

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, NOVEMBER 14, 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, John Traylor and Renee Jaques, Indigent Services; and Heather McCarthy, 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 9:03 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre 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 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 6 Matters to be Removed from the Table to be Heard – Exhibit "C"
 - d. 22 Final Decisions for Hearings from 10/17/12 - Exhibit "D"

ACTION: D. CASE MOVED TO APPROVE THE CONSENT AGENDA – 1 MATTER TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 6 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 22 FINAL DECISIONS FOR HEARINGS FROM 10/17/12 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. R. YZAGUIRRE SECONDED. D. CASE, AYE, AND R. YZAGUIRRE, 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. R. YZAGUIRRE SECONDED.

[S. Ullman joined the hearing at this time.]

D. CASE, AYE, R. YZAGUIRRE, AYE, AND S. ULLMAN, 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. 1208-149 TO FEBRUARY 27, 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, NOVEMBER 16, 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*)

(9 Approvals; 43 Denials; 68 Liens; 64 Form N1 (UCC) Liens; 54 Releases of Lien; 52 Releases of Form N1 (UCC) Liens; 4 Lien Corrections; and 4 Form N3 (UCC) Amendment Liens; 1 Partial Release of Lien; and 8 Amended Orders of Reimbursement)

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

4. Special Cases (6) (*Authorize the Chairman to Sign*)

- a. 1110-050OR
- b. 9904-27
- c. 9805-36
- d. 9801-82
- e. 9810-97
- f. 0805-032

R. Jaques presented the Staff report for Case No. 1110-050OR, a request for a Consensual Lien. She presented a combined Staff report for Case Nos. 9904-27, 9805-36, 9801-82 and 9810-97, a request for a forgiveness of the remaining debt. R. Jaques then presented the Staff report for Case No. 0805-032, a request to revoke the existing Order of Reimbursement.

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED NOVEMBER 14, 2012, FOR 9 APPROVALS; 43 DENIALS; 68 LIENS; 64 FORM N1 (UCC) LIENS; 54 RELEASES OF LIEN; 52 RELEASES OF FORM N1 (UCC) LIENS; 4 LIEN CORRECTIONS; AND 4 FORM N3 (UCC) AMENDMENT LIENS; 1 PARTIAL RELEASE OF LIEN; AND 8 AMENDED ORDERS OF REIMBURSEMENT; APPROVE THE CONSENSUAL LIEN FOR CASE NO. 1110-050OR; LEAVE THE LEINS IN PLACE FOR CASE NOS. 9904-27, 9805-36, 9801-82 AND 9810-97, BUT STOP COLLECTION ON THE ORDERS OF REIMBURSEMENT; REVOKE THE ORDER OF REIMBURSEMENT FOR CASE NO. 0805-032 BUT LEAVE THE LIEN IN PLACE IN CASE ASSETS BECOME AVAILABLE IN THE FUTURE TO REIMBURSE THE COUNTY; 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 10:13 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk