

AN ORDINANCE 2017-10-05-0758

**AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED  
*THOMAS MATHIEU V. CITY OF SAN ANTONIO, ET AL.*; CIVIL ACTION  
NUMBER 5:15-CV-474, PENDING IN THE UNITED STATES DISTRICT  
COURT, WESTERN DISTRICT OF TEXAS, SAN ANTONIO DIVISION,  
FOR PAYMENT IN THE AMOUNT OF \$225,000.00.**

\* \* \* \* \*

**WHEREAS**, Thomas Mathieu filed a lawsuit against the City of San Antonio alleging civil rights violations arising out of events that occurred on January 13, 2014 in San Antonio; 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 \$225,000.00 payable from the Self-Insurance Liability Fund subject to City Council approval;  
**NOW THEREFORE:**

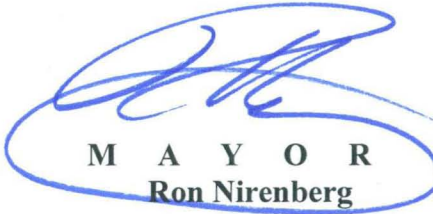
**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The amount of \$225,000.00 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: \$225,000.00 will be paid to plaintiff Thomas Mathieu as settlement of Civil Action Number 5:15-CV-474 styled Thomas Mathieu v. 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 5<sup>th</sup> day of October, 2017.



**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**



\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**



\_\_\_\_\_  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	<b>19 ( in consent vote: 5, 6A, 6B, 6C, 7, 8, 9, 10, 11A, 11B, 12, 14, 16, 17, 19, 21, 22, 23, 24A, 24B )</b>						
<b>Date:</b>	10/05/2017						
<b>Time:</b>	10:42:24 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing the settlement of litigation styled Thomas Mathieu v. City of San Antonio, Texas, et al, Civil Action No. 5:15-CV-474 pending in the United States District Court, Western District of Texas, San Antonio Division in the amount of \$225,000.00. [Andrew Segovia, City Attorney]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
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					