

ORDINANCE

APPROVING THE SETTLEMENT OF LITIGATION STYLED *EDWARD GUZMAN V. CITY OF SAN ANTONIO*; CAUSE NO. 2020CI07779, IN A TOTAL AMOUNT OF \$120,000.00.

* * * * *

WHEREAS, an auto accident occurred on September 17, 2019 on Highway 35 near the exit for Walzem Rd. when an SAFD ambulance hit a vehicle while attempting to exit the highway; and

WHEREAS, as a result of this accident, Edward Battles alleges he suffered injuries and incurred medical expenses, both past and future, as well as pain and suffering, and has 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 Edward Battles in the amount of \$120,000 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 \$120,000.00 is authorized to be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 7509020001 Risk Management-Liability, and is authorized to be made payable as follows: **\$120,000.00 will be paid to Edward Battles and the Law Offices of Thomas J. Henry.**

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 _____, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney