



City of Denton

City Hall
215 E. McKinney Street
Denton, Texas
www.cityofdenton.com

AGENDA INFORMATION SHEET

DEPARTMENT: City Attorney's Office

CM/ DCM/ ACM: Mack Reinwand, City Attorney

AGENDA DATE: July 16, 2024

SUBJECT

Consider adoption of an ordinance approving a Settlement Agreement and Release implementing the terms of the settlement in litigation styled "*Antonee Bean, Individually and as Next Friend of R.B., a Minor v. City of Denton;*" Cause No. 23-11633-442, pending in the 442nd Judicial District Court, Denton County, Texas; and directing the City Manager or designee and the City's attorneys to effectuate as necessary and appropriate the terms of a Settlement Agreement and Release to effectuate this approval; and declaring an effective date.

BACKGROUND

On 1/16/2024, the City Secretary's Office was served with Plaintiffs' Original Petition. Plaintiffs are alleging injuries and seeking damages from a collision with a City DME pickup truck that occurred on 1/11/23. This is a negligence suit for damages under the Texas Tort Claims Act. Plaintiffs are claiming over \$250,000.00 and up to \$1 million dollars for injuries she and her daughter sustained related to the accident.

OPTIONS

Given the City's liability exposure, the costs to defend the matter, Plaintiffs' damages, the testimony provided by the City's employee and Plaintiff, I recommend that we settle this matter for \$105,000.00. Settlement of this matter within previously delegated settlement authority, and the option is to formally ratify and approve the settlement.

RECOMMENDATION

Proceed with formal approval.

EXHIBITS

Exhibit 1 – AIS

Exhibit 2 – Ordinance and Settlement Agreement and Release

Respectfully submitted:

/s/ Devin Alexander
Deputy City Attorney

Prepared by:
Amy Hoffee
Paralegal

Legal Staff Contact:
Devin Alexander