

City of San Antonio



AGENDA

City Council A Session

Municipal Plaza Building
114 W. Commerce Street
San Antonio, Texas 78205

Thursday, May 1, 2025

9:00 AM

Municipal Plaza Building

The City Council will hold its regular meeting in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building beginning at the above referenced date and time for the following items. Once convened, the City Council will take up the following items in any order during the meeting but no sooner than the designated times.

9:00AM: Call to Order

Members of the public can comment on items on the agenda. To sign up to speak visit www.saspeakup.com. Click on meetings and events and select the meeting you'd like to participate in. Sign up to speak or submit a written comment. Questions relating to these rules may be directed to the Office of the City Clerk at (210) 207-7253.

Individuals signing up for public comment may register for VIA bus fare or parking validation at www.saspeakup.com. VIA bus fare or parking at City Tower Garage (located at 100 Blk N. Main) will be provided to individuals who request the assistance. Staff will provide VIA bus fare passes and parking validation tickets in the lobby of City Council Chambers.

To view the Live meeting please view our [Live Stream](#)

During the meeting, the City Council may meet in executive session for consultation with the City Attorney's Office concerning attorney-client matters under Chapter 551 of the Texas

Government Code.

ACCESS STATEMENT

The City of San Antonio ensures meaningful access to City meetings, programs and services by reasonably providing: translation and interpretation, materials in alternate formats, and other accommodations upon request. To request these services call (210) 207-2098 or Relay Texas 711 or by requesting these services online at <https://www.sanantonio.gov/DEI/Language-Services>. Providing at least 72 hours' notice will help to ensure availability.

Intérpretes en español estarán disponibles durante la junta del consejo de la ciudad para los asistentes que lo requieran. También se proveerán intérpretes para los ciudadanos que deseen exponer su punto de vista al consejo de la ciudad. Para más información, llame al (210) 207-7253.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call (210) 207-7080.

- 18.** Ordinance approving the settlement of a personal injury lawsuit styled Richard Dutchover v. City of San Antonio, in the 408th Judicial District Court, Bexar County, Texas, Cause No. 2023CI15532 for the amount of \$183,337.97. Funding is from the Self-Insured Liability Fund. [Andy Segovia, City Attorney]

THE CITY COUNCIL MAY RECESS FOR LUNCH AND RECONVENE TO CONSIDER ANY UNFINISHED COUNCIL BUSINESS

6:00 P.M. – If the Council has not yet adjourned, the presiding officer shall entertain a motion to continue the council meeting, postpone the remaining items to the next council meeting date, or recess and reconvene the meeting at a specified time on the following day.

Printed on: 05/04/2025 08:40 AM



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 18

Agenda Date: May 1, 2025

In Control: City Council A Session

DEPARTMENT: Office of the City Attorney

DEPARTMENT HEAD: Andy Segovia

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

\$183,337.97 settlement in Richard Dutchover v. City of San Antonio

SUMMARY:

This Ordinance authorizes a settlement of a state lawsuit styled Richard Dutchover v. City of San Antonio, in the 224th Judicial District Court, Bexar County, Texas, Cause No. 2023CI15532 for the amount of \$183,337.97.

BACKGROUND INFORMATION:

On September 19, 2021, an SAPD patrol vehicle operated by Officer Alejandro Palacios was involved in a collision with a vehicle driven by Richard Dutchover. Mr. Dutchover alleges he suffered injuries as a result of the accident, requiring medical attention.

This case is not currently set for trial.

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, \$183,337.97 will be paid to Richard Dutchover and Cruz & Payne, PC from the Self Insurance Fund.

RECOMMENDATION:

Staff recommends approval of this Ordinance.

ORDINANCE

APPROVING THE SETTLEMENT OF LITIGATION STYLED *RICHARD DUTCHOVER V. CITY OF SAN ANTONIO*; CAUSE NO. 2023CI15532, IN A TOTAL AMOUNT OF \$183,337.97.

* * * * *

WHEREAS, an auto accident occurred on September 19, 2021, at the intersection of Bandera Road and Eckhart Road, involving a City owned vehicle operated by an employee of the San Antonio Police Department and a vehicle driven by Plaintiff Richard Dutchover; and

WHEREAS, as a result of this accident, Richard Dutchover alleges he suffered injuries and incurred medical expenses, 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 Richard Dutchover in the amount of \$183,337.97 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 \$183,337.97 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: \$183,337.97 will be paid to Richard Dutchover and Cruz & Payne, PC, in settlement of Cause Number 2023CI15532 styled *Richard Dutchover v. City of San Antonio*.

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.

DK
_____, 2025
Item No. _____

PASSED AND APPROVED this _____ day of May, 2025.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney