



# City of San Antonio

## Agenda Memorandum

**File Number:**

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**Agenda Item Number:** 38

**Agenda Date:** June 6, 2024

**In Control:** City Council A Session

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**DEPARTMENT:** Office of the City Attorney

**DEPARTMENT HEAD:** Andy Segovia

**COUNCIL DISTRICTS IMPACTED:** Citywide

**SUBJECT:**

Settlement of two claims

**SUMMARY:**

This Ordinance authorizes a settlement of a state lawsuit styled Alyson Esteves, Alekzander Nevarez and Laneice Guerrero v. City of San Antonio, in the 225th Judicial District Court, Bexar County, Texas, Cause No. 2022CI00423 for the amount of \$125,000.00 to Alyson Esteves and \$105,000.00 to Laneice Guerrero.

**BACKGROUND INFORMATION:**

On February 22, 2021, at the intersection Martin Luther King Drive and S. Mittman, an SAPD vehicle collided with Plaintiffs' vehicle. Plaintiffs allege they suffered injuries as a result of the accident, requiring medical attention.

The parties have agreed to settle Alyson Esteves' claims for \$125,000.00 and Laneice Guerrero's claims for \$105,000.00, subject to City Council approval. The funds are available from the FY 2024 Liability Fund Adopted Budget.

Trial of this case has been postponed pending consideration of this settlement.

**ISSUE:**

Settlements over \$100,000 require City Council approval.

**ALTERNATIVES:**

If this settlement agreement is not approved by the City Council, the case will proceed to trial. It is in the best interest of the City to settle this matter to avoid the uncertainty and risks associated with litigation.

**FISCAL IMPACT:**

If the settlement is approved, \$125,000.00 will be paid by way of check, payable to Alyson Esteves and Thomas J. Henry Injury Attorneys from the Self Insurance Fund, and \$105,000.00 will be paid by way of check, payable to Laneice Guerrero and Thomas J. Henry Injury Attorneys from the Self Insurance Fund.

**RECOMMENDATION:**

Staff recommends approval of this Ordinance.