

**CITY OF SPARTA
FINANCE AGENDA
July 8, 2020**

COUNCIL ROOM AT CITY HALL

6:00 p.m.

- 1. Call Meeting to Order**
- 2. Consent Agenda: Consisting of minutes of the regular meeting on June 3, 2020.**
- 3. Consideration of Disallowance of Claim – Emily Jordan**
- 4. Discussion of New Police Station Financing**
- 5. Items for Future Consideration**
- 6. Adjourn**

A possible quorum of the Common Council may be in attendance at this meeting but no action will be taken by the Council.

Posted: 7-7-2020

**CITY OF SPARTA
FINANCE MINUTES
June 3, 2020**

PRESENT: Kevin Riley, Norm Stanek, Josh Lydon

ABSENT: None

ALSO PRESENT: Mark Sund, Todd Fahning, Jim Church

This meeting was held at City Hall and also via phone conference.

Kevin Riley called the meeting to order at 6:00 p.m.

A motion was made by Josh Lydon and seconded by Norm Stanek to approve the Consent Agenda consisting of the minutes of the regular meeting of May 6, 2020. Motion carried 3-0.

A request to lower or waive liquor license renewal fees was sent to Public Safety for approval. It was approved to waive the renewal fees and now is coming to the Finance Committee for approval. Due to COVID-19, the bars and restaurants had to close for a couple of months. **A motion was made by Norm Stanek and seconded by Josh Lydon that in support the of the bars and restaurants in town, it was approved to waive the liquor license renewal fees for the 2020-2021 because of COVID-19. Motion carried 3-0.**

The City received 2 contracts from MSA Professional Services, one for the City of Sparta TID Services for 2020 and the other for the TIF #9 Amendment. A meeting has been set up for the Joint Review Board for their annual review and to go over TID #6 and #9. TID #6 is scheduled to close in 5 years so the rest of #6 could be redistricted into #9 to help support it. The fees for the TIF #9 amendment is \$6,908.00 for the basic services and the base packet has an estimated fee of \$1,790.00. The fee for the City of Sparta Act 257 TID Services for 2020 is \$6,000.00. This covers the filing of reports with the State of Wisconsin. Once this is established, we can take over the filing of the reports. **A motion was made by Norm Stanek and seconded by Josh Lydon to approve the TID contracts with MSA Professional Services. Motion carried 3-0.**

Items mentioned for future consideration were:

Mark mentioned that all the grant funds available to the businesses has been filled.

Budget for the year.

Building Permits.

A motion was made by Norm Stanek and seconded by Josh Lydon to adjourn at 6:16 p.m. Motion carried 3-0.

Respectfully submitted,

Julie Hanson
City Clerk

July 3, 2020

To: Finance Committee, City of Sparta WI
From: Emily Jordan, 185 Fox Tail Lane, Lindenhurst IL 60046

NOTICE OF CLAIM
Loss Date: 5/30/2020

Dear Finance Committee,

On Friday, May 30, 2020 while visiting Ben Bikin Park in Sparta WI, a loose capstone caused my foot to give way as I stepped up to access my children on the next level of the park. As a result of this loose capstone, I fell. I had a few abrasions and was sore for a couple of days but luckily had no major injuries. I did, however, drop my cell phone in the process which caused it to break.

Upon inspection of the wall we realized that there were 2 loose capstones. We called the police department to file a report with them and notify them of the loose stones. Next, we took pictures of this and emailed them first to the Parks Director, and then to the City Clerk.

The City Clerk passed my information on to EMC insurance in June of 2020. I was contacted by Arlene Chambers from the insurance company. She stated that my claim was being denied under the policy of liability insurance and I would need to seek damages from the city directly. Her letter is listed here for your review.

If the capstones in the park had been maintained and were not loose, my property would not have been damaged. There are no signs posted to warn visitors not to step on or walk on the wall. I was not "using the wall as a walkway" as Arlene Chambers claimed, I was simply stepping up to access my children and feel that either the wall should be maintained to provide safety for guests visiting the park or a sign should be posted for visitors to access the wall at their own risk.

Since the wall had not been maintained as of May 30th 2020 and the loose capstone was the direct reason for my fall, I am seeking monetary damages from the City of Sparta due to this incident in the amount of \$194.39. I am attaching a copy of the receipt from Best Buy, in which I purchased the phone only 5 months before the incident occurred, on 12/30/19.

Thank you for your time and attention in this matter. I greatly appreciate your help in this endeavor.

Emily Jordan



Milwaukee Claim Department

June 24, 2020

Ms. Emily Jordan
Via Email: e_jordan79@hotmail.com

Re: Our Insured: City of Sparta
Claim Number: 1600369
Date of Loss: 5/30/2020

Dear Ms. Jordan:

The policy under which this claim was submitted is one of liability insurance. It is our obligation to pay only for claims for which our insured is legally responsible. It is our opinion that there was no negligence against our insured for this loss. The retaining wall is not a walking path. The City had no prior notice of loose capstones on the retaining wall.

Respectfully, we must deny your claim. As we discussed, coverage for medical expense payments is excluded on the City's liability insurance policy. Furthermore, we are unable to consider payment on the damages to your broken cell phone.

If you choose to pursue this matter, you should send a letter to the City of Sparta addressed as a Notice of Claim. The letter should list the monetary damages you are seeking from the City for this loss. The letter should also include your name, address and the loss date to be considered valid.

Sincerely,

Arlene V. Chambers
Senior Claims Adjuster
EMC INSURANCE COMPANIES
855-495-1800, ext. 3920; direct dial 262-717-3920
Arlene.V.Chambers@emcins.com

cc: City of Sparta

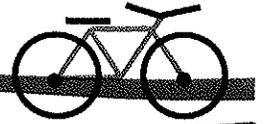
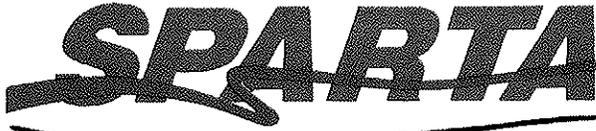
P.O. Box 327 | Brookfield, WI 53008-0327 | 262.717.3900 | 855.495.1800 | F 888.992.6125 | milwaukee.claims@emcins.com | www.emcins.com

Employers Mutual Casualty Company
EMCASCO Insurance Company
EMC Reinsurance Company

Illinois EMCASCO Insurance Company
Dakota Fire Insurance Company
EMC Property & Casualty Company

Union Insurance Company of Providence
Hamilton Mutual Insurance Company
EMC Risk Services, LLC

EMC Underwriters, LLC
EMC National Life Company (affiliate)



Bicycling Capital of America

CITY OF SPARTA
201 West Oak Street
Sparta, WI 54656
(608) 269-4340

**NOTICE OF DISALLOWANCE
OF CLAIM
AGAINST THE CITY OF SPARTA**

Emily Jordan
185 Foxtail Ln
Lindenhurst, IL 60046-7906

Claim #1600369

The City Clerk for the City of Sparta received a claim dated May 30, 2020 and referred to EMC, our insurance carrier, for their investigation.

Our insurance company has denied your claim for payment as they found no negligence against the City of Sparta.

YOU ARE HEREBY NOTIFIED that pursuant to Wis. Stat. 893.80, the claim you filed against the City of Sparta is disallowed.

YOU ARE HEREBY NOTIFIED that no action on the claim may be brought after six (6) months from the date of service of this Notice of Disallowance upon you.

Dated this 8th day of July, 2020.

Kevin Riley, Finance Chairman

Julie Hanson, City Clerk