



**Roll Call Number**

24-0173

**Agenda Item Number**

14

**Date** February 5, 2024

**RESOLUTION PARTIALLY RELEASING SUBDIVISION BOND FOR  
BROOK LANDING PLAT 2**

WHEREAS, on August 17, 2020, by Roll Call Number 20-1309 the City Council approved the subdivision bond for the development entitled Brook Landing Plat 2, located in the vicinity of 5300 Brook View Avenue, to be developed by Brook Landing, LLC, Jon Galloway, Authorized Agent, and accepted bond number NIA3439 from Merchants Bonding Company, to secure the satisfactory completion and payment of the required sidewalk improvements and as-built survey costs; and,

WHEREAS, the City Engineer has certified that a portion of the sidewalk improvements have been completed and recommends that the security be reduced from \$87,360.00 to 43,680.00;

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

1. That Subdivision Bond number NIA3439 in the amount of \$87,360.00 from Merchants Bonding Company, is hereby released in part and reduced to the amount of \$43,680.00 as security for the satisfactory completion of the remaining sidewalk improvements and as-built survey costs.
2. That the City Clerk is hereby directed to notify the Principal and Surety of the partial release of such security at the following respective addresses:
  - Merchants Bonding Company, Attn: Subdivision Bonds Division, 6700 Westown Parkway, West Des Moines, IA 50266
  - Brook Landing, LLC, Jon Galloway, Authorized PO Box 7502, Urbandale, IA 50323

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MOVED by Gatto to adopt.

Second by Westergaard

/s/ Lisa A. Wieland  
Lisa A. Wieland  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

MOTION CARRIED APPROVED  
Connie Boesen Mayor

Laura Baumgartner City Clerk