



Date February 9, 2015

RESOLUTION RELEASING PUD RESTORATION BOND FOR KUM & GO STORE # 535 PROJECT LOCATED AT 4960 E. BROADWAY AVENUE

WHEREAS, on July 14, 2014 by Roll Call No. 14-1047, the City Council accepted a PUD Restoration Bond for Kum & Go Store # 535 project located at 4960 E. Broadway Avenue and accepted PUD Restoration Bond No. IAC 583582 from Merchant's Bonding Company in the amount of \$41,446 as security for the restoration of the site; 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 \$41,446 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 No. IAC 583582 from Merchant's Bonding Company and Kum & Go, L.C. is hereby released 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:

Merchant's Bonding Company
C/O: Kum & Go, #573 PUD Restoration Bond
2100 Fleur Drive
Des Moines, IA 50321

Kum & Go, L.C.
Attn: Ryan Halder
6400 Westown Parkway
West Des Moines, IA 50266

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

( Council Communication No. 15- 060 )

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

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MAHAFFEY, MOORE, and 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