

May 21-22, 2015

ITEM 167-1007-R0515

Request for Authorization to Execute Utility Easement between City of Missoula and the University of Montana-Missoula – University of Montana-Missoula

THAT

In accordance with Board of Regents Policy 1003.6, the Board of Regents of the Montana University System authorizes the University of Montana – Missoula to execute a utility easement agreement between the City of Missoula and the University of Montana, for the East Broadway site that will house the future Missoula College structure.

EXPLANATION

There is a current sewer easement on the University of Montana's East Broadway, Missoula property (where the Missoula College structure is being located). However, the City's sewer pipes were not physically routed according to the easement they were given. This was just recently discovered during the survey for the Missoula College project. The proposed easement shown in exhibit "A" provides a corrected 20 ft. easement that follows the actual buried sewer line on the west side of the property. As such, this request is not for a new easement but to modify an existing easement that will reflect facts on the ground. The current sewer easement provides for a buried sewer main to properties bordering E. Broadway and the Clark Fork river. The sewer is located near the river frontage and drains to a lift station. From there, a forced sewer lifts the sewage to a gravity main that runs along Broadway Avenue. Several properties are serviced by this lift station, which is owned & maintained by the City of Missoula and located on the university's E. Broadway property. The new Missoula College structure would have its sewer line drain into the City's sewer that's serviced by the lift station described above. Without the sewer easement, the Missoula College structure would not have access to sewer. The modified underground utility easement, at no cost to the University, constitutes fair value for the easement.

ATTACHMENTS

- Attachment #1 – Sewer Main Easement
- Attachment #2 – Exhibit A