



Pete Ricketts  
Governor

NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

(Nebraska Crime Commission)

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**Jail Standards Board  
January 16, 2015**

The Jail Standards Board met at 9:00 AM on Friday, January 16, 2015 at the Nebraska State Office Building, 301 Centennial Mall South, Lower Level Conference Room A. Public notice of the meeting was published January 2, 2015 in the *Lincoln Journal Star*.

**I. CALL TO ORDER/ROLL CALL**

The meeting was called to order at 9:01 AM by Chairperson Mike Thurber. The following members were **present**: Vesta Dack, Don Fritz, Keith Harvat, Ron Johns, Mike Kenney, Willis Luedke (Left at 9:45 AM), Jim Peschong (Arrived 9:03 AM), Bruce Prenda, Kevin Stuckenholtz, and Mike Thurber. The following members were **excused**: Brad Alexander and Bill Wakefield.

Others present included: **Staff Members**: Denny Macomber, Dan Evans and Ann Bauers.

**II. APPROVAL OF OCTOBER 31, 2014 BOARD MEETING MINUTES**

**Motion**

*A motion was made by Johns and seconded by Stuckenholtz to approve the minutes of the October 31, 2014 Jail Standards Board meeting. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Luedke, Prenda, Stuckenholtz (Motion carried).*

**III. STAFF REPORT**

Macomber reported that the minutes of the last minute that were debated are in fact correct. Macomber noted that the spring conference is the end of April and first of May.

**IV. REVIEW OF ANNUAL INSPECTIONS**

**A. Facilities Found to be in Full Compliance**

Thurber noted the following facilities have been found in full compliance and copies of their reports were included in the mailout for the members to review: Boone County Jail, Butler County Jail, Cedar County Jail, Colfax County Jail, Dakota County Jail, Dixon County Jail, Hall County Jail, Hamilton County Jail, Madison

County Jail, Merrick County Jail, Northeast Nebraska Juvenile Services Secure, Northeast Nebraska Juvenile Services, Staff Secure, Pierce County Jail, Platte County Detention, Platte County Jail, Polk County Jail, Sarpy County Juvenile Services, Saunders County Jail, Seward County Jail and York County Jail.

**Motion**

*A motion was made by Johns and seconded by Fritz to find the Boone County Jail, Butler County Jail, Cedar County Jail, Colfax County Jail, Dakota County Jail, Dixon County Jail, Hall County Jail, Hamilton County Jail, , Madison County Jail, Merrick County Jail, Northeast Nebraska Juvenile Services Secure, Northeast Nebraska Juvenile Services, Staff Secure, Pierce County Jail, Platte County Detention, Platte County Jail, Polk County Jail, Sarpy County Juvenile Services, Saunders County Jail, Seward County Jail and York County Jail. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Luedke, Peschong, Prenda, Stuckenholtz (Motion carried).*

**B. Facilities Found to be in Non-Compliance**

**Norfolk City Jail**

Macomber reported that Norfolk City Jail was cited on the following:

Chapter 3 – Records and Statistics

002.01 Admission/Release Form Admission and release documentation containing the necessary descriptive information shall be completed for each inmate. This computerized documentation shall be submitted to Jail Standards according to Crime Commission specifications.

Staff recommends the Board finds Norfolk City Jail out of compliance with the above standards.

Chief Bill Mizner of the Norfolk Police Department gave a brief history of the jail's compliance and outlined a plan to bring the jail into compliance. There was a brief discussion.

**Motion**

*A motion was made by Stuckenholtz and seconded by Peschong to find the Norfolk City Jail out of compliance with Jail Standards. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Luedke, Peschong, Prenda, Stuckenholtz (Motion carried).*

**Motion**

*A motion was made by Peschong and seconded by Stuckenholtz to approve the corrective action plan for the Norfolk City Jail. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Luedke, Peschong, Prenda, Stuckenholtz (Motion carried).*

**Thurston County Jail**

Macomber stated that Thurston County Jail was cited for the following:

Chapter 6 – Security and Control

6-004-03 The facility shall comply with the life safety codes established by the State Fire marshal. The facility administrator shall maintain documentation of compliance from the State Fire Marshal based on an annual inspection of the facility by their personnel or authorized designee.

Staff recommends the Board finds Thurston County Jail out of compliance with the above standards.

**Motion**

*A motion was made by Johns and seconded by Kenney to find Thurston County Jail out of compliance with the above standards. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Luedke, Peschong, Prenda, Stuckenholtz (Motion carried).*

**V. REVIEW OF CORRECTIVE ACTION**

**Antelope County Jail**

The facility was found out of compliance by the Board during the July 25, 2014 meeting. The facility has been out of compliance for Fire Code Deficiencies cited by the State Fire Marshal's Office. The Board approved Antelope County's corrective action plan during the April 6, 2012 meeting. Construction of the new jail is in progress with completion projected for March 2015. No action was required of the Board at this time.

**Gage County Jail**

This facility was found out of compliance by the Board during the October 15, 2010 meeting. The facility was cited by the State Fire Marshal's Office on life safety code deficiencies. A corrective action plan approved by the Fire Marshal's Office and the Board is in progress. No action was required of the Board at this time.

## **Seward County Jail**

Re-Inspected this quarter

## **Washington County**

This facility was cited and found out of compliance by the Board during the October 31, 2014 meeting. The facility is out of compliance on standards related to housing inmates in excess of design capacity, including searches, classification, female sight and sound separation, separation of intoxicated detainees, assignments to administrative segregation, exercise area, contact visits and personal visits. A notice was sent by the Board and a corrective action planning meeting with jail officials is pending. No other action by the Board was necessary at this time.

## **VI. OTHER BUSINESS**

### **A. Seward County Construction Request**

Macomber gave a brief history of the jail construction plans and laid out the current plans. There was a brief discussion regarding using natural light and the problems involved with obtaining it. Discussion continued regarding sight lines between inmates and the public.

#### **Motion**

*A motion was made by Harvat and seconded by Johns to approve the schematic of the Seward County Jail. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Prenda, Stuckenholtz (Motion carried).*

### **B. Additional Staff Positions**

Macomber stated that 2 additional staff positions will be needed in the coming years. One position would be for an instructor for jail training and organizing the annual conference. The second position would be creating a PREA Coordinator position for Chris Harrifeld. There was a brief discussion regarding the needs of the future for staffing and the costs involved.

#### **Motion**

*A motion was made by Harvat and seconded by Johns to approve the recommendation to consider 2 requests for funding a PREA position and an instructor/coordinator position by putting it in the next Budget proposal and/or approaching a Senator to propose new legislation. Voting in favor of the motion: Dack, Harvat, Johns, Kenney, Prenda, Stuckenholtz Abstaining: Fritz (Motion carried).*

**C. LB's to watch**

Macomber gave a brief summary of the proposed legislation to watch in the current legislative session: LB 12 – For accepting Medicaid in the Jails; LB 341 – Requiring Insurance companies to pay for inmates while in jail; LB 113 – Allowing a co-pay; LB 119 – Ability for judges to send people to county jails rather than state prison.

**D. Waiver of Initial Training**

Macomber stated that Martina A. One Star had more than sufficient training and should be considered for a waiver.

**Motion**

*A motion was made by Harvat and seconded by Johns to approve the waiver for Martina A. One Star. Voting in favor of the motion: Dack, Fritz, Harvat, Johns, Kenney, Prenda, Stuckenholtz (Motion carried).*

**VII. ADJOURNMENT/NEXT MEETING**

The next regularly scheduled meeting of the Jail Standards Board is scheduled for **9:00 AM on Friday, May 1, 2015** at the Jail Standards Board/NCAMA Convention in Kearney, Nebraska.

There being no further business, Chairperson Mike Thurber declared the meeting adjourned at 10:29 AM.

Respectfully submitted,



Ann Bauers  
Administrative Assistant