

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING  
MONDAY, APRIL 23, 2012  
10:00 A.M.**

The Board of Ada County Commissioners (Board) met this date in Open Session in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Bonnie Malmstrom, Toni Hellman, Kelly Helland, Roxanna Dempsay, Renee Jaques and John Traylor, Indigent Services; and Jana Gomez, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

**I. IN THE MATTER OF CALL TO ORDER:**

Commissioner Rick Yzaguirre called the meeting of the Ada County Commissioners to order at 10:00 a.m.

**II. IN THE MATTER OF ROLL CALL:**

Commissioners Rick Yzaguirre and Sharon M. Ullman were present.

**III. CHANGES TO THE AGENDA:**

There were no changes to the agenda.

**IV. IN THE MATTER OF OPEN SESSION – TAX HARDSHIPS APPLICATIONS AND CONSENT AGENDA:**

1. Tax Hardships

- Name

Application #	Parcel #	Year	Amount
Laura Lindsay #1201-007	MOAKW992718	2011	\$296.64 inc. interest as of 4/23/12

Applicant and Applicant's roommate, Michael Jones, were present and sworn in for testimony. B. Malmstrom and T. Hellman were sworn in for testimony.

R. Dempsay presented the Staff report.

Applicant and M. Jones presented testimony.

**ACTION: S. ULLMAN MOVED TO APPROVE TAX HARDSHIP APPLICATION NO. 1201-007 INCLUDING ALL ACCRUED INTEREST AND PENALTIES. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

2. Consent Agenda

- a. 0 Matters to be Continued – Exhibit "A"
- b. 1 Matter to be Withdrawn from Further Consideration – Exhibit "B"
- c. 5 Matters to be Removed from the Table to be Heard – Exhibit "C"

**ACTION: S. ULLMAN MOVED TO APPROVE THE CONSENT AGENDA – NO MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 1 MATTER TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," AND 5 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND THAT SAID EXHIBITS REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

**V. IN THE MATTER OF EXECUTIVE SESSION:**

**ACTION: S. ULLMAN MOVED TO ADJOURN INTO EXECUTIVE SESSION TO HEAR MEDICAL INDIGENCY APPLICATIONS WHICH, IN ACCORDANCE WITH**

**IDAHO CODE § 31-874 ARE REQUIRED TO BE KEPT CONFIDENTIAL; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

**VI. IN THE MATTER OF OPEN SESSION:**

After returning to open session, the following actions were taken:

R. Yzaguirre stated the Board needed to go into executive session to have a discussion with their attorney.

**ACTION: S. ULLMAN MOVED TO ADJOURN INTO EXECUTIVE SESSION PURSUANT TO IDAHO CODE § 67-2345(1)(D) TO ADDRESS RECORDS EXEMPT FROM DISCLOSURE; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

R. Yzaguirre stated that the Board would return to the Indigent Services Executive Session.

**ACTION: S. ULLMAN MOVED TO ADJOURN INTO INDIGENT SERVICES EXECUTIVE SESSION PURSUANT TO IDAHO CODE § 31-874; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

1. Determination on Appeal Hearings

**ACTION: S. ULLMAN MOVED TO TABLE CASE NOS. 1202-075 AND 1202-055 TO MAY 23, 2012; TABLE CASE NOS. 1108-078 AND 1202-706 TO SEPTEMBER 12, 2012; TAKE ALL OTHER CASES UNDER 30 DAY ADVISEMENT; CLOSE THE RECORD ON THOSE CASES, EXCEPT ON THOSE CASES THAT THE BOARD HAS AUTHORIZED THE SUBMISSION OF ADDITIONAL DOCUMENTATION WITH SUCH SUBMISSION TO BE MADE NO LATER THAN 5:00 PM WEDNESDAY, APRIL 25, 2012; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)  
(24 Approvals; 55 Denials; 30 Liens; 28 Form N1 (UCC) Liens; and 1 Partial Lien Release)

R. Dempsay presented the weekly indigent report and submitted the indigent requests.

3. Special Cases (11) (*Authorize the Chairman to Sign*)

- a. #46501
- b. #46532
- c. #46675
- d. 9910-64H

R. Dempsay presented the Staff reports for Case Nos. 46501, 46532 and 46675, requests to suspend applications pending determination of other resources.

R. Jaques presented the Staff report for Case No. 9910-6H, a request for a partial release of lien.

**ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES**

**STAFF AS LISTED ON THE SUMMARY OF CASES DATED APRIL 23, 2012, FOR 24 APPROVALS; 55 DENIALS; 30 LIENS; 28 FORM N1 (UCC) LIENS; AND 1 PARTIAL LIEN RELEASE; SUSPEND THE APPLICATIONS FOR CASE NOS. 46501, 46532 AND 46675 PENDING DETERMINATION OF OTHER RESOURCES; TABLE CASE NO. 9910-64H TO THE APRIL 24, 2012, PA STAFF MEETING; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

*[Case No. 9910-64H was approved.]*

**VII. IN THE MATTER OF RECESS:**

There being no further business to come before the Board at this time, the meeting was recessed at approximately 11:08 a.m.

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Rick Yzaguirre, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk