

City of Caney

Regular Council Meeting

Monday, November 20th, 2023 at 6:30 p.m.

Call Meeting to Order: Mayor Joshua Elliott

Roll Call

Zach Ellison	Nathan Rains	Aaron Elliott	Lori Patterson
Valerie Hurd	Kenith Butts	Addie Traxson	Debbie Wood

Pledge of Allegiance: Mayor Joshua Elliott

Invocation: Mayor Joshua Elliott

Public Comments

Any citizen desiring to address the Council shall be recognized, advance to the podium, and state his/her name and address for the record. Comments shall be limited to 3 minutes unless extended by a majority vote of the Council. The Council does not hear matters involving litigation or City Personnel. The Council does not take action on subjects not on the agenda unless unusual or hardship conditions exist.

1. Shaughn Daniels- 417 N State Street- Discussion related to the abatement of his property

Consent Agenda

Presented by Joshua Elliott, Mayor

- A. Approval of the Minutes for the 11/06/2023 Meetings
- B. Appropriations and Payroll Ord No. 11-10-2023 **\$194,770.33**
 - a. Approval of Purchases over \$5,000
 - i. EFTPS (Payroll Taxes) \$ 11,368.84
 - ii. Payroll (11/10/2023) \$ 51,511.32
 - iii. KPERS (Retirement) \$ 6,999.85
 - iv. Brenntag \$ 5,913.07
 - v. Trojan Technologies \$ 21,095.94
 - vi. Evergy \$ 11,788.49
 - vii. AWG \$ 17,209.41
 - viii. Caney Library \$ 7,822.60
 - ix. Waste Connections \$ 20,917.27

Recommended Action: _____ make a motion to approve the Consent Agenda Items A-B as presented. _____ seconded the motion. Motion Carries: _____

Old Business

New Council Business

A. Update NSF Policy

Presented by Amber Dean, City Clerk:

Notes: The current Policy is that when City Hall receives notice from the bank of a returned check after the shut-off day, a door hanger is placed, and water services are disconnected. Council Members Wood and Patterson requested that this policy be changed. Recommended Policy Change: If City Hall receives an NSF notice, we hang a door hanger that allows 48 hours for the account holder to pay to avoid disconnection.

Recommended Action: _____ made a motion to approve NSF Policy change as presented. _____ seconded the motion. Motion Carries: _____

City of Caney

Regular Council Meeting

Monday, November 20th, 2023 at 6:30 p.m.

B. Approve Quote for new Nozzles/Hoses for the Fire Department from Casco Industries, Inc in the amount of \$7,740.00

Presented by Nick Wood, Fire Chief:

Recommended Action: _____ made a motion to approve new Nozzles/Hoses for the Fire Department from Casco Industries, Inc in the amount of \$7,740.00as presented. _____ seconded the motion. Motion Carries: _____

C. Adopt Resolution 2023-25: Landbank Policy regarding the Pathways

Presented by Kelley Zellner, City Administrator

Recommended Action: _____ made a motion to approve Resolution 2023-25 as presented. _____ seconded the motion. Motion Carries: _____

Department Comments:

- Mayor-Joshua Elliott
- City Administrator- Kelley Zellner
- Amber Dean, City Clerk

Council Comments:

Council Member Hurd
Council Member Ellison
Council Member Patterson
Council Member Elliott
Council Member Butts
Council Member Traxson
Council Member Wood
Council Member Rains

Informational Items

Next City Council Workshop: Monday December 4th, 2023 @ 5:30 p.m.

Next City Council Meeting: Monday, December 4th,2023 @ 6:30 p.m.

Adjournment

_____ Moved to adjourn the meeting at _____.
_____ Seconded Motion. Motion Carries: _____.

City of Caney

Regular Council Meeting Minutes

Monday, November 6th, 2023 at 6:30 p.m.

Mayor Joshua Elliott called the meeting to order at 6:30 p.m.

Roll Call

Val Hurd -Present	Lori Patterson-Present
Zachary Ellison -Absent	Debbie Wood-Present
Kenith Butts-Present	Aaron Elliott-Present
Nathan Rains-Absent	Addie Traxson -Absent

Mayor Joshua Elliott led the Pledge of Allegiance.

Mayor Joshua Elliott led the invocation

Public Comments

Zoe Wahl- 128 W 4th: Discussion of a council member utilizing city property, businesses not having licenses, and code complaints.

Chad Bradford-511 E 5th: Discussion on the future of Caney Market

Consent Agenda

Council Member Hurd made a motion to approve the Consent Agenda A-B presented. Council Member Wood seconded the motion. Motion Carries: 5-0

Council Member Wood made a motion to approve the payment for Main Street Auto in the amount of \$941.17. Council Member Patterson seconded the motion. Motion Carries: 4-0 (Council Member Elliott Abstained)

New Council Business

A. Request to enter into a 12-month contract with Quadient (Postal Machine) in the amount of \$395.40

Council Member Hurd made a motion to approve the 12-month contract with Quadient for a postal machine as presented. Council Member Elliott seconded the motion. Motion Carries: 5-0

B. Request to approve Trojan Technologies Quotes for the Tank Replacement for the water plant in the amount of \$21,095.94 utilizing County ARPA Funds

Council Member Patterson made a motion to approve the Trojan Technologies Quote for the tank replacement for the water plant in the amount of \$21,095.94 utilizing County ARPA Funds as presented. Council Member Wood seconded the motion. Motion Carries: 5-0

C. Request to approve Alliance Pumps Quotes for Grinders for the Sewer plant in the amount of \$70,270.00 utilizing County ARPA Funds

Council Member Patterson made a motion to approve Alliance Pumps Quotes for Grinders for the Sewer plant in the amount of \$70,270.00 utilizing County ARPA Funds as presented. Council member Wood seconded the motion. Motion Carries: 5-0

D. Request to approval to submit the Drinking Water System Infrastructure Resilience and Sustainability EPA Grant

Council Member Hurd made a motion to approve the submittal of the Drinking Water System Infrastructure Resilience and Sustainability EPA Grant as presented. Council Member Patterson seconded the motion. Motion Carries: 5-0

City of Caney

Regular Council Meeting Minutes

Monday, November 6th, 2023 at 6:30 p.m.

E. Approval to end the contract for Champs Chicken at Caney Market

Council Member Hurd made a motion to end the contract between Champs Chicken and Caney Market as presented. Council Member Elliott seconded the motion. Motion Carries: 5-0

F. Executive Session

Council Member Patterson moved to Recess into executive session to discuss confidential information relating to financial matters under K.S.A 75-4319 b (4) for 5 minutes to include the City Council, City Administrator, Mayor, and City Clerk. Entering in at 6:50 p.m. And returning to regular session at 6:55 p.m., Council Member Wood Seconded the motion. Motion Carries: 5-0

Council Member Patterson made a motion to enter back into regular session, Council Member Elliott seconded. Motion Carries: 5-0

Council Member Elliott made a motion to approve the payment of \$7,000.00 plus interest to The Hoards. Council Member Wood seconded the motion. Motion Carries: 5-0

Department Comments:

- Mayor, Joshue Elliott: Update on Water, Caney Market and Valve repair
- City Administrator- Kelley Zellner- Update Grants

Cody Mcarthy, EPA- Remediation to start in January 2024

Council Comments:

Council Member Hurd: Brought of concerns of code enforcement complaints

Adjournment

Council Member Wood Moved to adjourn the meeting at 7:08p.m.

Council member Elliott Seconded the Motion. Motion Carries: 5-0

Joshua Elliott., Mayor

ATTEST:

Amber Dean, City Clerk



HEADQUARTERS: SHREVEPORT, LA 71148-8007

SERVING KANSAS

SOLD TO: Account # - Caney Volunteer Fire Department 127 N. Spring Caney, KS 67333 ATTN: Chief Nick Wood PHONE: 620-252-8271 EMAIL: nwood8@cox.net		SHIP TO: Caney Volunteer Fire Department 127 N. Spring Caney, KS 67333 ATTN: Chief Nick Wood PHONE: 620-252-8271 EMAIL: nwood8@cox.net	
---	--	---	--

CREDIT CARD:		DIST	CUST PO NUMBER		SALES REP	SALES REP REF #
NAME/EXP DATE					167	CS167
NUMBER/CODE/ZIP			TERMS	FREIGHT	DATE	FORM TYPE
TRANSACTION ID#			30	ADD	11/9/2023	QUOTE

ITEM	LOC	DESCRIPTION		QTY	SHIPPED	PRICE	AMOUNT
1		KUR-HP175R050-NH150, Kuriyama ARMTEX HP 1.75" x 50' NH Alum CPLD, Red	\$ -	8		\$ 285.00	\$ 2,280.00
			\$ -			\$ -	\$ -
2		KUR-HP175B050-NH150, Kuriyama ARMTEX HP 1.75" x 50' NH Alum CPLD, Blue	\$ -	8		\$ 285.00	\$ 2,280.00
			\$ -			\$ -	\$ -
3		KUR-HP250O050-NH250, Kuriyama ARMTEX HP 2.5" x 50' NH Alum CPLD	\$ -	4		\$ 355.00	\$ 1,420.00
			\$ -			\$ -	\$ -
4		ELK-0033XD0F-0101000200, Elkhart XD 1.5 FNH x 1.5 MNH Shutoff, without Pistol Grip, Red Bale Insert	\$ -	1		\$ 395.00	\$ 395.00
			\$ -			\$ -	\$ -
5		ELK-0033XD0F-0101000400, Elkhart XD 1.5 FNH x 1.5 MNH Shutoff, without Pistol Grip, Blue Bale Insert	\$ -	1		\$ 395.00	\$ 395.00
			\$ -			\$ -	\$ -
6		ELK-000187XD-0103, Elkhart 187-XD Smoth Bore, 1.5" FNH x 7/8" Short Barrel Red Bumper	\$ -	1		\$ 115.00	\$ 115.00
			\$ -			\$ -	\$ -
7		ELK-000187XD-0108, Elkhart 187-XD Smoth Bore, 1.5" FNH x 7/8" Short Barrel Blue Bumper	\$ -	1		\$ 115.00	\$ 115.00
			\$ -			\$ -	\$ -
8		ELK-0069XD0F-0101050500, Elkhart XD Shutoff 2.5 FNH x 1.5 MNH w/Pistol Grip (orange inset) w/Orange Bail	\$ -	1		\$ 502.00	\$ 502.00
			\$ -			\$ -	\$ -
9		ELK-000188XD-0502, Elkhart 187-XD Smoth Bore, 1.5" FNH x 1-1/8" Long Barrel Orange Bumper	\$ -	1		\$ 138.00	\$ 138.00
			\$ -			\$ -	\$ -
			\$ -			\$ -	\$ -
		Freight/Shipping	\$ -			\$ 100.00	\$ 100.00
		Due to the volatility in the current freight market for less than truck load (LTL) freight and small packages (UPS), all estimates provided for freight will only be good for 24 hours. Any freight estimate provided, is an ESTIMATE and not a quote.	\$ -			\$ -	\$ -
			\$ -			\$ -	\$ -
			\$ -			\$ -	\$ -

ADDITIONAL COMMENTS BELOW			DIST TOTAL: \$	-	Subtotal	\$ 7,740.00
				ADD	Tax	\$ -
					Freight	\$ -
					TOTAL	\$ 7,740.00

"PROVIDING PROTECTION FOR THOSE WHO PROTECT US"

RESOLUTION NO. 2023-15

PLEDGING COMMITMENT TO A LAND BANK POLICY FOR THE CITY OF CANEY, KANSAS REGARDING THE USE OF *PATHWAYS TO A HEALTHY KANSAS*, A BLUE CROSS AND BLUE SHIELD OF KANSAS GRANT DOLLARS.

WHEREAS, the City of Caney is responding to a funding opportunity through *Pathways to a Healthy Kansas (Pathways)*, a Blue Cross and Blue Shield of Kansas (BCBSKS) initiative in partnership with the Montgomery County Wellness Coalition; and

WHEREAS, the City of Caney hereby affirms our commitment to taking on new opportunities that provide greater access to healthy living options for our community members benefiting from our work. We are aware our involvement helps to establish strong community norms for healthier living and are willing to learn more about making healthy environment and health policy changes to help community members live longer and better-quality lives; and

WHEREAS, the City of Caney acknowledges that we play an integral role in creating a walkable and bikeable community that has easy access to healthy food options that are affordable with public spaces that are free of commercial tobacco. Our position provides us with a significant opportunity to assist members of our community in leading healthier lives. We are committed to taking steps toward providing the healthiest possible environment in our community; and

WHEREAS, the City of Caney has identified property located at: 117 W 4th Ave, Caney KS 67333. Boundary Description, S12, T35, R13, E 50' LTS 11 & 12 Lot width 50.0 Lot depth 100.0 will further our goal of providing a healthy community by cultivating a desired gathering space for cultural and community events, relaxation, and social connections in a tobacco free environment, including vaping; and

WHEREAS, the City of Caney has implemented a tobacco free parks policy with Resolution #1379 that covers this space and all city parks, and therefore will not allow use of tobacco products, including vape and e-cigarettes, and smokeless tobacco/chew within the park grounds and facilities, and will have signs posted to promote the space as commercial tobacco-free; and

WHEREAS, the City of Caney has assessed how individual parcels of land contribute to or impact inequities in the community and has found no racially restrictive covenants associated with this Land Bank property. The public space is an inclusive space, open to all residents and visitors of all ages and identified as a "rest stop" by older residents who walk to the local grocery store; and

WHEREAS, the project will be funded, in part, by a *Pathways* grant, which requires an emphasis and targeted benefit for "populations of focus" outlined by the BCBSKS; and

WHEREAS, the populations of focus for the project include Caney community members who are low-income, experience housing instability, and/or lack access to transportation; and

WHEREAS, Caney residents were surveyed through the Caney Valley Agape Food Network, which were considered low-income, and another group was surveyed at a Town Hall meeting; these residents identified several features that they would like to see, those being benches/tables, shade, bathroom, trees and flowers; and

WHEREAS, the City of Caney has explored the inclusion of an Indigenous Land Acknowledgement Statement on projects using Pathways dollars and has determined that the Caney Historical Museum will work with Montgomery County Wellness Coalition and the Caney Betterment Group to develop language for a remembrance plaque and statements to be read during events. This language will include historical context of the land, current Indigenous connection to the area and future efforts to rebuild Tribal Sovereignty in the region; and

WHEREAS, the Land Bank project will create a space of generational social connectedness and community gathering for public events such as music concerts, family and team gathering. To accomplish this, the park will have a 20 ft. X 25 ft. X 20 inch raised concrete platform with a covered roof, there will be a rough cedar privacy fence along the south side of the platform and west side of the concrete slab for safety, the concrete slab (with the exception of the platform) will be covered with artificial turf for multitasking of the area; and

WHEREAS, the Land Bank project will beautify and desired green space in an area that is a blighted lot where a downtown building once stood; this property is ideally located on the main street of downtown Caney, directly across from City Hall and where many new businesses have recently opened. It is also the centrally located for the Fourth and Live Concert series which occurs every fourth Saturday during the summer in downtown Caney; and

WHEREAS, the City of Caney has reviewed the property history for any racially restrictive covenants; the City Administrator and the Register of Deeds searched all property recordings at the above identified property and did not find any such racially restrictive covenants or language. If any such covenants are found to exist in the future, the City of Caney will work to legally have such language removed; and

WHEREAS, the City of Caney maintains commitment to *Pathways* priorities to the use of the land for at least 10 years; and

WHEREAS, the City of Caney agrees that the *Pathways* dollars tied to land investments are only for spaces that are commercial tobacco free, including vaping; and

WHEREAS, the estimated cost of said project is at least \$30,000 and up to \$50,000, if additional funds become available as directed by Montgomery County Wellness Coalition.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CANEY, KANSAS, THAT:

Section 1. The governing body of the Caney, Kansas hereby establishes a Land Bank Policy in relation to *Pathways* funds and commits to:

- 1) Apply for *Pathways* implementation funds, \$30,000 and up to \$50,000, if additional funds become available as directed by Montgomery County Wellness Coalition, to fund the project listed above.
- 2) Use *Pathways* dollars on the approved Land Bank project as outlined above.
- 3) Any remaining money needed for the park will come from the City of Caney Special Parks fund or the Tourism Fund.
- 4) Activate the approved project within two (2) years or less of receipt of *Pathways* funds; and
- 5) Maintain the project paid for with *Pathways* funds for 10 years after construction.

Adopted by the City of Caney on the 20th day of November 2023.

Section 2. This resolution shall be in full force and effect from and after its passage.

ADOPTED this 20th day of November 2023.

(SEAL)

Joshua Elliott, Mayor

ATTEST:

Amber Dean, Clerk

Approved as to form: _____
Kelley Zellner, City Administrator

Approved for Commission action: _____
Kelley Zellner, City Administrator