurance purchase requirements and local flood codes and requirements.

**Semi-Permanent or Permanent Housing Construction:** Direct assistance or money for the construction of a home. This type of assistance occurs only in very unusual situations, in locations specified by FEMA, where no other type of housing assistance is possible. Construction shall follow current minimal local building codes and standards where they exist, or

minimal acceptable construction industry standards in the area. Construction will aim toward average quality, size, and capacity, taking into consideration the needs of the occupant. If the home is located in a Special Flood Hazard Area, the homeowner must comply with flood insurance purchase requirements and local flood codes and requirements.

### **Other Needs Assistance**

Other Needs Assistance provision of the Individuals and Households Program provides grants for uninsured, disaster-related necessary expenses and serious needs. Flood insurance may be required on insurable items (personal property) if they are to be located in a Special Flood Hazard Area. Assistance includes:

- Medical and dental expenses
- Funeral and burial costs
- Repair, cleaning, or replacement of:
  - Clothing
  - Household items (room furnishings, appliances)
  - Specialized tools or protective clothing and equipment required for your job
  - Necessary educational materials (computers, school books, supplies)
- Clean-up items (wet/dry vacuum, air purifier, dehumidifier)
- Fuel (fuel, chain saw, firewood)
- Repairing or replacing vehicles damaged by the disaster, or providing for public transportation or other transportation costs
- Moving and storage expenses related to the disaster (including evacuation, storage, or the return of property to a home)
- Other necessary expenses or serious needs (for example, towing, or setup or connecting essential utilities for a housing unit not provided by FEMA)
- The cost of a National Flood Insurance Program group flood insurance policy to meet the flood insurance requirements

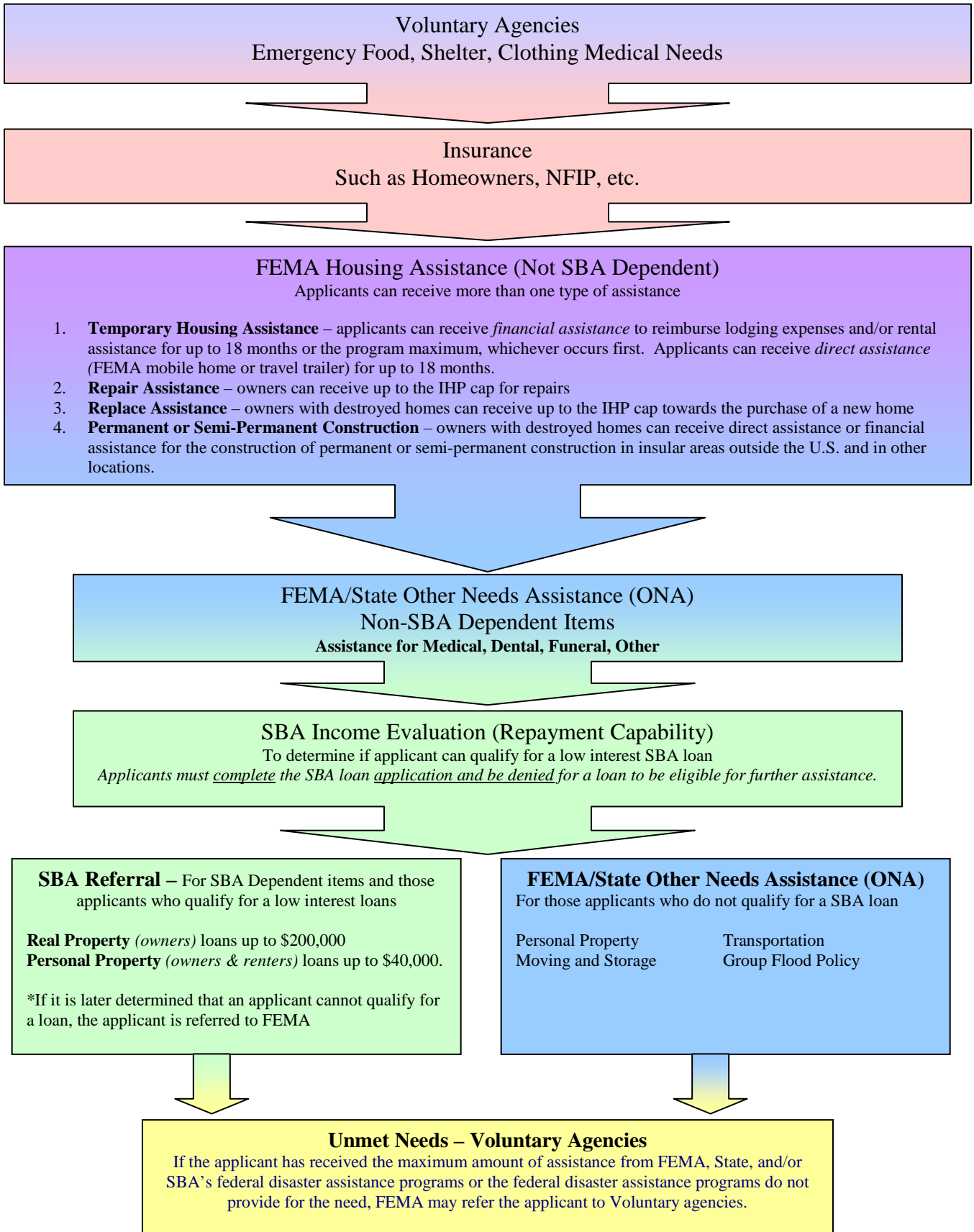
### **Conditions and Limitations of IHP Assistance**

- **Non-discrimination:** All forms of FEMA disaster housing assistance are available to any affected household that meets the conditions of eligibility. No Federal entity or official (or their agent) may discriminate against any individual on the basis of race, color, religion, sex, age, national origin, disability, or economic status.
- **Residency status in the United States and its territories:** To be considered for disaster housing assistance, you or a household member must provide proof of identity and sign a declaration stating that you/they are a United States citizen, a non-citizen national, or a qualified alien.
- **Supplemental Assistance:** Disaster housing assistance is not intended to substitute for private recovery efforts, but to complement those efforts when needed. FEMA expects minor housing damage or the need for short-term shelter to be addressed by homeowners or tenants. Furthermore, the Disaster Housing Program is not a loss indemnification program and does not ensure that applicants are returned to their pre-disaster living conditions.



- **Household Composition:** People living together in one residence before the disaster are expected to continue to live together after the disaster. Generally, assistance is provided to the pre-disaster household as a unit. If, however, the assistance provided to the household is not shared with you, or if the new residence is too small or causes you undue hardship, you may request assistance separate from your pre-disaster household.
- **Type of Assistance:** Generally, more than one type of IHP assistance may be provided to the household. Only FEMA has the authority to determine which type of assistance is most appropriate for the household and the period of assistance to be covered.
- **Proper Use of Assistance:** All financial assistance provided by FEMA should be used as specified in writing: to rent another place to live, to make the home repairs identified by FEMA, or to prevent eviction or foreclosure, or to replace or repair personal property. Failure to use the money as specified may make you ineligible for additional assistance. All money provided by FEMA is tax-free.
- **Documentation:** It is your responsibility to provide all documentation necessary for FEMA to evaluate your eligibility. You may need to provide proof of occupancy, ownership, income loss, and/or information concerning your housing situation prior to the disaster. You should keep all receipts and records for any housing expenses incurred as a result of the disaster. This includes receipts for repair supplies, labor, and rent payments.
- **Insurance:** If you have insurance, any assistance provided by FEMA should be considered an advance and must be repaid to FEMA when you receive your insurance settlement payment. If your settlement is less than FEMA's estimated cost to make your home habitable, you may qualify for funds to supplement your insurance settlement, but only for repairs relating to the home's habitability. FEMA does not provide replacement value amounts or assistance with non-essential items.
- **Duration of Assistance:** Repair and Replacement Assistance is provided as a one-time payment. Temporary Housing Assistance (or a mobile home/travel trailer) is provided for an initial period of 1, 2, or 3 months. To be considered for additional assistance, you must demonstrate that you have spent any previous assistance from FEMA as instructed, and you must demonstrate your efforts to re-establish permanent housing. Additional assistance is generally provided for 1, 2, or 3 months at a time. The maximum period for IHP assistance is 18 months, unless extended by the President.
- **Appeal Rights:** If you disagree with FEMA's determination of eligibility or the form of assistance provided, you have the right to appeal within 60 days of the date of your notification letter. Send appeal letters to: Appeals Officer, FEMA- Individuals & Households Program, National Processing Service Center, P.O. Box 10055, Hyattsville, MD 20782-7055. Telephone: 1-800-621-FEMA or TTY 1-800-462-7585.

# Individual Assistance Sequence of Delivery



**NOTE:** Eligibility is based on a FEMA inspection conducted on the damaged property. Max amount of Individuals and Households Assistance (IHP) is adjusted annually according to the CPI index.



## Public Assistance

The Public Assistance Program provides grants to state and local governments and certain non-profit entities to assist them with the response to and recovery from disasters. Specifically, the program provides assistance for debris removal, emergency protective measures, and permanent restoration of infrastructure.

**Eligible Applicants:** Eligible applicants include state governments, local governments and any other political subdivision of the state, Native American tribes and Alaska Native Villages. Certain private non-profit (PNP) organizations may also receive assistance. Eligible PNPs include educational, utility, emergency, medical, temporary or permanent custodial care facilities (including those for the aged and disabled), irrigation, museums, zoos, community centers, libraries, homeless shelters, senior citizen centers, rehabilitation, shelter workshops and health and safety services and other PNP facilities that provide essential services of a governmental nature to the general public. PNPs that provide "critical services" (power, water - including water provided by an irrigation organization or facility, sewer, wastewater treatment, communications and emergency medical care) may apply directly to FEMA for a disaster grant. All other PNPs must first apply to the Small Business Administration (SBA) for a disaster loan. If the PNP is declined for a SBA loan or the loan does not cover all eligible damages, the applicant may reapply for FEMA assistance.

**Public Assistance Process:** As soon as practicable after the declaration, the grantee (state or tribe), assisted by FEMA, conducts the Applicant Briefings for state, local and PNP officials to inform them of the assistance available and how to apply for it. A Request for Public Assistance must be filed with the state or tribe within 30 days after the area is designated eligible for assistance. Following the Applicant's Briefing, a Kickoff Meeting is conducted where damages will be discussed, needs assessed, and a plan of action put in place. A combined federal/state/tribal/local team proceeds with Project Formulation, which is the process of documenting the eligible facility, the eligible work, and the eligible cost for fixing the damages to every public or PNP facility identified by State, tribal, or local representatives. The team prepares a Project Worksheet (PW) for each project.

### Public Assistance Projects Categories:

- Category A: Debris removal
  - Category B: Emergency protective measures
  - Category C: Roads and bridges
  - Category D: Water control facilities
  - Category E: Public buildings and contents
  - Category F: Public utilities
  - Category G: Parks, recreational, and other
-

**Small Projects:** Projects falling below a certain threshold are considered "small." The threshold is adjusted annually for inflation. For fiscal year 2014, that threshold is \$120,000. For small projects, payment of the federal share of the estimate is made upon approval of the project and notification is required upon completion of the project.

**Large Projects:** For large projects, payment is made on the basis of actual costs determined after the project is completed; although interim payments may be made as necessary. Once FEMA obligates funds to the grantee, further management of the assistance, including disbursement to sub-grantees is the responsibility of the grantee. FEMA will continue to monitor the recovery progress to ensure the timely delivery of eligible assistance and compliance with the law and regulations.

The federal share of assistance is not less than 75% of the eligible cost for emergency measures and permanent restoration. The grantee determines how the no-federal share (up to 25%) is split with the sub-grantees (eligible applicants).

###

*"FEMA's mission is to support our citizens and first responders to ensure that as a nation we work together to build, sustain, and improve our capability to prepare for, protect against, respond to, recover from, and mitigate all hazards."*

*Fiscal Year 2014*



# FEMA

Office of External Affairs  
Congressional Affairs Division

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## HAZARD MITIGATION GRANT PROGRAM

Authorized under Section 404 of the Stafford Act, the Hazard Mitigation Grant Program (HMGP) administered by the Federal Emergency Management Agency (FEMA), now under the Department of Homeland Security, provides grants to States and local governments to implement long-term hazard mitigation measures after a major disaster declaration. The purpose of the program is to reduce the loss of life and property due to natural disasters and to enable mitigation measures to be implemented during the immediate recovery from a disaster. FEMA can fund up to 75 percent of the eligible costs of each project. Total Federal funding under the current program is based on a sliding scale of the estimated grants for individual assistance programs and public assistance projects. States may choose to develop an Enhanced State Mitigation Plan in order to receive an increased amount of up to 20 percent for Hazard Mitigation Grant Program funding. Eligible applicants are State and local governments, Native American tribes, and certain non-profit organizations. Individual homeowners and businesses may not apply directly to the program; however, a community may apply on behalf of homeowners and businesses. The following is a summary of key aspects of the Program roles of the States, local applicants, and FEMA:

### State's Role

- Manage the overall program within the State.
- Ensure that the FEMA Regional Director has approved the State Hazard Mitigation Plan and the State's administrative plan for implementing the HMGP.
- Establish funding priorities, and select projects for funding based on those priorities.
- Solicit program interest and help potential applicants develop complete applications.
- Establish deadlines for applications.
- Provide applicants with technical assistance (mitigation techniques and/or HMGP policy).
- Ensure that mitigation measures must be cost-effective, must benefit the disaster area, and must be consistent with the mitigation plans required under Section 322 of the Disaster Mitigation Act of 2000.
- Forward selected projects to FEMA for final eligibility review.
- Act as grantee, receiving funds from FEMA and disbursing them to successful applicants.
- Ensure that applicants and subgrantees adhere to all program and administrative requirements.
- Perform grantee responsibilities of monitoring the progress of projects and submitting quarterly reports to FEMA indicating the status and completion date for each approved project.

### **Community Applicant/Subgrantee's Role**

- Submit individual project applications to the State (if the proposed measure is selected as an approved project, the applicant becomes a subgrantee).
- Coordinate with participating homeowners and businesses that will benefit from the grant to develop the application, and subsequently oversee distribution of grant funds to subrecipients or contractors.
- Manage implementation of the approved project.
- Comply with all HMGP requirements and applicable Federal, State and local laws and standards, including compliance with National Flood Insurance Program and the National Environmental Policy Act
- Account for the appropriate use of grants to the State grantee.
- Maintain records on the program and projects as required by law.

### **FEMA's Role**

- Oversee and manage the HMGP.
- Establish minimum criteria for project eligibility.
- Advise the State of the estimated amount of available funding.
- Assist the State in setting priorities for the use of HMGP funds in the aftermath of a disaster.
- Review projects selected and submitted by the State for eligibility.
- Prepare the environmental decision document based on information submitted by the applicant.
- Provide technical assistance to States, applicants, and subgrantees in order to ensure effective and efficient implementation of the program.
- Review State's quarterly reports and follow up on issues as necessary.

For more information about the HMGP application and eligibility requirements, please refer to the implementing regulations at 44 CFR 206.430.