

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, DECEMBER 4, 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: Kelly Helland, Angela Watkins, Carol Zborowski, John Traylor and Renee Jaques, Indigent Services; and Amber Ellis, 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 8:59 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:ADDED ITEM INSIDE 48 HOURS****

- Added Item VI(3)(b) inside 48 hours

ACTION: R. YZAGUIRRE MOVED TO AMEND THE AGENDA TO ADD ITEM VI(3)(B) WHICH WAS ADDED INSIDE 48 HOURS DUE TO REQUIRING IMMEDIATE ACTION. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

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- b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"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. 1 Matter to be Removed from the Table to be Heard – Exhibit "C"
- d. 20 Final Decisions for Hearings from 11/06/13 - Exhibit "D"

ACTION: J. TIBBS MOVED TO APPROVE THE CONSENT AGENDA – 0 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 1 MATTER TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 20 FINAL DECISIONS FOR HEARINGS FROM 11/06/13 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. Jaques joined the hearing and was sworn in for testimony.]

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

1. Motion on Appeal Hearings (16) (*Authorize the Chairman to Sign*)

ACTION: J. TIBBS MOVED TO TABLE CASE NO. 1304-029 TO JUNE 18, 2014; 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 6, 2013; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)

(7 Approvals; 31 Denials; 21 Liens; 18 Form N1 (UCC) Liens; 23 Releases of Lien; and 21 Releases of Form N1 (UCC) Liens)

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

3. Special Cases (*Authorize the Chairman to Sign*)

- 1305-041
- 1012-063**ADDED**

R. Jaques presented the Staff reports for Case No. 1305-041, a request for a subordination of lien, and Case No. 1012-063 a Release and Indemnity Agreement.

ACTION: R. YZAGUIRRE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED DECEMBER 4, 2013, FOR 7 APPROVALS; 31 DENIALS; 21 LIENS; 18 FORM N1 (UCC) LIENS; 23 RELEASES OF LIEN; AND 21 RELEASES OF FORM N1 (UCC) LIENS; APPROVE THE SUBORDINATION OF LIEN FOR CASE NO. 1305-041; APPROVE THE RELEASE AND INDEMNITY AGREEMENT FOR CASE NO. 1012-063; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, 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 9:35 a.m.

VIII. IN THE MATTER OF RECONVENING:

D. Case reconvened the meeting of the Ada County Commissioners to order at 9:36 a.m. He explained that the meeting was reconvened to correct the record with regard to the Weekly Indigent Items.

K. Helland confirmed that there were 22 Releases of Lien rather than 23.

ACTION: R. YZAGUIRRE MOVED TO AMEND HIS ORIGINAL MOTION WITH REGARD TO THE RELEASES OF LIENS TO APPROVE 22 RATHER THAN 23; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

IX. IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at approximately 9:37 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk