

**CITY OF MILWAUKIE
CITY COUNCIL MEETING
OCTOBER 1, 2002**

CALL TO ORDER

The 1895th meeting of the Milwaukie City Council was called to order by Mayor Bernard at 6:00 p.m. in the City Hall Council Chambers. The following Councilors were present:

Mary King
Larry Lancaster

Brian Newman

Staff present:

Mike Swanson,
City Manager

Larry Kanzler,
Police Chief

PLEDGE OF ALLEGIANCE

PROCLAMATIONS, COMMENDATIONS, SPECIAL REPORTS, AND AWARDS

Mayor Bernard read a proclamation announcing *Walk a Child to School Day* on October 2, 2002.

Mayor Bernard presented **Chief Kanzler** and **Officer Kevin Krebs** a certificate of recognition and appreciation from the Housing Authority of Clackamas County for "unwavering support to community policing, and commitment to safety in our neighborhoods."

Pat DuVal was recognized for receiving the 2002 Recorder of the Year Award from the Oregon Association of Municipal Recorders.

CONSENT AGENDA

It was moved by Councilor King and seconded by Councilor Newman to adopt the consent agenda that included:

- A. City Council Minutes of September 16 & 17, 2002;
- B. City of Portland Metered Water Intertie Project Acceptance; and
- C. Amended Intergovernmental Agreement with Happy Valley for Engineering and Building Official Services.

The motion to adopt the consent agenda passed unanimously among the members present.

AUDIENCE PARTICIPATION

George Van Bergen, 12366 SE Guilford Drive, Milwaukie, urged the City Council to move expeditiously to remove the vacant house stored on railroad property at 21st Avenue and Lake Road. He owned the structure and operated his law firm in that location until the School District purchased it to expand the Milwaukie High School parking area. The new owner who moved the house to its present location has had a

year to find a permanent location but has failed to do so. He urged the City Council to exercise its authority and abate the property.

Swanson read a letter dated September 24, 2002, from Planning Director John Gessner to Rich Peterson, current owner of the house, regarding the temporary storage agreement. Peterson was advised the structure must be removed from its present location no later than October 8, 2002, and may not be relocated it within the City without prior approval. He discussed the appeal process. Another avenue is to proceed as Van Bergen outlined by pursuing a civil penalty in municipal court.

Van Bergen added the railroad would be defendant along with mover whose timbers are under the building

Patty Wisner, 4325 SE Wister Street, Milwaukie, took issue with Van Bergen's comments. She feels the house is a classic craftsman-style building and should be preserved.

Richard Cayo, 4203 SE Johnson Creek Boulevard, Milwaukie, provided 4 suggestions for City improvements: (1) include addresses of City facilities in the blue pages of the phone book; (2) post a sign letting people know the City Hall front doors unlock automatically 15 minutes prior to public meetings; (3) repair the concrete around the base of the steel railing on the north side of City Hall; and (4) lock the Pioneer Cemetery gate to foot traffic to prevent vandalism. If one takes care of the little things, the bigger ones take care of themselves.

PUBLIC HEARING

None scheduled.

OTHER BUSINESS

Mayor Bernard discussed several points relating to the City of Portland's purchase of PGE and recommended the Milwaukie City Council express its opposition.

Councilor King and **Councilor Newman** did not feel they had sufficient information to support or oppose the proposal at this time. They suggested a work session with Portland and a hearing to gather public input.

Councilor Lancaster agreed with Mayor Bernard in his opposition to Portland's proposal. He feels government has proven itself incapable of operating this type of business. He is concerned Portland is moving forward without input from the users.

Mayor Bernard said Portland is making a bid to purchase PGE on October 12 and, to date, has not contacted Milwaukie or other jurisdictions served by PGE for their opinions. He suggested Milwaukie send a letter to Portland requesting a work session.

EXECUTIVE SESSION

Mayor Bernard announced the City Council would meet in executive session pursuant to ORS 192.660 immediately following adjournment to discuss the performance evaluation of a public officer.

ADJOURNMENT

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

Mayor Bernard adjourned the meeting at 6:50 p.m.

Pat DuVal, Recorder