

**2011-2012
STATE OF NEBRASKA
CITY/VILLAGE BUDGET FORM**

Village of Malcolm

TO THE COUNTY BOARD AND COUNTY CLERK OF
Lancaster County **RECEIVED**

This budget is for the Period October 1, 2011 through September 30, 2012

SEP 20 2011

<p>Contact and Submission Information Auditor of Public Accounts P.O. Box 98917, Lincoln, Nebraska 68509-8917 Telephone: (402) 471-2111 FAX: (402) 471-3301 Website: www.auditors.state.ne.us To Submit Budget - E-Mail PDF File to: apa.audits@nebraska.gov Questions - E-Mail: Deann.Haefner@nebraska.gov</p>

COPY OF ADOPTED BUDGET TO BE FILED WITH: **LANCASTER COUNTY CLERK**

And The AUDITOR OF PUBLIC ACCOUNTS
COUNTY BOARD (SEC. 13-508), C/O COUNTY CLERK

The Undersigned Clerk/Council/Board Member Hereby Certifies:

The following PERSONAL AND REAL PROPERTY TAXIS requested for the ensuing year:

\$	39,390.00	Principal and Interest on Bonds
\$	23,533.00	All Other Purposes
\$	62,923.00	Total Personal and Real Property Tax Required

Outstanding Bonded Indebtedness as of October 1, 2011
(As of the Beginning of the Budget Year)

Principal	\$	160,000.00
Interest	\$	9,709.00
Total Bonded Indebtedness	\$	169,709.00

A proposed Budget Summary and Notice of Hearing was duly:

Published (Send a copy of Publisher's Affidavit of Publication)

Posted _____ (Only allowed if Pg 2-Col 3-Line 25 is less than \$10,000)

(Check the method of notifying the Public of the Budget Hearing)

County Clerk's Use ONLY

CLERK/COUNCIL/BOARD MEMBER:
Signature: <u>Nadine Link</u>
Printed Name: <u>Nadine Link</u>
Mailing Address: <u>137 E 2nd St. P.O. Box 228</u>
City, Zip: <u>Malcolm, Ne 68402</u>
Phone Number: <u>402 7916 2250</u>
E-Mail Address: <u>Malcolmne@msn.com</u>

2011-2012 CITY/VILLAGE BUDGET

See summary of significant assumptions and accountant's report.

Village of Malcoln in Lancaster County

Line No.	Beginning Balances, Receipts, & Transfers	Actual 2009 - 2010 (Column 1)	Actual/Estimated 2010 - 2011 (Column 2)	Adopted Budget 2011 - 2012 (Column 3)
1	Net Cash Balance	\$ 269,314.00	\$ 298,883.00	\$ 251,062.00
2	Investments			
3	County Treasurer's Balance	\$ 1,477.00	\$ 1,279.00	\$ 950.00
4	Beginning Balance Proprietary Function Funds (Only if Page 6 is Used)			
5	Subtotal of Beginning Balances (Lines 1 thru 4)	\$ 270,791.00	\$ 300,162.00	\$ 252,012.00
6	Personal and Real Property Taxes (Columns 1 and 2 - See Preparation Guidelines)	\$ 65,940.00	\$ 44,000.00	\$ 62,300.00
7	Federal Receipts	\$ 869,177.00	\$ 17,500.00	
8	State Receipts: Motor Vehicle Pro-Rate	\$ 214.00	\$ 160.00	\$ 170.00
9	State Receipts: MIRF			
10	State Receipts: Highway Allocation and Incentives	\$ 29,973.00	\$ 30,040.00	\$ 29,755.00
11	State Receipts: Motor Vehicle Fee	\$ 3,042.00	\$ 3,013.00	\$ 2,600.00
12	State Receipts: State Aid	\$ 3,511.00	\$ 3,349.00	
13	State Receipts: Municipal Equalization Aid			
14	State Receipts: Other			
15	State Receipts: Property Tax Credit	\$ 2,581.00	\$ 1,772.00	
16	Local Receipts: Nameplate Capacity Tax			
17	Local Receipts: Motor Vehicle Tax	\$ 7,832.00	\$ 7,200.00	\$ 5,600.00
18	Local Receipts: Local Option Sales Tax	\$ 25,480.00	\$ 24,100.00	\$ 18,800.00
19	Local Receipts: In Lieu of Tax	\$ 2,371.00	\$ 2,021.00	\$ 2,000.00
20	Local Receipts: Other	\$ 266,664.00	\$ 314,589.00	\$ 609,490.00
21	Transfers In of Surplus Fees			
22	Transfers In Other Than Surplus Fees	\$ 37,414.00	\$ 22,000.00	\$ 24,000.00
23	Proprietary Function Funds (Only if Page 6 is Used)			
24	Total Resources Available (Lines 5 thru 23)	\$ 1,584,990.00	\$ 769,906.00	\$ 1,006,727.00
25	Total Disbursements & Transfers (Line 22, Pg 3, 4 & 5)	\$ 1,284,828.00	\$ 517,894.00	\$ 902,866.00
26	Balance Forward/Cash Reserve (Line 24 MINUS Line 25)	\$ 300,162.00	\$ 252,012.00	\$ 103,861.00
PROPERTY TAX RECAP				
		Tax from Line 6		\$ 62,300.00
		County Treasurer's Commission at 1% of Line 6		\$ 623.00
		Delinquent Tax Allowance		
		Total Property Tax Requirement		\$ 62,923.00

Village of Malcolm in Lancaster County

To Assist the County For Levy Setting Purposes

The Cover Page identifies the Property Tax Request between Principal & Interest on Bonds and All Other Purposes. If your municipality needs more of a breakdown for levy setting purposes, complete the section below.

Property Tax Request by Fund:	Property Tax Request
General Fund	\$ 23,533.00
Bond Fund	\$ 39,390.00
_____ Fund	_____
_____ Fund	_____
_____ Fund	_____
_____ Fund	_____
Total Tax Request	** \$ 62,923.00

** This Amount should agree to the Total Personal and Real Property Tax Required on the Cover Page 1.

Documentation of Transfers of Surplus Fees:
(Only complete if Transfers of Surplus Fees Were Budgeted)

Please explain where the monies will be transferred from, where the monies will be transferred to, and the reason for the transfer.

Transfer From: _____ Amount: \$ _____ Transfer To: _____

Reason: _____

Transfer From: _____ Amount: \$ _____ Transfer To: _____

Reason: _____

Transfer From: _____ Amount: \$ _____ Transfer To: _____

Reason: _____

Village of Malcoln in Lancaster County

Line No.	2011-2012 ADOPTED BUDGET Disbursements & Transfers	Operating Expenses (A)	Capital Improvements (B)	Other Capital Outlay (C)	Debt Service (D)	Other (E)	TOTAL
1	Governmental:						
2	General Government	\$ 142,176.00			\$ 41,540.00		\$ 183,716.00
3	Public Safety - Police and Fire						\$ -
4	Public Safety - Other						\$ -
5	Public Works - Streets	\$ 65,400.00					\$ 65,400.00
6	Public Works - Other						\$ -
7	Public Health and Social Services						\$ -
8	Culture and Recreation						\$ -
9	Community Development						\$ -
10	Miscellaneous	\$ 150,000.00					\$ 150,000.00
11	Business-Type Activities:						
12	Airport						\$ -
13	Nursing Home						\$ -
14	Hospital						\$ -
15	Electric Utility						\$ -
16	Solid Waste						\$ -
17	Transportation						\$ -
18	Wastewater	\$ 151,550.00			\$ 145,000.00		\$ 296,550.00
19	Water	\$ 183,200.00				\$ 24,000.00	\$ 183,200.00
20	Other						\$ 24,000.00
21	Proprietary Function Funds (Page 6)						\$ -
22	Total Disbursements & Transfers (Lins 2 thru 21)	\$ 692,326.00	\$ -	\$ -	\$ 186,540.00	\$ 24,000.00	\$ 902,866.00

- (A) **Operating Expenses** should include Personal Services, Operating Expenses, Supplies and Materials, and Equipment Rental.
- (B) **Capital Improvements** should include acquisition of real property or acquisition, construction, or extension of any improvements on real property.
- (C) **Other Capital Outlay** should include other items to be inventoried (i.e. equipment, vehicles, etc.).
- (D) **Debt Service** should include Bond Principal and Interest Payments, Payments to Retirement Interest-Free Loans from NDA (Airports) and other debt payments.
- (E) **Other** should include Judgments, Transfers, Transfers of Surplus Fees, and Proprietary Function Funds if a separate budget is filed.

Village of Malcolm in Lancaster County

Line No.	2010-2011 ACTUAL/ESTIMATED Disbursements & Transfers	Operating Expenses (A)	Capital Improvements (B)	Other Capital Outlay (C)	Debt Service (D)	Other (E)	TOTAL
1	Governmental:						
2	General Government	\$ 131,888.00	\$ 2,353.00		\$ 30,690.00		\$ 164,931.00
3	Public Safety - Police and Fire						\$ -
4	Public Safety - Other						\$ -
5	Public Works - Streets	\$ 59,240.00					\$ 59,240.00
6	Public Works - Other						\$ -
7	Public Health and Social Services						\$ -
8	Culture and Recreation						\$ -
9	Community Development						\$ -
10	Miscellaneous						\$ -
11	Business-Type Activities:						
12	Airport						\$ -
13	Nursing Home						\$ -
14	Hospital						\$ -
15	Electric Utility						\$ -
16	Solid Waste						\$ -
17	Transportation						\$ -
18	Wastewater	\$ 190,147.00					\$ 190,147.00
19	Water	\$ 81,576.00					\$ 81,576.00
20	Other					\$ 22,000.00	\$ 22,000.00
21	Proprietary Function Funds						\$ -
22	Total Disbursements & Transfers (Ln 2 thru 21)	\$ 462,851.00	\$ 2,353.00	\$ -	\$ 30,690.00	\$ 22,000.00	\$ 517,894.00

- (A) **Operating Expenses** should include Personal Services, Operating Expenses, Supplies and Materials, and Equipment Rental.
- (B) **Capital Improvements** should include acquisition of real property or acquisition, construction, or extension of any improvements on real property.
- (C) **Other Capital Outlay** should include other items to be inventoried (i.e. equipment, vehicles, etc.).
- (D) **Debt Service** should include Bond Principal and Interest Payments, Payments to Retirement Interest-Free Loans from NDA (Airports) and other debt payments.
- (E) **Other** should include Judgments, Transfers, Transfers of Surplus Fees, and Proprietary Function Funds if a separate budget is filed.

Village of Malcolm in Lancaster County

Line No.	2009-2010 ACTUAL Disbursements & Transfers	Operating Expenses (A)	Capital Improvements (B)	Other Capital Outlay (C)	Debt Service (D)	Other (E)	TOTAL
1	Governmental:						
2	General Government	\$ 79,552.00			\$ 31,652.00		\$ 111,204.00
3	Public Safety - Police and Fire						\$ -
4	Public Safety - Other						\$ -
5	Public Works - Streets	\$ 58,207.00					\$ 58,207.00
6	Public Works - Other						\$ -
7	Public Health and Social Services						\$ -
8	Culture and Recreation						\$ -
9	Community Development						\$ -
10	Miscellaneous						\$ -
11	Business-Type Activities:						
12	Airport						\$ -
13	Nursing Home						\$ -
14	Hospital						\$ -
15	Electric Utility						\$ -
16	Solid Waste						\$ -
17	Transportation						\$ -
18	Wastewater	\$ 1,008,570.00					\$ 1,008,570.00
19	Water	\$ 69,433.00					\$ 69,433.00
20	Other					\$ 37,414.00	\$ 37,414.00
21	Proprietary Function Funds						\$ -
22	Total Disbursements & Transfers (Ln 2 thru 21)	\$ 1,215,762.00	\$ -	\$ -	\$ 31,652.00	\$ 37,414.00	\$ 1,284,828.00

- (A) **Operating Expenses** should include Personal Services, Operating Expenses, Supplies and Materials, and Equipment Rental.
- (B) **Capital Improvements** should include acquisition of real property or acquisition, construction, or extension of any improvements on real property.
- (C) **Other Capital Outlay** should include other items to be inventoried (i.e. equipment, vehicles, etc.).
- (D) **Debt Service** should include Bond Principal and Interest Payments, Payments to Retirement Interest-Free Loans from NDA (Airports) and other debt payments.
- (E) **Other** should include Judgments, Transfers, Transfers of Surplus Fees, and Proprietary Function Funds if a separate budget is filed.

CORRESPONDENCE INFORMATION

BOARD CHAIRPERSON

Kimberly Masek
(Name of Board Chairperson)

127 N East
(Mailing Address)

Malcolm 68402
(City & Zip Code)

(402) 796-2278
(Telephone Number)

malcolmne@msn.com
(E-Mail Address)

PREPARER

Dennis W. Kubicek, CPA
(Name and Title)

Marvin E. Jewell & Co., P.C.
(Firm Name)

5831 South 58th, Suite D
(Mailing Address)

Lincoln 68516
(City & Zip Code)

(402) 423-1444
(Telephone Number)

cpa@mejcpa.com
(E-Mail Address)

For Questions on this form, who should we contact (please check one): *Contact will be via e-mail if supplied.*

Board Chairperson

Preparer

Other Contact

OTHER CONTACT

Nadine Link, Village Clerk
(Name and Title)

(Firm Name)

Box 228
(Mailing Address)

Malcolm 68402
(City & Zip Code)

(402) 796-2250
(Telephone Number)

malcolmne@msn.com
(E-Mail Address)

Village of Malcolm in Lancaster County

LC-3 SUPPORTING SCHEDULE

Calculation of Restricted Funds

Total Personal and Real Property Tax Requirements	(1)	\$	62,923.00
Motor Vehicle Pro-Rate	(3)	\$	170.00
In-Lieu of Tax Payments	(2)	\$	2,000.00
Prior Year Budgeted Capital Improvements that were excluded from Restricted Funds.			
Prior Year 2010-2011 Capital Improvements Excluded from Restricted Funds (From 2010-2011 LC-3 Lid Exceptions, Line (17))		\$	2,353.00 (4)
LESS: Amount Spent During 2010-2011		\$	2,353.00 (5)
LESS: Amount Expected to be Spent in Future Budget Years			(6)
Amount to be included on 2011-2012 Restricted Funds (Cannot Be A Negative Number)	(7)	\$	-
Motor Vehicle Tax	(8)	\$	5,600.00
Local Option Sales Tax	(9)	\$	18,800.00
Transfers of Surplus Fees	(10)	\$	-
Highway Allocation and Incentives	(11)	\$	29,755.00
MIRF	(12)	\$	-
Motor Vehicle Fee	(13)	\$	2,600.00
Municipal Equalization Fund	(14)	\$	-
Insurance Premium Tax	(15)		

TOTAL RESTRICTED FUNDS (A)	(16)	\$	121,848.00
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LC-3 Lid Exceptions

Capital Improvements (Real Property and Improvements on Real Property)	(17)		
LESS: Amount of prior year capital improvements that were excluded from previous lid calculations but were not spent and now budgeted this fiscal year (<i>cannot exclude same capital improvements from more than one lid calculation.</i>)			
Agrees to Line (6).		\$	- (18)
Allowable Capital Improvements	(19)	\$	-
Bonded Indebtedness	(20)	\$	42,040.00
Public Facilities Construction Projects (Statutes 72-2301 to 72-2308)	(21)		
Interlocal Agreements/Joint Public Agency Agreements	(22)		
Public Safety Communication Project (Statute 86-416)	(23)		
Payments to Retire Interest-Free Loans from the Department of Aeronautics (Public Airports Only)	(24)		
Judgments	(25)		
Refund of Property Taxes to Taxpayers	(26)		
Repairs to Infrastructure Damaged by a Natural Disaster	(27)		

TOTAL LID EXCEPTIONS (B)	(28)	\$	42,040.00
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<p>TOTAL 2011-2012 RESTRICTED FUNDS For Lid Computation (To Line 9 of the LC-3 Lid Form)</p> <p><i>To Calculate: Total Restricted Funds (A) MINUS Total Lid Exceptions (B)</i></p>		\$	79,808.00
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Total 2011-2012 Restricted Funds for Lid Computation **cannot** be less than zero. See Instruction Manual on completing the LC-3 Supporting Schedule.

Village of Malcolm
IN
Lancaster County

COMPUTATION OF LIMIT FOR FISCAL YEAR 2011-2012

PRIOR YEAR RESTRICTED FUNDS AUTHORITY OPTION 1 OR OPTION 2

OPTION 1

2010-2011 Restricted Funds Authority (Base Amount) = Line (8) from last year's LC-3 Form 77,148.93
Option 1 - (1)

OPTION 2 - Only use if a vote was taken at a townhall meeting to exceed Lid for one year

Line (1) of 2010-2011 Lid Computation Form Option 2 - (A)

Allowable Percent Increase **Less** Vote Taken %
 (From 2010-2011 Lid Computation Form Line (6) - Line (5)) Option 2 - (B)

Dollar Amount of Allowable Increase Excluding the vote taken -
 Line (A) X Line (B) Option 2 - (C)

Calculated 2010-2011 Restricted Funds Authority (Base Amount) = -
 Line (A) Plus Line (C) Option 2 - (1)

ALLOWABLE INCREASES

1 BASE LIMITATION PERCENT INCREASE (2.5%) 2.50 %
(2)

2 ALLOWABLE GROWTH PER THE ASSESSOR MINUS 2.5% - %
(3)

$$\frac{\text{2011 Growth per Assessor}}{\text{2010 Valuation}} = \frac{0.00}{100} \text{ Multiply times } \frac{100}{100} \text{ To get \%}$$

3 ADDITIONAL ONE PERCENT COUNCIL/BOARD APPROVED INCREASE 1.00 %
(4)

$$\frac{54^{nl}}{\text{Total \# of Members in Governing Body}} = \frac{100.00^{nl}}{100} \text{ Must be at least } 75\% (.75) \text{ of the Governing Body}$$

ATTACH A COPY OF THE BOARD MINUTES APPROVING THE INCREASE.

4 SPECIAL ELECTION/TOWNHALL MEETING - VOTER APPROVED % INCREASE %
(5)

Please Attach Ballot Sample and Election Results OR Record of Action From Townhall Meeting

Village of Malcolm
IN
Lancaster County

TOTAL ALLOWABLE PERCENT INCREASE = Line (2) + Line (3) + Line (4) + Line (5)	3.50 %
	(6)
Allowable Dollar Amount of Increase to Restricted Funds = Line (1) x Line (6)	2,700.21
	(7)
Total Restricted Funds Authority = Line (1) + Line (7)	79,849.14
	(8)
Less: 2011-2012 Restricted Funds from LC-3 Supporting Schedule	79,808.00
	(9)
Total Unused Restricted Funds Authority = Line (8) - Line (9)	41.14
	(10)

**LINE (10) MUST BE GREATER THAN OR EQUAL TO ZERO OR
 YOU ARE IN VIOLATION OF THE LID LAW.**

**THE AMOUNT OF UNUSED RESTRICTED FUNDS AUTHORITY ON LINE (10)
 MUST BE PUBLISHED IN THE NOTICE OF BUDGET HEARING.**

Municipality Levy Limit Form

Village of Malcolm in Lancaster County

Political Subdivision	Personal and Real Property Tax Request (Column A)	Judgments (Not Paid by Liability Insurance) (Column B)	Pre-Existing Lease - Purchase Contracts-7/98 (Column C)	* Bonded Indebtedness (Column D)	Interest Free Financing (Public Airports) (Column E)	Tax Request Subject to Levy Limit (Column F) MINUS [(Column A) MINUS (Columns B, C, D, E)]	Valuation (Column G)	Calculated Levy (Column H) DIVIDED BY (Column G) MULTIPLIED BY 100
City/Village -	62,923.00			39,390.00		23,533.00	18,438,016	0.127633

Others subject to allocation-

						-		-
						-		-
						-		-
						-		-

Off-Street Parking District

Calculated Levy for Off-Street Parking District = (Column F) DIVIDED BY (Column G) MULTIPLIED BY 100 MULTIPLIED BY (Column G) DIVIDED BY (Column G) {City/Village Line}								
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NOTE:

Municipality Levy Limit is 45 cents plus 5 cents for interlocal agreements. (77-3442)

Total Calculated Levy can ONLY be greater than 45 cents if there is Interlocal Agreements.

The Calculated Levy for Interlocal Agreements should be the maximum of 5 cents OR LESS.

Others subject to allocation may include airport authorities, community redevelopment authorities, off-street parking districts, and transit authorities.

* Tax Request to Support Public Safety Communication Projects

[Box 4]

* Tax Request to Support Public Facilities Construction Projects

[Box 6]

* State Statute Section 86-416 allows for a special tax to fund public safety communication projects. The tax has the same status as bonded indebtedness. State Statute 72-2301 through 72-2308 allows bonds to be issued for Public Facilities Construction Projects. Amounts should be included in Bonded Indebtedness above. Please indicate the amount of special tax to be included in the Construction Projects in Box 5 and the Construction Projects in Box 6. Board minutes documenting the approval of the taxes must be included.

0.127633 (Box 1)

[Box 2]

[Box 3] 5 Cents or LESS

0.127633 (Box 4)

RECEIVED

SEP 20 2011

LANCASTER COUNTY
CLERK

MARVIN E. JEWELL & CO., P.C.
CERTIFIED PUBLIC ACCOUNTANTS

Independent Accountant's Compilation Report

The Village Board
Village of Malcolm, Nebraska

We have compiled the accompanying forecasted financial information of the Village of Malcolm, Nebraska for the years ending September 30, 2012 and 2011 included in the accompanying prescribed form (2011-2012 State of Nebraska City/Village Budget Form), in accordance with attestation standards established by the American Institute of Certified Public Accountants.

A compilation is limited to presenting in the form of a forecast prescribed by the State of Nebraska Auditor of Public Accounts (APA) information that is the representation of management and does not include evaluation of the assumptions underlying the forecast. We have not examined the forecast and, accordingly, do not express an opinion or any other form of assurance on the accompanying form or assumptions. Furthermore, there will usually be differences between the forecasted and actual results, because events and circumstances frequently do not occur as expected, and those differences may be material. We have no responsibility to update this report for events and circumstances occurring after the date of this report.

Management has elected to omit the summary of significant accounting policies required by the guidelines for presentation of a forecast established by the American Institute of Certified Public Accountants. If the omitted disclosures were included in the forecast, they might influence the user's conclusions about the Village's cash position, cash receipts, and cash disbursements for the forecast period. Accordingly, this forecast is not designed for those who are not informed about such matters.

We have also compiled the accompanying historical financial information of the Village of Malcolm, Nebraska for the year ended September 30, 2010 included in the accompanying prescribed form. We have not audited or reviewed the accompanying historical financial information and, accordingly, do not express an opinion or provide any assurance about whether the historical financial information is in accordance with the form prescribed by the APA.

Management is responsible for the preparation and fair presentation of the historical financial information in accordance with the requirements prescribed by the APA and for designing, implementing, and maintaining internal control relevant to the preparation and fair presentation of the historical financial information.

Our responsibility is to conduct the compilation in accordance with Statement on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information in the prescribed form without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the financial information in the prescribed form. The financial information for the year ended September 30, 2010 was compiled by us from financial statements for the same period that we previously audited, as indicated in our report dated February 4, 2011.

The forecasted and historical information is presented in accordance with the requirements of the APA, which differ from accounting principles generally accepted in the United States of America. This report is intended solely for the information and use of the APA and is not intended to be and should not be used by anyone other than this party.

Marvin E. Jewell & Co., P.C.

Lincoln, Nebraska
September 1, 2011

VILLAGE OF MALCOLM

SUMMARY OF SIGNIFICANT ASSUMPTIONS

September 30, 2011 and 2012

The Village of Malcolm budget has been prepared based on the following significant assumptions:

Revenues will remain constant. Property tax will be requested at an estimated minimum amount necessary to not unduly deplete necessary cash reserves, given the past year's experience of actual results compared to budget. Transfers are budgeted to various funds as necessary to meet expenditure requirements and maintain minimum cash reserves. Transfers are made from the General Fund reserves.

Expenditures budgeted are based on known and estimated costs and prior year's experience.

AFFIDAVIT OF PUBLICATION

ss.
 State of Nebraska }
 LANCASTER COUNTY, }

VILLAGE OF MALCOLM IN LANCASTER COUNTY, NEBRASKA
 NOTICE OF BUDGET HEARING TO EXCEED BUDGET LIMIT
 FOR RESTRICTED FUNDS BY AN ADDITIONAL 1%

Village of Malcolm in Lancaster County, Nebraska hereby gives public notice that the governing body will hold a special meeting the 7th day of September, 2011 at 6:30 P.M. at the Malcolm Village Hall, Malcolm, NE for the purpose of hearing support, criticism, suggestions or observations of taxpayers relating to exceeding the budget limit for restricted funds by an additional 1%.

/s/ Nadine Link
 Village Clerk

VILLAGE OF MALCOLM IN LANCASTER COUNTY, NEBRASKA

NOTICE OF BUDGET HEARING AND BUDGET SUMMARY

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Sections 19-501 to 19-513, that the governing body will meet on the 7th day of September, 2011, at 6:35 o'clock P.M. at Malcolm Village Hall for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget. The budget detail is available at the office of the Clerk during regular business hours.

/s/ Nadine Link
 Village Clerk/Secretary

2009-2010 Actual Disbursements & Transfers.....	\$ 1,264,828
2010-2011 Actual/Estimated Disbursements & Transfers.....	\$ 517,874
2011-2012 Proposed Budget of Disbursements & Transfers.....	\$ 902,866
2011-2012 Necessary Cash Reserve.....	\$ 103,861
2011-2012 Total Resources Available.....	\$ 1,006,727
Total 2011-2012 Personal & Real Property Tax Requirement.....	\$ 62,923
Unused Budget Authority Created for Next Year.....	\$ 41
Breakdown of Property Tax:	
Personal and Real Property Tax Required for Bonds.....	\$ 39,370
Personal and Real Property Tax Required for All Other Purposes.....	\$ 23,553

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST

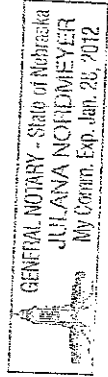
PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Section 77-1601.02, that the governing body will meet on the 7th day of September, 2011 at 7:20 o'clock P.M., at Malcolm Village Hall for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request.

2010-2011 Property Tax Request.....	\$ 47,100
2010 Tax Rate.....	26.0031
Property Tax Rate (2010-2011 Request/2011 Valuation).....	25.5450
2011-2012 Proposed Property Tax Request.....	\$ 62,923
Proposed 2011 Tax Rate.....	34.1268

#667115 11 Aug. 27

The undersigned, being first duly sworn, deposes and says that she/he is a Clerk of the Lincoln Journal Star, legal newspaper printed, published and having a general circulation in the County of Lancaster and State of Nebraska, and that the attached printed notice was published in said newspaper one successive time(s) the first insertion having been on the 07 day of Aug A.D., 2011 and thereafter on _____, 20____ and that said newspaper is the legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge and are further verified by my personal inspection of each notice in each of said issues.

Subscribed in my presence and sworn to before me this _____ day of _____, 20____
 _____ Notary Public
 Printer's Fee, \$ _____



667115

LANCASTER COUNTY ASSESSOR/REGISTER OF DEEDS
COUNTY-CITY BUILDING LINCOLN, NEBRASKA 68508-2864 PHONE (402) 441-7463
FAX (402) 441-8759

NORMAN H. AGENA
ASSESSOR/REGISTER OF DEEDS

ROB OGDEN
CHIEF FIELD DEPUTY

SCOTT GAINES
CHIEF ADMINISTRATIVE DEPUTY

CERTIFICATE OF VALUATION
for tax year 2011

for

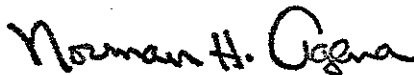
VILLAGE OF MALCOLM

2011 Total Valuation	\$	18,438,016
Valuation Attributed to Growth	\$	331,209

I, Norman H. Agena, duly elected Lancaster County Assessor/Register of Deeds, pursuant to the provisions of Neb. Rev. Stat. Section 13-509, do hereby certify that the valuation listed herein is, to the best of my knowledge and belief, the true and accurate taxable valuation for the current year.

**Value attributable to growth is determined pursuant to section 13-518 which includes real and personal property annexation if applicable.*

Dated this 17th day of August, 2011.



Norman H. Agena

September 7, 2011

Chairperson Kim Masek opened the 2011-2012 Budget meeting at 6:31 p.m. Members present Kim Masek, John Spellman, Teena Hicken, and Doug Alms. Members absent: Scott Duckett.

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

BACKGROUND: The **Public Hearing** to exceed the budget limit for restricted funds by an additional 1% opened at 6:33 p.m. Dennis Kubicek with Marvin Jewell & Co. discussed with the Board the advantages and disadvantages of the additional 1%.

No visitors were present for the Public Hearings. Masek moved to close the Public Hearing for the additional 1% at 6:37 p.m.

Meeting was adjourned at 6:37 p.m.

Chairperson Masek opened the 2011-2012 Budget meeting at 6:37 p.m. Members present Masek, Spellman, Hicken and Alms. Member absent: Duckett.

THE OPEN MEETINGS ACT is posted and located on the wall as you enter the Village Hall

BACKGROUND: The **Public Hearing** for the Budget Summary opened at 6:38 p.m. Dennis Kubicek with Marvin Jewell & Co. discussed with the Board the 3 worksheets; 1) 2009-2010 – Actual Numbers; 2) 2010-2011 Projected Numbers; 3) 2011-2012 Budget.

No visitors were present for the Public Hearing. Masek moved to close the Public Hearing for Budget Summary at 7:00.m.

Meeting was adjourned at 7:00 p.m.

CALL TO ORDER

The trustees of the Village of Malcolm met in a regularly scheduled session Wednesday, September 7th, 2011 at 7:00 p.m. in the Village Hall for such business as shall come before said Trustees. Notice of the meeting was in the "Clipper" and posted at the Village Hall on Monday, September 5th, 2011.

ROLL CALL

Kim Masek, John Spellman, Teena Hicken, Doug Alms
Absent: Scott Duckett

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

Visitors: Judi Jirovsky

APPROVAL OF MINUTES: Masek made a motion to accept the minutes of the August 3rd, 2011 meeting, seconded by Spellman. The Chairperson called for the vote recorded as follows:

AYE: Masek, Spellman, Hicken, Alms
NAY: None
Motion carried 4-1
Members absent: Duckett

TREASURER REPORT – Masek moved to approve the treasurer's report for August, 2011 disbursements of \$36,206.55 and deposits of \$53,999.02, Hicken seconded the motion. The Chairperson called for a vote recorded as follows:

AYE: Masek, Spellman, Hicken, Alms
NAY: None
Motion carried: 4-0

Members absent: Duckett

BACKGROUND: Masek moved to adopt Resolution 2011-08. A Resolution for the Village of Malcolm to exceed the budget limit for restricted funds for the 2011-2012 Fiscal Year by an additional 1%. Following the reading of Resolution 2011-08, Spellman seconded the motion. The Chairperson called for a roll call vote recorded as follows:

AYE: Spellman, Masek, Hicken

NAY: Alms

Motion Denied - Needs 75% of the Governing Body

Members Absent: Duckett

Scott Duckett arrived at 7:20 p.m. Duckett was given time to go over the budget and ask any questions.

Chairperson Masek moved to have a revote of Resolution 2011-08. Following the reading of Resolution 2011-08, Spellman seconded the motion. The Chairperson called for a roll call vote recorded as follows:

AYE: Hicken, Spellman, Masek, Duckett

NAY: Alms

Motion Carried: 4-1

Members Absent: None

BACKGROUND: Masek moved to adopt Resolution 2011-09. A Resolution to adopt the 2011-2012 Fiscal Budget. Following the reading of Resolution 2011-09, Spellman seconded the motion. The Chairperson called for a roll call vote recorded as follows:

AYE: Hicken, Duckett, Spellman, Masek

NAY: Alms

Motion carried 4-1

Members Absent: None

BACKGROUND: **The Public Hearing** for the Final Tax Request opened at 7:25 p.m. There were no comments from the Board or visitors. Masek moved to close the Public Hearing for the Final Tax Request at 7:30 p.m.

Masek moved to adopt Resolution 2011-10. A Resolution to adopt the 2011-2012 Final Tax Request. Following the reading of Resolution 2011-10, Spellman seconded the motion. The Chairperson called for a roll call vote recorded as follows:

AYE: Hicken, Duckett, Spellman, Masek

NAY: Alms

Motion carried 4-1

Members Absent: None

Budget documents were given to Nadine to mail by certified mail to the appropriate agencies.

BACKGROUND: Brad Slaughter from Ameritas was present to discuss the outstanding bonds and loans the Village presently has with an interest rate of around 4.4%. The Board is looking into rolling the three loans (Fremont National – water bond of \$90,000.00; Farmers & Merchants Bank loan of around \$114,000.00 and new monies borrowed to repay the sewer account of \$58,000.00) together to lower the interest rate to basically under 1%.

Phil Lorenzen with Kirkpatrick Pettis, which is who the Village has the present water bond thorough will be meeting with Nadine, Dennis, Denise and any Board members that are available on Friday, September 9th at 4:00 p.m. to present a proposal to consolidate the three loans also.

The Village Board of Trustees will be holding a Special Meeting on September 15th at 6:30 p.m. to decide whether to hire Ameritas or Kirkpatrick Pettis to refund and refinance the outstanding bonds and loans the Village holds in order to lower the interest rates.

Board approved that Denise Saathoff draft the Resolution of Necessity and other necessary forms to borrow the funds of \$58,000.00 from Farmers & Merchant Bank in Milford, Nebraska to re-pay the sewer funds back for the additional fencing and building that was built over the clarifier at the Malcolm WWTF.

Masek moved to change the order of the agenda, Spellman seconded the motion. The Chairperson called for a vote recorded as follows:

AYE: Masek, Spellman, Duckett, Hicken, Alms

NAY: None

Motion carried 5-0

Members Absent: None

BACKGROUND: Marvin Jewell & Co. presented a new agreement/contract for the Audit for the fiscal year September 7, 2011 through September 6, 2012, 2013. After further discuss, Masek moved to accept the agreement/contract with Marvin Jewell & Co., P.C. as the Village Accountants for September 7, 2011 through September 6, 2012, 2013 Spellman seconded the motion. The Chairperson called for a roll call vote recorded as follows:

AYE: Duckett, Spellman, Masek, Alms, Hicken

NAY: None

Motion carried 5-0

Members Absent: None

Duckett had a leave the meeting at 8:05 p.m.

MAINTENANCE REPORT

- A bid for an exhaust fan for the maintenance shop was submitted for \$635.00 for the fan from Grainger, \$550.00 for the electrical work done by Gary Kluck and \$346.00 to attached to the outside of the building for a total of \$1,531.00. After further discussion, Board approved.
- The Ex-mark mower that was purchased in 2003 for \$8,000.00 hydraulic's system is not working right. Spellman will look on the State and County website for a new mower and report at the next meeting.

ATTORNEY'S REPORT

A report was submitted and received.

VILLAGE CLERK REPORT

- Maguire Iron – Next cleaning, inspection and disinfection will be in 2012 for around \$40,000.00
- Donation to NE Rural Water – Board approved \$200.00
- Terry and Nadine met with Ryan Terwillger, MPS Superintendent, and Larry Heidtbrink regarding the grease at the WWTF. Four samples will be taken to determine how much grease is coming from the school and from other parts of the Village. This will be tabled until the test results are back.
- 141 West 1st Street – A letter will be sent to homeowner as to status of her home; Nadine will check with Denise Saathoff, Village Attorney regarding safety of home and check with Dale Heidtbrink, Fire Chief regarding hanging caution signs.
- Car Show proceeds – Tabled until next meeting to get figures put together for installing the swings that the Village purchased last year from the Oak Valley School.
- Homeowners did not apply for a building permit before remodeling began within the one mile. Board advised Nadine to send letter to the homeowners.

Also to have MPC look into if extra fees should be charged if homeowners do not apply for a building permit before building or adding on or remodeling

- Steve Parr will be at the November 6th Board meeting to go over the 1-6 year street program for next year.
- FEMA-NEMA new flood plain map study. The new Flood plain area now includes Bluma's property on Malcolm's Spur 55. Denise contacted Mr. Bluma to inform him.

BACKGROUND: Malcolm's Wastewater Treatment Facility

- Communitor – The last time the communitor was overhauled was in 2007 by Ken Toovey, since then Mr. Toovey has passed away. Municipal Service and Supply might have someone that can do the work; Nadine will call to get a quote for the work. Terry will order parts and see if there is a manual and try to fix it also.
- Cay Ewoldt from DEQ inspected the WWTF – a report should be received in about two to three weeks

Denise Saathoff, Village Attorney arrived at 8:35 p.m.

- Board would like Eric Obert to attend the October meeting and have the three 90's in the lift station completed by then also.
- Have Terry get quotes for the installation of the backflow preventer on the main coming into the WWTF, using our manhole leftover from the WWTF upgrade.
- A suspended solids meter is needed for the DEQ reports - cost is around \$1,500 - after further discussion, Board approved
- The Full and Final Acceptance of Completed Work forms have been signed from both J.S. Haren and Sentry for the sensor failure problem.

BACKGROUND: 285 Hudkins Road – Another inspection will be completed at 8:30 a.m. tomorrow morning.

BACKGROUND: Speed limit on East Street – A speed limit study was completed by the County Engineer's office which states per the study the speed limit that is posted is correct.

At this time this will be tabled indefinitely.

BACKGROUND: Parking on NW 105th by the ball field and the possibility of updating the MYSA contract with the Village. After further discussion, the Board would like the Malcolm Planning Commission to look into this and report back to the Board.

BACKGROUND: The road going up to the water tower: Mr. Plooster would like help with getting the road re-graded to drain properly. After further discussion, Board advised Doug Alms to meet with, Mr. Plooster, Willard Beckman and Terry Davison to discuss the different possibilities of re-grading the driveway.

BACKGROUND: The alley that runs North to South between Wright Street and 1st Street is very rough and needs to be re-graded and more rock added on the South side. After further discussion, Board agreed that Terry re-grade and add the rock.

BACKGROUND: 190 N. Lincoln Street – J. L. Spray has paid a portion of the proposed Resolution 2011-07, but is requesting a receipt for the straw bales, steel posts, rock and gravel for the mud which was washed onto North Lincoln Street. Board approved to send receipt.

BACKGROUND: Water & Sewer Rate increases will be tabled until a special meeting can be set up.

BACKGROUND: There is must thistle growing on Malcolm Road near Hudkins Road. Board advised Nadine to call the County Weed Control.

BACKGROUND: Agreement with Larry & Carol Hudkins regarding the disc golf basket located on Hudkins property at the Larry Murray Park. After reviewing the agreement, Spellman made a motion to approve the agreement between Larry & Carol Hudkins and

the Village of Malcolm for the disc golf basket, following the reading, Hicken seconded the motion. The Chairman called for the vote recorded as follows:

AYE: Masek, Spellman, Hicken, Alms

NAY: None

Motion carried 4-0

Members Absent: Duckett

BACKGROUND: Windstream increase in rates effective November 21, 2011

BACKGROUND: Attorney use of time: Several residents of the Village of Malcolm are going right to the Village Attorney with their problems or concerns instead of coming to the Village Board meetings. This is costing the Village additional Village Attorney time. The Board advised Denise Saathoff to refer all calls that she receives regarding Village issues to Nadine Link, Village Clerk.

BACKGROUND: Recommendation 160 from the Malcolm Planning Commission recommends that the Village Board approve Ordinance 2011-06 regarding Municipal Code 9-102-2; Culverts under private driveways on owner's property. After further discussion and review, Masek moved to approve Ordinance 2011-06, an Ordinance to clarify owner's responsibility for culverts under private driveways on owner's property. Following the reading of the Ordinance, Spellman seconded the motion. The Chairman called for a roll call vote recorded as follows:

AYE: Alms, Hicken, Spellman, Masek

NAY: None

Motion carried 4-0

Members Absent: Duckett

BACKGROUND: Recommendation 161 from the Malcolm Planning Commission recommends that the Village Board approve Ordinance 2011-07 regarding Underground Propane Tanks. After further discussion, this Ordinance will be tabled until the next meeting to check on who can inspect the underground tanks.

BACKGROUND: Employee Issues & Cost Saving Ideas: Alms proposed getting a Lawn Service Company to mow the Village property instead of the Village employees. The previous Boards have looked into this and the cost is much more expensive.

There were no employee issues.

Motion made by Masek and seconded by Hicken to adjourn the meeting at 10:00 p.m. The Chairman called for the vote recorded as follows:

AYE: Masek, Spellman, Hicken, Alms

NAY: None

Motion carried 4-0

Members Absent: Duckett

Next meeting will be October 5, 2011.

Nadine Link, Village Clerk

Village of Malcolm

137 East 2nd Street
PO Box 228
Malcolm, Nebraska 68402
(402) 796-2250

September 19th, 2011

PROOF OF PUBLICATION

The Village of Malcolm posted Resolution 2011-10 at the three required areas on September 19th, 2011

1. Malcolm Post Office
2. Malcolm Village Hall
3. Auction Barn


Nadine Link, Village Clerk

RESOLUTION NO. 2011-10

A RESOLUTION TO ADOPT THE 2011-2012 FINAL TAX REQUEST.

BE IT RESOLVED BY THE CHAIRPERSON AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MALCOLM, NEBRASKA:

WHEREAS, Neb. Rev. Stat. §77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the Village of Malcolm passes by a majority vote a Resolution or Ordinance setting the tax request at a different amount; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of the Village of Malcolm that the property tax request for the current year be a different amount than the property tax request for the prior year.


NOW, THEREFORE, the Governing Body of the Village of Malcolm, by a majority vote, resolves that:

1. The 2011-2012 property taxes are set at:

		<u>Levy</u>
General All Purpose Levy	\$ 23,533.00	.1276
Bond Levy	\$ 39,390.00	.2136
Total	\$ 62,923.00	.3412


2. A copy of this Resolution be certified and forwarded to the County Clerk of Lancaster County prior to October 13, 2011.

RESOLVED THIS 7th DAY OF SEPTEMBER, 2011.



Kim Masek, Chairperson, Board of Trustees

ATTESTED:



Nadine Link, Village Clerk