

To: John McDonough, City Manager

From: Wendell Willard, City Attorney

Date: July 29, 2010 for the August 17, 2010 City Council Work Session

Agenda Item: Gift Policy

Background:

The opportunity to receive and accept gifts needs a policy and a plan to ensure that the City has the resources to protect, maintain, preserve and conserve donations.

Discussion:

N/A

Alternatives:

Council may accept the gift policy as presented or modify the policy.

Concurrent Review:

CITY OF SANDY SPRINGS

Gift Policy

Pursuant to its Charter, the City of Sandy Springs (“City”) is authorized to accept gifts to the City (“Gift” or “Gifts”). Because the City has limited funds with which to protect, maintain, preserve, and conserve Gifts and because there are a finite number of suitable sites on City-owned property in which to house Gifts, the Mayor and City Council must review each proposed Gift on a case-by-case basis to determine whether it should be accepted by the City. The Mayor and City Council reserve the right to reject any proposed Gift in their sole discretion.

If a determination is made by the Mayor and City Council to accept a proposed Gift, it shall do so by resolution. When a Gift is accepted by the City pursuant to resolution of the Mayor and City Council, the Gift shall become the sole property of the City and the City alone shall make all determinations regarding the Gift including, but not limited to, the Gift’s use, placement, maintenance, preservation, conservation and ultimate disposition.