RESOLUTION NO. 2026-14
A RESOLUTION AUTHORIZING THE MARCOLA WATER DISTRICT TO PARTICIPATE IN PROPOSED PFAS CLASS ACTION SETTLEMENTS WITH AMEREX CORPORATION, ARCHROMA U.S., INC., CARRIER GLOBAL CORPORATION, AND NATION FORD CHEMICAL COMPANY

WHEREAS, Marcola Water District is a domestic water supply district organized under Oregon Revised Statues (ORS) Chapter 264, and ORS 264.410 provides that "the power and authority given to districts is vested in and shall be exercised by a board of five commissioners, each of whom shall be an elector of the district, and

WHEREAS, on December 7, 2018, litigation involving the contamination of water and soil by Per- and Polyfluoroalkly Substances (PFAS) manufactured by various entities was consolidated in the United States District Court of South Carolina as the *In Re: Aqueous Film-Forming Foams Product Liability Litigation*, MDL 2:18-mn-2873-RMG, and

WHEREAS, class action settlements have been filed on behalf of Amerex Corporation, Archroma U.S., Inc., Carrier Global Corporation, and Nation Ford Chemical Company to compensate public water systems, including Marcola Water District, for the contamination and remediation of PFAS, and

NOW THEREFORE BE IT RESOLVED that the Marcola Water District Board of Commissioners:

1. Approves and incorporates the foregoing recital as if fully set forth herein.
2. Authorizes the Marcola Water District to participate in the proposed Class Action Settlements with Amerex Corporation, Archroma U.S., Inc., Carrier Global Corporation, and Nation Ford Chemical Company in the Public Water Systems' portion of the multidistrict litigation matter, *In Re: Aqueous Film-Forming Foams Product Liability Litigation*, MDL 2:18-mn-2873-RMG.
3. Authorizes Rainbow Water District Superintendent Porter to complete and submit all documentation required to participate in the listed settlements, such as claim forms, and to execute all releases and agreements necessary to finalize settlements on behalf of the Marcola Water District.

ADOPTED by a vote of _____ Yes votes and _____ No votes this 9th day of November 2026.

Attest:

Tim Sanders, President
Board of Commissioners

Dawn Cole, Secretary
Board of Commissioners