

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, MARCH 27, 2013
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, Renee Jaques and Andrea DeGiulio, Indigent Services; and Lorna Jorgensen, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner David L. Case called the meeting of the Ada County Commissioners to order at 9:00 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners David L. Case, Jim Tibbs and Rick Yzaguirre 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. 23 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 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 23 Final Decisions for Hearings from 3/6/13 - Exhibit "D"

ACTION: J. TIBBS MOVED TO APPROVE THE CONSENT AGENDA – 23 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 5 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 23 FINAL DECISIONS FOR HEARINGS FROM 3/6/13 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. J. TIBBS, AYE, R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: R. YZAGUIRRE 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. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. IN THE MATTER OF OPEN SESSION:

[R. Yzaguirre left the hearings during Executive Session.]

[R. Jaques and A. DeGiulio joined the hearings.]

After returning to Open Session, the following actions were taken:

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

ACTION: J. TIBBS MOVED TO TABLE CASE NOS. 1301-097, 1301-027, 1110-024 AND 1210-038 TO MAY 15, 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, MARCH 29, 2013; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(10 Approvals; 29 Denials; 29 Liens; 28 Form N1 (UCC) Liens; 10 Releases of Lien; and 9 Releases of Form N1 (UCC) Liens)

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

3. Special Cases (10) (*Authorize the Chairman to Sign*)
- a. #49011
 - b. #48990
 - c. #49166
 - d. 1012-074OR
 - e. 1108-122
 - f. 0904-126
 - g. 1001-048
 - h. 1003-092
 - i. 1009-057
 - j. 1009-058

K. Helland advised the Board that Case Nos. 49011, 48990 and 49166 were requests to suspend applications pending determination of other resources.

K. DeGiulio presented the Staff reports for Case Nos. 1012-74OR, a request for a subordination of lien and 1108-122, a request for a partial release of lien. She then presented the joint Staff report for Case Nos. 0904-126, 1001-048, 1003-092, 1009-057 and 1009-058, a joint settlement offer

ACTION: J. TIBBS MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED MARCH 27, 2013, FOR 10 APPROVALS; 29 DENIALS; 29 LIENS; 28 FORM N1 (UCC) LIENS; 10 RELEASES OF LIEN; AND 9 RELEASES OF FORM N1 (UCC) LIENS; SUSPEND CASE NOS. 49011, 48990 AND 49166 PENDING DETERMINATION OF OTHER RESOURCES; APPROVE CASE NOS. 1012-074OR, 1108-122, 0904-126, 1001-048, 1003-092, 1009-057 AND 1009-058; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. J. TIBBS, AYE, AND D. CASE, 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 11:02 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk