

Memorandum of Understanding

**Between
Valdez Museum and Historical Archive Association, Incorporated (VMHA)
And the
City of Valdez, Alaska (City)**

Introduction:

This is a Memorandum of Understanding whereby the Valdez Museum and Historical Archive Association, Incorporated and the City of Valdez, Alaska may work jointly to plan for and build a new museum facility.

Purpose and Objectives:

The purpose of this Memorandum of Understanding is to set out the conditions and terms under which a new museum facility may be built.

Coordination:

All work under this Memorandum of Understanding shall be referred to by the following:

Valdez Museum & Historical Archive

PO Box 8

Valdez, AK 99686

Patricia Relay, Executive Director

Telephone: 907-835-2764

Email: prelay@valdezmuseum.org

City of Valdez

PO Box 307

Valdez, AK 99686

Elke Doom, City Manager

Telephone: 907-835-4313

Email: edoom@ci.valdez.ak.us

Scope:

The City hereby expresses its intent to evaluate proposals for the construction of a new museum facility. The City in its sole discretion and subject to all necessary approvals from the Valdez City Council and appropriation of funds may:

- I. Commit up to 50% of the cost of a new museum facility up to \$14 million dollars, through the various stages of design and development.
- II. Secure parcel of land based on the priorities established in the site selection process.
- III. Provide a conceptual architectural design based on the program of work outlined in the Master Interpretive Plan.
- IV. Create a designated fund restricted to the construction of a new museum to accumulate grants and donations.
- V. Once the match is raised, implement the construction of a new museum.

VMHA agrees to:

- I. Provide input on finalizing the site selection process. The site will determine the size and scale of the museum facility.
- II. Once a site for the new museum has been finalized, provide professional input on the architectural design of the museum facility.
- III. Upon completion of the architectural design, secure museum matching funds through a plan of finance that includes grants and donations.

Duration:

The term for this Memorandum Understanding shall commence on the ____day of _____, 2018, and continue for five years.

Changes:

Any changes associated with this Understanding must be agreed to by both parties in writing.

Termination or Suspension:

This Memorandum of Understanding may be terminated by either party at its sole convenience upon one week notice.

Governing Law:

This Memorandum of Understanding is governed by the laws of the State of Alaska and such federal and local laws and ordinances as are applicable to work performed. Any litigation arising out of the terms of this Memorandum of Understanding shall be brought in the Third Judicial District, Superior or District Court at Valdez.

Extent of Memorandum of Understanding:

This Memorandum of Understanding, including appendices, represents the entire and integrated Memorandum of Understanding between the VMHA and the City and superseded all prior negotiations, representations or agreement, either written or oral.

IN WITNESS WHEREOF, the parties to this presence have executed this MOU in two (2) counterparts, each of which shall be deemed as original, in the year and day first mentioned above.

**Valdez Museum and Historical
Archive Association**

Signature

Name

Title

Date

Mailing Address

City, State, Zip Code

City of Valdez, Alaska, Authorized

Jeremy O'Neil, Mayor

Date

Attested:

Sheri L. Pierce, MMC, City Clerk

Date

Recommended:

Elke Doom, City Manager

Date

Approved as to Form:

Brena, Bell & Clarkson, P.C.

Jon S. Wakeland

Date