JUDICIARY, LICENSE AND CEMETERY COMMITTEE
MINUTES OF NOVEMBER 3, 2009

Meeting called to order by Chairperson Wagner at 5:00 p.m., in the Common Council Chambers, City Hall Plaza.
PRESENT: Alderpersons Ed Wagner, Alanna Feddick and Donald Krueger
ABSENT: None
ALSO PRESENT: Alderperson Earll, Police Chief Stroik, Street Superintendent Panzer and City Clerk Hall.

CITIZEN COMMENTS
None

JLC09-135 Motion by Feddick, second by Krueger to grant nine (9) Beverage Operator Licenses for the 2009-2011 License Year to: Brenda Hill, Rachel Hollatz, Elizabeth Krueger, Abigail Lehman, Clorissa Schmitt, Stephanie Schmitt, Jordan Schwieso, Jordan Simm and Kaylee Wartella.
Motion carried

Patti Kurtzweil filed a claim with the City alleging that the City was responsible for causing a traffic accident as a result of illegally parked large city maintenance trucks. On August 27, 2009, she sustained damages due to her involvement in a motor vehicle accident that occurred at the intersection of Apple Ave. and 17th Street. The claimant failed to yield right-of-way to oncoming traffic and alleges that her view was obstructed by two maintenance trucks parked near the curb and possibly owned by the City of Marshfield. 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 should be that the City of Marshfield had no involvement with respect to her loss. At this time, they did not have any evidence that supports the claimant's allegations that the maintenance vehicles were owned or operated by the City of Marshfield.

Street Superintendent Panzer explained they were not city vehicles. At that time, at that particular intersection, WE Energies was doing an installation of an 8" gas main facility and those vehicles were either WE Energy vehicles and/or subcontractors of WE Energies.

JLC09-136 Motion by Feddick, second by Krueger to deny the claim of Patti Kurtzweil as recommended by Midwest Claims Service pursuant to the Wisconsin Statute for disallowance of claim 893.80 (1g).
Motion carried

Verizon filed a claim with the City alleging buried cables and a pedestal were damaged during a construction project at Cty Hwy H and Lincoln Ave. in Marshfield, WI. The incident occurred on September 16, 2009. 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 should be that there is no negligence on behalf of the City of Marshfield. The construction project in the alleged area was under the direction of the Wisconsin Department of Transportation.

JLC09-137 Motion by Krueger, second by Feddick to deny the claim of Verizon as recommended by Midwest Claims Service pursuant to the Wisconsin Statute for disallowance of claim 893.80 (1g).
Motion carried

Future Agenda Items
None

Motion by Feddick, second by Krueger to adjourn at 5:09 p.m.
Motion carried

Deb M. Hall
City Clerk