



City of Athol City Council Special Meeting
Held in the Council Room in City Hall

Wednesday, August 8, 2017
3:30pm Council Special Meeting

CALL TO ORDER: Mayor Wachter called meeting to order: 3:32pm

ROLL CALL: *Visitors please sign in by the door- None, no-one attended.*

Present: Mayor Wachter; Councilwoman Zichko; Councilman Hill; Councilman McDaniel
Councilman Spencer; Clerk/Treasurer, Lori Yarbrough;

Not present: City Planner, Rand Wichman; Mark- Public Works.

Present by Phone: Attorney's Dana Hofstetter & Caitlyn Kling; Stillman Norton, Keller Associates.

DISCUSSION:

1. Continuance from the August 2nd special meeting back into an Executive Session

MOTION by Zichko second by Spencer to going back into executive session under Idaho Code 74-206(1)(f)

To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.

Specifically, whether to appeal the IDWR decision. *DISCUSSION Roll Call Vote: Councilman Spencer-yes; Councilman Hill-yes; Councilman McDaniel-yes; Councilwoman Zichko-yes; Motion Passed.

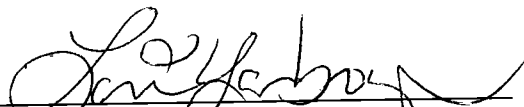
EXECUTIVE SESSION: Ended at: at 4:12pm


Idaho Code 74-206(1)(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. **Specifically, whether to appeal the IDWR decision.**

- 1. Determination on the Idaho Department of Water Resource's July 26, 2017, decision on the City's Transfer Application No. 81733. MOTION** by Zichko, 2nd by McDaniel to not pursue an appeal with Idaho Department of Water Resources and to accept the terms of Transfer #81733.
*DISCUSSION For the developer attorney Dana stated that the 14 days to appeal will end as of 8/14/17, and therefor she believes the developer may proceed with getting the Well Driller's permit as of 8/15/17, clerk to share with developer. **Roll Call Vote:** Councilman Spencer -yes; Councilman Hill -yes; Councilman McDaniel -yes; and Councilwoman Zichko -yes; Motion Passed/Failed.

ADJOURNMENT: at 4:21pm

ATTEST:


Lori Yarbrough, City Clerk/Treasurer


Bob Wachter, Mayor

Approved at Council on 8/15/17

NOTE: The City will make reasonable accommodations for anyone attending this meeting who require special assistance for hearing, physical or other impairments. Please contact the City Clerk at (208) 683-2101 at least 24 hours in advance of the meeting date and time.