

**CITY OF WEST ALLIS
RESOLUTION R-2025-2971**

**RESOLUTION AUTHORIZING CITY ATTORNEY TO EMPLOY AND
COMPENSATE SPECIAL COUNSEL TO ASSIST IN OR TAKE CHARGE OF
DEFENDING CLAIMS BY VJS CONSTRUCTION SERVICES REGARDING
CONCEALED OR UNKNOWN CONDITIONS AT 1906 SOUTH 53RD STREET**

WHEREAS, VJS Construction Services has filed three claims for concealed or unknown conditions at 1906 South 53rd Street in relation to the construction of the City's new public works facility; and

WHEREAS, VJS has filed a lawsuit against the City and two other parties under Milwaukee County Case No. 2025-CV-8353; and

WHEREAS, it would be most prudent to hire outside counsel to handle this matter given the combined value of the claims, specialized legal issues, and time necessary to properly defend the type of claims submitted; and

WHEREAS, Wis. Stat. 62.09(12)(g) says the council may employ and compensate special counsel to assist in or take charge of any matter in which the city is interested;

NOW THEREFORE, be it resolved by the Common Council of the City Of West Allis, in the State of Wisconsin, that the city attorney may employ the law firm of Godfrey & Kahn to assist in or take charge of the defense of the lawsuit filed by VJS Construction Services under Milwaukee County Case No. 25-CV-8353 and any related legal actions or matters. BE IT FURTHER RESOLVED that up to \$100,000.00 is authorized to be spent for this purpose from Account No. 354-6052-533.31-02 with project number NEWDPW.

SECTION 1: **ADOPTION** “R-2025-2971” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2025-2971(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COMMON COUNCIL
OCTOBER 07, 2025.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Ray Turner	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kimberlee Grob	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Ald. Chad Halvorsen	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marissa Nowling	<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. Dan Roadt	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ald. Patty Novak	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kevin Haass	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marty Weigel	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

Attest

Tracey Uttke

Tracey Uttke, City Clerk, City Of West
Allis

Presiding Officer

Dan Devine

Dan Devine, Mayor, City Of West
Allis

