



# City of San Antonio

## Agenda Memorandum

**File Number:**

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**Agenda Item Number:** 42

**Agenda Date:** September 29, 2022

**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:**

Settlement of Litigation styled Karen Norman v. City of San Antonio

**SUMMARY:**

This Ordinance authorizes a settlement of a state lawsuit styled Karen Norman v. City of San Antonio, in the 73rd Judicial District Court, Bexar County, Texas, Cause No. 2020CI04479 for the amount of \$125,000.00. This settlement will be funded from the Self-Insured Liability Fund.

**BACKGROUND INFORMATION:**

On August 6, 2018, an SAPD patrol vehicle operated by Officer Alfonso Peeler was involved in a collision with a vehicle driven by Karen Norman. Ms. Norman alleges she suffered injuries as a result of the accident, requiring medical attention. This case is set for Jury Trial on October 10, 2022.

**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, \$125,000.00 will be paid to Karen Norman and Thomas J. Henry Injury Attorneys. This will be funded from the Self Insurance Fund.

**RECOMMENDATION:**

Staff recommends approval of this Ordinance.