

## Get back to the bag



KEVIN BOTTRELL/Colby Free Press

The second baseman for the Rookie Boys Orange team tried to tag out a runner for the Lime team after he had overshot second base at the Colby Recreation Fields on Tuesday. The

Rookie Boys have three more days of games today, Tuesday and next Thursday before their tournament July 20 to 22.

# Colorado team keeps rallying against St. Louis

DENVER (AP) — Chris Iannetta hit a leadoff home run in the bottom of the ninth inning and the Colorado Rockies pulled off another late rally against the St. Louis Cardinals.

A day after the Rockies scored a remarkable nine runs in the ninth to stun St. Louis 12-9, Colorado came back this time after trailing 5-0 in the middle innings.

Dexter Fowler hit a three-run homer in the Rockies eighth that made it 7-all. Iannetta connected against Evan MacLane (0-1) called up from Triple-A before the game.

Victor Marte (3-0), who worked out of a bases-loaded jam in the seventh, earned the victory.

Casey Kotchman supplied all Seattle's runs with a pair of home runs.

# Hitter turns from bunt to home run for the win

SEATTLE (AP) — Alberto Callaspo turned his failed eighth-inning sacrifice bunt attempt into a three-run home run, lifting the Kansas City Royals over the Seattle Mariners.

Callaspo came up in the eighth with the Royals trailing 3-2 and runners on first and second. Reliever Brandon League (5-6) had walked the first two batters. Callaspo was unsuccessful twice in making contact on a bunt.

That just set him up for a full-swing shot into the right-field seats on a 3-2 pitch, his eighth.

Joakim Soria entered the ninth with two on and no outs and retired the final three batters. He picked up his 25th save in 27 opportunities. Soria has converted 18 straight opportunities, including all three saves in the series. It was the first time since 1995 that the Royals swept the Mariners in Seattle.

Casey Kotchman supplied all Seattle's runs with a pair of home runs.

# Volleyball camps planned next week

Colby Middle and High School volleyball camps will be Monday to next Thursday, July 12-15.

The middle school camp, for girls entering seventh and eighth grades, will be from 8 to 10 a.m. each day at the high school gym.

The high school camp, for girls entering ninth through 12th grades, will be from 10 a.m. to noon each day at the high school gym.

There is no cost for the camps. For information, call coach Lesley Wagoner at 460-7959.

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### RESOLUTION NO. 1007

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS DETERMINING THAT THE CITY IS CONSIDERING EXPANDING A REDEVELOPMENT DISTRICT WITHIN THE ENVIRONS OF THE CITY, ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING ON SUCH MATTER, AND PROVIDING FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING (BOSSELMAN'S TRUCK STOP PROJECT).

WHEREAS, the City of Colby, Kansas (the "City") desires to promote, stimulate and develop the general and economic welfare of the City, Thomas County, Kansas (the "County") and the state of Kansas (the "State") and to assist in the development and redevelopment of eligible areas within the City and the County, thereby promoting the general welfare of the citizens of the State, the County and the City, by acquiring property and providing for the development and redevelopment thereof and the financing relating thereto; and

WHEREAS, pursuant to the provisions of K.S.A. 12-1770, et seq., as amended (the "Act"), the City is authorized to establish redevelopment districts within eligible areas of the City, as said terms are defined in the Act, to approve redevelopment district plans for the completion of redevelopment projects within such redevelopment project areas, and to finance all or a portion of redevelopment project costs from tax increment revenues and various fees collected within such redevelopment district, revenues derived from redevelopment projects, revenues derived from local sales taxes, other revenues described in the Act, or a combination thereof or from the proceeds of full faith and credit tax increment bonds of the City or special obligation tax increment bonds of the City payable from such described revenues; and

WHEREAS, pursuant to the Act and Ordinance No. 1453 adopted November 18, 2008, the City has created a redevelopment district within the City; and

WHEREAS, the City desired to expand the area within the existing redevelopment district; and

WHEREAS, prior to the expansion of any redevelopment district the governing body of the City must adopt a resolution stating that the City is considering the expansion of a redevelopment district, which resolution shall: (1) Give notice that a public hearing will be held to consider the expansion of a redevelopment district and fix the date, hour and place of such public hearing, which public hearing shall be held not less than 30 nor more than 70 days following adoption of such resolution, (2) describe the proposed boundaries of the expanded redevelopment district, (3) describe a proposed redevelopment district plan, (4) state that a description and map of the proposed redevelopment district are available for inspection at a time and place designated, and (5) state that the governing body will consider findings necessary for the expansion of a redevelopment district; and

WHEREAS, notice of such public hearing shall be given by mailing a copy of the resolution calling the public hearing via certified mail return, receipt requested, to the board of county commissioners of the county, the board of education of any school district levying taxes on property within the proposed redevelopment project area, and to each owner and occupant of land within the proposed redevelopment district not more than 10 days following the date of the adoption of such resolution and by publishing a copy of such resolution once in the official City newspaper not less than one week or more than two weeks preceding the date fixed for the public hearing, which publication shall include a sketch clearly delineating the area in sufficient detail to advise the reader of the particular land proposed to be included within the redevelopment project area; and

WHEREAS, upon the conclusion of such public hearing, the governing body may pass an ordinance which shall: (1) make findings that the property within the proposed redevelopment district is an "eligible area" as defined in the Act, (2) contain the redevelopment district plan as approved, (3) contain the legal description of the expanded redevelopment district, and (4) may establish the expanded redevelopment district, provided that the boundaries of the redevelopment district shall not include any area not designated in the notice of public hearing on the expansion of the redevelopment district; and

WHEREAS, no privately owned property subject to ad valorem taxes shall be acquired and redeveloped under the provisions of the Act if the board of county commissioners or the board of education levying taxes on such property determines by resolution adopted within 30 days following the conclusion of the hearing for the expansion of the redevelopment district that the proposed expansion of the redevelopment district will have an adverse effect on such county or school district; and

WHEREAS, upon the expansion of a redevelopment district pursuant to the Act, the City may propose to undertake one or more redevelopment projects and shall prepare a redevelopment project plan, which may be implemented in separate development stages, in consultation with the City's planning commission.

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

Section 1. Findings. The City is considering the expansion of an existing redevelopment district located within the City limits pursuant to the Act.

Section 2. Proposed Redevelopment District. The proposed redevelopment district, as expanded (herein referred to as the "Redevelopment District") is an approximately 22.11-acre parcel located along westbound I-70 in Thomas County, Kansas, more particularly described on Exhibit A attached hereto and incorporated herein by reference. A map depicting the boundaries of the proposed Redevelopment District is attached hereto as Exhibit B, which is incorporated herein by reference.

Section 3. Proposed Redevelopment District Plan. The buildings and facilities to be constructed or improved in the Redevelopment District may be described in a general manner as follows:

The proposed development will be a retail center located adjacent to Exit #54 of westbound I-70 in Thomas County, Kansas, which will include a truck stop with restaurant and a 64-room hotel. In addition, there shall be constructed public infrastructure improvements, including street improvements.

Section 4. Public Hearing. Notice is hereby given that a public hearing will be held by the City Council to consider the proposed Redevelopment District on July 20, 2010, at the City Council Meeting Room, located at City Hall, 585 N. Franklin, Colby, Kansas, 67701, the public hearing to commence at 7:30 p.m. or as soon thereafter as the City Council can hear the matter. At the public hearing, the governing body will receive public comment on the proposed Redevelopment District, and may, after the conclusion of such public hearing, consider the findings necessary for establishment of the Redevelopment District pursuant to the Act.

Section 5. Notice of Public Hearing. The City Clerk is hereby authorized and directed to

### Public Notice

provide for notice of the public hearing by taking the following actions:

(a) A copy of this resolution shall be mailed by United States certified mail, return receipt requested, within 10 days of this date to:

- (i) the Board of County Commissioners of Thomas County, Kansas;
- (ii) the Board of Education of U.S.D. No. 315;
- (iii) each owner and occupant of land within the proposed Redevelopment District.

(b) This resolution, specifically including Exhibits A and B attached hereto, shall be published once in the official newspaper of the City not less than one week nor more than two weeks preceding the date of the public hearing.

Section 6. Public Records. Copies of a description and map of the proposed Redevelopment District and the proposed Redevelopment District Plan for the proposed Redevelopment District are public records and are available for public inspection during regular office hours in the office of the City Clerk, City Hall, 585 N. Franklin, Colby, Kansas, 67701.

Section 7. Further Action. The Mayor, City Manager, City Clerk, City Attorney and other officials and employees of the City, including Gilmore & Bell, P.C., Bond Counsel, and Froggatt & Company, Financial Advisor, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this resolution.

Section 8. Effective Date. This resolution shall be effective upon its adoption by the City Council of the City of Colby, Kansas.

ADOPTED by the City Council of the City of Colby, Kansas on June 15, 2010.

[SEAL]

K.G. Bieber, Mayor

Attest:  
Joni L. Ketchum, City Clerk

### EXHIBIT A

### LEGAL DESCRIPTION OF PROPOSED DISTRICT

Lots 1 and 4, Bosselman Addition to the City of Colby, Thomas County, Kansas; and

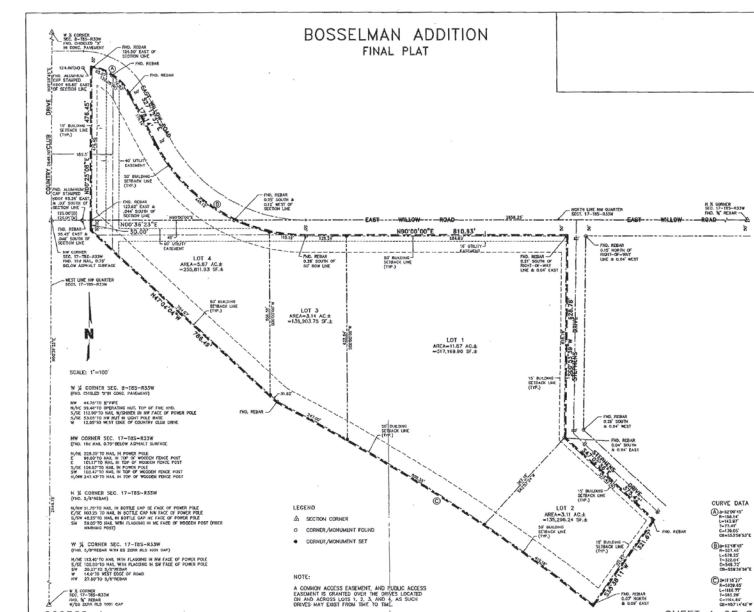
A tract composed of a portion of the Northwest Quarter (NW1/4) of Section Seventeen (17) and a portion of the Southwest Quarter (SW1/4) of Section Eight (8), Township Eight (8) South, Range Thirty-three (33) West of the 6th Principal Meridian, City of Colby, Thomas County, Kansas.

Commencing at the Southwest Corner (SW/c) of the Southwest Quarter (SW1/4) of said Section Eight (8), thence along the South line of said Southwest Quarter (SW1/4) of Section Eight (8) on an assumed bearing of North 90 Degrees 00 Minutes 00 Seconds East (N90°00'00"E) 125.01 feet to a point; thence North 00 Degrees 25 Minutes 08 Seconds East (N00°25'08"E) 476.45 feet to the point of beginning; thence North 00 Degrees 25 Minutes 08 Seconds East (N00°25'08"E) 124.90 feet to a point; thence South 89 Degrees 31 Minutes 15 Seconds East (S89°31'15"E) 60.63 feet to a point; thence South 43 Degrees 53 Minutes 21 Seconds East (S43°53'21"E) 177.90 feet to a point; thence South 27 Degrees 12 Minutes 37 Seconds East (S27°12'37"E) 214.34 feet to a point; thence on a tangent curve to the left having a radius of 427.46 feet, delta angle of 62 Degrees 48 Minutes 44 Seconds (62°48'44"), chord length of 445.50 feet, chord bearing of South 58 Degrees 36 Minutes 59 Seconds East (S58°36'59"E), and an arc length of 468.62 feet to a point; thence South 90 Degrees 00 Minutes 00 Seconds East (S90°00'00"E) 970.98 feet to a point; thence South 00 Degrees 00 Minutes 00 Seconds East (S00°00'00"E) 100.00 feet to a point; thence North 90 Degrees 00 Minutes 00 Seconds West (N90°00'00"W) 970.94 feet to a point; thence on a non-tangent curve to the right having a radius of 527.46 feet, delta angle of 62 Degrees 48 Minutes 45 Seconds (62°48'45"), chord length of 549.72 feet, chord bearing of North 58 Degrees 36 Minutes 59 Seconds West (N58°36'59"W), and an arc length of 578.25 feet to a point; thence North 27 Degrees 12 Minutes 37 Seconds West (N27°12'37"W) 178.14 feet to a point; thence on a non-tangent curve to the left having a radius of 158.14 feet, delta angle of 52 Degrees 09 Minutes 45 Seconds (52°09'45"), chord length of 139.05 feet, chord bearing of North 53 Degrees 59 Minutes 53 Seconds West (N53°59'53"W), and an arc length of 143.97 feet to the point of beginning.

This tract contains 4.37 acres more or less (Willow from the center line of Country Club through the intersection of Stephens Drive).

### EXHIBIT B

### MAP OF PROPOSED REDEVELOPMENT DISTRICT



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