

CITY OF LINN VALLEY  
COUNCIL MEETING  
AUGUST 11, 2025  
AGENDA

CALL MEETING TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PRAYER

- 1 APPROVAL OF MINUTES
  - a JULY 14, 2025 MINUTES
  - b JULY 17, 2025 SPECIAL MEETING
- 2 CLERK REPORT
  - a APPROVAL OF VOUCHERS
- 3 MAYOR REPORT
  - a CONSTITUTION WEEK PROCLAMATION
  - b NEW HIRE-NATHAN SUTTON
  - c SEWER LEAK-JULY 25
- 4 SEWER REPORT
- 5 CODES DEPARTMENT
  - a NUISANCE REPORT
  - b BUILDING REPORT
- 6 PUBLIC SAFETY DEPARTMENT
  - a POLICE DEPARTMENT
  - b FIRE DEPARTMENT
- 7 PROJECTS
  - a WATER PROJECT
  - b LAGOON EXPANSION PROJECT
    - 1 KDHE LETTER
- 8 ORDINANCE
  - a ORDINANCE 270-CHANGE COURT DATE
  - b ORDINANCE 271-SHORT TERM RENTAL
- 9 CITY/POA MEETING UPDATE
- 10 OLD BUSINESS
  - a TRANSIENT TAX

**CITIZEN PARTICIPATION**

Each Speaker will have three (3) minutes to address the Council. Please speak at the podium, sign-in, and state your name and address. The Council will not respond to questions, comments, or remarks during this time.

CITY OF LINN VALLEY  
COUNCIL MEETING  
AUGUST 11, 2025  
AGENDA

- b MORATORIUM
- 11 NEW BUSINESS
  - a POA CUP REQUEST-CONTROLLED HUNT
- 12 CITIZEN PARTICIPATION
- 13 ADJOURN

**CITY OF LINN VALLEY  
COUNCIL MEETING MINUTES  
JULY 14, 2025**

Mayor Donelson called the meeting to order at 6:00pm.

Council Members Present:        Robert Suppenbach, Council President  
   Richard Gravelle, Council Member  
   Connie Capps, Council Member  
   John Weers, Council Member  
   Michael Hemphill, Council Member

Also Present:                        James Brun, City Attorney  
   Corey Murrison, Public Safety Director  
   Mendi Cyr, City Clerk

Council President let the members in the Pledge of Allegiance.  
Council Member John Weers let the members in Prayer.

**APPROVAL OF MINUTES**

Council President Suppenbach made the motion to approve the June 9, 2025, meeting minutes. The motion was seconded by Council Member Hemphill, motion carried 5-0.

Council President Suppenbach made the motion to approve the June 25, 2025, special meeting minutes. The motion was seconded by Council Member Hemphill, motion carried 5-0.

**CLERK REPORT**

City Clerk Cyr reported a total income of \$292,313.71, Vouchers totaled \$106,160.41. Council President Suppenbach made the motion to accepts the Vouchers for \$106,160.41. The motion was seconded by Council Member Hemphill, motion carried 5-0.

**MAYOR REPORT**

Mayor Donelson requested the council to set up a Budget workshop meeting; the council agreed on Thursday July 17<sup>th</sup> at 6:00pm. Also, to be discussed at the Special Meeting is hiring a new judge.

President Suppenbach made the motion to recess into executive session to discuss non-elected personnel at 6:05pm for 10 minutes returning at 6:15pm. The motion was seconded by Council Member Hemphill, motion carried 5-0.

The Council meeting was called back to order by Mayor Donelson at 6:15pm with no action taken.

Council President Suppenbach made the motion to hire Matthew Kosmatka as a part-time Building Inspector/Mentor at a rate of \$22.00 per hour. The motion was seconded by Council Member Hemphill, motion carried 5-0.

Council President Suppenbach made the motion to hire Lance Williams as a full time Building & Codes Inspector at the rate of \$20.00 per hour with a 30- and 90-day evaluation period with the potential of a wage increase starting July 28<sup>th</sup>. The motion was seconded by Council Member Capps, motion carried 5-0.

Matthew Kosmatka and Lance Williams were sworn in by the City Clerk.

Mayor Donelson read an email from Aaron Castro, BG Consultants, updating the council on the moratorium. BG Consultants have been in contact with KDHE, they were advised by KDHE to calculate a maximum inflow to the lagoons. The lagoons currently provide an excess of 300 days of detention which is more than double the KDHE minimum of 120 days. Once all calculations are presented to the KDHE and a new limit of inflow is determined, they may be able to provide the City with an estimate of how many new tanks/grinders can get added to the system before another moratorium will need to go into effect.

#### **SEWER REPORT**

Page Enterprises reported they changed out two pumps, had one locate, unplugged an alarm wire and checked the lagoons.

#### **BUILDING/CODES**

The Codes department sent out several letters for lots that needed mowed. A total of 140 building permits have been turned in for 2025, 131 permits were approved leaving 108 permits open.

#### **POLICE REPORT**

They had a report for theft, a dog bite with injuries (citation written to dog owner) report for criminal damage, a report and arrest, a report for Domestic Violence and an incident report for City Hall.

Chief Murrison asked the council to hire Charles Stokes as a part time police officer. Council President Suppenbach made the motion to hire Charles Stokes as a part-time police officer at \$22.00 per hour starting July 15<sup>th</sup>. The motion was seconded by Council Member Hemphill, motion carried 5-0.

#### **FIRE DEPARTMENT**

Assistant Chief Hansen reported that fire personnel were dispatched to seven (7) incidents in June, four (4) EMS assist, one (1) smoke investigation, one (1) MVA and extinguished one (1) unattended campfire. The department has responded to 63 incidents as of June 30<sup>th</sup>.



### **WATER PROJECT-MAX MCKINEY**

Max McKinney presented two resolutions the council needs to pass for the issue the temporary notes.

Council President Suppenbach made the motion to approve resolution 139 A resolution amending and supplementing resolution 101 of the City of Linn Valley, Kansas which authorized improvements to the City public water supply system and provided for the payment of the costs thereof. The motion was seconded by Council Member Hemphill, the motion carried 5-0 with each council member responding individually.

Council Member Weers made the motion to allow Max McKinney read resolution 102. The motion was seconded by Council President Suppenbach, motion carried 5-0.

Resolution 140 reads: A resolution authorizing and directing the issuance, sale and delivery of general obligation renewal and improvement temporary notes, series 2025, of the City of Linn Valley; providing for the levy and collection of an annual tax, if necessary, for the purpose paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith.

Council Member Weers made the motion to accept Resolution 140. The motion was seconded by Council President Suppenbach, motion carried 5-0 with each council member responding individually.

### **LAGOON EXPANSION PROJECT**

The plans are still with KDHE waiting for approval.

### **SHORT-TERM RENTALS**

Council President Suppenbach made the motion for the attorney to draft an ordinance for Short-Term Rentals based on the recommendations from the Planning and Zoning Commission. The motion was seconded by Council Member Capps, motion carried 4-1, with Council Member Hemphill voting Nay.

### **CONTAINER HOMES**

No motion was made to accept the recommendations from the Planning and Zoning Commission. The council would like more stipulations on the aesthetic aspect of the recommendation. Council Member Weers made the motion to not accept the Container Home Recommendation at this time. The motion was seconded by Council Member Hemphill, motion carried 5-0.

### **LINN VALLEY/POA MEETING**

Clarification on the Planning and Zoning Regulations was presented to the Board Members concerning RVs on building lots from May 1<sup>st</sup> until September 30<sup>th</sup>. Enforcing a 14-day limit on having an RV on a building lot is almost impossible for either entity to enforce.

Council President Suppenbach moved that the governing body recess into executive session for legal advice for five (5) minutes, starting at 7:04pm and returning at 7:09pm. The motion was seconded by Council Member Capps, motion carried 5-0.

The Council Meeting was called back to order at 7:09pm with no action taken.

#### **TRANSIENT TAX**

Inquiries are still being made about proper procedure for setting this tax rate.

#### **NEW BUSINESS**

Council President Suppenbach inquired about Charter Ordinances and City Administration.

#### **CITIZEN PARTICIPATION**

Property Owner John Wood expressed his views on Short-Term rentals and asked the Council to consider not allowing them in Linn Valley.

#### **ADJOURN**

Council President Suppenbach made the motion to adjourn the City Council Meeting. The motion was seconded by Council Member Capps, motion carried 5-0.

The July 14<sup>th</sup>, 2025, Council meeting adjourned at 7:28pm.

Submitted by:  
Mendi Cyr  
City Clerk

**CITY OF LINN VALLEY  
COUNCIL MEETING MINUTES  
JULY 17, 2025**

Mayor Donelson called the meeting to order at 6:00pm.

Council Members Present:        Robert Suppenbach, Council President  
   Richard Gravelle, Council Member  
   Connie Capps, Council Member  
   Michael Hemphill, Council Member

Also Present:                        Corey Murrison, Public Safety Director  
   Mendi Cyr, City Clerk

Absent:                                John Weers, Council Member  
   James Brun, Attorney

Council President let the members in the Pledge of Allegiance.  
Mayor Donelson led the members in Prayer.

**2026 BUDGET**

City Clerk Cyr announced that the City will be Revenue Neutral for 2026. The initial budget is due to the County Clerk on Friday July 20<sup>th</sup>. There are still a few changes that need to be made.

Council President Suppenbach made the motion to adjourn the July 17<sup>th</sup> Special Meeting. The motion was seconded to Council Member Hemphill, motion carried 4-0. Meeting was adjourned at 6:10pm.

Submitted by:  
Mendi Cyr  
City Clerk

## July 2025

**Total Income** **\$75,345.79**

Vouchers	
General Fund	\$39,963.27
Street & Highway	\$993.88
Sewer Utilities	\$4,513.85
Water Project	\$0.00
Wastewater Project	\$0.00
<b>Total Vouchers</b>	<b>\$45,471.00</b>

Bank Account Balances	
Money Market	\$233,303.69
Operating Checking	\$477,973.49
Sewer	\$439,794.13
Street & Highway	\$180,095.84
Wastewater Project	\$2,884.23
Water Project	\$9,449.90
<b>Total Bank Account Balances</b>	<b>\$1,343,501.28</b>

KMIP (Pool) Account Balances	
Lagoon Expansion	\$4,837,362.49
Water	\$19,799.20
Sewer Reserve	\$516,952.28
<b>Total KMIP</b>	<b>\$5,374,113.97</b>

Special Revenue Funds	
Parks & Recreation	\$3,550.59
Street & Highway	\$140,172.05
Special Equipment	\$50,286.10
Capital Improvement	\$48,695.70
ARPA	\$0.00
Mayor's Christmas	\$868.38
Sewer Utilities	\$696,128.31
Sewer Reserve	\$255,410.33
<b>Total Revenue Funds</b>	<b>\$1,203,345.05</b>

Budget	2025 YTD	2025 Budget
General Gov't	123,867.23	\$275,200.00
Buildings	40,340.65	\$50,370.00
Governing Body	8,044.71	\$11,050.00
Administration	94,536.78	\$118,350.00
Court/Legal	45,835.39	\$93,150.00
Codes	72,181.57	\$192,250.00
P&Z	8,199.53	\$16,700.00
Police	132,725.62	\$348,725.00
Fire	43,835.95	\$52,117.00

<b>Total</b>	<b>569,567.43</b>	<b>\$1,157,912.00</b>
<b>Authority</b>	<b>1,157,132.00</b>	
	587,564.57	

Water Project Payments		
Ks St Treasurer	Refund Note	\$4,020,905.56
Hettinger	6/5-6/30	\$1,259,723.40
City of La Cygne	2025-Bulk 12M	\$67,560.00
Caldwell Tanks	Payment #9	\$57,902.50
BG Consultants	Invoice 45	\$36,411.75
Foulston	602463	\$1,039.00
Foulston	608013	\$1,751.00
Ks St Treasurer	Fees	\$630.00
Atty General	LG-25-000676	\$90.00
		<b>\$5,446,013.21</b>



EXHIBIT A-2

INVESTMENT AND DISBURSEMENT AGREEMENT

Requisition No.: 1  
Date: 8/7/25

Requisition Certificate - Vendor


TO: SECURITY BANK OF KANSAS CITY, AS INVESTMENT AND DISBURSEMENT AGENT UNDER THE INVESTMENT AND DISBURSEMENT AGREEMENT DATED AS OF JULY 30, 2025, BETWEEN THE CITY OF LINN VALLEY, KANSAS AND THE INVESTMENT AND DISBURSEMENT AGENT.

Capitalized terms used herein not otherwise defined shall have the meaning set forth in the above-referenced Investment and Disbursement Agreement.

The undersigned hereby requests that the Investment and Disbursement Agent provide payment from funds in the Investment Account in the following amounts and to the entities set forth in the table below and that an advice or copy of such transfer be delivered to the undersigned.

The undersigned hereby states and certifies that: (a) the amounts requested are or were necessary and appropriate in connection with the construction, rehabilitation or repair of the Improvements to be financed by the Notes, or for the acquisition of land on which such Improvements are to be constructed, or for expenditures for costs of acquisition of equipment to be used in such portion or portions of the Improvements; and (b) have been properly incurred and are a proper charge against the Improvement Fund, and have not been the basis of any previous requisition from the Improvement Fund.

CITY OF LINN VALLEY, KANSAS

By:   
Title: Mayor

Payee

Detailed Description

Amount



REQ # 1	DATE	
PAYEE	DESCRIPTION	AMOUNT
City of La Cygne	Water Purchase per Contract	\$67,560.00
Caldwell Tanks	Payment #9 Water Tower	\$57,902.50
BG Consultants	Invoice 45 Basic Services	\$36,411.75
Foulston	Invoice 608013 Easements	\$1,751.00
Foulston	Invoice 602463 Easements	\$1,039.00
Hettinger	App#1 6/5/2024-6/30/2024	\$1,259,723.40

1,424,387.55

CITY OF LA CYGNE

P.O. BOX 600 - 206 N Commercial

La Cygne, KS 66040

Phone: 913.757.2144

Fax 913.757.2372

Invoice # 2025-WA-Bulk -2

**CUSTOMER**

NAME City of Linn Valley

DATE: 6/1/2025

ADDRESS 22412 E. 2400 Road

CITY Linn Valley STATE KS Zip 66040

For: 2025 Water Purchase per Contract

RE: City of Linn Valley Water Purchase Contract

[illegible]

<b>Sub Total</b>	<b>\$</b>	<b>67,560.00</b>
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Net 30 days

<b>TOTAL DUE</b>	<b>\$67,560.00</b>
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**THANK YOU!**



ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No. NINE (09)	
To: City of Linn Valley, KS 22412 East 2400th Road	Application Date: 11/25/2024
(Owner): Linn Valley, KS 66060	Contract: 250,000 Gallon Elevated Water Storage Tank
Project: Linn Valley, KS	Contractor's Project No.: E-9252
Owner's Contract No.: 20-1141L	Engineer's Project No.:

Application for Payment  
Change Order Summary

Approved Change Orders	Number	Additions	Deductions
1. ORIGINAL CONTRACT PRICE.....			\$ 31,551,700.00
2. Net change by Change Orders.....			\$
3. Current Contract Price (Line 1 ± 2).....			\$ 31,551,700.00
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate).....			\$ 31,551,700.00
5. RETAINAGE:			
a. 5% X \$1,551,700.00 Work Completed.....			\$ 377,585.00
b. X \$ Stored Material.....			\$ 377,585.00
c. Total Retainage (Line 5a + Line 5b).....			\$ 31,416,215.00
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c).....			\$ 31,416,215.00
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application).....			\$ 357,902.50
8. AMOUNT DUE THIS APPLICATION.....			\$ 31,058,312.50
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above).....			\$ 377,585.00

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise placed in or covered by this Application for Payment will pass to Owner at time of payment and clear of all liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: Cindy Biddle	Date: 11/25/2024
------------------	------------------

Payment of: \$ 57,902.50 (Line 8 or other - attach explanation of the dollar amount)	is recommended by: <i>Mike Taylor, I.E.</i> (Engineer) 12/6/2024 (Date)
Payment of: \$ 57,902.50 (Line 8 or other - attach explanation of the dollar amount)	is approved by: <i>David E. Fickler</i> (Owner) 6/9/25 (Date)
Approved by: <i>David E. Fickler</i> 2025.07.14 14:05:25 -05'00'	Funding Agency (if applicable) (Date)



INVOICE NO. 45

\*by email only\*

City of Linn Valley  
c/o Mayor Donelson  
22412 East 2400 Road  
Linn Valley, KS 66040

2025.07.07

RE: **Water System Improvements**  
Engineering Services Billing  
Project No. 20-11411

Basic Services (Design) - Lump Sum Contract

Description	Lump Sum	Completion	%
	Contract Amount	Total	
Preliminary Design Phase	\$ 550,323.00	\$ 550,323.00	100.0%
Final Design Phase	\$ 468,360.00	\$ 468,360.00	100.0%
Bidding and Negotiating Phase	\$ 46,836.00	\$ 46,836.00	100.0%
Approvals and Permitting	\$ 35,127.00	\$ 35,127.00	100.0%
Construction Substantial Completion	\$ 70,254.00	\$ 40,400.00	57.5%
Total Work Completed to Date	\$ 1,170,900.00	\$ 1,141,046.00	97.5%
Work Previously Billed		\$ 1,141,046.00	
Subtotal		\$ -	
Construction Observation Hourly Contract*		\$ 1,142,700.00	
Work Completed to Date		\$ 112,375.05	
Work Previously Billed		\$ 90,755.05	
Subtotal		\$ 21,620.00	
Additional Services / Construction Admin Hourly Contract		\$ 175,700.00	
Work Completed to Date		\$ 93,520.34	
Work Previously Billed		\$ 78,728.59	
Subtotal		\$ 14,791.75	
Total Amount Due		\$ 36,411.75	

if you have any questions regarding this statement, please contact me at (816) 419-3251.

Sincerely,

Aaron J. Castro, PE  
Project Manager

Construction Observation Hourly Contract\*

Position	Hours	Hourly Rate	Total Cost
Principal III		\$ 281.00	\$ -
Principal II		\$ 251.00	\$ -
Engineer/Architect V		\$ 221.00	\$ -
Engineer/Architect IV		\$ 209.00	\$ -
Engineer/Architect II		\$ 174.00	\$ -
Intern Engineer II		\$ 139.00	\$ -
Graduate Architect II		\$ 139.00	\$ -
Technician III		\$ 131.00	\$ -
Senior Construction Observer	3.0	\$ 151.00	\$ 453.00
Certified Construction Observer	173.50	\$ 122.00	\$ 21,167.00
Mileage		\$ 0.67	\$ -
Total			\$ 21,620.00

Additional Services / Construction Admin Hourly Contract

Position	Hours	Hourly Rate	Total Cost
Principal III	12.0	\$ 281.00	\$ 3,372.00
Principal II	16.3	\$ 251.00	\$ 4,078.75
Engineer/Architect V	4.00	\$ 221.00	\$ 884.00
Engineer/Architect IV		\$ 209.00	\$ -
Engineer/Architect II		\$ 174.00	\$ -
Intern Engineer II	42.00	\$ 139.00	\$ 5,838.00
Graduate Architect II	0.5	\$ 139.00	\$ 69.50
Technician III		\$ 131.00	\$ -
Senior Construction Observer		\$ 151.00	\$ -
Certified Construction Observer		\$ 122.00	\$ -
Mileage	785.0	\$ 0.70	\$ 549.50
Total			\$ 14,791.75

Notes:

- Work Completed This Month:
- Town Hall Meeting (4 attendees; June 21, 2025)
  - in-Person Construction Progress Meeting June 10, 2025
  - Shop Drawing and Material Reviews
  - Coordination with USDA-RD re: BABA compliance for meters
  - Water Tower Paint Repair Observation
  - Wateline Construction Observation



**FOULSTON**  
ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-0572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

November 5, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

Invoice No: 608013  
Client No: 104750  
Matter No: 4  
Billing Attorney: DJB

**REMITTANCE**

RE: adv. Linn Valley Property Owners Association

BALANCE DUE THIS INVOICE	\$ 1,751.00
Previous Balance	<u>\$ 1,039.00</u>
TOTAL BALANCE DUE	<u><u>\$ 2,790.00</u></u>

All checks should be made payable to:  
(Please return remittance page with payment)

Foulston Siefkin LLP  
ATTN: Accounts Receivable  
1551 N. Waterfront Parkway, Suite 100  
Wichita, KS 67206

Wire Transfers or ACH Transmissions:

Foulston Siefkin LLP - General Checking  
Commerce Bank  
1551 N. Waterfront Parkway  
Wichita, KS 67206  
(316) 261-4700  
ABA No: 101000019  
Acct No: 671162186  
Swift Code: CBKCUS44

*Please reference: Invoice No. 608013, Client-Matter No. 104750 - 4*

We are pleased to announce we will soon be rolling out our electronic payment portal. Once the portal is active, we will include a link on your invoice as well as on our website to make it easier for you to pay via ACH or with a credit card should you choose to do so.

*There will be no surcharge for you to use the portal to make a payment via ACH. However, please be aware that there will be a 2.95% surcharge for payment made via credit card (which is not greater than our cost of acceptance) once the portal is active.*

**PAYMENT DUE WITHIN 30 DAYS OF INVOICE DATE IN US DOLLARS**

**WE RESERVE THE RIGHT TO CHARGE INTEREST AT 1.5% PER MONTH ON PAST DUE ACCOUNTS**

# FOULSTON

Client No: 104750  
Matter No: 4

November 5, 2024  
Invoice No: 608013

RE: adv. Linn Valley Property Owners Association

## OUTSTANDING INVOICES

Invoice No.	Date	Invoice Total	Payments Received	Ending Balance
602463	9/11/24	1,039.00	.00	1,039.00
PREVIOUS BALANCE				\$ 1,039.00
Balance Due This Invoice				<u>\$ 1,751.00</u>
TOTAL BALANCE DUE				<u>\$ 2,790.00</u>

## AGED ACCOUNTS RECEIVABLE

Current - 30	31 - 60	61 - 90	91 - 120	Over 120	Total
\$ .00	\$ 1,039.00	\$ .00	\$ .00	\$ .00	\$ 1,039.00

# FOULSTON

Client No: 104750  
Matter No: 4

November 5, 2024  
Invoice No: 608013

RE: adv. Linn Valley Property Owners Association

## LEGAL SERVICES

Date	Tkpr	Description	Hours	Amount
10/16/24	DJB	Correspondence with Mr. Brun regarding proposed revisions by the POA to agreement. Review and analyze proposed revisions. Correspondence with team regarding same.	.10	41.00
10/16/24	JGH	Review and analysis of POA changes to pipeline easement agreement. Follow up with Mr. Buller regarding same.	.60	186.00
10/17/24	FRS	Review of email from Mr. Holly. Review of proposed easement terms and email to Mr. Holly regarding same.	1.10	462.00
10/17/24	DJB	Correspondence with team regarding the POA's proposed changes to the water pipeline agreement and work on same. Work on revisions to Pipeline Easement Agreement with the POA and research regarding same.	.70	287.00
10/17/24	JGH	Review and analysis of revisions to pipeline easement. Research regarding legal words of conveyance and transferability of easements. Revising of same. Drafting of cover email to Mr. Buller regarding revisions and summary of research.	2.50	775.00
TOTAL LEGAL SERVICES				\$ 1,751.00
TOTAL THIS INVOICE				\$ 1,751.00

## TIMEKEEPER SUMMARY

Name	Hours	Rate	Total
F. Robert Smith	1.10	420.00	462.00
Daniel J. Buller	.80	410.00	328.00
Jacob G. Holly	3.10	310.00	961.00
	5.00		\$ 1,751.00

# FOULSTON

ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-0572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

November 5, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

Invoice No: 608013  
Client No: 104750  
Matter No: 4  
Billing Attorney: DJB

## INVOICE SUMMARY

For Legal Services Rendered for the period ending October 31, 2024

RE: adv. Linn Valley Property Owners Association

Total Legal Services	\$ 1,751.00
Total Disbursements	<u>\$ .00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 1,751.00</b>
Previous Balance	<u>\$ 1,039.00</u>
<b>TOTAL BALANCE DUE</b>	<b><u>\$ 2,790.00</u></b>

**FOULSTON**  
ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-0572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

November 5, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

**RE: adv. Linn Valley Property Owners Association**

Enclosed please find our invoice for legal services rendered through October 31, 2024. Should you have any questions or concerns, please do not hesitate to contact us.

Sincerely,

FOULSTON SIEFKIN LLP

Daniel J. Buller



**FOULSTON**  
ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-0572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

September 11, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

Invoice No: 602463  
Client No: 104750  
Matter No: 4  
Billing Attorney: DJB

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**INVOICE SUMMARY**

For Legal Services Rendered for the period ending August 31, 2024

RE: adv. Linn Valley Property Owners Association

Total Legal Services	\$ 1,039.00
Total Disbursements	<u>    \$ .00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 1,039.00</b>

**FOULSTON**  
ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-Q572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

September 11, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

**RE: adv. Linn Valley Property Owners Association**

Enclosed please find our invoice for legal services rendered through August 31, 2024. Should you have any questions or concerns, please do not hesitate to contact us.

Sincerely,

FOULSTON SIEFKIN LLP

Daniel J. Buller

# FOULSTON

Client No: 104750  
Matter No: 4

September 11, 2024  
Invoice No: 602463

RE: adv. Linn Valley Property Owners Association

## LEGAL SERVICES

Date	Tkpr	Description	Hours	Amount
8/07/24	DJB	Correspondence with Mr. Brun regarding additional needed easements. Correspondence with team regarding same. Review provided documents.	.20	82.00
8/07/24	JGH	Review of email from Mr. Brun regarding additional easement.	.10	31.00
8/08/24	DJB	Work on new easement agreement and related issues for property in LaCygne. Correspondence with Mr. Brun regarding easement. Correspondence with engineering firm regarding same.	1.00	410.00
8/08/24	JGH	Review and analysis of site plan and legal description. Drafting of easement document. Emails with surveyor regarding scope of easement. Revising of same.	1.40	434.00
8/28/24	DJB	Telephone conference with Mr. Brun regarding needed easement in LaCygne. Correspondence with Mr. Brun regarding same.	.20	82.00
TOTAL LEGAL SERVICES				\$ 1,039.00
TOTAL THIS INVOICE				\$ 1,039.00

## TIMEKEEPER SUMMARY

Name	Hours	Rate	Total
Daniel J. Buller	1.40	410.00	574.00
Jacob G. Holly	1.50	310.00	465.00
	2.90		\$ 1,039.00

# FOULSTON

ATTORNEYS AT LAW

WICHITA, KANSAS  
TOPEKA, KANSAS  
OVERLAND PARK, KANSAS  
FEDERAL ID: 48-0572027

1551 N. WATERFRONT PARKWAY, SUITE 100  
WICHITA, KS 67206-4466  
316.267.6371  
WWW.FOULSTON.COM

September 11, 2024

James Brun  
7211 W 98th Ter  
Ste 140  
Overland Park, KS 66212

Invoice No: 602463  
Client No: 104750  
Matter No: 4  
Billing Attorney: DJB

## REMITTANCE

RE: adv. Linn Valley Property Owners Association

BALANCE DUE THIS INVOICE

\$ 1,039.00

All checks should be made payable to:  
(Please return remittance page with payment)

Foulston Siefkin LLP  
ATTN: Accounts Receivable  
1551 N. Waterfront Parkway, Suite 100  
Wichita, KS 67206

Wire Transfers or ACH Transmissions:

Foulston Siefkin LLP - General Checking  
Commerce Bank  
1551 N. Waterfront Parkway  
Wichita, KS 67206  
(316) 261-4700  
ABA No: 101000019  
Acct No: 671162186  
Swift Code: CBKCUS44

*Please reference: Invoice No. 602463, Client-Matter No. 104750 - 4*

We are pleased to announce we will soon be rolling out our electronic payment portal. Once the portal is active, we will include a link on your invoice as well as on our website to make it easier for you to pay via ACH or with a credit card should you choose to do so.

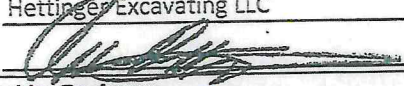
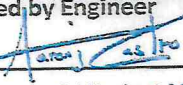

*There will be no surcharge for you to use the portal to make a payment via ACH. However, please be aware that there will be a 2.95% surcharge for payment made via credit card (which is not greater than our cost of acceptance) once the portal is active.*

**PAYMENT DUE WITHIN 30 DAYS OF INVOICE DATE IN US DOLLARS**

**WE RESERVE THE RIGHT TO CHARGE INTEREST AT 1.5% PER MONTH ON PAST DUE ACCOUNTS**



**Contractor's Application for Payment**

<b>Owner:</b>	City of Linn Valley, Kansas	<b>Owner's Project No.:</b>	CFDA #10.760
<b>Engineer:</b>	BG Consultants, Inc.	<b>Engineer's Project No.:</b>	20-1141L
<b>Contractor:</b>	Hettinger Excavating, LLC	<b>Contractor's Project No.:</b>	Linn Valley
<b>Project:</b>	2024 Water Distribution System Improvements		
<b>Contract:</b>	2024 Water Distribution System Improvements		
<b>Application No.:</b>	1	<b>Application Date:</b>	7/1/2025
<b>Application Period:</b>	From 6/5/2025	to	6/30/2025
1. Original Contract Price		\$	15,849,057.00
2. Net change by Change Orders		\$	-
3. Current Contract Price (Line 1 + Line 2)		\$	15,849,057.00
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)		\$	1,326,024.63
5. Retainage			
a. 5% X \$ 252,977.00 Work Completed		\$	12,648.85
b. 5% X \$ 1,073,047.63 Stored Materials		\$	53,652.38
c. Total Retainage (Line 5.a + Line 5.b)		\$	66,301.23
6. Amount eligible to date (Line 4 - Line 5.c)		\$	1,259,723.40
7. Less previous payments (Line 6 from prior application)			
8. Amount due this application		\$	1,259,723.40
9. Balance to finish, including retainage (Line 3 - Line 4)		\$	14,523,032.37
<b>Contractor's Certification</b>			
The undersigned Contractor certifies, to the best of its knowledge, the following:			
(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;			
(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and			
(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.			
<b>Contractor:</b> Hettinger Excavating LLC			
<b>Signature:</b> 		<b>Date:</b> 7/10/2025	
<b>Recommended by Engineer</b>		<b>Approved by Owner</b>	
<b>By:</b> 		<b>By:</b> 	
<b>Title:</b> Principal / Project Manager		<b>Title:</b> Linn Valley Mayor	
<b>Date:</b> 7/10/2025		<b>Date:</b> 7/13/2025	
<b>Approved by Funding Agency</b>			
<b>By:</b>		<b>By:</b>	
<b>Title:</b>		<b>Title:</b>	
<b>Date:</b>		<b>Date:</b>	



Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer: BG Consultants, Inc.  
 Contractor: Hettinger Excavating, LLC  
 Project: 2024 Water Distribution System Improvements  
 Contract: 2024 Water Distribution System Improvements

Engineer's Project No.: 20-1143L  
 Contractor's Project No.: Linn Valley

Application No.: 1 Application Period: From 06/05/25 to 06/30/25 Application Date: 07/01/25

A	B	Contract Information		Work Completed				I	J	K	L
		C	D	E	F	G	H				
Bid Item No.	Description	Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)	Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (I / F) (%)	Balance to Finish (F - J) (\$)
35.	DRAIN PIPE (6" (SDR 26)	64	LNFT	60.00	5,040.00		-	-	-	0%	5,040.00
Transmission Main, Booster Station, and Fill Station Total # \$ 2,248,015.00											
DISTRIBUTION MAIN											
36.	MOBILIZATION (DISTRIBUTION MAINS)	1	LS	150,000.00	150,000.00	0.500	75,000.00		75,000.00	50%	75,000.00
37.	CONSTRUCTION STAKING (DISTRIBUTION MAINS)	1	LS	100,000.00	100,000.00		-		-	0%	100,000.00
38.	CLEARING AND GRUBBING (DISTRIBUTION MAINS)	1	LS	30,000.00	30,000.00		-		-	0%	30,000.00
39.	TRAFFIC CONTROL (DISTRIBUTION MAINS)	1	LS	7,500.00	7,500.00		-		-	0%	7,500.00
40.	SEEDING & SURFACE RESTORATION (DISTRIBUTION MAINS)	1	LS	300,000.00	300,000.00		-		-	0%	300,000.00
41.	EROSION CONTROL (DISTRIBUTION MAINS)	1	LS	30,000.00	30,000.00		-		-	0%	30,000.00
42.	2" CTS PE3608 or PE3710 HDPE WATERLINE (IN PLACE)	248	LNFT	37.00	9,176.00		-		-	0%	9,176.00
43.	2" CTS PE3608 or PE3710 HDPE WATERLINE (BORE)	123	LNFT	65.00	7,995.00		-		-	0%	7,995.00
44.	4" C900 or PE4710 WATERLINE (IN PLACE)	37,945	LNFT	52.00	1,981,140.00		-	39,055.50	39,055.50	44%	894,054.50
45.	4" C900 or PE4710 WATERLINE (BORE)	270	LNFT	135.00	36,450.00		-		-	0%	36,450.00
46.	6" C900 or PE4710 WATERLINE (IN PLACE)	95,492	LNFT	59.00	5,634,028.00		-	411,231.16	411,231.16	7%	5,222,796.84
47.	6" C900 or PE4710 WATERLINE (BORE)	555	LNFT	175.00	97,125.00		-	2,385.72	2,385.72	2%	94,739.28
48.	8" C900 or PE4710 WATERLINE (IN PLACE)	7,532	LNFT	71.00	534,772.00		-	61,166.16	61,166.16	11%	473,605.84
49.	8" C900 or PE4710 WATERLINE (BORE)	1,049	LNFT	219.00	229,731.00		-	7,741.62	7,741.62	3%	221,989.38
50.	10" C900 or PE4710 WATERLINE (IN PLACE)	2,085	LNFT	86.00	179,396.00		-	5,300.00	5,300.00	3%	174,096.00
51.	10" C900 or PE4710 WATERLINE (BORE)	267	LNFT	260.00	69,420.00		-		-	0%	69,420.00
52.	12" C900 or PE4710 WATERLINE (IN PLACE)	2,479	LNFT	96.00	237,904.00		-	45,940.05	45,940.05	19%	191,963.95
53.	12" C900 or PE4710 WATERLINE (BORE)	428	LNFT	80.00	34,240.00		-		-	0%	34,240.00
54.	8" JOINTLESS CASING (IN PLACE)	529	LNFT	103.00	54,487.00		-		-	0%	54,487.00
55.	12" JOINTLESS CASING (IN PLACE)	320	LNFT	162.00	51,840.00		-		-	0%	51,840.00
56.	16" JOINTLESS CASING (IN PLACE)	74	LNFT	208.00	15,392.00		-		-	0%	15,392.00
57.	2" CURB STOP VALVE W/ BOX	1	EACH	1,500.00	1,500.00		-	858.00	858.00	57%	642.00
58.	4" GATE VALVE W/ BOX	45	EACH	1,750.00	78,750.00		-		-	0%	78,750.00
59.	6" GATE VALVE W/ BOX	247	EACH	2,100.00	518,700.00		-	209,950.00	209,950.00	40%	308,750.00
60.	8" GATE VALVE W/ BOX	28	EACH	2,900.00	81,200.00		-		-	0%	81,200.00
61.	10" GATE VALVE W/ BOX	7	EACH	5,000.00	35,000.00		-		-	0%	35,000.00
62.	12" GATE VALVE W/ BOX	11	EACH	5,500.00	60,500.00		-		-	0%	60,500.00
63.	12" HDPE SERVICE LINE (IN PLACE)	9,428	LNFT	30.00	282,840.00		-		-	0%	282,840.00
64.	12" HDPE SERVICE LINE (DIRECTIONAL BORE)	10,582	LNFT	60.00	634,920.00		-		-	0%	634,920.00
65.	2" SERVICE LINE CASING (IN PLACE)	624	LNFT	37.00	23,088.00		-		-	0%	23,088.00
66.	2" SERVICE LINE CASING (BORE)	1,982	LNFT	63.00	124,866.00		-		-	0%	124,866.00
67.	15/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	472	EACH	1,700.00	802,400.00		-	20,610.00	20,610.00	3%	781,790.00
68.	15/4" FIRE HYDRANT ASSEMBLY	94	EACH	5,500.00	517,000.00		-	79,900.00	79,900.00	15%	437,100.00

Unit Price

EJCDC C-620 Contractor's Application for Payment  
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Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer: BG Consultants, Inc.  
 Contractor: Hettinger Excavating, LLC  
 Project: 2024 Water Distribution System Improvements  
 Contract: 2024 Water Distribution System Improvements

Engineer's Project No.: 20-11411  
 Contractor's Project No.: Linn Valley

Application No.: 1 Application Period: From 05/05/25 to 06/30/25 Application Date: 07/01/25

Application No. 1		Application Period:		From 06/05/25		To 06/06/25																	
A		B		C		D		E		F		G		H		I		J		K		L	
				Contract Information						Work Completed													
Bid Item No.		Description		Item Quantity Units		Unit Price (\$)		Value of Bid Item (C X E) (\$)		Estimated Quantity Incorporated in the Work		Value of Work Completed to Date (E X G) (\$)		Materials Currently Stored (not in G) (\$)		Work Completed and Materials Stored to Date (H + I) (\$)		Value of Item (J / F) (%)		Balance to Finish (F - J) (\$)			
ADD. ALTERNATE NO. 1																							
77.	4" C900 or PE4710 WATERLINE (IN PLACE)	391	LNFT	52.00	20,332.00	-	-	-	-	-	-	-	-	-	-	-	0%	20,332.00					
78.	6" C900 WATERLINE or PE4710 WATERLINE (IN PLACE)	794	LNFT	61.00	48,434.00	-	-	-	-	-	-	-	-	-	-	-	0%	48,434.00					
79.	4" GATE VALVE W/ BOX	1	EACH	1,750.00	1,750.00	-	-	-	-	-	-	-	-	-	-	-	0%	1,750.00					
80.	5" GATE VALVE W/ BOX	2	EACH	2,100.00	4,200.00	-	-	-	-	-	-	-	-	1,700.00	1,700.00	40%	2,500.00						
81.	1" HDPE SERVICE LINE (IN PLACE)	15	LNFT	30.00	450.00	-	-	-	-	-	-	-	-	-	-	-	0%	450.00					
82.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	98	LNFT	60.00	5,880.00	-	-	-	-	-	-	-	-	-	-	-	0%	5,880.00					
83.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	4	EACH	1,750.00	7,000.00	-	-	-	-	-	-	-	-	-	-	-	0%	7,000.00					
84.	5-1/4" FIRE HYDRANT ASSEMBLY	1	EACH	7,000.00	7,000.00	-	-	-	-	-	-	-	-	-	-	-	0%	7,000.00					
85.	REMOVE AND REPLACE SURFACING, GRAVEL	233	SQYD	10.00	2,330.00	-	-	-	-	-	-	-	-	-	-	-	0%	2,330.00					
Add. Alternate No. 1 Total = \$										97,376.00	\$	-	\$	2,550.00	\$	2,550.00	3%	\$	94,826.00				
ADD. ALTERNATE NO. 2																							
86.	6" C900 or PE4710 WATERLINE (IN PLACE)	2,076	LNFT	61.00	126,636.00	-	-	-	-	-	-	-	-	-	-	-	0%	126,636.00					
87.	12" JOINTLESS CASING (IN PLACE)	44	LNFT	103.00	4,532.00	-	-	-	-	-	-	-	-	-	-	-	0%	4,532.00					
88.	6" GATE VALVE W/ BOX	2	EACH	2,100.00	4,200.00	-	-	-	-	-	-	-	-	-	-	-	0%	2,500.00					
89.	1" HDPE SERVICE LINE (IN PLACE)	13	LNFT	30.00	390.00	-	-	-	-	-	-	-	-	-	-	-	0%	390.00					
90.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	130	LNFT	60.00	7,800.00	-	-	-	-	-	-	-	-	-	-	-	0%	7,800.00					
91.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	7	EACH	1,750.00	12,250.00	-	-	-	-	-	-	-	-	-	-	-	0%	12,250.00					
92.	5-1/4" FIRE HYDRANT ASSEMBLY	2	EACH	7,000.00	14,000.00	-	-	-	-	-	-	-	-	-	-	-	0%	12,300.00					
93.	REMOVE AND REPLACE SURFACING, GRAVEL	171	SQYD	10.00	1,710.00	-	-	-	-	-	-	-	-	-	-	-	0%	1,710.00					
94.	REMOVE AND REPLACE SURFACING, ASPHALT	22	SQYD	160.00	3,520.00	-	-	-	-	-	-	-	-	-	-	-	0%	3,520.00					
95.	BACKFILL FLOWABLE FILL	171	CUYD	250.00	4,250.00	-	-	-	-	-	-	-	-	-	-	-	0%	4,250.00					
Add. Alternate No. 2 Total = \$										179,288.00	\$	-	\$	3,400.00	\$	3,400.00	2%	\$	175,888.00				
ADD. ALTERNATE NO. 3																							
96.	2" CTS PE3608 or PE3710 HDPE WATERLINE (IN PLACE)	228	LNFT	37.00	8,436.00	-	-	-	-	-	-	-	-	-	-	-	0%	8,436.00					
97.	4" C900 or PE4710 WATERLINE (IN PLACE)	1,158	LNFT	52.00	60,216.00	-	-	-	-	-	-	-	-	-	-	-	0%	60,216.00					
98.	6" C900 or PE4710 WATERLINE (IN PLACE)	1,020	LNFT	61.00	62,220.00	-	-	-	-	-	-	-	-	-	-	-	0%	62,220.00					
99.	12" JOINTLESS CASING (IN PLACE)	29	LNFT	103.00	2,987.00	-	-	-	-	-	-	-	-	-	-	-	0%	2,987.00					
100.	1" HDPE SERVICE LINE (IN PLACE)	45	LNFT	30.00	1,350.00	-	-	-	-	-	-	-	-	-	-	-	0%	1,350.00					
101.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	44	LNFT	60.00	2,640.00	-	-	-	-	-	-	-	-	-	-	-	0%	2,640.00					
102.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	5	EACH	1,750.00	8,750.00	-	-	-	-	-	-	-	-	-	-	-	0%	8,750.00					
103.	REMOVE AND REPLACE SURFACING, GRAVEL	165	SQYD	10.00	1,650.00	-	-	-	-	-	-	-	-	-	-	-	0%	1,650.00					
Add. Alternate No. 3 Total = \$										148,249.00	\$	-	\$	-	\$	-	0%	\$	148,249.00				
ADD. ALTERNATE NO. 4																							
104.	6" C900 or PE4710 WATERLINE (IN PLACE)	727	LNFT	61.00	44,347.00	-	-	-	-	-	-	-	-	-	-	-	0%	44,347.00					
105.	1" HDPE SERVICE LINE (IN PLACE)	8	LNFT	30.00	240.00	-	-	-	-	-	-	-	-	-	-	-	0%	240.00					

Unit Price

EICDC C-620 Contractor's Application for Payment  
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4 of 5



Stored Materials Summary											Contractor's Application for Payment								
Owner: City of Linn Valley, Kansas											Owner's Project No.: CFDA #10.760								
Engineer: BG Consultants, Inc.											Engineer's Project No.: 20-1141L								
Contractor: Hettinger Excavating, LLC											Contractor's Project No.: Linn Valley								
Project: 2024 Water Distribution System Improvements																			
Contract: 2024 Water Distribution System Improvements																			
Application No.: 1		Application Period: From 05/05/25 to 06/30/25						Application Date: 07/01/25											
A	B	C	D	E	F	G			H	I	J	K	L	M					
Item No. (Lump Sum Tab.) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Materials Stored			Amount Previously Incorporated in the Work (\$)	Amount Incorporated in the Work this Period (\$)	Total Amount Incorporated in the Work (J+K) (\$)	Materials Remaining in Storage (L-M) (\$)							
						Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Stored to Date (G+H) (\$)											
							2,089.62		2,089.62				-	2,089.62					
13	X141739		6 DIPS DR13 .5 HDPE	Linn Valley	1		140,884.38		140,884.38				-	140,884.38					
45	X141739		5 DIPS DR13 .5 HDPE	Linn Valley	1		164,970.00		164,970.00				-	164,970.00					
46	X160237		6 DIPS DR13 .5 HDPE	Linn Valley	1		65,902.00		65,902.00				-	65,902.00					
46	X169645		6 DIPS DR13 .5 HDPE	Linn Valley	1		32,003.78		32,003.78				-	32,003.78					
46	X176623		6 DIPS DR13 .5 HDPE	Linn Valley	1		2,385.72		2,385.72				-	2,385.72					
47	X176623		6 DIPS DR13 .5 HDPE	Linn Valley	1		39,055.50		39,055.50				-	39,055.50					
44	X176623		4 DIPS DR13 .5 HDPE	Linn Valley	1		139,659.12		139,659.12		18,184.32	18,184.32	121,474.80						
14	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1		7,933.50		7,933.50		258.30	258.30	7,675.20						
15	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1		18,457.38		18,457.38				-	18,457.38					
43	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1		37,128.78		37,128.78				-	37,128.78					
43	X116010		8 DIPS DR13 .5 HDPE	Linn Valley	1		7,741.62		7,741.62				-	7,741.62					
49	X116010		12 DIPS DR13 .5 HDPE	Linn Valley	1		11,276.65		11,276.65				-	11,276.65					
16	X116010		12 DIPS DR13 .5 HDPE	Linn Valley	1		37,540.05		37,540.05				-	37,540.05					
52	X116010		SS 110 CTS Insert	Linn Valley	1		4,860.00		4,860.00				-	4,860.00					
67	X151203		Ball Curb Stop	Linn Valley	1		858.00		858.00				-	858.00					
57	X151208		PE DIPS MIXPE	Linn Valley	1		2,250.00		2,250.00				-	2,250.00					
46	X153444		8 SDR11 DIPS PE20M	Linn Valley	1		2,850.00		2,850.00				-	2,850.00					
48	X153444		10 SDR11 PE DIPS MIXPE	Linn Valley	1		2,800.00		2,800.00				-	2,800.00					
50	X153444		4000SDR11 PE DIPS MIXPE	Linn Valley	1		4,500.00		4,500.00				-	4,500.00					
52	X153444																		
Totals						\$	-	\$	725,317.10	\$	725,317.10	\$	-	\$	18,442.62	\$	18,442.62	\$	706,874.48

### Contractor's Application for Payment

Owner's Project No.:	CFDA #10.760
Engineer's Project No.:	20-1141L
Contractor's Project No.:	Linn Valley

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## Mendi Cyr

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**From:** Aaron Castro <aaron.castro@bgcons.com>  
**Sent:** Sunday, August 10, 2025 8:00 AM  
**To:** Lewis Donelson; Mendi Cyr; Clerk  
**Cc:** Richard Gravelle; Jason Hoskinson; Royce Hettinger  
**Subject:** Linn Valley Waterline Pay App #2  
**Attachments:** Pay App #2 Revised\_Signed.pdf

Lew and Mendi,

Attached is Hettinger Excavation's signed Pay Application #2 that we are recommending for City Approval. This Pay Applications covers work from July 1 to July 31, 2025. Below is a brief overview of some of the work that was completed that is included in this pay app:

### **Transmission Main, Booster Station, and Fill Station**

- Clearing & Grubbing (75%)
- Traffic Control (75%)
- Erosion Control (75%)
- Installation of 5,648 Lin Ft of 8" Transmission Main
- Installation of 150 L.F. of Bored 8" Transmission Main

### **Distribution Main & Add-Alternates 1-6**

- Delivery and Storage of an additional \$54K of materials

Thanks!

**Aaron J. Castro, P.E. \***

Principal | Project Manager



208 W. Richardson Street, Suite A | Smithville, MO 64089

O: 816.482.9034 | D: 785.727.1694 | C: 816.419.3251

Web: [www.bgcons.com](http://www.bgcons.com) | [Map](#) | [Email](#)

\*Licensed in MO and KS

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**Contractor's Application for Payment**

<b>Owner:</b>	<u>City of Linn Valley, Kansas</u>	<b>Owner's Project No.:</b>	<u>CFDA #10.760</u>
<b>Engineer:</b>	<u>BG Consultants, Inc.</u>	<b>Engineer's Project No.:</b>	<u>20-1141L</u>
<b>Contractor:</b>	<u>Hettinger Excavating, LLC</u>	<b>Contractor's Project No.:</b>	<u>Linn Valley</u>
<b>Project:</b>	<u>2024 Water Distribution System Improvements</u>		
<b>Contract:</b>	<u>2024 Water Distribution System Improvements</u>		

<b>Application No.:</b>	<u>2</u>	<b>Application Date:</b>	<u>8/6/2025</u>
<b>Application Period:</b>	<b>From</b> <u>7/1/2025</u>	<b>to</b> <u>7/31/2025</u>	

1. Original Contract Price	\$	15,849,057.00
2. Net change by Change Orders	\$	-
3. Current Contract Price (Line 1 + Line 2)	\$	15,849,057.00
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$	1,601,591.00
5. Retainage		
a. <u>5%</u> X <u>\$ 514,104.00</u> Work Completed	\$	25,705.20
b. <u>5%</u> X <u>\$ 1,087,487.00</u> Stored Materials	\$	54,374.35
c. Total Retainage (Line 5.a + Line 5.b)	\$	80,079.55
6. Amount eligible to date (Line 4 - Line 5.c)	\$	1,521,511.45
7. Less previous payments (Line 6 from prior application)	\$	1,259,723.40
8. Amount due this application	\$	261,788.05
9. Balance to finish, including retainage (Line 3 - Line 4)	\$	14,247,466.00

**Contractor's Certification**

The undersigned Contractor certifies, to the best of its knowledge, the following:

- (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
- (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and
- (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

**Contractor:** Hettinger Excavating, LLC**Signature:** **Date:** 8/7/2025**Recommended by Engineer**

**By:**   
**Title:** Project Manager / Principal  
**Date:** August 8, 2025

**Approved by Owner**

**By:** \_\_\_\_\_  
**Title:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

**Approved by Funding Agency**

**By:** \_\_\_\_\_  
**Title:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

**By:** \_\_\_\_\_  
**Title:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer: BG Consultants, Inc.  
Contractor: Hettinger Excavating, LLC  
Project: 2024 Water Distribution System Improvements  
Contract: 2024 Water Distribution System Improvements

Engineer's Project No.: 20-1141L  
Contractor's Project No.: Linn Valley

Application No.: 2 Application Period: From 07/01/25 to 07/31/25 Application Date: 08/06/25

A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information			Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)	
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work					Value of Work Completed to Date (E X G) (\$)
Original Contract											
TRANSMISSION MAIN, BOOSTER STATION, AND FILL STATION											
1.	MOBILIZATION (TRANSMISSION MAIN)	1	LS	25,000.00	25,000.00	1.000	25,000.00		25,000.00	100%	-
2.	CONSTRUCTION STAKING (TRANSMISSION MAIN)	1	LS	29,000.00	29,000.00	1.000	29,000.00		29,000.00	100%	-
3.	CLEARING AND GRUBBING (TRANSMISSION MAIN)	1	LS	15,000.00	15,000.00	0.750	11,250.00		11,250.00	75%	3,750.00
4.	TRAFFIC CONTROL (TRANSMISSION MAIN)	1	LS	5,000.00	5,000.00	0.750	3,750.00		3,750.00	75%	1,250.00
5.	SEEDING & SURFACE RESTORATION (TRANSMISSION MAIN)	1	LS	35,000.00	35,000.00		-			-	0%
6.	EROSION CONTROL (TRANSMISSION MAIN)	1	LS	5,000.00	5,000.00	0.750	3,750.00		3,750.00	75%	1,250.00
7.	BOOSTER PUMP STATION UTILITY CONNECTIONS	1	LS	30,000.00	30,000.00		-			-	0%
8.	BOOSTER PUMP STATION UTILITY CONNECTIONS	1	LS	375,000.00	375,000.00		-	3,796.28	3,796.28	1%	371,203.72
9.	GENERATOR & AUTO TRANSFER SWITCH	1	LS	65,000.00	65,000.00		-			-	0%
10	BULK FILL STATION	1	LS	145,000.00	145,000.00		-			-	0%
11.	SYSTEM INTEGRATION	1	LS	42,000.00	42,000.00		-			-	0%
12.	AMR SYSTEM	1	LS	150,000.00	150,000.00		-			-	0%
13.	6" C900 or PE4710 WATERLINE (IN PLACE)	494	LNFT	61.00	30,134.00		-	2,089.62	2,089.62	7%	28,044.38
14.	8" C900 or PE4710 WATERLINE (IN PLACE)	18,924	LNFT	43.00	813,732.00	8,112.000	348,816.00	83,926.48	432,742.48	53%	380,989.52
15.	8" C900 or PE4710 WATERLINE (BORE)	1,075	LNFT	75.00	80,625.00	185.000	13,875.00	5,585.70	19,460.70	24%	61,164.30
16.	12" C900 or PE4710 WATERLINE (IN PLACE)	707	LNFT	97.00	68,579.00		-	11,276.65	11,276.65	16%	57,302.35
17.	6" GATE VALVE W/ BOX	7	EACH	2,100.00	14,700.00		-	5,950.00	5,950.00	40%	8,750.00
18.	8" GATE VALVE W/ BOX	21	EACH	2,900.00	60,900.00	1.000	2,900.00	52,737.06	55,637.06	91%	5,262.94
19.	12" GATE VALVE W/ BOX	2	EACH	5,500.00	11,000.00		-			-	0%
20.	1" HDPE SERVICE LINE (IN PLACE)	72	LNFT	30.00	2,160.00		-			-	0%
21.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	145	LNFT	60.00	8,700.00		-			-	0%
22.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	8	EACH	1,750.00	14,000.00		-			-	0%
23.	4" METER VAULT (NO METER)	1	EACH	30,000.00	30,000.00		-			-	0%
24.	4" FLOW METER WITH VAULT	1	EACH	57,000.00	57,000.00		-			-	0%
25.	5-1/4" FIRE HYDRANT ASSEMBLY	4	EACH	7,000.00	28,000.00		-	3,400.00	3,400.00	12%	24,600.00
26.	FLUSH HYDRANT ASSEMBLY	1	EACH	6,200.00	6,200.00		-			-	0%
27.	AIR RELEASE VALVE	6	EACH	2,350.00	14,100.00		-			-	0%
28.	CONNECTION TO EXISTING WATERLINE	2	EACH	6,000.00	12,000.00		-			-	0%
29.	REMOVE AND REPLACE SURFACING, GRAVEL	918	SQYD	10.00	9,180.00	76.300	763.00		763.00	8%	8,417.00
30.	REMOVE AND REPLACE SURFACING, ASPHALT	23	SQYD	160.00	3,680.00		-			-	0%
31.	GRAVEL ACCES ROAD (6") (AB-3)	2,224	SQYD	15.00	33,360.00		-			-	0%
32.	BACKFILL FLOWABLE FILL	29	SQYD	250.00	7,250.00		-			-	0%
33.	STORMWATER PIPE (18") (RCP)	79	LNFT	125.00	9,875.00		-			-	0%
34.	CONCRETE FES (18")	2	EACH	900.00	1,800.00		-			-	0%
35.	DRAIN PIPE (6") (SDR 26)	84	LNFT	60.00	5,040.00		-			-	0%



Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer: BG Consultants, Inc.  
 Contractor: Hettinger Excavating, LLC  
 Project: 2024 Water Distribution System Improvements  
 Contract: 2024 Water Distribution System Improvements

Engineer's Project No.: 20-1141L  
 Contractor's Project No.: Linn Valley

Application No.: 2		Application Period: From		07/01/25		to		07/31/25		Application Date: 08/06/25							
A		B		C	D	E	F	G	H	I	J	K	L				
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)						
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)										
Transmission Main, Booster Station, and Fill Station Total =												\$ 2,243,015.00	\$ 439,104.00	\$ 168,761.79	\$ 607,865.79	27%	\$ 1,635,149.21
DISTRIBUTION MAIN																	
36.	MOBILIZATION (DISTRIBUTION MAINS)	1	LS	150,000.00	150,000.00	0.500	75,000.00			75,000.00	50%	75,000.00					
37.	CONSTRUCTION STAKING (DISTRIBUTION MAINS)	1	LS	100,000.00	100,000.00		-			-	0%	100,000.00					
38.	CLEARING AND GRUBBING (DISTRIBUTION MAINS)	1	LS	30,000.00	30,000.00		-			-	0%	30,000.00					
39.	TRAFFIC CONTROL (DISTRIBUTION MAINS)	1	LS	7,500.00	7,500.00		-			-	0%	7,500.00					
40.	SEEDING & SURFACE RESTORATION (DISTRIBUTION MAINS)	1	LS	300,000.00	300,000.00		-			-	0%	300,000.00					
41.	EROSION CONTROL (DISTRIBUTION MAINS)	1	LS	30,000.00	30,000.00		-			-	0%	30,000.00					
42.	2" CTS PE3608 or PE3710 HDPE WATERLINE (IN PLACE)	248	LNFT	37.00	9,176.00		-			-	0%	9,176.00					
43.	2" CTS PE3608 or PE3710 HDPE WATERLINE (BORE)	123	LNFT	65.00	7,995.00		-			-	0%	7,995.00					
44.	4" C900 or PE4710 WATERLINE (IN PLACE)	17,945	LNFT	52.00	933,140.00		-	39,055.50		39,055.50	4%	894,084.50					
45.	4" C900 or PE4710 WATERLINE (BORE)	170	LNFT	135.00	22,950.00		-			-	0%	22,950.00					
46.	6" C900 or PE4710 WATERLINE (IN PLACE)	95,492	LNFT	59.00	5,634,028.00		-	414,481.16		414,481.16	7%	5,219,546.84					
47.	6" C900 or PE4710 WATERLINE (BORE)	555	LNFT	175.00	97,125.00		-	2,385.72		2,385.72	2%	94,739.28					
48.	8" C900 or PE4710 WATERLINE (IN PLACE)	7,532	LNFT	71.00	534,772.00		-	66,255.16		66,255.16	12%	468,516.84					
49.	8" C900 or PE4710 WATERLINE (BORE)	1,049	LNFT	219.00	229,731.00		-	7,741.62		7,741.62	3%	221,989.38					
50.	10" C900 or PE4710 WATERLINE (IN PLACE)	2,086	LNFT	86.00	179,396.00		-	5,300.00		5,300.00	3%	174,096.00					
51.	10" C900 or PE4710 WATERLINE (BORE)	267	LNFT	260.00	69,420.00		-			-	0%	69,420.00					
52.	12" C900 or PE4710 WATERLINE (IN PLACE)	2,479	LNFT	96.00	237,984.00		-	45,940.05		45,940.05	19%	192,043.95					
53.	8" JOINTLESS CASING (IN PLACE)	428	LNFT	80.00	34,240.00		-			-	0%	34,240.00					
54.	12" JOINTLESS CASING (IN PLACE)	529	LNFT	103.00	54,487.00		-			-	0%	54,487.00					
55.	16" JOINTLESS CASING (IN PLACE)	120	LNFT	162.00	19,440.00		-			-	0%	19,440.00					
56.	20" JOINTLESS CASING (IN PLACE)	74	LNFT	208.00	15,392.00		-			-	0%	15,392.00					
57.	2" CURB STOP VALVE W/BOX	1	EACH	1,500.00	1,500.00		-	858.00		858.00	57%	642.00					
58.	4" GATE VALVE W/ BOX	45	EACH	1,750.00	78,750.00		-			-	0%	78,750.00					
59.	6" GATE VALVE W/ BOX	247	EACH	2,100.00	518,700.00		-	209,950.00		209,950.00	40%	308,750.00					
60.	8" GATE VALVE W/ BOX	28	EACH	2,900.00	81,200.00		-	12,168.00		12,168.00	15%	69,032.00					
61.	10" GATE VALVE W/ BOX	7	EACH	5,000.00	35,000.00		-			-	0%	35,000.00					
62.	12" GATE VALVE W/ BOX	11	EACH	5,500.00	60,500.00		-			-	0%	60,500.00					
63.	1" HDPE SERVICE LINE (IN PLACE)	9,428	LNFT	30.00	282,840.00		-			-	0%	282,840.00					
64.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	10,582	LNFT	60.00	634,920.00		-			-	0%	634,920.00					
65.	2" SERVICE LINE CASING (IN PLACE)	624	LNFT	37.00	23,088.00		-			-	0%	23,088.00					
66.	2" SERVICE LINE CASING (BORE)	1,982	LNFT	63.00	124,866.00		-			-	0%	124,866.00					
67.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	472	EACH	1,700.00	802,400.00		-	26,190.00		26,190.00	3%	776,210.00					
68.	5-1/4" FIRE HYDRANT ASSEMBLY	94	EACH	6,500.00	611,000.00		-	79,900.00		79,900.00	13%	531,100.00					
69.	CONNECTION TO EXISTING WATERLINE	11	EACH	5,000.00	55,000.00		-			-	0%	55,000.00					
70.	ABANDON EXISTING WATER METER	129	EACH	250.00	32,250.00		-			-	0%	32,250.00					

EJCDC C-620 Contractor's Application for Payment

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Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer:	BG Consultants, Inc.
Contractor:	Hettinger Excavating, LLC
Project:	2024 Water Distribution System Improvements
Contract:	2024 Water Distribution System Improvements

Engineer's Project No.:	20-1141L
Contractor's Project No.:	Linn Valley

Application No.: 2		Application Period: From 07/01/25 to 07/31/25		Application Date: 08/06/25							
A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
71.	REMOVE AND REPLACE SURFACING, GRAVEL	8,974	SQYD	10.00	89,740.00	-	-	-	-	0%	89,740.00
72.	REMOVE AND REPLACE SURFACING, ASPHALT	964	SQYD	160.00	154,240.00	-	-	-	-	0%	154,240.00
73.	REMOVE AND REPLACE SURFACING, CONCRETE	166	SQYD	160.00	26,560.00	-	-	-	-	0%	26,560.00
74.	BACKFILL FLOWABLE FILL	940	CUYD	250.00	235,000.00	-	-	-	-	0%	235,000.00
75.	REMOVE AND REPLACE EXISTING METER (NOT ON SHEETS)	123	EACH	100.00	12,300.00	-	-	-	-	0%	12,300.00
76.	SEWER LATERAL SEPARATION (ESTIMATED)	74	EACH	1,000.00	74,000.00	-	-	-	-	0%	74,000.00
Distribution Main Total =					\$ 12,630,630.00		\$ 75,000.00	\$ 910,225.21	\$ 985,225.21	8%	\$ 11,645,404.79

Progress Estimate - Unit Price Work

Contractor's Application for Payment

Engineer: BG Consultants, Inc.  
 Contractor: Hettinger Excavating, LLC  
 Project: 2024 Water Distribution System Improvements  
 Contract: 2024 Water Distribution System Improvements

Engineer's Project No.: 20-1141L  
 Contractor's Project No.: Linn Valley

Application No.: 2		Application Period: From 07/01/25 to 07/31/25		Application Date: 08/06/25							
A	B	C	D	E	F	G	H	I	J	K	L
Bid Item No.	Description	Contract Information				Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / I) (%)	Balance to Finish (F - J) (\$)
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)				
ADD. ALTERNATE NO. 1											
77.	4" C900 or PE4710 WATERLINE (IN PLACE)	391	LNFT	52.00	20,332.00		-		-	0%	20,332.00
78.	6" C900 WATERLINE or PE4710 WATERLINE (IN PLACE)	794	LNFT	61.00	48,434.00		-		-	0%	48,434.00
79.	4" GATE VALVE W/ BOX	1	EACH	1,750.00	1,750.00		-		-	0%	1,750.00
80.	6" GATE VALVE W/ BOX	2	EACH	2,100.00	4,200.00		-	1,700.00	1,700.00	40%	2,500.00
81.	1" HDPE SERVICE LINE (IN PLACE)	15	LNFT	30.00	450.00		-		-	0%	450.00
82.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	98	LNFT	60.00	5,880.00		-		-	0%	5,880.00
83.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	4	EACH	1,750.00	7,000.00		-		-	0%	7,000.00
84.	5-1/4" FIRE HYDRANT ASSEMBLY	1	EACH	7,000.00	7,000.00		-	850.00	850.00	12%	6,150.00
85.	REMOVE AND REPLACE SURFACING, GRAVEL	233	SQYD	10.00	2,330.00		-		-	0%	2,330.00
Add. Alternate No. 1 Total =					\$ 97,376.00		\$ -	\$ 2,550.00	\$ 2,550.00	3%	\$ 94,826.00
ADD. ALTERNATE NO. 2											
86.	6" C900 or PE4710 WATERLINE (IN PLACE)	2,076	LNFT	61.00	126,636.00		-		-	0%	126,636.00
87.	12" JOINTLESS CASING (IN PLACE)	44	LNFT	103.00	4,532.00		-		-	0%	4,532.00
88.	6" GATE VALVE W/ BOX	2	EACH	2,100.00	4,200.00		-	1,700.00	1,700.00	40%	2,500.00
89.	1" HDPE SERVICE LINE (IN PLACE)	13	LNFT	30.00	390.00		-		-	0%	390.00
90.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	130	LNFT	60.00	7,800.00		-		-	0%	7,800.00
91.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	7	EACH	1,750.00	12,250.00		-		-	0%	12,250.00
92.	5-1/4" FIRE HYDRANT ASSEMBLY	2	EACH	7,000.00	14,000.00		-	1,700.00	1,700.00	12%	12,300.00
93.	REMOVE AND REPLACE SURFACING, GRAVEL	171	SQYD	10.00	1,710.00		-		-	0%	1,710.00
94.	REMOVE AND REPLACE SURFACING, ASPHALT	22	SQYD	160.00	3,520.00		-		-	0%	3,520.00
95.	BACKFILL FLOWABLE FILL	17	CUYD	250.00	4,250.00		-		-	0%	4,250.00
Add. Alternate No. 2 Total =					\$ 179,288.00		\$ -	\$ 3,400.00	\$ 3,400.00	2%	\$ 175,888.00
ADD. ALTERNATE NO. 3											
96.	2" CTS PE3608 or PE3710 HDPE WATERLINE (IN PLACE)	228	LNFT	37.00	8,436.00		-		-	0%	8,436.00
97.	4" C900 or PE4710 WATERLINE (IN PLACE)	1,158	LNFT	52.00	60,216.00		-		-	0%	60,216.00
98.	6" C900 or PE4710 WATERLINE (IN PLACE)	1,020	LNFT	61.00	62,220.00		-		-	0%	62,220.00
99.	12" JOINTLESS CASING (IN PLACE)	29	LNFT	103.00	2,987.00		-		-	0%	2,987.00
100.	1" HDPE SERVICE LINE (IN PLACE)	45	LNFT	30.00	1,350.00		-		-	0%	1,350.00
101.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	44	LNFT	60.00	2,640.00		-		-	0%	2,640.00
102.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	5	EACH	1,750.00	8,750.00		-		-	0%	8,750.00
103.	REMOVE AND REPLACE SURFACING, GRAVEL	165	SQYD	10.00	1,650.00		-		-	0%	1,650.00
Add. Alternate No. 3 Total =					\$ 148,249.00		\$ -	\$ -	\$ -	0%	\$ 148,249.00
ADD. ALTERNATE NO. 4											
104.	6" C900 or PE4710 WATERLINE (IN PLACE)	727	LNFT	61.00	44,347.00		-		-	0%	44,347.00
105.	1" HDPE SERVICE LINE (IN PLACE)	8	LNFT	30.00	240.00		-		-	0%	240.00
106.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	1	EACH	1,750.00	1,750.00		-		-	0%	1,750.00



Progress Estimate - Unit Price Work										Contractor's Application for Payment			
Engineer:	BG Consultants, Inc.									Engineer's Project No.:	20-1141L		
Contractor:	Hettinger Excavating, LLC									Contractor's Project No.:	Linn Valley		
Project:	2024 Water Distribution System Improvements												
Contract:	2024 Water Distribution System Improvements												
Application No.:		2		Application Period:		From 07/01/25 to 07/31/25		Application Date: 08/06/25					
Bid Item No.	Description	Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)	Work Completed		Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)		
						Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)						
107.	5-1/4" FIRE HYDRANT ASSEMBLY	1	EACH	7,000.00	7,000.00		-	850.00	850.00	12%	6,150.00		
108.	REMOVE AND REPLACE SURFACING, GRAVEL	47	SQYD	10.00	470.00		-			0%	470.00		
Add. Alternate No. 4 Total =						\$ 53,807.00	\$ -	\$ 850.00	\$ 850.00	2%	\$ 52,957.00		
ADD. ALTERNATE NO. 5													
109.	6" C900 or PE4710 WATERLINE (IN PLACE)	2,672	LNFT	61.00	162,992.00		-			0%	162,992.00		
110.	1" HDPE SERVICE LINE (IN PLACE)	357	LNFT	30.00	10,710.00		-			0%	10,710.00		
111.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	113	LNFT	60.00	6,780.00		-			0%	6,780.00		
112.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	7	EACH	1,750.00	12,250.00		-			0%	12,250.00		
113.	5-1/4" FIRE HYDRANT ASSEMBLY	2	EACH	7,000.00	14,000.00		-	1,700.00	1,700.00	12%	12,300.00		
114.	ABANDON EXISTING WATER METER	4	EACH	500.00	2,000.00		-			0%	2,000.00		
115.	REMOVE AND REPLACE SURFACING, GRAVEL	89	SQYD	10.00	890.00		-			0%	890.00		
Add. Alternate No. 5 Total =						\$ 209,622.00	\$ -	\$ 1,700.00	\$ 1,700.00	1%	\$ 207,922.00		
ADD. ALTERNATE NO. 6													
116.	1" HDPE SERVICE LINE (IN PLACE)	573	LNFT	30.00	17,190.00		-			0%	17,190.00		
117.	1" HDPE SERVICE LINE (DIRECTIONAL BORE)	1,873	LNFT	60.00	112,380.00		-			0%	112,380.00		
118.	5/8" WATER METER W/ RESIDENTIAL SERVICE ASSEMBLY	90	EACH	1,750.00	157,500.00		-			0%	157,500.00		
Add. Alternate No. 6 Total =						\$ 287,070.00	\$ -	\$ -	\$ -	0%	\$ 287,070.00		
ORIGINAL CONTRACT TOTAL =						\$ 15,849,057.00	\$ 514,104.00	\$ 1,087,487.00	\$ 1,601,591.00	10%	\$ 14,247,466.00		
CHANGE ORDERS													
						-		-		-	-		
						-		-		-	-		
						-		-		-	-		
						-		-		-	-		
						-		-		-	-		
CHANGE ORDERS TOTAL =						\$ -	\$ -	\$ -	\$ -		\$ -		
Original Contract and Change Orders													
ORIGINAL CONTRACT + CHANGE ORDERS TOTAL =						\$ 15,849,057.00	\$ 514,104.00	\$ 1,087,487.00	\$ 1,601,591.00	10%	\$ 14,247,466.00		

Stored Materials Summary

Contractor's Application for Payment

Owner:	City of Linn Valley, Kansas	Owner's Project No.:	CFDA #10.760
Engineer:	BG Consultants, Inc.	Engineer's Project No.:	20-1141L
Contractor:	Hettinger Excavating, LLC	Contractor's Project No.:	Linn Valley
Project:	2024 Water Distribution System Improvements		
Contract:	2024 Water Distribution System Improvements		

Application No.: 2			Application Period: From 07/01/25 to 07/31/25			Application Date: 08/06/25							
A	B	C	D	E	F	G	H	I	J	K	L	M	
Item No. (Lump Sum Tab) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Materials Stored			Incorporated in Work			Materials Remaining in Storage (I-L) (\$)	
						Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Stored to Date (G+H) (\$)	Amount Previously Incorporated in the Work (\$)	Amount Incorporated in the Work this Period (\$)	Total Amount Incorporated in the Work (J+K) (\$)		
13	X141739		6 DIPS DR13 .5 HDPE	Linn Valley	1	2,089.62	-	2,089.62				-	2,089.62
46	X141739		6 DIPS DR13 .5 HDPE	Linn Valley	1	140,884.38	-	140,884.38				-	140,884.38
46	X160237		6 DIPS DR13 .5 HDPE	Linn Valley	1	164,970.00	-	164,970.00				-	164,970.00
46	X168645		6 DIPS DR13 .5 HDPE	Linn Valley	1	65,988.00	-	65,988.00				-	65,988.00
46	X176623		6 DIPS DR13 .5 HDPE	Linn Valley	1	32,088.78	-	32,088.78				-	32,088.78
47	X176623		6 DIPS DR13 .5 HDPE	Linn Valley	1	2,385.72	-	2,385.72				-	2,385.72
44	X176623		4 DIPS DR13 .5 HDPE	Linn Valley	1	39,055.50	-	39,055.50				-	39,055.50
14	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1	139,659.12	-	139,659.12	18,184.32	41,682.24	59,866.56	-	79,792.56
15	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1	7,933.50	-	7,933.50	258.30	2,089.50	2,347.80	-	5,585.70
48	W613906		8 DIPS DR13 .5 HDPE	Linn Valley	1	18,457.38	-	18,457.38				-	18,457.38
48	X116010		8 DIPS DR13 .5 HDPE	Linn Valley	1	37,128.78	-	37,128.78				-	37,128.78
49	X116010		8 DIPS DR13 .5 HDPE	Linn Valley	1	7,741.62	-	7,741.62				-	7,741.62
16	X116010		12 DIPS DR13 .5 HDPE	Linn Valley	1	11,276.65	-	11,276.65				-	11,276.65
52	X116010		12 DIPS DR13 .5 HDPE	Linn Valley	1	37,540.05	-	37,540.05				-	37,540.05
67	X151203		SS 110 CTS Insert	Linn Valley	1	4,860.00	-	4,860.00				-	4,860.00
57	X151203		Ball Curb Stop	Linn Valley	1	858.00	-	858.00				-	858.00
46	X153444		PE DIPS MJXPE	Linn Valley	1	2,250.00	-	2,250.00				-	2,250.00
48	X153444		8 SDR11 DIPS PEXMJ	Linn Valley	1	2,850.00	-	2,850.00				-	2,850.00
50	X153444		10 SDR11 PE DIPS MJXPE	Linn Valley	1	2,800.00	-	2,800.00				-	2,800.00
52	X153444		4000SDR11 PE DIPS MJXPE	Linn Valley	1	4,500.00	-	4,500.00				-	4,500.00
Totals						\$ 725,317.10	\$ -	\$ 725,317.10	\$ 18,442.62	\$ 43,771.74	\$ 62,214.36	\$ -	\$ 663,102.74

Stored Materials Summary

Contractor's Application for Payment

Owner:	City of Linn Valley, Kansas
Engineer:	BG Consultants, Inc.
Contractor:	Hettinger Excavating, LLC
Project:	2024 Water Distribution System Improvements
Contract:	2024 Water Distribution System Improvements

Owner's Project No.:	CFDA #10.760
Engineer's Project No.:	20-1141L
Contractor's Project No.:	Linn Valley

Application No.:		2		Application Period:		From	07/01/25		to	07/31/25		Application Date:		08/06/25	
A	B	C	D	E	F	G		H	I	J		K	L	M	
Item No. (Lump Sum Tab) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Materials Stored			Incorporated in Work			Materials Remaining in Storage (I-L) (\$)			
						Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Stored to Date (G+H) (\$)	Amount Previously Incorporated in the Work (\$)	Amount Incorporated in the Work this Period (\$)	Total Amount Incorporated in the Work (J+K) (\$)				
46	X197430		6 MIXHDPE Adapt	Linn Valley	1	2,340.00	-	2,340.00					-	2,340.00	
48	X197430		8 MIXHDPE Adapt	Linn Valley	1	2,730.00	-	2,730.00					-	2,730.00	
50	X197430		10 SDR11 IPS MJ ACC KIT	Linn Valley	1	2,500.00	-	2,500.00					-	2,500.00	
52	X197430		12 SDR11 IPS MJ ACC KIT	Linn Valley	1	3,900.00	-	3,900.00					-	3,900.00	
67	W959700		H15403N BRS CPLG	Linn Valley	1	15,750.00	-	15,750.00					-	15,750.00	
18	X160148		A2361-23 MJ RW GV OK L/ACC	Linn Valley	1	25,697.56	-	25,697.56	1,352.50	-	1,352.50		-	24,345.06	
14	X229621		8 DIPs Elcetro Fusion Coupler	Linn Valley	1	248.00	-	248.00					-	248.00	
46	X160060		12GA Blue Tracer Wire	Linn Valley	1	1,870.00	-	1,870.00					-	1,870.00	
46	X160060		6x1000 Detecto Tape	Linn Valley	1	327.50	-	327.50					-	327.50	
46	X160060		3 way connector	Linn Valley	1	512.50	-	512.50					-	512.50	
14	X252076		30x220 Polywrap 8MIL	Linn Valley	1	158.40	-	158.40					-	158.40	
14	X250863		12GA Blue Tracer Wire	Linn Valley	1	1,870.00	-	1,870.00	467.31	1,056.17	1,523.48		-	346.52	
14	X250863		3 way connector	Linn Valley	1	205.00	-	205.00					-	205.00	
14	X212306		6x1000 Detecto Tape	Linn Valley	1	1,310.00	-	1,310.00					-	1,310.00	
14	X210257		2x100 Polywrap	Linn Valley	1	378.00	-	378.00					-	378.00	
14	X229898		8 DIPs Elcetro Fusion Coupler	Linn Valley	1	496.00	-	496.00					-	496.00	
17	X282772		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	5,950.00	-	5,950.00					-	5,950.00	
59	X282772		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	167,450.00	-	167,450.00					-	167,450.00	
59	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	42,500.00	-	42,500.00					-	42,500.00	
80	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	1,700.00	-	1,700.00					-	1,700.00	
Totals						\$ 277,892.96	\$ -	\$ 277,892.96	\$ 1,819.81	\$ 1,056.17	\$ 2,875.98	\$ 275,016.98			



Stored Materials Summary

Contractor's Application for Payment

Owner:	City of Linn Valley, Kansas	Owner's Project No.:	CFDA #10.760
Engineer:	BG Consultants, Inc.	Engineer's Project No.:	20-1141L
Contractor:	Hettinger Excavating, LLC	Contractor's Project No.:	Linn Valley
Project:	2024 Water Distribution System Improvements		
Contract:	2024 Water Distribution System Improvements		

Application No.: 2		Application Period: From 07/01/25 to 07/31/25		Application Date: 08/06/25										
A	B	C	D	E	F	G		H	I	J		K	L	M
Item No. (Lump Sum Tab) or Bid Item No. (Unit Price Tab)	Supplier Invoice No.	Submittal No. (with Specification Section No.)	Description of Materials or Equipment Stored	Storage Location	Application No. When Materials Placed in Storage	Materials Stored			Incorporated in Work			Total Amount Incorporated in the Work (J+K) (\$)	Materials Remaining in Storage (L-M) (\$)	
						Previous Amount Stored (\$)	Amount Stored this Period (\$)	Amount Stored to Date (G+H) (\$)	Amount Previously Incorporated in the Work (\$)	Amount Incorporated in the Work this Period (\$)				
88	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	1,700.00	-	1,700.00					-	1,700.00
25	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	3,400.00	-	3,400.00					-	3,400.00
68	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	79,900.00	-	79,900.00					-	79,900.00
84	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	850.00	-	850.00					-	850.00
92	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	1,700.00	-	1,700.00					-	1,700.00
107	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	850.00	-	850.00					-	850.00
113	X290519		6 A2361-23 MJ RW GV OL L/ACC	Linn Valley	1	1,700.00	-	1,700.00					-	1,700.00
48	X262539		8" 4000 SDR11 DIPS 90 Mold	Linn Valley	2		2,712.00	2,712.00					-	2,712.00
48	X262539		8" 4000 SDR11 DIPS 45 Bend	Linn Valley	2		452.00	452.00					-	452.00
48	X262539		8" 4000 SDR11 DIPS Tee Mld	Linn Valley	2		1,925.00	1,925.00					-	1,925.00
46	X262539		6" 4000 SDR11 DIPS Tee Mld	Linn Valley	2		2,850.00	2,850.00					-	2,850.00
46	X262539		6" 4000 SDR11 DIPS 45 Mold	Linn Valley	2		400.00	400.00					-	400.00
18	X397500		8 A2361-23 MJ RW GV	Linn Valley	2		28,392.00	28,392.00					-	28,392.00
60	X397500		9 A2361-23 MJ RW GV	Linn Valley	2		12,168.00	12,168.00					-	12,168.00
14	X348516		8 Electro Fuse CPLG DIPS	Linn Valley	2		992.00	992.00					-	992.00
8	X313459		6 Fastite CL52 DI Pipe Arc	Linn Valley	2		1,607.40	1,607.40					-	1,607.40
8	X313459		6 MUXFLG DI Pipe 2" USA	Linn Valley	2		1,563.50	1,563.50					-	1,563.50
8	X313459		6 MJ 90 C153 USA	Linn Valley	2		318.50	318.50					-	318.50
8	X313459		6 Star 3006 DIP Rest S8 USA	Linn Valley	2		168.88	168.88					-	168.88
8	X313459		6 MJ ACC Set L/Gland USA	Linn Valley	2		138.00	138.00					-	138.00
67	X416327		H-15031N 1"1/8th Bend	Linn Valley	2		5,580.00	5,580.00					-	5,580.00
Totals						\$ 90,100.00	\$ 59,267.28	\$ 149,367.28	\$ -	\$ -	\$ -	\$ -	\$ 149,367.28	

**GOVERNING BODY OF LINN VALLEY  
EXECUTIVE SESSION**

DATE: 8/11/25

MOTION MADE BY: Sup

"I move that the governing body recess into executive session to discuss:

Non elected personnel

Pursuant to KSA 75-4319 (b)

START TIME: 623

MEETING DURATION: 10

OPEN MEETING WILL RESUME AT: 633pm

NAT

MOTION SECONDED: Hemp

MOTION CARRIED: AYES: 5 NAYS: 0

**75-4319. Closed or executive meetings; conditions; authorized subjects for discussion; binding action prohibited; certain documents identified in meetings not subject to disclosure.**

b) Justifications for recess to a closed or executive meeting may only include the following, the need:

(1) To discuss personnel matters of nonelected personnel.

(2) for consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship.

(3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency.

(4) to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships.

(5) to discuss matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person.

(6) for the preliminary discussion of the acquisition of real property.

(12) to discuss matters relating to security measures, if the discussion of such matters at an open meeting would jeopardize such security measures, that protect: (A) Systems, facilities or equipment used in the production, transmission or distribution of energy, water or communications services; (B) transportation and sewer or wastewater treatment systems, facilities or equipment; (C) a public body or agency, public building or facility or the information system of a public body or agency; or (D) private property or persons, if the matter is submitted to the public body or agency for purposes of this paragraph. For purposes of this paragraph, security means measures that protect against criminal acts intended to intimidate or coerce the civilian population, influence government policy by intimidation or coercion or to affect the operation of government by disruption of public services, mass destruction, assassination or kidnapping. Security measures include, but are not limited to, intelligence information, tactical plans, resource deployment and vulnerability assessments.



## Mendi Cyr

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**From:** Mendi Cyr  
**Sent:** Monday, July 28, 2025 8:11 AM  
**To:** Lewis Donelson  
**Cc:** Brun  
**Subject:** FW: Linn Valley - Linn Co - Sewar Bypass

Concerning the sewer leak Friday night into Saturday morning. All is well.

---

**From:** Cathy Tucker-Vogel [KDHE] <Cathy.Tucker-Vogel@ks.gov>  
**Sent:** Saturday, July 26, 2025 10:18 AM  
**To:** office@linnvalleylakes.com; Mendi Cyr <mendi.cyr@linnvalleyks.com>  
**Subject:** FW: Linn Valley - Linn Co - Sewar Bypass

No advisory needed. Please see below.

**Cathy Tucker-Vogel**  
Section Chief  
Public Water Supply Section  
**Kansas Department of Health and Environment**  
1000 SW Jackson St., Suite 420  
Topeka, KS 66612  
785.368.7130  
[cathy.tucker-vogel@ks.gov](mailto:cathy.tucker-vogel@ks.gov)



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**From:** Shelly Shores [KDHE] <[Shelly.Shores@ks.gov](mailto:Shelly.Shores@ks.gov)>  
**Sent:** Saturday, July 26, 2025 10:06 AM  
**To:** Delbert Smith [KDHE] <[Delbert.Smith@ks.gov](mailto:Delbert.Smith@ks.gov)>; Doug Cole [KDHE] <[Doug.Cole@ks.gov](mailto:Doug.Cole@ks.gov)>; William Carr [KDHE] <[William.J.Carr@ks.gov](mailto:William.J.Carr@ks.gov)>; Cathy Tucker-Vogel [KDHE] <[Cathy.Tucker-Vogel@ks.gov](mailto:Cathy.Tucker-Vogel@ks.gov)>; [Mep12162@gmail.com](mailto:Mep12162@gmail.com); Andrew Bowman [KDHE] <[Andrew.Bowman@ks.gov](mailto:Andrew.Bowman@ks.gov)>  
**Subject:** Re: Linn Valley - Linn Co - Sewar Bypass

I spoke with Mike Page and they were able to mitigate the bypass almost immediately. In addition, the discharge occurred downstream of recreational use areas and with the amount of rain received over night, I concluded that any discharged sewage has diluted and flowed downstream from the lake. A stream advisory is not necessary.

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---

**From:** Delbert Smith [KDHE] <[Delbert.Smith@ks.gov](mailto:Delbert.Smith@ks.gov)>

**Sent:** Saturday, July 26, 2025 4:14 AM

**To:** Doug Cole [KDHE] <[Doug.Cole@ks.gov](mailto:Doug.Cole@ks.gov)>; William Carr [KDHE] <[William.J.Carr@ks.gov](mailto:William.J.Carr@ks.gov)>; Shelly Shores [KDHE] <[Shelly.Shores@ks.gov](mailto:Shelly.Shores@ks.gov)>; Cathy Tucker-Vogel [KDHE] <[Cathy.Tucker-Vogel@ks.gov](mailto:Cathy.Tucker-Vogel@ks.gov)>

**Subject:** Linn Valley - Linn Co - Sewar Bypass

03:30 - I spoke with a Mike Page (913-285-0490), sewer operator for Linn Valley and he was reporting a raw sewage leak that occurred around 21:00 on Friday the 25<sup>th</sup> that had gotten into the lake being used for drinking water for the town. He estimates that there was between 3000-5000 gallons spilled into the lake and that the leak was fixed around 01:30 this morning, July 26. He in turn contacted KDHE after the fix by calling the "1500" number who then contacted me around 03:30. Phone call made to Cathy Tucker who suggested I email the rest of you. Mr. Page stated that the number for the person responsible for drinking water for the city was Pam and she could be reached at 913-205-8110.

Thanks,

**Delbert Smith**

Spill Coordinator

Bureau of Environmental Remediation

**Kansas Department of Health and Environment**

1000 SW Jackson St., Ste 410

Topeka, KS 66612-1367

(785) 368-7301 (office)

(785) 559-4261 (fax)

[Delbert.Smith@ks.gov](mailto:Delbert.Smith@ks.gov)



**KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT  
WASTEWATER INCIDENT REPORT FORM**

Definitions are available at <http://www.kdheks.gov/water/tech.html>

Collection ☐ In-Plant ☐ In-Plant ☐ Spill ☒  
System Bypass ☒ Diversion ☐ Upset ☐ Flow Through ☐

1. FACILITY NAME: City of Linn Valley Kansas Permit # \_\_\_\_\_  
2. Within 24 hours of discovery, notify the KDHE Central Office (email – [cseeds@kdheks.gov](mailto:cseeds@kdheks.gov)), (fax 785.296.0086), (telephone 785.296.5517) or your local KDHE district office. Written notification is required within 5 days of discovery. If the incident is not corrected within 5 days, send a written notification to KDHE indicating the status. This form is to be sent to KDHE when the incident ends.

**IF THE INCIDENT IS AFTER HOURS AND REPRESENTS A SIGNIFICANT  
PUBLIC HEALTH THREAT CALL 785.296.1679 IMMEDIATELY**

KDHE Person Contacted: Left Message Date: 7/26/25 Time: 12:38am

3. Date Incident Discovered: 7/25/2025 Time: 8:00pm  
4. Date Incident Ended: 7/25/2025 Time: 12:00am  
5. Total estimated gallons bypassed, spilled, or routed through failed equipment for all locations on this form: 3000 to 5000 gallons  
6. If rainfall induced event, approximate inches of rainfall N/A

If multiple locations listed below due to rain event, check here ☐

7. Incident Location: (check all that apply)

- |  |   |
|--|---|
| <input type="checkbox"/> Plant             | <input checked="" type="checkbox"/> City Collection Line (Line Break / Joint) |
| <input type="checkbox"/> Lift/Pump Station | <input type="checkbox"/> Private Sewer Line                                   |
| <input type="checkbox"/> Peak Flow Basin   | <input type="checkbox"/> Basement   |
| <input type="checkbox"/> Manhole(s)        | <input type="checkbox"/> Other (specify below)                                |

Identify All Incident Locations by Name, Street Address or Manhole Number as appropriate.  
57 Lakeside Dr

8. Cause of Incident:

- |  |  |
|--|--|
| <input type="checkbox"/> Intentional Bypass for Repair/Construction            | <input type="checkbox"/> Equipment Failure           |
| <input type="checkbox"/> Excessive Rainfall, Snow Melt                         | <input type="checkbox"/> Control System Failure      |
| <input type="checkbox"/> Unplanned Construction Related Break                  | <input type="checkbox"/> Power Related Failure       |
| <input checked="" type="checkbox"/> City Line Break (Not Construction Related) | <input type="checkbox"/> Operations Related Failure  |
| <input type="checkbox"/> City Line Blockage                                    | <input type="checkbox"/> Maintenance Related Failure |
| <input type="checkbox"/> Private Line Break                                    | <input type="checkbox"/> Vandalism                   |
| <input type="checkbox"/> Private Line Blockage                                 | <input type="checkbox"/> Other                       |
| <input type="checkbox"/> Lagoon High Level                                     |  |

Additional explanation of reason for Incident: (use additional page if necessary)  
Broken saddle in road ditch. Ran 400 to 500 feet before aware of incident

9. Corrective Action, if any: (use additional page if necessary)  
Valve was shut off by 10:00pm and saddle repaired by 1:00am.

Name: Michael E Page Date: 07/28/2025  
Title: Operator Class 1 Phone: 913-285-0490

When Completed, E-mail to: [cseeds@kdheks.gov](mailto:cseeds@kdheks.gov)  
Kansas Department of Health & Environment – Attn: Chris Seeds  
Or Mail to: 1000 SW Jackson St., Suite 420, Topeka, KS 66612-1367  
Fax 785.296.0086



## Mendi Cyr

---

**From:** Page Enterprise LLC <cpageent@gmail.com>  
**Sent:** Friday, August 8, 2025 1:40 PM  
**To:** Mendi Cyr  
**Cc:** Paige Muller  
**Subject:** Invoice 11759 from Page Enterprise LLC  
**Attachments:** Inv\_11759\_from\_Page\_Enterprise\_LLC\_10640.pdf

Mendi:

Your invoice-11759 for \$3,270.00 is attached. Please remit payment at your earliest convenience.

Report for July is as follows:

\*Checked Lagoons

\* 6 locates- 25368310 158 Kansas Dr, 25368311 158 Kansas Dr, 25370603 46 Fascination Ln  
25376492 26 Live Oaks Dr, 25379587 57 Lakeview Ln, 25388148 65 Rose Marie Dr

\*Unplug alarm- 26 Forest Cottage Dr. Lot 799

\*Change out pump- 9 Shady Court Lot 2069

\*Repair broken saddle- 57 Lakeside Dr- Wastewater Incident Report filed

Thank you

--  
Carrie Sewell  
Page Enterprise, LLC  
132 W. Main St.  
Parker, KS 66072  
913-898-4722



**Building Codes Report**  
**August 11<sup>th</sup> 2025**  
Permit Application Status

YEAR	TOTAL SUBMITTED	TOTAL APPROVED	OPEN AS OF 1/31/2025
2022	276	248	3 Extended
2023	184	175	4 Extended
2024	264	233	101 (11 Extended)
2025	166	166	133

**Inspections – August 2025**

	July 2025		YTD 2025	YTD 2024
New Residence	3		25	26
Roof Replacement	6		20	0
New Electrical Service or Upgrade	2		40	71
<b>New Skid Shed</b>	6		26	1
Renovation of Existing Structure	1		6	9
Deck Repair or Replace	3		12	18
Accessory Building	3		8	25
New Dock	0		3	6
Carports (Metal Awning)	1		6	6
<b>Lot Clearing</b>	2		<b>10</b>	<b>1</b>
<b>Culverts</b>	4		19	5
Seawall/Retaining Wall	0		1	5
Sewer Holding Tank	0		37	31
Water Holding Tank	0		25	24
<b>Concrete Patio/Slab</b>	2		5	2
Propane Tank	0		0	5
<b>Fence</b>	2		6	3
POA Water	0		2	0
Sewer System	0		5	2
Rural Water	0		0	4
Tornado Shelter	0		0	1
Hot Tub/Swimming Pool	0		1	0
Gazebo / Lean-To	1		3	4
Garage Addition	4		16	17
Photovoltaic System Installation	0		0	2
Demolition	0		0	1
Other(Mailboxes, Sewer Repair,Shed Relocate)	3		3	0
<b>Totals</b>	<b>43</b>		<b>279</b>	<b>269</b>

\*Moratorium 3/19-9/11

**Nuisance Codes Report**  
August 11th, 2025  
Nuisance Codes for July 2025

**Letter:**

1-Certified Mail Letters sent (weeds overgrown)

**Violations:**

**Results:**

**Citations Issued for June court:**

**From July Court**

Clutter in Yard forward to Aug/Sept. Court

Clutter in Yard forward to Aug/Sept. Court

**Codes Enforcement**

1 -Certified Letters & citations sent @ \$9.68 each

1-Trips to Post Office to send certified letters

- Trips to properties

1- Court appearance

2- Files updated

**POA USAGES  
2025**

	<b>CLUBHOUSE</b>	<b>BATH HOUSE #2</b>	<b>POA OFFICE</b>	<b>SEWER HAULS</b>
<b>January</b>	1,390	1,930	20,170	472,000
<b>February</b>	1,856	2,506	12,270	464,000
<b>March</b>	4,389	4,654	45,456	460,000
<b>April</b>	2,296	5,858	4,890	532,000
<b>May</b>	1,110	8,440	4,011	576,000
<b>June</b>	4,204	7,147	4,550	604,500
<b>July</b>	1,062	1,043	3,254	Not at this time
<b>August</b>				
<b>September</b>				
<b>October</b>				
<b>November</b>				
<b>December</b>				

# **Linn Valley Police Department**

## **Monthly Report**

**August 2025**

Arrest for Domestic Violence/Narcotics possession

Arrest for Driving while suspended

Arrest for Leaving the scene of an Accident with injuries

Report of Leaving the scene of an Accident with damage to road signs. Multiple Citations issued.

Citations for Driving in violation of restrictions and Parties to a violation.

4 dog at large reports. 3 dogs returned to owners with warnings issued. 1 dog impounded.

We currently have two dogs housed in the kennel. Both are eligible for adoption or placement in a shelter. Multiple calls have been made to shelters but none had room.



**Fire Department  
July 2025**

**EMS-7**

**Crash Detection-1**

**Currently we have 7 Firefighters enrolled in HazMat Awareness, HazMat Ops and Fire Fighter I certification classes.**

**New Truck should be enroute to its new home mid-September.**

Division of Environment  
Curtis State Office Building  
1000 SW Jackson St., Suite 400  
Topeka, KS 66612-1368



Phone: 785-296-1535  
Fax: 785-559-4264  
[www.kdheks.gov](http://www.kdheks.gov)

Janet Stanek, Secretary

Laura Kelly, Governor

August 5, 2025

The Honorable Lewis Donelson, Mayor  
And city council  
22412 E. 2400 Road  
Linn Valley, KS 66040

Re: Linn Valley, Kansas  
KWPC Permit No: M-MC67-NO01  
Wastewater Treatment Improvements  
Plan and Specification Approval

Dear Mayor Donelson:

We have reviewed the plans and specifications for the referenced project and found they satisfy the requirements of the Kansas Department of Health and Environment's "Minimum Standards of Design for Water Pollution Control Facilities".

A copy of the plans and specifications should be kept in the municipal clerk's office for official inspections. The review was primarily a functional sanitary engineering review and did not cover items such as quality of material, structural soundness, electrical and mechanical design features, unless noted in the review comments. Approval of plans and specifications does not release the Municipality from responsibility that the project will be an operable facility. **Please provide this office notification upon project completion.**

Should you have any questions, please contact me by email at [Ryan.Eldredge@ks.gov](mailto:Ryan.Eldredge@ks.gov) or by phone at (785) 296-5528.

Sincerely yours,

Ryan Eldredge, P.E.  
Municipal Permitting & Engineering Unit  
Bureau of Water

cc: BG Consultants  
NEDO  
Permit File

## **ORDINANCE NO 270**

### **AN ORDINANCE ESTABLISHING DAYS AND TIMES OF THE LINN VALLEY CITY MUNICIPAL COURT.**

#### **IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF LINN VALLEY, KANSAS:**

Section 1. Ordinance 12, Section One, as amended by Ordinance 196 is hereby amended to read in its entirety:

"Section One: The official meeting time and place of the Municipal Court of Linn Valley, Kansas shall be on the first Tuesday of each month at 6:00 PM at the Linn Valley City Hall, unless said time or place are modified for good cause by order of the Municipal Judge."

Section 2. Ordinance No. 196 is hereby repealed.

Section 3. This Ordinance shall become effective upon the publication of a summary in the official newspaper of the City and the publication of the entire ordinance on the official web site of the City at [www.cityoflinnvalley.com](http://www.cityoflinnvalley.com) for at least one week.

ORDAINED THIS 11<sup>th</sup> DAY OF AUGUST 2025.

---

Lew Donelson  
Mayor

ATTEST:

---

Mendi Cyr  
City Clerk

Repealing  
Ordinance  
196

## ORDINANCE 271

### AMENDMENT TO THE ZONING ORDINANCE OF LINN VALLEY, KANSAS ARTICLE 12: SUPPLEMENTARY DISTRICT REGULATIONS TEXT AMENDMENT– Section 12.9 Short-Term Rentals

**SECTION 1- Definition.** The following words, terms, and phrases, when used in this Article, shall, except where the context clearly indicates otherwise, have the following meanings:

**A. ACCESSORY DWELLING UNIT** means a Dwelling Unit that is located on the same lot as, but is incidental to a principal Use, where the principal Use is a dwelling unit.

**B. DWELLING UNIT** means any room or group of rooms located within a structure, and forming a single habitable unit with common facilities which are intended for living, sleeping, cooking, and eating. Recreational vehicles (RVs) and campers are included under this definition.

**C. NON-OWNER OCCUPIED** means any dwelling unit in which the owner resides less than 183 days per calendar year.

**D. OWNER** means the individual or individual(s), natural or corporate, in possession of lawful title to real property.

**E. OWNER OCCUPIED** means any dwelling unit in which the owner resides for more than 182 days per calendar year.

**F. PREMISES** means a lot or contiguous lots under common ownership, together with all buildings, structures, and appurtenances existing thereon.

**G. RENT** means provide or to offer for possession or occupancy a dwelling unit, or any portion thereof, for a short-term basis, to a transient guest for consideration, pursuant to a written, oral, or implied agreement.

**H. SHORT-TERM** means a period of time that is less than thirty (30) days in length.

**I. SHORT-TERM RESIDENTIAL RENTAL PROPERTY** means any premises having one or more dwelling units, or portions thereof, that are rented, on a short-term basis, to one or more transient guests.

**J. TRANSIENT GUEST** means any person who occupies a dwelling unit, or portion thereof, on a short-term basis, other than the owner, the owner's immediate family (related by blood, marriage, or adoption), or any person residing with the owner on short-term residential rental property.

**SECTION 2-Short-term Rentals.** Short-term rentals are permitted within the City on an annual basis subject to the standards herein. The dwelling unit shall comply with all applicable federal, state, and local laws, including but not limited to collection and certification of payment of taxes and procurement of any required licenses and permits, the use and development



standards of the underlying zoning district, occupancy limits, and all property maintenance, building, fire, electrical, mechanical, and plumbing codes. Short-term rentals are permitted within in City within all housing types, and subject to the following standards:

- A. Short-term rentals that are owner-occupied shall provide proof at the time of permitting demonstrating that such dwelling is their primary residence through at least two of the following documents: proof of valid vehicle registration, federal or state tax returns or other financial documentation, proof of voter registration, a utility bill, and/or any other legal documentation deemed sufficient by the City.
- B. Only one short-term rental contract and registration is permitted per licensed dwelling unit, regardless of building type.
- C. The proposed registrant, owner, and other local emergency contact information shall be provided at the time of registration.
- D. Upon registration and renewal, the City may require the dwelling unit be inspected by the Building Inspector or Fire Department to ensure no code violations are observed.
- E. No exterior evidence that the property is being used as a short-term rental is allowed, including signage.
- F. Fire extinguishers and a working, battery-powered flashlight or other emergency lighting device shall be located in each dwelling unit that is workable during an electrical power outage.
- G. No more than two persons per each bedroom being rented plus two additional person per dwelling unit, not to exceed fourteen guests per dwelling unit, shall occupy the dwelling unit at any given time.
- H. The short-term rental unit may not be rented or offered for use as reception space, party space, meeting space, or for other similar events open to non-resident guests.

**SECTION 3- Registration Requirements.** Registration is required with the City including the following information and documentation, upon forms provided by the director of community development department:

- A. The common name of the property, if any, and exact street address of each dwelling unit to be registered, including unit number and total number dwelling units in each dwelling structure
- B. The legal names of all owners of the property
- C. The complete mailing address and physical address of all owners
- D. Telephone numbers of each owner, including mobile phone numbers
- E. Date of birth of all owners
- F. If the property is owned by a corporation, limited liability company, partnership, limited partnership, trust or real estate investment trust, the name, address, and phone

number of the any of the following shall be provided: For a corporation, a corporate officer, and the chief operating officer; For a partnership, the managing partner; For a limited liability company, the managing or administrative member; For a limited partnership, a general partner; For a trust, a trustee; or For a real estate investment trust, a general partner, or an officer.

**G.** The full name, address, telephone number, and email address of the operator to handle the affairs of the property. The operator shall reside within fifty (50) miles of the City limits. The designated operator may be different from the owner of the property.

**SECTION 4- INSURANCE** Short-term rental operators are required to have a liability insurance policy with a minimum coverage of \$300,000 and must provide proof of this coverage as part of the permitting process.

**SECTION 4- EXEMPTIONS** The provisions of this Article shall not apply to the following:

1. Bed and Breakfasts
2. Campgrounds
3. Hotels or motels

**SECTION 4- REVOCATION** The City retains its right to deny, suspend or revoke the license when the short-term dwelling unit fails to meet or uphold any provisions of the Linn Valley, Kansas Municipal Code. Such dwelling units may not be eligible for registration within two years upon the issuance of denial, suspension, or revocation of the license.

**SECTION 5** This Ordinance shall become effective upon the publication of a summary in the official newspaper of the City and the publication of the entire ordinance on the official website of the City at [www.linnvalleyks.com](http://www.linnvalleyks.com) for at least one week.

ORDAINED THIS 11<sup>TH</sup> DAY OF AUGUST 2025

---

Lewis Donelson  
Mayor

ATTEST:

---

Mendi Cyr  
City Clerk

## FORM: LINN VALLEY, KANSAS SHORT-TERM RENTAL APPLICATION

Regardless of ownership, each dwelling unit shall have separate applications. There will be an initial registration fee of two hundred dollars (\$200.00) upon receiving of an application. All registrations issued shall expire on December 31 of each year and shall be subject to renewal annually. Application for renewal of registration in any year will be accepted beginning January 1 and may be made without penalty through January 31. There is a yearly registration fee of two hundred dollars (\$200.00). A late renewal fee will be charged at fifty dollars (\$50.00) per month.

Type of Short-Term Rental:	<input type="checkbox"/> Owner-Occupied <input type="checkbox"/> Non-owner-Occupied
The common name of the property, if any, and exact street address of each dwelling unit to be registered, including unit number and total number dwelling units in each dwelling structure:	
The legal names of all owners of the property: The complete mailing address and physical address of all owners:	
Telephone numbers of each owner, including mobile phone numbers:	
Date of birth of all owners:	
If the property is owned by a corporation, limited liability company, partnership, limited partnership, trust or real estate investment trust, the name, address, and phone number of the any of the following shall be provided: For a corporation, a corporate officer, and the chief operating officer; For a partnership, the managing partner; For a limited liability company, the managing or administrative member; For a limited partnership, a general partner; For a trust, a trustee; or For a real estate investment trust, a general partner, or an officer.	
The full name, address, telephone number, and email address of the OPERATOR to handle the affairs of the property. The operator shall reside within fifty (50) miles of the City limits.	
Number of Bedrooms	
Maximum Number of Guests (two per bedroom, plus two additional guests per unit; not to exceed fourteen guests)	

Print Name:

Signature:

Date:



## FORM: LINN VALLEY, KANSAS SHORT-TERM RENTAL APPLICATION

*For City Staff Only – Do not mark below this line.*

---

If the short-term rental is owner-occupied, the owner has provided at least two of the following documents:	<input type="checkbox"/> proof of valid vehicle registration; <input type="checkbox"/> federal or state tax returns or other financial documentation; <input type="checkbox"/> proof of voter registration; <input type="checkbox"/> a utility bill; <input type="checkbox"/> any other legal documentation deemed sufficient by the City.
Is a building or fire code inspection necessary prior to approving the permit, and if so, when	<input type="checkbox"/> yes, an inspection was deemed necessary. <input type="checkbox"/> no, inspection was not deemed necessary by the City
If an inspection is deemed to be necessary by the City, specify the date of inspection, person(s) who conducted the inspection, and any violations found.	
The applicant has provided proof of insurance. Short-term rental operators are required to have a liability insurance policy with a minimum coverage of \$300,000 and must provide proof of this coverage as part of the permitting process.	<input type="checkbox"/> yes, the applicant provided proof of an active insurance policy. <input type="checkbox"/> no, the applicant has not provided proof of an active insurance policy.

This application has been: ☐ approved ☐ denied

Print Name (City Staff Reviewer):

Signature:

Date:



**GOVERNING BODY OF LINN VALLEY  
EXECUTIVE SESSION**

DATE: 8/11/25

MOTION MADE BY: Sup

"I move that the governing body recess into executive session to discuss:

Legal

Pursuant to KSA 75-4319 (b)

START TIME: 7:01

MEETING DURATION: 10

OPEN MEETING WILL RESUME AT: 7:11

MOTION SECONDED: Hemp

MOTION CARRIED: AYES: 5 NAYS: 0

NAT

**75-4319. Closed or executive meetings; conditions; authorized subjects for discussion; binding action prohibited; certain documents identified in meetings not subject to disclosure.**

b) Justifications for recess to a closed or executive meeting may only include the following, the need:

(1) To discuss personnel matters of nonelected personnel.

(2) for consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship.

(3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency.

(4) to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships.

(5) to discuss matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person.

(6) for the preliminary discussion of the acquisition of real property.

(12) to discuss matters relating to security measures, if the discussion of such matters at an open meeting would jeopardize such security measures, that protect: (A) Systems, facilities or equipment used in the production, transmission or distribution of energy, water or communications services; (B) transportation and sewer or wastewater treatment systems, facilities or equipment; (C) a public body or agency, public building or facility or the information system of a public body or agency; or (D) private property or persons, if the matter is submitted to the public body or agency for purposes of this paragraph. For purposes of this paragraph, security means measures that protect against criminal acts intended to intimidate or coerce the civilian population, influence government policy by intimidation or coercion or to affect the operation of government by disruption of public services, mass destruction, assassination or kidnapping. Security measures include, but are not limited to, intelligence information, tactical plans, resource deployment and vulnerability assessments.

**GOVERNING BODY OF LINN VALLEY  
EXECUTIVE SESSION**

DATE: \_\_\_\_\_

MOTION MADE BY: Sup

"I move that the governing body recess into executive session to discuss:

POA request for Archery Deer Hunt

Pursuant to KSA 75-4319 (b)

START TIME: 7:15pm

MEETING DURATION: 15

OPEN MEETING WILL RESUME AT: 7:30p

MOTION SECONDED: \_\_\_\_\_

MOTION CARRIED: AYES: 5 NAYS: 0

NAT

**75-4319. Closed or executive meetings; conditions; authorized subjects for discussion; binding action prohibited; certain documents identified in meetings not subject to disclosure.**

b) Justifications for recess to a closed or executive meeting may only include the following, the need:

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# Linn Valley Lakes

## Special Use Permit Rules

### for Archery Deer Hunt 2025

## Table of Contents

Request for Special Use Permit.....	1
Environmental Impacts of Overabundant Deer.....	1
Designated Bow Hunting Area .....	2
Qualification and Scheduling.....	4
Special Use Permit Rules .....	5



# Request for Special Use Permit

The Lakes & Wildlife Committee (L&WC) of the Linn Valley Lakes Property Owners Association (LVLPOA) requests a Special Use Permit from the City of Linn Valley (City) to conduct skills qualification events between August 30<sup>th</sup> and September 10<sup>th</sup> and to conduct limited bow hunting for white-tailed deer between September 15<sup>th</sup> and December 31<sup>st</sup>, 2025, within a designated area of the city in accordance with these rules.

## Environmental Impacts of Overabundant Deer

Overabundant deer have negative impacts on property, people, wildlife and the deer herd itself. Ticks, and tick-born diseases are present wherever white-tailed deer are present. Property damage occurs regularly in the community and overcrowded deer are subject to diseases, including chronic wasting disease.

Studies have found that at high densities, the amount of browsing done by deer can have detrimental effects on local natural areas. Overbrowsing can eliminate native understory herbaceous plants, shrubs, forbs, and saplings resulting in a forest with only adult canopy trees. Native understory plants are a critical source of food and cover for other wildlife species in the forest. The loss of these plants can be very detrimental to these other species. Saplings represent the future canopy layer. As older trees die, saplings will grow up to replace them. Uncontrolled browse by deer can result in the failure of our local oak-hickory forests. High deer density populations can significantly influence prairie vegetation by causing a shift in plant species abundance and competitive abilities in a way that favors grasses over forbs, reducing prairie plant diversity, and can influence pollinator habitats for critically threatened native bees.

The primary goal of an annual deer bow hunt is to manage the deer population in a way that promotes maximum biodiversity levels in our local habitats. Our goal is to maintain the deer population at levels that allow healthy habitats to continue to thrive. Since females can reach reproductive maturity at one year of age and generally produce two fawns each year, they can contribute the most to population growth. We intend to focus our harvest efforts on female deer.

A cooperative effort by the Linn Valley Lake Property Owners Association, the City of Linn Valley, Linn County Kansas, the State of Kansas and bowhunters participating in this program has the opportunity to better manage our deer population, improve our wildlife habitat, reduce property damage and promote general health of both deer and people.



## Designated Bow Hunting Area

A designated plot of land, separated from any residential lot development, has been identified as the Designated Bow Hunting Area.

The LVLPOA owns 55 acres of land beyond Ridgeview Lane on the West side of the City of Linn Valley. This area can be easily accessed from 399<sup>th</sup> Street by turning south on New Lancaster Rd which turns into Sadler Road at the Linn County line.

The land can be divided into two areas. A primary, hillside, wooded area (Area A) and a secondary flat wooded area (Area B), highlighted in orange on the map. The two areas are separated by Sadler Road and Middle Creek.

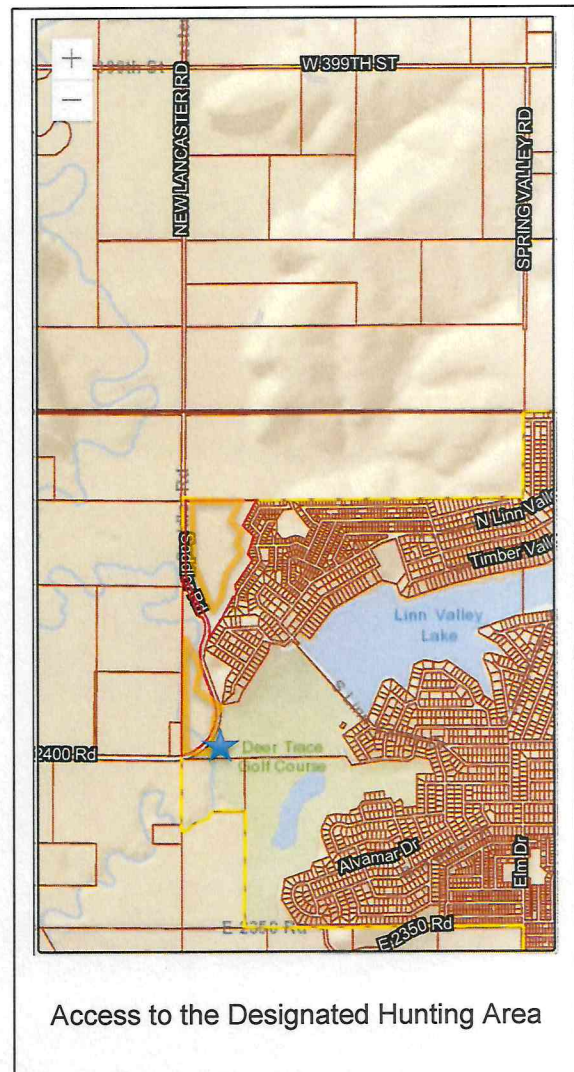
Limited Parking is available in the Designated Parking Area at a locked, maintenance gate entrance to LVLPOA, located south of the spillway.



Hunters will be required to park in the Designated Parking Area to signify active bow hunting is in progress and that the individual has obtained a valid Special Access Permit evidenced by a placard displayed on the vehicle dashboard. Hunters using the secondary hunting area would need to walk north along Sadler Road to reach the northern area.

We request that the City Police perform occasional patrols of the parking area during scheduled and non-scheduled hunting days or upon request by the L&WC or LVLPOA.

An enlarged satellite image appears below showing the Designated Hunting Area as compared with property line boundaries of nearby residential lot in the Linn Valley Lakes association.



Access to the Designated Hunting Area





Enlarged Satellite view of Designated Hunting Area

## Qualification and Scheduling

The LVLPOA will offer an online signup process for hunters to apply for a session in the bow deer hunt. A lottery will be used to assign hunting sessions to 32 hunters (16 sessions and two hunting areas). We will also identify 16 alternates.

The 32 hunters and 16 alternates will be asked to attend a Qualification Skills Test. Hunters will be asked to demonstrate acceptable bow hunting skills. The best scores will be given priority in obtaining the Special Use Permit and selecting or being assigned a hunting session.

A Qualification Skills Test is planned for Saturday, August 30<sup>th</sup> at 10:00 AM as part of the community Labor Day events. The skills test will be conducted at the Designated Parking Area for the deer hunt. An alternate entrance to the northern hunting area is being considered off Pecan under the Northridge utility access easement which continues across Pecan and into a wooded portion of Area B of the Designated Hunting Area.

This location keeps all archery activity away from the public and introduces the Designated Hunting Area to interested hunters. Should the need arise, alternate qualification days are September 9<sup>th</sup> & 10<sup>th</sup> at 10:00 AM. Portions of the golf course will be closed for greens maintenance on these days, and the L&WC will already be on-site to staff the qualification event as they are hosting Open Fishing at Deer Trace Golf Course on those days.

Special Use Permit days should be included for August 30<sup>th</sup>, September 9<sup>th</sup> and September 10<sup>th</sup> for skills qualification. No actual hunting is permitted on these days.

Special Use Permit days should include the regular archery season – September 15<sup>th</sup> to December 31<sup>st</sup>, 2025 and the Youth & Disability Hunting Season – September 6<sup>th</sup> – 14<sup>th</sup>, 2025.



Example Skills Target



## Special Use Permit Rules

- Special Use Permits for Archery are only valid for the designated areas of Linn Valley Lakes for specific days and purposes. A general event permit is requested for the Skills Qualification area and up to Skills event days. Individual Special Use Permits are requested for Area A and Area B for up to 16 hunting sessions between September 6<sup>th</sup> and December 31<sup>st</sup>, 2025 to be distributed by LVLPOA to one hunter per session / per area. The permit is not transferable to another person or property.
- Individual Special Use Permits may only be used during the designated hunting session by Linn Valley Lakes members in good standing, who comply with these rules, for the purpose of bow hunting antlered or antlerless (Either Sex) white-tailed deer during the current year's deer archery season in Kansas.
- KS residency, a valid KS archery permit and deer harvest authorization tag(s) are required, or if you are a Kansas Non-resident, own property in Linn Valley Lakes, you have a Kansas Non-Resident hunting license, and you obtained deer harvest authorization tag(s) in the Spring lottery, you may participate in this event.
- Hunter must comply with all Kansas Department of Wildlife and Parks Deer Hunting Regulations. Completing the Kansas Bowhunters Education Online Certification is encouraged but not required. See: <https://www.bowhunter-ed.com/kansas/>
- Hunters must park a vehicle in the Special Parking Area and display the provided placards before entering the Designated Hunting Area. The vehicle is intended to transport the carcass away from the area.
- Hunters must carry and visibly display (on person) the Special Use Archery Permit while hunting or walking to hunting site.
- Throughout the archery season, L&WC will publicize the scheduled dates of archery activity within the community and wherever deer hunting will take place adjacent to common property, LVLPOA will post signs warning that deer hunting is taking place.
- Bowhunting will be allowed one-half hour before sunrise to one-half hour after sunset.
- The Designated Hunting Area (Area) will be identified by orange stakes placed every 70' (25 steps) at the boundary of the Area wherever it adjoins a residential lot or closed Area. This Area will be located at least 100' from any Closed Area. Closed Areas include all trails, buildings, play areas, campsites, parking lots, mowed/maintained areas, and private property boundaries.
- Elevated stands are required and must be identified with a visible label containing the hunter's contact information. Any structure left beyond the permit window is a violation and may be removed by LVL staff as abandoned property.
- All hunting shall be conducted from an elevated stand that is at least 10 feet in height and faces the interior of the hunting zone. The stands and shooting lanes will be located in such a way as to direct



arrows to the interior of the property and to prevent any arrow from landing closer than fifty (50) yards to the boundary of the Designated Hunting Area.

- If a personal elevated tree stand is used, archers are required to use a full-body safety harness (fall arrest system). Not required for fixed deer stands with a ladder system.
- Light pruning of vegetation for shooting lanes and to access trees is allowed.
- At no time can a hunter remove more antlered deer than antlerless deer from the Designated Hunting Area. Hunters must target antlerless deer first. If they possess multiple deer permit tags, they may target antlered deer after first taking an antlerless deer.
- Use of face paint is prohibited (use of facemasks allowed while in tree stand, only)
- Use of All-Terrain Vehicles (ATV's) or Utility Terrain Vehicles (UTV's) is allowed on county roads but not within the designated hunting area, as there are not cleared roads in the area.
- Harvested deer may be cleaned (gutted) within the Designated Hunting Area but all entrails must be at least 100 feet from a closed area. No deer carcass may be deposited on City property or within a park trash receptacle.
- Deer carcasses must be fully covered during removal, loading, and transport process.
- No person shall leave the Designated Hunting Area with bow in hand to pursue any wounded deer. It shall be the responsibility of a bow hunter to inform the Linn Valley Police Department by telephone at (913) 715-2000 that a wounded deer has left the Designated Hunting Area and to inform the Police Department of the deer's last known location.
- All wounded deer that exit the Designated Hunting Area shall be retrieved by the Linn Valley Police Department. Upon retrieval, the Police Department will allow the bow hunter to take possession of the deer as long as the deer was hunted in compliance with the rules.
- L&WC will maintain records indicating the number of deer harvested, specifying the number of antlered and antlerless deer, the date the deer were harvested and the person that harvested the deer. Failure of a hunter to provide such information will immediately void the Special Use Permit for any remaining days.
- Disabled hunters should contact the Linn Valley Lakes POA office if special accommodations are needed.
- Filming of hunting activities is prohibited.
- Avoid negative interactions with members of the public. Any case of harassment must be reported immediately to Linn Valley Police (913) 715-2000.
- The LVL Police Department may revoke the Special Use Permit if a hunter violates any rule. Upon revocation of the Permit, the permittee may appeal the decision to the City Council.

Based in part on: <https://www.icprd.com/1738/Limited-Access-Archery-Permit-Rules>

## ORDINANCE NO. 268

### AN ORDINANCE IMPOSING A MORATORIUM ON THE ISSUANCE OF NEW WATER AND SEWER CONNECTION PERMITS.

WHEREAS the City of Linn Valley City Council, as a duly elected legislative body, purpose and intent; to temporarily suspend the issuance of new sewer and new water permits within the city, due to potential capacity limitations within the sewer lagoon infrastructure.

WHEREAS the City of Linn Valley will accept any development project with an existing, fully executed permit by the Building and Codes department, which includes provisions for new sewer and new water connections may proceed with work.

WHEREAS the City of Linn Valley will exempt and allow new sewer and new water connection permits for the following: ADA request "Proof of ADA certification required", health, safety or replacement of existing sewer or water, with approved permit.

WHEREAS the City of Linn Valley is to stop adding additional sewers to the existing lagoon system by not permitting the following: New sewer tanks, New sewer low pressure grinder pumps, New water tanks, or New water meters. The City will issue permits for sewer tanks, grinder pumps, water tanks, and water meters for existing units that fail and where previously permitted with the City.

WHEREAS for the purpose of this moratorium, the City of Linn Valley Staff is directed not to accept any applications or make approvals for permits adding sewer or water systems.

WHEREAS the City of Linn Valley City Council has agreed to enforce this moratorium for a period of six (6) months, beginning March 13, 2025, and expiring on September 11, 2025, unless otherwise rescinded by the governing body.

WHEREAS the City of Linn Valley Council will continue to work with professionals to address the current situation and find alternative remedies to rectify the capacity limitations within the sewer lagoon infrastructure.

WHEREAS Any person that violates this ordinance, by adding sewer or water without an approved permit, will receive a citation by the Codes Department, and will be subject to a penalty by law. If found guilty, the fine defined by the Municipal Court will not exceed \$5000.00.

WHEREAS I Lewis Donelson, by the directive of the City Council of Linn Valley, Kansas, establish Ordinance 268.

Ordinance 268 shall take effect and be in force from and after its adoption by the governing body of the City, and publication of a summary in the official newspaper of the City, and the publication of the entire ordinance on the official website of the City for at least one week.

PASSED AND ADOPTED by the governing body of the City of Linn Valley, Kansas on this 13<sup>th</sup> day of March 2025.

  
Mayor

Attest:



  
City Clerk