

Mayor Berry called the special meeting of the Eureka Springs City Council to order at 3:00 p.m. Friday, July 17, 2015 in the jury room on the second floor of the Western District Carroll County Courthouse. Mayor Berry stated the purpose of the meeting: **To consider a revision of Ordinance No. 2223**

PRESENT: Mayor Robert "Butch" Berry, Aldermen Terry McClung, Mickey Schneider, Bob Thomas, David Mitchell, James DeVito, Joyce Zeller (arrived at 3:06) City Attorney Tim Weaver and City Clerk/Treasurer Ann Armstrong

PLEDGE OF ALLEGIANCE:

Mayor Berry led the Pledge.

PUBLIC COMMENTS: none

ACTION:

Mr. DeVito moved to assign the ordinance a number and place it on its first reading. Ms. Schneider seconded.

Motion carried 5/0/0. Ms. Armstrong read **ORDINANCE NO. 2228 AN ORDINANCE AMENDING TITLE 7.65 OF THE EUREKA SPRINGS MUNICIPAL CODE AND ITS ENABLING ORDINANCE TO CLARIFY PROTECTED CIVIL RIGHTS.**

Mr. DeVito moved to approve Ordinance No. 2228 on its first reading. Ms. Schneider seconded. It was clarified that references to socioeconomics were removed, and language about alcohol and 21-year olds was added. Ms. Schneider recalled having added visitors to the list of those protected by Ordinance No. 2223, and favored doing so with the new Ordinance. Mr. Weaver agreed, for the purposes of defense.

Mr. Mitchell motioned to amend Ordinance No. 2228 to have the attorney put in the wording appropriate to include visitors under the context of this ordinance as a protected class. Ms. Schneider seconded.

Ms. Schneider moved to take a five-minute break. Mr. Mitchell seconded.
Motion carried 6/0/0.

When the session resumed, Mr. Weaver spoke about the amended wording. Mr. Mitchell withdrew his previous motion. Ms. Schneider withdrew her second.

Ms. Schneider motioned to accept the amended wording in Ordinance No. 2228, to include "live, work or visit in the City of Eureka." Mr. Mitchell seconded. Discussion followed regarding the reason for adding a reference to those who visit. A roll call vote on the amendment followed.

Motion carried 5/1/0 with Mr. McClung voting "No."

Mr. DeVito moved to approve the Ordinance on its first reading. Ms. Schneider seconded. Mayor Berry added "as amended." A voice vote followed.

Motion carried 6/0/0. Mr. DeVito moved to suspend the rules and place Ordinance No. 2228 on its second reading by title only. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title. Mr. DeVito moved to approve Ordinance No. 2228 on its second reading. Ms. Schneider seconded. A voice vote followed.

Motion carried 6/0/0. Mr. DeVito motioned to suspend the rules and place Ordinance No. 2228 on its third reading by title only. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title. Mr. DeVito moved to approve Ordinance No. 2228 on its third reading. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Mr. DeVito motioned to invoke the Emergence Clause. Ms. Schneider seconded. A roll call vote followed.

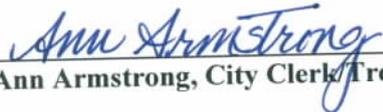
Motion carried 6/0/0. Ms. Armstrong read the Emergency Clause.

ADJOURNMENT:

Mr. DeVito moved to adjourn. Mr. McClung seconded.

Motion carried 6/0/0. The meeting ended at 3:30 p.m.

ATTEST:


Ann Armstrong, City Clerk/Treasurer

APPROVED:


Robert "Butch" Berry, Mayor

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