





# City of West Allis

7525 W. Greenfield Ave.  
West Allis, WI 53214

## Resolution

---

**File Number: R-2009-0091**

**Final Action:**

**Sponsor(s):** Public Works Committee

APR 07 2009

Final Resolution authorizing public improvement by new concrete construction and concrete reconstruction in S. 88 St. from W. Becher St. to W. Grant St.; S. Orleans Ave. from S. 88 St. to W. Stuth Ave.; and North/South Alley between S. 71 St., S. 72 St., W. Cleveland Ave. and W. Harrison Ave. (portions in West Allis, combined project with City of Milwaukee) and levying special assessments against benefited properties.

WHEREAS, Public necessity requires the improvement of a certain streets and alley 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. 88 St. from W. Becher St. to W. Grant St. (Plan File No. SP-1143), by concrete reconstruction with miscellaneous walk, miscellaneous driveway repair, storm sewer, sanitary sewer relay, water main relay, building services and utility adjustments; and

S. Orleans Ave. from S. 88 St. to W. Stuth Ave. (Plan File No. SP-1141), by new concrete curb and gutter, new concrete construction with miscellaneous walk, new driveway approaches, storm sewer, sanitary sewer relay, building services and utility adjustments; and

North/South Alley between S. 71 St., S. 72 St., W. Cleveland Ave. and W. Harrison Ave. (portions in West Allis, combined project with City of Milwaukee) (Plan File No. AP-414), by removal and reconstruction of the concrete alley pavement 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 and



alley 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 5.0% 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 5.0% 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 5.0% 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 1st of the year billed 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 5.0% 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

