

AN ORDINANCE 2016-10-20-0819

AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED *BABE ANDERSON* v. *CITY OF SAN ANTONIO*, CAUSE NUMBER 2015-CI-12803, PENDING IN THE 45TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS, FOR PAYMENT IN THE AMOUNT OF \$75,000.00.

* * * * *

WHEREAS, Plaintiff Babe Anderson is seeking damages for personal injuries that occurred when he was struck by a Solid Waste truck while crossing the street at the 600 block of General McMullen, after exiting a VIA bus; and

WHEREAS, it is in the City's best interest to settle this matter to avoid the uncertainty and risks associated with further litigation; and

WHEREAS, the parties have reached a mutual agreement to settle all claims for the amount of \$75,000.00 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 \$75,000.00 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: \$75,000.00 will be paid to plaintiff Babe Anderson and his attorney Jim S. Adler and Associates as settlement of Cause No. 2015-CI-12803 styled Babe Anderson v. The 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.

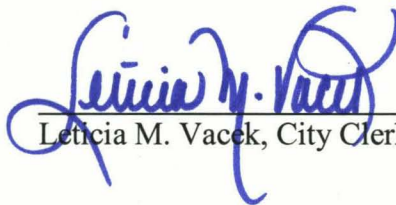
MS/dk
10/20/16
Item # 16

PASSED AND APPROVED this 20th day of October, 2016.



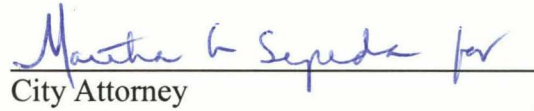
M A Y O R
Ivy R. Taylor

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Item:	16 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 18, 19, 20, 23)						
Date:	10/20/2016						
Time:	09:27:27 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the settlement of a lawsuit styled Babe Anderson v. City of San Antonio, pending in the 45th Judicial District Court, Bexar County, Texas, Cause Number 2015-CI-12803 in the amount of \$75,000.00 paid from the Self-Insurance Liability Fund. [Andrew Segovia, City Attorney]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Alan Warrick	District 2		x				x
Rebecca Viagran	District 3	x					
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				