



AYES: Suster, Marincic, Nenadovich, Glenn  
NAYS: Mahoney, Dudley  
ABSENT: Vaughn

**PRESIDENT MARINCIC:** OK. So I have 4 Yes and 2 No and it is an emergency piece so I think it fails, doesn't it, Mr. Riley?

**LAW DIRECTOR TIM RILEY:** No, the emergency clause only comes into effect if it has to pass 5 - 2. If it passes less than 5 -2 then it goes into effect in 30 days.

**CLWN MAHONEY:** Or passes by a simple majority.

**LAW DIRECTOR TIM RILEY:** Or passes by a simple majority. However, but the motion on the floor was to pass for a Second Reading. So it does pass for a Second Reading, but it has to be read at the next meeting then.

**PRESIDENT MARINCIC:** OK. If it was a tie it wouldn't pass for a Second Reading?

**LAW DIRECTOR TIM RILEY:** Correct.

**PRESIDENT MARINCIC:** And since I haven't announced the vote tally yet, I can change my vote?

**LAW DIRECTOR TIM RILEY:** Let me check the rule. I have it right here but I'm pretty sure if you have not announced the tally.

**PRESIDENT MARINCIC:** Yeah. I know that it's a fact because I've done it before. Vic is shaking his head because he was at my seat.

**LAW DIRECTOR TIM RILEY:** Yes, you can.

**PRESIDENT MARINCIC:** OK. I'm going to change my vote to a No.

**CLERK:** That's on the pass for the Second Reading?

**PRESIDENT MARINCIC:** On the pass for a Second Reading.

**CLERK:** Change to a No.

**PRESIDENT MARINCIC:** OK. So Ordinance 42-2012 fails. That's all we have tonight so I need a motion to adjourn.

**CLMN DUDLEY:** I'll make a motion that we adjourn.

**PRESIDENT MARINCIC:** All in favor say Yea. All opposed say Nay. The Yeas have it.

AYES: Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney  
ABSENT: Vaughn

MEETING ADJOURNED AT 6:05 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

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Nancy Marincic  
President of Council

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Barbara Molin  
Clerk of Council