

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, DECEMBER 19, 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 Roxanna Dempsay, Indigent Services; and Claire Tardiff 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 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. 4 Matters to be Continued – Exhibit "A"
 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 19 Matters to be Removed from the Table to be Heard – Exhibit "C"
 - d. 10 Final Decisions for Hearings from 11/28/12 - Exhibit "D"
 - e. 21 Final Decisions for Hearings from 11/21/12 - Exhibit "E"

ACTION: D. CASE MOVED TO APPROVE THE CONSENT AGENDA – 4 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 19 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," 10 FINAL DECISIONS FOR HEARINGS FROM 11/28/12 AS LISTED ON EXHIBIT "D," AND 21 FINAL DECISIONS FOR HEARINGS FROM 11/21/12 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. 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. D. CASE, AYE, AND R. YZAGUIRRE, 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 (*Authorize the Chairman to Sign*)

ACTION: D. CASE MOVED TO TABLE CASE NOS. 1209-065, 1209-025, 1210-007, 1210-046 AND 1208-003 TO FEBRUARY 13, 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 21, 2012; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(22 Approvals; 55 Denials; 29 Liens; 27 Form N1 (UCC) Liens; 10 Releases of Lien; 10 Releases of Form N1 (UCC) Liens; 2 Lien Corrections; and 2 Form N3 (UCC) Amendment Liens)

[R. Dempsay joined the hearings at this time.]

R. Dempsay presented the weekly indigent report and submitted the indigent requests.

3. Special Cases (2) (*Authorize the Chairman to Sign*)
a. 48293
b. 49374

R. Dempsay advised the Board that Case Nos. 48293 and 49374 were requests to suspend applications pending determination of other resources.

ACTION: D. CASE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED DECEMBER 19, 2012, FOR 22 APPROVALS; 55 DENIALS; 29 LIENS; 27 FORM N1 (UCC) LIENS; 10 RELEASES OF LIEN; 10 RELEASES OF FORM N1 (UCC) LIENS; 2 LIEN CORRECTIONS; AND 2 FORM N3 (UCC) AMENDMENT LIENS; SUSPEND CASE NOS. 48293 AND 48374 PENDING DETERMINATION OF OTHER RESOURCES; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. D. CASE, AYE, AND R. YZAGUIRRE, 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 11:00 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk