JUDICIARY, LICENSE AND CEMETERY COMMITTEE
MINUTES OF APRIL 1, 2008

Meeting called to order by Chairperson Wagner at 5:00 p.m., in the Common Council Chambers, City Hall Plaza.
PRESENT: Ed Wagner, Alanna Feddick (arrived at 5:04 p.m.) and Don Krueger
ABSENT: None
ALSO PRESENT: Alderperson Buttke, Police Chief Stroik, Cemetery Sexton Baltus, City Engineer Turchi and City Clerk Hall

JLC08-020 Motion by Krueger, second by Wagner to grant three (3) Beverage Operator Licenses for the 2007-2009 License Year to: Joseph Kittel, Mallory Langfeldt and Sarah Richards. All Ayes
Motion carried

JLC08-021 Motion by Krueger, second by Wagner to grant a Transient Merchant license to Hyland Fireworks LLC. (6-month) All Ayes
Motion carried

JLC08-022 Motion by Krueger, second by Wagner to receive and place on file the 2007 Cemetery Year-End Report. All Ayes
Motion carried

Alderperson Feddick joined the meeting.

Attorney William Metcalf filed a claim with the City on behalf of his client Lana Ewert alleging that she sustained injuries after she tripped and fell on a raised portion of sidewalk on November 10, 2007. The claim was filed with the City's insurance company, Midwest Claims Service. They have completed their investigation and are recommending that the City of Marshfield deny this claim.

The basis of the denial is that there was no negligence on behalf of the City of Marshfield. Their investigation revealed that the City did not have actual or constructive notice of a defect. A municipality has no liability unless it knew, or should have known, of the existence of a defect and had a reasonable amount of time to repair the defect.

JLC08-023 Motion by Feddick, second by Krueger to deny the claim of Lana Ewert as recommended by Midwest Claims Service pursuant to the Wisconsin statute for disallowance of claim 893.80 (1g). All Ayes
Motion carried

Motion by Krueger, second by Feddick to adjourn at 5:13 p.m.
Motion carried

Deb M. Hall
City Clerk