



# City of San Antonio

## Legislation Details (With Text)

**File #:** 15-3481

**Type:** Misc - Settlement Agreements

**In control:** City Council A Session

**On agenda:** 6/4/2015

**Title:** An Ordinance authorizing the settlement of a lawsuit styled Hector P. Esquivel and Raymond Villagram v. City of San Antonio, Cause Number 2013-CI-04091 in the 285th Judicial District, Bexar County, Texas in the amount of \$68,000.00 payable from the Self-Insured Liability Fund. [Martha G. Sepeda, Acting City Attorney]

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance 2015-06-04-0485

Date	Ver.	Action By	Action	Result
6/4/2015	1	City Council A Session	Motion to Approve	Pass

**DEPARTMENT:** City Attorney's Office

**DEPARTMENT HEAD:** Martha G. Sepeda, Acting City Attorney

**COUNCIL DISTRICTS IMPACTED:** City-Wide

**SUBJECT:**

Settlement of *Villagram v. City of San Antonio*

**SUMMARY:**

This Ordinance authorizes a settlement of a state lawsuit styled *Hector P. Esquivel and Raymond Villagram v. City of San Antonio*, Cause Number 2013-CI-04091, in the 285<sup>th</sup> Judicial District, Bexar County, Texas for the amount of \$68,000.00.

**BACKGROUND INFORMATION:**

On October 25, 2012, Raymond Villagram was injured when a vehicle in which he was a passenger was struck by a City of San Antonio vehicle driven by Wayne Johnson, an employee of the Health Department. Mr. Villagram claims to have injured his rotator cuff for which he has incurred medical expenses. He also claims

lost wages.

At mediation, the parties reached a \$68,000 settlement agreement contingent upon City Council approval.

**ISSUE:**

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

**ALTERNATIVES:**

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

**FISCAL IMPACT:**

If approved \$68,000.00 will be paid to Plaintiff Raymond Villagram and his attorney, Davis Law Firm. This will be funded in accordance with the Adopted FY 2015 Liability Fund Budget.

**RECOMMENDATION:**

Staff recommends approval of this Ordinance.