

State of Michigan

Circuit Judges
Paul J. Clulo
Thomas L. Ludington
District Judges
John H. Hart
James E. Wilson
Probate Judge
Dorene S. Allen



Jerome M.P. Kole
Trial Court Administrator
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(989) 837-6596 Fax
jkole@co.midland.mi.us

Midland County Courthouse
301 W. Main Street
Midland, Michigan 48640-5183

**Midland County Trial Courts
Joint Administrative Order
42nd Circuit Court – 2002-03J
75th District Court – 2002-06J
Midland County Probate Court – 2002-03J**

This ORDER has been developed in compliance with Michigan Supreme Court Administrative Order 2001-1, relating to security policies for court facilities and in conjunction with a Midland County Resolution prohibiting weapons within the Midland County Court House.

EFFECTIVE DATE: JANUARY 2, 2003

IT IS ORDERED:

1. No weapons are allowed in the Midland County Court House. This prohibition does not apply to Court Security Personnel, Court Probation Officers and law enforcement officers acting in their official capacity. The Chief Judges may authorize additional exceptions in extraordinary circumstances. In the event of an exception, the Chief Judge shall notify the Sheriff and Jail Administrator in writing.
2. All persons, including employees, and their belongings and all parcels are subject to screening by Security Personnel for the purpose of keeping weapons from entering the facility.
3. If at any time there is an articulable and reasonable suspicion that a weapon may be found, a person or object is subject to search. The search shall be no more intrusive than necessary to protect against the dangers presented.

4. Notice shall be posted that "No weapons are permitted in the Midland County Court House. Violators may be subject to criminal prosecution pursuant to Midland County Board of Commissioners Security Resolution - dated December 3, 2003."
5. "Weapons" means: firearms of any type, knives, cutting devices, chemical weapons, any tool considered a weapon, clubs or bats, any explosive devices and any items designed to be used as a weapon.
6. Building access:
The following doors shall be closed and available for emergency egress only, with appropriate locking hardware:
 - The front (Main Street) doors;
 - B Level emergency exit;
 - Friend of the Court Hallway
 - Jail access doorsThe Main Street entrance to the Midland County Jail shall remain open for jail access.
The B Level maintenance door shall be accessible but monitored by camera at the security checkpoint.
7. Facility hours:
The Facility shall be open to the public from 7:30AM – 5 PM. No person shall allow unscreened individuals to enter the building after these hours. Screening will commence at 7:30 AM. Screening personnel will remain on duty until 5:30 PM to prevent unauthorized entry into the building.

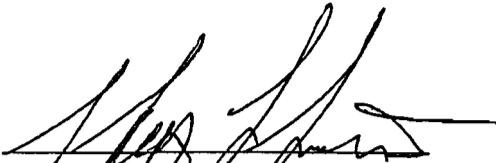
Upon demonstration of need, employees may be allowed access to the Facility after 5: 30 PM. Department supervisors shall request this access in advance by contacting the Trial Court Administrator or Facility Manager. Employees will be required to follow the following special rules:

- a) They must enter and exit through the E Level checkpoint. The Prox Card System will control entry and exit.
- b) Upon entry, the digital closed circuit cameras will be activated to monitor the employee. The employee must exit at E Level.
- c) Failure to comply with these rules shall result in immediate suspension of after hours facility access for that employee.

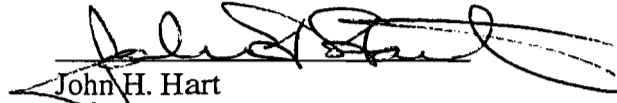
8. Identification Badges:
All employees assigned to work in the Court House shall wear Midland County Identification badges (Prox Cards), which shall include a photograph of the employee as well as the employee's first name and last letter. The Trial Court Administrator, in conjunction with the Facility Manager shall designate appropriate areas of the facility where each employee will have access as well as a standard method of wearing the identification.

9. The Trial Court Administrator and Facility Manager shall develop plans for organizing employee departments that will place all employees within the secured zone.

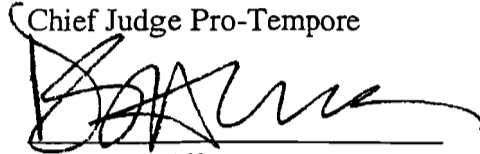
Date: 11-14-02


Thomas L. Ludington
42nd Circuit Court
Chief Judge

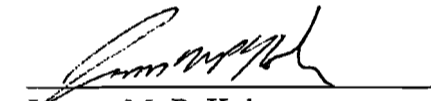
Date: 11-14-02


John H. Hart
75th District Court
Chief Judge Pro-Tempore

Date: Nov. 14, 2002


Dorene S. Allen
Midland County Probate Court
Chief Judge

Prepared by:


Jerome M. P. Kole
Trial Court Administrator

#15

November 26, 2002

cc: D. Benda
B. Gransden
J. Kole
cc File

To the Honorable Chairman and
Members of the Board of Commissioners

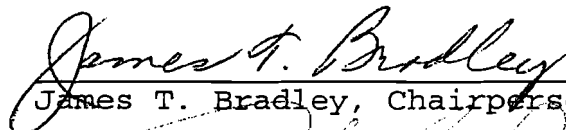
Agenda Item: 121-8-02

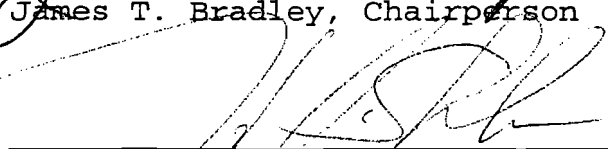
Ladies and Gentlemen:

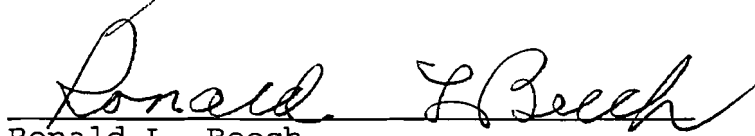
We your Law Enforcement and Judiciary Committee recommend approval of the Courthouse Security Resolution as prepared by Civil Counsel, L.W. Smith and Trial Court Administrator, Jerome Kole.

The Committee also wishes to acknowledge the outstanding effort by Mr. Smith and Mr. Kole for a job well done on a very difficult issue.

Respectfully submitted,


James T. Bradley, Chairperson


Howard Schoenherr


Ronald L. Beech

Rose Marie McQuaid

Law Enforcement and Judiciary Committee

njk

ADOPTED
Midland County Board
Of Commissioners

Date: December 3 2002

Attested: Karen A. Holcomb

County Clerk and
Clerk of the Board of Commissioners

COURTHOUSE SECURITY RESOLUTION

At a regular session of the Midland County Board of Commissioners held the 3rd day of December, 2002, at the Midland County Services Building, 220 W. Ellsworth Street, Midland, Michigan 48640-5174

Present: Schoenherr, O'Neil, Corbat, Falkenstein, Beech,
Bradley, Wilson.
Absent: Weaver, McQuaid.

WHEREAS the Supreme Court for the State of Michigan has ordered the local development of security systems for controlling and/or prohibiting weapons within local court facilities; and

WHEREAS the County of Midland desires to better protect the safety and well being of persons using the Midland County Courthouse facility located at 301 W. Main Street, in the City of Midland; and

WHEREAS the County and the court personnel agree that it is in the best interest of justice and of the citizens of Midland County to prohibit all unauthorized weapons as defined in the Midland County Trial Courts Joint Administrative Order from the interior of the Midland County Courthouse facility; and

WHEREAS the Midland County Judicial Council has adopted the Midland County Trial Courts Joint Administrative Order [42nd Circuit Court – 2002-03J, 75th District Court – 2002-06J, Midland County Probate Court – 2002-03J] (The Order), implementing the Supreme Court's mandate; and

WHEREAS the County of Midland, being the owner of the Midland County Courthouse facility, agrees with the intent, purpose and language contained within The Order.

NOW THEREFORE, it is **RESOLVED** that pursuant to the statutory power granted to them, pursuant to Chapter 46 of the Michigan Compiled Laws, the Midland County Board of Commissioners hereby prohibit the unauthorized possession of weapons of any kind within the Midland County Courthouse. "Weapons" means: firearms of any type, knives, cutting devices, chemical weapons, any tool considered a weapon, clubs or bats, any explosive devices and any items designed to be used as a weapon.

IT IS FURTHER RESOLVED that no person shall enter upon the premises of the Midland County Courthouse facility in violation of this Resolution and any person so doing shall be considered a trespasser, subject to all legal sanctions for same.

IT IS FURTHER RESOLVED that this Resolution shall become effective on January 2, 2003, however the Facility Manager and Trial Court Administrator are authorized to implement procedures and modifications to the physical design of the Court House prior to that date to assist with this effective date.

YEAS: O'Neil, Corbat, Falkenstein, Beech, Bradley, Schoenherr, Wilson.

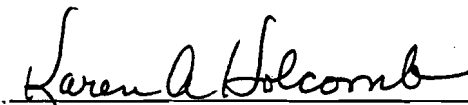
NAYS: None.

ABSENT: Weaver, McQuaid.

STATE OF MICHIGAN)
) ss.
County of Midland)

I, the undersigned, the duly acting and qualified Clerk of the County of Midland, Michigan, do hereby certify that the foregoing is a true and complete copy of the proceedings taken by the County of Midland at the meeting indicated above, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 3rd day of December, 2002.



Karen A. Holcomb
Midland County Clerk

Prepared by:

LAWRENCE WM. SMITH (P27029)
Attorney at Law
816 W. Wackerly Street
Midland, Michigan 48640

C:\midland county\courthouse security resolution

Jerome M.P. Kole (P43826)
Midland County Trial Court Administrator
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Midland, MI 48640
832-6595