

**SUMMARIZED MINUTES
SCOTTSDALE CITY COUNCIL
SPECIAL MEETING
TUESDAY, MARCH 31, 2009**



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor W.J. "Jim" Lane called to order a Special Meeting of the Scottsdale City Council at 4:03 P.M. on Tuesday, March 31, 2009 in the City Hall Kiva.

ROLL CALL

Present: Mayor W.J. "Jim" Lane
Vice Mayor Ron McCullagh
Councilmembers Wayne Ecton and Suzanne Klapp

Also Present: City Attorney Deborah Robberson
City Clerk Carolyn Jagger

Absent: Councilmembers Lisa Borowsky, Robert Littlefield, and
Tony Nelssen

1. REQUEST FOR EXECUTIVE SESSION TO:

A. Discuss and consult with attorneys of the public body for legal advice and to consider the City's position and instruct its attorneys regarding negotiations for contracts; the purchase, sale or lease of real property; and/or contemplated litigation regarding NewPath Networks' applications for wireless communications facility permits and encroachment permits and associated fees.

A.R.S. § 38-431.03 (A)(3), (4) and (7).

Staff Contact: Deborah Robberson, City Attorney, (480) 312-2405,
drobberson@scottsdaleaz.gov

NOTE: IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES THE SUMMARIZED MINUTES OF CITY COUNCIL MEETINGS ARE NOT VERBATIM TRANSCRIPTS. THESE MINUTES ARE INTENDED TO BE AN ACCURATE REFLECTION OF ACTION TAKEN BY THE CITY COUNCIL. DIGITAL RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

2. MOTION TO RECESS INTO EXECUTIVE SESSION TO:

- A. Discuss and consult with attorneys of the public body for legal advice and to consider the City's position and instruct its attorneys regarding negotiations for contracts; the purchase, sale or lease of real property; and/or contemplated litigation regarding NewPath Networks' applications for wireless communications facility permits and encroachment permits and associated fees.

MOTION AND VOTE

COUNCILMAN ECTON MOVED TO RECESS INTO EXECUTIVE SESSION TO DISCUSS AND CONSULT WITH ATTORNEYS FOR LEGAL ADVICE REGARDING NEWPATH NETWORKS' APPLICATIONS FOR WIRELESS COMMUNICATIONS FACILITY PERMITS AND ENCROACHMENT PERMITS AND ASSOCIATED FEES. VICE MAYOR MCCULLAGH SECONDED THE MOTION, WHICH CARRIED 4/0.

ADJOURN SPECIAL MEETING

With no further business to discuss, the Special Meeting adjourned at 4:04 P.M.

SUBMITTED BY:



Cathleen Butteweg
Recording Secretary

REVIEWED BY:



Carolyn Jagger
City Clerk

Officially approved by the City Council on April 21, 2009

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Special Meeting of the City Council of Scottsdale, Arizona held on the 31st day of March 2009.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 21st day of April 2009.



CAROLYN JAGGER
City Clerk