

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

24 1 - 2023

APPROVED FOR AGENDA:
 Consent Regular
Board of County Commissioners Determined

**IN THE MATTER OF RECOMMENDING PAYMENT OF CLAIM No. 38-2023 FILED BY
KRISTI CAWTHRON**

Action Requested: *Check Applicable Box*

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

Describe Fiscal Impact:

\$2,160

Background Information:

Ms. Cawthron claims that Yakima County should pay her \$2,160 to repair a wooden fence she claims was damaged by a county water truck on April 23, 2023.

Summary & Recommendation:

Recommend payment of Claim No. 38-2023.

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. 38-2023 FILED
BY KRISTI CAWTHRON**

24 1 - 2 0 2 3

WHEREAS, Ms. Cawthron claims that Yakima County should pay her \$2,160 to repair a wooden fence 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. Cawthron's claim and recommends settlement of all claims relating to the Incident, without admission of liability by any party, by payment of Two Thousand One Hundred Sixty Dollars (\$2,160) to Kristi Cawthron 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 Two Thousand One Hundred Sixty Dollars (\$2,160) to Kristi Cawthron as settlement of this claim; **now therefore**,

BE IT HEREBY RESOLVED, by the Board of Yakima County Commissioners that Yakima County pay Kristi Cawthron Two Thousand One Hundred Sixty Dollars (\$2,160) 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 Two Thousand One Hundred Sixty Dollars (\$2,160) 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:

LaDon Linde, Chair

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

Amanda McKinney, Commissioner

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