



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 14

Agenda Date: May 12, 2022

In Control: City Council A Session

DEPARTMENT: Office of the City Attorney

DEPARTMENT HEAD: Andy Segovia

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

Settlement of litigation styled Leticia Reyes v. City of San Antonio

SUMMARY:

This item will approve the settlement of a lawsuit styled Leticia Reyes v. City of San Antonio, Cause Number 2019-CV-21112 pending in Bexar County District Court, in an amount of \$70,000.00. This settlement will be funded from the Self Insured Liability Fund.

BACKGROUND INFORMATION:

On April 2, 2019, a city employee was operating a hydraulic excavator in the eastbound lanes of NW Loop 410 near Fredericksburg Road behind Leticia Reyes vehicle. A third vehicle encroached into Ms Reyes' lane, causing her to slow. The vehicle again swerved towards Reyes, and she slowed again. The City vehicle did not slow in time to avoid striking Reyes's car from the rear. Ms Reyes suffered injuries, incurred medical expenses and is seeking to recover damages from the City.

The parties have agreed to settle Ms Reyes' claims for \$70,000, subject to City Council approval. The funds are available from the FY 2022 Liability Fund Adopted Budget.

ISSUE:

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

ALTERNATIVES:

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

FISCAL IMPACT:

If approved, \$70,000 will be paid to Leticia Reyes, through her attorney of record, Alan Braun of the Davis Law Firm. This will be funded in accordance with the FY 2022 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this item.