

**CITY OF SAN ANTONIO  
CITY ATTORNEY'S OFFICE  
CITY COUNCIL AGENDA MEMORANDUM**

CITY COUNCIL AGENDA  
ITEM NO. **52**

**TO:** Mayor and City Council

**FROM:** Michael D. Bernard, City Attorney

**SUBJECT:** Settlement in *Daniel Olvera et al. v. City of San Antonio*, Cause No. 2003-CI-02341

**DATE:** December 15, 2005

**SUMMARY AND RECOMMENDATIONS**

This Ordinance authorizes a settlement with Elisa Valderrama, Plaintiff, in the lawsuit styled *Daniel Olvera et al. v. City of San Antonio*, Cause No. 2003-CI-02341 in the amount of \$60,000.00. Staff recommends approval of this Ordinance.

**BACKGROUND INFORMATION**

On October 4, 2001, a police officer drove his car into the pathway of another vehicle containing four passengers while turning left at an intersection. The front passenger side of a police car was struck by the oncoming vehicle, causing injury to all four Plaintiffs. Plaintiff Elisa Valderrama suffered a serious injury to her knee as a result of this accident and agreed to settle in the amount of \$60,000.00. This will be discussed in executive session on December 15, 2005 prior to Council consideration.

**POLICY ANALYSIS**

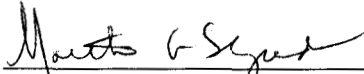
Settlement of the remaining three Plaintiffs' claims in the amount of \$5,000.00, \$9,000.00 and \$15,000.00 will be done administratively since they each do not exceed \$50,000.00.


**FISCAL IMPACT**

If approved, \$60,000.00 will be paid to Elisa Valderrama and her attorney from the City's Liability Self Insurance Fund.

**COORDINATION**

This item was coordinated with the Finance Department and Office of Management and Budget.

  
Michael D. Bernard  
City Attorney

  
Sheryl Sculley  
City Manager