



Legislation Details (With Text)

**File #:** 18100      **Version:** 1      **Name:** 5042 Bassett Neigh Gardens Reso  
**Type:** Resolution      **Status:** Passed  
**File created:** 4/12/2010      **In control:** BOARD OF PUBLIC WORKS  
**On agenda:** 4/20/2010      **Final action:** 6/1/2010  
**Enactment date:** 6/4/2010      **Enactment #:** RES-10-00505

**Title:** Authorizing the Common Council to accept ownership from Capitol Neighborhoods Inc. of decorative garden plantings located at three existing neighborhood entrance sign sites located on City-owned lands, in the Bassett Neighborhood area.

**Sponsors:** Michael E. Verveer

**Indexes:**

**Code sections:**

**Attachments:** 1. 5042 Exh A pg 1 of 3 Broom & John Nolen Garden.pdf, 2. 5042 Exh A pg 2 of 3 Proudfit & Main Garden.pdf, 3. 5042 Exh A pg 3 of 3 Bassett W Wash Garden.pdf

Date	Ver.	Action By	Action	Result
6/1/2010	1	COMMON COUNCIL		
5/19/2010	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
5/12/2010	1	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval	
4/26/2010	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
4/20/2010	1	BOARD OF PUBLIC WORKS	Refer	
4/20/2010	1	BOARD OF PUBLIC WORKS	Refer	
4/20/2010	1	COMMON COUNCIL	Referred	Pass
4/15/2010	1	Community and Economic Development Unit	Referred for Introduction	

**Fiscal Note**

No expenditure required.

**Title**

Authorizing the Common Council to accept ownership from Capitol Neighborhoods Inc. of decorative garden plantings located at three existing neighborhood entrance sign sites located on City-owned lands, in the Bassett Neighborhood area.

**Body**

WHEREAS, Capitol Neighborhoods Inc. received permission from the City to install three neighborhood entrance signs, by way of Resolution ID No. 28944 approved by the Common Council on March 6, 2001; and

WHEREAS, The Capitol Neighborhoods Inc. wish to installed decorative gardens at the three existing neighborhood entrance sign sites, located at:

- a) Intersection of Broom Street and John Nolen Drive - City Engineering parcel
- b) Intersection of Proudfit Street and West Main Street - City Parks parcel
- c) Intersection of South Bassett Street and West Washington Street - City Engineering parcel;

As shown on Attached Exhibit A; and

WHEREAS, Capitol Neighborhoods Inc. has agreed to perform maintenance of the decorative garden plantings, and watering and weeding of the garden areas; and

WHEREAS, the City Engineering and Park Divisions have conditionally approved of the garden designs, plant species, and placement of the plantings; and

WHEREAS, the Privilege in Streets Committee has reviewed this request and approved it with conditions; and

WHEREAS, Capitol Neighborhoods Inc will transfer ownership of the decorative garden plantings to the City after they have been installed, in exchange for the ongoing maintenance of these decorative garden plantings by Capitol Neighborhoods Inc.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Madison accepts ownership, from Capitol Neighborhoods Inc., of decorative garden plantings to be located around three existing neighborhood entrances signs located at:

- a) Intersection of Broom Street and John Nolen Drive
- b) Intersection of Proudfit Street and West Main Street
- c) Intersection of South Bassett Street and West Washington Street;

as shown on the attached Exhibit A; subject to the following conditions:

1. Capitol Neighborhoods Inc. shall locate the decorative gardens within specific areas, as approved by the City Engineering and Parks Divisions.
2. Capitol Neighborhoods Inc. shall be responsible for planting, weeding and watering the decorative gardens areas.
3. Capitol Neighborhoods Inc. shall agree that the City shall not be held responsible for any damage to the decorative garden plantings that may be caused by the City, its employees, contractors, or others.
4. The City may remove the decorative garden plantings if not properly maintained, by giving Capitol Neighborhoods Inc. sixty (60) days written notice prior to removal.

The City may remove the decorative garden plantings if the area occupied by said items is required for transportation or other public purposes, by giving Capitol Neighborhoods Inc. sixty (60) days written notice prior to removal. Transportation purposes include, without limitation because of enumeration, public alleys, streets, highways, bike paths, sidewalks, and facilities for the development, improvement and use of public mass transportation systems.