



# City of San Antonio

## Agenda Memorandum

### File Number:

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**Agenda Item Number:** 28

**Agenda Date:** December 12, 2023

**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:**

\$165,000.00 settlement in Leigh Ann Boostrom v. City of San Antonio v. City of San Antonio.

**SUMMARY:**

This Ordinance authorizes a settlement of a state lawsuit styled Leigh Ann Boostrom v. City of San Antonio, in the 407th Judicial District Court, Bexar County, Texas, Cause No. 2022CI12902 for the amount of \$165,000.00.

**BACKGROUND INFORMATION:**

On December 8, 2020, Plaintiff Leigh Ann Boostrom was involved in a motor vehicle accident with an SAPD vehicle while on the I-10 access road at La Cantera Parkway. Plaintiff alleges she suffered injuries as a result of the accident, requiring medical attention.

**ISSUE:**

Under the Texas Tort Claims Act, a municipality may be held liable for personal injury caused by a condition or use of tangible personal property, but recovery is limited to \$250,000.

**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, \$165,000.00 will be paid by way of check, Leigh Ann Boostrom and the Thomas J. Henry Law Firm in the amount of \$165,000.00, from the Self Insurance Fund.

**RECOMMENDATION:**

Staff recommends approval of this Ordinance.