



CITY OF WHITTIER

Gateway to Western Prince William Sound

P.O. Box 608 Whittier, Alaska 99693 | (907) 472-2327 | Fax (907) 472-2404

GIFT AND TRANSFER AGREEMENT

(Authorized by City of Whittier Resolution 2025-039 and WMC § 3.36.410)

This **Gift and Transfer Agreement** (“Agreement”) is entered into this ___ day of _____, 2025, by and between the **City of Whittier, Alaska** (“City”) and **Huna Totem Corporation**, an Alaska corporation (“Recipient”).

1. Property Description

The property subject to this Agreement is one large **wooden whale sculpture** (“Sculpture”), gifted to the City many years ago and currently stored at the City’s Public Works facility.

2. Authority and Purpose

This transfer is authorized under **Whittier Municipal Code § 3.36.410(A)(5) and (B)**, which permit the City Council to dispose of personal property valued at less than \$25,000 by resolution when such disposal serves a public purpose. The Whittier City Council, by **Resolution 2025-039**, has determined that gifting the Sculpture to Huna Totem Corporation for indoor display is in the public interest and serves a cultural and community benefit.

3. Terms of Transfer

- a. The City hereby gifts and transfers all of its right, title, and interest in the Sculpture to Huna Totem Corporation.
- b. The transfer is made **as-is, where-is**, with no warranties, express or implied, as to condition, value, or fitness for any purpose.
- c. Recipient accepts full responsibility for the transport, placement, preservation, and maintenance of the Sculpture.
- d. Recipient agrees to display the Sculpture indoors at the Glacier Creek Cruise Terminal, or another suitable indoor public space within Whittier, to preserve its condition and ensure public visibility.
- e. Recipient shall acknowledge the City of Whittier as the prior custodian of the Sculpture through signage, plaque, or other interpretive means, to be mutually agreed upon by the parties.
- f. No monetary consideration shall be exchanged for this gift.

4. Effective Date and Execution

This Agreement becomes effective upon execution by both parties. It constitutes the entire understanding between the City and Recipient regarding the Sculpture’s transfer.

CITY OF WHITTIER, ALASKA

HUNA TOTEM CORPORATION

By: _____

Jackie C. Wilde, City Manager

By: _____

Russell Dick, President & CEO

Attest: _____

Shelby Carlson, City Clerk

Date: _____

Date: _____