

MINUTES
August 30, 2019
1:00 p.m.
ND PISB Board Meeting-Sanford Officers Training Center
Mandan, ND

1. Vice- Chairman Mike Wetsch called the meeting to order at 1:05 p.m. Board members present: Mike Wetsch, Ernie Thurman, Randy Ziegler, Dale Maixner, Justin Blinsky, and Jason Nelson (Via Skype). Board members absent: None. Others present: Executive Director John J. Shorey III, Board Legal Counsel Monte Rogneby, Emmanuel Ezeh, and Brandon Potts with Bismarck-Mandan Security, Inc.
2. New Board members Dale Maixner, Justin Blinsky, and Jason Nelson were introduced.
3. Election of Officers. Ernie nominated Mike Wetsch as Chairman. Randy seconded the nomination. All voted in favor of Mike Wetsch as Chairman. Ernie Thurman nominated Randy Ziegler for Vice-Chairman. Dale Maixner seconded the nomination. All voted in favor of Randy Ziegler as Vice-Chairman. Randy Ziegler nominated Ernie Thurman as Treasurer. Dale Maixner seconded the nomination. All voted in favor of Ernie Thurman as Treasurer.
4. Minutes were reviewed from the May 21, 2019 regular Board meeting and the July 15, 2019 special Board meeting. Randy Ziegler made a motion to approve the minutes. Seconded by Justin Blinsky. M/S/C.
5. Emmanuel Ezeh Security Experience Equivalency Documentation. John stated Emmanuel had previously stopped by the Board's office inquiring about the process to become a licensed security provider and agency. John stated part of the application process is providing third-party documentation that the applicant meets the experience and training requirements. John stated Emmanuel advised that his experience was in California and the company he had worked for is no longer in business. John stated Emmanuel advised he was having trouble obtaining third-party documentation of his previous experience and training. John stated he had asked Emmanuel if he had any W-2s. Emmanuel said no. John stated he talked with Emmanuel about alternative documentation. John stated he offered a suggestion if Emmanuel could have individuals he worked with certify his training and experience he would look at it. John stated Emmanuel submitted two notarized letters from individuals regarding his previous experience and training. John stated after received those he suggested to Emmanuel that he himself also submit a notarized letter regarding his previous experience and training which he did. John stated Emmanuel also submitted a one-page document that Emmanuel stated was from the Social Security Administration regarding FICA earnings. John stated he was bringing this to the full Board to make a termination if the documentation was enough. Board members asked Emmanuel questions about proof of his previous licensing in CA. Emmanuel stated he contacted CA and is was too far back for them to have those records. A motion was made by Ernie Thurman to close the meeting for an executive session for attorney consultation concerning this matter. Seconded by Randy Ziegler. A roll call vote was taken, and it was unanimous to go into executive session. The executive session began at 1:22 p.m. The executive session adjourned at 1:33 p.m. The public was invited back for the open session of the meeting. Mike Wetsch told Emmanuel the Board needed additional documentation regarding his previous experience and training. John told Emmanuel he could submit his application with the documentation he had now, but the Board would probably decide that the documentation was not enough. John stated the Board was looking for additional documentation to bolster his current documentation. John, Monte, and Board members provided suggestions. Monte told Emmanuel he asked the Board for an opinion about his documentation, but they have not taken any official action.

Monte stated he could apply with the documentation he had, and the Board would then make a decision, or he could try and get additional information and then apply. Emmanuel stated he would attempt to get additional information and would report back to the Board

6. Board Treasurer Ernie Thurman gave the financial report. Ernie advised for the month of July 2019 the net income was -\$28,606.41. Ernie advised as of July 31, 2019 the Board had \$80,880.06 in CDs and \$25,308.58 in checking. Ernie advised as of July 31, 2019 total assets were \$91,444.12 and total liabilities and equity was \$91,444.12. Ernie commented everything looked good. Dale Maixner made a motion to approve the financial report. Randy Ziegler seconded. M/S/C.
7. Phone numbers added to license holder list on website. John stated he had talked with an Attorney who had called the Board's office looking to get into contact with a licensed private investigator and was having trouble contacting one. John stated the attorney's suggestion was to add telephone numbers to the license holder list on the Board website. John stated the Board does receive calls from the public looking for contact info for private investigators. John stated the Attorney had reached out to Cathy Schuh who is a licensed private investigator and she thought it was a good idea also. John stated he had reached out to ND ITD and they thought it would be under \$100 to accomplish adding telephone numbers to the list. The Board directed John to implement the listing of telephone numbers and/or email address to the license holder list on the Board's website. John advised he would develop a form to send to license holders giving them the option to opt in or out and to provide the number or email address they wanted listed.
8. John summarized information the Board received about security in relation to Country Fest in New Salem, ND. John stated he had talked with Monte and Mike Wetsch when the information came in. John stated he was bringing the information to the Board to see what, if anything the Board wanted to do with the information. John stated he thought the information was thin and that the security agency mentioned was licensed and had registered several individuals before the information as received. The Board advised John that no further action was needed.
9. John summarized information the Board received about Darrell Graf. John advised Mr. Graf does not hold a license or registration with the Board. The Board advised no action was needed.
10. John provided Board members with an update on the new ID cards. John talked about provisional registration cards and what the current cards look like. John stated he brought the issue to the Board for discussion on what the Board wants to do going forward with provisional cards. John offered a suggestion of going to a PDF type provisional registration that are emailed to the agencies. Randy made a motion for the Board to develop and utilize a PDF provisional registration card to be issued electronically via email, to approve costs of under \$200.00, and if over \$200 to seek approval from the executive committee. Ernie seconded the motion. M/S/C.
11. John summarized the information regarding licensed private investigator Joe Fluge's license waiver request regarding K9 detection work. John advised Mr. Fluge was going to work as an intelligence analysis with the Cass County Drug Task Force in Fargo and would be prohibited from holding a P.I. license due to the nature of the position. John stated in his opinion Mr. Fluge would need to surrender his P.I. license prior to taking the position. John, as a matter of discussion, brought up # 8 under the exemptions in the NDCC regarding experts who specializing in a specific, limited area of practice. Monte advised John should reach out to Mr. Fluge and let him know that he should probably surrender his P.I. license, that Mr. Fluge needs to submit a written proposal to the Board with what he scope of the exemption he is looking for, and the Board would then make a determination.

12. John summarized Duaine Cluckey-CoventBridge Group P.I. and Private Detective Agency License Application. John advised Mr. Cluckey answered "active" to question # 20 on the application which is asking about law enforcement status. John advised Mr. Cluckey provided information regarding his current law enforcement status. John advised based on the information provide he believed Mr. Cluckey was prohibited from holding a licensed based on his law enforcement status and the prohibitions in the administrative rules. Justin made a motion to deny Mr. Clucky's application based on his law enforcement status. Ernie seconded the motion. M/S/C.
13. John talked about the upcoming IASIR conference and the Board obtaining membership in FARB. John advised he would like to skip attending the IASIR conference this year based on the agenda. John advised he would like for the Board to become a member of FARB and potentially attend their upcoming conference. John stated he would bring the FARB conference information to the next Board meeting. John stated he would like approval from the Board to travel and attend a MN Private Detective and Protective Agent Services Board meeting. Ernie made a motion for the Board to become a member of FARB, for John not to attend this year's IASIR conference, and to authorize John to travel and attend a MN Board meeting covering mileage, per diem, and lodging for one night. Randy seconded the motion. M/S/C.
14. John provided an update with the Audit. John stated on 8-22-19 he had talked with the auditor and she needed additional information. John stated the auditor said once she had the information, she thought she would have the audit wrapped up in about a week. John stated he would get the information to the auditor.
15. John provided an update with the licensing exam and study guide committee. John stated he had nothing to report as the committee had not yet met.
16. John stated he had gotten a bond and was now a notary for Board business.
17. John provided an update with the G4S stipulation. John stated the stipulation was fully executed and the fees were received. John stated the Leighton stipulation was also executed and the fees were received.
18. John provided an update on Armored Knights-Trevor Millikan. John stated the Board had entered a stipulation with them and part of that stipulation was for the Board to receive ownership information for the agency; which was not received. John stated Monte sent a letter and a response was received. John stated he didn't think anything else was needed based on the response. John stated for a matter of information the Board recently received an application from Armored Knights with a new license holder, that the application was sent back as incomplete, and it was received back today and will need to be sent back again as incomplete.
19. John provided an update with Eagle Eye Security Systems-unlicensed security update. John stated a written response has not been received. Monte advised he would follow up on the matter.
20. Monte provided an update with Hartman Security Resources and Jade Presents. Monte stated he needed to follow-up with Nocturnal Resources.
21. John provided an update on the potential unlicensed private investigation activity of Matthew Beauchene. John advised he had received back the letter that was send and showed delivered via the tracking number. John stated additional information was also received. John stated he had another

avenue we wanted to explore with getting the letter to Mr. Beauchene and would report back at the next meeting.

22. John summarized the issues surrounding Nicole Leppink and the notice received of her guilty plea to disorderly conduct. John stated Nicole holds a registration with Weiser Security Services, Inc. John stated he had checked with the court and the judge and prosecutor still had not signed off on the plea, so it was still an open matter. The Board asked John to obtain the police report and handle the renewal application once received through the normal review and denial process if warranted based on the information received.
23. John, Monte, and Randy provided an update on HB 1332. Monte stated his recommendation was for the Board to develop a program like South Dakota's. Monte stated the legislative history was not very helpful. John stated he had talked with a representative of DPI. John stated Randy was on a committee with DPI and that was approved by Mike Stensrud when he was still the Chairman. Monte stated Justin Hagel had done some preliminary work on the administrative rules regarding the program. The Board decided to keep the program development at the full-Board level.
24. John and Ernie talked about Board members or other individuals attending Board meetings via Skype. The Board advised it would utilize Skype on a case-by-case basis for meetings.
25. John provided an update on the Lincoln Brower Stipulation. John stated Monte sent a letter to Lincoln Brower regarding the training requirement of the stipulation not being completed. John stated Lincoln contact him and claimed he had mailed the proof he had completed the training to the Board. John stated he told Lincoln the Board never received such proof. John stated Lincoln emailed the Board a certificate that he completed the ND BCI ND Concealed Weapons License Test Administrator Course in December of 2018. Randy made a motion to not accept the training and for Monte to send Lincoln a letter giving Lincoln 90 days to complete training as specified in the stipulation. Ernie seconded. M/S/C.
26. A motion was made by Ernie to close the meeting for an executive session for attorney consultation concerning Jon Jacobson-701 Investigations and TigerSwan. Seconded by Justin. A roll call vote was taken, and it was unanimous to go into executive session. The executive session began at 3:21 p.m. Jason left the meeting at 4:01 p.m. The executive session adjourned at 4:02 p.m. The public was invited back for the open session of the meeting.
27. The next Board meeting is scheduled for November 19, 2019 at 9:00 a.m. at the Sanford Officers Training Center in Mandan, ND.
28. Justin Blinsky made a motion to adjourn the meeting. Second by Dale Maixner. M/S/C. Meeting adjourned at 4:04 p.m.



Chairman

12/6/19
Date



ND PISB Executive Director

12/6/19
Date