

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, JULY 25, 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 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 Sharon M. Ullman called the meeting of the Ada County Commissioners to order at 9:03 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Sharon M. Ullman and David L. Case were present.

III. CHANGES TO THE AGENDA:

The number of appeal hearings was reduced from 24 to 20. See Item IV(1).

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

- Consent Agenda
 - a. 0 Matters to be Continued – Exhibit "A"
 - b. 1 Matter to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 6 Matters to be Removed from the Table to be Heard – Exhibit "C"

ACTION: D. CASE MOVED TO APPROVE THE CONSENT AGENDA – 0 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 1 MATTER TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," AND 6 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C;" AND THAT SAID EXHIBITS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. S. ULLMAN SECONDED. D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

V. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: D. CASE 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. S. ULLMAN SECONDED. D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

VI. IN THE MATTER OF OPEN SESSION:

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

1. Motion on Appeal Hearings

ACTION: D. CASE MOVED TO CORRECT THE AGENDA TO REDUCE THE NUMBER OF APPEAL HEARINGS TO 20 AND REMOVE CASE NOS. 1205-045, 1205-025, 1205-008, AND 1205-033 FROM THE HEARING SCHEDULE. S. ULLMAN SECONDED.

DISCUSSION: S. ULLMAN EXPLAINED THAT CASE NOS. 1205-045, 1205-025, 1205-008, AND 1205-033 WERE NOT PROPERLY BEFORE THE BOARD AS THE APPEALS HAD BEEN WITHDRAWN. SHE CONFIRMED THAT THE ORIGINAL DENIALS ON THOSE CASES WOULD STAND.

ACTION: D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

ACTION: D. CASE MOVED TO TABLE CASE NO. 1205-050 TO AUGUST 29, 2012; TABLE CASE NO. 1203-035 TO OCTOBER 17, 2012; TABLE CASE NO. 1205-059 TO DECEMBER 19, 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 FRIDAY, JULY 27, 2012. S. ULLMAN SECONDED. D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(18 Approvals; 47 Denials; 98 Liens; 92 Form N1 (UCC) Liens; 17 Releases of Lien; 16 Releases of Form N1 (UCC) Liens; 3 Lien Corrections; 3 Form N3 (UCC) Amendment Liens; and 1 Amended Order of Reimbursement)
3. Special Cases (6) (*Authorize the Acting Chairman to Sign*)
 - a. #47178

K. Helland presented the weekly indigent report and submitted the indigent requests. She then advised the Board that Case No. 47178 was a request for suspension pending determination of P.C.I.P. benefits.

ACTION: D. CASE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED JULY 25, 2012, FOR 18 APPROVALS; 47 DENIALS; 98 LIENS; 92 FORM N1 (UCC) LIENS; 17 RELEASES OF LIEN; 16 RELEASES OF FORM N1 (UCC) LIENS; 3 LIEN CORRECTIONS; 3 FORM N3 (UCC) AMENDMENT LIENS; AND 1 AMENDED ORDER OF REIMBURSEMENT; SUSPEND CASE NO. 47178 PENDING DETERMINATION OF OTHER RESOURCES; AND AUTHORIZE THE ACTING CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. S. ULLMAN SECONDED. D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

- b. 0704-055
- c. 0710-106
- d. 0901-028
- e. 0811-003
- f. 1202-058

R. Jaques presented the joint Staff reports for Case Nos. 0704-055 and 0710-106, a request for partial release of two liens. She presented the Staff reports for Case Nos. 0901-028, a request for a release of lien. She advised the Board that she intended to present a petition to modify an Order of Reimbursement for Case No. 0811-003, however, Applicant is currently in bankruptcy. She then presented the Staff report for Case No. 1202-058, a request for a consensual lien.

ACTION: D. CASE MOVED TO DENY CASE NOS. 0704-055 AND 0710-106; TABLE CASE NO. 0901-028 TO AUGUST 1, 2012; REMOVE CASE NO. 0811-003 FROM THE AGENDA AT THIS TIME AS IT HAS BEEN WITHDRAWN; AGREE TO THE CONSENSUAL LIEN FOR CASE NO. 1202-058 AND LEAVE THE ORDER OF REIMBURSEMENT IN PLACE FOR \$25 PER MONTH BEGINNING IN AUGUST 2012 FOR 144 MONTHS, BUT CONDUCT A REVIEW IN ONE YEAR TO SEE IF

CIRCUMSTANCES HAVE CHANGED; AND AUTHORIZE THE ACTING CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. S. ULLMAN SECONDED. D. CASE, AYE, AND S. ULLMAN, AYE. THE MOTION CARRIED.

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 9:57 a.m.

Sharon M. Ullman, Acting Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk