

ORDINANCE NO. 2220

AN ORDINANCE AMENDING CHAPTER 2.56 OF THE MUNICIPAL CODE PERTAINING TO THE ADVERTISING AND PROMOTION COMMISSION FOR THE CITY OF EUREKA SPRINGS, ARKANSAS:

WHEREAS, A.C.A § 26-75-605 provides that the four (4) members of the Advertising and Promotion Commission (“the Commission”) who shall be owners or managers of businesses in the tourism industry within the Eureka Springs city limits and the one (1) member who shall be from the public at large, may reside outside of the municipality but within the county where the municipality is located if so provided by ordinance; and

WHEREAS, the City Council of Eureka Springs, Arkansas has determined that it is in the best interests of the City to expand the eligibility for membership on the Commission to include individuals as long as they are residents of Carroll County, Arkansas.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Eureka Springs that Chapter 2.56.01 of the Eureka Springs Municipal Code is hereby amended in its entirety as follows:

Section 1. Chapter 2.56.01 Created The City Advertising and Promotion Commission is created. The Commission shall be composed of seven (7) members, as follows: four (4) members shall be owners or managers of businesses in the tourism industry within the Eureka Springs city limits, and the owner or manager shall reside within Carroll County, Arkansas. Four (4) of these members shall be owners or managers of hotels, motels, or restaurants and shall serve for staggered terms of four (4) years; two (2) members shall be members of the governing body of the municipality and selected by the governing body and shall serve at the will of the governing body; and one (1) member shall be appointed by the Mayor from the public at large who shall reside Carroll County, Arkansas and who shall serve for a term of four (4) years.

Members of the A&P commission serving at the time this ordinance takes effect shall continue in office for the balance of the terms to which they have been previously appointed.

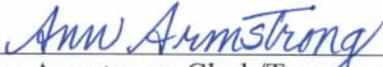
Whether resulting from expiration of a regular term or otherwise, a vacancy on the commission in any of the four (4) tourism industry positions or in the at-large position shall be filled by appointment made by the remaining members of the commission, with the approval of the governing body of the city.

Section 2. All Ordinances or Resolutions, and parts thereof, in conflict with this Ordinance are hereby repealed to the extent of such conflict. In the event any one or more of the provision contained in this Ordinance shall for any reason be held by a Court of competent jurisdiction to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this

Ordinance, and this Ordinance shall be construed as if such invalid, illegal or unenforceable provision or provisions had never been contained herein.

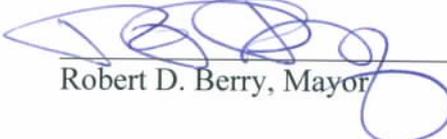
PASSED AND ORDAINED THIS 26th DAY OF JANUARY, 2015

ATTEST:



Ann Armstrong, Clerk/Treasurer

APPROVED:



Robert D. Berry, Mayor

Voted "Aye" – Mickey Schneider, David Mitchell, Terry McClung, and Bob Thomas
Voted "No" – Joyce Zeller and James DeVito