

AN ORDINANCE 2009-03-12-0190

**AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED ARGONAUT SOUTHWEST INSURANCE COMPANY V. CITY OF SAN ANTONIO, PENDING IN THE 408TH JUDICIAL DISTRICT COURT, BEXAR COUNTY FOR THE AMOUNT OF \$200,000.00**

\* \* \* \* \*

**WHEREAS**, Argonaut Southwest Insurance Company provided workers' compensation and general comprehensive liability insurance for the City of San Antonio, its contractors, and subcontractors who worked on the Henry B. Gonzalez Convention Center Expansion Project.; and,

**WHEREAS**, Argonaut claims that it is owed \$657,196.00 from the City of San Antonio for past due premiums and loss deductible invoices; and,

**WHEREAS**, on February 18, 2009, a settlement agreement was negotiated, subject to City Council approval, in the sum of \$200,000.00 for all claims arising under this suit; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1:** The amount of \$200,000.00 is authorized to be paid from Fund 75001000, Insurance Reserve Fund, General Ledger 5402530 General Liability Claims, Cost Center 1009020001 Risk Management-Liability, and is authorized to be made payable as follows: \$200,000.00 will be paid to plaintiff Argonaut Southwest Insurance Company as settlement of a lawsuit styled *Argonaut Southwest Insurance Company v. City of San Antonio*, pending in the 408<sup>th</sup> Judicial District Court, Bexar County, Cause No. 2007-CI-02686.

**SECTION 2:** The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director, may subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific accounts, cost centers, or fund numbers as necessary to carry out the purpose of this ordinance.

**SECTION 3.** This ordinance shall be effective on the tenth day after passage hereof.

**PASSED and APPROVED** this 12<sup>th</sup> day of March, 2009.

  
M A Y O R

**PHIL HARDBERGER**

**ATTEST:**   
City Clerk

**APPROVED AS TO FORM:**   
City Attorney