

AGENDA
MACON COUNTY BOARD JUSTICE COMMITTEE
December 21, 2023 3:00 P.M.
Macon County Office Building
141 SOUTH MAIN, ROOM 514
Decatur, IL 62523

1. **Call to Order**
2. **Roll Call**
3. **Approval of Minutes of Prior Meeting - 11/16/2023**
4. **Claims**
5. **Reports**
 - A. **Circuit Clerk-**
 - B. **Circuit Court-**
 - C. **Coroner –**
Macon County Board Resolution Approving Increase in Appropriations In The FY23 Coroner’s Budget
 - D. **Court Services/Probation –**
Macon County Board Resolution Entering Into an Agreement with Madison County for the Sale of Juvenile Detention Bed Space
 - E. **Emergency Management Agency -**
 - F. **Public Building Commission-**
 - G. **Public Defender –**
 - H. **Sheriff –**
Macon County Board Resolution Approving Contract for Macon County Sheriff’s Police Services for the Village of Forsyth, Illinois
 - I. **State’s Attorney-**
6. **Citizen Remarks - Public Comment**
(Limited to a total of 20 minutes, 3 minutes maximum per person)
An opportunity for public comment will be provided to all those persons who are physically present and wish to do so, subject to the time restrictions set forth above.
7. **Old Business**
8. **New Business**
9. **Closed Session (Personnel Issues/Pending Litigation)**
10. **Next Meeting – 01/25/2024**
11. **Adjournment**

**MACON COUNTY BOARD RESOLUTION
APPROVING INCREASE IN APPROPRIATIONS
IN THE FY23 CORONER'S BUDGET**

RESOLUTION NO. G

WHEREAS, the Macon County Coroner has provided autopsy services when required during FY2023 and the cost of providing these services has depleted the budgeted autopsy lines; and

WHEREAS, this additional expense can be partially covered by higher than expected revenues from coroner's fees this year and previous donations reserved from the Howard G. Buffett Foundation; and

WHEREAS, this unforeseen circumstance has given rise to an emergency situation in that legitimate claims against the county cannot be paid without amending of this budget: and

WHEREAS, the Justice Committee met on December 14, 2023 recommending approval to the County Board to amend the Coroner's budget per the schedule shown;

NOW, THEREFORE, BE IT RESOLVED by the Macon County Board that it hereby approves the amendment of the Coroner's FY 2023 budget as follows:

Increased Revenue	001-070-4230 Coroner's Fees	\$ 25,930.00
Increased Expense	001-070-7295 Autopsy-Medical	\$ 25,930.00
Decreased Deferred Revenue	001-000-2500	\$ 20,433.84
Increased Revenue	001-070-4975 HGB Fdn Donation	\$ 20,433.84
Increased Expense	001-070-7296 Drug Related Autopsies	\$ 20,433.84

BE IT FURTHER RESOLVED that this resolution shall become effective upon the adoption thereof.

PRESENTED, PASSED, and APPROVED this 11th day of January, 2024.

AYES _____ NAYS _____

MACON COUNTY BOARD

MACON COUNTY, ILLINOIS

ATTEST:

BY:

Josh Tanner, Clerk for the

Kevin R. Greenfield, Chairman

County of Macon, State of Illinois

Macon County Board

**MACON COUNTY BOARD RESOLUTION
ENTERING INTO AN AGREEMENT WITH
MADISON COUNTY FOR THE SALE OF
JUVENILE DETENTION BED SPACE**

RESOLUTION NO. G

WHEREAS, Macon County Probation and Court Services Department currently has a contract with Peoria County for the sale of six (6) reserved juvenile detention bed spaces; and

WHEREAS, Macon County Probation and Court Services believes that it is in the best interest of Macon County to contract for additional juvenile detention bed space at the Madison County Juvenile Detention Center for Macon County juvenile offenders, and recommends the approval of the attached Intergovernmental Agreement; and

WHEREAS, the proposed Intergovernmental agreement was discussed by the Macon County Justice Committee on December 21, 2023 and recommended for approval to the Macon County Finance Committee; and

NOW, THEREFORE, BE IT RESOLVED by the Macon County Board that it hereby authorizes the Director of Probation and Court Services to enter into the attached Intergovernmental Agreement for the Sale of Secured Bed Space in the Madison County Juvenile Detention Center pursuant to the attached agreement.

BE IT FURTHER RESOLVED that this Resolution shall become effective upon the adoption thereof.

PRESENTED, PASSED, APPROVED this 11th day of January, 2023.

AYES _____ NAYS _____

MACON COUNTY BOARD
MACON COUNTY, ILLINOIS

ATTEST:

BY:

Josh Tanner, Clerk for the
County of Macon, State of Illinois

Kevin Greenfield, Chairman
Macon County Board

Madison County Probation and Court Services

Juvenile Detention Services Agreement

This agreement is made and entered into by and between the Madison County Detention Center, Edwardsville, Illinois and Macon County.

Whereas Macon County is unable to provide detention services for those alleged or adjudicated delinquents it has taken into custody, the Madison County Detention Center shall provide detention services to said county.

As per the federal OJJDP Act, juveniles may not be held longer than (6) hours in an adult lockup. Therefore, if the home county detains a youth longer than six (6) hours prior to requesting bed space for said minor, Madison County is prohibited from holding said youth.

Those minors to be detained at the Madison County Detention Center will include the following:

1. Minors allegedly delinquent as defined in Chapter 705/ILCS 406 and pending detention, trial, and sentencing hearings;
2. Minors eligible to be sentenced to a county detention facility according to the guidelines of the Juvenile Court Act;
3. Minor eligible to be held in a county detention facility pending prosecution as an adult (until 18th birthday);
4. STATUS OFFENDERS WILL NOT BE ACCEPTED (Status offenders will not be held under the "Contempt" power-detainable youth must be delinquent or pending delinquent petition court action.)

It will be the responsibility of the home county to provide security and supervision of all minors awaiting court hearings and/or appointments in the home county.

Whereas the Madison County Detention Center shall be responsible for the day-to-day needs of the juvenile(s) while detained, which shall include the following:

- a. Safety and security services;
- b. Room and board/meals;
- c. Daily programming services;
- d. Medical and dental services; (Madison County Detention Center may legally authorize treatment of a minor, but the home county will be responsible for the expense of the treatment. Whenever possible, the home county will be notified in advance of treatment.)

Whereas the Madison County Detention Center does conduct a specialized behavior treatment program which includes the following services for those juveniles accepted:

- a. General assessment of juvenile at intake.
- b. Behavior treatment (based upon merit counseling approach);
- c. Educational attainment program (based upon individualized education format);

- d. Individual and group (with utilization of various group therapy approaches);
- e. Life skills education

Fees shall be assessed at the rate of \$160.00 per day per youth.

Whereas the Madison County Detention Center is a fifty-two (52) bed co-educational facility and space accommodations may be a concern, it shall reserve the right to respectfully decline a referral. In addition, when the receipt of Madison County youth causes overcrowding, the youth from the home county may have to be released back to the referring county as bed space dictates. Due to the shortage of bed space statewide, the home county is in no way bound to utilize the Madison County Detention Center, solely, to detain its youth.

Should the Superintendent of the Madison County Juvenile Detention Center, or his/her designee, determine that one or minors being housed for Macon County require removal, Madison County will contact Macon County Probation and Court Services requesting removal. In that event, Macon County must remove minor(s) from the Madison County Juvenile Detention Center within 36 hours.

In the event of a medical or mental health emergency involving a Macon County minor housed at Madison County Juvenile Detention Center, Madison County will deliver the minor to an appropriate hospital/emergency room facility. Madison County will immediately notify Macon County Probation and Court Services of the minor's medical situation. Macon County Probation and Court Services is responsible for notifying the minor's parent(s) or guardian(s). Macon County is responsible for the costs of the minor's medical treatment and/or hospitalization. If the minor is admitted for hospitalization or is receiving treatment in an emergency room for more than six (6) hours, this will constitute an automatic release from the Madison County Juvenile Detention Center. Madison County will make no provisions for guarding minors outside of the Juvenile Detention Center for extended periods. Madison County will provide security at the hospital/ emergency room for a maximum of six (6) hours from the time that Macon County is notified of the minor's admission to the hospital/emergency room. After six (6) hours, security will be provided by Macon County.

Macon County agrees to save and hold harmless, indemnify and defend Madison County, its employees, officers and agents from all responsibility, claims, damages, or lawsuits for latent injuries or illness that its minor detainee may be harboring at the time of entering the Madison County Juvenile Detention Center, excluding any wanton and willful misconduct of Madison County, its employees, officers and agents.

Macon County agrees to hold harmless, indemnify, and defend Madison County, Madison County Probation and Court Services Department, and the Madison County Detention Center from and against any and all liability arising out of the performance of all obligations under this agreement by Macon County or any of its units, divisions, departments, or agencies or any other party or parties or entity or entities of than Madison County, Madison County Probation and Court Services Department, and the Madison County Detention Center.

The Madison County Detention Center will bill the home county upon release of the minor. Payment will be made within thirty (30) days by the home county. Billing procedures will be established per the billing operations of the home county.

All responsibilities for transportation of minors will be the obligation of the Macon County.

Contact persons of Madison County are Superintendent, and/or designee, 100 Fifth Avenue, Edwardsville, Illinois 62025. Phone (618) 692-1002. Fax: (618) 692-8959.

Witness, the duration of the contract shall be extended upon mutual agreement between two parties. This contract shall be terminated at any time upon mutual agreement between the two parties. If either desire to terminate the contract, the party desiring the termination shall provide written notification at least thirty (30) days prior to the termination date.

In Witness Whereof, the undersigned parties have caused the contracts to be executed.

BY: _____

DATE: _____

Billing for services should be mailed to:

Macon County Probation and Court Services
ATTN: Patrick Berter, Director
333 South Franklin Street
Decatur, Illinois 62523

**MACON COUNTY BOARD RESOLUTION
APPROVING CONTRACT FOR MACON
COUNTY SHERIFF'S POLICE SERVICES FOR
THE VILLAGE OF FORSYTH, ILLINOIS**

RESOLUTION NO. G

WHEREAS, the Village of Forsyth, Illinois, desires to enter into a contractual agreement with the County of Macon for obtaining well-trained and well-equipped law enforcement personnel for the welfare of its citizens; and

WHEREAS, the Village of Forsyth, Illinois, desires to have a contractual agreement between the County, and the Sheriff of Macon County to provide a uniformed Sheriff's Deputy(s) so as to provide the Village of Forsyth, Illinois, with adequate professional police services for its citizens; and

WHEREAS, the Village of Forsyth, Illinois, shall pay to Macon County the total amount of Two Million Five Hundred Fifty-five Thousand, One Hundred Twenty-nine Dollars (\$2,555,129.00) over a forty-eight (48) month contract service period; a contractual units being defined as five (5) deputy sheriff's along with all necessary equipment, supplies and/or services required to provide adequate sheriffs police services for the Village of Forsyth, Illinois.

NOW, THEREFORE, BE IT RESOLVED by the Macon County Board that it hereby approves entering into a contract with Village of Forsyth, Illinois, for Sheriff's Deputy Contractual services as set forth in the attached contact for a period of forty-eight (48) months beginning January 1, 2024, and terminate on December 31, 2027.

BE IT FURTHER RESOLVED that this Resolution shall become Retroactive effective immediately upon the adoption thereof.

PRESENTED, PASSED and APPROVED this 11th day of January, 2024.

AYES _____ NAYS _____

**MACON COUNTY BOARD
MACON COUNTY, ILLINOIS**

ATTEST:

BY:

**Josh Tanner, Clerk for the
County of Macon, State of Illinois**

**Kevin Greenfield, Chairman
Macon County Board**