



**City of Missoula, Montana
City Council Committee Agenda Item**

Committee: Public Works and Mobility

Item: Mullan BUILD Right-of-Way Agreement Amendment with Dougherty Ranch, LLC

Date: November 29, 2022

Sponsor(s): Katie Emery

Prepared by: Katie Emery

Ward(s) Affected:

<input type="checkbox"/> Ward 1	<input type="checkbox"/> Ward 4
<input checked="" type="checkbox"/> Ward 2	<input type="checkbox"/> Ward 5
<input type="checkbox"/> Ward 3	<input type="checkbox"/> Ward 6
<input type="checkbox"/> All Wards	<input type="checkbox"/> N/A

Action Required:
Approve a Mullan BUILD Right-of-Way Agreement Amendment with Dougherty Ranch, LLC.

Recommended Motion(s):
I move the City Council: Approve and authorize the Mayor to sign a Right-of-Way Agreement Amendment with Dougherty Ranch, LLC for the City to construct public infrastructure for the Mullan BUILD Project.

Timeline:

Committee discussion:	December 7, 2022
Council action (or sets hearing):	December 12, 2022
Public Hearing (if required):	N/A
Final Consideration	N/A
Deadline:	N/A

Background and Alternatives Explored:
The City of Missoula, in partnership with Missoula County, intends to construct transportation improvements and public utility improvements with a federal BUILD Grant and other local funding sources included in the Mullan BUILD Project. These agreements secure the public rights-of-way and easements necessary to construct the project as required by Federal regulations, as well as any specific improvements and cost sharing to be included in the Project.

On May 9, 2022, Missoula City Council approved the original Mullan BUILD Right-of-Way Agreement with Dougherty Ranch, LLC. The Public Works & Mobility Department is asking Council to approve an amendment to the original agreement. The amendment specifies that one ten-inch diameter irrigation casting is needed on the property owned by Dougherty Ranch, LLC and that no other irrigation castings will be required or installed as primary improvements.

Financial Implications:
No cost in regard to the establishment of these agreements. The City's financial obligations for the Mullan BUILD Project were established in the FY21 CIP.

Links to external websites:

<https://www.mullanbuild.com/>