



SPECIAL CALL BOARD MEETING

MINUTES

WEDNESDAY APRIL 4, 2019 2:00 P.M.

COEUR D'ALENE CHAMBER OF COMMERCE

LARGE CONFERENCE ROOM

1. CALL TO ORDER: 2:00 p.m. Commissioner Hoskins

Present: Commissioners Hoskins, Widmyer, English, Jordan, Armon, Chapkis, Garcia, and Mandel. (8/9 present – Alivia Metts absent)

2. Public Comment:

Scott Poorman: attorney for Dan Clark, litigants have worked out a solution to settle the dispute between the parties. Swallow/Alvarado have officially withdrawn their bid. The only bid remaining is that of Dan Clark for \$226,000. Swallow/Alvarado will agree to dismiss the case with prejudice and there will be no appeal. Clark would ask that Ignite award the property to him for \$226,000.

John Swallow: The parties incurred significant costs to try to work this out. Ignite should have paid some or all of the legal fees incurred by the parties.

3. EXECUTIVE SESSION: MOTION TO ENTER INTO EXECUTIVE SESSION PURSUANT TO 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*

Motion to enter into executive session made by Commissioner English, second by Commissioner Widmyer.

Roll call – all present approved

Approved by: Commissioners Widmyer, English, Jordan, Mandel, Chapkis, Armon, Garcia, and Hoskins.

Motion to exit: Commissioner Widmyer, seconded by Commissioner English.

4. ACTION REGARDING SWALLOW/ALVARADO/CLARK LITIGATION *

- Motion by Commissioner Widmyer to instruct legal counsel to sell the property to Dan Clark for \$226,000 and direct legal counsel that the case must be dismissed with prejudice.

Seconded by Commissioner Chapkis

Full pass- motion carries

5. ADJOURN

Motion by Commissioner Widmyer, seconded by Commissioner English, to adjourn. Motion carried.

The **ignite cda** Board meeting adjourned at 2:18 p.m. Minutes prepared and submitted by Counsel Quade.