

August 3, 2022

The Trustees of the Village of Malcolm met on Wednesday, August 3, 2022, at 7:00 p.m. in open session at the Village Hall located at 137 East 2nd Street, Malcolm, NE for such business as shall come before said Trustees. Notice of the meeting was in the July 21, 2022 "Clipper" and posted at the Village Hall and on the Malcolm Website on Monday, August 1, 2022.

ROLL CALL

Little, Schweitzer, Tarr, Faubion,
Absent: Lemkau

OPEN MEETINGS LAW is posted and located on the wall as you enter the Village Hall.

VISITORS PRESENT: Judi Jirovsky, Gerden Wheeler, Randy Brown, Mark Wall

APPROVAL OF MINUTES: Little made a motion to accept the minutes of the July 6, 2022, meeting, seconded by Tarr. The Chairperson called for the vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion; NAY: None; Motion carried 4-0; Members absent: Lemkau.

APPROVAL OF MINUTES: Tarr made a motion to accept the minutes of the July 17, 2022, meeting, seconded by Faubion. Board Member Tarr called for the vote recorded as follows: AYE: Tarr, Faubion, Lemkau; NAY: None; Motion carried 3-0; Members absent: Little, Schweitzer,

Lemkau arrived at 7:05 p.m.

TREASURER REPORT – Little made a motion to accept the treasurer's report for the month of July 2022, with disbursements of \$33,405.27 and deposits of \$44,754.90. Motion seconded by Schweitzer. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

Gerden Wheeler was present to discuss his building permit that was denied at the last meeting. Mr. Wheeler brought in pictures of the type of fence and the height of fence he would like to put up around his back yard for more privacy. This item will be discussed later in the meeting.

Randy Brown and Mark Wall with Field of Dreams were present to discuss the electrical bid packet that needs to go out for bid for the two new fields, and to inform the Board that FOD were awarded the Scheel's grant of \$375,000.00.

MAINTENANCE REPORT: A report was submitted and received by the Board.

ATTORNEY'S REPORT: A report was submitted and received by the Board.

VILLAGE CLERK REPORT: A report was submitted and received by the Board.

BACKGROUND: Ordinance 2022-01 – Revised Fees in Malcolm: Tabled until the September meeting.

BACKGROUND: Quotes for Replacing Valves on Hudkins Road: After further review of the quotes, Little made a motion to approve the quote from Select Plumbing to fix a broken valve in the driveway at 381 Hudkins Road for \$8,122.36; at the same time Select Plumbing will also replace an existing fire hydrant at the corner of Robert Road and Elk Creek Road for \$5,606.00, which was also approved last year, but never got replaced. Tarr seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Quotes for street work on Elk Creek Road: After further review of the quotes, Tarr made a motion to approve the quote from Sykes Construction for \$9,900.00 to replace a section of Elk Creek Road due to the road settling. Little seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Nebraska Rural Water – Water/Sewer rates: Nebraska Rural Water did a survey of the water/sewer rates that have been in place since October 1st, 2018. After further review and discussion, Schweitzer made a motion to increase rates for water and sewer service, maintenance line fees, connection fees for the Village of Malcolm and users of Malcolm's water and sewer service, the Ordinance will be on the September 7, 2022, agenda. Lemkau seconded the motion. The Chairperson called for a vote recorded as follows: AYE:

Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Water modeling moved from JEO to Miller Engineering: A quote for \$3,770.00 was received from Miller Engineering to update the water model that JEO completed around April 4, 2018. After further discussion, Little made a motion to approve Miller Engineering to update the water model for \$3,770.00. Faubion seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Floor Issues in the Well 1 building: The Board has had several Companies out to look at the building that houses well 1, as to why the floor is cracking and building is moving. After further discussion, Little made a motion to approve Tom Strauss with ERDBAU, Inc. a Geotechnical Expanding Structural Polymer General Engineering Company to fix the building for \$16,840.00 using ARPA money to pay for the project. Schweitzer seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: HBE Engagement letter – Budget with HBE – Budget ideas/ARPA/money ideas: After further review of the Engagement Letter, Little made a motion to approve the Engagement letter for HBE to complete the Budget for this fiscal year, 2022-2023 for \$4,980 - \$5,850.00. Lemkau seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Resolution 2022-02 – LARM Insurance Renewal Coverage Proposal for 2022-2023: After further review and discussion, Little made a motion to approve Resolution 2022-02 to renew LARM Coverage for the 2022-2023 fiscal year for \$18,267.00. Schweitzer seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Resolution 2022-03 – To Exceed the Budget Limit for Restricted Funds by 1%: Little made a motion to approve Resolution 2022-03 to exceed the budget limit for restricted funds for the 2022-2023 fiscal year by an addition 1%. Faubion seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Resolution 2022-04 – Nebraska Board of Public Roads Classification and Standards (NBCS): Little made a motion to approve Resolution 2022-04, a Resolution signing the Municipal Annual Certification of Program Compliance 2022 for the Highway Allocation funds. Tarr seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Village Street Superintendent Certification: Little made the motion to approve Reed Miller with Miller Engineering to be the Village of Malcolm Street Superintend for the 2022-2023 fiscal year. Faubion seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Review Ordinance 2010-04 – regarding liquor on Sundays: Board advised David to revise the Ordinance regarding liquor sales on Sunday and have for the next meeting.

BACKGROUND: Building Permit – Jordan Kershner – 10875 NW 121st Place – Post Frame Building: After further review of the plans and permit, Little made a motion to approve the building permit for a post frame building at 10875 NW 121st Place, contingent on review from the Village Inspector. Faubion seconded the motion. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None.

BACKGROUND: Gerden Wheeler – Building Permit – Fence: Following further discussion and review of the material Gerden presented to the Board, Little made a motion to approve the building permit for up to a 12' fence. Motion died due to no second to the motion.

The Malcolm Planning Commission did hold a meeting on July 27, 2022, but there were no recommendations.

Next meeting will be held on September 7 starting at 6:00 p.m. to open bids for the Electrical project at the two new ball fields with the Budget Hearing beginning at 6:30 p.m., with the regular meeting beginning after the budget hearing.

With no further business to discuss, Little moved to adjourn at 10:45 p.m. Schweitzer seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NYE: None; Motion carried 5-0; Members absent: None

Nadine Link, Village Clerk