

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, SEPTEMBER 16, 2015
1:30 P.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: Jesse Barcroft, Toni Hellman, Gisela Martinez, LaBerta Turner and Roxanna Dempsay, Indigent Services; and Kale Gans, Prosecuting Attorney's Office. Minutes Recorder: Angel Dicus.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Jim Tibbs called the meeting of the Ada County Commissioners to order at 1:30 p.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Jim Tibbs, Rick Yzaguirre and David L. Case 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. 5 Matters to be Removed from the Table to be Heard - Exhibit "A"
 - b. 9 Final Decisions for Hearings from 8/19/15 - Exhibit "B"
 - c. 8 Clarification of Orders - Exhibit "C"

ACTION: D. CASE MOVED TO APPROVE THE CONSENT AGENDA - 5 MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "A"; 9 FINAL DECISIONS FOR HEARINGS FROM 8/19/15 AS LISTED ON EXHIBIT "B"; 8 CLARIFICATION OF ORDERS AS LISTED ON EXHIBIT "C"; 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. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, 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. D. CASE SECONDED. R. YZAGUIRRE, AYE, D. CASE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. IN THE MATTER OF OPEN SESSION:

[L. Turner and 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*)

ACTION: D. CASE MOVED TO TABLE CASE NOS. 1507-065 AND 1505-707 TO NOVEMBER 12, 2015; CASE NOS. 1507-022, 1507-069 AND 1507-031 TO NOVEMBER 4, 2015; 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 P.M. FRIDAY, SEPTEMBER 18, 2015; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Motion on Special Cases Heard in Executive Session (*Authorize the Chairman to Sign*)
 - a. 1112-059
 - b. 0811-059

ACTION: R. YZAGUIRRE MOVED TO TABLE CASE NO. 1112-059 TO SEPTEMBER 23, 2015, TO HEAR THE CAT BOARD'S DECISION ON THE OFFER; APPROVE THE SETTLEMENT OFFER ON CASE NO. 0811-059 IN THE AMOUNT OF \$8,250; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED.

DISCUSSION: D. CASE STATED HE WAS NOT IN AGREEMENT WITH TABLING THE ONE ITEM DUE TO THE APPLICANT'S LETTER BLAMING THE COUNTY FOR HIS FINANCIAL DEMISE. R. YZAGUIRRE CONCURRED.

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

R. Dempsay stated the case numbers were reversed in the motion.

ACTION: R. YZAGUIRRE AMENDED HIS MOTION TO TABLE CASE NO. 0811-059 TO SEPTEMBER 23, 2015; APPROVE THE SETTLEMENT OFFER OF \$8,250 ON CASE NO. 1112-059. D. CASE SECONDED. R. YZAGUIRRE, AYE, D. CASE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

3. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(9 Approvals; 24 Denials; 15 Liens; 14 Form N1 (UCC) Liens; 23 Releases of Liens; and 23 Releases of Form N1 (UCC) Liens)

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

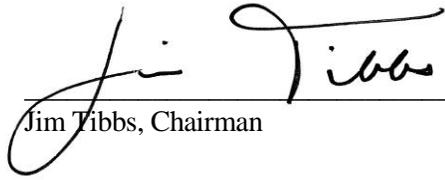
4. Special Cases (*Authorize the Chairman to Sign*)
 - 1504-090

R. Dempsay stated that Case No. 1504-090 should not have been listed on the agenda, as there is nothing to be considered.

ACTION: D. CASE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED SEPTEMBER 16, 2015, FOR 9 APPROVALS; 24 DENIALS; 15 LIENS; 14 FORM N1 (UCC) LIENS; 23 RELEASES OF LIENS; AND 23 RELEASES OF FORM N1 (UCC) LIENS; THAT NO ACTION BE TAKEN ON CASE NO. 1504-090 AS IT WAS PLACED ON THE AGENDA IN ERROR; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, 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 1:56 p.m.



Jim Tibbs, Chairman

ATTEST:



Christopher D. Rich, Ada County Clerk