

**RESOLUTION 3-2023
CITY OF CLARK FORK**

**CITY COUNCIL AFFIRMATION OF LOCAL EMERGENCY DECLARATION FOR
LIGHTNING CREEK LEVEE**

WHEREAS, pursuant to Idaho Code § 46-1011 the Mayor of the City of Clark Fork, Idaho has declared a local disaster emergency on the 3rd day May, 2023 due to a breach on the Lightning Creek Levee on the 3rd day of May, 2023; and

WHEREAS, said declaration sets forth legal and factual considerations in support of such declaration; and

WHEREAS, the City Council of the City of Clark Fork recognizes the imminent threat that a breach at the Lightning Creek Levee places on the community, its citizens, and their property; and

WHEREAS, such declaration activates the response and recovery aspects of applicable local or intergovernmental disaster emergency plans for the furnishing of aid and assistance; and

WHEREAS, the emergency referenced herein exists because of the significant destruction to the levee by the spring water runoff and potentially serious consequences of the levee breach for residents and visitors to the City of Clark Fork; and

WHEREAS, this emergency and potential consequences require state emergency assistance to supplement local efforts to safeguard life, health and property; and

WHEREAS, Idaho Code § 67-2808 authorizes the Council of the City of Clark Fork to declare an emergency and that the public interest and necessity may demand the immediate expenditure of public money without compliance with formal bidding procedures; and

WHEREAS, an emergency declaration must be filed with the Bonner County Recorder's Office and given prompt and general publicity in compliance with Idaho Code.

NOW THEREFORE, the City Council of the City of Clark Fork does hereby declare:

That a Local Disaster Emergency exists and that all efforts will be made to protect the citizens and property of the City of Clark Fork through activation of all local disaster emergency plans and state emergency assistance; and

That this Local Disaster Emergency shall continue until the City Council expressly authorizes the discontinuance of such Declaration; and

That this Declaration of Local Disaster Emergency ("Declaration") shall be promptly filed with the Bonner County Recorder's Office; and

That prompt and general publicity shall be given by a press release notifying the public of this Declaration.

Approved by the City Council of the City of Clark Fork this 8th day of May, 2023.



Russell Johnson
Mayor
Date: 5/9/23

ATTEST:

Amber M. Burgess
City Clerk
Date: 5/9/23

CITY COUNCIL MEMBERS	YES	NO	ABSENT
Sharon Banning	<u>√</u>	—	—
Shari Jones	<u>√</u>	—	—
Jay White	<u>√</u>	—	—
Blaine Williams	—	—	<u>√</u>