

September 7, 2022

The Trustees of the Village of Malcolm met on Wednesday, September 7, 2022, at 6:00 p.m. in open session at the Village Hall located at 137 East 2nd Street, Malcolm, NE to open bids for the Electrical project at the two new ball fields; and to hold the public hearings for the 2022-2023 Budget. Notice of the meetings were posted at the Village Hall, Post Office, Fire Station and on the website on August 11, 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: Doug Anderson with IES Commercial, Randy Brown with Field of Dreams, Carmen Standley and Shane Butrick with HBE.

Little opened the meeting at 6:00 p.m. Bids were received from IES Commercial – dba Shanahan M & E for \$193,490.00 (includes tax) and WCHE, LLC for \$278,383.00. Bids will be reviewed later in the meeting.

Lemkau arrived at 6:05 p.m.

Randy Brown was also present to present a Purchase Order for Musco Sport Lighting, LLC for the lights at the two new fields, after further discussion, Little made a motion to approve the purchase order for Musco Sports Lighting LLC to order the lighting for the ball field addition for \$260,000.00 and for the clerk to send the down payment of \$130,000.00. Tarr seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Tarr, Schweitzer, Faubion, Lemkau, Little; NAY: None; Motion carried 5– 0;

Little move to open the **Public Hearing** for the Budget Hearing and Budget Summary and to Set Final Tax Request at 6:32 p.m., Lemkau seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Tarr, Lemkau, Schweitzer, Faubion, Little; NAY: None; Motion carried 5– 0.

Carmen Standley and Shane Butrick with HBE. discussed with the Board the 2022-2023 Budget documents with the Actual Numbers and Projected Numbers. With no other comments or concerns from the Board and no visitors present, Little moved to close the Public Hearing for Budget Summary and to Set Final Tax Request at 6:46 p.m. Faubion seconded the motion. The Chairman called for a roll call vote recorded as follows: Tarr, Lemkau, Schweitzer, Faubion, Little; NAY: None; Motion carried 5-0; Members Absent: None.

Little moved to take a 30-minute recess at 6:48 so the Board parents could attend the homecoming parade at school that there kids are involved in. Schweitzer seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Tarr, Lemkau, Schweitzer, Faubion, Little; NAY: None; Motion carried 5– 0.

Little moved to call the meeting back to order at 7:17 p.m. Faubion seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Lemkau, Schweitzer, Faubion, Little; NAY: None; Motion carried 4– 0; Members absent: Tarr.

The Trustees of the Village of Malcolm met on Wednesday, September 7, 2022, at 7:17 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 August 2022 “Clipper” and posted at the Village Hall and on the Malcolm Website on Monday, September 5th, 2022.

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

Visitors: None.

BACKGROUND: Little moved to adopt Resolution 2022-05. A Resolution to Set the Property Tax Request. Following the reading of Resolution 2022-05 Faubion seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Faubion, Schweitzer, Lemkau, Little; NAY: None; Motion carried 4-0; Members Absent: Tarr.

BACKGROUND: Little moved to adopt the 2022-2023 Fiscal Budget. Schweitzer seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Lemkau, Schweitzer, Faubion, Little; NAY: None; Motion carried 4-0; Members Absent: Tarr.

Tarr arrived at 7:25 p.m.

Resolution 2022-06 is no longer needed - no motion was taken on this resolution.

BACKGROUND: Little made a motion to transfer \$24,000.00 from the General Fund to the Street Fund to match Highway Allocation funds, Faubion seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion; NAY: None; Motion carried 5-0; Members absent: None.

APPROVAL OF MINUTES: Little made a motion to accept the minutes of the August 3rd, 2022, meeting, seconded by Schweitzer. The Chairperson called for the vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5- 0.

TREASURER REPORT – Little made a motion to accept the treasurer’s report for the month of August 2022, with disbursements of \$71,957.69 and deposits of \$114,419.11. Motion seconded by Tarr. The Chairperson called for a vote recorded as follows: AYE: Little, Schweitzer, Tarr, Faubion, Lemkau; NAY: None; Motion carried 5-0; Members absent: None

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. Following further review and discussion, Little made a motion to suspend the three-reading rule for Ordinance 2022-01. Faubion seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion: NAY: None; Motion carried 5-0.

Following the reading of Ordinance 2022-01, Little made a motion to approve Ordinance 2022-01, Revised Fees in Malcolm, 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 – Fence Permit: After further review of the variance and other items submitted for the fence project. Little made a motion to approve the variance and application for 10’ – 11’ fence at 448 Floyd Drive. Schweitzer seconded the motion. The Chairperson called for a vote recorded as follows: AYE: None; NAY: Schweitzer, Tarr, Faubion, Lemkau; Motion denied 4-0; Members abstain: Little Members absent: None.

BACKGROUND: Purchase Order for Lighting at ball field – was handled at the beginning of the meeting.

BACKGROUND: Ordinance 2022-05 Revise Ordinance 2010-04 sales of Alcohol on Sunday’s: After further review and discussion of Ordinance 2022-05, Little made a motion to suspend the three-reading rule for Ordinance 2022-05. Lemkau seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion: NAY: None; Motion carried 5-0.

Following the reading of Ordinance 2022-05, Little made a motion to approve Ordinance 2022-05, to allow sales of Alcohol, Beer and Wine on any day between the hours of 6:00 a.m. and 2:00 a.m. of the following day. Faubion seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: Resolution 2022-07 – Drinking Water State Revolving Fund Grant Application: Department of Environment and Energy is offering a Project Planning Activities and Report/Facility Planning Grant, if granted the Village could develop and refine a computer model for the municipal water system to determine the adequacy of the municipal water system. After further discussion, Little made a motion to approve Resolution 2022-07, Tarr seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: NE Dept of Environmental & Energy Public Water System Security Sub-grant Application: NDEE is also offering a Security Sub-grant to update the existing GIS maps of the water/sewer lines in the Village. An application has been submitted.

BACKGROUND: NE Rural Water Association Membership Renewal – donation: After further discussion, Little made a motion to donate \$300.00 to Nebraska Rural Water Association for the services they provide and help the Village with. Schweitzer seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion; NAY: None; Motion carried 5– 0.

BACKGROUND: Sargent Drilling well and pump test: A copy of the results were reviewed by the Board.

BACKGROUND: Car Show Results: Had 222 cars in the park this year for the show. An itemized statement was given to the board for their review with the amount that will be given to the Malcolm Fire and Rescue for their help. Discussion will continue at further meetings as to the continuance of the show.

BACKGROUND: Cornhusker Bank – new account signature card for ball field account: Per the stipulations of the Land and Water Conservation grant that was awarded to the Village, the Village is required to open a separate bank account for the money to be wired in and out of. Each Board member signed the Bank Resolution to open a new account.

Recommendation 408 – Revised building permit for 550 Malcolm Road – Smith's: Following further review of the revised building permit and Planning Commission Recommendation, Little made a motion approve the revised building permit and plan for a new home at 550 Malcolm Road. Lemkau seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Schweitzer, Faubion: NAY: None; Motion carried 5-0; Members absent: None.

With no further business to discuss, Little moved to adjourn at 9:30 p.m. Tarr 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