

**CITY OF WEST ALLIS  
RESOLUTION R-2021-0086**

**FINAL RESOLUTION AUTHORIZING PUBLIC IMPROVEMENT BY NEW  
CONCRETE CONSTRUCTION WITH MISCELLANEOUS WALK, NEW DRIVEWAY  
APPROACHES, STORM SEWER, STORM SEWER RELAY, SANITARY SEWER  
RELAY, WATER MAIN RELAY, BUILDING SERVICES, UTILITY ADJUSTMENTS  
AND STORM UNDERDRAIN IN S. 86 ST. FROM W. CLEVELAND AVE. TO S.  
OSAGE AVE. AND S. DAKOTA ST. FROM S. OSAGE AVE. TO S. ORLEANS AVE.  
AND LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITED PROPERTIES**

**WHEREAS**, Public necessity requires the improvement of certain streets as hereinafter described; and,

**WHEREAS**, The Common Council has received final plans and specifications for such proposed improvements; and,

**WHEREAS**, A hearing has been conducted pursuant to Sec. 66.0703(7) of the Wisconsin Statutes; and,

**WHEREAS**, The Common Council finds that each property against which the assessments are proposed is benefited by the improvement.

**NOW THEREFORE**, BE IT RESOLVED By the Common Council of the City of West Allis as follows:

1. That the final plans and specifications heretofore submitted for the improvement of S. 86 St. from W. Cleveland Ave. to S. Osage Ave. and S. Dakota St. from S. Osage Ave. to S. Orleans Ave. (Plan File No. SP-1254, SP-1255), by new concrete construction with miscellaneous walk, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services, utility adjustments and storm underdrain be and the same are hereby approved and adopted.
2. That the Board of Public Works be and is hereby authorized and directed to cause said streets to be improved in accordance with the plans and specifications, and it is directed to advertise in the official paper for sealed proposals for all work necessary to be done with the installation of the above described improvements.
3. That such improvements be assessed in accordance with the report of the City Engineer as finally approved, and the due date for payment of such assessments, without interest, is the 30th day following the billing date; and
4. That each property owner be given the opportunity of paying the assessment against his property by one of the following methods:
  - a. Payment of entire assessment, or any portion thereof, without interest at any time prior to due date as noted on the billing.

b. Payment of the entire assessment with the next tax roll including a 4.0% interest charge from due date to December 31 of the year billed. All assessments of \$100.00 or less will automatically fall under category a or b.

c. Payment in five annual installments on the property tax bill including a 4.0% interest charge on each succeeding unpaid principal amount. All assessments between \$100.01 and \$250.00 which are not paid by due date or elected to be paid under plans a or b above will automatically be extended in this manner.

d. Payment in ten annual installments on the property tax roll, including a 4.0% interest charge on each succeeding unpaid principal amount. All assessments over \$250.00 which are not paid by due date or elected to be paid under plans a, b or c will automatically be extended in this manner.

5. That if, after election to pay to the City Treasurer by November 1st of the year billed said property owner shall fail to make the payment to the City Treasurer, the City Treasurer's office shall place the said assessment, with interest at the rate of 4.0% per annum as applicable from due date, on the next succeeding tax roll for collection; and,

6. That if the property owner fails to notify the City Treasurer's office, in writing prior to the due date, of his option, the assessment shall be written in ten annual installments, except that any total assessment or assessment balance of less than \$100.00 against any one property shall be written in one payment, and those between \$100.01 and \$250.00 shall be written in five annual installments; and,

7. That a certified list of such assessments and assessment installments be given to the City Treasurer's office, and the City Treasurer's office shall inscribe the same on the tax roll as they become due; and,

8. That property owners may submit duly executed waivers prior to or following the passage of the Final Resolution, approving assessments against their properties and waiving all statutory requirements and proceedings in public work of this nature and agreeing to pay all assessments levied against their properties by reason of the installation of the improvements stated therein, in the same manner and in the same effect as if said statutory requirements relating to said work had been complied with, and such waivers are hereby confirmed and adopted by the Common Council; and,

9. That the City Clerk is hereby directed to publish this resolution as a Class I Notice in the assessment district.

10. That the City Engineer's office is further directed to mail a copy of this resolution and upon completion of the improvement, a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll whose post office address is known or can, with reasonable diligence, be ascertained.

BE IT FURTHER RESOLVED as follows:

1. That with the above installations the existing street grades and widths are hereby being re-established in accordance with Paving Plan Nos. SP-1254 and SP-1255.
2. That the Common Council does hereby exercise the authority contained in sec. 66.0911 of the Wisconsin Statutes, to require the installation of laterals to every property abutting said street where it is felt said services are necessary and that any required assessments be applied as therein provided; and
3. That the plans and specifications for the sanitary sewer and sanitary sewer relay as aforesaid be submitted to the Milwaukee Metropolitan Sewerage District for approval; and
4. That the plans and specifications for the water main relay, sanitary sewer and sanitary sewer relay as aforesaid be submitted to the Department of Natural Resources for approval; and
5. That said work be performed with funding from Bond Funds, Water Utility Funds, Sanitary Sewer Funds, Storm Water Management Funds, and Special Assessments

EngP1930S, P1931S

**SECTION 1:**        **ADOPTION** “R-2021-0086” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

A D O P T I O N

R-2021-0086(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL FEBRUARY 17, 2021.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Ald. Angelito Tenorio	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Vince Vitale	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Tracy Stefanski	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Marty Weigel	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Suzzette Grisham	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Danna Kuehn	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Thomas Lajsic	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Dan Roadt	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Rosalie Reinke	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Ald. Kevin Haass	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

Attest

Presiding Officer

*Rebecca Grill*

Rebecca Grill, City Clerk, City Of  
West Allis

*Dan Devine*

Dan Devine, Mayor City Of West Allis

