

ORDINANCE

APPROVING THE SETTLEMENT OF LITIGATION STYLED *CHRISTOPHER GUTIERREZ V. CITY OF SAN ANTONIO*; CAUSE NO. 2022-CI-02629, IN THE AMOUNT OF \$185,000

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WHEREAS, on January 14, 2021, an motor vehicle accident occurred involving a vehicle driven by Plaintiff Christopher Gutierrez and a City SWMD vehicle, and

WHEREAS, as a result of this incident, Mr. Gutierrez alleges he suffered injuries and incurred medical expenses, both past and future, as well as pain and suffering, and 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 claims of Christopher Gutierrez in the amount of \$185,000 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 \$185,000.00 is authorized to be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 7509020004 Risk Management- Auto Liability, and is authorized to be made payable as to Christopher Gutierrez and his attorney of record, Joe R. Corteguera, Nava Law Group, P.C. as directed by the City Attorney or his designee.

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.

PASSED AND APPROVED this _____ day of _____, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney