

June 5, 2024

The Trustees of the Village of Malcolm met on Wednesday, June 5, 2024, at 7:00 p.m. in open session at the Village Hall located at 137 East 2<sup>nd</sup> Street, Malcolm, NE for such business as shall come before said Trustees. Notice of the meeting was in the May, 2024 "Clipper" and posted at the Village Hall and on the Malcolm Website on Monday, Monday, June 3<sup>rd</sup>, 2024.

ROLL CALL

Little, Tarr, Lemkau, Benes, Faubion

Absent: none

OPEN MEETINGS LAW is posted and located on the west wall of the Village Hall.

VISITORS PRESENT: Larry Hudkins

APPROVAL OF MINUTES: Little made a motion to accept the minutes of the May 7<sup>th</sup>, 2024, meeting, seconded by Tarr. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion; NAY: None; Motion carried 5– 0. Members absent: None.

TREASURER REPORT – Little made a motion to accept the treasurer's report for the month of May 2024 with disbursements of \$110,239.40 and deposits of \$94,894.23. Motion seconded by Benes. The Chairperson called for a vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion; NAY: None; Motion carried 5-0; Members absent: None.

Larry Hudkins was present to discuss the release of his bond he held for sidewalks and culverts for the lots in his newer subdivision on Malcolm Road; a possible new subdivision at 105<sup>th</sup> & McKelvie Road; and the water study being completed by Miller and Associates. Board informed Mr. Hudkins during the discussion of the possible subdivision, that there is a possibility that lagoons might be installed to replace the mechanical sewer plant.

After further discussion, Little made a motion to release the Surety bond Larry Hudkins carried to make sure sidewalks and culverts were installed on the new lots on Malcolm Road when the Hudkins Subdivision was developed in 2017 since all lots have been sold, the bond is released. Benes seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion; NAY: None; Motion carried 5–0.

VILLAGE 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: Review Water meter bids: After further discussion and review of the quotes for new radio read meters and quotes for the installation of the meters, Little made a motion to approve the purchase of new meters from Core & Main for \$76,780.15 which will be partially paid for by a grant that the Village received from Senator Fischer's Appropriation Committee. The Village will be purchasing ¾" and 1" meters which will be installed to all residents within the corporate limits of Malcolm for free; if a different size meter is requested, the owner/business will be required to pay the difference. Faubion seconded the motion. The Chairperson called for a roll call vote recorded as follows: AYE: Tarr, Lemkau, Benes, Faubion, Little; NAY: None; Motion carried 5–0.

Little made a motion to suspend the three-reading rule for Ordinance 2024-03. Lemkau seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: Ordinance 2024-03 – to add an occupational tax and fees for music, vending and amusement gaming machines: After further review and suspension of the three-reading rule, Little made a motion to approve Ordinance 2024-03, an Ordinance of the Village of Malcolm, Lancaster County, Nebraska to add section 10-503 to impose an occupation tax on Mechanical Amusement Devices and games of skill with betting capabilities; to update the master fee schedule; to repeal conflicting ordinances; to provide for publication; and to provide an effective date. Tarr seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion: NAY: None; Motion carried 5-0

BACKGROUND: Revise MYSA/MPS/Village agreement for the Ball Fields: Board reviewed the concerns and comments from the School and MYSA. This item will be tabled until July 10 at 6:00

when a representative from the School, MYSA and Village Board can sit down to discuss from 6:00 p.m. to 7:00 p.m. Regular Board meeting starts at 7:00 p.m. that same night.

BACKGROUND: Review Ordinance for compensation for Village Employees, Officials, and Members of the Board of Trustees: This item was discussed and will be tabled until the July meeting so changes can be made to the Ordinance.

BACKGROUND: New wording for Employee Handbook – Volunteer Fire Department employees: After further review and discussion, Little made a motion to approve the following language for the employee handbook that was presented by legal counsel; “Employees are eligible for leave with pay when responding to volunteer fire calls or to a declared national or state disaster. Village employees called away to perform such duties shall be eligible for leave with pay for up to eight (8) hours per day. An employee responding to such emergencies is unlikely to have sufficient time to provide thirty (30) days’ notice. The employee must provide notice to his/her supervisor or the Chairman of the Village of Malcolm Board as soon as possible.” The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: Mobile Food Vendor application – Kona Ice – Farmer’s Market: After reviewing the Mobile Food Vendor application, Little made a motion to approve the application for Kona Ice to be set up one time at the Farmer’s Market. Lemkau seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: Review and approve Water Study from Miller and Associates: This item will be tabled until Board members have a time to read the Study.

BACKGROUND: LWCF Local Grants Program – Project/Grant Close-Out Requirements – ball field: Board reviewed paperwork to Close-Out the LWCF Grant that was used for the new ballfields. Form was signed by the Chairman and will be sent back to Nebraska Game & Parks.

BACKGROUND: Budget Idea’s: Board reviewed last year’s budget and have ideas to add to this year’s budget. Clerk will compile a list for further review at the August meeting.

BACKGROUND: New Computers & Printers: After further discussion and review of the quote, Little made a motion to approve the purchase of a new Dell computer and two new screens for \$1,492.48 for the Village Office. Benes seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion: NAY: None; Motion carried 5-0.

BACKGROUND: Legion Field upgrade plans: Preliminary plans to upgrade the old ball field were submitted. This item will be tabled until quotes are gathered for the project.

Recommendation 432 – Building Permit – Town House – Ryan Maxson: Will be tabled to gather more information.

With no further business to discuss, Little moved to adjourn at 10:48 p.m. Benes seconded the motion. The Chairperson called for the vote recorded as follows: AYE: Little, Tarr, Lemkau, Benes, Faubion; NAY: None; Motion carried 5-0; Members absent: None

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Nadine Link, Village Clerk