

Date February 11, 2013

**RESOLUTION ACCEPTING PUD RESTORATION BOND
FOR GRADING WORK IN THE VICINITY OF 4444 DOUGLAS AVENUE**

WHEREAS, on November 19, 2007, by Roll Call No. 07-2241, the City Council approved the PUD Concept Plan for the Beaverdale Hy-Vee project, which provides for the development of a 63,380 sq. ft. retail grocery store located on 7.9 acres; and,

WHEREAS, Hy-Vee Food Stores Inc, is seeking a Grading Permit for building demolition, site cleanup and restoration of several parcels in the vicinity of 4444 Douglas Avenue, and has provided PUD Restoration Bond number 09102492 in the amount of \$31,085 from Fidelity and Deposit Company of Maryland as surety for the restoration of the site; and,

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

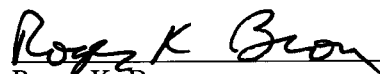
NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. The PUD Restoration Bond of in the amount of \$31,085 from Fidelity and Deposit Company of Maryland as surety is hereby accepted and approved as adequate security for the restoration of the development site in the vicinity of 4444 Douglas Avenue.
2. The City Clerk is hereby directed hold the bond as security for the restoration of the Beaverdale Hy-Vee project site until otherwise directed.

MOVED by _____ to adopt.

FORM APPROVED:

(Council Communication No. 13- 045)


Roger K. Brown
Assistant City Attorney

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