

Date March 9, 2009

WHEREAS, on December 18, 2006, by Roll Call No. 06-2481, the City Council approved the PUD Restoration Bond for the Drake-Hubbell Housing development, located in the vicinity of 31st Street and Carpenter Avenue and accepted PUD Restoration Bond #IAC73839 from Merchant's Bonding Company, in the amount of \$41,287 as security for the estimated cost of completing the required grading and site restoration for such development project; and,

WHEREAS, the City Engineer and Community Development Director have certified that the required grading and site restoration have been satisfactorily completed and recommend that the security in the amount of \$41,287 for such improvements be released and returned to the developer; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. That PUD Restoration Bond #IAC73839 in the amount of \$41,287 from Hubbell Realty Company, and Merchant's Bonding Company, is hereby released as security for the satisfactory completion of the required grading and site restoration, and shall be returned to the Principal.
2. That the City Clerk is hereby directed to notify the Principal and Surety of the release of such security at the following respective addresses:

Hubbell Realty Company
 Steve Niebuhr
 6900 Westown Parkway
 West Des Moines, IA 50266

Merchant's Bonding Company
 2100 Fleur Drive
 Des Moines, IA 50321

MOVED by _____ to adopt.

FORM APPROVED:

(Council Communication No. 09- **135**)

Roger K. Brown
 Roger K. Brown, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED APPROVED

.....
Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

 City Clerk

ZON2006-00121

Hubbell Realty Company (Developer) - Vicinity of 31st Street and Carpenter Avenue

