

ORDINANCE 2020-08-20-0556

APPROVING A CONSENT DECREE WITH THE U.S. DEPARTMENT OF JUSTICE REGARDING OPERATIONS AT THE GROWDON ROAD IMPOUND FACILITY.

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WHEREAS, The U.S. Department of Justice (DOJ) notified the City in October 2017 of possible claims arising from the impoundment, storage and auction of vehicles that may have been covered by the Servicemembers Civil Relief Act (SCRA) and the City has cooperated with the DOJ on the claims; and

WHEREAS, the City and the DOJ have negotiated terms of the attached Consent Decree that would, among other things, resolve any outstanding claims, develop policies and procedures in compliance with the SCRA, implement additional training and include a civil penalty the City will pay to the DOJ; **NOW THEREFORE:**

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

SECTION 1. The City Attorney's Office, consistent with its authority, shall enter the attached Consent Decree resolving litigation with the U.S. Department of Justice regarding the Servicemembers Civil Relief Act.

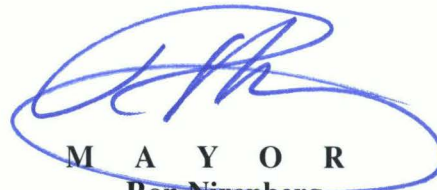
SECTION 2. Under the terms of the agreement, a settlement fund is authorized to be set up in the amount of \$150,000.00 funded through the FY 2020 Self-Insured Liability Fund and consistent with the terms of the final Consent Decree entered between the Parties.

SECTION 3. The amount of \$47,000.00 for identified claims and the amount of \$62,029.00 for a civil penalty will be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 7509020001 Risk Management-Liability.


SECTION 4. 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 5. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

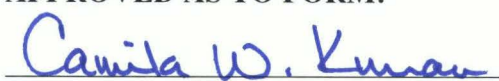
PASSED AND APPROVED this 20th day of August 2020.


M A Y O R
Ron Nirenberg

ATTEST:


Tina Flores, Acting City Clerk

APPROVED AS TO FORM:


for Andrew Segovia, City Attorney



City of San Antonio

City Council
August 20, 2020

Item: 28

Enactment Number:
2020-08-20-0556

NAME	MOTION	SECOND	ABSTAIN	AYE	NAY	ABSENT
Roberto Treviño Council District 1				✓		
Jada Andrews-Sullivan Council District 2	✓			✓		
Rebecca Viagran Council District 3				✓		
Adriana Rocha Garcia Council District 4				✓		
Shirley Gonzales Council District 5				✓		
Melissa Cabello Havrda Council District 6				✓		
Ana Sandoval Council District 7		✓		✓		
Manny Pelaez Council District 8						✓
John Courage Council District 9				✓		
Clayton Perry Council District 10				✓		
Ron Nirenberg Mayor				✓		

Comments:

Office of the City Clerk