

RESOLUTION NO. 1685

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO DEFEND JACOB DRAIN
IN THE MATTER OF JONATHAN WARNER, V. CITY OF BROKEN ARROW, ET AL.,
CASE NO. 25-CV-0019-GKF-JFJ, IN THE NORTHERN DISTRICT OF OKLAHOMA**

WHEREAS, on January 7, 2025, Jonathan Warner filed a Complaint against the City of Broken Arrow, the Broken Arrow Police Department, and Office John Does #1-5, claiming, *inter alia*, violations of his constitutional rights during his arrest in Broken Arrow, Oklahoma, on December 23, 2022; and

WHEREAS, BAPD Officer Jacob Drain has been issued and served with a Summons and Complaint in the above-reference case; and

WHEREAS BAPD Officer Jacob Drain has complied with the provisions of 11 O.S. § 23-102 and requested that the City of Broken Arrow defend him in this matter; and

WHEREAS, BAPD Officer Jacob Drain was acting in good faith and in the course of his employment with the City of Broken Arrow on December 23, 2022; and

WHEREAS, 11 O.S. § 23-101 *et seq.* provides for the defense of such municipal employees;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA, that the City Attorney is hereby directed to appear and defend BAPD Officer Jacob Drain in the matter of *Warner, v. COBA et. al., Case No. 25-CV-0019-GKF-JFJ*, in the Northern District of Oklahoma.

This Resolution is approved and passed in open meeting by the City Council of the City of Broken Arrow on this 4th day of August, 2025.

ATTEST:

Mayor

(SEAL) City Clerk

APPROVED:

City Attorney