



# City of San Antonio

## Agenda Memorandum

**File Number:** 18-2838

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**Agenda Item Number:** 18.

**Agenda Date:** 4/19/2018

**In Control:** City Council A Session

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**DEPARTMENT:** City Attorney's Office

**DEPARTMENT HEAD:** Andrew Segovia

**COUNCIL DISTRICTS IMPACTED:** City Wide

**SUBJECT:**

Settlement of a lawsuit styled *Ricks vs. City of San Antonio, et al*

**SUMMARY:**

This item authorizes the settlement of a lawsuit styled *David Brian Ricks vs. City of San Antonio, et al*; Cause Number 15-CV-00251-RCL pending in the United States District Court, Western District of Texas, San Antonio Division in the amount of \$165,000.00 paid from the Self-Insurance Liability Fund.

**BACKGROUND INFORMATION:**

David Brian Ricks filed a lawsuit against the City of San Antonio alleging civil rights violations arising out of events that occurred on April 6, 2013 in San Antonio.

The parties have reached a mutual agreement to settle these claims including payment to David Brian Ricks in the amount of \$165,000.00 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, \$165,000.00 will be paid to David Brian Ricks and his attorney of record. This will be funded in accordance with the FY 2018 Liability Fund Adopted Budget.

**RECOMMENDATION:**

Staff recommends approval of this Ordinance.