

Weather



National Weather Service Freeze Warning

Tonight: Mostly clear, with a low around 34. South wind around 5 mph becoming west.

Friday: Sunny, with a high near 75. West wind between 5 and 10 mph becoming calm.

Friday Night: Partly cloudy, with a low around 40. South wind around 5 mph.

Saturday: Mostly sunny, with a high near 71. North wind around 5 mph becoming calm.

Saturday Night: Mostly clear, with a low around 40.

Sunday: Sunny, with a high near 71.

Sunday Night: Mostly clear, with a low around 44.

Monday: Sunny, with a high near 74.

Monday Night: Mostly clear, with a low around 46.

Tuesday: Mostly sunny, with a high near 64.

Tuesday Night: A 30 percent chance of rain. Mostly cloudy, with a low around 36.

Wednesday: A 20 percent chance of showers. Mostly sunny and breezy, with a high near 50.

Wednesday: High, 59; Low 27
 Precip: Wednesday None
 Month: 2.72 inches
 Year: 19.19 inches
 Normal: 17.78 inches
 (K-State Experiment Station)
Sunrise and Sunset
 Friday 8:00 a.m. 6:57 p.m.
 Moon: waning, 33 percent
 (U.S. Naval Observatory)

College may use community service

From "COLLEGE," Page 1

opportunity to get back into society and move forward."

Trustee Bill Shields asked how many workers Kaaz was looking for at any given time. Kaaz said he is hoping 2 to 3 people at a time that will be supervised by Cooper.

Arlen Leiker, treasurer, asked Kaaz why he chose the 7-to-11 shift for the workers over an evening shift. Kaaz said that he needed daylight if they decide to have them do work on the grounds, which he believes they will. However, Kaaz says later that these times are not cast in stone and they will look at other options if necessary.

Leiker then asked which custodial staff worked in the mornings and which worked in the evenings and how the chain of command would work with the addition of these workers. Kaaz said Cooper will be the workers' supervisor and then she would report to Judy Epp, the custodial supervisor. The only issue will be that Cooper will have to monitor the workers in the morning and then perform her duties in the evening.

Shields asked Kaaz if he would

be using the workers for cleanup at the college farm. Kaaz said he would prefer to keep them on main campus, but it doesn't mean that they couldn't have them on the farm if need be.

Leiker voiced some concerns about how the proposal was thought out because the college contracted an hourly-wage person, Cooper, to do supervision work, which is usually paid by a monthly salary. Kaaz said the college had originally hired Cooper as a custodian, but he found out that she had the qualifications to supervise this program.

"She would still fall under Judy Epp as a custodial supervisor but she would be given some additional duties supervising these personnel," Kaaz said. "So I think it will work out."

Leiker explained that it bothered him because an hourly-wage worker makes less money than a monthly-wage worker for a reason; they have different duties. Basically, if Cooper is working as a supervisor, she should be paid the same as the other supervisors.

Shields said he assumed that Kaaz would be having meetings to review the progress or lack

thereof of the program.

"I think committee meetings have to have some substance and review them, and they need to be mandatory with all these people involved," Shields said. "And I assume they'll be sending you people they've screened before they just come out here and dump them on a college campus."

Kaaz said he honestly hadn't thought about a monthly meeting, but it's probably a good idea.

Gatz said that the board should not make this so complicated.

"It seems to me that most of what Barry has to do is coordinate what his staff can do with the courts, and we're not gonna get people out here with chains and leg irons that have to be monitored," Gatz said. "Most of it is gonna be unsupervised except for their check in and check out. Someone is gonna have to sign off on it."

Gatz also said he doesn't recommend that the college get into any type of long-term contract and they should just try it on an informal basis.

The board decided by consensus to allow Kaaz to proceed with the program.

In other business, the board:

- Approved the consent agenda with the deletion of one contract for Josh Evans. He did not finish his paperwork, so the board decided to pull his contract and revisit it at a later date.

- Heard from Vacik on behalf of Schwanke, who could not attend the meeting for personal reasons. He said Schwanke's report said that the college was excited for the upcoming Homecoming activities and Vacik thanked the *Colby Free Press* for the coverage given to these activities.

- Heard from Nick Wells, endowment foundation director, who thanked the individuals that attended the annual foundation meeting and thanked Vacik for his letter endorsing a mail-a-thon fund raiser instead of a phone-a-thon. Wells also said the mail-a-thon is almost done and they are getting ready to send the letters out.

- Approved two interconnection agreements from Gatz with details pertaining to the wind turbine that had already been approved by the city council.

Briefly

Colby Kiwanis Club to serve pancakes

The Colby Kiwanis Club will hold a pancake feed from 7 a.m. to 2 p.m. Saturday, Oct. 22, at the Veterans of Foreign Wars post, 220 Lake Ave.

Sign up at office for Genesis food basket

Genesis-Thomas County is again planning to help Thomas County families during the holidays. Families in need who are interested in receiving a food basket should pick up a form at the food bank office, 350 S. Range, Suite 13, on Wednesdays from 10 a.m. to noon and 1 to 4 p.m. or call 460-7930 and leave a message. Applications are due by Thursday, Nov. 10.

Colby Diplomats to hold luncheon in November

The Colby Diplomats are inviting local women to the annual Fall Luncheon on Wednesday, Nov. 9, at the Thomas County 4-H Building. Tickets are \$12. RSVP to the Chamber of Commerce office at 460-3401 by Tuesday, Nov. 1.

Sacred Heart auction planned for Saturday

The 14th Annual Sacred Heart Parish Auction will begin at 5 p.m. Saturday at City Limits Convention Center. Tickets are \$30 each or \$220 for a table of eight. Auction items have been donated by local people and businesses. A preview of the items will be from 7 to 8:30 p.m. Friday at City Limits. For information or tickets, call the church rectory at 462-2179.

'Jass' band to play at American Legion club

The Original Wildcat Jass Band will perform at 7:30 p.m. Monday at the American Legion club. The six-member band plays New Orleans- and Chicago-style jazz. Cost will be \$10 at the door, with half the proceeds going to the Legion. For information, call 462-3809.

Presbyterian Women selling holiday greenery

The Colby Presbyterian Women are selling fresh Christmas greenery wreaths, garlands and centerpieces — as a fund raiser for their mission projects. Orders are due by Sunday, Oct. 30. For information or to place an order, call the church at 462-6342 or JoAnne Sunderman at 460-2476. Delivery will be the first week of December.

Prairie Museum showing college artwork

On exhibit at the Prairie Museum of Art and History through October is a selection of works from the art department at Colby Community College. The pieces, created by art instructor Rebel Jay and students from several classes, utilize a variety of media including acrylics, chalk, clay, paper and found objects. The museum, at 1905 S. Franklin Ave., is open 9 a.m. to 5 p.m. Monday through Friday, and 1 to 5 p.m. on weekends. There is no charge to view the exhibit. More information, call 460-4590.

Former runaway to speak on New Life

From "PROGRAM," Page 1

"Life doesn't have to stay the same," she said, "no matter what has happened in the past, it is just that — the past. Every day is a new day, and each individual can decide to make the change."

Meadowlark also has a master's degree in clinical psychology from Azusa Pacific University and a doctorate in psychology. She is an executive coach and trainer for corporate organizations to help develop leaders in the corporate world by using team building exercises.

Her passion extends far beyond people, and includes horseback riding, training and rehabilitating wild mustangs. Friends affectionately call her the horse whisperer. Her

talents include playing guitar and running summer horse camps for at risk youth.

Meadowlark said her next mission is to go to Africa in January. She travels there twice a year to help educate women in Zambia who are victims of the rape culture in that country.

"This time I'm going at the invitation of the Zambia leadership, something very unusual for that region," she said, "where women not only have no rights, they have no value if they are single."

"Rape is a big thing in Africa," she said, "and the fact that the Zambia leadership has invited me to work with them to help change the culture is a real challenge. Statistically a woman is raped every 4 seconds in Zambia, where parents even sell their 10-year-old

daughters into rape to supplement their income."

She said that when she last visited the country, she left knowing she was supposed to go back. "I'm scared to death," she added, "but yes, I'll be leaving in just a few weeks."

While training the leaders of Zambia to begin to change the culture of rape she will also be working in a prison in Kabwe to educate prisoners on hygiene, self care, social skills and leadership development.

Her immediate need is to raise \$25,000 for her team of four people to leave for Africa in January to work with African leaders to help the women of Zambia to discover their value and uniqueness as women.

Court hears rape and racial profiling appeals at courthouse

From "COURT," Page 1

have been different had the blood alcohol test been used. Cessna said it would have added to the jury's information about Yost's decision-making abilities.

Bukaty asked when the blood test was done. Cessna said the fight was around 2 a.m. and the test was ordered at 4 a.m. The results came back saying Yost had a .0179 blood alcohol level. Pierron said a .0179 is not particularly high. The legal limit for driving is .08.

Brent Watson, assistant Finney County attorney, said the state contends that this was not an unreasonable mistake on Spencer's part, and not having the test results entered into evidence may have actually done Yost a favor, since it wasn't too high.

However, Pierron said that although .08 is the legal limit to drive, there is not any

statutes he knows of that establish legal limits for intent to commit crimes.

Yost was also appealing based on improper jury instructions. The judge instructed the jury on the voluntary intoxication defense for the attempted rape charge, but not on the others. Hill said this was likely just a simple error.

Watson said the verdict wouldn't have changed since the jury rejected the intoxication defense on the rape charge. Watson said the jury was given ample evidence that Yost had been drinking.

As to the cumulative error, Watson said it hinged on whether or not the defense was able to adequately establish whether or not Yost had been intoxicated despite the errors. Watson said the state believes he did, while Cessna, on rebuttal, said the results may have been different.

Another Finney County case to come before the appeals court was Adelina Gar-

cia v. Michael Anderson, Charles Doull, Garden City Police.

According to the docket, Garcia had been pulled over for a defective taillight. Because of a miscommunication regarding her driver's license number, she was searched, handcuffed and put in a patrol car. After the error was discovered, she was released. Garcia filed a racial profiling complaint with the Kansas Human Rights Commission, who investigated and found a cause of action against the officers and the Garden City Police Department. The district court dismissed the suit because she failed to give proper notice under the Kansas Tort Claims Act.

Attorney Peter Antosh said that if a person goes through the Human Rights Commission to generate a cause of action, they should not have to also go through the required procedures of the Tort Claims Act. Antosh said the statute

that governs the commission is self-contained, and that was the intent of the Legislature when they passed it.

Hill asked if there were any other instances where a court has allowed a suit like this one to be exempt from the Tort Claims Act. Antosh said he did not know of any.

Attorney Russel Prophet said that although the racial profiling statute generates a cause of action, any lawsuit filed should still have to go through the Tort Claims Act. The wrong done to Garcia was a civil matter, he said, and therefore a tort.

The court heard oral arguments in four other cases Tuesday and considered several others based on briefs. Hill said he would make sure to get their judicial opinions on the cases to Thomas County District Court Judge Schiffner, so he can make them available to the students.



Saturday Evening											October 22, 2011											
	7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30		7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30	
KAKE/ABC	College Football										Local											
KBSL/CBS	Two Men	Gentleman	Hawaii Five-0				48 Hours Mystery				Local											
KSNK/NBC	College Football										Local											Saturday Night Live
KSAS/FOX	2011 World Series										Local											Hell's Kitchen
																						30S
																						Local

We Celebrate Hometown Life										
Stories from hometowns just like yours. Look for us each week in this paper.										
HIST	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers	American Pickers
LIFE	The Alphabet Killer	The Alphabet Killer	Hunt for I-5	Hunt for I-5	Hunt for I-5	Hunt for I-5	Hunt for I-5	Hunt for I-5	Hunt for I-5	Hunt for I-5
MTV	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore	Jersey Shore
NICK	To Be Announced	To Be Announced	'70s Show	'70s Show	'70s Show	'70s Show	'70s Show	'70s Show	'70s Show	'70s Show
SCI	Jeepers Creepers 2	Halloween								
SPIKE	The Fugitive		Fighting	Fighting	Fighting	Fighting	Fighting	Fighting	Fighting	Fighting
TBS	Men in Black II		Fast & Furious	Fast & Furious	Fast & Furious	Fast & Furious	Fast & Furious	Fast & Furious	Fast & Furious	Fast & Furious
TCM	An American in Paris		Illegal	Illegal	Illegal	Illegal	Illegal	Illegal	Illegal	Illegal
TLC	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life	Dateline: Real Life
TNT	The Longest Yard									
TOON	Haunting Hour: Don't	Oblongs	King/Hill	King/Hill	King/Hill	Fam. Guy	Boondocks	Boondocks	Bleach	Durarara
TRAV	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files	The Dead Files
TV LAND	Married	Married	Raymond	Raymond	Raymond	Raymond	Raymond	Raymond	Everybody-Raymond	The Nanny
USA	Law & Order: SVU	Law & Order: SVU	Law & Order: SVU	Law & Order: SVU	Law & Order: SVU	Duplicity				
VH1	Still Single?		Boogie Nights	Boogie Nights	Boogie Nights				Best, I Love	
WGN	Funniest Home Videos	Funniest Home Videos	Funniest Home Videos	Funniest Home Videos	Funniest Home Videos	30 Rock	Scrubs	Scrubs	Sunny	

LOCAL TV Listings

Sponsored by the COLBY FREE PRESS

Sunday Evening											October 23, 2011											
	7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30		7:00	7:30	8:00	8:30	9:00	9:30	10:00	10:30	11:00	11:30	
KAKE/ABC	Once Upon a Time		Desperate Housewives		Pan Am					Local												
KBSL/CBS	The Amazing Race		The Good Wife		CSI: Miami					Local												
KSNK/NBC	Football	NFL Football																				Dateline NBC
KSAS/FOX	2011 World Series									Local												