

# 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: 10/03/2023

Presenting: Don Anderson

Document Title:

*Board of County Commissioners Record Assigned*  
#  
**240-2023**

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

**IN THE MATTER OF RECOMMENDING PAYMENT OF CLAIM No. 39-2023 FILED BY  
KATHLEEN EVANS**

Action Requested: *Check Applicable Box*

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

Describe Fiscal Impact:

\$3,443.18

Background Information:

Ms. Evans claims that Yakima County should pay her \$3,443.18 to repair antique equipment and landscaping she claims was damaged by a county water truck on April 23, 2023.

Summary & Recommendation:

Recommend payment of Claim No. 39-2023.

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**

**IN THE MATTER OF RECOMMENDING  
PAYMENT OF CLAIM No. 39-2023 FILED  
BY KATHLEEN EVANS**

**240-2023**

**WHEREAS**, Ms. Evans claims that Yakima County should pay her \$3,443.18 to repair antique equipment and landscaping she claims was damaged by a county water truck on April 23, 2023; **and**,

**WHEREAS**, the Corporate Counsel Division of the Yakima County Prosecuting Attorney's Office has investigated Ms. Evans' claim and recommends settlement of all claims relating to the Incident, without admission of liability by any party, by payment of Three Thousand Four Hundred Forty-Three Dollars and Eighteen Cents (\$3,443.18) to Kathleen Evans 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 Three Thousand Four Hundred Forty-Three Dollars and Eighteen Cents (\$3,443.18) to Kathleen Evans as settlement of this claim; **now therefore**,

**BE IT HEREBY RESOLVED**, by the Board of Yakima County Commissioners that Yakima County pay Kathleen Evans Three Thousand Four Hundred Forty-Three Dollars and Eighteen Cents (\$3,443.18) 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 Three Thousand Four Hundred Forty-Three Dollars and Eighteen Cents (\$3,443.18) 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 3rd day of October, 2023.**

*Attest:*

\_\_\_\_\_  
Julie Lawrence, Clerk of the Board  
Erin Franklin, Deputy Clerk of the Board

\_\_\_\_\_  
LaDon Linde, Chair

\_\_\_\_\_  
Amanda McKinney, Commissioner

\_\_\_\_\_  
Kyle Curtis, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*