



City of San Antonio

Legislation Details (With Text)

File #: 17-5171
Type: Misc - Settlement Agreements
In control: City Council A Session
On agenda: 9/21/2017
Title: An Ordinance authorizing the settlement of litigation styled Jose Samaniego v. City of San Antonio, Cause Number 2016-CI-02552 pending in the 438th Judicial District Court, Bexar County, Texas in an amount up to \$120,000.00. [Andrew Segovia, City Attorney]
Sponsors:
Indexes:
Code sections:
Attachments: 1. Ordinance 2017-09-21-0696

Date	Ver.	Action By	Action	Result
9/21/2017	1	City Council A Session	adopted	Pass

DEPARTMENT: City Attorney's Office

DEPARTMENT HEAD: Andrew Segovia

COUNCIL DISTRICTS IMPACTED: City Wide

SUBJECT:

Settlement of *Jose Samaniego v. City of San Antonio*

SUMMARY:

This item authorizes the settlement of a lawsuit styled *Jose Samaniego v. City of San Antonio*; Cause Number 2016 -CI-02552 pending in the 438th Judicial District, Bexar County, Texas in the amount of \$120,000.00 paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

Jose Samaniego is seeking damages as a result of a motor vehicle accident that occurred on July 25, 2014 in the 6200 block of Old Pearsall Road in San Antonio involving a City vehicle and a vehicle being operated by Jose Samaniego.

The parties have reached a mutual agreement to settle these claims including payment to Mr. Samaniego in the amount of \$120,000.00, 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, \$120,000.00 will be paid to Jose Samaniego 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.