

**THE CITY OF PROVIDENCE**  
**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

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# RESOLUTION OF THE CITY COUNCIL

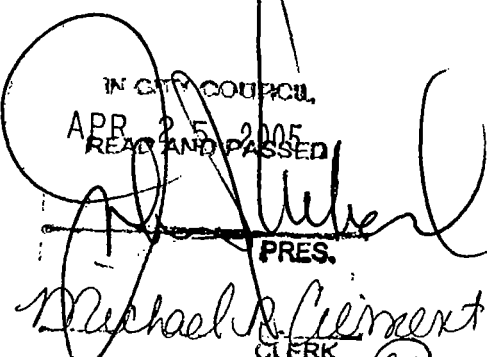
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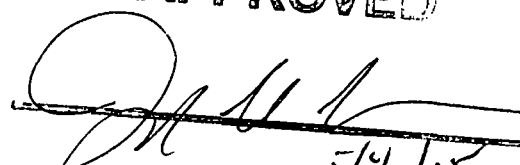
**Approved** May 4, 2005

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:

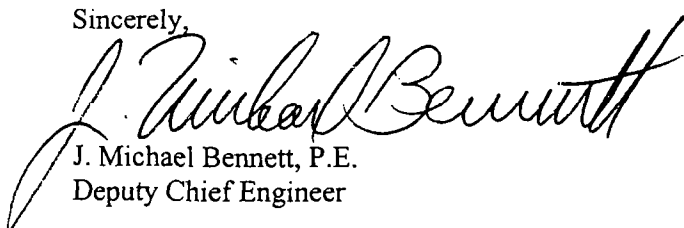
Attached are two (2) copies of the Construction and Maintenance Agreement for the new landscaping, which will be installed in the North Main Street Landscape Project.

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,



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**

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**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. Clement*  
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:

\_\_\_\_\_  
Chief Engineer  
Department of Transportation

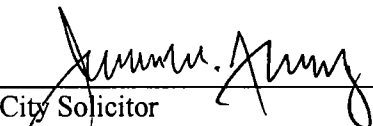
**MUNICIPALITY:**

  
\_\_\_\_\_  
Mayor  
City of Providence

Approved as to form:

\_\_\_\_\_  
Chief Legal Counsel  
Department of Transportation

Approved as to form:

  
\_\_\_\_\_  
City Solicitor  
City of Providence

Approved:

\_\_\_\_\_  
Director  
Department of Transportation

Examined and Approved:

\_\_\_\_\_  
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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by and between the  
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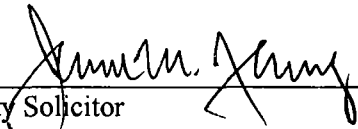
\_\_\_\_\_  
Chief Engineer  
Department of Transportation

\_\_\_\_\_  
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