

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, FEBRUARY 12, 2014
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 Jacques, Indigent Services; and Amber Ellis, Prosecuting Attorney's Office. Minutes Recorder: Julie F. Burrows.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner David L. Case called the meeting of the Ada County Commissioners to order at 9:03 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. 0 Matters to be Continued – Exhibit "A"
 - b. 0 Matters to be Withdrawn from Further Consideration – Exhibit "B"
 - c. 2 Matters to be Removed from the Table to be Heard – Exhibit "C"
 - d. 5 Final Decisions for Hearings from 01/15/14 - 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J. TIBBS MOVED TO APPROVE THE CONSENT AGENDA – 0 MATTERS TO BE CONTINUED AS LISTED ON EXHIBIT "A," 0 MATTERS TO BE WITHDRAWN FROM FURTHER CONSIDERATION AS LISTED ON EXHIBIT "B," 2 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "C," AND 5 FINAL DECISIONS FOR HEARINGS FROM 01/15/14 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:

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 NO. 1312-061 TO MARCH 26, 2014; TABLE CASE NOS. 1401-053, 1312-039, AND 1401-027 TO APRIL 2, 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, FEBRUARY 14, 2014; 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*)
(4 Approvals; 19 Denials; 18 Liens; 18 Form N1 (UCC) Liens; 37 Releases of Lien; and 34 Releases of Form N1 (UCC) Liens)

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

3. Special Cases (3) (*Authorize the Chairman to Sign*)
- a. 1401-343
 - b. 0110-13
 - c. 1103-030

K. Helland advised the Board that Case No. 1401-343 was a request to rescind the initial determination of approval and amend the determination to approve in part and deny in part, and to amend the order of reimbursement.

[R. Jacques joined the hearing and was sworn in for testimony.]

R. Jacques present the Staff reports for Case Nos. 0110-13 and 1103-030, settlement offers.

ACTION: R. YZAGUIRRE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED FEBRUARY 12, 2014, FOR 4 APPROVALS; 19 DENIALS; 18 LIENS; 18 FORM N1 (UCC) LIENS; 37 RELEASES OF LIEN; AND 34 RELEASES OF FORM N1 (UCC) LIENS; RESCIND THE INITIAL DETERMINATION OF APPROVAL AND AMEND THE DETERMINATION TO APPROVE IN PART AND DENY IN PART, AND TO AMEND THE ORDER OF REIMBURSEMENT FOR CASE NO. 1401-343; APPROVE THE SETTLEMENT OFFER FOR CASE NO. 0110-13; DENY THE SETTLEMENT OFFER FOR CASE NO. 1103-003; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. J. TIBBS SECONDED.

DISCUSSION: K. HELLAND EXPLAINED THAT THE AMOUNT THE BOARD HAS APPROVED WILL NEED TO BE REVISED. D. CASE STATED THAT THE BOARD WILL RELY ON THE INDIGENT SERVICES STAFF TO REVISE THE AMOUNT.

R. YAGUIRRE, 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 11:00 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk