

RESOLUTION NO. 21-\_\_\_\_\_

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO ASSIST JOHNNY OWENS, CENTRAL DISTRICT COMMISSIONER ON BEHALF OF COMANCHE COUNTY IN FILING A FRIENDLY SUIT IN THE DISTRICT COURT OF COMANCHE COUNTY, OKLAHOMA, AGAINST THE CITY OF LAWTON; AND AUTHORIZING THE CITY ATTORNEY TO CONFESS JUDGMENT THEREIN IN THE AMOUNT OF TWO THOUSAND EIGHT HUNDRED NINETY-FIVE AND NO/100 DOLLARS (\$2,895.00).

**WHEREAS**, It was discovered on April 20, 2021, City of Lawton Wastewater Maintenance failed to reconnect the sewer line at 913 SW 2nd Street during a sewer rehabilitation project, causing damage in the alleged amount of \$2,895.00, as stated in his claim, which was filed with the City Clerk against the City of Lawton on August 2, 2021; and,

**WHEREAS**, it would be in the best interest of the City of Lawton to settle the claim by filing a friendly suit in the District Court of Comanche County and confess judgment therein.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Lawton, Oklahoma, that the City Attorney is hereby authorized and directed to assist Comanche County in bringing suit in the District Court of Comanche County, Oklahoma, against the City of Lawton and to confess judgment therein in the amount of Two Thousand Eight Hundred Ninety-Five and No/100 Dollars (\$2,895.00); and further, **BE IT RESOLVED** that the Mayor and City Clerk are hereby authorized to execute a written Warrant of Attorney directing the City Attorney to confess judgment against the City in said amount.

**ADOPTED** and **APPROVED** by the Council of the City of Lawton this 12th day of October, 2021.

\_\_\_\_\_  
STANLEY BOOKER, MAYOR

ATTEST:

\_\_\_\_\_  
TRACI L. HUSHBECK, CITY CLERK

APPROVED as to form and legality this 15<sup>th</sup> day of October, 2021.

  
\_\_\_\_\_  
KELEA L. FISHER  
DEPUTY CITY ATTORNEY

**WARRANT OF ATTORNEY  
FOR MAKING CONFESSION OF JUDGMENT**

**KNOW ALL MEN BY THESE PRESENTS:**

That on October 12, 2021, by Resolution, the City Council of the City of Lawton, directed the City Attorney of the City of Lawton to waive the service of summons, to make a general appearance and to confess judgment in the District Court of Comanche County case to be styled:

**COMANCHE COUNTY vs. CITY OF LAWTON, OKLAHOMA**

**CASE NO. CS-2021-**

in the amount of \$2,895.00.


Said Resolution further directed the Mayor and City Clerk of the City of Lawton to execute this Warrant, and the execution of said Warrant by the Mayor and the attestation by the Clerk of the City of Lawton thereby authorized the City Attorney to confess aforesaid judgment in the amount of Two Thousand Eight Hundred Ninety-Five and No/100 Dollars (\$2,895.00).

Dated this 12th day of October, 2021.

\_\_\_\_\_  
STANLEY BOOKER, MAYOR

ATTEST:

\_\_\_\_\_  
TRACI L. HUSHBECK, City Clerk

APPROVED as to form and legality this 1st day of October, 2021.  
  
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KEVAEL FISHER  
DEPUTY CITY ATTORNEY