

ORDINANCE 2019-02-21-0144

APPROVING THE SETTLEMENT OF A LAWSUIT STYLED STEVEN O'NEIL VS. CITY OF SAN ANTONIO, CAUSE NUMBER 2017-CI-10333, PENDING IN 438TH JUDICIAL DISTRICT COURT, BEXAR COUNTY, TEXAS IN THE AMOUNT OF \$220,000.00

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WHEREAS, an auto accident occurred on November 19, 2015 on IH410 and Perrin Beitel Road involving a vehicle being operated by Steven O'Neil and a City owned vehicle being operated by an employee of the Transportation and Capital Improvements Department; and

WHEREAS, as a result of this accident, Mr. O'Neil 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 a mutual agreement to settle the claims of Steven O'Neil for the amount of \$220,000.00 payable from the Self-Insurance Liability Fund subject to City Council approval; **NOW THEREFORE:**

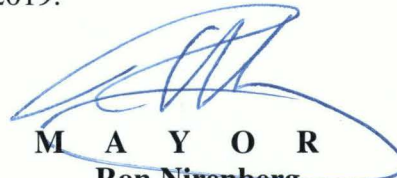
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The amount of \$220,000.00 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: \$220,000.00 will be paid to plaintiff Steven O'Neil, and his attorney of record; and as settlement of Cause Number 2017-CI-10333 styled Steven O'Neil 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.

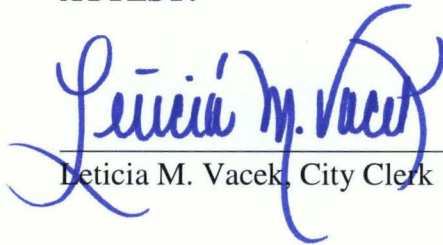
SECTION 3. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 21st day of February, 2019.



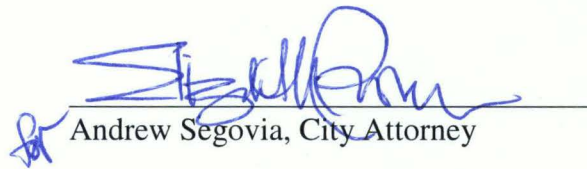
M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	20 (in consent vote: 4, 6, 7, 8, 10A, 10B, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 26)						
Date:	02/21/2019						
Time:	09:38:53 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance approving the settlement of a lawsuit styled Steven O'Neil v. City of San Antonio; Cause Number 2017-CI-10333, pending in 438th Judicial District Court, Bexar County, Texas in the amount of \$220,000.00 paid from the Self-Insurance Liability Fund. [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	
Art A. Hall	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				