

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, OCTOBER 24, 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: Toni Hellman, Kelly Helland, John Traylor and Renee Jaques, Indigent Services; and Lorna Jorgenson and Justin Cafferty, 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:

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. 0 Matters to be Continued – Exhibit "A"
 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 5 Matters to be Removed from the Table to be Heard – Exhibit "C"
 - d. 13 Final Decisions for Hearings from 10/3/12 - Exhibit "D"

ACTION: S. ULLMAN MOVED TO APPROVE THE CONSENT AGENDA – 0 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 5 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 13 FINAL DECISIONS FOR HEARINGS FROM 10/03/12 AS LISTED ON EXHIBIT "D;" 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. UNFINISHED BUSINESS

- Special Cases
 - 0901-028 (*Tabled from 10/17/12*)

ACTION: S. ULLMAN MOVED TO REMOVE CASE NO. 0901-028 FROM THE TABLE FOR CONSIDERATION. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R.

YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

R. Jacques requested this case be tabled to October 31, 2012, to allow Staff additional time to obtain information.

ACTION: S. ULLMAN MOVED TO TABLE CASE NO. 0901-028 TO OCTOBER 31, 2012. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. NEW BUSINESS

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

ACTION: S. ULLMAN MOVED TO TABLE CASE NOS. 1208-072, 1208-044, 1208-055 AND 1208-093 TO DECEMBER 12, 2012; TABLE CASE NOS. 1208-058, 1206-027 AND 1208-033 TO JANUARY 9, 2013; 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, OCTOBER 26, 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.

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

(9 Approvals; 29 Denials; 48 Liens; 47 Form N1 (UCC) Liens; 21 Releases of Lien; 20 Releases of Form N1 (UCC) Liens; and 1 Consensual Lien)

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

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED OCTOBER 24, 2012, FOR 9 APPROVALS; 29 DENIALS; 48 LIENS; 47 FORM N1 (UCC) LIENS; 21 RELEASES OF LIEN; 20 RELEASES OF FORM N1 (UCC) LIENS; AND 1 CONSENSUAL LIEN; 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 (4) (*Authorize the Chairman to Sign*)

1. 1012-099
2. 1109-035
3. 1010-087
4. 1111-097

R. Jaques presented the joint Staff report for Case Nos. 1012-099 and 1109-035, a settlement offer. She then presented the Staff reports for Case Nos. 1010-087 and 1111-097, requests to modify Orders of Reimbursement.

ACTION: S. ULLMAN MOVED TO TABLE CASE NOS. 1012-099 AND 1109-035 TO OCTOBER 31, 2012; TEMPORARILY AMEND THE ORDER OF REIMBURSEMENT FOR CASE NO. 1010-087 TO \$25 PER MONTH AND REVIEW THIS CASE IN SIX MONTHS TO DETERMINE IF THE PAYMENTS MAY BE INCREASED TO A HIGHER AMOUNT AT THAT TIME; TEMPORARILY SUSPEND THE ORDER OF REIMBURSEMENT FOR CASE NO. 1111-097 FOR A SIX MONTH PERIOD UNTIL THE

APPLICANT IS ABLE TO GO BACK TO WORK AND RESUME MAKING PAYMENTS OR SOCIAL SECURITY DISABILITY IS GRANTED AT WHICH TIME THE FINANCIAL CIRCUMSTANCES NEED TO BE REVIEWED AND A NEW ORDER OF REIMBURSEMENT BE ISSUED AT THAT TIME; 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 11:06 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk