

★ Roll Call Number
08-477

Agenda Item Number
20

Date March 24, 2008

WHEREAS, the subdivision plat entitled Easter Lake Estates Plat 6, located south of Easter Lake Drive, north of East Diehl and between East 28th and East 29th Streets, developed by The Oaks Development Company, John Kline, President, was approved by the City Council on August 16, 1999, by Roll Call No. 99-2488, and the City received Subdivision Bond No. IAC 27294 from Merchants Bonding Company as Surety in the amount of \$98,758.00 as security for the completion of the required public improvements; and,

WHEREAS, on September 13, 2004, by Roll Call No. 04-1889, the City Council approved a reduction and partial release of such Subdivision Bond to the amount of \$24,690 in recognition of the partial completion of the required public improvements; and,

WHEREAS, the City Engineer and Community Development Director have certified that the required improvements have been satisfactorily completed and recommend that the remaining security in the amount of \$24,690 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 Subdivision Bond No. IAC 27294 in the remaining amount of \$24,690 from Merchants Bonding Company as Surety, is hereby released and shall be returned to the Surety.
2. That the City Clerk be and is hereby directed to notify the Principal and Surety of the release of such security at the following respective addresses:

The Oaks Development Company
Attn: John Kline, President
2171 Grand Avenue
West Des Moines, IA 50265

Merchants Bonding Company
2100 Fleur Drive
Des Moines, IA 50321

(Council Communication No. 08- 148)

(continued)



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MOVED by Vlassis to adopt.

FORM APPROVED:

Roger K. Brown
Roger K. Brown
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin
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.

Diane Rauh City Clerk