



Roll Call Number

17-0578

Agenda Item Number

13

Date April 3, 2017

RESOLUTION RELEASING PUD RESTORATION BOND FOR THE GRADING WORK LOCATED AT THE WOODS OF COPPER CREEK PLAT 2

WHEREAS, on September 10th, 2012, by Roll Call Number 12-1410, the City Council approved the subdivision plats entitled THE WOODS OF COPPER CREEK PLAT 1 for land located in the vicinity of the 4700 block of NE 23rd Avenue (Easton Boulevard), to be developed by HDR Land Development, LLC of Ankeny, Iowa, represented by Larry Handley, Principal; and accepted Letter of Credit No. VB 12105 from Valley Bank (now d.b.a. Great Southern Bank) to secure the satisfactory completion and payment of the required public sidewalks, as-built engineering survey and inspection costs; 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 security in the amount of \$122,149 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, that:

- 1. That PUD Restoration Bond No. NIA 1054 from Merchants Bonding Company and HDR Land Development, LLC is hereby released for the satisfactory completion of the required grading, erosion control, and site restoration, and shall be returned to the Principal.
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:
- Merchants Bonding Company
- HDR Land Development, LLC., Attn: Larry Handley, 2575 N. Ankeny Boulevard, Suite 221, Ankeny, IA 50023

MOVED by Hensley to adopt.

FORM APPROVED:

Thomas G. Fisher Jr., Assistant City Attorney

(Council Communication No. 17-315)

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL (7).

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk