

**CITY OF MONROE
ORDINANCE NO. 016/2019**

AN ORDINANCE OF THE CITY OF MONROE,
WASHINGTON, AMENDING MMC CHAPTER 3.40,
DONATIONS OF PROPERTY TO CITY; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING AN EFFECTIVE
DATE

WHEREAS, the City does not have a formal process for acceptance and documentation of donations made to the City of Monroe; and

WHEREAS, the City's Public Art Policy, adopted March 15, 2016, does not have a formal process to make memorial public art considerations; and

WHEREAS, the Monroe City Council desires development of a donation acceptance policy and revising the City's Public Art Policy to include a section for Memorial Public Art Considerations.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MONROE DO
ORDAIN AS FOLLOWS:

Section 1. Amendment of Monroe Municipal Code (MMC) 3.40, Donations of Property to City. Monroe Municipal Code Chapter 3.40, Revenue and Finance - Donations of Property to the City, is hereby amended as follows:

**Chapter 3.40
DONATIONS OF PROPERTY TO CITY**

Sections:

- 3.40.010 Administration.
- 3.40.020 Use.
- 3.40.030 Acceptance.
- 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 in accordance with the city of Monroe donations acceptance policy, which shall be adopted by city council resolution.

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.))~~ The use of designated and undesignated donations shall be determined in accordance with the city of Monroe donations acceptance policy.

3.40.030 Acceptance.

All monetary and nonmonetary donations with a current value of up to five thousand dollars may be approved and accepted for the city by the mayor. All donations with a value greater than five thousand dollars must be approved by the city council before acceptance. ~~((The mayor))~~ **A subject matter expert** shall estimate the value of any nonmonetary donation not supported by a bona fide appraisal for purposes of compliance with this section and in accordance with the city of Monroe donations acceptance policy.

3.40.040 Quarterly report.

The mayor or mayor's designee 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. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by State or federal law or regulation, such decision or pre-emption shall not affect the validity or enforceability of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This ordinance shall be in full force and effect five (5) days from and after its 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 12th day of August, 2019.

1st Reading: July 23, 2019
Adoption: August 13, 2019
Published: August 16, 2019
Effective: August 21, 2019

(SEAL)

CITY OF MONROE, WASHINGTON:



for
Geoffrey Thomas, Mayor

ATTEST:

APPROVED AS TO FORM:



Elizabeth M. Adkisson, MMC, City Clerk



J. Zachary Lell, City Attorney