

## PUBLIC WORKS COMMITTEE REPORT

April 14, 2010, 10:05 AM

City Council Chambers

**Members Present:** Jason Wiener (chair), Ed Childers, Dick Haines, Lyn Hellegaard, Roy Houseman, Bob Jaffe, Marilyn Marler, Renee Mitchell, Dave Strohmaier, Pam Walzer, Jon Wilkins

**Members Absent:**

**Others Present:** Carla Krause, Steve King, Dan Jordan, Stacy Rye, Milt Connelly, Lauren Caldwell, Bill Dicus

### I. ADMINISTRATIVE BUSINESS

- A. Approval of the minutes of April 7, 2010—Approved as submitted.
- B. Announcements—None.
- C. Public Comment on Non-Agenda items—None.

### II. CONSENT AGENDA ITEMS

1. Consider a resolution to expand boundaries of the Farmers Market (memo).—Regular Agenda (Dan Jordan)  
(Referred to committee: 03/22/10) REMOVE FROM AGENDA

**Motion:** The committee recommends the City Council adopt a Resolution to Expand the designated area of the Missoula Farmers Market as created and amended by Ordinance No. 1485 and clarified by Resolution No. 5176 to the east for storage, waste disposal and restroom facilities.

Dan Jordan, GIS Manager, stated that Missoula Farmers Market came to the City with a proposal to use a triangle in the public right-of-way (ROW) to better accommodate restroom facilities, waste disposal, and storage. He has met with market representatives, and informed them of what the City would require to use the area. He also had them contact MRL to make sure the proposed improvements would fit in well with the improvements MRL has already made. Engineering has approved all the proposed improvements and recommends the Council adopt the resolution to expand the area of the market.

Milt Connelly of the Missoula Farmers Market stated that the market has grown considerably since it first started, and now they need to provide more facilities for the public. They need to have an area for handicap accessible portable toilet facilities, and they have to pick up the garbage for the market and store it.

Mr. Strohmaier made the motion to adopt the resolution.

Mr. Jaffe asked what would go in the triangle. Mr. Jordan stated that the screening fence, storage shed, dumpster, and two portable toilets, would be there.

Ms. Walzer asked if it was a permanent installation that could be locked up or if it would be taken down each week. Mr. Jordan stated that there were two gates, one for the dumpster, and one for access to the portable toilets, with a seven foot tall fence, and that it would be locked. He stated that the dumpster and toilets would be removed in the off-season, but the storage would remain.

Ms. Mitchell stated that the improvements were needed and everyone will benefit from it.

The motion passed unanimously.

2. Request to vacate the portion of alley between Lots 8 and 12, Block P of the CP Higgins Addition (memo) (Exhibit).—Regular Agenda (Carla Krause) (Referred to committee: 04/12/2010) REMOVE FROM AGENDA

**Motion:** The committee recommends the City Council adopt a resolution of intention to vacate the portion of alley between Lots 8 and 12, Block P of the CP Higgins Addition and schedule a public hearing for Monday, May 3, 2010.

Carla Krause, Special Services Administrator, stated that the property owners have requested the right-of-way (ROW) vacation and that the ROW is currently occupied by sheds and fences. The alley was platted as 20 foot wide ROW in 1883. Part of the northern half of the block was vacated and is now railroad ROW. In 1915, a portion of the alley to the east was vacated and has reverted to the ownership of the properties on the north and south.

The owners have gone through the vacation checklist, and service providers have no concern with vacating this portion of the alley. The sewer service main terminates before the vacation area, and the owners have agreed to grant a utility easement for the sewer manhole. The proposed ROW vacation helps facilitate an access from Alder for other property owners doing improvements in the area. Public Works recommends setting a public hearing for May 3 and that the Council adopt the resolution of intention.

Ms. Walzer asked if the sewer went through the alley to provide service to the adjacent properties. Ms. Krause stated that the sewer terminated at the west end of the alley, and the end manhole is just outside of the vacation request area.

Ms. Walzer asked what improvement on Alder this would help facilitate. Ms. Krause replied there were apartments being converted and remodeled and they needed an access that was different from the existing access. The alley has already been vacated on the east end. Mr. Wiener stated that the access was for lots 6 and 7 and that zoning required parking access off the alley when an alley access is available. All structures in the alley would have to be removed to facilitate alley access.

Mr. Jaffe asked about the portion of alley behind lot 9. Ms. Krause stated that it was under different ownership than lot 8 and that part of the alley was not part of the petition. The other owners were supportive of the vacation but not interested in vacation for themselves.

Ms. Walzer asked if the houses straddled the property lines, and Ms. Krause replied that they were. It was an old subdivision and had developed oddly. Surveys of the boundary lines were not always the same. It has been an awkward situation for many years.

Mr. Strohmaier made the motion to set a public hearing and adopt the resolution of intention.

The motion passed unanimously.

### **III. HELD AND ONGOING AGENDA ITEMS**

1. Discussion on the sizes of grease interceptors for the restaurant industry ([Grease Interceptor PowerPoint](#)) ([memo](#)).—Regular Agenda (Stacy Rye and Bob Jaffe) (Referred to committee: 04/21/08)
2. Consider restructuring the city's Sewer Loan Program along the lines of the recently approved change to the Sidewalk & Curb Loan Fund.—Regular Agenda ([Chapter 3.16 – Sidewalk & Curb Loan](#)) ([Chapter 3.18 Sewer Loan](#)) ([Ordinance 3344](#)) (Ed Childers) (Referred to committee: 06/26/06)
3. Interlocal Agreement between the City of Missoula and the County of Missoula related to the Reserve Street / Mullan Road Intersection Improvements Project. ([memo](#)) Regular Agenda (Gregg Wood) (Referred to committee: 01/11/10)
4. Review infrastructure conditions at the locations of serious and fatal traffic accidents: 2007-2009 ([memo](#)).—Regular Agenda (Jason Wiener) (Referred to committee: 01/25/10)
5. Discuss CMAQ program activities prior to grant application submittal to fund bike ped office activities ([memo](#)).—Regular Agenda (Phil Smith) (Referred to committee: 04/05/10)

### **IV. ADJOURNMENT**

Respectfully Submitted,

Jessica S. Miller  
Office Manager  
City Public Works Department