

## ORDINANCE

### **APPROVING THE SETTLEMENT OF TWO CLAIMS IN THE MATTER STYLED *JAN CARL EVANS, JR., ET. AL. V. CITY OF SAN ANTONIO*, CAUSE NO. 2022-CI-07467 IN THE AMOUNTS OF \$145,000 TO JAN CARL EVANS JR. AND \$200,000 TO KIMBERLY EVANS.**

\* \* \* \* \*

**WHEREAS**, an auto accident occurred on May 17, 2020, when Plaintiff Jan Carl Evans, Jr.'s vehicle collided with an SAPD patrol vehicle, and

**WHEREAS**, as a result of this accident, Jan Carl Evans Jr. and passenger Kimberly Evans allege they suffered injuries and incurred medical expenses, and have filed suit seeking to recover damages; and

**WHEREAS**, although the City of San Antonio has vigorously contested this matter, it is in the City's best interest to settle this matter to avoid the uncertainties and risks associated with further litigation; and

**WHEREAS**, the parties have reached an agreement to settle the claim of Jan Carl Evans, Jr. in the amount of \$145,000 and the claim of Kimberly Evans in the amount of \$200,000, payable from the Self-Insurance Liability Fund subject to City Council approval; **NOW THEREFORE:**

### **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The amount of \$145,000.00 is authorized to be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 7509020004 Risk Management-Auto Liability Claims, and is authorized to be made payable as follows: \$145,000.00 will be paid by way of one check to "Jan Carl Evans Jr. and Law Offices of Daniel P. O'Connor."

The amount of \$200,000.00 is authorized to be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 7509020004 Risk Management-Auto Liability Claims, and is authorized to be made payable as follows: \$200,000.00 will be paid by way of one check to "Kimberly Evans and Law Offices of Daniel P. O'Connor." 7509020004 Risk Management-Auto Liability Claims **SECTION 2.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 3.** This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

DLK  
March 7, 2024  
Item No. \_\_\_\_\_

**PASSED AND APPROVED** this \_\_\_\_\_ day of March, 2024

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney