



City of San Antonio

Agenda Memorandum

File Number: 19-7562

Agenda Item Number: 16.

Agenda Date: 10/17/2019

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 *Simms v. City of San Antonio, et al.*

SUMMARY:

This item authorizes the settlement of a lawsuit styled *Natalie D. Simms v. City of San Antonio, et al.*; Case Number 5:18-CV-00211-DAE pending in U.S. District Court for the Western District of Texas in the amount of \$205,000.00. This amount will be paid from the Self-Insurance Liability Fund.

BACKGROUND INFORMATION:

Natalie Simms claims damages as a result of an interaction with a San Antonio Police Officer on August 8, 2016. Ms. Simms claims to have sustained _____ (injury)

The parties have reached an agreement to settle all claims by Ms. Simms, subject to City Council approval.

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, \$205,000 will be paid to Natalie D. Simms and her attorney of record, Dean Malone. This will be funded in accordance with the FY 2020 Liability Fund Adopted Budget.

RECOMMENDATION:

Staff recommends approval of this item.