



CITY OF WASILLA

290 E. HERNING AVE.
WASILLA, ALASKA 99687
PHONE: (907) 373-9050
FAX: (907) 373-0788

COUNCIL MEMORANDUM NO. 92-03

FROM: Deputy Administrator

DATE: December 20, 1991

RE: Ordinance Serial No. 92-01 (Substitute)
Establishing a Museum Department

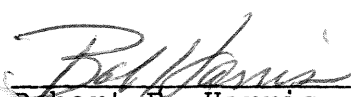
Council introduced Ordinance Serial No. 92-01 to establish a Museum Department during the meeting of December 9, 1991. Administration recommends Council adopt Ordinance Serial No. 92-01 (Substitute) in lieu of the original draft for the following reasons.

As drafted, the proposed ordinance places specific duties and responsibilities on the Wasilla-Knik-Willow Creek Historical Society which means that they would be performing activities on behalf of and authorized by the City. The status of the Historical Society officers or members as employees of the City becomes a liability issue under the proposed ordinance. If in the course of performing any of those related activities a liability should arise, the City's general fund could be subject to pay claims for medical and other expenses. The City's insurance would likely not cover the members of the Society unless we specifically insure them for worker's compensation and other benefits. To obtain this coverage the City would have to formally declare Society members as salaried employees.

Secondly, as drafted, the proposed ordinance is in conflict with Alaska Statutes and existing City Code that designate the Mayor as the appointing authority. Nowhere in the City Code or Statutes is there authority for persons who are not employees of the City to direct or supervise City employees while performing City duties.

Conversely, there is ample opportunity for the Historical Society to continue to contribute their volunteer activities in much the same manner as they do now. However, it is not advisable to give them potential employment status within the City administrative authority. We propose an arrangement similar to the Library which allows advisory participation by the Historical Society.

If Council wishes to establish a Museum Department, Administration recommends that Ordinance Serial No. 92-01 (Substitute) be adopted.



Robert E. Harris
Deputy Administrator

Wasilla-Knik-Willow Creek

Historical Society



323 Main Street
Wasilla, Alaska 99687
376-2005

Preserving Yesterday's
Culture for Tomorrow



December 5, 1991

To the council of the City of Wasilla
and Mayor John Stein

The Wasilla-Knik-Willow Creek Historical Society respectfully
requests that you consider establishing a Museum Department in
accordance with the draft ordinance herewith presented.

RECEIVED

DEC 6 - 1991

City of Wasilla, Alaska

Sincerely,

V. Louise Kellogg
V. Louise Kellogg
President of the Board

PRELIMINARY DRAFT OF ORDINANCE SERIAL NO. 91-25
AN ORDINANCE OF THE CITY OF WASILLA, ALASKA ESTABLISHING A MUSEUM
DEPARTMENT.

BE IT ORDAINED AND ENACTED BY THE CITY OF WASILLA, ALASKA
FOLLOWS:

SECTION I. Classification. This ordinance is of a general
and permanent nature and shall become part of the Wasilla
Municipal Code.

SECTION II. Purpose. The purpose of this ordinance is to
establish a new department in the city government organization

SECTION III. Amendments. Title 2 of the Wasilla Municipal
Code is amended as follows:

Chapter 2.58

Museum

<u>Sections</u>	2.58.005	Department Established
	2.58.007	Mission
	2.58.010	Appointment
	2.58.020	Duties
	2.58.030	Advisory Committee
	2.58.040	Property and Collections

2.58.005 Department Established. There is established in
accordance with Title 29 Alaska Statutes, the Museum Department.

2.58.007 Mission. The mission of the Museum Department is to
collect preserve and utilize the Wasilla-Knik-Willow Creek area's
natural, cultural and historic artifacts as cultural, economic
and educational assets.

2.58.010 Appointment. The Mayor shall designate the Wasilla -
Knik- Willow Creek Historical Society as the Appointing Authority
for the position of Museum Department Head.(Chapter 3.80.010)
The museum Director shall be appointed by the Board of Directors
of the Wasilla-Knik-Willow Creek Historical Society with
confirmation by a majority vote of the Wasilla City Council as
provided in Chapter 3.20 of the Wasilla Municipal Code. The
position of the Director is an executive position as provided for
in Chapter 3.80 of the Wasilla Municipal Code.

2.58.020 Duties. The purpose of the Museum Department is to
provide personnel, materials and services for the collection,
care, preservation, public display, educational and informational
activities for items with historical cultural, or natural
significance to Wasilla and environs (inclusive of Knik and
Hatcher Pass Areas).

ORDINANCE SERIAL NO. 91-25

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2.58.030 Advisory Committee. The Wasilla-Knik-Willow Creek Historical Society shall serve as the sole recruitment source for museum personnel. The Society will also provide administrative direction to the Museum Department insuring that operations are in conformity with the bylaws of the Society and the City of Wasilla Municipal Code. The Society will also serve as an advisory and support organization to the Director, the Mayor and the City Council.

2.58.040 Property and Collection and Proprietorship

A. The Director shall maintain an inventory of all artifacts and historical materials in the possession of or entrusted to the Museum. The inventory data shall include information such as donor, prior and present owners status such as gift , donation or on loan, and historical significance.

B. The Museum collection and real estate owned by the Wasilla-Knik-Willow Creek Historical Society prior to enactment of this Chapter shall remain the property of the Society unless specifically donated to the City at a later date. Management of the collection by the Museum Department shall be by written agreement with the Society which will provide, as a minimum, that the Museum Department shall not be liable for the loss of property or artifacts from what ever causes and that the management of the property and artifacts is a joint effort and responsibility of the Society and the Department.

C. Property and artifacts acquired donated or offered for display in the Museum after the date of enactment of this chapter shall have clearly indicated on the inventory the owner or recipient as the City or the Society.

SECTION IV. Effective Date. This ordinance becomes effective upon mutual adoption by the Wasilla City Council and the Wasilla-Knik-Willow Creek Historical Society.

Adopted on this _____ day of _____, 1992

WASILLA-KNIK-WILLOW CREEK
HISTORICAL SOCIETY

CITY OF WASILLA

By: _____
V. Louise Kellogg
President

By: _____
John C. Stein
Mayor