

★ Roll Call Number
11-1364

Agenda Item Number
20

Date August 8, 2011

WHEREAS, on March 14, 2011 by Roll Call No. 11-0463, the City Council approved the PUD Concept Plan for the Kum & Go Store #573 project, at 5830 SE 14th Street, for the development of a 2-acre property to allow construction of a 4,958 square foot convenience store with 10 fuel islands and adjoining parking lot; and,

WHEREAS, Kum & Go L.C. is seeking a grading permit for the property located at 5830 SE 14th Street and has provided a PUD Restoration Bond #IAC112806 in the amount of \$19,296 from Merchant's Bonding Company as security for the restoration of the site; and,

WHEREAS, the City Engineer has approved the amount of the security, and the Legal Department has approved the form of the PUD Restoration Bond; NOW THEREFORE,

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

1. The PUD Restoration Bond from Merchant's Bonding Company, provided by Kum & Go, L.C., as security for restoration of the site located at 5830 SE 14th Street, is hereby approved and accepted.
2. The City Clerk is hereby directed to hold the PUD Restoration Bond until otherwise directed.

MOVED by Mahaffey to adopt.

FORM APPROVED:

Roger K. Brown
Roger K. Brown
Assistant City Attorney

(Council Communication No. 11- 530)

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GRIESS | ✓ | | | |
| HENSLEY | ✓ | | | |
| MAHAFFEY | ✓ | | | |
| MEYER | ✓ | | | |
| MOORE | ✓ | | | |
| 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