JUDICIARY, LICENSE AND CEMETERY COMMITTEE
MINUTES OF JULY 19, 2011

Meeting called to order by Chairperson Wagner at 4:30 p.m., in the Common Council Chambers, City Hall Plaza.
PRESENT: Alderpersons Ed Wagner, Alanna Feddick (arrived at 4:48 p.m.) and Pete Hendler
ABSENT: None
ALSO PRESENT: Alderpersons Earll and Cummings, Police Chief Jepsen, City Clerk Hall, Zachary Scherr, Michael Scherr, Pam Krause and Ken Body.

JLC11-105 Motion by Hendler, second by Wagner to approve the minutes of the July 5, 2011 meeting.
Motion carried

CITIZEN COMMENTS
Roger Kilty of 1609 Sawyer Dr. spoke about the water problems that they are having because of the City dumping snow in the lot by their property. They have so much water saturation that it is coming in from under the building. They never had this problem until the city starting dumping snow there. He would like the city to consider not dumping snow there at all.

Jerry Young from 1609 Sawyer Dr. stated that after the snow melts it leaves a mess and odor.

JLC11-106 Motion by Hendler, second by Wagner to approve by unanimous consent the following:

a. Eighteen (18) Beverage Operator Licenses for the 2011-2013 license year to: Adam Daniek, Jamie Garbisch, Connie Greenwald, Mike Holman, Torie Mayer-Lenz, Kristen Lutz, Robert McQuillen, Tiffany Miller, Daniel Mueller, Travis Opelt, Abigale Peterson, Alexandria Picha, Danielle Saindon, Emily Schwabe, Chad Steiner, Brian Varsho, Zac Venus and Brian Zygarlicke.
b. Temporary Class ñBò Retailerôs License to the Marshfield Curling Club, Inc. for August 31 ï September 5, 2011.
c. 6-month Transient Merchant License to Vivint.

Motion carried

JLC11-107 Motion by Hendler, second by Wagner to grant a Beverage Operator License to Ellietta Dahle with 45 demerit points assessed for her underage alcohol violation (25 demerit points) and for failure to list this on her application (20 demerit points).
Motion carried

JLC11-108 Motion by Hendler, second by Wagner to grant a Beverage Operator License to Daniel Gebelein.
Motion carried

JLC11-109 Motion by Hendler, second by Wagner to grant a Beverage Operator License to Katrina Hicks with 45 demerit points assessed for her drug violation (25 demerit points) and for failure to list this on her application (20 demerit points).
Motion carried

Alderperson Feddick joined the meeting at this time.

JLC11-110 Motion by Feddick, second by Hendler to grant a Beverage Operator License to Felicia Ritter with 25 demerit points assessed for failure to list her violations on her application.
Motion carried

JLC11-111 Motion by Hendler, second by Feddick to grant a Beverage Operator License to Shaena Stangl with 25 demerit points assessed for failure to list her violations on her application.
Motion carried

Ken Body gave the committee an update on the status of finding a new location for his business so that he can transfer his ñClass Bò Combination liquor license. He told the committee that he is going to relinquish the license. He knows of someone that will be opening a new business that will need the license so he would like the license issued to this person.

JLC11-112 Motion by Feddick, second by Hendler to not grant another extension to Ken Body.
Motion carried

Kris Thompson filed a claim with the City alleging that her vehicle sustained damage which was parked in a City recreation parking lot. A foul ball from a game in progress struck her vehicle causing damage. The claim was filed with the Cityôs insurance company, Midwest Claims Service. They have completed their investigation and are recommending that the City of Marshfield deny this claim.

Their investigation revealed that certain alleged facts regarding duty or causation are in dispute or unproven. The basis of the denial is that there is no liability with the City of Marshfield with regard to this matter. The cause of the damages was the individual which hit the baseball and not the City. The claimant assumed a risk by parking near a baseball field and additionally knew that a game was taking place.

JLC11-113 Motion by Hendler, second by Feddick to deny the claim of Kris Thompson as recommended by Midwest Claims Service pursuant to the Wisconsin Statute for disallowance of claim 893.80 (1g).
Motion carried

JLC11-114 Motion by Hendler, second by Feddick to go into closed session pursuant to Wisconsin Statute chapter 19.85 (1)(b) considering dismissal, demotion, licensing or discipline of any public employee or person licensed by a board or commission or the investigation of charges against such person. Specifically, the Chairperson had requested a closed session to reconsider the Beverage Operator Application of Zachary Scherr. Roll call vote, all Ayes. (Time: 5:04 p.m.)
Motion carried

Present in closed session: Alderpersons Wagner, Feddick, Hendler, Earll and Cummings, Police Chief Jepsen, City Clerk Hall, Zachary and Michael Scherr and Pam Krause.

Police Chief Jepsen, Zachary and Michael Scherr and Pam Krause left the closed session at 5:24 p.m.

JLC11-115 Motion by Feddick, second by Hendler to return to open session. Roll call vote, all Ayes. (Time: 5:29 p.m.)
Motion carried

JLC11-116 Motion by Feddick, second by Hendler to grant a Beverage Operator License to Zachary Scherr with 45 demerit points assessed for his past violations (25 demerit points) and for failure to list them on his application (20 demerit points).
Motion carried

Future Agenda Items

1. Dumping of snow

Motion by Hendler, second by Feddick to adjourn at 5:31 p.m.
Motion carried

Deb M. Hall
City Clerk