

ORDINANCE RECORD

No. 72 8—REDFIELD & COMPANY INC., OMAHA

ORDINANCE NO. 1167

AN ORDINANCE PROVIDING FOR THE CREATION OF THE LA VISTA COMMUNITY DEVELOPMENT AGENCY OF THE CITY OF LA VISTA, NEBRASKA UNDER SECTION 32.08 OF THE LA VISTA MUNICIPAL CODE; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; AND PROVIDING FOR SEVERABILITY, PUBLICATION, AND EFFECTIVE DATE OF THIS ORDINANCE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, as follows:

I. ADOPTION OF SECTION 32.08. The La Vista Community Development Agency is hereby created and codified as Section 32.08 of the La Vista Municipal Code.

SECTION 32.08 COMMUNITY DEVELOPMENT AGENCY

(A) *Creation of Agency.* A Community Development Agency is hereby created pursuant to Neb. Rev. Stat. Sections 18-2101.01 & 18-2103. The Agency shall consist of, and be governed by, the Mayor and City Council of the City of La Vista.

(B) *Powers of Agency.* The Community Development Agency shall function in the manner prescribed herein or otherwise by ordinance and have all powers and authority granted by applicable law, including, but not limited to, the power and authority (i) granted to an authority or community redevelopment authority in Neb. Rev. Stat. Sections 18-2101 through 18-2144, (ii) to do all community development activities (iii) to cooperate with the federal government in all matters relating to community development program activities, (iv) to certify an annual tax levy and issue bonds, notes or other financing, and (v) to exercise all other powers and authorities granted under Nebraska Statutes, including, but not limited to, Neb. Rev. Stat. Sections 18-2145 through 18-2154.

(C) *Agency Actions.* Actions of the Mayor and Council on behalf of the Agency shall be taken and approved in accordance with the requirements applicable to actions of the Mayor and City Council as the governing body of the City. Provided, however, any action of the Agency may be taken or approved at any regular, special or emergency meeting of the City Council of the City of La Vista conducted in accordance with the Nebraska Open Meetings Act.

II. REPEAL OF CONFLICTING PROVISIONS. Any conflicting provision of any previously enacted ordinance is hereby repealed.

III. SEVERABILITY. 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 hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

IV. PUBLICATION AND EFFECTIVE DATE. This Ordinance shall be published in full and shall be in force and take effect from and after its passage and approval as provided by law.

PASSED AND APPROVED THIS 7TH DAY OF FEBRUARY 2012.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Mandy Garrod
Deputy City Clerk