

## **Public Safety Committee Meeting Minutes**

Wednesday, August 24, 2022

Hybrid meeting

**Present:** Greg Jenson (Chair), Joyce Tikalsky, Jean Ligocki, Tricia Suess Charleston, and Eric Quam. Staff: Tim Swadley, Mayor, Interim Police Chief Dan Jenks, Clerk Candee Christen.

**Excused:** Alder Frank Raff

**Guests:** Carissa Alt

**1. Call to order:** Chair Jenson called the meeting to order at 6:04 p.m.

**2. Communications:** Chief Jenks noted the search is going smoothly with the search for a new Chief of Police. Applications are being reviewed.

**3. Approval of minutes from July 27, 2022**

Motion by Suess Charleston, second by Quam to approve the minutes. Suess Charleston pointed out that Raff abstained from item #9, the vote was 5-0. Clarification was accepted by the motion and passed 5-0.

**Old Business:**

**New Business:**

**4.** Discussion and possible action regarding an application for a Cigarette and Tobacco Products Retail License for ENR Investment Inc., located at 1312 Hamilton St., Ste 200, Mohammed Naser Farooqui.

Clerk Christen stated that the application was complete and reviewed by PD, recommend approval.

**Motion by Suess Charleston, second by Tikalsky to recommend approval to the Council.  
Motion carried 5-0**

**5.** Discussion and possible action regarding approving an operator license for Carissa Alt

Chair Jenson introduced the recommendation of denial. Attorney Dregne clarified that this application was in fact a new operator application due to the fact it was received after it had expired.

Motion by Suess Charleston, second by Tikalsky to accept this application and treat as a new application because it was submitted after June 30, 2022. Motion carried 5-0

Attorney Dregne further discussed the law changes and how conceivably the process of receiving, reviewing, and recommending approval of Operator License applications should be handled including arrest and convictions. Steps consistent with a hearing and evidence of rehabilitation should be the same. The test of a substantial relationship and fitness to perform the licensed activity and prior offenses should be followed. Attorney Dregne reviewed the legal standards of this and that the committee only consider the 12 months prior to receipt of the application.

Motion by Quam, second by Tikalsky to find that the licensed activity is substantially related for the following reasons:

- a. Evidence of the nature and seriousness of any of which he or she was convicted.
- b. Evidence of all circumstances relative to the offense, including mitigating circumstances or social conditions surrounding the commission of the offense.
- c. The age of the individual at the time the offense was committed.
- d. The length of time that has elapsed since the offense was committed.
- e. Letters of reference by persons who have been in contact with the individual since the applicant's release from any local, state, or federal correctional institution.
- f. All other relevant evidence of rehabilitation and present fitness presented.

Motion carried 5-0

Carissa Alt then presented testimony in relation to the June 2, 2021 offense. Interim Chief Jenks had the incident report to verify some information.

Motion by Suesse Charleston, second by Quam that evidence of rehabilitation has been provided sufficiently to find applicant is qualified. Motion failed 1-3, Tikalsky abstained

Motion by Swadley to recommend to council denial of the application, second by Tikalsky. Motion carried 4-1.

The applicant then asked if the application could be withdrawn. Attorney Dregne informed the applicant that the request to be withdrawn could be made.

The applicant has requested the application be withdrawn and will not proceed further.

**6.** Discussion by Chief Jenks re: placement of stop signs as Isham and S. Page St with street work in the area (mc 70-156)

Motion by Suesse Charleston, second by Tikalsky to recommend to Council. Motion carried 5-0

**7.** Discussion by Chief Jenks re: parking on Glacier Moraine (mc code 70-176) to keep in line with the rest of Business Park

Motion by Suesse Charleston, second by Quam to recommend to Council. Motion carried 5-0

**8.** Discussion by Chief Jenks re: old City Hall parking lot located on the Southwest side of that building (mc sec 70-135 (b))

Motion by Quam, second by Tikalsky to recommend to Council with the addition of hours of 7 a.m. – 5 p.m. M-F. Motion carried 5-0

**9.** Discussion by Chief Jenks to add another stop sign on Velkommen Way at Nygaard and Greenbrier at USH 51 under Sec. 70-221.

Motion by Suesse Charleston, second by Quam to recommend to Council. Motion carried 5-0

**Future agenda item:** Operator application process

**Motion to adjourn**

Motion by Suesse Charleston, second by Quam to adjourn. Motion carried 5-0. 8:41 p.m.

Respectfully submitted,

Candee Christen, City Clerk