

March 11, 1982

LB 807

publishes a notice that lays out the engineer's estimate, the costs, the plans of the project and tells the public that this is where their right to limited referendum can be used. In other words they say to the public, you have got 30 days. If you don't like this ordinance, this is where the 30 days begins and that notice will be published in the paper. In the event at the conclusion of that publication, the conclusion of the discussion of that ordinance and its past and then the running of 30 days, projects that have met that test cannot subsequently be attacked. The principal came to us from Hastings where they used some federal monies. They brought in this project which was not being funded by city monies but they approved of the project. They wanted to utilize the monies but the creating ordinance was practically two years into the project. They had it on the books. Everybody knew it was there. They had given some tantamount approval prior to that time, but the last piece of the puzzle was the city acceptance. Well, in the event limited referendum was available at that moment, all of these plans, all of the works of the engineers, all of the federal funds that have been utilized, all of the contracts that had been let in contemplation of the creation of this project would have been countermanded and that is why this language is here. I would move the adoption of the language. I also would indicate that this won't be coming up for Final Reading for another week or ten days. If you have questions, you can take it to your own cities. I can only say this language is brought to us by the League of Municipalities. They continue to review it and if there are problems, I will make restitution on Final Reading. I hope not to have to bring it back from Final Reading. That is why I ask you today to pass this amendment. Thank you.

PRESIDENT: Any further discussion on the Landis amendment to LB 807? If not, Senator Landis, again that is the opening and close. All those in favor of the Landis amendment vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 26 ayes, 0 nays on adoption of Senator Landis' amendment, Mr. President.

PRESIDENT: The motion carries. The Landis amendment is adopted. Any further amendments on LB 807, Mr. Clerk?

CLERK: Nothing further on the bill, Mr. President.

PRESIDENT: All right, Senator Landis, anything further on the bill? Senator Kilgarin, are you there, or, Senator Landis, why don't you just move....here comes Senator Kilgarin. Senator Kilgarin, do you want to move the bill?

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