

Date June 25, 2012

**RESOLUTION ACCEPTING PAYMENT AS EQUIVALENT TO
PUD RESTORATION BOND FOR GRADING WORK AT 1918 CROCKER STREET**

WHEREAS, on March 14, 2011, by Roll Call No. 11-0460, the City Council approved the PUD Concept Plan for the Smokey Row Coffeehouse at 1910 Cottage Grove, which provided for the development of a 49-stall, 21,000 sq. ft. parking lot expansion at 1918 Crocker Street to serve the existing business; and,

WHEREAS, Smokey Row Coffee Shops, LLC, is seeking a Grading Permit for the parking lot expansion at 1918 Crocker Street, and has provided a personal check in the amount of \$5,936 from Smokey Row Coffee Company in lieu of the required PUD Restoration Bond as surety for the restoration of the site; and,

WHEREAS, the City Engineer has approved the amount of the security.

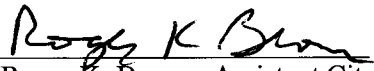
NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The payment of \$5,936 by check is hereby accepted and approved as adequate security for the restoration of the parking lot expansion site at 1918 Crocker Street, subject to such check clearing and not being returned for insufficient funds.
2. The Finance Department is hereby directed hold the proceeds of the check as security for the restoration of the parking lot expansion site at 1918 Crocker Street until otherwise directed.

MOVED by _____ to adopt.

FORM APPROVED:

(Council Communication No. 12- **314**)


Roger K. Brown, Assistant City Attorney
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

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.

MOTION CARRIED

APPROVED

Mayor

City Clerk