AN ORDINANCE of the City of Kent, Washington, establishing a procedure for accepting donations, devises and bequests.

WHEREAS, Chapter 7, Laws of 1965, RCW 35.21.100, provides that the City may accept any money or property donated, devised, or bequeathed to it; and

WHEREAS, Chapter 18, Laws of 1979, First Extraordinary Session, RCW 35A.11.040, provides that the City has the power to accept any gift or grant for any public purpose; and

WHEREAS, Chapter 30, Section 3, Laws of 1979, First Extraordinary Session, as amended by Chapter 3, Section 72, Laws of 1983, RCW 35A.79.010, provides that the City has the power to receive donations of money and property; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Subject to the provisions of Section 3 below, the Kent City Council may accept or reject any money or property donated, devised or bequeathed to the City of Kent.

Section 2. If the donation, devise or bequest carries with it certain terms or conditions, the City shall carry out such terms and conditions, if not in conflict with local, state or federal law. If no terms or conditions are attached to the
donation, devise, or bequest, the City may expend or use the
donation, devise or bequest for any public municipal purpose.

Section 3. When the amount of any particular donation,
devise or bequest is equal to or greater than five thousand
dollars ($5,000), that donation, devise or bequest should be
accepted for the City by the City Council. For amounts under
$5,000, acceptance by the Council is optional.

Section 4. By accepting such donation, devise or
bequest, the City makes no representations, guarantees or
warranties as to the federal tax deductibility, or any other tax
aspect, of such donation, devise or bequest under any applicable
tax laws, but recommends that any person or entity wishing to make
such donation, devise or bequest to the City should seek the
advice of a professional experienced in taxation matters before
making such donation, devise or bequest to the City.

Section 5. If any provision of this Ordinance or its
application to any person or circumstance is held to be invalid,
such decision shall not affect the validity of the remainder of
the Ordinance or the application of the provision to other persons
or circumstances.

Section 6. Effective Date. This ordinance shall take
effect and be in force thirty (30) days from and after its
passage, approval and publication as provided by law.
ATTEST:

BRENDA JACOBER, DEPUTY CITY CLERK

APPROVED AS TO FORM:

ROGER A. LOBOVICH, CITY ATTORNEY

PASSED the __5__ day of __January__, 1991.
APPROVED the __16__ day of __January__, 1991.
PUBLISHED the __18__ day of __January__, 1991.

I hereby certify that this is a true copy of Ordinance No.____________, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, DEPUTY CITY CLERK

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