

# STATE of MINNESOTA

EXECUTIVE



DEPARTMENT

**TIM PAWLENTY**  
**GOVERNOR**

## **EMERGENCY EXECUTIVE ORDER 09-05**

### **DECLARING A STATE OF EMERGENCY IN THE STATE OF MINNESOTA**

I, TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, including Minnesota Statutes 2008, Chapter 12, do hereby issue this Executive Order:

WHEREAS, many ditches, culverts, rivers and streams in the counties adjacent to the Red River of the North are currently clogged with ice, thus impeding water flows; and

WHEREAS, rapidly warming temperatures, significant rainfall, and additional overland movement of water with ponding have been forecast for the coming week;

WHEREAS, the closure of secondary roads, sandbagging operations, and other emergency measures will likely be required in response to flooding conditions; and

WHEREAS, the resources of local, county, and state governments must be fully utilized to ensure immediate response to protect the life and safety of persons in the affected area, including Wilkin, Clay, Marshall, Polk, Norman, Kittson, and Traverse Counties, and to protect property and infrastructure from additional damage.

NOW, THEREFORE, I hereby order that:

1. A State of Emergency pursuant to Minnesota Statutes 2008, Section 12.31 exists.

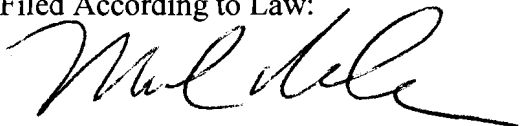
2. The Department of Public Safety, Division of Homeland Security and Emergency Management will activate the Minnesota Emergency Operations Plan, continue the provision of on-site support and assistance to the affected local governments, and determine the need for supplementary emergency assistance.
3. All state agencies, in cooperation with appropriate federal agencies, are directed to provide the assistance necessary to help local units of government respond to and recover from this emergency.
4. The Adjutant General of Minnesota will order to state active duty on or about March 20, 2009, in the service of the State, such personnel and equipment of the military forces of the State as required to provide assistance in preparing for the emergency and in providing emergency relief services.
5. The Adjutant General is authorized is authorized to purchase, lease, or contract goods or services necessary to accomplish the mission. The cost of subsistence, transportation, fuel, pay and allowances of said individuals shall be defrayed from the general fund of the State, as provided for in Minnesota Statutes 2008, Sections 192.49, 192.52 and 192.54.

Pursuant to Minnesota Statutes 2008, Section 4.035, Subdivision 2, this Order is effective immediately and shall remain in effect until the emergency status no longer requires emergency response. The peacetime emergency can be extended by the Executive Council or the Legislature in accordance with Minnesota Statutes 2008, Section 12.31, Subdivision 2. The portion of this order activating the National Guard is not subject to any time limitation contained in Minnesota Statutes 2008, Chapter 12.

IN TESTIMONY WHEREOF, I have set my hand this 20<sup>th</sup> day of March, 2009.

  
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TIM PAWLENTY  
Governor

Filed According to Law:



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MARK RITCHIE  
Secretary of State

