

City of Caney

Regular Council Meeting

August 21st, 2023 at 6:30 p.m.

Call Meeting to Order: Mayor Joshua Elliott

Roll Call

Valerie Hurd

Lori Patterson

Kenith Butts

Nathan Rains

Zachary Ellison

Debbie Wood

Aaron Elliott

Addie Traxson

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, state his/her name and address for the record. Comments shall be limited to 3 minutes unless extended by a vote of the majority 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.

Consent Agenda

Presented by Joshua Elliott, Mayor

A. Approval of the Minutes for the 8/7/23 & 8/14/23 Meetings

B. Appropriations and Payroll Ord No. 08-18-2023 **\$319,389.78**

a. Approval of Purchases over \$5,000

i. EFTPS (Payroll Taxes)	\$	11,238.11
ii. Payroll (08/18/2023)	\$	51,299.58
iii. KPERS (Retirement)	\$	6,411.74
iv. Brenntag (Chemicals)	\$	5,502.01
v. Blue Cross	\$	20,326.30
vi. AWG	\$	32,835.73
vii. Waste Connections	\$	19,248.27
viii. PALL (SKID)	\$	121,073.79
ix. IRS	\$	7,748.47
x. Kansas Retailers Tax	\$	7,692.11

C. Main Street Auto Payment in the Amount of \$4,234.10

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

Recommended Action: _____ make a motion to approve the Consent Agenda Items C-Main Street Auto Payment in the amount of \$4,234.10. _____ seconded the motion. Motion Carries: _____ (Council Member Elliott abstained)

New Council Business

A. 2024 Budget Hearing

Presented by Mayor Joshua Elliott.

Recommended Action: _____ made a motion to open the 2024 Budget Hearing. _____ seconded the motion. Motion Carries: _____

_____ made a motion to close the 2024 Budget Hearing. _____ seconded the motion. Motion Carries: _____

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B. Adopt the 2024 budget as presented.

Presented by Kelley Zellner, City Administrator

Recommended Action: _____ made a motion to adopt the 2024 Budget as presented. _____ seconded the motion. Motion Carries: _____

C. EPA Remediation

Presented by Cody, McLarty, EPA Supervisor, and Joe Dom (Kansas Department of Health and Environment)

Admin Notes: Cody will be here to provide an updated on the remediation project, answer any questions from the City Council and be available to answer questions from caney residents.

Recommended Action: No Action

D. Caney Historical Society

Presented by Dale McBride

Admin Notes: Dale McBride would like to speak to City Council on behalf of the Caney Historical Society.

Recommended Action: No Action

E. Set CDBG Public Hearing for the Housing Grant for Tuesday, September 5th, 2023 at 6:30 p.m.

Presented by Amber Dean, City Clerk

Admin Notes: The City of Caney is applying for a CDBG Housing Grant in the Amount of \$300,000. We must set a Public Hearing as a part of the CDBG process.

Recommended Action: _____ made a motion to set the CDBG Public Hearing for the Housing Grant for Tuesday, September 5th, 2023 at 6:30p.m.

F. Adopt Resolution 2023-15- Pledging Commitment to the Land Bank Policy for Pathways

Presented by Kelley Zellner, City Administrator

Admin Notes: The City of Caney identified a property 117 W 4th Ave as a place for providing a gathering space for cultural and community events. This Resolution established a policy in relation to Pathways and commits to Applying for pathways funds, following certain guidelines, using Special Parks Fund or Tourism Fund for any additional cost, completing the project within two years and maintaining the space for 10 years.

Recommended Action: _____ made a motion to adopt Res. 2023-15 as presented. _____ seconded the motion. Motion Carries: _____

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G. Request to purchase 2 additional flock cameras and enter into a 5-year contract

Presented by Ike Dye, Police Chief

Admin Notes: Caney Police Department purchased the 1st Flock camera at the beginning of 2023. This one camera has already proven the benefits for the Police Department. Chief Dye is requesting to purchase an additional two cameras and enter into a 5-year contract.

Entering into a 5-year contract saves the city funds.

Recommended Action: _____ made a motion to approve the purchase of 2 additional flock cameras and enter into a 5-year contract, with the initial cost in 2023 being \$8,800 and then \$7,500 annually. . _____ seconded the motion. Motion Carries:

_____.

H. Report: Cameras for the Swimming Pool and Park in the amount of \$800.00 A 3-year contract with Cox Communications for wireless at the pool and park costs \$405 per month (\$4,860.00 annually).

Presented by Kelley Zellner, City Administrator

Admin Notes: We received a quote from Tel-Star Communications for security cameras at the park and pool in the amount of \$17,206.30. After discussing options with Chief Dye, we looked into the cost of getting wireless at both locations and purchasing Solar Powered WIFI cameras. This option is a cheaper option with good quality cameras. The Annual Cost for the Pool would be \$2,400.00 and The Park \$2,483.88 (\$4,883.88 annually). For the initial set up the cost of the Cameras are \$800, Installation is \$150

Request: to look into the use of trail cams and/or cloud, closed-circuit camera system.

Department Comments:

- Mayor-Joshua Elliott
- City Administrator- Kelley Zellner
- Police Department- Ike Dye
- City Clerk- Amber Dean

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 Meeting: Tuesday, September 6th, 2023 @ 6:30 p.m.

Adjournment

_____ Moved to adjourn the meeting at _____.

_____ Seconded Motion. Motion Carries: _____.

City of Caney

Council Meeting Minutes

Monday, August 7th, 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 -Present	Debbie Wood-Present
Kenith Butts-Present	Aaron Elliott-Absent
Nathan Rains-Present	Addie Traxson -Present

Mayor Joshua Elliott led the Pledge of Allegiance

Mayor Joshua Elliott led the invocation

Public Comments

Geoff Collins, Coffeyville KS- Introduced the New MCAC Director Melissa Johnson

Melissa Johnson, Independence, KS- Introduced herself and what she brings to the table for Montgomery County.

Rick Pell, Caney, KS- spoke about the water plant, street fund, police department position, status of EMS. Requested to be on the August 21st agenda.

Christian Franklin, Caney, KS- Appreciated Facebook, but would like comments back on. Also provided suggestions on how to operate the facebook.

Consent Agenda

Presented by Joshua Elliott, Mayor

Council Member Patterson made a motion to approve the Consent Agenda A-c presented. Council Member Wood seconded the motion. Motion Carries: 7-0

Council Member Wood made a motion to approve the payment for Main Street Auto in the amount of \$2,717.69 Council Member Hurd seconded the motion. Motion Carries: 6-0 (Council Member Elliott Abstained)

New Council Business

A. 2022 Audit Presentation

Neil Phillips presented the 2022 Audit and went over the entire audit. Overall the 2022 Audit was very good.

Council Member Patterson made a motion to approve the Management Representation Letter as presented. Council Member Elliott seconded the motion. Motion Carries: 7-0.

B. Discussion on Lot at 3rd and Ridgeway

Carl Hempel would like the City to Donate the property to him. He would build a home. Council Tabled until August 21st, 2023 for variance application.

City of Caney
Council Meeting Minutes
Monday, August 7th, 2023 at 6:30 p.m.



C. Award Maple Ave Project Bid to Horseshoe Construction

Council Member Hurd Made a motion to award Horseshoe Construction the contract for Maple Ave Project. Council Member Elliott seconded the motion. Council Member Patterson raised concern over the difference between bids. She felt that there need to be explanation. Motion failed 3-4

Council Member Patterson made a motion to have Engineer present bid to council for more details. Council Member Elliott seconded. Motion Carries 5-2

D. Adopt Ordinance 2023-06: Standard Traffic Ordinance

Council Member Patterson made a motion to approve Ord. 2023-06 as presented. Council Member Traxson seconded the motion. Motion Carries: 6-1

Roll Call:

Council Member Hurd: Aye	Council Member Elliott: Aye	Council Member Patterson: Aye
Council Member Rains: Aye	Council Member Traxson: Aye	Council Member Wood: Aye
Council Member Butts: Nay		

E. Adopt Ordinance 2023-07: Uniform Public Offense Code

Council Member Hurd made a motion to approve Ord. 2023-07 as presented. Council Member Elliott seconded the motion. Motion Carries: 6-1

Roll Call:

Council Member Hurd: Aye	Council Member Elliott: Aye	Council Member Patterson: Aye
Council Member Rains: Aye	Council Member Traxson: Aye	Council Member Wood: Aye
Council Member Butts: Nay		

F. Executive Session

To discuss confidential information relating to financial affairs pursuant to K.S.A 75-4319 b (4)

Council Member Elliott moved to Recess into executive session to discuss data relating to financial affairs pursuant to K.S.A 75-4319 b (4) for a period of 10 minutes to include City Council, Mayor, City Administrator and Police Chief. Entering in at 7:42 p.m. and returning to regular session at 7:52 p.m. Council Member Traxson seconded the motion. Motion carries: 7-0

Council Member Elliott made a motion to return to regular session at 7:52 p.m. Council Member Wood Seconded the motion. Motion Carries: 7-0

Department Reports

1. Mayor-Joshua Elliott-Updated on dam status, storm clean up went well. Tree Dump is open until Friday at 7pm
2. City Administrator- Kelley Zellner-Preparing wholesale price, PER wil show that as well.
3. Police Department- Ike Dye- Introduced Jason Goza as Assistant Chief. Grant Updated, Flock Camera Update
4. City Clerk- Amber Dean-N/A

City of Caney
Council Meeting Minutes
Monday, August 7th, 2023 at 6:30 p.m.



Council/Mayor Comments:

Council Member Hurd- Local PD/EMS are running so smoothly

Council Member Ellison- N/A

Council Member Patterson- Thanked City Hall Staff for the Audit and Kelley Zellner.

Council Member Elliott- Absent

Council Member Butts- Concerns about Taylor and Wood Intersection

Council Member Traxson- N/A

Council Member Wood- N/AS

Council Member Rains- N/A

Informational Items

Next City Council Meeting: Monday, August 7th, 2023 @ 6:30 p.m.

Adjournment

Council Member Patterson Moved to adjourn the meeting at 8:07 p.m. Council Member Wood Seconded the motion., Motion Carries 7-0

Joshua Elliott., Mayor

ATTEST:

Amber Dean, City Clerk

City of Caney
Special Council Meeting Minutes
Monday, August 14th, 2023 at 5:30 p.m.



Council President Lori Patterson called the meeting to order at 5:35 p.m.

Roll Call

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

Council President Lori Patterson led the Pledge of Allegiance

Council President Lori Patterson led the invocation

A. Award Maple Ave Project Bid to Horseshoe Construction

John Briggs, PE with Allgeier, Martin and Associates, Inc provided details about the bidding process, Horseshoe Construction’s bid and their specs. John Briggs answered several questions from City Council Members and staff.

Kelley Zellner, City Administrator presented financials that needed to be considered prior to awarding the bid.

Danny Coltrane with Midwest Engineering was present to go over the entire water project for the City of Caney. He discussed all the options to be considered along with the Maple Ave Project.

Council Member Hurd Made a motion to award Horseshoe Construction the contract for Maple Ave Project. Council Member Wood seconded the motion. Motion carried 5-0

Informational Items

Next City Council Meeting: Monday, August 21st, 2023 @ 6:30 p.m.

Adjournment

Council Member Traxson Moved to adjourn the meeting at 7:01 p.m. Council Member Wood Seconded the motion., Motion Carries 5-0

Joshua Elliott., Mayor

ATTEST:

Amber Dean, City Clerk

CERTIFICATE

To the Clerk of Montgomery, State of Kansas

We, the undersigned, officers of

City of Caney

- certify that: (1) the hearing mentioned in the attached publication was held;
 (2) after the Budget Hearing this budget was duly approved and adopted as the maximum expenditures for the various funds for the year 2024; and
 (3) the Amount(s) of 2023 Ad Valorem Tax are within statutory limitations.

			2024 Adopted Budget		
		Page No.	Budget Authority for Expenditures	Amount of 2023 Ad Valorem Tax	Final Tax Rate (County Clerk's Use Only)
Table of Contents:					
Allocation of MVT, RVT, and 16/20M Vehicle T		2			
Schedule of Transfers		3			
Statement of Indebtedness		4			
Statement of Lease-Purchases		5			
Computation to Determine State Library Grant		7			
Fund	K.S.A.				
General	12-101a	7	1,482,161	255,825	
Debt Service	10-113	8	513,688		
Library	12-1220	8	75,000	67,984	
Employee Benefits		9	385,937	192,960	
Police, Fire, & Ambulance		9	53,000	35,000	
Industrial Fund		10	3,220	3,700	
Special Highway		11	65,000		
Vehicle ID		11	6,500		
Special Parks		12	5,000		
Street Sales Tax		12	90,000		
Water Utility		13	736,100		
Sewer Utility		13	584,174		
Solid Waste		14	268,000		
Grocery Store		14	1,455,038		
Tourism		15	12,500		
Water Filter Replacement		16	16,349		
Non-Budgeted Funds-A		17			
Non-Budgeted Funds-B		18			
Totals		xxxxxx	5,751,667	555,469	
Budget Hearing Notice		19			County Clerk's Use Only
Combined Rate and Budget Hearing Notice		19			
RNR Hearing Notice					
Neighborhood Revitalization		20			Nov 1, 2023 Total Assessed Valuation

Revenue Neutral Rate 49.073

Assisted by: _____

Address: _____

Email: _____

Attest: _____ 2023

County Clerk

Governing Body

CPA Summary

City of Caney

Allocation of MV, RV, 16/20M, Commercial Vehicle, and Watercraft Tax Estimates

Budgeted Funds for 2023	Ad Valorem Levy Tax Year 2022	Allocation for Year 2024				
		MVT	RVT	16/20M Veh	Comm Veh	Watercraft
General	274,236	29,803	311	144	321	118
Debt Service						
Library	63,138	6,862	71	33	74	28
Employee Benefits	185,220	20,130	209	97	216	81
Police, Fire, & Ambulan	29,184	3,172	33	15	34	13
Industrial Fund	3,700	402	4	2	4	2
TOTAL	555,478	60,369	628	291	649	242

County Treas Motor Vehicle Estimate 60,369
 County Treas Recreational Vehicle Estimate 628
 County Treas 16/20M Vehicle Estimate 291
 County Treas Commercial Vehicle Tax Estimate 649
 County Treas Watercraft Tax Estimate 242

Motor Vehicle Factor 0.10868
 Recreational Vehicle Factor 0.00113
 16/20M Vehicle Factor 0.00052
 Commercial Vehicle Factor 0.00117
 Watercraft Factor 0.00044

City of Caney

2024

Schedule of Transfers

Expenditure Fund Transferred From:	Receipt Fund Transferred To:	Actual Amount for 2022	Current Amount for 2023	Proposed Amount for 2024	Transfers Authorized by Statute
Sewer Utility	GO Bond/Interest	307,908	170,000	220,000	KSA 12-825d
Water Utility	GO Bond/Interest		50,000		KSA 12-825d
Water Utility	Grocery Store	50,000			KSA 12-825d
Water Utility	Employee Benefits		100,000	165,000	KSA 12-825d
Totals		357,908	320,000	385,000	
Adjustments*					
Adjusted Totals		357,908	320,000	385,000	

*Note: Adjustments are required only if the transfer is being made in 2023 and/or 2024 from a non-budgeted fund.

City of Caney

2024

STATEMENT OF INDEBTEDNESS

Type of Debt	Date of Issue	Date of Retirement	Interest Rate %	Amount Issued	Beginning Amount Outstanding Jan 1, 2023	Date Due		Amount Due 2023		Amount Due 2024	
						Interest	Principal	Interest	Principal	Interest	Principal
General Obligation:											
Series 2020-A Sewer	6/24/2020	6/24/2060	1.38	540,000	519,420	6/24	6/24	7,142	10,503	7,017	10,628
Series 2020-B Sewer	6/24/2020	6/24/2060	1.38	2,741,000	2,636,542	6/24	6/24	36,252	53,309	35,617	56,944
Series 2020-C Sewer	6/24/2020	6/24/2060	1.38	693,000	666,589	6/24	6/24	9,166	13,478	9,005	13,639
Series 2020-D Water Sales	9/1/2020	12/1/2040	2.00	2,710,000	2,170,000	6/1	6/1	40,513	290,000	34,713	290,000
Series 2022 A Sewer	8/10/2022	8/10/2062	1.38	668,000	668,000	8/10	8/10	9,185	12,639	9,036	12,791
Series 2022 B Sewer	8/10/2022	8/10/2062	1.50	577,000	577,000	8/10	8/10	8,655	10,635	8,519	10,772
Series 2021-1	2/19/2020	3/1/2024	4.00	1,252,000	740,000	3/1, 8/15	3/1	4,510		5,000	740,000
Total G.O. Bonds					7,977,551			115,423	390,564	108,907	1,134,774
Revenue Bonds:											
Total Revenue Bonds					0			0	0	0	0
Other:											
Total Other					0			0	0	0	0
Total Indebtedness					7,977,551			115,423	390,564	108,907	1,134,774

STATEMENT OF CONDITIONAL LEASE-PURCHASE AND CERTIFICATE OF PARTICIPATION*

Item Purchased	Contract Date	Term of Contract (Months)	Interest Rate %	Total Amount Financed (Beginning Principal)	Principal Balance On Jan 1, 2023	Payments Due 2023	Payments Due 2024
Maintenance Equipment	6/16/2016	84	1.95	85,990	3,275	3,291	0
Sewer Pump Truck	5/25/2017	88	3.50	40,000	5,622	5,819	4,754
Cannon Copier	6/12/2019	60	5.72	8,930	2,952	2,058	1,030
Ambulance Equipmnet	8/4/2020	60	3.25	176,546	114,142	32,975	32,975
Totals					125,991	44,143	38,759

***If leasing/renting with no intent to purchase, do not list--such transactions are not lease-purchases.

City of Caney

2024

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget General	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	587,279	520,426	542,030
Receipts:			
Ad Valorem Tax	236,587	274,236	xxxxxxxxxxxxxxxx
Delinquent Tax	17,139		14,000
Motor Vehicle Tax	35,068	31,807	29,803
Recreational Vehicle Tax	362	320	311
16/20M Vehicle Tax	199	166	144
Commercial Vehicle Tax	373	273	321
Watercraft Tax	100	100	118
Gross Earning (Intangible) Tax			0
LAVTR			0
City and County Revenue Sharing			0
Mineral Production Tax			
Local Alcoholic Liquor	298	1,500	1,500
Compensating Use Tax	233,465	200,000	200,000
Local Sales Tax	283,273	282,000	282,000
Franchise Tax	257,559	246,482	246,482
Licenses	4,754	3,000	3,000
Pool Sales tax		93,888	93,888
Dog Tags		200	200
Accident reports & finger prints	451	650	650
Cemetery Lots & settings	12,067	15,000	15,000
Ambulance Fees	91,689	65,000	65,000
County Ambulance Assist	56,330	56,500	56,500
Fines	149,739	148,000	148,000
Insurance Dividends	13,252	12,000	12,000
Federal Grants	2,481		
Interest on Idle Funds	12,640	18,000	18,000
Reimbursements	5,196		
Transfer			
Neighborhood Revitalization		-257	-9,042
swim pool	20,131	25,000	25,000
State Grants	25,906		
Bond Proceeds	736,108		
Sale of Assets	200		
Misc	50,643	23,000	23,000
Pool Tax			
In Lieu of Taxes (IRB)			
Interest on Idle Funds			
Neighborhood Revitalization Rebate			-207
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	2,246,010	1,496,865	1,225,668
Resources Available:	2,833,289	2,017,291	1,767,698

City of Caney

FUND PAGE - GENERAL

Adopted Budget General	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Resources Available:	2,833,289	2,017,291	1,767,698
Expenditures:			
General Government	281,921	335,700	339,100
Street	108,181	120,000	120,000
Park/Cemetery	45,846	56,071	59,571
Pool	61,473	63,000	63,000
Police Department	580,837	464,148	459,148
Fire	61,106	70,000	75,000
Court	0	40,965	40,965
Ambulance/Dispatch	307,622	325,377	325,377
Sub-Total detail page	1,446,986	1,475,261	1,482,161
Dept service			
Principal	837,223		
Intrest	28,654		
Transfer to Grocery Store			
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	2,312,863	1,475,261	1,482,161
Unencumbered Cash Balance Dec 31	520,426	542,030	xxxxxxxxxxxxxxxxxxxx
2022/2023/2024 Budget Authority Amount:	2,312,863	1,789,737	1,482,161
		Non-Appropriated Balance	
		Total Expenditure/Non-Appr Balance	1,482,161
		Tax Required	255,825
Delinquent Comp Rate:	0.0%		0
	Amount of 2023 Ad Valorem Tax		255,825

CPA Summary

City of Caney

2024

Adopted Budget General Fund - Detail Expenditures	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Expenditures:			
General Government			
Salaries	61,719	107,200	110,600
Contractual	211,651	211,500	211,500
Commodities	7,766	15,000	15,000
Capital Outlay	785	2,000	2,000
Total	281,921	335,700	339,100
Street			
Salaries	8,279	19,000	81,000
Contractual	38,853	39,000	39,000
Commodities	61,049	62,000	
Capital Outlay			
Total	108,181	120,000	120,000
Park/Cemetery			
Salaries	7,149	17,071	20,571
Contractual	36,026	39,000	39,000
Commodities	2,671		
Capital Outlay			
Total	45,846	56,071	59,571
Pool			
Salaries	41,132	42,000	42,000
Contractual	4,741	5,000	5,000
Commodities	15,600	16,000	16,000
Capital Outlay			
Total	61,473	63,000	63,000
Police Department			
Salaries	372,057	363,285	363,285
Contractual	74,035	63,550	63,550
Commodities	65,554	22,313	22,313
Capital Outlay	69,191	15,000	10,000
Total	580,837	464,148	459,148
Fire			
Salaries	13,081	20,000	25,000
Contractual	28,770	30,000	30,000
Commodities	19,255	20,000	20,000
Capital Outlay			
Total	61,106	70,000	75,000
Court			
Salaries		31,915	31,915
Contractual		8,000	8,000
Commodities		1,050	1,050
Capital Outlay			
Total	0	40,965	40,965
Ambulance/Dispatch			
Salaries	237,239	253,939	253,939
Contractual	56,761	55,000	55,000
Commodities	13,622	16,438	16,438
Capital Outlay			
Total	307,622	325,377	325,377
Page Total	1,446,986	1,475,261	1,482,161

(Note: Should agree with general sub-totals.)

City of Caney

2024

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget	Prior Year	Current Year	Proposed Budget
Debt Service	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	243,293	431,219	315,213
Receipts:			
Ad Valorem Tax		0	xxxxxxxxxxxxxxxx
Delinquent Tax			
Motor Vehicle Tax			
Recreational Vehicle Tax			
16/20M Vehicle Tax			
Commercial Vehicle Tax			
Watercraft Tax			
Water Sales Tax	189,385	180,000	180,000
Transfer from Water Utility Fund		50,000	
Transfer from Sewer Utility Fund	307,908	170,000	220,000
Interest on Idle Funds			
Neighborhood Revitalization Rebate			0
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	497,293	400,000	400,000
Resources Available:	740,586	831,219	715,213
Expenditures:			
Principal/Interest 2020-A Sewer Bond	17,645	17,645	17,645
Principal/Interest 2020-B Sewer Bond	89,561	89,563	92,561
Principal/Interest 2020-C Sewer Bond	22,644	22,642	22,644
Principal/Interest 2020-D Water Sales Bon	177,482	330,520	324,713
Temp note interest		4,511	5,000
Principal/Interest 2022-A&B Sewer Bond		41,125	41,125
Cash Basis Reserve (2024 column)		10,000	10,000
Miscellaneous	2,035		
Does miscellaneous exceed 10% of Total E			
Total Expenditures	309,367	516,006	513,688
Unencumbered Cash Balance Dec 31	431,219	315,213	xxxxxxxxxxxxxxxx
2022/2023/2024 Budget Authority Amount	309,368	884,932	513,688
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			513,688
Tax Required			0
Delinquent Comp Rate: 0.0%			0
Amount of 2023 Ad Valorem Tax			0

Adopted Budget	Prior Year	Current Year	Proposed Budget
Library	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	0	0	77
Receipts:			
Ad Valorem Tax	51,385	63,138	xxxxxxxxxxxxxxxx
Delinquent Tax	3,291	6,906	
Motor Vehicle Tax	6,587	69	6,862
Recreational Vehicle Tax	68	36	71
16/20M Vehicle Tax	39	59	33
Commercial Vehicle Tax	69	22	74
Watercraft Tax	18	22	28
Rental Excise	1		
Interest on Idle Funds			
Neighborhood Revitalization Rebate			-52
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	61,458	70,252	7,016
Resources Available:	61,458	70,252	7,093
Expenditures:			
Library Board	61,458	70,175	75,000
Miscellaneous			
Does miscellaneous exceed 10% of Total E			
Total Expenditures	61,458	70,175	75,000
Unencumbered Cash Balance Dec 31	0	77	xxxxxxxxxxxxxxxx
2022/2023/2024 Budget Authority Amount	63,000	70,175	75,000
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			75,000
Tax Required			67,984
Delinquent Comp Rate: 0.0%			0
Amount of 2023 Ad Valorem Tax			67,984

City of Caney

2024

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget	Prior Year	Current Year	Proposed Budget
Employee Benefits	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	361,411	289,606	221,075
Receipts:			
Ad Valorem Tax	116,215	185,220	XXXXXXXXXXXXXXXXXXXX
Delinquent Tax	6,199		
Motor Vehicle Tax	14,928	21,604	20,130
Recreational Vehicle Tax	128	216	209
16/20M Vehicle Tax	148	113	97
Commercial Vehicle Tax	139	185	216
Watercraft Tax	53	68	81
Rental Excise Tax	9		
Transfer from Water Fund		100,000	165,000
Interest on Idle Funds			
Neighborhood Revitalization Rebate			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	137,819	307,406	185,733
Resources Available:	499,230	597,012	406,808
Expenditures:			
Personnel Services			
Social Security	51,422	86,000	90,000
KPERS	60,906	94,000	100,000
Workers Comp		5,937	5,937
Unemployment	658	10,000	10,000
Health Insurance	96,638	180,000	180,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	209,624	375,937	385,937
Unencumbered Cash Balance Dec 31	289,606	221,075	XXXXXXXXXXXXXXXXXXXX
2022/2023/2024 Budget Authority Amount	380,542	540,937	385,937
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			385,937
Tax Required			192,960
Delinquent Comp Rate: 0.0%			0
Amount of 2023 Ad Valorem Tax			192,960

Adopted Budget	Prior Year	Current Year	Proposed Budget
Police, Fire, & Ambulance	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	39,386	39,386	21,742
Receipts:			
Ad Valorem Tax	25,277	29,184	XXXXXXXXXXXXXXXXXXXX
Delinquent Tax	2,869		
Motor Vehicle Tax	5,993	3,404	3,172
Recreational Vehicle Tax	62	34	33
16/20M Vehicle Tax	34	18	15
Commercial Vehicle Tax	63	29	34
Watercraft Tax	17	11	13
Rental Excise	1		
Interest on Idle Funds			
Neighborhood Revitalization Rebate			-28
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	34,316	32,680	3,239
Resources Available:	73,702	72,066	24,981
Expenditures:			
Ambulance	33,000	33,000	33,000
Fire Dept Bunker Gear			20,000
Police Equipment	1,316	17,324	
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	34,316	50,324	53,000
Unencumbered Cash Balance Dec 31	39,386	21,742	XXXXXXXXXXXXXXXXXXXX
2022/2023/2024 Budget Authority Amount	53,457	63,178	53,000
Non-Appropriated Balance			
Total Expenditure/Non-Appr Balance			53,000
Tax Required			35,000
Delinquent Comp Rate: 0.0%			0
Amount of 2023 Ad Valorem Tax			35,000

CPA Summary

City of Caney

2024

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Industrial Fund			
Unencumbered Cash Balance Jan 1	9,759	4,178	4,658
Receipts:			
Ad Valorem Tax	3,218	3,700	XXXXXXXXXXXXXXXXXXXX
Delinquent Tax	12		
Motor Vehicle Tax			402
Recreational Vehicle Tax			4
16/20M Vehicle Tax			2
Commercial Vehicle Tax			4
Watercraft Tax			2
Interest on Idle Funds			
Neighborhood Revitalization Rebate			-3
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	3,230	3,700	411
Resources Available:	12,989	7,878	5,069
Expenditures:			
Contractual	2,625	3,220	3,220
Capital	6,186		
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	8,811	3,220	3,220
Unencumbered Cash Balance Dec 31	4,178	4,658	XXXXXXXXXXXXXXXXXXXX
2022/2023/2024 Budget Authority Amount	8,812	13,847	3,220
		Non-Appropriated Balance	
		Total Expenditure/Non-Appr Balance	3,220
		Tax Required	3,700
Delinquent Comp Rate:	0.0%		0
Amount of 2023 Ad Valorem Tax			3,700

Adopted Budget	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
0			
Unencumbered Cash Balance Jan 1		0	0
Receipts:			
Ad Valorem Tax		0	XXXXXXXXXXXXXXXXXXXX
Delinquent Tax			
Motor Vehicle Tax			
Recreational Vehicle Tax			
16/20M Vehicle Tax			
Commercial Vehicle Tax			
Watercraft Tax			
Interest on Idle Funds			
Neighborhood Revitalization Rebate			0
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	0	0	0
Resources Available:	0	0	0
Expenditures:			
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	0	0	0
Unencumbered Cash Balance Dec 31	0	0	XXXXXXXXXXXXXXXXXXXX
2022/2023/2024 Budget Authority Amount	0	0	0
		Non-Appropriated Balance	
		Total Expenditure/Non-Appr Balance	0
		Tax Required	0
Delinquent Comp Rate:	0.0%		0
Amount of 2023 Ad Valorem Tax			0

CPA Summary

City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Special Highway	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	61,929	68,659	66,528
Receipts:			
State of Kansas Gas Tax	50,034	53,650	53,250
County Transfers Gas	9,146	8,510	8,440
Misc			
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	59,180	62,160	61,690
Resources Available:	121,109	130,819	128,218
Expenditures:			
Salaries	34,327	45,000	
Misc Exp	1,621	16,000	15,000
Materials			50,000
Lease Paymant	16,502	3,291	0
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	52,450	64,291	65,000
Unencumbered Cash Balance Dec 31	68,659	66,528	63,218
2022/2023/2024 Budget Authority Amount	67,865	119,624	65,000

Adopted Budget

Vehicle ID	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	4,826	5,964	2,664
Receipts:			
VIN Inspections	4,116	4,200	4,200
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	4,116	4,200	4,200
Resources Available:	8,942	10,164	6,864
Expenditures:			
KHP Fee	800	1,000	1,000
Police Supplies	2,178	6,500	5,500
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	2,978	7,500	6,500
Unencumbered Cash Balance Dec 31	5,964	2,664	364
2022/2023/2024 Budget Authority Amount	5,100	9,225	6,500

CPA Summary

City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget	Prior Year	Current Year	Proposed Budget
Special Parks	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	10,874	8,808	6,216
Receipts:			
Local Alcohol Liquor Tax	298	298	298
County Alcohol Liquor Tax		2,110	2,116
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	298	2,408	2,414
Resources Available:	11,172	11,216	8,630
Expenditures:			
Park Expenses	2,364	5,000	5,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	2,364	5,000	5,000
Unencumbered Cash Balance Dec 31	8,808	6,216	3,630
2022/2023/2024 Budget Authority Amount	2,500	11,194	5,000

Adopted Budget

	Prior Year	Current Year	Proposed Budget
Street Sales Tax	Actual for 2022	Estimate for 2023	Year for 2024
Unencumbered Cash Balance Jan 1	77,911	154,538	98,627
Receipts:			
Sales Tax	93,881	75,000	75,000
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	93,881	75,000	75,000
Resources Available:	171,792	229,538	173,627
Expenditures:			
Street Repairs	17,254	130,911	90,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	17,254	130,911	90,000
Unencumbered Cash Balance Dec 31	154,538	98,627	83,627
2022/2023/2024 Budget Authority Amount	65,000	130,911	90,000

CPA Summary

City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Water Utility	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	387,164	329,686	276,746
Receipts:			
Sales	613,256	678,660	733,320
Connection Fees	9,665		
Misc	17,464		
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	640,385	678,660	733,320
Resources Available:	1,027,549	1,008,346	1,010,066
Expenditures:			
Personnel	324,139	248,000	233,000
Contractual	141,699	164,600	169,100
Commodities	158,880	159,000	159,000
Capital	23,145	10,000	10,000
Transfers	50,000	150,000	165,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	697,863	731,600	736,100
Unencumbered Cash Balance Dec 31	329,686	276,746	273,966
2022/2023/2024 Budget Authority Amoun	816,603	963,482	736,100

Adopted Budget

Sewer Utilitiy	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	229,958	86,362	82,188
Receipts:			
Sales	485,686	530,000	580,000
Miac	1,462		
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	487,148	530,000	580,000
Resources Available:	717,106	616,362	662,188
Expenditures:			
Personnel	183,891	167,000	167,000
Contractual	124,562	161,154	161,154
Commodities	7,580	8,200	8,200
Capital	884	22,000	22,000
Transfers	307,908	170,000	220,000
Lease	5,919	5,820	5,820
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	630,744	534,174	584,174
Unencumbered Cash Balance Dec 31	86,362	82,188	78,014
2022/2023/2024 Budget Authority Amoun	641,981	669,323	584,174

CPA Summary

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City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Solid Waste	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	90,249	96,647	101,147
Receipts:			
Collections	254,412	262,500	280,000
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	254,412	262,500	280,000
Resources Available:	344,661	359,147	381,147
Expenditures:			
Personnel	33,766	35,000	35,000
Contractual	214,248	218,000	228,000
Commodities		5,000	5,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	248,014	258,000	268,000
Unencumbered Cash Balance Dec 31	96,647	101,147	113,147
2022/2023/2024 Budget Authority Amoun	271,000	337,431	268,000

Adopted Budget

	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Grocery Store			
Unencumbered Cash Balance Jan 1	110,223	5,533	42,295
Receipts:			
Retail Sales	1,513,407	1,425,800	1,440,000
Misc	16,974		
Transfer from Water Utility Fund	50,000		
Transfer form General		50,000	50,000
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	1,580,381	1,475,800	1,490,000
Resources Available:	1,690,604	1,481,333	1,532,295
Expenditures:			
Personnel	312,423	214,000	220,000
Contractual	97,322	75,000	75,000
Commodities	1,275,326	1,150,038	1,160,038
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	1,685,071	1,439,038	1,455,038
Unencumbered Cash Balance Dec 31	5,533	42,295	77,257
2022/2023/2024 Budget Authority Amoun	1,758,738	1,535,768	1,455,038

CPA Summary

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City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Tourism	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	4,861	22,281	18,981
Receipts:			
County Tourism Tax	17,420	9,200	9,200
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	17,420	9,200	9,200
Resources Available:	22,281	31,481	28,181
Expenditures:			
Community Events		2,500	2,500
Marketing Plans		10,000	10,000
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	0	12,500	12,500
Unencumbered Cash Balance Dec 31	22,281	18,981	15,681
2022/2023/2024 Budget Authority Amount	10,545	15,000	12,500

CPA Summary

City of Caney

2024

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Water Filter Replacement	Prior Year Actual for 2022	Current Year Estimate for 2023	Proposed Budget Year for 2024
Unencumbered Cash Balance Jan 1	92,371	105,798	0
Receipts:			
Revenues	16,349	16,349	16,349
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	16,349	16,349	16,349
Resources Available:	108,720	122,147	16,349
Expenditures:			
Salaries & Wages			
Employee Benefits			
Expanses	2,922	122,147	16,349
Cash Forward (2024 column)			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	2,922	122,147	16,349
Unencumbered Cash Balance Dec 31	105,798	0	0
2022/2023/2024 Budget Authority Amount	2,922	122,147	16,349

CPA Summary

0

NON-BUDGETED FUNDS (A)
(Only the actual budget year for 2022 is reported)

2024

Non-Budgeted Funds-A

(1) Fund Name: (2) Fund Name: (3) Fund Name: (4) Fund Name: (5) Fund Name:

Grant Funds		WW Replecament		Capital Project		Water Plant Imp		Water Principal & Interes		Total
Unencumbered		Unencumbered		Unencumbered		Unencumbered		Unencumbered		
Cash Balance Jan 1	150,168	Cash Balance Jan 1	24,493	Cash Balance Jan 1	5	Cash Balance Jan 1	52,791	Cash Balance Jan 1	24,979	252,436

Receipts:		Receipts:		Receipts:		Receipts:		Receipts:		
Federal Grant - ARPA	486,890	Charges	7,697		900					
Total Receipts	486,890	Total Receipts	7697	Total Receipts	900	Total Receipts	0	Total Receipts	0	495,487
Resources Available:	637,058	Resources Available:	32,190	Resources Available:	905	Resources Available:	52,791	Resources Available:	24,979	747,923

Expenditures:		Expenditures:		Expenditures:		Expenditures:		Expenditures:		
General Government								GO Bond & Interest	24,979	
Contractual	33,855									
Capital	38,204									
Total Expenditures	72,059	Total Expenditures	0	Total Expenditures	0	Total Expenditures	0	Total Expenditures	24,979	97,038
Cash Balance Dec 31	564,999	Cash Balance Dec 31	32,190	Cash Balance Dec 31	905	Cash Balance Dec 31	52,791	Cash Balance Dec 31	0	650,885 **
										650,885 **

**Note: These two block figures should agree.

CPA Summary

0

NON-BUDGETED FUNDS (B)
(Only the actual budget year for 2022 is reported)

2024

Non-Budgeted Funds-B

(1) Fund Name: (2) Fund Name: (3) Fund Name: (4) Fund Name: (5) Fund Name:

Sewer Principal & Inter		Chem Capital Outlay		Homeland Security		Law Enforcement Trust		Equipment Fund		Total
Unencumbered		Unencumbered		Unencumbered		Unencumbered		Unencumbered		
Cash Balance Dec 31	64,923	Cash Balance Dec 31	4,667	Cash Balance Dec 31	3,000	Cash Balance Dec 31	2,138	Cash Balance Dec 31	22,276	97,004

Receipts:		Receipts:		Receipts:		Receipts:		Receipts:		
Total Receipts	0	Total Receipts	0	Total Receipts	0	Total Receipts	0	Total Receipts	0	0
Resources Available:	64,923	Resources Available:	4,667	Resources Available:	3,000	Resources Available:	2,138	Resources Available:	22,276	97,004

Expenditures:		Expenditures:		Expenditures:		Expenditures:		Expenditures:		
GO Bond & Interest	64,923									
Total Expenditures	64,923	Total Expenditures	0	Total Expenditures	0	Total Expenditures	0	Total Expenditures	0	64,923
Cash Balance Dec 31	0	Cash Balance Dec 31	4,667	Cash Balance Dec 31	3,000	Cash Balance Dec 31	2,138	Cash Balance Dec 31	22,276	32,081 **
										32,081 **

** Note: These two block figures should agree.

CPA Summary

The City of Caney will hold a public hearing on Tuesday, September 5th, 2023 at 6:30 p.m. in the Council Chambers at 100 W 4th Ave, Caney, KS 67333 for the purpose of considering an application to be submitted to the Kansas Department of Commerce for Small Cities Community Development Block Grant funds under the Housing category. A specific project application to be discussed is the Housing Demolition and rehabilitation in an area generally bounded by the City of Caney which will consist of the demolition of condemn houses The estimated project cost is \$300,000.00 with the grant request for \$300,000 of the project cost. Other project proposals introduced at the hearing will be considered. Oral and written comments will be recorded and become a part of Caney CDBG Citizen Participation Plan. Reasonable accommodations will be made available to persons with disabilities. Requests should be submitted to Friday, September 1st, 2023.

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 \$37,800 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, \$37,800 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 21st day of August 2023.

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

ADOPTED this 21st day of August 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

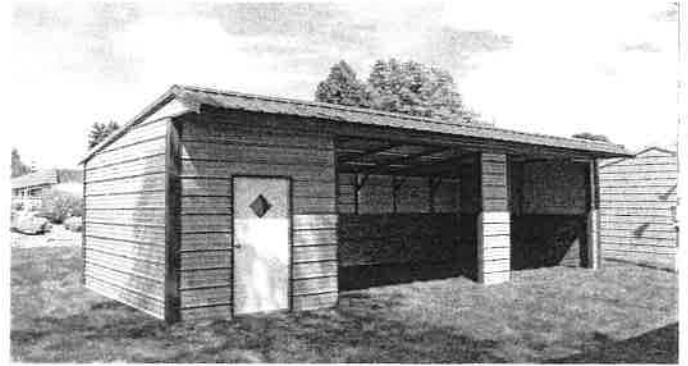
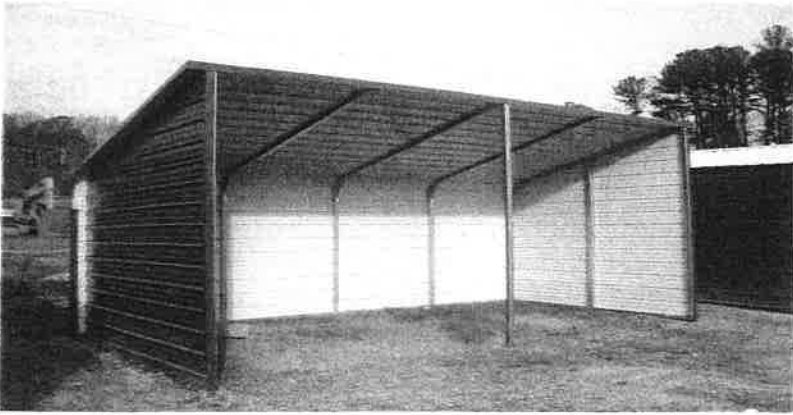
Caney - Pathways Park

Material & Labor (M/L)

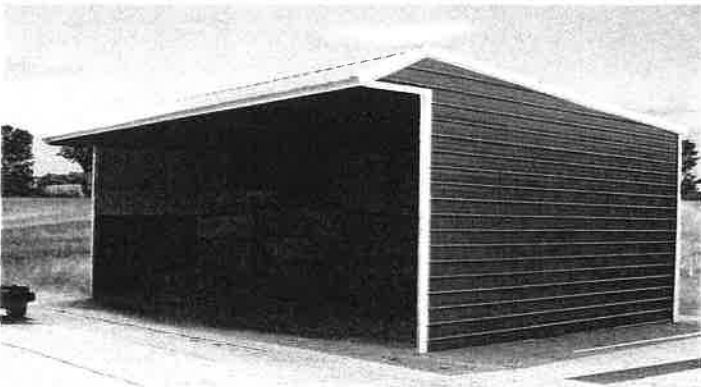
20 ft X 25 ft X 20 inch raised platform		
* 2-Coarse 8" X 8" 16" Concrete Block	M/L	\$1,800.00
* 4 inch Concrete reinforced top	M/L	\$5,850.00
* 2 ft X 2 ft reinforced concrete footing	M/L	\$2,150.00
* Compacted fill material	M/L	\$1,680.00
Treated Dog-Eared Fence	M/L	\$3,070.00
Concrete Steps/Ramp	M/L	\$1,350.00
50 ft X 90 ft Artificial Turf and Level Slab	M/L	\$16,900.00
20 ft X 15 ft X 8 ft Loafing Shed with Gable	M/L	\$5,000.00
* Dark brown with dark brown trim		
	<hr/>	
	Total	\$37,800.00



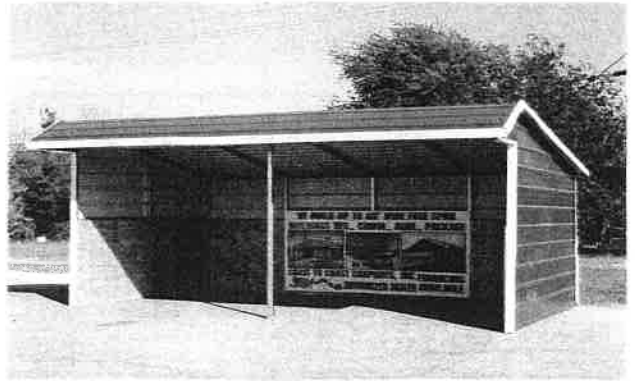
LOADING SHED



Shown with Options: Vertical Roof, Kick Wall, Gable and Utility with Walk-In Door




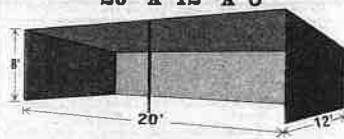
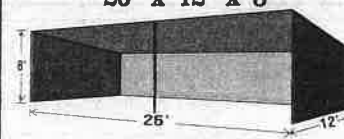
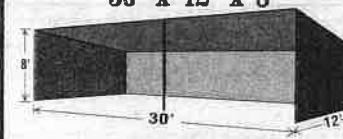
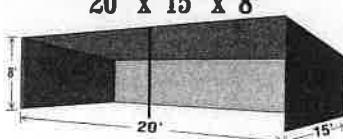
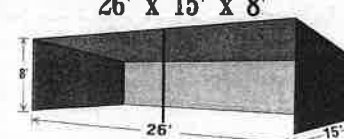
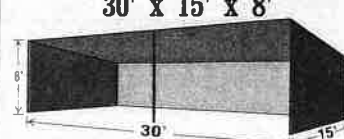
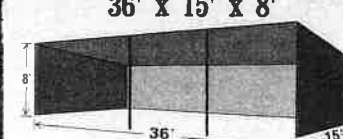
Shown with Options: Vertical Roof, Gable and Kick Wall



Shown with Options: Gable and Kick Wall

ALL PACKAGES COME IN 2 1/2" 14 GAUGE AND INCLUDES 6 MOBILE HOME ANCHORS

NOTE: Coast to Coast Carports is not responsible for impenetrable stony ground.

<p>12' x 12' x 8'</p>  <p>\$1,895.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$175.00 For vertical side & back add..... \$300.00</p>	<p>20' x 12' x 8'</p>  <p>\$2,395.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$200.00 For vertical side & back add..... \$300.00</p>	<p>26' x 12' x 8'</p>  <p>\$2,495.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$250.00 For vertical side & back add..... \$325.00</p>	<p>30' x 12' x 8'</p>  <p>\$2,795.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$300.00 For vertical side & back add..... \$350.00</p>		
<p>20' x 15' x 8'</p>  <p>\$3,195.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$200.00 For vertical side & back add..... \$500.00</p>	<p>26' x 15' x 8'</p>  <p>\$3,595.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$250.00 For vertical side & back add..... \$525.00</p>	<p>30' x 15' x 8'</p>  <p>\$3,995.00</p> <p>(INCLUDES 1 EXTRA LEG)</p> <p>For vertical roof add..... \$300.00 For vertical side & back add..... \$550.00</p>	<p>36' x 15' x 8'</p>  <p>\$4,395.00</p> <p>(INCLUDES 2 EXTRA LEG)</p> <p>For vertical roof add..... \$350.00 For vertical side & back add..... \$575.00</p>		
<p>GABLE END</p> <p>12' - 20'\$150.00 26'\$175.00 30' - 36'\$250.00</p>		<p>Add a 10' Tack Room With Walk-in Door</p> <p>12' wide x 10'\$1,125.00 15' wide x 10'\$1,295.00</p>		<p>KICK WALL (4' height)</p> <p>12' - 20'\$275.00 26'\$375.00 30' - 36'\$475.00</p>	

➤ Prices may vary by area.

➤ Prices are subject to change without notice

NOTE: If you are needing special drawings or wet stamped drawings for your building, there will be an additional charge.

*Rent to Own Available Only In Participating States, and Participating Dealerships

Caney PD Flock Camera Proposal

City Council Meeting 08/21/2023

I am requesting the council to renew our existing Flock Camera for 5 years and add two more Cameras to our system.

We have had our Flock Camera for approximately one year. The Flock Contract with our single camera will expire this November.

This single camera has averaged over 60,000 plate reads in 30-day intervals. Our camera has successfully allowed our department to track stolen vehicles to other jurisdictions where we have located some of these vehicles and had them returned to their rightful owners.

Our Flock Camera has also sent hundreds of notifications to our officers and dispatchers. We are notified of the following "Hits":

- Supervised Release
- Protection Order
- Protective Interest
- Violent Person
- Missing Person
- Immigration Violator
- CPIC Data Records
- Gang or Suspected Terrorist
- Warrants
- Stolen Vehicle
- Stolen Plate
- Sex Offender
- Extreme Risk Protection Order

All these notifications allow us to either respond or have valuable knowledge of vehicles that are tied to any of these notifications coming into our community.

The only downfall of our camera, we only have one and it only controls northbound traffic from Oklahoma.

Caney PD Case 23-224

*Please note, due to privacy laws and individual rights, some photos and information has been redacted.

On 07/06/2023, A trailer was stolen from a location here in Caney. When the report was made, there was very little to no information on a possible suspect, suspect vehicle or even a dedicated time of the Felony Theft.

We were able to zero down a time by looking through our cameras on the City of Caney building.

Actual photo from City of Caney surveillance cameras.



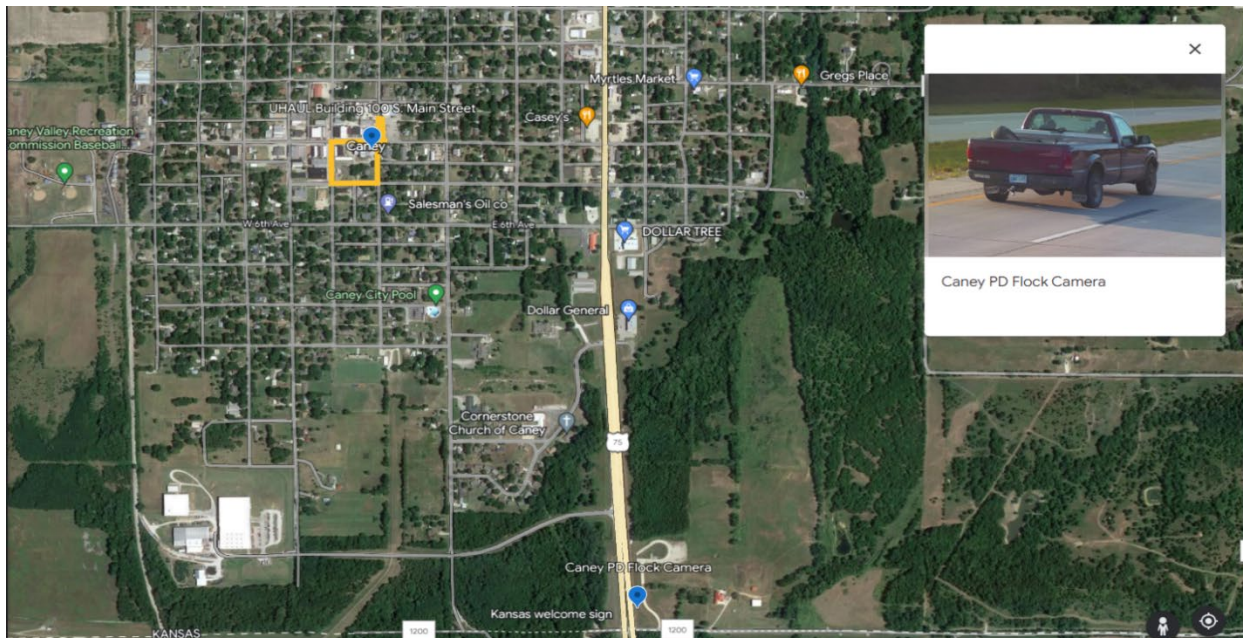
Once we were able to see the vehicle, all we had to do was search on our Flock camera for a maroon ford truck. We received several hits on that search. We were able to narrow the search down by adding other identifiers like the truck box, bumper stickers, and time frame.

The narrowed search provided us with the truck and its Kansas Plate.



Armed with this information that was provided by our Flock camera, we were able to create a Caney PD Hotlist entry that was shared with all other Flock Cameras in our area and the capability to share with our state or nationwide.

We were also able to track the vehicle through our city based of the Flock Camera:



Armed with the information we received from Flock, we were able to initiate an investigation into the owner of the vehicle which led to a single individual who traveled through our city several times between Tulsa, Oklahoma and Topeka, KS.

On 07/26/2023, we received a notification from Flock that the vehicle in the picture traveled past one of Montgomery County Sheriff's Office Flock Cameras just south of Independence, KS. The Sheriff's Office was able to locate the vehicle in Independence and detained both occupants of the vehicle.

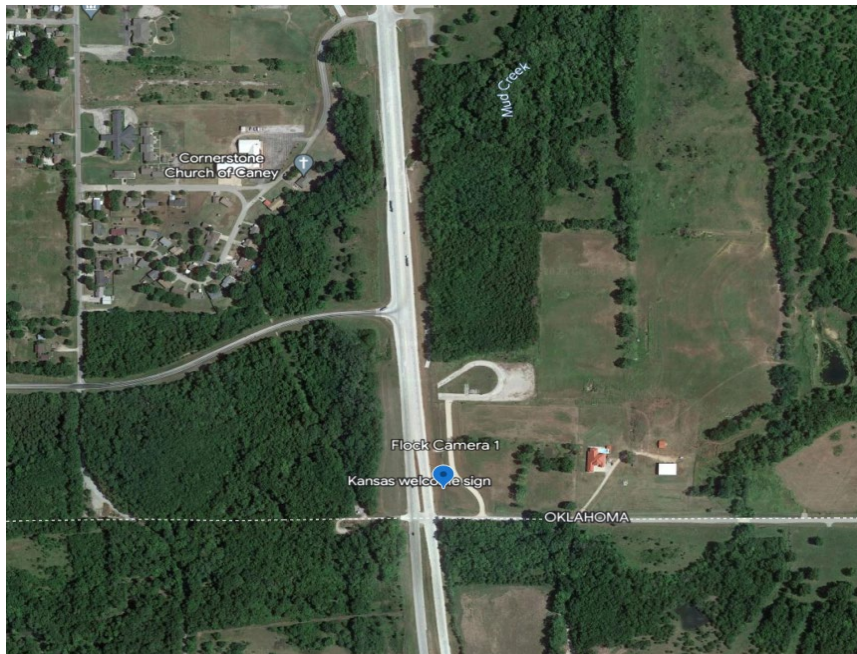
This investigation is still ongoing, but we have submitted two Applications for Warrants this past week and those will be added to our Flock system to hopefully locate the individuals.

I have requested a quote for three total cameras (1 of the 3 being our existing camera which expires in November)with Jim Fink from Flock Cameras.

I was advised the cameras have gone up to \$3,000.00 per camera annually (we previously were paying \$2500.00) Fink advised he would lock Caney PD in the contract for 5 years at our original cost of \$2500.00 per camera. We also will have a \$650.00 Implementation fee (set-up and installation of two new cameras).

On the quote I have provided, you will see the initial cost of \$8,800.00 will be due on contract signing and then starting next year, we will make an annual payment of \$7,500.00 for the remainder of the contract. The annual fee will not go up even if the trend of the costs goes up annually. We will be locked in at the \$2500.00 price.

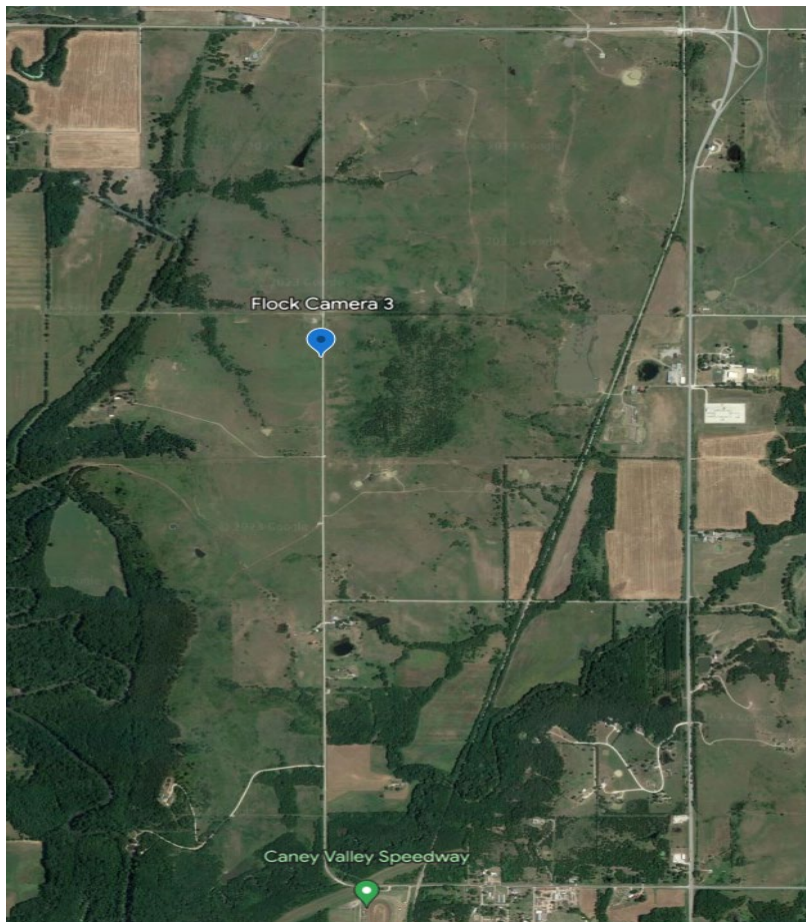
I am proposing placing two cameras in locations that will be farther out than the original with enough response times for our officers. Below is a map of both locations:



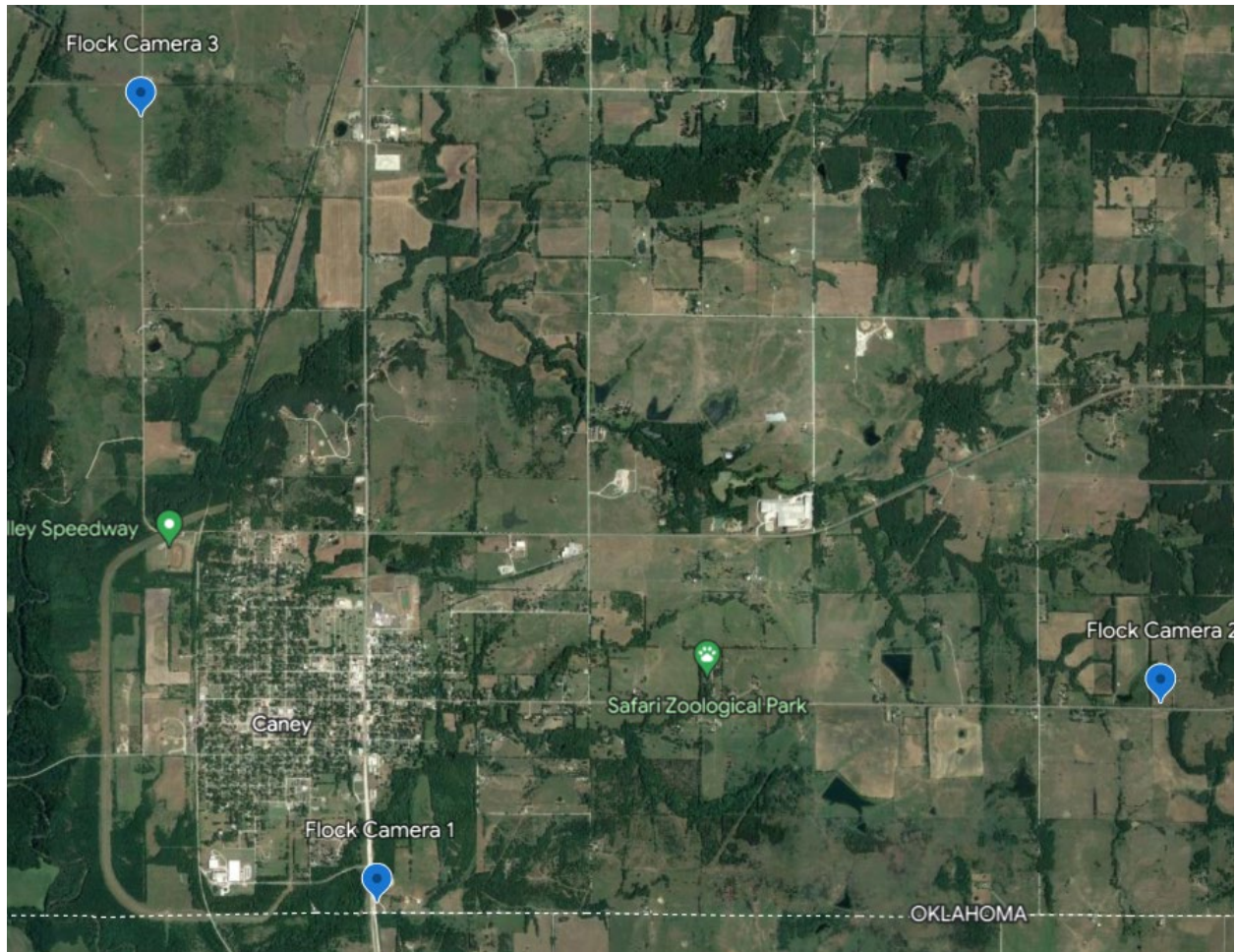
(Existing) Flock Camera #1 HWY75 at KS/OK Border



(Proposed) Flock Camera 3 on CR1425 (known as Tyro Shortcut/3rd Street)



(Proposed) Flock Camera 3 on CR 1300 and CR 2000



Full Map of all three Flock Cameras.

These locations were chosen specifically for proximity and current crime stats.

I was able to sit down with Kelly and Amber and we looked at possible budget areas these costs could come from. We were able to locate some between the VIN Fund and our Special Law Fund to take most of the initial contract payment. The remaining years would be budgeted with some of the cuts we have been doing this year.

I do believe this service has paid dividends on our department and knowing the landscape of the economy, these costs will continue to rise so being able to add and continue the service at our original cost will not be an option down the road.

If the council approves the contract, I will reach out to Montgomery County Commission for approval of the placement of the cameras (these will be on county roadways and not KDOT). This will simplify the process from the original camera due to KDOT regulations are more stringent.

Thank you,
Ike Dye
Chief of Police
Caney, KS

flock safety

EXHIBIT A ORDER FORM

Customer: KS - Caney PD
 Legal Entity Name: KS - Caney PD
 Accounts Payable Email: idye@cityofcaney.org
 Address: 100 W Fourth Ave Caney, Kansas 67333

Initial Term: 60 Months
 Renewal Term: 24 Months
 Payment Terms: Net 30
 Billing Frequency: Annual Plan - First Year Invoiced at Signing.
 Retention Period: 30 Days

Hardware and Software Products

Annual recurring amounts over subscription term

Item	Cost	Quantity	Total
Flock Safety Platform			\$7,500.00
Flock Safety Flock OS			
FlockOS™	Included	1	Included
Flock Safety LPR Products			
Flock Safety Falcon®	Included	3	Included

Professional Services and One Time Purchases

Item	Cost	Quantity	Total
One Time Fees			
Flock Safety Professional Services			
Professional Services - Standard Implementation Fee	\$650.00	2	\$1,300.00
		Subtotal Year 1:	\$8,800.00
		Annual Recurring Subtotal:	\$7,500.00
		Discounts:	\$7,500.00
		Estimated Tax:	\$0.00
		Contract Total:	\$38,800.00

Taxes shown above are provided as an estimate. Actual taxes are the responsibility of the Customer. This Agreement will automatically renew for successive renewal terms of the greater of one year or the length set forth on the Order Form (each, a "Renewal Term") unless either Party gives the other Party notice of non-renewal at least thirty (30) days prior to the end of the then-current term.

Billing Schedule

Billing Schedule	Amount (USD)
Year 1	
At Contract Signing	\$8,800.00
Annual Recurring after Year 1	\$7,500.00
Contract Total	\$38,800.00

*Tax not included

Discounts

Discounts Applied	Amount (USD)
Flock Safety Platform	\$7,500.00
Flock Safety Add-ons	\$0.00
Flock Safety Professional Services	\$0.00



Tel-Star Technologies, Inc.
 1573 S 79th East Ave
 Tulsa, Oklahoma 74112

Quote: 145911
 Date: 08/08/2023

Customer	Bill To
City of Caney* 100 West 4th Avenue Caney, Kansas 67333	City of Caney* 100 West 4th Avenue Caney, Kansas 67333

Description	Unit Price	Qty	Amount
Equipment Rental (per day) Drivable Outdoor Boom Lift		1	
Equipment - Pick up and Delivery		1	
Labor - Standard Installation of Pole Mount assembly, Installation, Programming and Focusing of IP cameras, Installation and Programming of Network for IP Cameras. Installation and Programming of NVR and Setup of Remote View		26	
Travel		8	
NVR - 8ch ProVS w/ POE ProVS 8ch + 8POE 8MP, 10TB		1	
Hard Drive - 8TB Purple Surveillance Internal Hard Drive HDD - SATA 6 Gb/s, 256 MB Cache, 3.5"		1	
Camera - 5MP IP Turret Pro-VS Pro-VS Color IPC 5MP, Turret, 2.8mm, DC12V & PoE, IP67, 120Db WDR, Built in Microphone, Micro SD card slot		6	
Box - Camera Back Box Camera Back Box		6	
Switch - 8 port Gigabit POE 8 port Gigabit POE Switch		4	
Micro SD Card High-Speed 128GB Micro SD card for HD Video		11	
UniFi - NanoBeam AC / Wireless Bridge Compact, UISP-ready, 5 GHz WiFi bridge with enhanced surge protection and an optimized radio and antenna.		3	
Router - Archer C7 Archer A7 - AC1750 Router		1	
Box - Outdoor Steel Enclosure Electrical Box 20 x18 x 8		3	
Generic Part Pole Mount Kit		3	
Cable - Cat 6 Buried Cat 6 Outdoor Rated Cable		100	
Cable - Cat 6 Category-6, CMP Rated, 23AWG, UTP, 8C Solid Bare Copper, 550MHz		600	
Minor Materials Screws, Tape, Velcro, Jumper Wire, Tie Wraps, etc.....		1	

Comments
Camera / Internet System for Park

Subtotal: \$10,770.30

50% Deposit Required upon acceptance

Total : \$10,770.30

50% Deposit : \$5,385.15

ACCEPTANCE: _____ DATE: _____

Cameras & NVR/DVR have a 3 year manufacturer warranty & a 90 day labor warranty.

Warranty Exclusions : Malfunctions resulting from power, power surges, lightning, fire, accident, neglect, abuse or Acts of God : use of improper electrical power, carrier issues, switch/bad port on network, network/patch cables : repair of, tampering or alteration of the products will VOID THE WARRANTY.

Thank you for your business!





Tel-Star Technologies, Inc.
 1573 S 79th East Ave
 Tulsa, Oklahoma 74112

Quote: 145923
 Date: 08/08/2023

Customer	Bill To
City of Caney* 100 West 4th Avenue Caney, Kansas 67333	City of Caney* 100 West 4th Avenue Caney, Kansas 67333

Description	Unit Price	Qty	Amount
Labor - Cabling Installation, Termination and Testing of Cat 6 cable for IP cameras		10	
Labor - Standard Installation, Programming, Aim & Focus of IP Cameras. Installation and Programming of Network and NVR. Set up of Remote view		14.5	
Travel		8	
NVR - 8ch ProVS w/ POE ProVS 8ch + 8POE 8MP, 10TB		1	
Hard Drive - 8TB Purple Surveillance Internal Hard Drive HDD - SATA 6 Gb/s, 256 MB Cache, 3.5"		1	
Camera - 5MP IP Turret Pro-VS Pro-VS Color IPC 5MP, Turret, 2.8mm, DC12V & PoE, IP67, 120Db WDR, Built in Microphone, Micro SD card slot		5	
Box - Camera Back Box Camera Back Box		5	
Switch - 8 port Gigabit POE 8 port Gigabit POE Switch		1	
Micro SD Card High-Speed 128GB Micro SD card for HD Video		5	
Cable - Cat 6 Category-6, CMP Rated, 23AWG, UTP, 8C Solid Bare Copper, 550MHz		600	
Minor Materials Screws, Tape, Velcro, Jumper Wire, Tie Wraps, etc.....		1	

Comments

Camera system for Pool

50% Deposit Required upon Acceptance

Subtotal: \$6,435.00

Total : \$6,435.00

50% Deposit : \$3,217.50

ACCEPTANCE: _____ **DATE:** _____

Cameras & NVR/DVR have a 3 year manufacturer warranty & a 90 day labor warranty.

Warranty Exclusions : Malfunctions resulting from power, power surges, lightning, fire, accident, neglect, abuse or Acts of God : use of improper electrical power, carrier issues, switch/bad port on network, network/patch cables : repair of, tampering or alteration of the products will VOID THE WARRANTY.

Thank you for your business!



E 4th Ave

E 4th Ave

S Hooker St

Ridgeway St

S Hooker St

Ridgeway St

Ridgeway St

E 5th Ave

E 5th Ave

Caney City Park





E 8th Ave

E 8th Ave

E 8th Ave

504

Caney City Pool



Commercial Services Agreement
8/18/2023

Cox Account Rep:	Alex Harrison	Cox System Address
Phone Number:	(316) 932-2715	901 George Washington Wichita, KS 67211
Fax Number:		

Customer Information		Authorized Customer Representative Information	
Legal Company Name:	CITY OF CANEY	Full Name:	Joshua Elliott
Street Address:	100 W 4th Ave	Billing Telephone:	(620) 879-2141
City/State/Zip:	Caney, KS 67333	Fax:	
Billing Address:	100 W 4TH AVE	Contact Number:	
City/State/Zip:	CANEY, KS 67333	Email:	mayorelliott87@gmail.com
Cox Account #:			

Service Address: 301 East 5th Avenue Caney, KS 67333				Phone: Cox Account ID:		
Service Description	From QTY	To QTY	Unit Price	Term (Months)	Monthly Recurring Service Charges	One Time Service Charges
CBI 200 - 200Mbps x 20Mbps includes Cox WiFi 10 Free Access Accounts and 25 Free PC Security Suites	0	1	\$200.00	36	\$200.00	\$0.00
Dynamic IP Address	0	1	\$0.00	36	\$0.00	\$0.00
CBI Modem	0	1	\$6.99	36	\$6.99	\$0.00
Install Fees						
CBI Modem Activation	0	1	\$25.00	0	\$0.00	\$25.00
Cox Business Internet Install	0	1	\$100.00	0	\$0.00	\$100.00

Totals:		\$206.99	\$125.00
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The service and equipment charges above, except as explicitly set forth in the Special Conditions section, do not include applicable taxes, fees, assessments or surcharges which are additional and may change. Visit <http://www.coxbusiness.com/taxesandfees> for more information.

Service Address: 504 S High St Caney, KS 67333				Phone: Cox Account ID:		
Service Description	From QTY	To QTY	Unit Price	Term (Months)	Monthly Recurring Service Charges	One Time Service Charges
CBI 200 - 200Mbps x 20Mbps includes Cox WiFi 10 Free Access	0	1	\$200.00	36	\$200.00	\$0.00

Accounts and 25 Free PC Security Suites						
Dynamic IP Address	0	1	\$0.00	36	\$0.00	\$0.00
CBI Modem	0	1	\$6.99	36	\$6.99	\$0.00
Install Fees						
CBI Modem Activation	0	1	\$25.00	0	\$0.00	\$25.00
Cox Business Internet Install	0	1	\$100.00	0	\$0.00	\$100.00

Totals:					\$206.99	\$125.00
The service and equipment charges above, except as explicitly set forth in the Special Conditions section, do not include applicable taxes, fees, assessments or surcharges which are additional and may change. Visit http://www.coxbusiness.com/taxesandfees for more information.						

Totals for all Accounts:					\$413.98	\$250.00
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This Commercial Services Agreement (the "Agreement") includes (i) this paragraph, the language above and Exhibit A (collectively, the "Service Terms"); (ii) the terms and conditions set forth at <http://www.coxbusiness.com/generalterms> (the "General Terms") and (iii) any other terms and conditions applicable to the Services set forth above, including without limitation, the Cox tariffs, Service Guides set forth at <http://www.coxbusiness.com/e911> ("SG"), State and Federal regulations, the Cox Acceptable Use Policy (the "AUP"), and Cox's Internet Service Disclosures located at www.cox.com/internetdisclosures. Exhibit A is attached to and incorporated into this Agreement by this reference. Customer acknowledges receipt and acceptance of the Service Terms (including Exhibit A), the AUP, General Terms, and all other referenced terms and conditions by signing this Agreement. By signing this Agreement, Customer accepts that any and all disputes arising out of, relating to or concerning this Agreement and/or the Services shall be resolved through mandatory and binding arbitration unless Customer opts out pursuant to the Dispute Resolution Provision in the General Terms. This Agreement is subject to credit approval and Customer authorizes Cox to check credit. The service and equipment charges above, except as explicitly set forth in the Special Conditions section, do not include applicable taxes, fees, assessments or surcharges which are additional and may change from time to time. This proposal is valid provided Customer signs and delivers this Agreement to Cox unchanged within thirty (30) days from the date above. By signing this Agreement, Customer acknowledges that if (i) the transport Service(s) (e.g. Private Line Type Services, Ethernet Services) cross state boundaries or (ii) at least 10% of traffic on said transport Service(s) is Interstate in nature or designated for Internet traffic, then the entire transport Service(s) is considered Interstate. Customer has reviewed the interstate/intrastate designation of the transport Service(s) listed in the Service Description above and attests that all such designations are correct. Each party may use electronic signature to sign this Agreement, provided the electronic signature method used by Customer is acceptable to Cox. This Agreement shall be effective upon execution by Customer and "Acceptance" by Cox. "Acceptance" of the Agreement by Cox shall occur upon the earlier of (i) Cox's countersignature of this Agreement or (ii) Cox's installation of Service at Customer's location. Customer acknowledges that it has read and understands the 911 disclosures in Section 2 of the Service Terms. By signing this Agreement, you represent that you are the authorized Customer representative.

Customer Authorized Signature	Cox Communications Kansas, LLC; Cox Kansas Telcom, LLC Signature
Signature:	Signature:

Print:	Print:
Title Position:	Title Position:
Date:	Date:

EXHIBIT A

1. E911 Services FOR IMPORTANT INFORMATION ABOUT COX'S 911 PRACTICES, PLEASE REVIEW THE INFORMATION ABOUT E911 SERVICE IN THE GENERAL TERMS AND ON THE WEBSITE <http://www.coxbusiness.com/e911>

2. Service Start Date and Term The "Initial Term" shall begin upon installation of Service and shall continue for the applicable Term commitment set forth above in the Service Terms. However, if Customer delays installation or is not ready to receive Services on the agreed-upon installation date, Cox may begin billing for Services on the date Services would have been installed. Cox shall use reasonable efforts to make the Services available by the requested service date. Cox shall not be liable for damages for delays in meeting service dates due to install delays or reasons beyond Cox's control. If Customer delays installation for more than ninety (90) days after Customer's execution of this Agreement, Cox reserves the right to terminate this Agreement by providing written notice to Customer and Customer shall be liable for Cox's reasonable costs incurred. AFTER THE INITIAL TERM, THIS AGREEMENT SHALL AUTOMATICALLY RENEW FOR ONE (1) YEAR TERMS (EACH AN "EXTENDED TERM") UNLESS A PARTY GIVES THE OTHER PARTY WRITTEN TERMINATION NOTICE AT LEAST THIRTY (30) DAYS PRIOR TO THE EXPIRATION OF THE INITIAL TERM OR THEN CURRENT EXTENDED TERM. "Term" shall mean the Initial Term and Extended Term (s), if any. Cox reserves the right to increase rates for all Services by no more than ten percent (10%) during any Extended Term by providing Customer with at least sixty (60) days written notice of such rate increase. This limitation on rate increases shall not apply to video Services or Services for which rates, terms and conditions are governed by a Cox tariff or SG. Upon notice to Customer, Cox may change the rates for video Services periodically during the Term. Cox may change the rates for telephone Service subject to a Cox tariff or SG periodically during the Term. For the avoidance of doubt, promotional rates and promotional discounts provided to Customer will expire at the end of the Initial Term or earlier as set forth in the promotion language. Customer's payment for Service after notice of a rate increase will be deemed to be Customer's acceptance of the new rate.

3. Termination Customer may terminate any Service before the end of the Term selected by Customer above in the Service Terms upon at least thirty (30) days written notice to Cox; provided, however, if Customer terminates any such Service before the end of the Term (except for breach by Cox), unless otherwise expressly stated in the General Terms, Customer will be obligated to pay Cox a termination fee equal to the nonrecurring charges (if unpaid) and One Hundred Percent (100%) of the monthly recurring charges for the terminated Service(s) multiplied by the number of months, including partial months, remaining in the Term. Cox may terminate this Agreement without liability at any time prior to installation of Services if Cox determines that Customer's location is not reasonably serviceable or there is signal interference with any Cox Service(s) according to Cox's standard practices. If Customer terminates or decreases any Service that is part of a bundle offering, the remaining Service(s) shall be subject to price increases for the remaining Term. If Customer terminates this Agreement prior to installation of Service by Cox, Customer shall be liable for Cox's costs incurred. This provision survives termination of the Agreement.

4. Payment Customer shall pay Cox all monthly recurring charges ("MRCs") and all non-recurring charges ("NRCs"), if any, by the due date on the invoice. Any amount not received by the due date shown on the applicable invoice will be subject to interest or a late charge no greater than the maximum rate allowed by law. If Cox terminates this Agreement due to Customer's breach, or if Customer fails to pay any amounts when due and fails to cure such non-payment upon receipt of written notice of non-payment from Cox, Customer will be deemed to have terminated this Agreement and will be obligated to pay the termination fee described above. If applicable to the Service, Customer shall pay sales, use, gross receipts, and excise taxes, access fees and all other fees, universal service fund assessments, 911 fees, franchise fees, bypass or other local, State and Federal taxes or charges, and deposits, imposed on the use of the Services. Taxes will be separately stated on Customer's invoice. No interest will be paid on deposits unless required by law.

5. Service and Installation Cox shall provide Customer with the Services identified above in the Service Terms and may also provide related facilities and equipment, the ownership

of which shall be retained by Cox (the "Cox Equipment"), or for certain Services, Customer, may purchase equipment from Cox ("Customer Purchased Equipment"). Customer is responsible for damage to any Cox Equipment. If Cox Equipment is not returned to Cox after termination or disconnection of Services, Customer shall be liable for the Cox Equipment costs. Customer may use the Services for any lawful purpose, provided that such purpose: (i) does not interfere or impair the Cox network or Cox Equipment; (ii) complies with the AUP; and (iii) is in accordance with the terms and conditions of this Agreement. Customer shall use the Cox Equipment only for the purpose of receiving the Services. Customer shall use Customer Purchased Equipment in accordance with the terms of this Agreement and any related equipment purchase agreement. Unless provided otherwise herein, Cox shall use commercially reasonable efforts to maintain the Services in accordance with applicable performance standards. Cox network management needs may require Cox to modify upstream and downstream speeds. Use of the Services shall be subject to the AUP at <http://www.coxbusiness.com/generalterms>, which is incorporated herein by reference. Cox may change the AUP from time to time during the Term. Customer's continued use of the Services following an AUP amendment shall constitute acceptance of the revised AUP.

6. General Terms The General Terms are hereby incorporated into this Agreement by reference. BY EXECUTING THIS AGREEMENT AND/OR USING OR PAYING FOR THE SERVICES, CUSTOMER ACKNOWLEDGES THAT IT HAS READ, UNDERSTOOD, AND AGREED TO BE BOUND BY THE GENERAL TERMS.

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