

ORDINANCE RECORD

No. 728—REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 964

AN ORDINANCE TO REPEAL SECTION 30.02 OF THE LA VISTA MUNICIPAL CODE PERTAINING TO VACANCIES IN ELECTIVE OFFICE; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. Findings. The Mayor and City Council find and determine that Nebraska Statutes sufficiently specify and control how a vacancy in elective office shall be filled. Specifically, Section 16-217 of the Nebraska Statutes provides that a vacancy in the office of Mayor or on the City Council shall be filled as provided in Neb. Rev. Stat. Section 32-568. Consequently, Section 30.02 of the La Vista Municipal Code is unnecessary and should be repealed.

SECTION 2. Repeal of Section 30.02. Section 30.02 of the La Vista Municipal Code is hereby repealed.

SECTION 3. Severability Clause. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

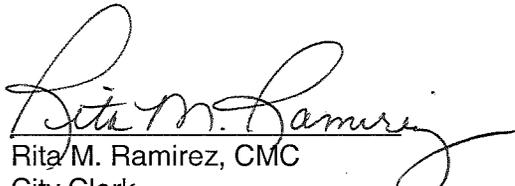
SECTION 4. Effective Date. This ordinance shall be in full force and effect from and after passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 18th DAY OF OCTOBER 2005.

CITY OF LA VISTA


Harold Anderson, Mayor

ATTEST:


Rita M. Ramirez, CMC
City Clerk