

★ Roll Call Number
14-0134

Agenda Item Number
17

Date January 27, 2014

RESOLUTION PARTIALLY RELEASING SUBDIVISION BOND
FOR CARMAN ESTATES PLAT 4

WHEREAS, on January 23, 2006, by Roll Call No. 06-148, the City Council approved the subdivision plat entitled CARMAN ESTATES PLAT 4 for land located in the vicinity of the SE 24th Street and E. Porter Avenue, developed by Silver Oaks Enterprises, LLC, represented by Jerry Grubb, Principal; and,

WHEREAS, by said Roll Call, the City Council further authorized the approval and acceptance of Subdivision Bond No IAC 53800 from Merchant's Bonding Company in the amount of \$42,791 as security for the estimated cost of sidewalk improvements, and recreational trail improvements; and,

WHEREAS, the City Engineer has certified that the required sidewalk and recreational trail improvements have been partially completed and recommend that the security be reduced to \$10,698; NOW THEREFORE,

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

1. That Subdivision Improvement Bond No IAC 53800 in the amount of \$42,791 from Merchant's Bonding Company, is hereby released in part and reduced to the amount of \$10,698 as security for the satisfactory completion of the remaining subdivision improvements.

2. That the City Clerk is hereby directed to notify the Principal and Surety of the reduction of such security at the following respective addresses:

- Merchant's Bonding Company, Attn: Subdivision Bonds Division, 2100 Fleur Drive, Des Moines, IA 50321
- Silver Oak, LLC, Attn: Jerry Grubb, 10430 New York Avenue, Suite C, Urbandale, IA 50322

MOVED by Mahaffey to adopt.

FORM APPROVED:
Roger K. Brown
Roger K. Brown, Assistant City Attorney

Council Communication No. 14- 038

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN				✓
GRIESS	✓			
HENSLEY				✓
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	5			2
MOTION CARRIED				APPROVED

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.

T. M. Franklin
Mayor

Diane Rauh
City Clerk