



Roll Call Number

17-1356

Agenda Item Number

18

Date August 14, 2017

RESOLUTION RELEASING PUD RESTORATION BOND FOR THE GRADING WORK LOCATED IN THE VICINITY OF THE 2300 BLOCK OF E. PORTER AVENUE

WHEREAS, on September 23, 2002, by Roll Call No. 02-2363, the City Council approved the PUD Conceptual Plan for Carman Estates, for property located east of Indianola Avenue and north of East Payton Avenue developed by the St. Andrew's Group, to allow for development of mixed density residential development consisting of single-family residential lots, bi-attached dwellings, townhomes, and condominiums and accepted Subdivision Bond No. IAC584912 from Merchants Bonding Company, in the amount of \$51,304 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 \$51,304 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. IAC584912 from Merchants Bonding Company and Jerry's Homes, Inc., in the amount of \$51,304, 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
- Silver Oak Enterprises, LLC, Ron Grubb (officer), 10430 New York Avenue, Suite C, Urbandale, IA 50322

MOVED by Hensley to adopt.

FORM APPROVED: Thomas G. Fisher Jr., Assistant City Attorney

Council Communication No. 17-585

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.

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

MOTION CARRIED

APPROVED

Handwritten signature of T. M. Franklin, Mayor

Handwritten signature of Diane Rauh, City Clerk