

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING  
WEDNESDAY, DECEMBER 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, John Traylor and Renee Jaques, Indigent Services; and Lorna Jorgensen 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 9:02 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  - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 6 Matters to be Removed from the Table to be Heard – Exhibit "C"
  - d. 21 Final Decisions for Hearings from 11/14/12 - Exhibit "D"

**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S. ULLMAN MOVED TO APPROVE THE CONSENT AGENDA – 1 MATTER TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 6 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 21 FINAL DECISIONS FOR HEARINGS FROM 11/14/12 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:

*[R. Jaques joined the hearings and was sworn in for testimony.]*

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

**ACTION: S. ULLMAN MOVED TO TABLE CASE NO. 1205-106 TO FEBRUARY 8, 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, DECEMBER 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. Weekly Indigent Items (*Authorize the Chairman to Sign*)  
(14 Approvals; 37 Denials; 42 Liens; 40 Form N1 (UCC) Liens; 24 Releases of Lien; 22 Releases of Form N1 (UCC) Liens; 1 Lien Correction; 1 Form N3 (UCC) Amendment Lien; and 1 Consensual Lien)

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

3. Special Cases (4) (*Authorize the Chairman to Sign*)
- a. #48386
  - b. #48265
  - c. 1109-073
  - d. 1107-006

K. Helland advised the Board that Case Nos. 48386 and 48265 were suspended applications pending determination of other benefits.

R. Jaques presented the Staff reports for Case No. 1109-073, a request for a Consensual Lien and Case No. 1107-006, a settlement offer.

**ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED DECEMBER 12, 2012, FOR 14 APPROVALS; 37 DENIALS; 42 LIENS; 40 FORM N1 (UCC) LIENS; 24 RELEASES OF LIEN; 22 RELEASES OF FORM N1 (UCC) LIENS; 1 LIEN CORRECTION; 1 FORM N3 (UCC) AMENDMENT LIEN; AND 1 CONSENSUAL LIEN; SUSPEND CASE NOS. 48386 AND 48265 PENDING DETERMINATION OF OTHER RESOURCES; APPROVE THE CONSENSUAL LIEN FOR CASE NO. 1109-073; DENY THE SETTLEMENT OFFER FOR CASE NO. 1107-006 AND LEAVE THE LIEN IN PLACE; 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 10:18 a.m.

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Rick Yzaguirre, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk