

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

ORDINANCE

APPROVING THE SETTLEMENT OF A LAWSUIT STYLED ALEX GARCIA V. CITY OF SAN ANTONIO, CAUSE NO. 2018-CI-15095 PENDING IN THE 57TH DISTRICT COURT, BEXAR COUNTY, TEXAS IN THE AMOUNT OF \$215,000.00.

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WHEREAS, an auto accident occurred on November 14, 2016 on westbound Interstate Highway 10 near the Laredo Street exit involving a vehicle driven by Alex Garcia and a City owned vehicle being operated by an employee of the City’s Animal Care Services Department; and

WHEREAS, as a result of this accident, Alex Garcia suffered injuries, incurred medical expenses and is 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 Mr. Garcia in the amount of \$215,000.00 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 \$215,000.00 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: \$215,000.00 will be paid to plaintiff Alex Garcia and The Davis Law Firm as his attorney of record as settlement of Cause Number 2018-CI-15095 styled Alex Garcia 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.

PASSED AND APPROVED this 10th day of December, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney

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