

**THE CITY OF OKLAHOMA CITY  
OFFICE OF  
THE MUNICIPAL COUNSELOR**

Council Agenda  
Item No. XI. X  
9/10/2024

TO: Mayor and City Council

FROM: Kenneth Jordan, Municipal Counselor

Enter into executive session on advice of the Municipal Counselor to receive confidential communications from its attorney regarding the case of *Oklahoma County Board of County Commissioners v. The City of Oklahoma City*, Oklahoma County District Court Case No. CV-2024-1659 as authorized by 25 O.S. (2023 Supp.) §307(B)(4), because disclosure would seriously impair the ability of the public body to conduct such litigation with settlement discussions in the public interest.

On June 18, 2024, the Oklahoma County Board of County Commissioners filed an appeal from a May 21, 2024, City Council decision to deny an application filed by Garrett and Company Resources, L.L.C. and Willowbrook Investments, L.L.C. for a special permit to operate the Oklahoma County Detention Center at 1901 E. Grand Boulevard (SP-588). The County alleges that since the time of denial, the County has proceeded to purchase the subject property. The City has a pending motion to dismiss the appeal.

On July 31, 2024, the case was assigned to Judge Douglas Drummond, Tulsa County District Judge. The Appellant is represented by Lisa Erickson Endres, Aaron Etherington, Rodney Heggy and Carrie A. Remillard of the District Attorney's Office. The City is represented by Assistant Municipal Counselor Susan D. Randall and Deputy Municipal Counselor Matthew Collins.

It is the recommendation of this office that the Council retire into executive session with the Municipal Counselor to receive confidential communications from its attorney regarding this litigation.