

KITSAP PUBLIC FACILITIES DISTRICT

RESOLUTION NO. 04-2011

A RESOLUTION of the Board of Directors of the Kitsap Public Facilities District, Kitsap County, Washington, authorizing promotional hosting subject to certain conditions.

WHEREAS, during the 2008-2009 session, the Washington State Legislature adopted Substitute House Bill 1692 (SB 6787) relating to the authority of the board of directors of a public facilities district; and,

WHEREAS, RCW 36.100.160 (1) states, in part, “For promotional activities the district board must: (a) Identify the proposed expenditure in its annual budget; and (b) adopt written rules governing promotional hosting by employees, agents, and the board, including requirements for identifying and evaluating the public benefits to be derived and documenting the public benefits realized;” and,

WHEREAS, RCW 36.100.160 (2) restricts a public facilities district from preparing and distributing information for the purpose of influencing the outcome of a district election; and,

WHEREAS, the Kitsap Public Facilities District Board of Directors does annually adopt a budget which includes promotional expenses; and

WHEREAS, the District Board finds that it is appropriate and effective to provide certain promotional services, amenities, souvenirs and novelties to event organizers, sponsors, and presenters when the service, amenity, souvenir or novelty has a reasonable likelihood of supporting business and public benefit for the eligible facilities supported by the District.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 1. Definitions.

- 1.1 “Promoting” means advertising, marketing, entertaining, hosting, discounting or expending funds to further the use of the eligible facilities supported by the District.
- 1.2 “Promotional Hosting” may include providing food, refreshments, transportation, articles of nominal value, reasonable and customary entertainment and normal incidental expenses at meetings or gatherings.

Section 2. Policy.

- 2.1 The District is authorized to expend funds for the public purposes of preparing and distributing information to the general public and promoting and advertising eligible facilities supported by the District.
- 2.2 The annual budget of the District shall contain a specific budget for advertising, promotional hosting and promoting expenditures.
- 2.3 The District shall regularly identify, evaluate and document the public benefit of allowable promotional hosting expenditures.

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Section 3. Rules.

- 3.1 The District shall not gift its funds or endeavor to provide a public benefit to any person or entity without a reasonable expectation that the expenditure is related to promoting and supporting the use of the eligible facilities supported by the District.

- 3.2 The District Board of Directors shall: (i) through its annual budget identify appropriations for promotion, marketing, hosting and advertising; (ii) provide for a controlled accounting, payment and reimbursement system that includes an identification of the purpose, location and amount of the expenditure and the persons or audience likely to be influenced; and (iii) document the realized public benefit.

- 3.3 Nothing herein shall be deemed to authorize the expenditure of District funds so as to confer special privileges, benefits or consideration for District employees, spouses, or family members.

- 3.4 Nothing herein shall be deemed to authorize the expenditure of District funds for the purpose of influencing the outcome of a District election.

Section 4. Effective Date.

- 4.1 This Resolution shall be in full force and effect upon adoption by the Board of Directors of the Kitsap Public Facilities District.

ADOPTED, by a majority of the Board of Directors of the Kitsap Public Facilities District, Kitsap County, Washington, on October 24, 2011.

Board Chair

Member

Vice-Chair

Member

Treasurer

Member

Member

Attest:

W. Michael Walton, Exec. Director