

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

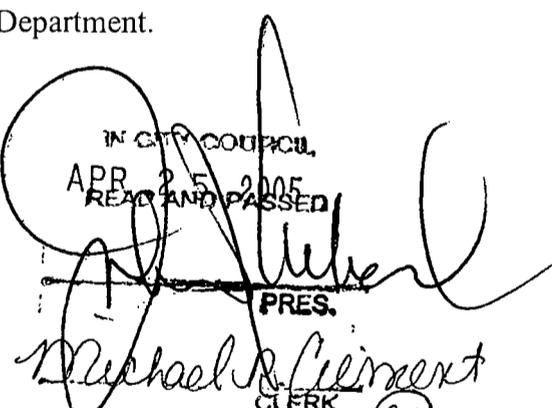
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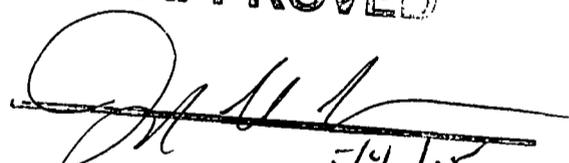
Approved May 4, 2005

WHEREAS, the State of Rhode Island proposes to undertake certain landscape improvements to North Main Street from Pidge Avenue in Pawtucket to Smith Street in Providence, using State Highway Federal Funds; and

WHEREAS, said improvements will beautify this stretch of North Main Street in the City;

NOW, THEREFORE, BE IT RESOLVED THAT His Honor, the Mayor, is authorized to execute a Construction and Maintenance Agreement with the State of Rhode Island with respect to the Landscape Improvements to North Main Street, Rhode Island Federal-Aid Project No. STP-DESN(001), Rhode Island Contract No. 2005-CL-003. Said Agreement shall be substantially in the form exhibited in Attachment "A", subject to such modifications as may be recommended by the Mayor and/or the Law Department.

IN CITY COUNCIL,
APR 25 2005
READ AND PASSED

PRES.
Michael R. Clement
CLERK (Ceb)

APPROVED

5/4/05
MAYOR

IN CITY COUNCIL
JAN 6 2005
FIRST READING
REFERRED TO COMMITTEE ON
PUBLIC WORKS
Michael R. Clements
Clerk
ans

THE COMMITTEE ON
PUBLIC WORKS
Approves Passage of
The Within Resolution
Ann M. Sletten
Clerk
4-14-05



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Rhode Island Department of Transportation
ENVIRONMENTAL & INTERMODAL PLANNING
Two Capitol Hill, Providence, RI 02903-1124
ENVIRONMENTAL PHONE (401) 222-2023
INTERMODAL PHONE (401) 222-4203
FAX (401) 222-2207 TDD (401) 222-4971

December 6, 2004

Ms. Adrienne G. Southgate, Esq.
Deputy City Solicitor
City of Providence/Department of Law
275 Westminster Street
Providence, RI 02903

Re: Landscape Improvements to North Main Street
Smith Street to Pidge Avenue
Providence/Pawtucket, RI
RI Contract No. 2000-EH-003, RIFAP# STP-DESN(001)
Construction and Maintenance Agreement for Landscaping

Dear Ms. Southgate:

Attached are two (2) copies of the Construction and Maintenance Agreement for the new landscaping, which will be installed in the North Main Street Landscape Project.

The landscape plans for this area have been developed by the Department in consultation with Robert McMahon of the Providence Parks Department and the neighborhood group. The project will consist of the installation of street trees and landscaping in the median along this section of North Main Street. The construction is to begin in the spring of 2005 and will be complete by early summer. The project will then be maintained until November 30, 2007 (this will also include a three (3) year guarantee of plant material). After this November 30, 2007 date, it will be the responsibility of the City of Providence to maintain these landscape improvements.

We are requesting your review of these Agreements, and if satisfactory, please have Mayor Cicilline sign both copies and then return them both to this office for the Department's signatures. We will then return one (1) original signed copy to your office for your files.

We look forward to working with the City on the successful completion of this landscape project. If you should have any questions, please contact Barbara A. Petrarca, ASLA, Supervising Landscape Architect at 222-2023 x 4090.

Sincerely,

A handwritten signature in cursive script that reads "J. Michael Bennett".

J. Michael Bennett, P.E.
Deputy Chief Engineer

BP/cc

Attachments

cc: Providence City Clerk, R. McMahon (Providence Parks Dept.) Parker, Bennett, Smith, Petrarca, file

IN CITY COUNCIL

JAN 6 2005
FIRST READING

REFERRED TO COMMITTEE ON
PUBLIC WORKS

Michael D. Almont CLERK

Communication and Report

**Landscape Improvements to North Main Street
From Pidge Avenue to Smith Street
Pawtucket and Providence
Rhode Island Federal-Aid Project No. STP-DESN(001)
Rhode Island Contract No. 2005-CL(003)**

CONSTRUCTION & MAINTENANCE AGREEMENT

STATE HIGHWAY

FEDERAL FUNDS

by and between the

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

and the

City of Providence

AGREEMENT entered into by and between the **STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS** (hereinafter called the **STATE**), through its Department of Transportation and the **City of Providence** (hereinafter called the **MUNICIPALITY**).

WHEREAS the **STATE**, in cooperation with the **MUNICIPALITY**, has selected the **Landscape Improvements to North Main Street** (hereinafter called the **PROJECT**) for improvements (see attachment) under the provisions established in the Federal-Aid Policy Guide (FAPG), of the United States Department of Transportation, Federal Highway Administration, and

WHEREAS the **STATE** will accomplish said improvements with funds apportioned to the **STATE** under the Federal-Aid Highway Act, as amended and supplemented, and from other sources available for the purpose, subject, however, to various conditions including that the **MUNICIPALITY** shall provide for the proper maintenance of the landscaping after completion of the improvements.

NOW THEREFORE, the **STATE** and the **MUNICIPALITY** hereby agree as follows:

1. The **STATE**, through its Contractor, will construct the improvements in accordance with the Plans and Specifications for the **PROJECT**.
2. Upon completion of the **PROJECT**, the **MUNICIPALITY** will maintain all landscaping of the **PROJECT**, in accordance with the Plans and Specifications, at its own cost and expense.

DEPARTMENT OF CITY CLERK
RECEIVED

DEC 10 2004

11:43

Michael R. Bennett
CITY CLERK OF PROVIDENCE, RI

3. All work associated with the **PROJECT** is subject to the approval and inspection of the **STATE** and Federal authorities in accordance with the provisions of the Federal-Aid Highway Act and the regulations, including the Federal-Aid Policy Guide (FAPG), as aforementioned, which are hereby made a part of this **AGREEMENT** by reference.
4. This **AGREEMENT** may be amended only after the prior approval of the Divisions Administrator, Federal Highway Administration has been obtained as to such proposed amendment.

IN WITNESS WHEREOF, the **STATE** and the **MUNICIPALITY** have caused this **AGREEMENT** to be executed by their duly authorized officials as of the _____ day of _____, _____.

Recommended for Approval:

MUNICIPALITY:

 Chief Engineer
 Department of Transportation

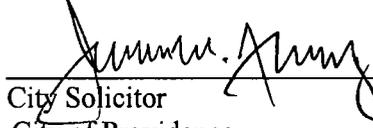


 Mayor
 City of Providence

Approved as to form:

Approved as to form:

 Chief Legal Counsel
 Department of Transportation



 City Solicitor
 City of Providence

Approved:

Examined and Approved:

 Director
 Department of Transportation

 N/A
 Division Administrator
 U.S. Department of Transportation
 Federal Highway Administration

Attachment

The work for this project will consist of:

- Installation of street trees
- Installation of trees, shrubs and perennials in the median islands
- Grass in medial islands
- Three (3) year establishment period to end November 30, 2007

**Landscape Improvements to North Main Street
From Pidge Avenue to Smith Street
Pawtucket and Providence
Rhode Island Federal-Aid Project No. STP-DESN(001)
Rhode Island Contract No. 2005-CL(003)**

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STATE HIGHWAY
FEDERAL FUNDS
by and between the
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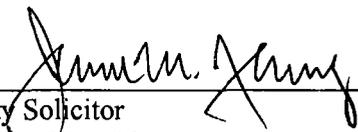
 Chief Engineer
 Department of Transportation

 Mayor
 City of Providence

Approved as to form:

Approved as to form:

 Chief Legal Counsel
 Department of Transportation


 City Solicitor
 City of Providence

Approved:

Examined and Approved:

 Director
 Department of Transportation

 N/A
 Division Administrator
 U.S. Department of Transportation
 Federal Highway Administration

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RI DEPARTMENT OF TRANSPORTATION
ENVIRONMENTAL & INTERMODAL PLANNING
TWO CAPITOL HILL, ROOM 371
PROVIDENCE, RI 02903



City of Providence
Office of the City Clerk
25 Dorrance Street
Providence, RI 02903