

PUBLICATION: _____

RESOLUTION NO. 2025- 9

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
LEAVENWORTH, KANSAS REGARDING THE ALTERNATION OF THE
BOUDNARIES OF RURAL FIRE DISTRICT NO. 1 OF LEAVNEWORTH COUNTY,
KANSAS BY THE DETACHMENT OF THE CITY OF LANSING.**

WHEREAS, Rural Fire District No. 1 of Leavenworth County, Kansas (“Fire District No. 1”) was formed in 2003 by the Board of County Commissioners of Leavenworth County, Kansas (“County”) under K.S.A. 19-3601 *et. seq*, the Fire Protection Act; and

WHEREAS, Fire District No. 1 is comprised of the City of Lansing, Delaware Township, and High Prairie Township; and

WHEREAS, the County, the City of Lansing, Delaware Township and High Prairie Township all entered into an Interlocal Agreement under K.S.A. 12-2901, *et. seq.*, the Interlocal Cooperation Act; and

WHEREAS, the County delegated all of the governing powers of Fire District No. 1 to a board of trustees in the Interlocal Agreement under K.S.A. 12-3612a; and the Interlocal Agreement set forth the terms and conditions governing the joint operation and management of the Fire District; and

WHEREAS, the Interlocal Agreement was terminated on December 31, 2024; and

WHEREAS, the County became and constituted the governing body of Fire District No. 1 under K.S.A. 19-3601 on January 1, 2025; and

WHEREAS, the County, to ensure the provision of adequate fire protection services within the boundaries of Fire District No. 1 after December 31, 2024, entered into a contract with the City of Lansing to provide fire protection services within the boundaries of Fire District No. 1 for a period of one year; and

WHEREAS, K.S.A. 12-2908, entitled Contracts between Municipalities authorizes the parties to cooperate in public functions; and

WHEREAS, K.S.A. 19-3608, entitled Agreements with Cities or Townships for Fire Protection Services, specifically authorized the County and City of Lansing to enter into an agreement for fire protection services; and

WHEREAS, K.S.A. 19-3604(b) sets forth the process for the alteration of a fire district; and

WHEREAS, on February 11, 2025 the County received a petition from the City of Lansing pursuant to K.S.A. 19-3604(b) for the alteration of the boundaries of Fire District No. 1 by detaching and excluding the City of Lansing from Fire District No. 1; and

WHEREAS, the Board of County Commissioners may adopt and publish a resolution attaching or detaching the lands described from the fire district upon a sufficient petition to the Board of County Commissioners.

NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF LEAVENWORTH COUNTY, KANSAS SITTING IN REGULAR SESSION DOES HEREBY FIND AND RESOLVE:

1. The City of Lansing submitted a sufficient petition for the exclusion of the City of Lansing from Rural Fire District No. 1 of Leavenworth County, Kansas; and
2. The petition submitted by the City of Lansing has been signed by the owners of at least 10% of the area of the lands sought to be excluded from Fire District No. 1; and
3. The petition submitted by the City of Lansing conforms as nears as may be possible to the petition required for the organization of the fire district; and
4. The City of Lansing has made adequate arrangements to provide fire protection services to the City of Lansing, and detaching the City of Lansing from Fire District No. 1 will not harm the public health, welfare and safety of residents within the City of Lansing; and
5. The City of Lansing has established a fire department that has demonstrated that it can provide adequate fire protection within the City of Lansing through its performance under the contract entered into by the County and the City of Lansing for fire protection services within Fire District No. 1; and
6. The City of Lansing has no outstanding financial obligation to Fire District No. 1; and
7. The Board of County Commissioners has reviewed the City of Lansing's Petition and considered relevant factors, including but not limited to, the impact of the proposed

detachment on fire protection services, the financial obligations to Fire District No. 1, and the best interest of the residents of both the City of Lansing and Fire District No. 1; and

8. That the City of Lansing is hereby detached and removed from the boundaries of Rural Fire District No. 1 Leavenworth County, Kansas, and
9. That this Resolution shall be published once each week for two consecutive weeks in the official County paper, the *Leavenworth Times*; and
10. The County Administrator and other County staff are authorized and directed to prepare and publish the statutory notices and prepare all other necessary and appropriate documentation to accomplish the detachment of the City of Lansing from Rural Fire District No. 1 of Leavenworth County, Kansas.

ADOPTED the 12th day of March, 2025.

BOARD OF COUNTY COMMISSIONERS
OF LEAVENWORTH COUNTY, KANSAS



Mike Smith, CHAIR



Jeff Calbertson, MEMBER

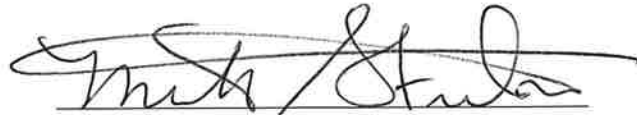


Vanessa Reid, MEMBER



Willie Dove, MEMBER




Mike Stieben, MEMBER

ATTEST:


Fran Keppler, CLERK