



City of San Antonio

Agenda Memorandum

File Number: 17-5680

Agenda Item Number: 23.

Agenda Date: 10/19/2017

In Control: City Council A Session

DEPARTMENT: City Attorney's Office

DEPARTMENT HEAD: Andrew Segovia

COUNCIL DISTRICTS IMPACTED: City Wide

SUBJECT:

Settlement of a lawsuit styled *James Melton v. City of San Antonio*

SUMMARY:

This item authorizes the settlement of a lawsuit styled *James Melton v. City of San Antonio*; Cause Number 2016-CI-17315 pending in the 73rd Judicial District, Bexar County, Texas in the amount of \$130,000.00 paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

James Melton is seeking damages as a result of a motor vehicle accident that occurred on August 16, 2015 in the 7900 block of Culebra Road in San Antonio involving a City vehicle and a private vehicle operated by James Melton.

The parties have reached a mutual agreement to settle these claims including payment to Mr. Melton in the amount of \$130,000.00, subject to City Council Approval. This amount would be paid from the Self-Insurance Liability Fund.

ISSUE:

Settlements over \$50,000 require City Council approval.

ALTERNATIVES:

If this settlement is not approved by the City Council, this case will proceed to a jury trial. It is in the best interest of the City to settle this matter to avoid the uncertainties and risks associated with litigation in a case of disputed damages.

FISCAL IMPACT:

If approved, \$130,000.00 will be paid to James Melton and his attorney of record. This will be funded in accordance with the FY 2017 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this Ordinance.