



Roll Call Number

09-1312

Agenda Item Number

12

Date July 27, 2009

WHEREAS, on July 23, 2007, by Roll Call No. 07-1397, the City Council approved the subdivision plat entitled Sawyers Landing Plat 2 for property in the vicinity of Twana Drive and 29th Street, to be developed by Savannah Homes, Ted Grob, Principal; and,

WHEREAS, by said Roll Call, the City Council further authorized the approval and acceptance of Subdivision Bond No. IAC-77157 from Merchants Bonding Company (Mutual) in the amount of \$51,679 as security for the estimated cost of completing the required sidewalk improvements for such plat; and,

WHEREAS, a portion of the required improvements have been satisfactorily completed and the City Engineer and Community Development Director now recommend that the security for the improvements secured by such bond be reduced to \$12,290; NOW THEREFORE,

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

- 1. The Subdivision Bond No. IAC -77157 in the original amount of \$51,679 from Eco-Tech Construction, L.L.C., principal, and Merchants Bonding Company (Mutual) as surety, is hereby released in part and reduced to the amount of \$12,290 as security for the satisfactory completion of the remaining sidewalks.
2. The City Clerk is hereby directed to notify the Principal and Surety of the partial release of such security at the following respective addresses:

Merchants Bonding Company
2100 Fleur Drive
Des Moines, IA 50321-1158

Savannah Homes
1307 50th Street
West Des Moines, IA 50266

Eco-Tech Construction, L.L.C.
500 Enterprise Drive
Grimes, IA 50111

MOVED by Hensley to adopt.

FORM APPROVED:

Roger K. Brown

Roger K. Brown, Assistant City Attorney

(Council Communication No. 09- 503)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, HENSLEY, KIERNAN, MAHAFFEY, MEYER, VLASSIS, 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

T. M. Franklin Council

Mayor

Diane Fauh City Clerk