



City of San Antonio

Legislation Details (With Text)

File #: 16-5447

Type: Misc - Settlement Agreements

In control: City Council A Session

On agenda: 10/20/2016

Title: An Ordinance authorizing the settlement of a lawsuit styled Babe Anderson v. City of San Antonio, pending in the 45th Judicial District Court, Bexar County, Texas, Cause Number 2015-CI-12803 in the amount of \$75,000.00 paid from the Self-Insurance Liability Fund. [Andrew Segovia, City Attorney]

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance 2016-10-20-0819

Date	Ver.	Action By	Action	Result
10/20/2016	1	City Council A Session	adopted	Pass

DEPARTMENT: City Attorney's Office

DEPARTMENT HEAD: Andrew Segovia

COUNCIL DISTRICTS IMPACTED: City Wide

SUBJECT:

Settlement of Babe Anderson v. City of San Antonio

SUMMARY:

This item authorizes the \$75,000.00 settlement of a lawsuit styled Babe Anderson vs. City of San Antonio pending in the 45th Judicial District Court, in Bexar County, Texas, Cause Number 2015-CI-12803. The settlement will be paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

Plaintiff Babe Anderson is seeking damages for personal injuries that occurred when he was struck by a Solid Waste truck while crossing the street at the 600 block of General McMullen, after exiting a VIA bus. The parties have reached a mutual agreement to settle all claims for the amount of \$75,000.00 payable 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, \$75,000.00 will be paid to Babe Anderson and Jim S. Adler and Associates. This will be funded in accordance with the Adopted FY 2017 Liability Fund Budget.

RECOMMENDATION:

Staff recommends approval of this Ordinance.