

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, APRIL 24, 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, and Roxanna Dempsay, Indigent Services; and Heather McCarthy, 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 and Jim Tibbs 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 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 18 Final Decisions for Hearings from 4/3/13 - Exhibit "D"
 - e. 18 Final Decisions for Hearings from 3/27/13 - Exhibit "E"

ACTION: J. TIBBS MOVED TO APPROVE THE CONSENT AGENDA – 1 MATTER TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 6 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," 18 FINAL DECISIONS FOR HEARINGS FROM 4/3/13 AS LISTED ON EXHIBIT "D"; AND 18 FINAL DECISIONS FOR HEARINGS FROM 3/27/13 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. D. CASE SECONDED. J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

V. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: J. TIBBS 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. J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

VI. IN THE MATTER OF OPEN SESSION:

[R. Dempsay joined the hearing in Executive Session.]

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

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

ACTION: J. TIBBS MOVED TO TABLE CASE NOS. 1301-125, 1302-707, 1302-076, 1301-124 AND 1210-133 TO JUNE 10, 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, APRIL 26, 2013; AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD; AND DENY TRASH HARDSHIP APPLICATION NO. 13-004 FOR MATTHEW N. ROMEO. D. CASE SECONDED. J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

3. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(7 Approvals; 29 Denials; 71 Liens; 63 Form N1 (UCC) Liens; 64 Releases of Lien; 61 Releases of Form N1 (UCC) Liens; and 1 Partial Release of Lien)

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

4. Special Cases (*Authorize the Chairman to Sign*)
- #49203

R. Dempsay advised the Board that Case No. 49203 was a request to suspend the application pending determination of other resources.

ACTION: J. TIBBS MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED APRIL 24, 2013, FOR 7 APPROVALS; 29 DENIALS; 71 LIENS; 63 FORM N1 (UCC) LIENS; 64 RELEASES OF LIEN; 61 RELEASES OF FORM N1 (UCC) LIENS; AND 1 PARTIAL RELEASE OF LIEN; SUSPEND CASE NO. 49203 PENDING DETERMINATION OF OTHER RESOURCES; 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.

5. Miscellaneous - Ratification
(*Signed by Commissioner Case on 4/19/13*)
- Ratification of Chairman's Signature and Submission of Claim for Surplus Funds from the Trustee's Sale of Real Property Located at 5142 W. Waterwheel Court, Boise, ID 83703

ACTION: J. TIBBS MOVED TO APPROVE AND RATIFY THE SUBMISSION OF CLAIM FOR SURPLUS FUNDS FROM THE TRUSTEE'S SALE OF REAL PROPERTY LOCATED AT 5142 W. WATERWHEEL COURT, BOISE, IDAHO 83703, SIGNED BY COMMISSIONER CASE ON APRIL 17, 2013. 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 9:47 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk