

**BOARD OF COUNTY COMMISSIONERS
COUNTY OF KITTITAS
STATE OF WASHINGTON**

**A RESOLUTION AUTHORIZING BOARD EXECUTION OF A SETTLEMENT
AGREEMENT WITH SUNCADIA LLC PROVIDING FOR CONTINUED
PERFORMANCE GUARANTIES**

RESOLUTION

NO. 2010-_____

WHEREAS, Suncadia executed a General Guaranty in favor of Kittitas County on December 4, 2007 assuring financial obligations of Suncadia for certain obligations; and

WHEREAS, that General Guaranty is secured by certain letters of credit in favor of Kittitas County; and,

WHEREAS, those obligations include additional improvements to Jenkins Drive and for a trailhead parking lot and rest room facilities; and,

WHEREAS, Suncadia and the County have negotiated a settlement agreement to provide for that continued performance guaranty and security.

NOW, THEREFORE BE IT RESOLVED: That the Kittitas County Board of Commissioners hereby authorizes the execution of the attached Settlement Agreement providing continuing performance guaranties from Suncadia LLC for certain obligations.

DATED this _____ day of _____, 2010 at Ellensburg, Washington.

BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Mark McClain, Chairman

Paul Jewell, Vice- Chairman

Alan A. Crankovich, Commissioner

ATTEST:
CLERK OF THE BOARD

APPROVED AS TO FORM:

Julie A Kjorsvik

Neil A. Caulkins WSBA #31759