

RESOLUTION NO. 2021-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COVINGTON, WASHINGTON, AUTHORIZING THE CITY MANAGER TO DEVELOP AND IMPLEMENT AN INCENTIVE POLICY LIMITING SPENDING AUTHORITY TO THE THRESHOLDS SET FORTH IN THE CITY OF COVINGTON PURCHASING POLICIES AND PROCEDURES FOR PURCHASES OF SUPPLIES, MATERIALS, OR EQUIPMENT.

WHEREAS, staff has found that the use of incentives as a tool in marketing and communications programs is beneficial for the City of Covington and its citizens; and

WHEREAS, incentive programs motivate strong community participation, encourage positive engagement with staff and the citizens, and invigorate city campaigns and events; and

WHEREAS, a public agency may provide incentives such as gift cards or other small items of monetary value without violating the state's prohibition on gifting of public funds, provided there is an articulated and valid public purpose for doing so; and

WHEREAS, best practice is to establish a policy that sets forth the incentive program and the documentation requirements to show the valid governmental purposes of the incentive; and

WHEREAS, any individual incentive program (developed by staff pursuant to the incentive policy) will be limited to the spending authority thresholds set forth in the City of Covington Purchasing Policies and Procedures for purchases of supplies, materials, or equipment; and

WHEREAS, any proposed incentive program that will exceed these threshold amounts must be brought to council for approval; and

WHEREAS, any incentives must be accounted for in an existing departmental budget; and

WHEREAS, the city council finds that delegating authority to the city manager to develop and implement an incentive policy will allow staff to be flexible and tailor individual incentives to specific marketing and communications programs and events; and

WHEREAS, the city manager or designee shall provide regular updates regarding any incentive programs established by staff;

NOW THEREFORE, the City Council of the City of Covington, King County, Washington, resolves as follows:

Section 1. The city manager is hereby authorized to develop and implement an incentive policy limiting spending authority to the thresholds set forth in the City of Covington purchasing policies and procedures for purchases of supplies, materials, and equipment.

Section 2. Severability. If any section, paragraph, sentence, clause, or phrase of this resolution, or its application to any person or situation, 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 preemption shall not affect the validity of the remaining portions of this resolution or its application to other persons or situation. The City Council of the City of Covington hereby declares that it would have adopted this resolution and each section, subsection, sentence, clauses, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 3. Corrections. Upon the approval of the city attorney, the city clerk and the codifiers of this resolution are authorized to make any necessary corrections to this resolution including, but not limited to, the correction of scrivener's/clerical errors, references, resolution numbering, section/subsection numbers, and any reference thereto.

Section 4. Ratification. Any act consistent with the authority and prior to the effective date of this resolution is hereby ratified and affirmed.

Section 5. Effective Date. This resolution shall be effective immediately upon passage by the City Council of the City of Covington.

Passed by the City Council of the City of Covington this 13th day of July 2021.

Signed in authentication of its passage this 14TH day of July, 2021.



Jeff Wagner, Mayor

AUTHENTICATED:



Joan Michaud, City Clerk

APPROVED AS TO FORM:

/s/ Mark Orthmann, as authorized by email on July 13, 2021
Mark Orthmann, City Attorney