

**LAKE GROVE WATER DISTRICT  
RESOLUTION NO. 2019- \_04\_\_**

**A RESOLUTION AUTHORIZING A LINE OF SUCCESSORS TO ACT ON  
BEHALF OF THE DISTRICT IN THE EVENT OF A STATE OF  
EMERGENCY**

WHEREAS, the Board of Commissioners (“Board”) of the Lake Grove Water District (“District”) has all the power and duties of a domestic supply district organized under ORS Chapter 264;

WHEREAS, the Board has adopted a Policy Handbook delegating administrative and operational functions to the District Manager;

WHEREAS, the Board has reserved for itself all actions and legislative functions that are properly reserved for action by the governing body of a domestic water supply district;

WHEREAS, the Board desires to designate a line of successors in the event of an emergency wherein the Board is unavailable or unable to take appropriate and immediate action as the governing body for the District;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF  
COMMISSIONERS OF THE LAKE GROVE WATER DISTRICT THAT:**

- Section 1: Emergency Declaration.** A “state of emergency” exists when:
- A. (1) Any authority of the federal government that is authorized to declare an emergency declares a state of emergency affecting any portion of the District’s jurisdiction, or
  - (2) Any authority of the state of Oregon that is authorized to declare an emergency declares a state of emergency affecting any portion of the District’s jurisdiction, or
  - (3) The Board of Commissioners of the Lake Grove Water District declares a state of emergency; and
  - B. The occasion or instance requires a coordinated or immediate response beyond that which occurs ordinarily in District operations; and
  - C. The response requires immediate action to be taken by the District in order to:
    - a. Reduce loss of life;
    - b. Minimize loss or damage to the District’s property and assets;
    - c. Protect any portion of the District’s jurisdiction from threat and hazards; or
    - d. Provide assistance upon request from local governments or the state of Oregon.

**Section 2: Line of Succession.** When a state of emergency exists, and the Board is unavailable or unable to take immediate action, the District Manager, the District Manager’s designee, or the Water Operator, shall, in the order named, exercise the power and duties of the Board as authorized in Section 3 below until the Board becomes

available to resume its duties and functions. The District Manager's designee shall only become the authorized agent in the line of succession when notified by the District Manager or a Board member. The Water Operator shall only become the authorized agent in the line of succession when notified by the District Manager or a Board member.

**Section 3: Authorized Actions.**

A. During a state of emergency, the District Manager may take any of the following actions, so long as such action is for the purpose of reducing loss of life, minimizing loss or damage to the District's property or assets, protecting any portion of the District's jurisdiction from threat or hazard, or to assist a local government or the state of Oregon upon request:

- (1) Divert funds and resources appropriated for other purposes in order to meet immediate needs;
- (2) Enter into contracts of a duration that shall last no longer than the conclusion of the then-existing state of emergency;
- (3) Authorize local emergency operations plans and implement protective measures;
- (4) Coordinate or assist local communities and state agencies to alleviate disaster or emergency conditions, including by the sending or receiving of resources; and
- (5) Any action that the District Manager reasonably believes is necessary to protect the District's water system or water sources.


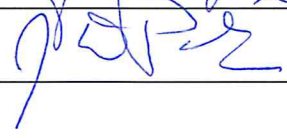
B. During a state of emergency, the District Manager's designee or the Water Operator, to the extent authorized in the line of succession, may take any of the following actions, so long as such action is for the purpose of reducing loss of life, minimizing loss or damage to the District's property or assets, protecting any portion of the District's jurisdiction from threat or hazard:

- (1) Authorize local emergency operations plans and implement protective measures;
- (2) Coordinate with local communities and state agencies to alleviate disaster or emergency conditions; and
- (3) Any action that the District Manager's designee or the Water Operator reasonably believes is necessary to protect the District's water system or water sources.

**Section 4: Ratification.** Within 30 days after the state of emergency has concluded, the authorized agent in the line of succession, who has taken any authorized action pursuant to this Resolution, shall prepare a report for the Board of the actions taken on the District's behalf, the reason for which the action was required, the alternative actions considered, and the results of the action that was taken. Within 60 days after the state of emergency has concluded, the Board shall meet to approve and ratify any authorized actions taken by the line of succession on behalf of the District during the state of emergency.

INTRODUCED AND ADOPTED this 17<sup>TH</sup> day of JUNE 2019, effective as of the date of adoption.

LAKE GROVE WATER DISTRICT

BY   
BY 

Attest