

21



# City of West Allis

## Matter Summary

7525 W. Greenfield Ave.  
West Allis, WI 53214

File Number	Title	Status
-------------	-------	--------

R-2005-0061

Resolution

In Committee

Final Resolution authorizing public improvement by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in S 74 St. from W. Greenfield Ave. to W. National Ave. and portions of intersecting streets and levying special assessments against benefited properties.

Introduced: 2/15/2005

Controlling Body: Public Works Committee

## COMMITTEE RECOMMENDATION

*Adopt*

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>2-15</u>			Barczak				
			Czaplewski				
		✓	Dobrowski	✓			
			Kopplin	✓			
			Lajsic				
			Narlock	✓			
			Reinke				
	✓		Sengstock	✓			
			Vitale	✓			
			Weigel				
			TOTAL	<u>5</u>			<u>1</u>

## SIGNATURE OF COMMITTEE MEMBER

Chair

Vice-Chair

Member

## COMMON COUNCIL ACTION

**ADOPT**

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>FEB 15 2005</u>		✓	Barczak	✓			
			Czaplewski	✓			
			Dobrowski	✓			
			Kopplin	✓			
			Lajsic	✓			
	✓		Narlock	✓			
			Reinke				
			Sengstock	✓			✓
			Vitale	✓			
			Weigel	✓			
			TOTAL	<u>9</u>	<u>1</u>		<u>1</u>



Eng  
fin

## STANDING COMMITTEES OF THE CITY OF WEST ALLIS COMMON COUNCIL 2004

### ADMINISTRATION & FINANCE

Chair: Michael J. Czaplewski  
Vice-Chair: Martin J. Weigel  
Gary T. Barczak  
Thomas G. Lajsic  
Rosalie L. Reinke

### PUBLIC WORKS

Chair: Richard F. Narlock  
Vice-Chair: Linda A. Dobrowski  
Kurt E. Kopplin  
Vincent Vitale  
James W. Sengstock

### SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic  
Vice-Chair: Vincent Vitale  
Gary T. Barczak  
Martin J. Weigel  
Rosalie L. Reinke

### LICENSE & HEALTH

Chair: Kurt E. Kopplin  
Vice-Chair: James W. Sengstock  
Linda A. Dobrowski  
Richard F. Narlock  
Michael J. Czaplewski

### ADVISORY

Chair: Rosalie L. Reinke  
Vice-Chair: Gary T. Barczak  
Linda A. Dobrowski  
Vincent Vitale  
Martin J. Weigel





# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Resolution

**File Number: R-2005-0061**

**Final Action:**

**FEB 15 2005**

Final Resolution authorizing public improvement by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in S. 74 St. from W. Greenfield Ave. to W. National Ave. and portions of intersecting streets and levying special assessments against benefited properties.

WHEREAS, Public necessity requires the improvement of a certain street 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. 74 St. from W. Greenfield Ave. to W. National Ave. and portions of intersecting streets (Plan File No. SP-1099), by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments 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 street 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 6.0% interest charge from due date to December 31, 2005. 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 6.0% 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 6.0% 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 Clerk/Treasurer by November 1, 2005, said property owner shall fail to make the payment to the City Clerk/Treasurer, the City Clerk/Treasurer's office shall place the said assessment, with interest at the rate of 6.0% 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 Clerk/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 Clerk/Treasurer's office, and the City Clerk/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/Treasurer is hereby directed to publish this resolution as a Class I Notice in the assessment district.
  10. That the City Clerk/Treasurer 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 No. SP-1099.
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 storm sewer, storm sewer relay 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 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.

Eng05-25

ADOPTED

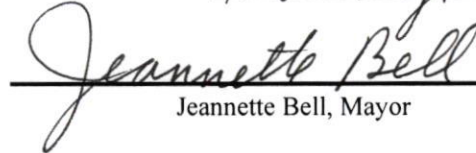
February 15, 2005



Paul M. Ziehler, City Admin/Officer, Clerk/Treas.

APPROVED

February 18, 2005



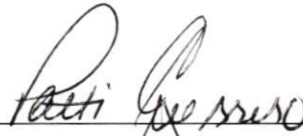
Jeannette Bell, Mayor

1790717

AFFIDAVIT OF PUBLICATION

West Allis City Of Legal  
Attn: Clerks Office  
7525 W Greenfield Ave  
West Allis, WI 53214

Patti Guerrero hereby states that she is authorized by Journal Sentinel Inc. to certify on behalf of Journal Sentinel Inc., publisher of the Milwaukee Journal Sentinel and The Sunday Journal Sentinel, public newspapers of general circulation, printed and published in the city and county of Milwaukee; that a notice of which the printed one hereto attached is a true copy, was published in the Daily Edition on the second, of March 2005. That the Milwaukee Journal Sentinel and The Sunday Journal Sentinel are newspapers printed in the English language and that said printed copy was taken from said printed newspaper(s).



Patti Guerrero

State of Wisconsin )  
                                  )SS:  
County of Milwaukee )

Subscribed and sworn before me this 3 day  
of March, 2005.



Notary Public State of Wisconsin  
My Commission Expires 1-16-06



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 No. SP-1099.
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 storm sewer, storm sewer relay 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 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.

ADOPTED 2/15/05

s/Paul M. Ziehl

APPROVED 2/18/05

s/Jeanette Bell

Publish March 2, 2005

Final Resolution authorizing public improvement by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments in S. 74 St. from W. Greenfield Ave. to W. National Ave. and portions of intersecting streets and levying special assessments against benefited properties.

WHEREAS, Public necessity requires the improvement of a certain street as herein after 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. 74 St. from W. Greenfield Ave. to W. National Ave. and portions of intersecting streets (Plan File No. SP-1099), by concrete reconstruction of the pavement with miscellaneous walk repair, new driveway approaches, storm sewer, storm sewer relay, sanitary sewer relay, water main relay, building services and utility adjustments 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 street 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 6.0% interest charge from due date to December 31, 2005. 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 6.0% 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 6.0% 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 Clerk/Treasurer by November 1, 2005, said property owner shall fail to make the payment to the City Clerk/Treasurer, the City Clerk/Treasurer's office shall place the said assessment, with interest at the rate of 6.0% 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 Clerk/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 Clerk/Treasurer's office, and the City Clerk/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/Treasurer is hereby directed to publish this resolution as a Class I Notice in the assessment district.
10. That the City Clerk/Treasurer 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.