

RESOLUTIONS

- 14-01 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AS TO THE NEED FOR THE HOUSING WITHIN THE CITY OF GALENA, KS AND SETTING FORTH LEGAL DESCRIPTION OF REAL PROPERTY PROPOSED TO BE DESIGNATED AS A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY
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- 14-15 NOT USED
- 14-16 NOT USED
- 14-17 NOT USED
- 14-18 A RESOLUTION FINDING THE STRUCTURE LOCATED AT 501 EUCLID IN THE CITY OF GALENA KS IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE
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- 14-23 A RESOLUTION FIXING A TIME AND PLACE PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KS AT WHICH THE OWNER, HIS OR HER AGENT, LIEN HOLDERS OF RECORDER, OCCUPANT AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OF DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE 1023 E 11TH
- 14-24 A RESOLUTION FIXING A TIME AND PLACE PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KS AT WHICH THE OWNER, HIS OR HER AGENT, LIEN HOLDERS OF RECORDER, OCCUPANT AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OF DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE 2321 GALENA AVE AUGUST 18TH
- 14-25 A RESOLUTION FIXING A TIME AND PLACE PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KS AT WHICH THE OWNER, HIS OR HER AGENT, LIEN HOLDERS OF RECORDER, OCCUPANT AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OF DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE 503 E 5TH AUGUST 18TH
- 14-26 A RESOLUTION FIXING A TIME AND PLACE PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KS AT WHICH THE OWNER, HIS OR HER AGENT, LIEN HOLDERS OF RECORDER, OCCUPANT AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OF DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE 800 BELLEVUE AUGUST 18TH
- 14-27 NOT USED
- 14-28 A RESOLUTION AUTHORIZING THE TRANSFER OF REAL ESTATE
- 14-29 A RESOLUTION FINDING THE STRUCTURE LOCATED AT 2321 GALENA IN THE CITY OF GALENA KS IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

- 14-30 A RESOLUTION FINDING THE STRUCTURE LOCATED AT 503 E 5TH IN THE CITY OF GALENA KS IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE
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- 14-32 A RESOLUTION AUTHORIZING THE CALL OF THE CITY OF GALENA KS SEWER UTILITY SYSTEM IMPROVEMENT REVENUE BONDS, SERIES 2001 DATED APRIL 25, 2001 AND AUTHORIZING THE CITY TO GIVE NOTICE OF REDEMPTION
- 14-33 A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GALENA, KS DETERMINING THAT THE CITY IS CONSIDERING ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH PROPOSED DISTRICT ESTABLISH THE DATE AND TIME OF A PUBLIC HEARING ON SUCH MATTER, AND PROVIDE FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING (GALENA ESTATES PROJECT)
- 14-34 A RESOLUTION CERTIFYING LEGAL AUTHORITY TO APPLY FOR THE 2015 KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FROM THE KANSAS DEPARTMENT OF COMMERCE AND AUTHORIZING THE MAYOR/COMMISSIONER TO SIGN AND SUBMIT SUCH AN APPLICATION
- 14-35 A RESOLUTION ASSURING THE KANSAS DEPARTMENT OF COMMERCE THAT FUNDS WILL BE CONTINUALLY PROVIDED FOR THE OPERATION AND MAINTENANCE OF IMPROVEMENTS TO STREET SYSTEM TO BE FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
- 14-36 INVOLVES A PROPOSAL SUBMITTED BY CASTLE ROCK TO THE SE GAMING ZONE GAMING MANAGER OF THE STATE OF KANSAS

(Published in the Sentinel Times on the 22nd day of January, 2014)

RESOLUTION NO. 14-1

A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AS TO THE NEED FOR THE HOUSING WITHIN THE CITY OF GALENA, KANSAS AND SETTING FORTH THE LEGAL DESCRIPTION OF REAL PROPERTY PROPOSED TO BE DESIGNATED AS A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY.

WHEREAS, K.S.A. 12-5241 et seq. (the "Act") authorizes any city incorporated in accordance with the laws of the State of Kansas (the "State") with a population of less than 40,000 located in a county with a population of less than 60,000, to designate rural housing incentive districts within such city; and

WHEREAS, prior to such designation the governing body of such city shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community; and

WHEREAS, after conducting such analysis, the governing body of such city may adopt a resolution making certain findings regarding the establishment of a rural housing incentive district and providing the legal description of property to be contained therein; and

WHEREAS, after publishing such resolution, the governing body of such city shall send a copy thereof to the Secretary of Commerce of the State (the "Secretary") requesting that the Secretary agree with the finding contained in such resolution; and

WHEREAS, if the Secretary agrees with such findings, such city may proceed with the establishment of a rural housing incentive district within such city and adopt a plan for the development or redevelopment of housing and public facilities in the proposed district; and

WHEREAS, the City of Galena , Kansas (the "City") has an estimated population of 3,085, is located in Cherokee County, Kansas which has a population of 21,603 and therefore constitutes a city as said term is defined in this act; and

WHEREAS, the Governing Body of the City has performed a Housing Needs Analysis dated January 18, 2013 (the "Needs Analysis"), a copy of which is on file in the office of the City Clerk, and attached hereto as Exhibit "B"; and

WHEREAS, based on the Needs Analysis, the Governing Body of the City proposes to commence proceedings necessary to create a Rural Housing Incentive District, in accordance with the provisions of the Act.

THEREFORE, BE IT RESOLVED by the Governing Body of the City of Galena, Kansas, as follows:

Section 1. The Governing Body has previously adopted and incorporated reference as part of this Resolution the Needs Analysis, a copy of which is on file in the office of the City Clerk, and based on a review of said Needs Analysis makes the following findings and determinations.

Section 2. The Governing Body hereby finds and determines that there is a shortage of quality housing of various price ranges in the City despite the best efforts of public and private housing developers.

Section 3. The Governing Body hereby finds and determines that the shortage of quality housing can be expected to persist and that additional financial incentives are necessary in order to encourage the private sector to construct or renovate housing in the City.

Section 4. The Governing Body hereby finds and determines that the shortage of quality housing is a substantial deterrent to future economic growth and development in the City.

Section 5. The Governing Body hereby finds and determines that the future economic wellbeing of the City depends on the Governing Body providing additional incentives for the construction or renovation of quality housing in the City.

Section 6. Based on the findings and determinations contained in Sections 2 through 5 of this Resolution, the Governing Body proposed to establish a rural Housing Incentive District pursuant to the Act, within boundaries of the real estate legally described in Exhibit "A-1" and depicted in the maps in Exhibits "A-2" (the denoted 4.1 acre tract) and "A-3" (the block outlined in yellow marker) attached hereto.

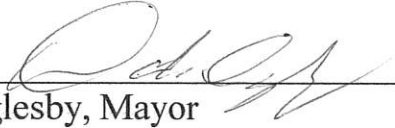
Section 7. This Resolution shall take effect after its adoption and publication once in the official City newspaper.

APPROVED AND PASSED by the Governing Body of the City of Galena, Kansas, this 6th day of January, 2014.

Exhibit A-1


A part of the Government Lot 4 in the SE ¼ of Section 13, Township 34 South, Range 25 East, Cherokee County, Kansas, more particularly described as follows: Beginning at a point on the East line of said Lot 4 460 feet North of the Southeast Corner thereof, thence West 436 feet, thence North 200 feet, thence West 24 feet, thence North 186 feet, thence East 460 feet to a point on the East line of said Lot 4, thence South 386 feet to the point of beginning, LESS highway right-of-way.

Block 9 in the Original Plat to the City of Galena, Cherokee County, Kansas, according to the recorded plat thereof




Dale Oglesby, Mayor

ATTEST:



Flora Charles
City Clerk

APPROVED AS TO FORM:



Kevin Cure
City Attorney

Purchase and Sale Agreement

Exhibit *BA-2*

Legal Description of the Property

A part of Govt. Lot 4, in the SE 1/4 of Section 13, Township 34 South, Range 25 East, Cherokee County, Kansas, more particularly described as follows: Beginning at point on the East line of said Lot 4 460 feet North of the SE Corner thereof, thence West 436 feet, thence North 200 feet, thence West 24 feet, thence North 186 feet, thence East 460 feet to a point on the East line of said Lot 4, thence South 386 feet to the point of beginning. LESS highway right-of-way.



	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
52	Insurance Auto		\$ -	\$ 1,052	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
53	Insurance -Phys - Gen Lab - DSO		\$ -	\$ -	\$ 12,600	\$ -	\$ 4,200	\$ -	\$ 4,200	\$ -	\$ 4,200	\$ -	\$ 4,200	\$ -	\$ 4,200
54	Insurance Medical Malpractice		\$ -	\$ -	\$ -	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
55	Insurance Work Comp		\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083	\$ 12,083
56	Insurance Umbrella		\$ -	\$ -	\$ -	\$ 11,650	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
57	Interest Expense		\$ 44,000	\$ 48,500	\$ 52,500	\$ 57,000	\$ 61,500	\$ 66,500	\$ 71,500	\$ 71,500	\$ 71,500	\$ 71,500	\$ 71,500	\$ 71,500	\$ 71,500
58	Interoperative Management		\$ 8,000	\$ 8,000	\$ 9,000	\$ 9,000	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500	\$ 9,500
59	Laboratory Blood Bank Supply		\$ 7,500	\$ 7,500	\$ 7,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000	\$ 9,000
60	Laboratory Expense		\$ 350	\$ 350	\$ 350	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400	\$ 400
61	Legal / Attorney Fee		\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
62	License Fee		\$ 300	\$ -	\$ 450	\$ 300	\$ -	\$ 150	\$ 18,000	\$ 550	\$ 500	\$ 150	\$ -	\$ -	\$ 500
63	Liens		\$ -	\$ -	\$ -	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500
64	Management Fee		\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500	\$ 38,500
65	Medical Gases		\$ 2,480	\$ 2,480	\$ 2,945	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255	\$ 3,255
66	Medical Supplies Disposable		\$ 40,800	\$ 42,500	\$ 45,900	\$ 44,200	\$ 44,200	\$ 44,200	\$ 45,900	\$ 45,900	\$ 45,900	\$ 47,600	\$ 47,600	\$ 47,600	\$ 47,600
67	Medical Supplies Radiology		\$ 350	\$ 350	\$ 350	\$ 400	\$ 400	\$ 400	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500
68	Medicare Quality Assessment Management		\$ 1,750	\$ -	\$ -	\$ 1,750	\$ -	\$ -	\$ 1,750	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
69	Utilization Review		\$ -	\$ -	\$ -	\$ 2,000	\$ -	\$ -	\$ 2,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
70	Malpractice Reimbursement		\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150	\$ 150
71	Office Supplies		\$ 5,500	\$ 5,500	\$ 5,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 6,500
72	Payroll		\$ 264,500	\$ 265,000	\$ 275,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000	\$ 280,000
73	Payroll Tax		\$ 88,608	\$ 88,775	\$ 92,125	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800	\$ 93,800
74	Payroll Processing Fee		\$ 3,500	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,500	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
75	Post Control		\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385	\$ 385
76	Postage & Delivery Fees		\$ 350	\$ 350	\$ 350	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450	\$ 450
77	Printing Expense		\$ -	\$ -	\$ 580	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
78	Purchased Services - Coding		\$ 3,000	\$ 3,125	\$ 3,375	\$ 3,250	\$ 3,250	\$ 3,250	\$ 3,375	\$ 3,375	\$ 3,375	\$ 3,375	\$ 3,375	\$ 3,375	\$ 3,375
79	Purchased Services - Lab Inpatient		\$ 14,520	\$ 15,730	\$ 18,150	\$ 19,350	\$ 19,350	\$ 19,350	\$ 20,570	\$ 20,570	\$ 20,570	\$ 20,570	\$ 20,570	\$ 20,570	\$ 20,570
80	Purchased Services - Lab Outpatient		\$ 2,400	\$ 2,400	\$ 2,400	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000
81	Total Lab Costs		\$ 16,920	\$ 18,130	\$ 20,550	\$ 21,350	\$ 21,350	\$ 21,350	\$ 22,570	\$ 22,570	\$ 22,570	\$ 22,570	\$ 22,570	\$ 22,570	\$ 22,570
82	Purchased Services - Medical Administrative		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
83	Purchased Services - Health Patients		\$ 5,940	\$ 6,435	\$ 7,425	\$ 7,920	\$ 7,920	\$ 7,920	\$ 8,415	\$ 8,415	\$ 8,415	\$ 8,415	\$ 8,415	\$ 8,415	\$ 8,415
84	Purchased Services - Health Physicians		\$ 100	\$ 100	\$ 100	\$ 100	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200
85	Purchased Services - Waiting Room Bev		\$ 510	\$ 531	\$ 574	\$ 553	\$ 553	\$ 553	\$ 574	\$ 574	\$ 574	\$ 574	\$ 574	\$ 574	\$ 574
86	Purchased Services - Radiologist Services		\$ 800	\$ 800	\$ 800	\$ 900	\$ 900	\$ 900	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200
87	Radiology Department Expense		\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510
88	Refunds - Patient Refunds		\$ 5,500	\$ 5,500	\$ 5,500	\$ 6,500	\$ 6,500	\$ 6,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500
89	Taxes - Use Tax		\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500
90	Telephone		\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650
91	Transcription		\$ 2,160	\$ 2,250	\$ 2,430	\$ 2,340	\$ 2,340	\$ 2,340	\$ 2,430	\$ 2,430	\$ 2,430	\$ 2,430	\$ 2,430	\$ 2,430	\$ 2,430
92	Trash		\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750	\$ 750
93	Uniforms		\$ -	\$ -	\$ -	\$ 2,000	\$ -	\$ -	\$ 2,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
94	Utilities - Electric Expense		\$ 18,000	\$ 18,000	\$ 18,000	\$ 18,500	\$ 18,500	\$ 18,500	\$ 19,500	\$ 19,500	\$ 19,500	\$ 19,500	\$ 19,500	\$ 19,500	\$ 19,500
95	Utilities - Gas		\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
96	Utilities - TV Satellite		\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600
97	Utilities - Water		\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850	\$ 850
98	Waste - Medical Disposal		\$ 350	\$ 350	\$ 350	\$ 400	\$ 400	\$ 400	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500
99	Total Expense:		\$ 1,484,876	\$ 1,417,287	\$ 1,520,575	\$ 1,685,021	\$ 1,819,126	\$ 1,819,349	\$ 1,702,603	\$ 1,622,707	\$ 1,658,183	\$ 1,941,398	\$ 1,823,226	\$ 1,862,637	\$ 2,015,983
100			\$ 1,105,911	\$ 49,369	\$ 127,463	\$ 12,708	\$ 12,708	\$ 78,380	\$ 85,817	\$ 165,718	\$ 220,928	\$ 69,404	\$ 459,649	\$ 510,929	\$ 1,694,163

(Published in the Sentinel Times on the 22nd day of January, 2014)

RESOLUTION NO. 14-2

A RESOLUTION SUPPORTING A HOUSING TAX CREDIT APPLICATION TO BE FILED WITH THE KANSAS HOUSING RESOURCES CORPORATION FOR THE DEVELOPMENT OF AFFORDABLE RENTAL HOUSING TO BE LOCATED IN GALENA, KANSAS, NEAR THE SOUTHWEST CORNER OF INTERSECTION OF 7TH STREET AND STATELINE ROAD.

WHEREAS, the city of Galena, Kansas, has been informed by MV Affordable Housing, LLC, that a housing tax credit application will be filed with the Kansas Housing Resources Corporation for the developer of affordable rental housing to be located at the southwest corner of the intersection of 7th Street and Stateline Road, in Galena, Kansas, with a legal description as follows:

A part of the Government Lot 4 in the SE ¼ of Section 13, Township 34 South, Range 25 East, Cherokee County, Kansas, more particularly described as follows: Beginning at a point on the East line of said Lot 4 460 feet North of the Southeast Corner thereof, thence West 436 feet, thence North 200 feet, thence West 24 feet, thence North 186 feet, thence East 460 feet to a point on the East line of said Lot 4, thence South 386 feet to the point of beginning, LESS highway right-of-way.

WHEREAS, the housing development will contain 40 units; and,

WHEREAS, the units will be targeted to families; and,

WHEREAS, the development will be new construction; and,

WHEREAS, the property will have the following amenities: clubhouse, playground, washer/dryer hookups, balconies, and a computer room;

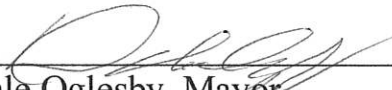
WHEREAS, the developer has requested local assistance though tax increment financing;

THEREFORE, BE IT RESOLVED by the Governing Body of the City of Galena, Kansas, as follows:

Section 1. The Governing Body supports and approves the development of the aforesated housing in our community, subject to state law, city ordinances, applicable zoning laws and processes, and the building permit process. This resolution is effective until January 1, 2015. In the event any of the characteristics should change prior to the issuance of a building permit, this resolution is null and void.

Section 2. This Resolution shall take effect after its adoption and publication once in the official City newspaper.

APPROVED AND PASSED by the Governing Body of the City of Galena, Kansas, this 6th day of January, 2014.




Dale Oglesby, Mayor

ATTEST:



Flora Charles
City Clerk

APPROVED AS TO FORM:



Kevin Cure
City Attorney

Exhibit B



January 18, 2013

Mr. Michael C. Dektas
MV Residential Development
9349 WaterStone Blvd.
Cincinnati, OH 45429

Re: Rural Housing Incentive District -- Galena, KS Housing Needs Data

Dear Mr. Dektas,

This letter is in response to your request to provide housing data for the city of Galena, Kansas. It is our understanding that the city may apply to the Department of Commerce to be designated as a Rural Housing Incentive District. This designation will authorize tax incremental financing for public improvements in support of housing development. To qualify for the designation, it is our understanding that the governing body of the city must establish that a housing shortage has persistently existed and has served as a deterrent to the economic development of the area. Further, it must be established the shortage of housing is anticipated to persist and future economic growth will be jeopardized until the shortage of housing is remedied. While this letter will not directly or definitively draw conclusions regarding the presence of a housing shortage, its continued existence, or what the impact of a potential shortage has or will have on the local economy, it will provide housing data that may be used to draw such a conclusion.

Based on guidelines provided by the Kansas Housing Resources Corporation, Bowen National Research has obtained the following Census and American Community Survey (ACS) data in regards to the housing supply within the city of Galena, Kansas.

Bowen National Research
156 E. Columbus Street, Suite 220
Pickerington, Ohio 43147
(614) 833-9300

The distribution of the housing stock within the city of Galena is summarized in the following table:

Housing Status	2000 (Census)		2010 (Census)	
	Housing Units	Percent	Housing Units	Percent
Total Occupied	1,290	87.7%	1,198	83.8%
Owner-Occupied	876	67.9%	772	64.4%
Renter-Occupied	414	32.1%	426	35.6%
Vacant	181	12.3%	231	16.2%
For Rent	64	35.4%	64	27.7%
For Sale Only	22	12.2%	21	9.1%
Rented or Sold, not occupied	28	15.5%	33	14.3%
For Seasonal, recreational, or occasional use	11	6.1%	5	2.2%
For migratory workers	0	0.0%	0	0.0%
Other Vacant	56	30.9%	108	46.8%
Total	1,471	100.0%	1,492	100.0%

Source: Table QT-H1 - 2000 Census; 2010 Census;

In 2000, 64 rental units were vacant and 414 were occupied. Combined, there were 478 total rental housing units within the city of Galena (occupied and vacant). As such, the vacancy rate among the rental housing stock in 2000 was 13.4% ($64/478 = 13.4\%$) and decreased to 13.1% by 2010. Utilizing the same methodology, the vacancy rate among the for-sale, or owner-occupied, housing stock was 2.4% in 2000, which increased to 2.8% by 2010. Between the 2000 and 2010 census, the vacancy rate of the overall housing stock increased from 12.3% to 16.2%. Most notably, this increase appears to be among 'Other Vacant.' 'Other Vacant' includes dilapidated, substandard and foreclosed homes.

The following table details those homes considered to be substandard condition due to lack of complete plumbing facilities. It also estimates the number of overcrowded homes within the city of Galena.

Renter-Occupied	Units	Owner-Occupied	Units
Complete Plumbing Facilities:	399	Complete Plumbing Facilities:	772
1.00 or less occupants per room	399	1.00 or less occupants per room	772
1.01 to 1.50 occupants per room	0	1.01 to 1.50 occupants per room	0
1.51 or more occupants per room	0	1.51 or more occupants per room	0
Lacking Complete Plumbing Facilities:	27	Lacking Complete Plumbing Facilities:	0
1.00 or less occupants per room	27	1.00 or less occupants per room	0
1.01 to 1.50 occupants per room	0	1.01 to 1.50 occupants per room	0
1.51 or more occupants per room	0	1.51 or more occupants per room	0
Total Renter-Occupied	426	Total Owner-Occupied	772

While no owner-occupied homes are estimated to lack complete plumbing facilities, 6.3% of all rental properties within the city are reportedly without a full kitchen and/or bathroom. None of the occupied-housing units are estimated to be overcrowded.

Another statistic used to determine overcrowded housing conditions among large families is to compare those households with six or more persons with the number of large units with four or more bedrooms. The following table illustrates a more detailed breakdown of household sizes by person and tenure. Additionally, it also illustrates the number of housing units by bedrooms.

Size (Total)		
Household Size	Renters	Owners
1-person H.H.	153	199
2-person H.H.	141	318
3-person H.H.	43	80
4-person H.H.	76	139
5-person H.H.	13	26
6-or-more person H.H.	0	9
Units by Bedrooms		
	Renters	Owners
No Bedroom	0	0
1 Bedroom	96	14
2 Bedroom	209	261
3 Bedroom	105	423
4 Bedroom	16	55
5 or More Bedrooms	0	19

Source: 2010 Census; 2007-2011 ACS; Bowen National Research
H.H. - Households

As illustrated, there are more housing units with four or more bedrooms compared to large household sizes with six or more people.

The following table details data regarding the percent of occupied housing units by year built and tenure:

Year	Renter Occupied		Owner Occupied	
	Number	Percent	Number	Percent
2005 and later	0	0.0%	0	0.0%
2000 to 2004	0	0.0%	8	1.1%
1990 to 1999	30	7.0%	96	12.5%
1980 to 1989	44	10.3%	43	5.4%
1970 to 1979	71	17.0%	129	16.7%
1960 to 1969	82	19.2%	95	12.3%
1950 to 1959	38	8.9%	36	4.7%
1940 to 1949	112	26.2%	52	6.7%
1939 or Earlier	49	11.4%	313	40.6%
Total	426	100.0%	772	100.0%

Source: 2007-2011 ACS 5-Year Estimates; Bowen National Research

As illustrated, the percentage of occupied homes built in the 2000s is substantially less than most of the previous decades. Further, the majority of occupied homes were built prior to 1960.

The distribution of households by income and tenure is illustrated in the following table. Further, housing costs for each income band have been calculated to illustrate the costs that would allow those households to only pay up to 30% of their income towards housing. Finally, the number of occupied and vacant housing units that correspond to those calculated housing costs has been added. The result is a shortage or surplus of units by household income.

Household Income	Renter				Owner			
	H.H.	Gross Rent (30% of Income)	Number of Occupied and/or Rentals	(Shortage/ Surplus)	H.H.	Owner Costs (30% of Income)	Number of Occupied and/or Sales	(Shortage/ Surplus)
Less than \$5,000	44	\$125 or less	0	(44)	8	\$125 or less	4	(4)
\$5,000-\$9,999	90	\$126 - \$250	25	(65)	45	\$126 - \$250	85	40
\$10,000-\$14,999	97	\$251 - \$375	68	(29)	42	\$251 - \$375	182	140
\$15,000-\$19,999	36	\$376 - \$500	39	3	56	\$376 - \$500	158	102
\$20,000-\$24,999	44	\$501 - \$625	192	148	39	\$501 - \$625	88	49
\$25,000-\$34,999	33	\$626 - \$875	31	(2)	112	\$626 - \$875	137	25
\$35,000-\$49,999	66	\$876 - \$1,250	114	48	168	\$876 - \$1,250	72	(96)
\$50,000-\$74,999	16	\$1,251 - \$1,875	21	5	150	\$1,251 - \$1,875	56	(94)
\$75,000-\$99,999	0	\$1,876 - \$2,500	0	0	80	\$1,876 - \$2,500	11	(69)
\$100,000- \$149,999	0	\$2,501 - \$3,750	0	0	54	\$2,501 - \$3,750	0	(54)
\$150,000 or more	0	\$3,751 or more	0	0	18	\$3,751 or more	0	(18)
Total	426	-	490	64	772	-	793	21

Source: 2010 Census; 2007-2011 ACS; Bowen National Research

H.H. - Households

*Includes Vacant For-Rent or For-Sale Units

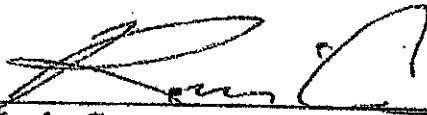
Notably, most housing costs per unit are \$1,875 or lower, regardless of tenure. Despite an overall surplus of rental housing units, it appears there is a large shortage of low-rent housing for households earning less than \$15,000. Conversely, there is a surplus of owner-occupied and for-sale housing opportunities for the same income level. However, this is likely due to households no longer paying mortgages. In this scenario, home owners will only be responsible for paying taxes, insurance, utilities and repair costs. Based on 2007-2011 ACS data, approximately 54.1% of owner-occupied units do not have a mortgage. Therefore, the surplus of owner-occupied and for-sale homes with costs below \$375 is likely an artificial reflection of homes that no longer carry a mortgage, but are occupied by households with incomes about \$15,000. In turn, this would also partially explain the shortage of owner-occupied and for-sale homes with costs above \$875.


Dale Oglesby, Mayor

ATTEST:


Flora Charles
City Clerk

APPROVED AS TO FORM:


Kevin Cure
City Attorney

RESOLUTION 14-4

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 3rd day of February 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

That a hearing will be held on the 17th day of March, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is (219 E. Forest, Galena, KS)**

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 3rd day of February, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Renee Charles, City Clerk

Resolution 14-4

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-5

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 3rd day of February 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

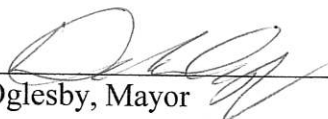
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS:

That a hearing will be held on the 17th day of March, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is (1200 Madison, Galena, KS)**

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 3rd day of February, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Renee Charles, City Clerk

Resolution 14-5

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-6

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 2421 S. WOOD STREET IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 16th day of December, 2013, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 13-44 dated the 16th day of December, 2013, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 13- was published in the official city newspaper on the 25th day of December, 2013, and on the 1st day of January, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 3rd day of February, 2014, the governing body did conduct the hearing scheduled in Resolution 13-44 and took evidence from the following: the enforcing officer on behalf of the city. The following parties in interest did not appear and did not present evidence:

Guy Wade Blevins, 611 Stokenbury Road, Elkins AR 72727
Sonja D. Blevins, 611 Stokenbury Road, Elkins AR 72727

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

1. The governing body hereby finds that the structure located 2421 S. Wood, Galena, Kansas, and legally described as,

ALL OF LOT THIRTY-FIVE (35), IN B.W. REALTY COMPANY'S FIRST ADDITION TO GALENA, ACCORDING TO THE RECORDED PLAT OF SAID ADDITION;

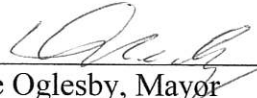
is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than February 21, 2014) and to have the removal completed within twenty (20) days of commencement, (not later than March 13, 2014). Provided, that upon due application by the owner and for good cause Shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.


BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 3rd day of February 2014, by the Governing Body of the City of Galena, Kansas.



Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk
Resolution 14-6

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-37

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 3rd day of February 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

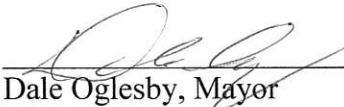
That a hearing will be held on the 17th day of March, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is (817 Mineral, Galena, KS)**

Lots 20, 21, 22, 23, 24, 25 and 26 in Block 2, Smith & Moeller's Addition to the City of Galena, according to the recorded plat thereof.

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 3rd day of February, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Renee Charles, City Clerk

Resolution 14-3

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-8

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 1203 MADISON, IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on or before the 1st day of April, 2013, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 13-18 dated the 1st day of April, 2013, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 13-18 was published in the official city newspaper on the 3rd day of April, 2013, and on the 10th day of April, 2013, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on June 3, 2013, Bonnie Cusick appeared and requested more time to repair the structure. No permit has been issued and no repairs have been made.

Whereas, on this 18th day of February, 2014, the governing body did conduct the hearing scheduled in Resolution 13-18 and took evidence from the following: the enforcing officer on behalf of the city and the following parties in interest did not appear.

Evan Jones, 1203 Madison, Galena, Kansas
Ima Jean Jones, 1203 Madison, Galena, Kansas
Evan Jones, 704 Harvard, Carthage, MO 64386
Ima Jean Jones, 704 Harvard, Carthage, MO 64386

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

1. The governing body hereby finds that the structure located at (1203 Madison, Galena, Kansas), and legally described as,

Lot seven (7), in Kellers First addition of the City of Galena, Cherokee County, Kansas, according to the recorded plat thereof;


is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.


2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution not later than April 15, 2014 and to have the removal completed not later than May 5, 2014. Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 18th day of February, 2014, by the Governing Body of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest

Flora R. Charles, City Clerk
Resolution 14-8

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-9

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 18th day of February 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

That a hearing will be held on the 7th day of April, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: (address is: 1806 Galena Ave.)

LOTS FOURTEEN (14) AND FIFTEEN (15) AND THE NORTH FOURTEEN (14) FEET OF LOT THIRTEEN (13), ALL IN BLOCK NINETEEN (19), SPRING GROVE ADDITION TO THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS, ACCORDING TO THE RECORDED PLAT THEREOF.

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 18th day of February, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk

Resolution 14-9

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-10

A RESOLUTION CONVEYING THE FOLLOWING PROPERTY TO FIBER COMMUNICATIONS OF COLUMBUS, LLC BY THE CITY OF GALENA, KANSAS.

WHEREAS, Fiber Communications of Columbus, LLC, is undertaking to construct facilities in Galena, Kansas, that will assist in providing an additional phone service and internet provider. This has substantial benefit to the citizens of Galena, Kansas.

WHEREAS, the City Council finds the real property described in the attached deed should be deeded from the City of Galena, Kansas, to Fiber Communications of Columbus, LLC, for the sum of \$20.00, and a donation from Fiber Communications of Columbus, LLC, in the amount of their choosing toward construction of sidewalks in Pappy Litch Park in Galena, Kansas.

BE IT RESOLVED the real property described in the attached deed should be deeded from the City of Galena, Kansas, to Fiber Communications of Columbus, LLC, for the sum of \$20.00, and a donation from Fiber Communications of Columbus, LLC, in the amount of their choosing toward construction of sidewalks in Pappy Litch Park in Galena, Kansas.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper.

Adopted this 7th day of March, 2014, by the City Council of the City of Galena, Kansas.



Attest:

Florence Collins
Florence Collins, Asst. City Clerk
Resolution 14-10

Linda Watkins
Linda Watkins, President of the City
Council

Prepared by:
Kevin Cure, City Attorney

RESOLUTION 14-10

A RESOLUTION CONVEYING THE FOLLOWING PROPERTY TO FIBER COMMUNICATIONS OF COLUMBUS, LLC BY THE CITY OF GALENA, KANSAS.

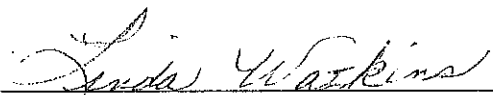
WHEREAS, Fiber Communications of Columbus, LLC, is undertaking to construct facilities in Galena, Kansas, that will assist in providing an additional phone service and internet provider. This has substantial benefit to the citizens of Galena, Kansas.

WHEREAS, the City Council finds the real property described in the attached deed should be deeded from the City of Galena, Kansas, to Fiber Communications of Columbus, LLC, for the sum of \$20.00, and a donation from Fiber Communications of Columbus, LLC, in the amount of their choosing toward construction of sidewalks in Pappy Litch Park in Galena, Kansas.

BE IT RESOLVED the real property described in the attached deed should be deeded from the City of Galena, Kansas, to Fiber Communications of Columbus, LLC, for the sum of \$20.00, and a donation from Fiber Communications of Columbus, LLC, in the amount of their choosing toward construction of sidewalks in Pappy Litch Park in Galena, Kansas.


BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper.

Adopted this 7th day of March, 2014, by the City Council of the City of Galena, Kansas.



Linda Watkins, President of the City Council

Attest:



Florence Collins, Asst. City Clerk
Resolution 14-10

Prepared by:
Kevin Cure, City Attorney

RESOLUTION 14-13

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 7th day of April, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

That a hearing will be held on the 19th day of May, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is: 501 Euclid, Galena KS)**

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 7th day of April, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk

Resolution 14-13

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-14

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 5th day of May, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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


That a hearing will be held on 16th the day of June, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: (address is: 206 N. Main)

LOTS 403, 404, 405, 406, 407 AND 408 IN GALENA TOWN COMPANY'S ADDITION TO THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS.

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 5th day of May, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk

Resolution 14-18

Prepared by: Kevin Cure, City Attorney

(Published in the Sentinel Times on the 9th day of April, 2014)

RESOLUTION NO. 14-14

A RESOLUTION SUPPORTING KANSAS LEGISLATURE HOUSE BILL NO. 2272 AND REQUESTING THE HONORABLE SAM BROWNBAC TO SIGN THE BILL INTO LAW.

BE IT RESOLVED BY THE CITY COUNCIL OF GALENA, KANSAS, KANSAS:

WHEREAS, the City Council of Galena, Kansas, (hereinafter referred to as "Council"), does make the following findings, and;

WHEREAS, the Council finds several years have passed since the passage of legislation that is presently set forth in K.S.A. 74-8734, and;

WHEREAS, the Council finds K.S.A. 74-8734 presently requires a minimum investment in infrastructure for a southeast Kansas lottery gaming facility of \$225.0 million and the required privilege fee for the lottery gaming facility manager of the southeast Kansas is \$25.0 million, and;

WHEREAS, the Council finds that House Bill No. 2272 would amend K.S.A. 74-8734 to require a minimum investment in infrastructure for a southeast Kansas lottery gaming facility of \$50.0 million and the required privilege fee for the lottery gaming facility manager of the southeast Kansas lottery gaming facility to be \$5.5 million, and;

WHEREAS, the Council finds the enactment into law of House Bill No. 2272 greatly increases the likelihood of a management contract being awarded to an experienced and strong business to operate a lottery gaming facility in the southeast Kansas gaming zone through the lowering of the minimum investment in infrastructure and the required privilege fee for the lottery gaming facility manager, and;

WHEREAS, the Council finds the operation of a lottery gaming facility in the southeast Kansas gaming zone would create Kansas jobs during the construction of the facility and continue to create jobs and expand the Kansas economy once the operation of such a facility commences, and;

WHEREAS, the Council finds the operation of a lottery gaming facility in the southeast Kansas gaming zone would generate fees based on its revenues and generate additional taxation revenues that would be used to support infrastructure for the facility, perhaps leading to the lowering of the mill levy applicable to all real estate in the county where such a facility is located, and;

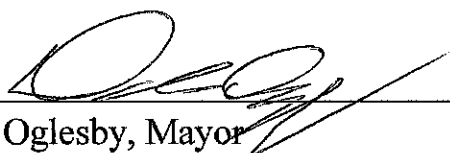
WHEREAS, the Council finds the location of a lottery gaming facility in the southeast Kansas gaming zone could lead to greater opportunities for local businesses that conduct business with the lottery gaming facility and attract customers to the area that would conduct other business in the region such as with hotels, restaurants, and through advertising with local media, and;

WHEREAS, the Council finds that passage of the bill would increase tourism to Kansas, and;


WHEREAS, the City Council of Galena, Kansas, meeting in regular session, this 7th day of April, 2014, does hereby resolve as follows: for all of the previously stated reasons we respectfully request The Honorable Sam Brownback sign Kansas House Bill No. 2272 into law.

This resolution shall take effect and be in full force from and after its passage and publication once in the official county newspaper.

Adopted this 7th day of April, 2014, by the CITY COUNCIL OF GALENA, KANSAS.


Dale Oglesby, Mayor

ATTEST:


Flora Charles
City Clerk

Prepared by:
Kevin Cure
City Attorney

RESOLUTION 14- 18

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 501 EUCLID IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 7th day of April, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-13 dated the 7th day of April, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-13 was published in the official city newspaper on the 9th day of April, 2014, and on the 16th day of April, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 5th day of May, 2014, the governing body did conduct the hearing scheduled in Resolution 14-13 and took evidence from the following: the enforcing officer on behalf of the city. The following parties in interest _____ did not appeared or _____ appeared and did not present evidence:

David L. Castleberry, Sr., 501 Euclid Ave., Galena, KS 66739 (deceased);
Molly I. Cash, 501 Euclid Ave., Galena, KS 66739;
Edwin G. Cash Jr., 501 Euclid Ave., Galena, KS 66739;
John Kitch, 501 Euclid Ave., Galena, KS 66739; and,
Beneficial Mortgage of Kansas, Inc., 501 N. Broadway, Pittsburg,
KS 66762.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GALENA, KANSAS, THAT:

1. The City Council hereby finds that the structure located 501 Euclid, Galena, Kansas, and legally described as follows:

Lot One (1), Block One (1), in Cornwall Fifth Addition to the City of Galena, according to the recorded plat thereof;

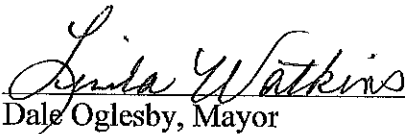
is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than June 11, 2014) and to have the removal completed within twenty days of commencement, not later than July 1, 2014). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.


BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 19th day of May, 2014, by the Governing Body of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk
Resolution 14-

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-19

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 906 COLUMBUS. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 5th day of May, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-16 dated the 5th day of May, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-16 was published in the official city newspaper on the 7th day of June, 2014, and on the 14th day of June, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 16th day of June, 2014, the governing body did conduct the hearing scheduled in Resolution 14-16 and took evidence from the following: the enforcing officer on behalf of the city. The following party in interest, Melanie M. Huffman, _____ appeared X, did not appear.

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

1. The governing body hereby finds that the structure located 906 Columbus, Galena, Kansas, and legally described as,

Lots 4, 5, 6 and 7 in Empire Town Company's subdivision to the City of Galena, Cherokee County, Kansas.

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than July 8, 2014) and to have the removal completed not later than July 28, 2014). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same,

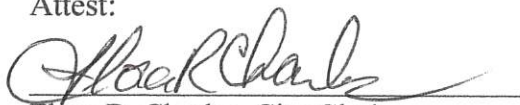
the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 16th day of June 2014, by the City Council of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk
Resolution 14-19

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-20

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 910 COLUMBUS. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 5th day of May, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-15 dated the 5th day of May, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-15 was published in the official city newspaper on the 7th day of May, 2014, and on the 14th day of June, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 16th day of June, 2014, the governing body did conduct the hearing scheduled in Resolution 14-15 and took evidence from the following: the enforcing officer on behalf of the city. The following party in interest Richard Lansaw, appeared _____ did not appear X .

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

1. The governing body hereby finds that the structure located 906 Columbus, Galena, Kansas, and legally described as,

Lots One (1) and Two (2) and Three (3) of Empire Town Company Subdivision of the City of Galena, Cherokee County, Kansas, according to the recorded plat thereof;

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than July 8, 2014) and to have the removal completed not later than July 28, 2014). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.


BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 16th day of June, 2014, by the City Council of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk
Resolution 14-20

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-21

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 206 N. MAIN. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 5th day of May, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-14 dated the 5th day of May, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-14 was published in the official city newspaper on the 7th day of May, 2014, and on the 14th day of May, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 16th day of June, 2014, the governing body did conduct the hearing scheduled in Resolution 14-14 and took evidence from the following: the enforcing officer on behalf of the city. The following parties in interest, Larry Courtney _____ appeared _____ did not appear X . First State Bank of Joplin appeared _____ did not appear X .

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

1. The governing body hereby finds that the structure located 206 N. Main St., Galena, Kansas, and legally described as

LOTS 403, 404, 405, 406, 407 AND 408 IN GALENA TOWN COMPANY'S ADDITION TO THE CITY OF GALENA, CHEROKEE COUNTY, KANSAS.

Is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than July 8, 2014) and to have the removal completed not later than July 28, 2014. Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.


BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 16th day of June, 2014, by the City Council of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk
Resolution 14-21

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-22

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 1020 E. 8TH. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 5th day of May, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-17 dated the 5th day of May, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-17 was published in the official city newspaper on the 7th day of May, 2014, and on the 14th day of May, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 16th day of June, 2014, the governing body did conduct the hearing scheduled in Resolution 14-17 and took evidence from the following: the enforcing officer on behalf of the city. The following party in interest, Gilbert Wilkins, _____ appeared X did not appear _____. The following party in interest, Sherri Wilkins, _____ appeared X did not appear.

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

1. The governing body hereby finds that the structure located 1020 E. 8th, Galena, Kansas, and legally described as

Lot 140 of the Smith and Moeller First Addition to the City of Galena, Kansas, except the East 67 feet of said lot;

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 30 days from publication of this resolution (not later than July 18, 2014) and to have the removal completed within 30 days, not later than August 18, 2014. Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 16th day of June, 2014, by the City Council of the City of Galena, Kansas.



Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk
Resolution 14-22

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-23

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 7th day of July, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

That a hearing will be held on 18th day of August, 2014, before the governing body of the city at 7:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: (address is: 1023 E. 11th Street.)

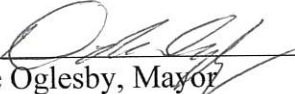
Commencing at a point on the North side of Eleventh Street in Galena, Kansas 826 & 2/3 feet East and Twenty-five (25) feet North of the Southwest corner of the North-West Quarter of the Northwest Quarter of Section Twenty-four (24), Township 345, Range 25E, of the 6th P. M., Cherokee County, Kansas, according to the United States Government Survey thereof, thence North 90 feet, thence East 38 feet, thence South 90 feet, thence West 38 feet to the place of beginning. AND

Commencing at a point on the North side of 11th Street in Galena, 776 & 2/3rds Feet East and 25 feet North of the Southwest corner of the Northwest Quarter of the Northwest Quarter of section 24, Township 345, Range 25 E of the 6th P.M. Cherokee County, Kansas, according to the United States Government Survey thereof, thence North 90 feet, thence East 50 feet, thence South 90 feet thence West 50 feet to place of beginning;

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 7th day of July, 2014, by the City Council of Galena, Kansas.



Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk

Flora R. Charles, City Clerk

Resolution 14-23

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-24

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 7th day of July, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

That a hearing will be held on the 18th day of August, 2014, before the governing body of the city at 7:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is: 2321 Galena Ave. Galena KS)**

Lot Twenty-four (24) Woodland Addition to the City of Galena, Kansas according to the recorded plat thereof;


may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 7th day of July, 2014, by the City Council of Galena, Kansas.



Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk
Resolution 14-24
Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-25

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 17th day of July, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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

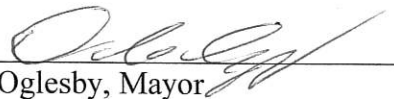
That a hearing will be held on the 18th day of August, 2014, before the governing body of the city at 7:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: **(address is: 503 E. 5th, Galena KS)**

LOT ONE HUNDRED SEVENTY-ONE (171) AND THE WEST TWENTY-THREE (23) FEET OF LOT ONE HUNDRED SEVENTY TWO (172), BLOCK TEN (10), ROSENTHALLS ADDITION TO THE CITY OF GALENA, KANSAS ACCORDING TO THE RECORDED PLAT THEREOF EXCEPT: MINERAL RIGHTS RESERVED BU PLAT RECORDED IN PLAT BOOK T.P.1, AT PAGES 150-151;

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 7th day of July, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:


Flora R. Charles, City Clerk

Resolution 14-

Prepared by: Kevin Cure, City Attorney

RESOLUTION 14-~~25~~ 26

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.

WHEREAS, the enforcing officer of the City of Galena, Kansas, did on or before the 7th day of July, 2014, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is unsafe and dangerous.

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


That a hearing will be held on 18th day of August, 2014, before the governing body of the city at 6:00 p.m., at the city council chambers in the Galena City Hall, 211 W. 7th, Galena, Kansas, at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at: (address is: 800 Bellevue)

Lots One hundred thirty-eight (138), One hundred thirty-nine (139), One hundred Forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), and One hundred forty-four (144), in Land and Streets, Addition to the City of Galena, Cherokee County, Kansas, according to the recorded plat thereof;

may appear and show cause why such structure should not be condemned as an unsafe or dangerous structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or her designee, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Passed and approved this 7th day of July, 2014, by the City Council of Galena, Kansas.


Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk

Resolution 14-25

Prepared by: Kevin Cure, City Attorney

RESOLUTION NO. 28 - 2014

A RESOLUTION AUTHORIZING THE TRANSFER OF REAL ESTATE.

BE IT RESOLVED BY THE CITY OF GALENA, KANSAS:

WHEREAS, the City of Galena, Kansas, previously entered into a contract and deed to transfer property to Jeff Martin, whom is now selling the property to Glenn Dennis Newman. A right of first refusal existed for 5 years from the date of the transfer from Galena to Jeff Martin and such period has expired. The city should convey by quitclaim deed its interest therein to Glenn Dennis Newman to remove any cloud on the title to the property.

WHEREAS, the City Council meeting in regular session, this 7th day of July, 2014, does hereby resolve as follows:

Section 1. The transfer by quitclaim deed of the property legally described as follows to Glenn Dennis Newman is hereby authorized: Tract 1: Lots 167 through 175, Empire City, now a part of the city of Galena, Cherokee County, Kansas, according to the recorded plat thereof; and, Tract 2: Lots 123 and 124, Empire City, now a part of the city of Galena, Cherokee County, Kansas, according to the recorded plat thereof. The Mayor shall execute a quitclaim deed therefore. The Buyers have previously paid all amounts due for the property as required by contract.

Section 2. This resolution shall take effect and be in full force from and after its passage and publication once in the official county newspaper.

Adopted this 7th day of July, 2014, by the City Council of Galena, Kansas.

Executed this 7th day of July, 2014, by the Mayor of the City of Galena, Kansas.



Dale Oglesby, Mayor

ATTEST:



Flora R. Charles, City Clerk

Prepared by:

Kevin Cure, City Attorney

RESOLUTION 14-29

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 2321 Galena Ave. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 7th day of July, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-24 dated the 7th day of July, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-24 was published in the official city newspaper on the 9th day of July, 2014, and on the 16th day of July, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 18th day of August, 2014, the governing body did conduct the hearing scheduled in Resolution 14-24 and took evidence from the following: the enforcing officer on behalf of the city. The following party in interest, LaDonna Thompson, _____ appeared X did not appear.

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

1. The governing body hereby finds that the structure located 2321 Galena Ave., Galena, Kansas, and legally described as:

Lot Twenty-four (24) Woodland Addition to the City of Galena, according to the recorded plat thereof;

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than September 16, 2014) and to have the removal completed within 20 days, not later than October 6, 2014). Provided, that upon due application by the

BE IT FURTHER RESOLVED, that if the owner fails to commence the removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 18th day of August, 2014, by the City Council of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk

Resolution 14-29

Prepared by

Kevin Cure, City Attorney

RESOLUTION 14-30

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 503 E. 5th. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 7th day of July, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-25 dated the 7th day of July, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-25 was published in the official city newspaper on the 9th day of July, 2014, and on the 16th day of July, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 18th day of August, 2014, the governing body did conduct the hearing scheduled in Resolution 14-25 and took evidence from the following: the enforcing officer on behalf of the city. The following parties in interest, Patricia L. Rea, _____ appeared or X did not appear.

Patricia L. Rea, 503 E. 5th St., Galena, KS 66739

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

1. The governing body hereby finds that the structure located 503 E. 5th, Galena, Kansas, and legally described as:

LOT ONE HUNDRED SEVENTY-ONE (171) AND THE WEST TWENTY-THREE (23) FEET OF LOT ONE HUNDRED SEVENTY TWO (172), BLOCK TEN (10), ROSENTHALLS ADDITION TO THE CITY OF GALENA, ACCORDING TO THE RECORDED PLAT THEREOF EXCEPT: MINERAL RIGHTS RESERVED BU PLAT RECORDED IN PLAT BOOK T.P.1, AT PAGES 150-151;

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.


2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than September 17, 2014) and to have the removal completed within twenty Days of commencement, not later than September 18, 2014). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 18th day of August 2014, by the Governing Body of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:

Flora R. Charles, City Clerk
Resolution 14-30

Prepared by
Kevin Cure, City Attorney

RESOLUTION 14-31

A RESOLUTION FINDING THE STRUCTURE LOCATED AT 800 BELLEVUE. IN THE CITY OF GALENA, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE

Whereas, the Enforcing Officer for the City of Galena, Kansas, did on the 7th day of July, 2014, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and,

Whereas, the governing body did by Resolution No. 14-26 dated the 7th day of July, 2014, fix the time and place of a hearing at which the owner, his or her agent, and lienholders, any occupants and all other parties of interest in such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

Whereas Resolution 14-26 was published in the official city newspaper on the 9th day of July, 2014, and on the 16th day of July, 2014, and a copy of said resolution was served upon all persons entitled thereof as provided by law; and,

Whereas, on this 18th day of August, 2014, the governing body did conduct the hearing scheduled in Resolution 14-26 and took evidence from the following: the enforcing officer on behalf of the city. The following parties in interest, Gregory L. Blackmon, appeared _____, or did not appear CITI Mortgage Inc., appeared _____, or did not appear .

Gregory L. Blackmon, 5075 County Ln. 264, Joplin MO 64801.

CITI Mortgage, Inc., 1000 Technology Rive, O'Fallon, MO 63368.

CITI Mortgage, Inc., c/o Millsap & Singer, Attorneys, 11460 Tomahawk Creek Parkway, ste. 300, Leawood, KS 66211.

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

1. The governing body hereby finds that the structure located 206 N. Main St., Galena, Kansas, and legally described as:

Lots One hundred thirty-eight (138), One hundred thirty-nine (139), One hundred Forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), and One hundred forty-four (144), in Land and Streets Addition to the City of Galena, Cherokee County, Kansas, according to the recorded plat thereof;

is unsafe and dangerous and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the structure within 20 days from publication of this resolution (not later than September 16, 2014) and to have the removal completed within twenty days of commencement, not later than October 6, 2014). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion may grant the owner additional time to complete the removal of the property.

BE IT FURTHER RESOLVED, that if the owner fails to commence the removal of the structure within the time provided herein or fails to diligently prosecute the same, the governing body may take such further action as its deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city newspaper and mail a copy to the owners, agents, lienholders, occupants and other parties in interest.

Adopted this 18th day of August 2014, by the City Council of the City of Galena, Kansas.


Dale Oglesby, Mayor

Attest:



Flora R. Charles, City Clerk
Resolution 14-31

Prepared by
Kevin Cure, City Attorney

RESOLUTION NO. 14-32

A RESOLUTION AUTHORIZING THE CALL OF THE CITY OF GALENA, KANSAS, SEWER UTILITY SYSTEM IMPROVEMENT REVENUE BONDS, SERIES 2001, DATED APRIL 25, 2001, AND AUTHORIZING THE CITY TO GIVE NOTICE OF REDEMPTION.

WHEREAS, the City of Galena, Kansas (the "City") has determined and hereby determines that it is in the best interests of the City that the following Sewer Utility System Improvement Revenue Bonds, Series 2001, dated April 25, 2001, in the aggregate principal amount of \$271,000 (the "Bonds") be called for redemption pursuant to the terms of the Bonds. The redemption will help the City achieve interest cost savings on its restructuring of the debt service obligation of the City.

TERM BOND

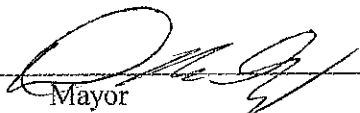
<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
04/25/2041	\$271,000	4.75%

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Galena, Kansas, that the Bonds be called for redemption on November 13, 2014.

BE IT FURTHER RESOLVED by the governing body of the City of Galena, Kansas, that the attached Notice of Redemption be given to the outstanding bondholders in accordance with the outstanding Ordinances and Kansas Statutes Annotated.

IN WITNESS WHEREOF, the Resolution has been duly passed and adopted this 29th day of September, 2014.

[SEAL]



Mayor

ATTEST:



City Clerk

RESOLUTION NO. 14-33

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS DETERMINING THAT THE CITY IS CONSIDERING ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH PROPOSED DISTRICT; ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING ON SUCH MATTER, AND PROVIDING FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING (GALENA ESTATES PROJECT).

WHEREAS, K.S.A. 12-5241 *et seq.* (the "Act") authorizes any city incorporated in accordance with the laws of the state of Kansas (the "State") with a population of less than 60,000 located in a county with a population of less than 80,000, to designate rural housing incentive districts within such city; and

WHEREAS, prior to such designation the governing body of such city shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community; and

WHEREAS, after conducting such analysis, the governing body of such city may adopt a resolution making certain findings regarding the establishment of a rural housing incentive district and providing the legal description of property to be contained therein; and

WHEREAS, after publishing such resolution, the governing body of such city shall send a copy thereof to the Secretary of Commerce of the State (the "Secretary") requesting that the Secretary agree with the finding contained in such resolution; and

WHEREAS, if the Secretary agrees with such findings, such city may proceed with the establishment of a rural housing incentive district within such city and adopt a plan for the development or redevelopment of housing and public facilities in the proposed district; and

WHEREAS, the City of Galena, Kansas (the "City") has an estimated population of approximately 3,085 as of the 2010 census, is located in Cherokee County, Kansas, which has an estimated population of approximately 21,603 as of the 2010 census, and therefore constitutes a city as said term is defined in the Act; and

WHEREAS, the Governing Body of the City has performed a Housing Needs Analysis dated effective as of February 4, 2014 (the "Analysis"), a copy of which is on file in the office of the City Clerk; and

WHEREAS, the Governing Body of the City has heretofore adopted Resolution No. 13-4 which made certain findings relating to the need for financial incentives relating to the construction of quality housing within the City, declared it advisable to establish a Rural Housing Incentive District pursuant to the Act and authorized the submission of such Resolution and a Housing Needs Analysis to the Kansas Department of Commerce in accordance with the provisions of the Act; and

WHEREAS, the Secretary of the Kansas Department of Commerce, pursuant to a letter dated April 16, 2013, authorized the City to proceed with the establishment of a Rural Housing Incentive District pursuant to the Act (the "District"); and

WHEREAS, the City has caused to be prepared a plan for the development or redevelopment of

housing and public facilities in the proposed District in accordance with the provisions of the Act (the "Plan"); and

WHEREAS, the Plan includes:

1. The legal description and map required by subsection (a) of K.S.A. 12-5244;
2. The existing assessed valuation of the real estate in the proposed District listing the land and improvement values separately;
3. A list of the names and addresses of the owners of record of all real estate parcels within the proposed District;
4. A description of the housing and public facilities project or projects that are proposed to be constructed or improved in the proposed District, and the location thereof;
5. A listing of the names, addresses and specific interests in real estate in the proposed District of the developers responsible for development of the housing and public facilities in the proposed District;
6. The contractual assurances, if any, the Governing Body has received from such developer or developers, guaranteeing the financial feasibility of specific housing tax incentive projects in the proposed District;
7. A comprehensive analysis of the feasibility of providing housing tax incentives in the proposed District as provided in the Act, which shows the public benefits derived from such District will exceed the costs and that the income therefrom, together with all public and private sources of funding, will be sufficient to pay for the public improvements that may be undertaken in such District; and

WHEREAS, the Governing Body of the City proposes to continue proceedings necessary to create a Rural Housing Incentive District, in accordance with the provisions of the Act, and adopt the Plan, by the calling of a public hearing on such matters.

THEREFORE, BE IT RESOLVED by the Governing Body of the City of Galena, Kansas as follows:

Section 1. Proposed Rural Housing Incentive District. The Governing Body hereby declares an intent to establish within the City a Rural Housing Incentive District. The District is proposed to be formed within the boundaries of the real estate legally described in *Exhibit A* attached hereto, and shown on the map depicting the existing parcels of land attached hereto as *Exhibit B*. A list of the name and address of the owner of record of all real estate parcels within the proposed District and the existing assessed valuation of said real estate, listing the land and improvement values separately, is attached hereto as *Exhibit C*.

Section 2. Proposed Plan. The Governing Body hereby further declares an intent to adopt the Plan in substantially the form presented to the Governing Body this date. A copy of the Plan shall be filed in the office of the City Clerk and be available for public inspection during normal business hours. A description of the housing and public facilities projects that are proposed to be constructed or improved

in the proposed District, and the location thereof are described in **Exhibit D** attached hereto. A summary of the contractual assurances by the developer and the comprehensive feasibility analysis is contained in **Exhibit E** attached hereto.

Section 3. Public Hearing. Notice is hereby given that a public hearing will be held by the Governing Body of the City to consider the establishment of the District and adoption of the Plan on November 17, 2014, at the Galena, Kansas, city council chambers; the public hearing to commence at 6:00 a.m. or as soon thereafter as the Governing Body can hear the matter. At the public hearing, the Governing Body will receive public comment on such matters, and may, after the conclusion of such public hearing, consider the findings necessary for establishment of the District and adoption of the Plan, all pursuant to the Act.

Section 4. Notice of Public Hearing. The City Clerk is hereby authorized and directed to provide for notice of the public hearing by taking the following actions;

a. A certified copy of this resolution shall be delivered to:

(i) the Board of County Commissioners of Cherokee County, Kansas;

(ii) the Board of Education of U.S.D. No. 499; and

(iii) the Planning Commission of the City.

b. This Resolution, specifically including **Exhibit A** thru **E** attached hereto, shall be published at least 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 5. Further Action. The Mayor, City Clerk, city officials and employees, including the City Attorney, 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 6. Effective Date. This Resolution shall take effect after its adoption by the Governing Body.

ADOPTED by the Governing Body of the City of Galena, Kansas, on October 8, 2014.

CITY OF GALENA, KANSAS

By: 
Dale Oglesby, Mayor

Dated: October 8, 2014

ATTEST: (SEAL)


Flora Charles, City Clerk

**LEGAL DESCRIPTION OF PROPOSED
RURAL HOUSING IMPROVEMENT DISTRICT BOUNDARIES
FOR GALENA ESTATES PROJECT**

A part of the Government Lot 4 in the SE $\frac{1}{4}$ of Section 13, Township 34 South, Range 25 East, Cherokee County, Kansas, more particularly described as follows: Beginning at a point on the East line of said Lot 4 460 feet North of the Southeast Corner thereof, thence West 436 feet, thence North 200 feet, thence West 24 feet, thence North 186 feet, thence East 460 feet to a point on the East line of said Lot 4, thence South 386 feet to the point of beginning, LESS highway right-of-way.

EXHIBIT A

**LEGAL DESCRIPTION OF PROPOSED
RURAL HOUSING IMPROVEMENT DISTRICT BOUNDARIES
FOR GALENA ESTATES PROJECT**

A part of the Government Lot 4 in the SE $\frac{1}{4}$ of Section 13, Township 34 South, Range 25 East, Cherokee County, Kansas, more particularly described as follows: Beginning at a point on the East line of said Lot 4 460 feet North of the Southeast Corner thereof, thence West 436 feet, thence North 200 feet, thence West 24 feet, thence North 186 feet, thence East 460 feet to a point on the East line of said Lot 4, thence South 386 feet to the point of beginning, LESS highway right-of-way.

EXHIBIT B
MAP OF PROPOSED
RURAL HOUSING IMPROVEMENT DISTRICT BOUNDARIES
FOR GALENA ESTATES PROJECT



EXHIBIT C

**NAME AND ADDRESS OF THE OWNER OF RECORD OF ALL REAL
ESTATE PARCELS WITHIN THE PROPOSED RURAL HOUSING INCENTIVE
DISTRICT AND THE EXISTING ASSESSED VALUATION OF SAID
REAL ESTATE PARCELS**

Owner of Record: Ronald Scripsick
911 Tanglewoods Ln.
Pittsburgh, KS 66762

2013 Assessed Valuation: Land: \$6,080
Improvements: \$0 (vacant land)

EXHIBIT D

DESCRIPTION OF THE HOUSING AND PUBLIC FACILITIES PROJECT OR PROJECTS THAT ARE PROPOSED TO BE CONSTRUCTED OR IMPROVED IN THE PROPOSED RURAL HOUSING INCENTIVE DISTRICT

Housing Facilities

The housing facilities will be composed of twenty (20) two bedroom/two bathroom and twenty (20) three bedroom/two bathroom residences. Each individual family unit will have laundry hookups. A community clubhouse with laundry facilities and onsite playground will also be included in the development.

Public Facilities

Public improvements will include construction of infrastructure improvements located within the boundaries of the District, including water, sanitary sewer, and electric improvements. Infrastructure improvements will be constructed concurrently with the project.

EXHIBIT E

SUMMARY OF THE CONTRACTUAL ASSURANCES BY THE DEVELOPER AND OF THE COMPREHENSIVE FEASIBILITY ANALYSIS

Contractual Assurances

The Governing Body of the City entered into a Development Agreement with MV Residential Development LLC ("Developer"), in October of 2014. The Development Agreement, as supplemented and amended, includes the project construction schedule, a description of projects to be constructed, financial obligations of the developer and financial and administrative support from the City.

Feasibility Study

A study was conducted to determine whether the public benefits derived from the Rural Housing Incentive District will exceed the costs and that the income from the District, together with other sources of funding, would be sufficient to pay for the public improvements to be undertaken in the District. The analysis includes that other sources of funds are to be used to finance the improvement. Specifically, the housing facilities project has received an award of 9% housing tax credits from Kansas Housing Resource Corporation. These tax credits, along with a permanent mortgage, fund the entirety of the improvements of the housing facilities project. The study shows the reimbursement to the project any additional tax revenue collected above the current assessed valuation on the date of establishment of the district, up to \$962,160. The study further shows the property tax revenues that will be generated from the District, less existing property taxes, to determine the revenue stream available to support reimbursement to the Developer for all or a portion of the costs of financing the public infrastructure. The estimates indicate that the revenue realized from the project, together with other available sources of revenue, would be adequate to pay the costs of the public improvements.

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 14-33 adopted by the Governing Body of the City on October 8, 2014 as the same appear of record in my office.

DATED: October 8, 2014

A handwritten signature in cursive script, appearing to read "Flora R. Charles", written over a horizontal line.

Flora Charles, City Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 14-33 adopted by the Governing Body of the City on October 8, 2014 as the same appear of record in my office.

DATED: October 8, 2014

A handwritten signature in cursive script that reads "Flora R Charles". The signature is written in black ink and is positioned above a horizontal line.

Flora Charles, City Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 14-33 adopted by the Governing Body of the City on October 8, 2014 as the same appear of record in my office.

DATED: October 8, 2014

A handwritten signature in cursive script that reads "Flora R Charles". The signature is written in black ink and is positioned above the printed name.

Flora Charles, City Clerk

THE CITY/COUNTY OF GALENA, KANSAS

RESOLUTION NO. 14-34

RESOLUTION CERTIFYING LEGAL AUTHORITY
TO APPLY FOR THE 2015 KANSAS
SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
FROM THE KANSAS DEPARTMENT OF COMMERCE
AND AUTHORIZING THE MAYOR/COMMISSIONER
TO SIGN AND SUBMIT SUCH AN APPLICATION

WHEREAS, The City/County of Galena, Kansas, is a legal governmental entity as provided by the laws of the STATE OF KANSAS, and

WHEREAS, The City/County of Galena, Kansas, intends to submit an application for assistance from the 2015 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE APPLICANT hereby certifies that the City/County of Galena, Kansas, is a legal governmental entity under the status of the laws of the STATE OF KANSAS and thereby has the authority to apply for assistance from the 2015 KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE APPLICANT hereby authorizes the MAYOR/COMMISSIONER of Galena, Kansas, to act as the applicant's official representative in signing and submitting an application for the assistance to the 2015 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE APPLICANT hereby dedicates \$264,406.50 in cash funds toward this project and \$0 in force account labor for same.

APPROVED BY THE GOVERNING BODY OF THE CITY/COUNTY OF GALENA, KANSAS, this 15th day of OCTOBER, 2014.

APPROVED


MAYOR/COMMISSIONER

ATTEST



(SEAL)

THE CITY/COUNTY OF GALENA, KANSAS

CITY/COUNTY OF GALENA, KANSAS

RESOLUTION NO. 14-35

A RESOLUTION ASSURING THE KANSAS DEPARTMENT OF COMMERCE THAT FUNDS WILL BE CONTINUALLY PROVIDED FOR THE OPERATION AND MAINTENANCE OF IMPROVEMENTS TO THE STREET SYSTEM TO BE FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

WHEREAS, The City/County of Galena is applying for Small Cities Community Development Block Grant funds under the Community Improvement Category, as administered by the Kansas Department of Commerce; and,

WHEREAS, The City/County of Galena wishes to utilize this funding for the purpose of constructing improvements to the city's/county's street system, as described in the Community Development Block Grant application submitted to the Kansas Department of Commerce; and,

WHEREAS, The City/County of Galena has determined that the annual operation and maintenance costs of the street system improvements are anticipated to be approximately \$15,000; and,

WHEREAS, The annual street budget has been determined to be adequate to fund the operation and maintenance of the street system,

NOW, THEREFORE, BE IT RESOLVED THAT: The Governing Body of the City/County of Galena, Kansas, hereby assures the Kansas Department of Commerce that sufficient funds will be provided for the continued operation and maintenance of the above described improvement; that these operation and maintenance costs will be reviewed annually; and that the budget will be adjusted, when necessary, to reflect and cover any increase in costs.

ADOPTED BY THE GOVERNING BODY OF THE CITY/COUNTY OF GALENA, KANSAS THIS 15th DAY OF OCTOBER, 2014.

ATTEST:


CITY CLERK/COUNTY CLERK


MAYOR/COMMISSIONER

(SEAL)

RESOLUTION NO. 14-36

BE IT RESOLVED BY THE CITY COUNCIL OF GALENA, KANSAS

WHEREAS, Castle Rock Casino Resort LLC (Castle Rock) has submitted a proposal to the Cherokee County Commission for a destination tourist gaming facility located in Cherokee County Kansas, near the City of Galena, Kansas; and


WHEREAS, the City Council of Galena Kansas has reviewed the proposal, considered the supporting documents, reviewed the statements of the consultants hired by the party, conducted a public hearing and heard testimony from the interested parties and the citizenry and have otherwise been advised in the facts law relevant to this decision;

WHEREAS, should the proposal submitted by Castle Rock Casino Resort LLC (Castle Rock) be approved it would provide to the region hundreds of new jobs, numerous additional recreational and entertainment options, a strong upsurge in the local and regional economy, and would generate the most revenue for the state of Kansas of any competing proposal submitted to be the Lottery Gaming Facility Manager within the Southeast Kansas Gaming Zone in the State of Kansas.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY
OF THE GALENA, KANSAS, AS FOLLOWS:

1. That the proposal submitted by Castle Rock is hereby endorsed by the City Government subject to and conditioned upon submission to the State of Kansas to be the Lottery Gaming Facility Manager within the Southeast Kansas Gaming Zone in the State of Kansas and selection as said Lottery Gaming Facility Manager.
2. The City of Galena will provide fire protection for the proposed Lottery Gaming Facility subject to the agreement between Castle Rock and the City of Galena approved by the Galena City Council on November 24, 2014.
3. That the City Clerk is hereby directed to submit this Resolution No. 14-36 to the State of Kansas Lottery Commission and to the proposing party for further consideration and review.
4. This resolution shall become effective upon passage by a majority vote of the City of Galena City Council.

ADOPTED BY THE CITY COUNCIL OF GALENA, KANSAS
THIS 24th DAY OF NOVEMBER, 2014.


Dale Oglesby, Mayor

ATTEST:


Flora R. Charles, City Clerk

Approved as to form:


Kevin Cure, City Attorney