



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 8/27/2024

District G

Item Creation Date: 7/30/2024

LGL - Cause No. 2021-16419; Moises Lopez and Melvin Alexis Alegria Aleman v. City of Houston; in the 157th Judicial District Court of Harris County, Texas

Agenda Item#: 14.

Summary:

An ordinance approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between Moises Lopez and the City of Houston to settle a Lawsuit – \$70,000.00 – 1004 – Property & Casualty Fund

Background:

Nature of Matter:

That Council adopt an ordinance approving and authorizing the execution of a Compromise, Settlement, Release and Indemnification Agreement between Moises Lopez and the City of Houston to settle Cause No. 2021-16419; *Moises Lopez and Melvin Alexis Alegria Aleman v. City of Houston*; in the 157th Judicial District Court of Harris County, Texas

Funding Source:

\$70,000.00 – 1004 – Property and Casualty Fund

Brief Description:

On March 22, 2019, around 3:08 p.m. Plaintiff, Moises Lopez (DOB: 8/02/1964; Hispanic male), was traveling southbound in lane 1 of 1 near the 200 block of Piney Point Road and 20 Windermere, in the City of Piney Point. Moises Lopez was driving his 2001 Dodge Ram 1500 and claims that traffic came to a stop when he was hit from behind. Magdalena Cano Mendoza (Hispanic female) and Erin Bevrotte (African American female) were traveling southbound in lane 1 of 1 near the 200 block of Piney Point Road and 20 Windermere, in the City of Piney Point directly in front Mr. Lopez. Magdalena Cano Mendoza was driving her 2007 Ford Explorer and claims that traffic came to a stop when she was hit from behind and pushed into Ms. Bevrotte's 2016 Kia Sorento. Michael Adam Michna (Caucasian male), a Engineer/Operator with the City of Houston Fire Department, was driving a 2013 Chevrolet ambulance returning from dropping off a patient at a local hospital. E/O Michna claims he looked away for a few seconds and did not notice traffic had come to a stop. This action resulted in the rear end of Mr. Lopez's truck being struck by the ambulance, which in turn struck two more vehicles. HPD Vehicular Crimes Division scene investigator Officer C. Dinh found E/O Michna failed to control speed causing the accident. E/O Michna received a three-day suspension without pay as a result of this accident.

Fiscal Note: Funding for this item is included in the FY2025 Adopted Budget. Therefore, no fiscal note is required as stated in the Financial Policies.

Estimated Spending Authority			
DEPARTMENT	CURRENT FY	OUT YEAR	TOTAL
Legal Department	\$ 70,000.00	\$ -	\$ 70,000.00
TOTAL	\$ 70,000.00	\$ -	\$ 70,000.00

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 Arturo G. Michel

Prior Council Action:

N/A

Amount and Source of Funding:

\$70,000.00 – 1004 – Property and Casualty Fund

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