



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 15

Agenda Date: November 10, 2022

In Control: City Council A Session

DEPARTMENT: Office of the City Attorney

DEPARTMENT HEAD: Andy Segovia

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

Settlement Agreement

SUMMARY:

This item will approve the settlement of a lawsuit styled Brian Stevens v. City of San Antonio, Cause Number 2020-CI-2809 pending in Bexar County District Court, in an amount of \$110,000.00. This settlement will be funded from the Self-Insured Liability Fund.

BACKGROUND INFORMATION:

On December 21, 2018 at approximately 3:50 p.m., a Solid Waste Management Employee was traveling Westbound on 1263 IH 10 in a garbage truck, behind Brian Stevens' vehicle. Traffic slowed but the garbage truck was unable to stop in time and rear-ended Mr. Stevens' vehicle. Plaintiff suffered bodily injuries as a result of the incident.

The parties have agreed to settle Mr. Stevens' claims for \$110,000, subject to City Council approval. The funds are available from the FY 2023 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, \$110,000 will be paid to Brian Stevens, through his attorney of record, Mariah Ozuna of The Uvalle Law Firm. This will be funded in accordance with the FY 2023 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this item.