



NEBRASKA STATE RECORDS BOARD

MINUTES

Meeting of August 1, 2007

The meeting was called to order by Chairman John A. Gale at 9:10 A.M. on August 1, 2007, in Room 1507 of the State Capitol, Lincoln, Nebraska.

A Roll Call was taken. The following Board members were present:

John A. Gale, Chairman;
Brenda Decker, representing the Director of Administrative Services;
Leslie Donley, representing the Attorney General;
Mike Edgecombe;
Mike Foley;
Tom Friemuth;
Lauren Hill; representing the Governor;
Timothy Loewenstein;
Laureen Riedesel

Not present were:

Jerry Catlett;
John Curry;
Shane Osborn

Chairman Gale announced that in accordance with the Nebraska Open Meetings Act, reproducible written materials to be discussed at the open meeting are located in the back of the meeting room. Also, a copy of the Nebraska Open Meetings Act is located in the back of the meeting room.

Chairman Gale announced public notice of the meeting was given by posting notice in the Lincoln Journal Star newspaper on June 29, 2007, the state's website calendar and a copy of the Notice and Affidavit of Publication by the printer is to be included in the Board records. A current copy of the agenda has been kept in the Secretary of State's office listing the date, time and location of the meeting.

Mr. Loewenstein moved to adopt the agenda; motion seconded by Ms. Hill.

Voting For:	Decker Gale	Donley Hill	Edgecombe Loewenstein	Foley Riedesel	Freimuth
Voting Against:	None				
Absent:	Catlett	Curry	Osborn		

The motion carried.

Mr. Foley moved to approve the April 11, 2007 meeting minutes; motion seconded by Ms. Decker.

Voting For:	Decker	Donley	Edgecombe	Foley	Freimuth
	Gale	Hill	Loewenstein	Riedesel	

Voting Against: None

Absent:	Catlett	Curry	Osborn
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The motion carried.

Chairman Gale introduced Brian Stevenson, General Manager, Nebraska.gov who explained the following addenda signed by the Chairman: Commission for the Blind & Visually Impaired Addendum One, signed April 11, 2007; Department of Natural Resources Addendum Two, signed July 17, 2007; NE Accountability and Disclosure Commission, Addendum Four, signed July 17, 2007; NE Liquor Control Commission, Addendum Five, signed July 17, 2007. Chairman Gale explained the two types of addenda; ones which do not include fees such as website maintenance or termination of a contract piece and those addenda which include fees. He said a review of the continuation of authority of the Chairman to sign addenda which do not include fees will be discussed at the next Board meeting.

Mr. Perry Pirsch, representing the Treasurer, arrived at 9:30 A.M.

Chairman Gale began a discussion of the Goals Subcommittee Report distributed to the Board. Mr. Pirsch gave a tentative 'yes' to volunteer to chair a Contract Review Subcommittee of the Board. Mr. Freimuth moved to approve the goals stated in the report; motion seconded by Mr. Loewenstein.

Voting For:	Decker	Donley	Edgecombe	Foley	Freimuth
	Gale	Hill	Loewenstein	Pirsch	Riedesel

Voting Against: None

Absent:	Catlett	Curry
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The motion carried.

Mr. Moravec, General Counsel, explained the process and timelines for the consideration of the extension of the Network Manager Services Contract between the Nebraska State Records Board and Nebraska Interactive, Inc. This item will be placed on the November 14, 2007 State Records Board agenda.

Cathy Danahy, Executive Director, introduced the State Agency Grant Application from the Nebraska Accountability and Disclosure Commission for On Line Campaign Statement Filings in the amount of \$25,000.00. Mr. Brian Stevenson and Mr. Frank Daily explained the grant and answered questions from the Board. Mr. Loewenstein moved to approve the grant; seconded by Mr. Foley.

Voting For:	Decker	Donley	Edgecombe	Foley	Freimuth
	Gale	Hill	Loewenstein	Pirsch	Riedesel

Voting Against: None

Absent:	Catlett	Curry
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The motion carried.

Ms. Danahy introduced the State Agency Grant Application from the Nebraska Supreme Court for Automation for the Nebraska State Library in the amount of \$24,475.00. Mr. Bill Miller and Ms. Marie Wiechman of the Supreme Court explained the grant and answered questions from the Board. Ms. Donley motioned to approve the grant; seconded by Ms. Riedesel.

Voting For:	Decker Gale	Donley Hill	Edgecombe Loewenstein	Foley Pirsch	Freimuth Riedesel
Voting Against:	None				
Absent:	Catlett	Curry			

The motion carried.

Ms. Danahy introduced the State Agency grant from the Office of the CIO – Department of Administrative Services for a Nebraska Geospatial Data Sharing and Web Services Network for \$25,000.00 for two years (\$50,000.00 total). Ms. Decker recused herself from the discussion. Mr. Steve Henderson, I.T. Administrator, Office of the CIO, explained the grant and answered questions from the Board. Mr. Freimuth motioned to approve a grant for the fiscal year in the amount of \$25,000.00 and to revisit the additional \$25,000.00 request in one year if the project is developing satisfactorily; seconded by Ms. Riedesel.

Mr. Lowenstein motioned to amend the language to approve the grant of \$25,000.00 for one year and the Board will revisit the additional \$25,000.00 request in one year, provided the CIO demonstrates satisfactory development of the project and sustainability of the project; seconded by Mr. Freimuth.

Voting For:	Donley Hill	Edgecombe Loewenstein	Foley Pirsch	Freimuth Riedesel	Gale
Voting Against:	None				
Not Voting:	Decker				
Absent:	Catlett	Curry			

The motion carried.

Vote on original motion by Mr. Freimuth, as amended:

Voting For:	Donley Hill	Edgecombe Loewenstein	Freimuth Pirsch	Gale Riedesel
Voting Against:	Foley			
Not Voting:	Decker			
Absent:	Catlett	Curry		

The motion carried.

Ms. Danahy introduced a Reinvested Revenue grant from Nebraska.gov for Google Search Engine Funding in the amount of \$25,000.00. Mr. Stevenson explained the grant and answered questions from the Board. Chairman Gale requested Mr. Stevenson report a total number of hits on Google. Mr. Stevenson agreed to report that information to the Board. Mr. Pirsch indicated this is the cost of doing business and suggested it not be in the form of a grant request in the future. Mr. Loewenstein suggested it be included in the new master contract. Mr. Loewenstein motioned to approve the grant; seconded by Ms. Hill.

Voting For:	Donley	Edgecombe	Freimuth	Gale	Hill
	Loewenstein	Pirsch	Riedesel		
Voting Against:	Foley				
Not Voting:	Decker				
Absent:	Catlett	Curry			

The motion carried.

Chairman Gale called a recess at 11:10 A.M.

Chairman Gale reconvened the meeting at 11:30 A.M.

Chairman Gale moved to agenda item 10. b. Visa Operating Regulations Update. No objections were heard.

Mr. Moravec asked Mr. Pirsch to comment. Mr. Pirsch distributed to the Board a letter dated July 30, 2007 from First National Merchant Solutions addressed to State Treasurer Shane Osborn regarding First National Merchant Solutions conversation with Visa USA regarding NII's Portal Fee Model. Mr. Pirsch answered questions from the Board. Mr. Pirsch indicated due to the recent delivery of the letter, Treasurer Osborn has not had time to do a legal analysis and choose what is best for the taxpayers and all concerned. He said the Treasurer would be prepared at the next Board meeting to make a motion. The item will be placed on the November 14, 2007 State Records Board agenda.

Chairman Gale convened a public hearing on contract addenda at 11:50 A.M.

Addendum Seven (Version 1 and Version 2) and Addendum Eight (Version 1 and Version 2) to the Nebraska Department of Motor Vehicles Interagency Agreement regarding services, pricing and terms of payment were discussed. Mr. Stevenson explained the addenda and several options were presented and discussed in relationship to the Visa Operating Regulations. Ms.Hill excused herself from the meeting to consult with a representative of the Department of Motor Vehicles for additional information. The agenda item was tabled until Ms. Hill's return.

Mr. Stevenson explained Addendum Three to the Interagency Agreement between the Nebraska Legislative Council and the Nebraska State Records Board. Mr. Pirsch moved to approve the addendum; seconded by Ms. Decker.

Voting For:	Donley	Edgecombe	Freimuth	Gale	Loewenstein
	Pirsch	Riedesel			
Voting Against:	None				
Absent:	Catlett	Curry	Hill		

The motion carried.

At 12:30 P.M., Mr. Loewenstein motioned to recess the public hearing until after the return of Ms. Hill; seconded by Mr. Foley.

Voting For:	Donley Pirsch	Edgecombe Riedesel	Freimuth	Gale	Loewenstein
Voting Against:	None				
Absent:	Catlett	Curry	Hill		

The motion carried.

Mr. Moravec asked Mr. Stevenson to address the Department of Motor Vehicles Contract. Mr. Stevenson explained the contract needs to better define the roles and responsibilities of security breach issues. The ball is currently in NII's court. He thanked Ms. Donley for hosting the first review. A second review will take place in the next two weeks. Chairman Gale urged NII to bring this issue to a conclusion. It will be placed on the agenda for the next State Records Board meeting.

Mr. Moravec presented the 2007 State Legislative and Court Opinion report.

Mr. Moravec introduced Ms. Suzie Hinzman, Controller, Secretary of State's Office, who presented the Cash Fund Balance Report, Grant Status Report and Reinvested Revenue Report. Mr. Loewenstein moved to approve the Cash Fund Balance Report; seconded by Mr. Edgecomb.

Voting For:	Edgecombe Riedesel	Freimuth	Gale	Loewenstein	Pirsch
Voting Against:	None				
Absent:	Catlett	Curry	Donley	Hill	

The motion carried.

Chairman Gale discussed the issue of the Chairman having the authority to grant extensions for grantees who request them. This authority will be discussed when the grant approval process is reviewed.

Ms. Hill returned to the meeting at 1:40 P.M.

Brian Stevenson introduced the new General Manager of Nebraska.gov, Brent Allen Hoffman. The Board wished Mr. Stevenson well in his new position in Indiana. He indicated the current staff assignments at Nebraska.gov will remain the same for the foreseeable future. Mr. Loewenstein motioned under the Authority of the 2003 state request for proposal for contractual services to manage the Nebraska Online Network, and the 2004 contract between the State Records Board and the predecessor of Nebraska.gov, the hiring and placement of Brent Allen Hoffman as it's General Manager be approved; seconded by Ms. Hill.

Voting For:	Edgecombe Loewenstein	Freimuth Pirsch	Gale Hill Riedesel
Voting Against:	None		

Absent: Catlett Curry Decker Donley

The motion carried.

Mr. Stevenson presented the Project Priority Report and the General Manager's Report. Ms. Riedesel motioned to approve the Project Priority Report; seconded by Mr. Freimuth.

Voting For: Edgecombe Freimuth Gale Hill Loewenstein Pirsch
Riedesel

Voting Against: None

Absent: Catlett Curry Decker Donley

The motion carried.

Chairman Gale announced the next meeting of the Nebraska State Records Board will be Wednesday, November 14, 2007 at 9:00 A.M. in Room 1507 of the State Capitol.

Mr. Bill Bidrowski, State Records Board Contractor, gave the Contractor's Report.

Art 1:30 P.M. Mr. Loewenstein motioned to reopen the Public Hearing on the Department of Motor Vehicle's contract addenda; seconded by Mr. Freimuth.

Voting For: Edgecombe Freimuth Gale Hill Loewenstein Pirsch
Riedesel

Voting Against: None

Absent: Catlett Curry Decker Donley Foley

The motion carried.

Ms. Hill reported on the results of her consulting with the Nebraska Department of Motor Vehicles (DMV) Ms. Hill motioned to authorize Chairman Gale to execute two separate addenda (seven and eight) with the Department of Motor Vehicles that would act as interim agreements for two applications; one, the online driver's license reinstatement and two, the specialty license plate ordering system online. The addenda to contain the following content; one, make it clear that this is an interim pricing model that the Board is authorizing at this time to move forward; two, that we utilize the State's credit card merchant account; three, that we clarify and incorporate our standard practice of having Nebraska.gov receive one dollar each per plate purchased and for each license reinstatement made electronically and lastly, that a flat fee (portal fee) be authorized to be assessed in the amount of two dollars to the benefit of the DMV for the license plates and three dollars for the license reinstatements; seconded by Mr. Loewenstein.

Voting For: Edgecombe Freimuth Gale Hill Loewenstein Pirsch
Riedesel

Voting Against: None

Absent: Catlett Curry Decker Donley Foley

The motion carried.

Ms. Hill motioned to close the Public Hearing on the Department of Motor Vehicle's contract addenda; seconded by Mr. Edgecombe.

Voting For:	Edgecombe Riedesel	Freimuth	Gale	Hill	Loewenstein	Pirsch
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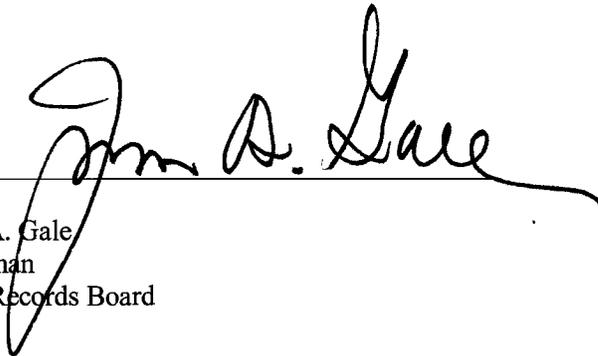
Voting Against:	None
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Absent:	Catlett	Curry	Decker	Donley	Foley
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The motion carried.

Ms. Riedesel motioned to adjourn the meeting.

Chairman Gale declared the meeting adjourned at 2.10 PM.



John A. Gale
Chairman
State Records Board