

# Mayor and Council Communication

**DATE:** 08/13/24

**M&C FILE NUMBER:** M&C 24-0626

**LOG NAME:** 12CHILDERS LAWSUIT SETTLEMENT

**SUBJECT**

(ALL) Authorize Settlement and Payment in the Amount of \$145,000.00 for the Claims of Christopher Childers Related to the Lawsuit Entitled Christopher Childers v. Roxanna Sanchez, City of Fort Worth, Rasier LLC, and Uber Technologies, Inc. (Cause No. 096-342896-23)

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**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize the settlement and payment in the amount of \$145,000.00 to Christopher Childers and J. Alexander Law Firm, P.C. in settlement of all claims related to the lawsuit styled Christopher Childers, Plaintiff v. Roxanna Sanchez, City of Fort Worth, Rasier LLC, and Uber Technologies, Inc., Defendants (Cause No. 096-342896-23); and
  2. Authorize the appropriate City Personnel to execute all releases and agreements necessary to complete the settlement.
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**DISCUSSION:**

On July 18, 2021, a City of Fort Worth police vehicle headed eastbound on West Weatherford collided with a vehicle driven by Plaintiff, Christopher Childers, at the Weatherford Street and Throckmorton Street intersection. At the time, Christopher Childers was driving north on Throckmorton Street. Subsequently, Christopher Childers filed a claim against the City of Fort Worth wherein he alleged property loss and bodily injury as a result of and caused by the motor vehicle accident.

The parties mediated the case on July 8, 2024. Through the mediation process, the parties agreed to settle the entire case for a total payment of \$145,000.00, subject to City Council approval. The agreement to resolve includes Mr. Childers' full and final release of all claims against the City.

Approval of this settlement should not be construed as an admission of liability by the City of Fort Worth.

Funding is budgeted in the General Operating & Maintenance category in the Risk Financing Fund for the Human Resources Department.

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

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the recommendations, funds are available in the current operating budget, as previously appropriated, in the Risk Financing Fund. Prior to an expenditure being incurred, the Human Resources Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** William Johnson      5806

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