

.....  
Date..... December 18, 2006

RESOLUTION APPROVING "PUD" RESTORATION BOND FOR THE  
DRAKE-HUBBELL HOUSING DEVELOPMENT

WHEREAS, on November 6<sup>th</sup>, 2006, by Roll Call No. 06-2215, the City Council approved a "PUD" Conceptual Plan titled "Drake-Hubbell Housing Development" for the property located in the vicinity of Carpenter Street and 31<sup>st</sup> Street, which is now owned by Drake University, represented by Casey Port, Hubbell Construction Services, Inc., and,

WHEREAS, Hubbell Construction Services., has requested a grading permit for the Drake-Hubbell Housing development; and

WHEREAS, a PUD Restoration bond is required to be submitted and approved by the Des Moines City Council pursuant to Section 134-706 of the City Code before the grading permit can be issued; and

WHEREAS, the Engineering Department has determined that a PUD Restoration Bond in the amount of \$41,287 is appropriate and necessary to assure the timely completion of the required grading and site restoration; and

WHEREAS, Bond No. IAC 73839 from Merchants Bonding Company (Mutual) in the amount of \$41,287 has been submitted as security for the estimated cost of restoring the land;  
NOW THEREFORE,

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

1. That Bond No. IAC 73839 in the amount of \$41,287 from Hubbell Realty Company as Principal, and Merchants Bonding Company (Mutual) as Surety, is hereby approved and accepted as security for the satisfactory completion of the required grading and site restoration within the Sawyer's Landing development.

( continued )

★ **Roll Call Number**

**Agenda Item Number**

47

.....  
 Date December 18, 2006

-2-

2. That the City Clerk be and is hereby directed to retain the said bond until further notice.

( Council Communication No. 06- 794 )

MOVED by \_\_\_\_\_ to adopt.

FORM APPROVED:

Roger K. Brown  
 Roger K. Brown  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
VLASSIS				
TOTAL				
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.

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 City Clerk

Hubbell Realty Company (Developer) - Vicinity of 31st Street and Carpenter Avenue



