

Date March 28, 2011

**RESOLUTION APPROVING PUD RESTORATION BOND
FOR AIRPORT BUSINESS PARK PLAT 3**

WHEREAS, on February 28, 2011, by Roll Call No. 11-0347, the City Council approved the vacation and sale to Opus Development Corporation of the rights-of-way necessary for the relocation of Gannett Avenue to accommodate the planned expansion of the existing Hewlett-Packard facility at 3600 Army Post Road in Airport Business Park; and,

WHEREAS, on February 28, 2011, by Roll Call No. 11-0346, the City Council approved an amendment to the PUD Concept Plan for Airport Business Park to permit the development of a 69.1 acre commercial subdivision to include a 300,000 sq. ft. warehouse and office facility for the planned expansion of the Hewlett-Packard facility; and,

WHEREAS, the Opus Development Corporation, represented by Jeff Smith, is seeking grading permits for work in Airport Business Park and has provided PUD Restoration Bond No. 929524782 in the amount of \$130,380 and PUD Restoration Bond No. 929524783 in the amount of \$169,123 from Western Surety Company a surety, as security for the restoration of the site; and,

WHEREAS, the City Engineer has approved the amount of the security, and the Legal Department has approved the form of the PUD Restoration Bonds; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that subject to receipt of the original PUD Restoration Bonds as described above and approval of the same by the Legal Department, the bonds are hereby approved and accepted, and the City Clerk is hereby directed to hold the PUD Restoration Bonds until otherwise directed.

MOVED by _____ to adopt.

FORM APPROVED:
Roger K. Brown
Roger K. Brown, Assistant City Attorney
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(Council Communication No. 11- 200)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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