



Roll Call Number

21-1320

Agenda Item Number

13

Date August 23, 2021

RESOLUTION ACCEPTING PUD RESTORATION SURETY FOR KATECHO FINAL DEVELOPMENT PLAN

WHEREAS, on January 25, 1999 by Roll Call No. 99-224, the City Council rezoned property located along Gannett Avenue, south of Army Post Road and west of Fleur Drive to Planned Unit Development (PUD) and approved the Concept Plan for Airport Commerce Park South PUD, and,

WHEREAS, on July 27, 2015 by Roll Call No. 15-1283, the City Council approved an amendment to the Concept Plan for Airport Commerce Park South PUD, and,

WHEREAS, Scharnberg Real Estate, L.L.C., is seeking a Grading Permit for construction of the Katecho Final Development Plan on property addressed as 3005 Gannett Avenue, and has provided Irrevocable Letter of Credit No. 2021-02 in the amount of \$100,037.50 from Iowa State Bank as surety for the restoration of the site; and,

WHEREAS, the City Engineer has approved the amount of the security.

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

- 1. That the Irrevocable Letter of Credit number 2021-02 in the amount of \$100,037.50 from Iowa State Bank, is hereby accepted as adequate security for the satisfactory completion of the restoration of the site to be developed at 3005 Gannett Avenue.
2. That the City Clerk is hereby directed to hold the Irrevocable Letter of Credit as security for the restoration of the project site until otherwise directed.

MOVED by Gatto to adopt.

(Council Communication No. 21- 374 )

FORM APPROVED:

Judy K. Parks-Kruse
Assistant City Attorney



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| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE         | ✓    |      |      |        |
| BOESEN         | ✓    |      |      |        |
| GATTO          | ✓    |      |      |        |
| GRAY           | ✓    |      |      |        |
| MANDELBAUM     | ✓    |      |      |        |
| VOSS           | ✓    |      |      |        |
| WESTERGAARD    | ✓    |      |      |        |
| TOTAL          | 7    |      |      |        |

MOTION CARRIED

APPROVED

*J. M. Franckh Cownie*  
Mayor

CERTIFICATE

I, P. Kay Cmelik, 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.

*P. Kay Cmelik*

City Clerk