

ORDINANCE NO. 006/2008

AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, CONCERNING MONETARY AND NON-MONETARY DONATIONS TO THE CITY AND THE RESPONSIBILITY FOR ACCEPTANCE THEREOF; ADDING A NEW CHAPTER 3.40 TO THE MONROE MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, RCW 35.21.100 requires that donations to the City be accepted by ordinance; and

WHEREAS, the City Council desires this ordinance to establish a procedure and means for the receipt of and the accounting for donations to the City; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. A new chapter 3.40 is hereby added to the Monroe Municipal Code to read as follows:

**Chapter 3.40**

**Donations of Property to City**

Section 3.40.010 Administration.  
Section 3.40.020 Use.  
Section 3.40.030 Acceptance.  
Section 3.40.040 Quarterly report.

3.40.010 Administration.

The Mayor or the Mayor's designee shall have the responsibility for the administration of all donations to the City.

3.40.020 Use.

In the event a donor has indicated a desire for a particular use by the City of a donation, such donation shall, to the extent reasonably feasible, be used consistent with the donor's desired use. If a donor has not specified a particular desired use, the donation may be used for any municipal purpose.

3.40.030 Acceptance.

All monetary and non-monetary donations with a current value of up to \$1,000 may be approved and accepted for the City by the Mayor. All donations with a value greater than \$1,000 must be approved by the City Council before acceptance. The Mayor shall estimate the value of any non-monetary donation not supported by a *bona fide* appraisal, for purposes of compliance with this section.

3.40.040 Quarterly report.

The Mayor shall provide the City Council with a quarterly report listing the nature and value of any and all donations which were approved and accepted by the Mayor in accordance with this chapter during the calendar year preceding the report.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum and shall take effect five (5) days after passage and approval and publication as required by law.

PASSED by the City Council and APPROVED by the Mayor of the City of Monroe, at a regular meeting held this 5th day of February, 2008.

CITY OF MONROE, WASHINGTON:

1<sup>st</sup> Reading: 02/05/08  
Published: 02/12/08  
Effective: 02/17/08

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Donnetta Walser, Mayor

ATTEST/AUTHENTICATED:

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Betty King, City Clerk

APPROVED AS TO FORM:

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Phil Olbrechts, City Attorney