

**CITY OF WASILLA  
RESOLUTION SERIAL NO. 09-04**

**A RESOLUTION OF THE WASILLA CITY COUNCIL AUTHORIZING AN  
AMENDMENT TO THE MATANUSKA-SUSITNA BOROUGH MEMORANDUM OF  
AGREEMENT FOR THE GARDEN TERRACE SUBDIVISION WATER SYSTEM.**

WHEREAS, the Memorandum of Agreement was established in 2005 for the eventual transfer of the Garden Terrace Water System from the Matanuska-Susitna Borough to the City of Wasilla for operation and maintenance; and

WHEREAS, the Memorandum of Agreement describes improvements needed for the distribution system before the City of Wasilla accepts maintenance responsibilities in the subdivision; and

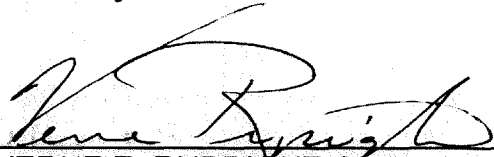
WHEREAS, the Matanuska-Susitna Borough is currently making the necessary distribution system improvements; and

WHEREAS, the Matanuska-Susitna Borough is funding engineering services through the City of Wasilla for the distribution system improvements; and


WHEREAS, additional funding is being provided by the Matanuska-Susitna Borough to complete the necessary engineering in the amount of \$24,238.

NOW, THEREFORE, BE IT RESOLVED, by the Wasilla City Council that the Memorandum of Agreement be amended to reflect an increase in the Matanuska-Susitna Borough funding and an extension of time for completion of the distribution system improvements.

ADOPTED by the Wasilla City Council on January 12, 2009.

  
VERNE E. RUPRIGHT, Mayor

ATTEST:

  
KRISTIE L. SMITHERS, MMC, City Clerk



PASSED UNANIMOUSLY: Cox, Holler, Harris, Hall and Woodruff




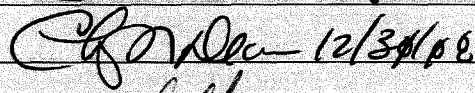


**CITY OF WASILLA  
LEGISLATION STAFF REPORT**

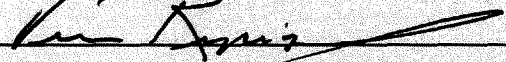
**RE: RESOLUTION SERIAL NO. 09-04**

**A RESOLUTION OF THE WASILLA CITY COUNCIL AUTHORIZING AN AMENDMENT TO THE MATANUSKA-SUSITNA BOROUGH MEMORANDUM OF AGREEMENT FOR THE GARDEN TERRACE SUBDIVISION WATER SYSTEM.**

Agenda of: January 12, 2009  
Originator: Public Works Director

Date: December 26, 2008

Route to:	Department	Signature/Date
	Police Chief Youth Court, Dispatch, Code Compliance	
	Culture and Recreation Services Director Library, Museum, Sports Complex	
X	Public Works Director Facility Maintenance, Utility, Roads & Airport	 12/29/08
X	Chief Financial Officer Finance, Risk Management, Purchasing & MIS	 12/31/08
X	Deputy Administrator Planning, Economic Development, Human Resources	
X	City Clerk	

**REVIEWED BY MAYOR VERNE E. RUPRIGHT:** 

**FISCAL IMPACT:**  yes or  no \$24,238      Funds Available  yes  no  
Account number/name: 320-4300-337.11-11/Mat-Su Borough  
Attachments: MOA Amendment

**SUMMARY STATEMENT:** The Garden Terrace Water System is located within the City's authorized water service area. A Memorandum of Agreement was established in 2005 for the eventual transfer of the Garden Terrace Water System from the Borough to the City. The Borough is in the process of upgrading water service lines in the subdivision to meet City Standards before the City takes over the system. The Borough is using the City's engineering contract for water service design and providing the funding for this work. This resolution amends the Memorandum of Agreement to provide the final funding amount for engineering design through the City's contract.

**RECOMMENDED ACTION:** To adopt Resolution Serial No. 09-04 authorizing an amendment to the Matanuska-Susitna Borough Memorandum of Agreement for the Garden Terrace Subdivision Water System.

**AMENDMENT NO. TWO  
TO THE  
MEMORANDUM OF AGREEMENT**

Between  
The Matanuska-Susitna Borough  
And  
The City of Wasilla

To provide for the Construction, Operation, and Maintenance of a Public Water System for the  
Garden Terrace Subdivision

The Memorandum of Agreement entered into the 31<sup>st</sup> day of October, 2005, executed between the City of Wasilla (hereinafter COW) and the Matanuska-Susitna Borough (hereinafter MSB) for the purpose of engineering services to improve the distribution system with the Garden Terrace Subdivision is hereby amended as follows:

By execution of this amendment, the MSB agrees to pay an additional \$24,238.27 to complete design and engineering services to improve the distribution system within Garden Terrace Subdivision. These additional funds will bring the total not to exceed figure for this project agreement to One Hundred Ninety Three Thousand, Twenty-Two Dollars and Twenty-Seven Cents (\$193,022.27).

The COW agrees to supply water from its recently completed public water line to the Garden Terrace Subdivision and assume full maintenance and operational responsibility for the water system and add the residents to its customer base on or before October 31, 2010, subject to the satisfactory completion of improvement to the Garden Terrace distribution system.

This Memorandum of Agreement become effective upon the signing of the Parties involved and will terminate January 1, 2011.

All other provisions of the original Agreement, as amended, remain in force.

In witness whereof, the parties hereto have executed this Amendment to the Agreement as of the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

APPROVALS

MATANUSKA-SUSITNA BOROUGH:

CITY OF WASILLA:

\_\_\_\_\_  
John Duffy, Borough Manager

\_\_\_\_\_  
Dianne M. Keller, Mayor