

**CITY OF MILWAUKIE  
CITY COUNCIL MEETING  
DECEMBER 17, 2001**

**CALL TO ORDER**

The 1876<sup>th</sup> meeting of the Milwaukie City Council was called to order by Mayor Bernard at 7:05 p.m. in the City Hall Council Chambers. The following Councilors were present:

Mary King  
Jeff Marshall

Brian Newman

Staff present:

Mike Swanson,  
City Manager  
Alice Rouyer,  
Interim Community Development  
Director

John Gessner,  
Acting Planning Director

**PLEDGE OF ALLEGIANCE**

**PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARD**

None.

**CONSENT AGENDA**

**Mayor Bernard** read the list of consent agenda items:

- A. City Council Minutes of December 3 & 4, 2001**
- B. A Resolution Authorizing the Sale of City Owned Real Property Located at 2566 SE Harrison Street and Delegating the Authority to the City Manager to Execute All Documents Necessary to Affectuate the Sale.**
- C. Resolution 44-2001: A Resolution for Adopting a Revised PERS Oregon Saving Growth Plan -- A Deferred Compensation Plan.**

Item B was removed for discussion under Other Business.

**It was moved by Councilor King and seconded by Councilor Newman to adopt the consent agenda. Motion passed unanimously among the members present.**

**AUDIENCE PARTICIPATION**

None.

**PUBLIC HEARING**

None.

**OTHER BUSINESS**

**Title 3 Flood Management**

**Gessner** sought Council direction on several key Title 3 issues:

1. Changes warranting additional revisions;
2. City attorney recommendations to reduce risk of Measure 7 claims;
3. Refinements relating to "uncontained areas of hazardous materials" and less stringent criteria for variances of balanced cut and fill requirements for developed properties on the Willamette River;
4. Planning Commission's support of working with the Fire Department to manage Title 3 provisions regarding uncontained hazardous materials; and
5. Planning Commission's non-support of relaxing variance criteria for flood management regulations.

**Councilor Newman** did not note any changes which would warrant additional revisions and would defer to those recommendations made by the city attorney and Planning Commission. **Councilor King** and **Mayor Bernard** concurred.

**Gessner** said the Planning Commission will consider the revisions in March and forward its recommendations for Council adoption in April.

### **Centennial Committee Appointments**

**Mayor Bernard**, with Council consensus, appointed Kelley Howell, Ed Zumwalt, and Sharon Van Horn to the Milwaukie Centennial Committee.

### **Sale of Old Police Building, 2566 SE Harrison Street**

**Swanson** was contacted by Mr. Burn regarding the potential sale of the property at 2566 SE Harrison Street. When he approached the previous city manager several years ago, Burn was told there were other plans for the property, and it was not for sale. The caller was concerned about how the Burkett's, the prospective buyers, had learned about the property which has been vacant since 1994. Burn was informed the Council would consider the sale at this meeting and had the option of attending or providing written comment for Council consideration. Mr. Burn was not in the audience.

**Swanson** briefly discussed the Burkett's plans for renovating the structure as a studio for processing and preparing nature photographs. He assured the Council the City was approached by the interested buyer. The city attorney is preparing an ordinance setting a policy for acquisition and sale of real property, and staff is compiling an inventory.

**Mayor Bernard** moved to adopt the resolution authorizing the sale of the property located at 2566 SE Harrison Street and **Councilor Marshall** seconded.

**Councilor Newman** supported pursuing a policy on disposition of surplus property.

**Motion passed unanimously among the members present.**

**RESOLUTION 43-2001:**

**A RESOLUTION AUTHORIZING THE SALE OF CITY OWNED REAL PROPERTY LOCATED AT 2566 SE HARRISON AND DELEGATING THE AUTHORITY TO THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO AFFECTUATE THE SALE.**

**Status of Moved House**

**Councilor King** asked the status of the house moved from Washington Street to its current location on 21<sup>st</sup> Avenue.

**Rouyer** said the buyer was given a year to proceed and understands the goal is to petition partition of the railroad property.

**Swanson** added it is a desirable structure, so there is probably a market for it.

**Milwaukie Today and Yesterday**

**Councilor Newman** encouraged viewers to watch these episodes being aired on channel 23.

**Future Meeting Dates**

**Mayor Bernard** announced the upcoming meeting dates on January 7, 8, and 22, 2002.

**ADJOURNMENT**

**It was moved by Councilor Newman and seconded by Councilor King to adjourn the meeting. Motion passed unanimously among the members present.**

**Mayor Bernard** adjourned the meeting at 7:25 p.m.

---

Pat DuVal, Recorder