



City of San Antonio

Agenda Memorandum

File Number:19-2066

Agenda Item Number: 20.

Agenda Date: 2/21/2019

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 *Steven O'Neil v. City of San Antonio*

SUMMARY:

This item authorizes the settlement of a lawsuit styled *Steven O'Neil v. City of San Antonio*; Cause Number 2017-CI-10333, pending in 438th Judicial District Court, Bexar County, Texas in the amount of \$220,000.00. This amount will be paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

Steven O'Neil is seeking damages from an auto accident that occurred on November 19, 2015 on the access road of IH-410 and Perrin Beitel Road in San Antonio. The accident involved an auto being operated by Mr. O'Neil and a City owned vehicle.

The parties have reached a mutual agreement to settle these claims with payment to Mr. O'Neil in the amount of \$220,000.00, 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, \$220,000.00 will be paid to Steven O'Neil and his attorney Paula Wyatt. This will be funded in accordance with the FY 2019 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this item.