

City of Fort Worth, Texas

Mayor and Council Communication

DATE: 08/26/25 M&C FILE NUMBER: M&C 25-0771

LOG NAME: 12SETTLEMENT GENEVA CALHOUN AND J.H., MINOR

SUBJECT

(ALL) Authorize Settlement and Payment in the Amount of \$135,000.00 for Full and Final Settlement of All Claims Related to the Lawsuit Entitled *Geneva Calhoun, Individually and as Next Friend of J.H., a Minor v. City of Fort Worth*, Cause No. 048-356036-24 in the 48th Judicial District, Tarrant County, Texas; Adopt Appropriation Ordinance and Authorize City Personnel to Execute and File the Necessary Documents to Dispose of this Lawsuit

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize settlement and payment in the total amount of \$135,000.00 to Geneva Calhoun for full and final settlement of all claims related to the lawsuit entitled Geneva Calhoun, Individually and As Next Friend of J.H., a Minor v. City of Fort Worth, Cause No. 048-356036-24 in the 48th Judicial District, Tarrant County, Texas;
2. Adopt the attached appropriation ordinance increasing estimate receipts and appropriations in the Risk Financing Fund in the amount of \$135,000.00, from available net position, for the purpose of funding lawsuit expenses; and
3. Authorize the appropriate City personnel to execute all releases, agreements and court filings necessary to complete the settlement.

DISCUSSION:

On August 18, 2023, a City of Fort Worth employee failed to stop at a stop sign and collided with the rear passenger's side of a vehicle driven by Geneva Calhoun. Ms. Calhoun's son, J.H., was a passenger in her vehicle. The accident occurred at the intersection of 3600 East Airport Freeway (State Highway 121) and 430 Karnes Street within the city limits of Fort Worth, Tarrant County, Texas. Ms. Calhoun filed suit on behalf of herself and J.H. alleging that the City's negligence proximately caused her and her child to suffer injuries and damages.

The parties mediated the matter on the 10th day of July 2025. The parties have agreed to settle all issues related to Geneva Calhoun and J.H., minor's claims for \$135,000.00.

Approval of this settlement should not be construed as an admission of liability by the City of Fort Worth, as any liability in this matter is denied.

Funding is available for appropriation from the net position of the Risk Financing Fund. The beginning net position balance is \$39,858,527.53 and after appropriation the new net position will be \$39,723,527.53.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are currently available from net position of the Risk Financing Fund and upon approval of the above recommendations and adoption of the attached appropriation ordinance, funds will be available in the Risk Financing Fund. Prior to an expenditure being incurred, the Human Resources Department and the City's Attorney Department have the responsibility of verifying the availability of funds.

Submitted for City Manager's Office by: ALL ACMS 6122

Originating Business Unit Head: Leann Guzman 8973

Additional Information Contact: Leann Guzman 8973