

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING  
WEDNESDAY, AUGUST 7, 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, Kelly Helland, Angela Watkins, John Traylor, Roxanna Dempsay and Andrea DeGiulio, Indigent Services; and Justin Cafferty, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

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**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 Rick Yzaguirre were present.

**III. CHANGES TO THE AGENDA:\*\*ADDED INSIDE 48 HOURS\*\***

- Item VI(3)(m) was added to the agenda.

**ACTION: R. YZAGUIRRE MOVED TO AMEND THE AGENDA TO ADD ITEM VI(3)(M). D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.**

**IV. IN THE MATTER OF THE CONSENT AGENDA:**

- Consent Agenda (*Authorize the Chairman to Sign the Appropriate Documents*)
  - a. 0 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  - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 22 Final Decisions for Hearings from 7/10/13 - Exhibit "D"

**ACTION: R. YZAGUIRRE MOVED TO APPROVE THE CONSENT AGENDA – 0 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 5 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 22 FINAL DECISIONS FOR HEARINGS FROM 7/10/13 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. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.**

**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. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, 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: R. YZAGUIRRE MOVED TO TABLE CASE NO. 1304-076 TO OCTOBER 2, 2013; TABLE CASE NO. 1305-059 TO SEPTEMBER 27, 2013; TABLE CASE NO. 1305-730 TO NOVEMBER 6, 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, AUGUST 9, 2013; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.**

*[R. Dempsay and A. DeGiulio joined the hearings to present the Weekly Indigent Items and Special Cases.]*

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)  
(17 Approvals; 36 Denials; 25 Liens; 25 Form N1 (UCC) Liens; 5 Releases of Lien; and 1 Release of Form N1 (UCC) Liens)

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

3. Special Cases (13) (*Authorize the Chairman to Sign*)
- a. 50072
  - b. 0511-85
  - c. 0910-104
  - d. 1004-026
  - e. 1105-118
  - f. 1105-119
  - g. 1108-049
  - h. 1201-089
  - i. 1205-140
  - j. 1305-042
  - k. 1306-106
  - l. 1308-026
  - m. 1005-066, 1101-048, 1106-052, and 1108-025 (Combined) \*\*ADDED\*\*

R. Dempsay advised the Board that Case No. 50072 was a request to suspend an application pending determination of other resources.

A. DeGiulio presented the Staff reports for Case No. 0511-85, a request for a release of lien; Case Nos. 0910-104,1004-026, 1105-118; 1105-119, 1108-049, 1201-089, 1205-140, 1305-042, 1306-106 and 1308-026, a joint request for a partial release of lien; and Case Nos. 1005-066, 1101-048, 1106-052, and 1108-025, a joint settlement offer.

**ACTION: R. YZAGUIRRE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED AUGUST 7, 2013, FOR 17 APPROVALS; 36 DENIALS; 25 LIENS; 25 FORM N1 (UCC) LIENS; 5 RELEASES OF LIEN; AND 1 RELEASE OF FORM N1 (UCC) LIENS; SUSPEND CASE NO. 50072 PENDING DETERMINATION OF OTHER RESOURCES; DENY CASE NO. 0511-85; APPROVE THE PARTIAL RELEASE OF LIEN FOR CASE NOS. 0910-104,1004-026, 1105-118; 1105-119, 1108-049, 1201-089, 1205-140, 1305-042, 1306-106 AND 1308-026; APPROVE THE RELEASE OF LIEN AND ACCEPT THE SETTLEMENT OFFER OF \$96,787 FOR CASE NOS. 1005-066, 1101-048, 1106-052, AND 1108-025; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, 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 10:37 a.m.

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David L. Case, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk