

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, JUNE 20, 2012
9:00 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, Renee Jacques and John Traylor, Indigent Services; and Amber Ellis, 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 9:00 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre, Sharon M. Ullman and David L. Case were present.

III. CHANGES TO THE AGENDA:

1. Item IV(1)(f) Reduced by 1 Case (21 Final Decisions rather than 22 as initially posted)
2. Added Item (VI)(3)(e) Case No. 47233

ACTION: S. ULLMAN MOVED TO AMEND THE AGENDA TO REDUCE THE NUMBER OF FINAL DECISIONS ON EXHIBIT "F," ITEM (IV)(1)(F), FROM 22 TO 21 AND ADD ITEM (VI)(3)(E), SPECIAL CASE NO. 47233. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

IV. IN THE MATTER OF OPEN SESSION – CONSENT AGENDA:

1. Consent Agenda
 - a. 3 Matters to be Continued – Exhibit "A"
 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 1 Matter to be Removed from the Table to be Heard – Exhibit "C"
 - d. 15 Final Decisions for Hearings from 5/23/12 - Exhibit "D"
 - e. 24 Final Decisions for Hearings from 5/30/12 - Exhibit "E"
 - f. 21 Final Decisions for Hearings from 6/5/12 - Exhibit "F" *REDUCED TO 21*

ACTION: S. ULLMAN MOVED TO APPROVE THE CONSENT AGENDA AS LISTED ON THE AGENDA – 3 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 1 MATTER TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," 15 FINAL DECISIONS FOR HEARINGS FROM MAY 23, 2012, AS LISTED ON EXHIBIT "D," 24 FINAL DECISIONS FOR HEARINGS FROM MAY 30, 2012, AS LISTED ON EXHIBIT "E," AND 21 FINAL DECISIONS FOR HEARINGS FROM JUNE 5, 2012, AS LISTED ON EXHIBIT "F;" AND THAT SAID EXHIBITS REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

DISCUSSION: S. ULLMAN INQUIRED IF THE MOTION NEEDED TO AUTHORIZE THE CHAIRMAN TO SIGN THE FINAL DECISIONS ON THE RELATED EXHIBITS.

ACTION: S. ULLMAN MOVED TO AMEND HER MOTION TO AUTHORIZE THE CHAIRMAN TO SIGN THE

APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD.

DISCUSSION: D. CASE STATED THAT HE WAS NOT PRESENT AT THE HEARING HELD ON MAY 23, 2012, AND FELT HE SHOULD ABSTAIN FROM THE ACTION TAKEN ON EXHIBIT "D."

ACTION: S. ULLMAN MOVED TO WITHDRAW HER ORIGINAL MOTION. D. CASE SECONDED.

ACTION: S. ULLMAN MOVED TO APPROVE THE FOLLOWING ITEMS ON THE CONSENT AGENDA – 3 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 1 MATTER TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," 24 FINAL DECISIONS FOR HEARINGS FROM MAY 30, 2012, AS LISTED ON EXHIBIT "E," AND 21 FINAL DECISIONS FOR HEARINGS FROM JUNE 5, 2012, AS LISTED ON EXHIBIT "F;" THAT SAID EXHIBITS REMAIN ON FILE IN THE COMMISSIONERS' OFFICE; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

ACTION: S. ULLMAN MOVED TO APPROVE 15 FINAL DECISIONS FOR HEARINGS FROM MAY 23, 2012, AS LISTED ON EXHIBIT "D" ON THE CONSENT AGENDA; THAT SAID EXHIBITS REMAIN ON FILE IN THE COMMISSIONERS' OFFICE; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. D. CASE ABSTAINED. 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. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. IN THE MATTER OF OPEN SESSION:

After returning to Open Session, the following actions were taken:

1. Motion on Appeal Hearings (*Authorize the Chairman to Sign*)

ACTION: S. ULLMAN MOVED TO TABLE CASE NO. 1204-113 TO AUGUST 1, 2012; TABLE CASE NO. 1204-052 TO AUGUST 7, 2012; TABLE CASE NOS. 1204-717 AND 1204-112 TO AUGUST 13, 2012; TABLE CASE NOS. 1205-019, 1204-711, 1204-072 AND 1204-056 TO AUGUST 22, 2012; TABLE CASE NO. 1204-136 TO AUGUST 29, 2012; TABLE CASE NO. 1204-099 TO SEPTEMBER 12, 2012; TABLE CASE NO. 1205-010 TO SEPTEMBER 26, 2012; TABLE CASE NOS. 1204-023 AND 1110-024 TO DECEMBER 19, 2012; SUSPEND CASE NO. 1204-014 PENDING DETERMINATION OF OTHER RESOURCES;

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 FRIDAY, JUNE 22, 2012; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(21 Approvals; 74 Denials; 73 Liens; 68 Form N1 (UCC) Liens; 37 Releases of Lien; 35 Releases of Form N1 (UCC) Liens; 4 Lien Corrections; and 4 Form N3 (UCC) Amendment Liens)

K. Helland presented the weekly indigent report and submitted the indigent requests.

3. Special Cases (4) (*Authorize the Chairman to Sign*)
- a. #47001
 - b. #47224
 - c. #47022
 - d. 1011-111
 - e. #47233**ADDED**

K. Helland presented the Staff report for Case 47233, a request by Staff to amend the County's UCC lien to release Applicant's mobile home from the lien. The Board and Staff discussed Staff's recommendation to amend the existing lien.

K. Helland then requested Case Nos. 47001, 47224 and 47022 be suspended pending determination of other resources.

R. Jaques presented the Staff report for Case No. 1011-111, a request for a release of lien.

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED JUNE 20, 2012, FOR 21 APPROVALS; 74 DENIALS; 73 LIENS; 68 FORM N1 (UCC) LIENS; 37 RELEASES OF LIEN; 35 RELEASES OF FORM N1 (UCC) LIENS; 4 LIEN CORRECTIONS; AND 4 FORM N3 (UCC) AMENDMENT LIENS; APPROVE THE AMENDMENT OF THE EXISTING LIEN FOR CASE NO. 47233 TO INCLUDE REMOVAL OF THE MOBILE HOME AND PERFECT THE LIEN OTHERWISE; SUSPEND CASE NOS. 47001, 47224 AND 47022 PENDING DETERMINATION OF OTHER RESOURCES; APPROVE CASE NO. 1011-111; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

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 12:04 p.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk