JUDICIARY, LICENSE AND CEMETERY COMMITTEE MINUTES OF JULY 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 and Don Krueger

ABSENT: Alanna Feddick

ALSO PRESENT: Alderperson Feirer and City Clerk Hall

<u>JLC08-061</u> Motion by Krueger, second by Wagner to grant four (4) Beverage Operator Licenses for the 2007-2009 License Year to: Daniel Baltus, Leslie Baltus, Joseph Schmidt and Jake Widmann. All Ayes

Motion carried

<u>JLC08-062</u> Motion by Krueger, second by Wagner to grant a Temporary Class "B"/"Class B" Retailers License to the Wildwood Park Zoological Society for August 21, 2008. All Ayes **Motion carried**

Mary Jo Enstrom filed a claim with the City alleging that a City snow plow damaged her flower planter box located at the end of her driveway on April 10, 2008. 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 due to the fact that there is no negligence on behalf of the City. The flower planter box is not located in the path of where the City would plow snow. In addition, the claimant did not provide enough evidence to prove that a City owned snowplow struck and damaged her planter.

The City Clerk reported that she spoke to Street Superintendent Brian Panzer. He took pictures of the property in question and these pictures were shared with the committee. He indicated that there is no way the snow plow could have hit the flower box. They would have been ½ way up the driveway. The last time the City plowed streets was on March 31, 2008. The claimant indicated that this occurred on April 10, 2008.

<u>JLC08-063</u> Motion by Krueger, second by Wagner to deny the claim of Mary Jo Enstrom 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 Wagner to adjourn at 5:04 p.m. **Motion carried**

Deb M. Hall

City Clerk