

ORDINANCE NO. 785

**AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON,
ACCEPTING A DONATION OF TWENTY-FIVE THOUSAND DOLLARS
(\$25,000.00) FROM THE MORRIS FOUNDATION FOR THE PURPOSE OF
ENHANCING CITY PARKS, AND INCLUDING SUCH DONATION IN
THE CITY'S PROPERTY ACQUISITION FUND.**

WHEREAS, pursuant to RCW 35.21.100, the City of Gig Harbor may accept any donations of money by ordinance, and may carry out the terms of the donation, if the same are within the powers granted to the City by law; and

WHEREAS, the City has received a check in the amount of Twenty-Five Thousand Dollars (\$25,000.00) from the Morris Foundation, to be used for the purpose of City park enhancement, as further described in the letter from David R. Morris, dated December 19, 1997, attached to this Ordinance as Exhibit A; now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Acceptance of Donation. The City Council hereby accepts the Twenty Five Thousand Dollar (\$25,000.00) donation from the Morris Foundation, subject to the following terms of the donation, as expressed in Exhibit A: the donation is to be used for the enhancement of the City Parks -- for either new real estate acquisitions and/or capital improvements to new parks within the City limits.

Section 2. Priority Request. The City Council shall use its best efforts to implement the Morris Foundation's "priority request," which is to use the donation for new Park benefits in conjunction with the Gig Harbor Peninsula Historical Society and their efforts to secure property within the City boundaries.

Section 3. Termination of Priority Request. The City Council acknowledges that the Morris Foundation's priority request, as described in Section 2 above, is withdrawn in the

event the Gig Harbor Peninsula Historical Society is unable to acquire property in the City within the six (6) to twelve (12) month period following passage of this Ordinance.

Section 4. Finance Director to Acknowledge Acceptance in Letter. As requested by the Morris Foundation, the Finance Director is hereby directed to send a copy of this Ordinance confirming the City's acceptance of the donation, for the uses described in the letter attached hereto as Exhibit A. The Finance Director shall deposit the donation in the City's Property Acquisition Fund, and shall earmark the funds to be used for the purposes described in this ordinance.

Section 5. 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 6. Effective Date. This ordinance shall take effect and be in full force five (5) days after publication of an approved summary consisting of the title.

APPROVED:

MAYOR, GRETCHEN A. WILBERT

ATTEST/AUTHENTICATED:

CITY CLERK, MOLLY TOWSLEE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____

FILED WITH THE CITY CLERK: 1/6/98
PASSED BY THE CITY COUNCIL: 1/26/98

PUBLISHED: 2/4/98
EFFECTIVE DATE: 2/9/98
ORDINANCE NO. 785

**SUMMARY OF ORDINANCE NO. 785
of the City of Gig Harbor, Washington**

On January 26, 1998, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. 785, the summary of text of which is as follows:

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The full text of this ordinance will be mailed upon request.

DATED this 27th day of January, 1998.

— MOLLY TOWSLEE, CITY CLERK