



City of Broken Arrow

Legislation Details (With Text)

File #: 17-1976 **Name:**
Type: General Business **Status:** Passed
File created: 3/15/2017 **In control:** Broken Arrow City Council
On agenda: 3/21/2017 **Final action:** 3/21/2017
Title: Consideration, discussion, and possible approval of Resolution No. 1004, a Resolution authorizing payment of attorney's fees and costs in the matter of City of Broken Arrow v. Bonnie E. Blalack Living Trust, Case No. CV-2013-00320
Sponsors: Broken Arrow City Council
Indexes:
Code sections:
Attachments: 1. 03-21-2017 RES NO. 1004 BLALACK.pdf

Date	Ver.	Action By	Action	Result
3/21/2017	1	Broken Arrow City Council	approved	Pass

Broken Arrow City Council
Meeting of: 03-21-2017

To: Mayor and City Council
From: Office of the City Attorney
Title:

Consideration, discussion, and possible approval of Resolution No. 1004, a Resolution authorizing payment of attorney's fees and costs in the matter of City of Broken Arrow v. Bonnie E. Blalack Living Trust, Case No. CV-2013-00320

Background:

On January 11, 2017, this matter was tried before Judge Rebecca Nightingale in the District Court in and for Tulsa County, Oklahoma. The Defendant was awarded judgment against the City which exceeded the Commissioners' award by 10%, thus entitling her to receive her attorney's fees, court costs and expert witness fees. The Defendant's attorney has filed an Application for Assessment of Defendant's Attorney's Fees, Expert Witness Fees and Court Costs, requesting a \$62,960.01 award consisting of \$39,750.00 in attorney's fees, \$3,560.01 in Court Costs and \$19,650.00 in expert witness fees. The Legal Department has reviewed this statement and found it reasonable under the circumstances considering the length and complexity of this matter. In the event the City were to proceed with a hearing on this matter the Defendant would be entitled to additional fees and costs that could exceed \$62,960.01. Therefore, it is recommended that approval be made to pay \$62,960.01 to resolve this matter.

Cost: \$62,960.01

Prepared By: Beth Anne Childs, City Attorney

Reviewed By: Finance Department
Assistant City Manager - Operations

Approved By: Michael L. Spurgeon, City Manager

Attachments: Resolution No. 1004

Recommendation:

Approve Resolution No. 1004 and authorize its execution