



City of San Antonio

Agenda Memorandum

File Number:19-4243

Agenda Item Number: 18.

Agenda Date: 5/30/2019

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 *Raul Champion v. John Aguero and City of San Antonio*

SUMMARY:

This item authorizes the settlement of a lawsuit styled *Raul Champion v. John Aguero and City of San Antonio*; Cause Number 388742, pending in County Court at Law No. 10, Bexar County, Texas in the amount of \$120,000.00. This amount will be paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

John Aguero is seeking damages from an auto accident that occurred on July 30, 2012 at the intersection of Nueva Street and Santa Rosa in San Antonio. The accident involved an auto being operated by Mr. Aguero and a City owned vehicle.

The parties have reached a mutual agreement to settle these claims with payment to Mr. Aguero 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 John Agüero and his attorney Jerry Hernandez. This will be funded in accordance with the FY 2019 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this item.