



CITY OF WASILLA

290 E. HERNING AVE.
WASILLA, ALASKA 99654-7091
PHONE: (907) 373-9050
FAX: (907) 373-0788

COUNCIL MEMORANDUM NO. 92-104

From: Mayor Stein
Date: September 11, 1992
Subject: Ordinance No. 92-32 - Acceptance of Museum Real Estate

Ordinance No. 91-20 authorized the Mayor to convey Museum and Frontier Village real estate to the Wasilla-Knik-Willow Creek Historical Society. Because of unfunded survey and platting work required to convey the Museum's north 50 feet of the municipal reserve lot, the actual record property transfer has not occurred.

Since that time the City Museum Department has been authorized and begun operations. Department Director John Cooper has been working with the Historical Society to make the transition from Society operation to City operation. The Society has agreed to transfer its interest in the museum and historical park real estate to the City for operation by the department. The transfer includes the buildings.

The Society wishes to preserve the present policy and understanding which assures that a museum or historical use remains at this specific site. They ask, in return for the transfer, an agreement that should the City discontinue its operation of the museum and historical park that the City be required to transfer the real estate back to the Society.

A similar reversion would be provided to return the real estate to the City if the Society should subsequently cease to exist.

We respectfully ask your consideration of Ordinance No. 92-32 and its introduction for public hearing September 28, 1992.



John E. Stein, Mayor

**AGREEMENT REGARDING FORMATION OF MUSEUM DEPARTMENT
CITY OF WASILLA**

WHEREAS, the Wasilla-Knik-Willow Creek Historical Society (hereinafter referred to as "Historical Society") is the sole owner of a large collection of historical properties, both real and personal, in the Wasilla, Knik and Willow Creek area, which it has accumulated and preserved for more than thirty years; and

WHEREAS, the collection has grown to such an extent that the Historical Society can no longer find the funding necessary to care for it as well as it would like to do; and

WHEREAS, the City of Wasilla (hereinafter referred to as the "City") is desirous of establishing a Museum Department to restore, preserve, and exhibit historical material of the area.

NOW, THEREFORE, the Historical Society takes pleasure in turning over to the City its accumulated historical properties within the City boundaries except for Lot 1 Block 8, Wasilla Townsite and Herning-Teeland-Meade Building for the establishment of a Wasilla City Museum Department and the City accepts the transfer of real estate and the loan of personal property as described herein.

The real property, consisting of land and buildings, the Historical Society gives outright to the City.

The personal historical property, including exhibits, artifacts, archival material and art, etc., the Historical Society loans to the City on a permanent basis, to be treated with the same care which it would receive if the property were actually owned by the City and to the greatest degree possible by professional museum standards.

The City may insure the above properties as it wishes, but in any event it will hold the Historical Society harmless for any injury or loss sustained by reason of the museum operation. The Historical Society for its part will hold the City harmless for any loss of the Historical Society's property from fire, theft or natural disaster. It is understood by the City and by the Historical Society that all tangible objects are subject to gradual inherent deterioration for which neither party is responsible.

The City may loan historical exhibits to reputable historical institutions for periods not to exceed five years. It may exchange historical properties of comparable value with other historical institutions when appropriate--that is, if it will enhance the authenticity of the exhibits.

The City may not sell any of the personal historical property without written consent of the Society.

The City shall maintain an up-to-date accessions and de-accession log on each piece of historical personal property belonging to the Society, which shall include, but is not limited to any change of location, any special treatment, repair or alteration, ownership or loss.

If at some time in the future the City of Wasilla decides to discontinue its Museum Department, all of the above-referenced real and personal historical property shall revert to the Wasilla-Knik-Willow Creek Historical Society to be maintained and operated as a museum. Should the Historical Society subsequently cease to operate, all the above referenced real and personal property should revert to the City.

V. Louise Kellogg, President
Wasilla-Knik-Willow Creek Historical Society

ACCEPTED:

John C. Stein, Mayor
City of Wasilla

ATTEST:

Erling P. Nelson, CMC
City Clerk

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 1992.

Notary Public in and for Alaska
My Commission Expires _____