



Date February 23, 2015

RESOLUTION RELEASING PUD RESTORATION SURETY FOR THE SMOKEY ROW COFFEEHOUSE PARKING LOT PROJECT, LOCATED AT 1918 CROCKER STREET

WHEREAS, on June 25, 2012 by Roll Call No. 14-0971, the City Council approved and accepted a deposit of \$5,936 from Smokey Row Coffee Company, L.L.C., as security in lieu of a PUD Restoration Bond for the proper restoration of the site of the Smokey Row Coffeehouse parking lot project at 1918 Crocker Street; 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 deposit in the amount of \$5,936 received as security for the completion of such improvements be released and returned.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the deposit of \$5,936 received from Smokey Row Coffee Company, L.L.C., as security for the proper restoration of the site of the Smokey Row Coffeehouse parking lot project at 1918 Crocker Street is hereby released, and the Finance Department is hereby authorized and directed to refund such deposit to such company at the following address:

Smokey Row Coffee Company, L.L.C.
C/O: Butch Hayes
103 E. Monroe Street
Pleasantville, IA 50225

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

FORM APPROVED:

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

( Council Communication No. 15-070 )

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

★ Roll Call Number

12-0971

Agenda Item Number

16

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 Hensley to adopt.

FORM APPROVED:

( Council Communication No. 12- 314 )

Roger K. Brown, Assistant City Attorney
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Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, 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.

Mayor signature: T. M. Franklin

City Clerk signature: Diane Rauh