

April 8, 2026

WHEREAS, a lawsuit styled, Shelly Aviles and Oswaldo Ramirez Martinez v. City of Dallas, Cause No. DC-24-19819, was filed by the plaintiffs, Shelly Aviles and Oswaldo Ramirez Martinez, seeking compensation from the City of Dallas for alleged bodily injuries and other damages sustained in a motor vehicle accident on April 10, 2023, involving a Dallas Water Utilities employee operating a city-owned vehicle; and

WHEREAS, the plaintiff, Shelly Aviles, has agreed to a proposed settlement of her claims whereby the City will pay Shelly Aviles, Ben Abbott and Associates, and all other persons having an interest in the settlement proceeds, the total amount of \$50,000.00; and

WHEREAS, the plaintiff, Oswaldo Ramirez Martinez, has agreed to a proposed settlement of his claims whereby the City will pay Oswaldo Ramirez Martinez, Ben Abbott and Associates, and all other persons having an interest in the settlement proceeds, the total amount of \$50,000.00; and

WHEREAS, it is in the City's best interest to settle this lawsuit.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the proposed settlement of the lawsuit styled, Shelly Aviles and Oswaldo Ramirez Martinez, Cause No. DC-24-19819, in an amount not to exceed \$100,000.00, is hereby approved.

SECTION 2. That the Chief Financial Officer is hereby authorized to pay Shelly Aviles, Ben Abbott and Associates, and all other persons having an interest in the settlement proceeds, the total amount of \$50,000.00 from Liability Reserve Fund, Fund 0192, Department ORM, Unit 3890, Object 3521, Vendor MVORM001.

SECTION 3. That the Chief Financial Officer is hereby authorized to pay Oswaldo Ramirez Martinez, Ben Abbott and Associates, and all other persons having an interest in the settlement proceeds, the total amount of \$50,000.00 from Liability Reserve Fund, Fund 0192, Department ORM, Unit 3890, Object 3521, Vendor MVORM001.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.