



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 29

Agenda Date: May 2, 2024

In Control: City Council A Session

DEPARTMENT: Office of the City Attorney

DEPARTMENT HEAD: Andy Segovia

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

Settlement Agreement styled Alexander Lance v. Rodolfo Contero, #3297, James Ybarra, #0855, Jesse Noriega, #0989, Edwin Turner, #1385, Jonathan Reyes, #1470, Marshall Davis, #0152, Perla Dominguez, #0789, Drew Reyes, #0679, Cody Haegelin, #0795, and the City of San Antonio, Cause Number SA-21-CV-00837-JKP

SUMMARY:

This item will approve the settlement of this lawsuit pending in the United States District Court, Western District of Texas, San Antonio Division. The settlement is for a total amount of \$118,800. This settlement will be funded from the Self Insured Liability Fund.

BACKGROUND INFORMATION:

On May 30, 2020, the SAPD SWAT team was dispatched to patrol downtown streets during demonstrations. While on patrol, Alexander Lance was observed by an officer who believed he was about to throw an object at the officers. The SWAT officer discharged his weapon, striking Mr. Lance twice with sponge rounds. Mr. Lance received injury to his arm and his leg.

The parties have agreed to settle Mr. Lance's claims for \$118,800, subject to City Council approval. The funds are available from the Self Insured Liability Fund.

ISSUE:

Settlements over \$50,000 require City Council approval.

ALTERNATIVES:

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

FISCAL IMPACT:

If approved, the \$118,800.00 will be made payable to Alexander Lance and the Law Offices of Maloney and Campolo, LLP, from the Self Insured Liability Fund.

RECOMMENDATION:

The City Attorney's Office recommends approval of this item.