

CITY OF MILWAUKIE
RESOLUTION NO. 39 - 1997

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON,
DECLARING THE NEED TO ACQUIRE PROPERTY FOR CITY OFFICES, PARK LAND,
AND OTHER CIVIC USES.**

WHEREAS, the Milwaukie City Charter grants the City authority to acquire land for public purposes; and

WHEREAS, the Housing Working Group at their May 7, 1997; meeting suggested that the City use the Junior High School Property for offices and a civic center; and

WHEREAS, the Junior High School Site is designated as an historic property in the Milwaukie Comprehensive Plan; and

WHEREAS, under the Owners Consent Law of 1995, if the property is sold to a private party, the building could be torn down; and

WHEREAS, the building has been noted by the City Council as one of the most notable downtown buildings; and

WHEREAS, for the public purposes of improving the downtown area within the City of Milwaukie for the health, safety, benefit and general welfare of the public, the City Council has deemed necessary the acquisition of this property;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE that

1. The City of Milwaukie City Council does hereby find and declare that there is needed and required for construction, operation, maintenance, repair and improvement of city offices, city parks, and other civic uses the Milwaukie Junior High property, the location, tax lot 1500, Section 36BB, Township 1 South Range 1 East, Willamette Meridian, located in the City of Milwaukie, Clackamas County, Oregon as described in Exhibit "A" attached hereto and incorporated herein by this reference; and

2. The location, construction, operation, maintenance, repair and improvement of city offices, city parks, and other civic uses for which the real property and interest are described herein are required and are being taken as necessary in the public interest will be planned, designed, located and will be constructed in a manner that will be most compatible with the greatest public benefit and the least private injury or damage; and

3. The Milwaukie City Manager and the City's attorneys are authorized to attempt to agree with the owners and other persons in interest in the real property described herein as to the compensation to be paid for the appropriation of the property, and in the event that no satisfactory agreement can be reached, then the attorneys for the City of Milwaukie be and the same hereby are directed and authorized to commence and prosecute to final determination such proceedings as may be necessary to acquire the real property and interest therein and that upon the filing of such proceeding, possession of the real property and interest therein may be taken immediately; and

4. In any negotiations regarding the acquisition of the real property and interest therein as described above, the City Manager is authorized to attempt to agree with the property owners on compensation for the property, such compensation not to exceed by more than 110% of the value established by the City's authorized appraisal of the property and interest therein.

Introduced and adopted by the City Council on this 2th day of December 1997.

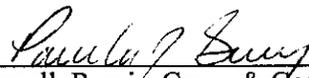
CITY OF MILWAUKIE

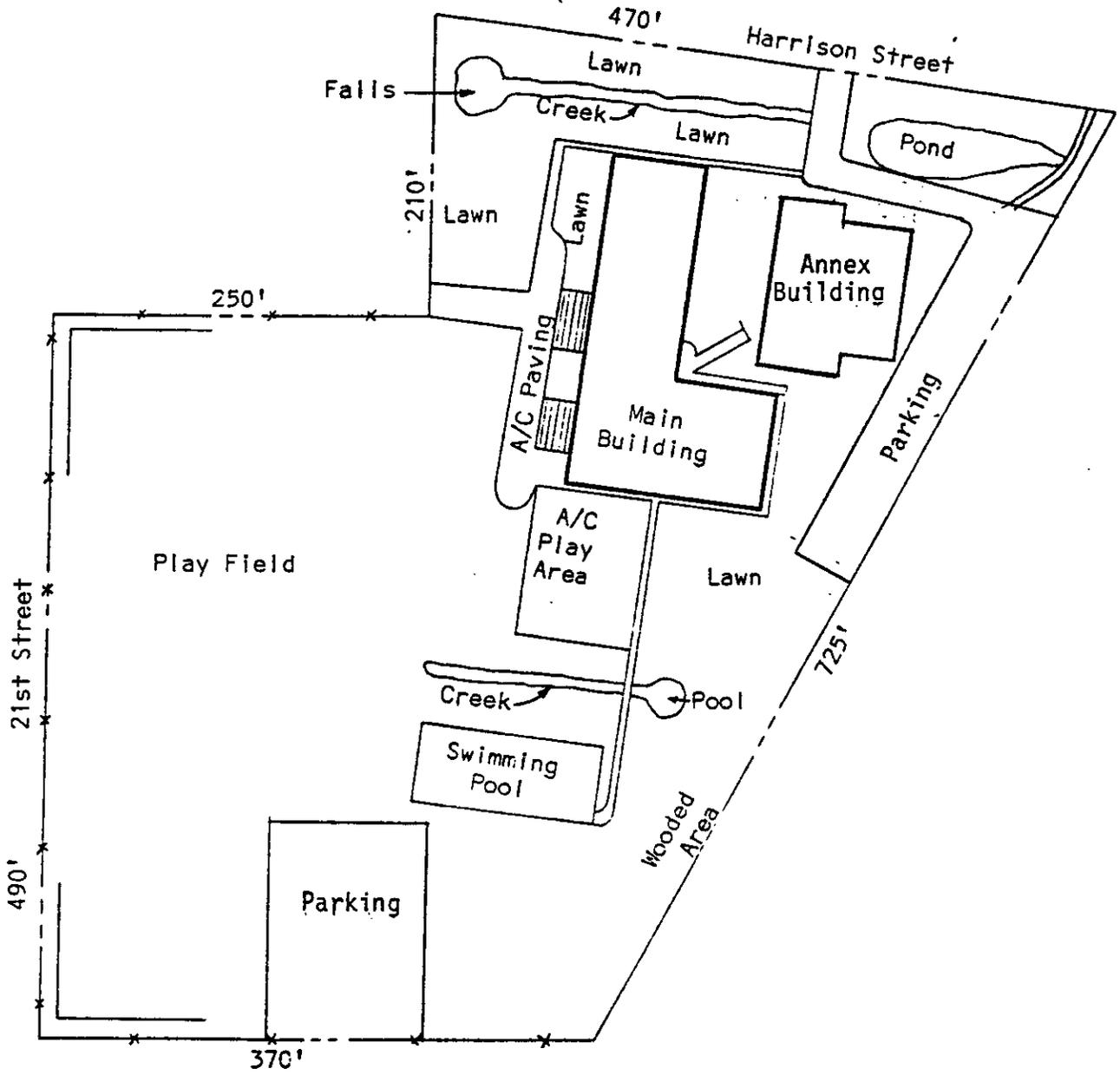
By 
Craig J. Lomnicki, Mayor

ATTEST:


Pat DuVal, City Recorder

APPROVED AS TO FORM:


O'Donnell, Ramis, Crew, & Corrigan



NORTH CLACKAMAS SCHOOL DISTRICT #12

MILWAUKIE JUNIOR HIGH

Scale: None
Area: 7.24 Acres