

**RESOLUTION 2023-**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE BERWICK WATER ASSOCIATION RELATED TO THE RIGHT TO SERVE CUSTOMERS LOCATED WITHIN THE EXISTING BERWICK WATER DISTRICT BOUNDARY WHICH HAS BEEN OR MAY IN THE FUTURE BE ANNEXED INTO THE CITY OF ANKENY**

WHEREAS, the Berwick Water Association is a rural water district organized and existing under the provisions of Chapter 504A of the Iowa Code; and

WHEREAS, the City of Ankeny, Iowa, has expanded its corporate boundaries into the Berwick Water Association's established district through past annexations of approximately 244 acres along SE Four Mile Drive; and

WHEREAS, the City of Ankeny and the Berwick Water Association have reached an agreement concerning the reasonable and affordable provision of water service throughout these annexation areas; and,

WHEREAS, the City of Ankeny and the Berwick Water Association have reached an agreement concerning the future annexation of area located within the boundaries of the Berwick Water Association's established district; and

WHEREAS, the City Council of the City of Ankeny, Iowa, believes it is in the best interest of the city to approve the execution of the Agreement Regarding Water Service with the Berwick Water Association, a copy of which is hereto attached.

NOW THEREFORE, be it resolved, by the City Council of the City of Ankeny, Iowa, that:

The Agreement Regarding Water Service between the City of Ankeny, Iowa, and the Berwick Water Association, which is attached, and which has already been approved by the Board of Directors of the Berwick Water Association, is hereby approved and the Mayor and City Clerk are hereby directed to execute said agreement.

**PASSED AND APPROVED** this 17<sup>TH</sup> day of April, 2023.

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Mark E. Holm, Mayor

ATTEST:

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Michelle Yuska, City Clerk