

AN ORDINANCE **2016-12-15-1002**

AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED *SHARLENE LEWIS, ET AL. v. CITY OF SAN ANTONIO, ET AL.*, CIVIL ACTION NO.: 5:16-CV-1014, IN THE U.S. DISTRICT COURT, WESTERN DISTRICT OF TEXAS – SAN ANTONIO DIVISION, FOR PAYMENT IN THE AMOUNT OF \$200,000.00.

* * * * *

WHEREAS, Plaintiff Sharlene Lewis is seeking damages as a result of a motor vehicle accident that occurred on April 18, 2015 at the intersection of East Houston St. and North Hackberry St. in San Antonio involving a City vehicle and a vehicle in which the daughter of Sharlene Lewis was a passenger.

WHEREAS, the parties have reached a mutual agreement to settle all claims for the amount of \$200,000.00 payable from the Self-Insurance Liability Fund subject to City Council approval; and

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

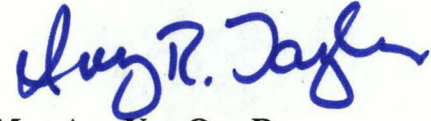
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The amount of \$200,000.00 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: \$200,000.00 will be paid to plaintiff Sharlene Lewis and her attorney Thomas J. Henry, as settlement of Civil Action No.: 5:16-CV-1014 styled *Sharlene Lewis, et al. vs. City of San Antonio, et al.*

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 15th day of December, 2016.




M A Y O R
Ivy R. Taylor

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Item:	25						
Date:	12/15/2016						
Time:	11:07:26 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the settlement of Sharlene Lewis, et al. vs. City of San Antonio, et al., Civil Action No.: 5:16-CV-1014 in the U.S. District Court, Western District of Texas - San Antonio Division in an amount up to \$200,000.00 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				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x			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				x