MEMBERS PRESENT:
David C. Levy, Vice Chair
Jose Lopez-Nuno
Brian W. Kruse

MEMBERS NOT PRESENT:
John R. Barrett, Alternate
Marty Conboy, Alternate

STAFF PRESENT:
Timothy Himes, Law Department
Kevin Denker, Planning Department
Rikki Flott, Recording Secretary

ROLL CALL:
Mr. Levy called the meeting to order at 1:00 pm. The Board received as Exhibit 1 in each of this meeting's cases the contents of the City's file on each case.

Cases:
1. 15-09-074
Khambrel J. Crawford
9348 Camden Avenue
Omaha NE 68134
REQUEST: Appeal Police Department denial of firearm registration

Khambrel Crawford appeared before the Board. Lt. David Sedlacek, Omaha Police Department, appeared before the Board. Lt. Sedlacek stated that Mr. Crawford applied to register a firearm on September 4, 2015 and was denied for 3 marijuana less than one ounce convictions dated September 21, 2009, October 20, 2009, and April 10, 2012, and 1 drug paraphernalia conviction dated August 12, 2014.

Mr. Crawford stated that no longer used marijuana and was randomly drug tested by his current employer Physicians Mutual. He also stated that he was a full time junior-year student at UNO. In response to the Board, Mr. Crawford stated that his employment with Physicians mutual started on May 3, 2015 and that he wanted the firearm for home protection.

Motion to DENY by Mr. Lopez-Nuno. Second by Mr. Kruse.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal denied.
2.

15-09-075
Anthony L. Williams
6855 South 118th Street, Suite 112
Omaha NE 68137

REQUEST: Appeal Police Department denial of firearm registration

Anthony Williams appeared before the Board. Lt. David Sedlacek, Omaha Police Department, appeared before the Board. Lt. Sedlacek stated that Mr. Crawford applied to register a firearm on September 8, 2015 and was denied for a carry concealed weapon conviction dated September 20, 1991 in the state of Ohio. He added that the only other incidents on Mr. Williams’ record were for traffic.

Mr. Williams stated that he had a family and wanted the firearm for home protection, and for shooting at the gun range. He also stated that he worked at Wal-Mart for approximately 3 years and at a hotel. Mr. Williams explained that he was 19 years of age at the time of the conviction and was stopped by a neighborhood patrolman while walking back to a family reunion.

Motion to APPROVE by Mr. Lopez-Nuno. Second by Mr. Kruse.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal granted.

3.

15-09-076
Alicea M. Rivera
6619 Hamilton Street
Omaha NE 68132

REQUEST: Appeal Police Department denial of firearm registration

Alicea Rivera appeared before the Board. Lt. David Sedlacek, Omaha Police Department, appeared before the Board. Lt. Sedlacek stated that Ms. Rivera applied to register a firearm on September 8, 2015 and was denied for drug paraphernalia conviction dated May 29, 2013.

Ms. Rivera stated that she was a single mother of 3 children and wanted a firearm for home protection. She explained that the 2012 police report stated that she was not in possession of the paraphernalia, but the vehicle belonged to her. In response to the Board, she further explained that she was standing outside her residence smoking a cigarette and her boyfriend was inside her vehicle smoking marijuana; when approached by the Police he fled into her apartment and would not respond. Lt. Sedlacek verified the police report stated Ms. Rivera was outside of the vehicle at the time of the conviction. He also verified the only incidents on her record were minor in possession and traffic items.

Motion to APPROVE by Mr. Lopez-Nuno. Second by Mr. Kruse.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal granted.
4.  
15-09-079  
Kelly Richardson
5320 North 48th Avenue
Omaha NE 68104

REQUEST: Appeal Police Department denial of firearm registration

Kelly Richardson appeared before the Board. Lt. David Sedlacek, Omaha Police Department, appeared before the Board. Lt. Sedlacek stated that Mr. Richardson applied to register a firearm on September 8, 2015 and was denied for a carry concealed weapon conviction for a firearm dated October 29, 1994. He then stated that there were no other incidents on Mr. Richardson’s record.

Mr. Richardson stated that approximately 21 years prior, he was going through break up with ex-wife and the incident occurred when he left his residence to use a payphone. He explained that he placed his weapon on the seat of his vehicle and was stopped by the police. He further explained that his ex-wife gave a statement to the police that he did not pull the weapon on her. Mr. Richardson informed the Board that he currently owned his home and was employed at Kelloggs for approximately 10 years. He stated that he had health problems from an accident and wanted the firearm for home protection. He also stated that he previously had firearms registered in his name and was approved for a purchase permit.

Lt. Sedlacek verified Mr. Richardson previously had 2 firearms registered in his name, possibly prior to the enactment of the 2010 firearm ordinance. Mr. Richardson explained to the Board that he was familiar with weapons from his 8 year service in the Army and that he recently purchased a firearm in Arkansas while visiting family and was instructed by an Arkansas state trooper to register the firearm in Omaha.

Motion to APPROVE by Mr. Kruse. Second by Mr. Lopez-Nuno.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal granted.

5.  
15-09-077  
Christian A. Isla
1408 Greenwood Avenue
Papillion NE 68133

REQUEST: Appeal Police Department denial of taxicab driver's permit

Christian Isla was not present when his case was called. The Secretary verified a return receipt for certified mail was signed by Mr. Isla and received by the Secretary. Lt. David Sedlacek, Omaha Police Department, appeared before the Board. Lt. Sedlacek stated that Mr. Isla applied for a taxicab permit on August 13, 2015 and was denied for 3 driving under suspension convictions dated March 1, 2012 for failure to comply with a citation, March 12, 2013 for no insurance and June 13, 2013 for driving under a suspended license. He stated Mr. Isla was also denied for a hazardous drug conviction, a felony, dated December 5, 2013.

Motion to DENY by Mr. Kruse. Second by Mr. Lopez-Nuno.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal denied.
6.

15-09-078
Sean M. Davis
5808 N Street
Omaha NE 68117

REQUEST: Appeal Police Department Notice of Nuisance (RE: 5808 N Street)

Sean Davis appeared before the Board. Officer James Stokes, Omaha Police Department, appeared before the Board. Officer Stokes stated that a notice was issued at the residence for vehicles parked off pavement and unregistered, and that upon inspection today (Exhibit 2) the vehicle was not registered in Nebraska, but was parked on pavement.

Mr. Davis stated that all vehicles were currently registered, except a truck he purchased from a storage facility dead-storage sale in Fremont, Nebraska. He explained that he had extreme difficulty obtaining a clear title for the vehicle, but that he received a Nebraska title in his name this week. He further explained that he planned to repair and register the vehicle, but need additional time.

In response to Mr. Davis, Kevin Denker, Planning Department, explained that the driveway needed to be extended and he explained to the Board that permits needed to be obtained from the City. Mr. Davis stated that he planned to complete the driveway and become compliant within 30 days.

Motion to DENY with 60 days to comply by Mr. Kruse. Second by Mr. Lopez-Nuno.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Appeal denied with 60 days to comply.

ADJOURN:

Motion to adjourn by Mr. Lopez-Nuno. Second by Mr. Kruse.

AYES: Kruse, Lopez-Nuno, Levy

Motion carried 3-0. Meeting adjourned at 1:35 pm.