

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, SEPTEMBER 12, 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, Roxanna Dempsay and Renee Jaques, Indigent Services; Amber Ellis and Claire Tardiff, Prosecuting Attorney's Office. Minutes Recorder: Donna Dana.

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:

There were no changes to the agenda.

IV. IN THE MATTER OF THE CONSENT AGENDA:

- Consent Agenda (*Authorize the Chairman to Sign the Appropriate Documents*)
 - a. 1 Matter to be Continued – Exhibit "A"
 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 8 Matters to be Removed from the Table to be Heard – Exhibit "C"
 - d. 16 Final Decisions for Hearings from 8/22/12 - Exhibit "D"
 - e. 9 Final Decisions for Hearings from 8/29/12 - Exhibit "E"

ACTION: S. ULLMAN MOVED TO APPROVE THE CONSENT AGENDA – 1 MATTER TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 8 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," 16 FINAL DECISIONS FOR HEARINGS FROM 8/22/12 AS LISTED ON EXHIBIT "D," AND 9 FINAL DECISIONS FOR HEARINGS FROM 8/29/12 AS LISTED ON EXHIBIT "E;" 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.

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 NOS. 1207-015, 1207-025, 1108-078 AND 1202-706 TO OCTOBER 31, 2012; CASE NO. 1204-099 TO NOVEMBER 28, 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, SEPTEMBER 14, 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. Motion on Hardship Applications

- Tax Hardships

- Name

Application #	Parcel #	Year	Amount
1. Linda M Cox 12-018	R3607660080	2009	\$2,458.95
		2010	\$2,561.56
		2011	\$2,344.70
		2012	\$3,170.58
2. William Rose 12-019	R7334240250	2009	\$ 837.65

ACTION: S. ULLMAN MOVED TO REMOVE TAX HARDSHIP APPLICATION NO. 12-018 FROM THE AGENDA AS IT IS NOT UNDER CONSIDERATION AT THIS TIME AS THE APPLICANT HAS FILED FOR BANKRUPTCY; APPROVE THE 2009 TAX HARDSHIP FOR APPLICATION NO. 12-019; 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.

3. Weekly Indigent Items (*Authorize the Chairman to Sign*)

(15 Approvals; 44 Denials; 12 Liens; 12 Form N1 (UCC) Liens; 0 Releases of Lien; 0 Releases of Form N1 (UCC) Liens; 3 Lien Corrections; and 3 Form N3 (UCC) Amendment Liens)

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED SEPTEMBER 12, 2012, FOR 15 APPROVALS; 44 DENIALS; 12 LIENS; 12 FORM N1 (UCC) LIENS; 0 RELEASES OF LIEN; 0 RELEASES OF FORM N1 (UCC) LIENS; 3 LIEN CORRECTIONS; AND 3 FORM N3 (UCC) AMENDMENT LIENS; 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.

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

- a. 47703 (Suspend)
- b. 1201-111 (Approve)
- c. 0008-48 (Approve)

Roxanna Dempsey stated that Case No. 47703 was a request to suspend application pending determination of other resources.

Renee Jaques presented the Staff reports for Case No. 1201-111, a settlement offer, and Case No. 0008-48, a request for a consensual lien.

ACTION: S. ULLMAN MOVED TO SUSPEND CASE NO. 47703 PENDING DETERMINATION OF OTHER RESOURCES; APPROVE THE SETTLEMENT OFFER IN CASE NO. 1201-111; APPROVE THE CONSENSUAL LIEN IN CASE NO. 0008-48; 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 11:31 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk