

# AGENDA REQUEST FORM

**Return completed form and complete agenda item to the Clerk of the Board  
Yakima County Commissioners' Office, Room 232**

Prepared by:  
Cindy Erwin, Paralegal  
\_\_\_\_\_  
Department: Corporate Counsel  
\_\_\_\_\_  
Requested Agenda Date: 04/12/2022  
\_\_\_\_\_  
Presenting: Don Anderson  
\_\_\_\_\_  
Document Title:

*Board of County Commissioners Record Assigned*  
#  
**106-2022**

**APPROVED FOR AGENDA:**  
 Consent                       Regular  
*Board of County Commissioners Determined*

**IN THE MATTER OF APPROVING SETTLEMENT OF CLAIM No. 5-2022 FILED BY JAMES BURNHAM.**

Action Requested: *Check Applicable Box*


PASS RESOLUTION     EXECUTE or AMEND **AGREEMENT** CONTRACT or GRANT  
 ISSUE PROCLAMATION    PASS ORDINANCE    OTHER \_\_\_\_\_


Describe Fiscal Impact:  
\$6,748.67

Background Information:  
Mr. Burnham claims Yakima County should pay him \$6,748.67 for water damage to his driveway, backyard fence, and flooded crawlspace which were damaged by a broken water main on March 1, 202.

Summary & Recommendation:  
Pay Mr. Burham's claim since a county water main flooded his driveway, backyard fence and flooded his crawlspace.

Motion:  
\_\_\_\_\_

Department Head/ Elected Official  
  
\_\_\_\_\_  
Signature

**AGREEMENT** Attached Is Approved as to Form  
Corporate Counsel Initial 

*Late Agenda Requests Require BOCC Chairman Signature:*  
\_\_\_\_\_

**BOARD OF YAKIMA COUNTY COMMISSIONERS  
RESOLUTION**

106-2022

**IN THE MATTER OF APPROVING  
SETTLEMENT OF CLAIM No. 5-2022  
FILED BY JAMES BURNHAM**

**WHEREAS**, Mr. Burnham claims Yakima County should pay him \$6,748.67 for water damage to his driveway, backyard fence, and flooded crawlspace which were damaged by a broken water main on March 1, 2022; **and**,

**WHEREAS**, the Corporate Counsel Division of the Yakima County Prosecuting Attorney's Office has investigated Mr. Burnham's claim and recommends settlement of all claims relating to the Incident, without admission of liability by any party, by payment of Six Thousand Seven Hundred Forty-Eight Dollars and Sixty-Seven Cents (\$6,748.67) to James Burnham, in exchange for a complete settlement and release of all claims relating to the Incident; **and**,

**WHEREAS**, the Washington Counties Risk Pool (WCRP), subject to reimbursement by Yakima County, will prepare and deliver payment of Six Thousand Seven Hundred Forty-Eight Dollars and Sixty-Seven Cents (\$6,748.67) to James Burnham, as settlement of this claim; **now therefore**,

**BE IT HEREBY RESOLVED**, by the Board of Yakima County Commissioners that Yakima County pay James Burnham Six Thousand Seven Hundred Forty-Eight Dollars and Sixty-Seven Cents (\$6,748.67) to settle all claims relating to the Incident, without admission of liability by any party; **now, therefore**,

**BE IT FURTHER RESOLVED** that the Prosecuting Attorney's Office, Corporate Counsel is authorized and directed to provide a copy of this resolution to Chief Civil Deputy Prosecuting Attorney Don Anderson so that he may arrange for payment from Yakima County Fund 520 of a total of Six Thousand Seven Hundred Forty-Eight Dollars and Sixty-Seven Cents (\$6,748.67) to reimburse the Washington Counties Risk Pool for the settlement payment. The Chief Civil Deputy is further authorized to take whatever actions are reasonable and prudent to conclude the settlement provided by this resolution.

**DONE this 12th day of April, 2022.**

*Attest:*

\_\_\_\_\_  
Julie Lawrence, Clerk of the Board

\_\_\_\_\_  
Amanda McKinney, Chair

\_\_\_\_\_  
LaDon Linde, Commissioner

\_\_\_\_\_  
Ron Anderson, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*