PUBLICATION:_____

RESOLUTION NO. 2026-21

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEAVENWORTH KANSAS DISORGANIZATION OF RURAL FIRE DISTRICT NO. 1 OF LEAVENWORTH COUNTY, KANSAS.

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 was 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, K.S.A. 12-2908, entitled Contracts between Municipalities authorized the parties to cooperate in public functions; 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. 19-3608, entitled Agreements with Cities or Townships for Fire Protection Services, specifically authorized the County and the City of Lansing to enter into 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 6, 2025, the County received a sufficient petition from High Prairie Township pursuant to K.S.A. 19-3604(b) for the alteration of the boundaries of Fire District No. 1 by detaching and excluding High Prairie Township from Fire District No. 1; and

WHEREAS, on February 11, 2025, the County received a sufficient 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, on March 12, 2025, the Board of County Commissioners voted to detach and remove the City of Lansing from Fire District No. 1 with the adoption of Resolution No. 2025-9; and

WHEREAS, on March 13, 2025, the County received a sufficient petition from Delaware Township pursuant to K.S.A. 19-3604(b) for the alteration of the boundaries of Fire District No. 1 by detaching and excluding the Delaware Township from Fire District No. 1; and

WHEREAS, on March 19, 2025, the Board of County Commissioners voted to detach and remove Delaware Township from Fire District No. 1 with the adoption of Resolution No. 2025-11; and

WHEREAS, on March 26, 2025, the Board of County Commissioners voted to detach and remove High Prairie Township from Fire District No. 1 with the adoption of Resolution No. 2025-12; and

WHEREAS, Rural Fire District No. 1 of Leavenworth County has been altered by the exclusion of land such that the district has no territory; and

WHEREAS, K.S.A. 19-3604(b) authorizes the Board of County Commissioners to disorganize a fire district that has been altered by the exclusion of lands such that the district has no territory at any time upon motion by the Board of County Commissioners and the making of an order in like manner as in the case of organizing any fire district under K.S.A. 19-3602; and

WHEREAS, the disorganization of Rural Fire District No. 1 will not alter the boundaries of the fire district as the fire district has no territory and exists in name only; and

WHEREAS, on August 26, 2026, the Board of County Commissioners of Leavenworth County, Kansas adopted resolution No. 2026-13, stating that Fire District No. 1 of Leavenworth County, Kansas has been altered by the exclusion of land such that the district has no territory and it is no longer advisable in the public interest that Fire District No. 1 of Leavenworth County remain organized in the County for the protection of lives and property from the hazards of fire; and

WHEREAS, pursuant to K.S.A. 19-3602, said Resolution No. 2026-13 was published on August 29, September 5 and September 12, 2026, in the official county paper, the *Leavenworth Times*, in connection with a map showing the territory of the proposed Fire District No. 1; and

WHEREAS, the publication of Resolution No. 2026-13 was accompanied by a notice that a public hearing on the advisability of disorganizing said Fire District No. 1 would be held at 9:00 a.m. on September 39, 2026, at the Leavenworth County courthouse in the offices of the Board of County Commissioners, 300 Walnut, Suite 225, Leavenworth, Kansas.

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

1. That Fire District No. 1 of Leavenworth County, Kansas is hereby disorganized.
2. That this Resolution shall be published once in the official County paper, the *Leavenworth Time*; and
3. 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 dissolution of Rural Fire District No. 1 of Leavenworth County, Kansas.

ADOPTED the 30th day of September, 2026.

BOARD OF COUNTY COMMISSIONERS
OF LEAVENWORTH COUNTY, KANSAS

Mike Stieben, CHAIR

Jeff Culbertson, MEMBER

Vanessa Reid, MEMBER

Willie Dove, MEMBER

Mike Smith, MEMBER

ATTEST:

Fran Keppler, CLERK