

H. Used Car Dealership Permit Denial Appeal - Amedy Auto



City Council Communication

February 26, 2024

SUBJECT:

Used Car Dealership Permit Denial Appeal - Amedy Auto

RECOMMENDATION:

The Mayor and City Council are asked to consider a denial for the 2024 renewal of Amedy Auto's Used Car Dealer License.

BACKGROUND/KEY POINTS:

Amedy Auto owner Nashwan Amedy was contacted by the City Clerk's office on February 16, 2024 due to not receiving renewal paperwork for the 2024 license period. At the February 13, 2023 City Council meeting, the decision to deny the 2023 license was tabled until additional information from the County was obtained.

A background was completed on February 16, 2024. Upon receiving the completed background check, the City Clerk's office forwarded the findings to Attorney John Shockley to review, who agreed with the decision to deny the license based upon Moorhead City Code 2-1-10(2), which allows for denial based on a conviction.

The misdemeanor conviction is directly related to the business which supports the decision to deny the permit. City Clerk, Christina Rust sent an email explaining the reasons for denial along with information on how to appeal the decision and followed up by sending a certified letter to the owner.

On February 21, 2024 a formal request to appeal the decision was received from Mr. Amedy via email.

If the City Council votes to uphold the decision to deny the permit, City Attorney Shockley will produce Findings of Fact for the Council to review and approval at the meeting on March 11, 2024.

FINANCIAL CONSIDERATIONS:

Not Applicable

Voting Requirements: Majority of Council

Submitted By:

Dan Mahli, City Manager
John Shockley, City Attorney
Christina Rust, City Clerk

Attachments: Denial Letter



City Clerk's Office
218.299.5304 | cityclerk@cityofmoorhead.com

February 21, 2024

VIA CERTIFIED MAIL & EMAIL

Nashwan Amedy
2312 29th St. S
Moorhead MN 56560

Mr. Amedy:

The City of Moorhead received your application for renewal for a Used Car Dealership license for Amedy Auto, located at 2312 29th St. S, Moorhead. As part of the licensing process, a background investigation was conducted pursuant to Moorhead City Code 2-6C-3.

During the course of this background investigation, a number of concerns were found including; gross misdemeanor for Motor Vehicle Excise Tax-Prepare, Submit False or Fraudulent Certificate. Due to these findings,

The City of Moorhead is denying your application based upon the following:

- a. Moorhead City Code 2-1-10(2) states that no person shall be issued a license if the applicant has been convicted of any crime or misdemeanor.
- b. Violation of any regulation or provision of this code applicable to the activity for which the license or permit has been granted, or any regulation or law of the state so applicable

You have the right to a hearing before the City Council for the denial of your license, provided a written request is filed with the City Clerk's Office within ten (10) days after receipt of this notice (Moorhead City Code 2-1-10, Subsection B). This notice can be mailed to my attention at City of Moorhead, City Clerk's Office, 500 Center Avenue, Moorhead, MN 56560 or emailed to cityclerk@cityofmoorhead.com.

Please contact me with any questions at 218.299.5304 or cityclerk@cityofmoorhead.com.

Respectfully,

A handwritten signature in cursive script that reads "Christina Rust".
Christina Rust, City Clerk

CC: Dan Mahli, City Manager
Chief Shannon Monroe, Police Department
John Shockley, City Attorney