

AN ORDINANCE 2018-04-19-0293

AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED ROSA MARTINEZ VS. CITY OF SAN ANTONIO, CAUSE NUMBER 393432 PENDING IN COUNTY COURT AT LAW #5, BEXAR COUNTY, TEXAS IN THE AMOUNT OF \$100,000.00

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WHEREAS, Rosa Martinez is seeking damages as a result of a motor vehicle accident that occurred on April 24, 2012 at the intersection of Rittiman Road and Industry Park in San Antonio involving a City vehicle and a private vehicle operated by Rosa Martinez; 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 \$100,000.00 payable from the Self-Insurance Liability Fund subject to City Council approval; **NOW THEREFORE:**

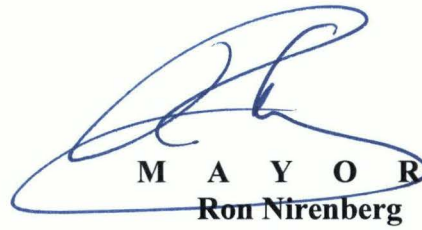
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The amount of \$100,000.00 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: \$100,000.00 will be paid to plaintiff Rosa Martinez as settlement of Cause Number 393432 styled Rosa Martinez 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 19th day of April, 2018.



M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

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|---------------------|--|--------------------|------------|------------|----------------|---------------|---------------|
| Agenda Item: | 19 (in consent vote: 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 23, 24, 25A, 25B, 26, Z-1, 27) | | | | | | |
| Date: | 04/19/2018 | | | | | | |
| Time: | 10:05:39 AM | | | | | | |
| Vote Type: | Motion to Approve | | | | | | |
| Description: | Ordinance approving the settlement of a lawsuit styled Rosa Martinez v. City of San Antonio, et al, Cause Number 393432 pending in the County Court at Law #5, Bexar County, Texas in the amount of \$100,000.00 [Andrew Segovia, City Attorney] | | | | | | |
| Result: | Passed | | | | | | |
| Voter | Group | Not Present | Yea | Nay | Abstain | Motion | Second |
| Ron Nirenberg | Mayor | | x | | | | |
| Roberto C. Treviño | District 1 | | x | | | x | |
| William Cruz Shaw | District 2 | | x | | | | x |
| Rebecca Viagran | District 3 | | x | | | | |
| Rey Saldaña | District 4 | | x | | | | |
| Shirley Gonzales | District 5 | | x | | | | |
| Greg Brockhouse | District 6 | | x | | | | |
| Ana E. Sandoval | District 7 | | x | | | | |
| Manny Pelaez | District 8 | | x | | | | |
| John Courage | District 9 | | x | | | | |
| Clayton H. Perry | District 10 | | x | | | | |