

CITY OF SEGUIN

RESOLUTION NO. _____

STATE OF TEXAS

**A RESOLUTION OF THE CITY COUNCIL OF SEGUIN TEXAS APPROVING A
LETTER OF ENGAGEMENT WITH THE LAW OFFICES OF RYAN HENRY, PLLC;
AND SETTING AN EFFECTIVE DATE**

WHEREAS, on May 11, 2021, the City was served with a lawsuit from Ron Varela seeking redress for a violation of due process and constitutional taking with respect to property that Varela once owned located at 519 Jones Street; and

WHEREAS, the lawsuit was tendered to our insurer, TML-IRP who agreed to pay for the City's defense, under a reservation of rights; and

WHEREAS, TML-IRP hired the Law Office of Ryan Henry for the defense of the lawsuit; and

WHEREAS, on August 17, 2021, Varela filed an Amended Petition that, in part, removed all causes of action other than a claim for takings; and

WHEREAS, insurance through TML-IRP does not cover takings claim thus we received a letter stating that TML-RIP will no longer pay for the City's defense, unless and until the Petition is amended to include a covered claim; and

WHEREAS, given that substantial investigative work and initial pleadings have been completed city staff recommends retaining the law firm currently working on the case.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Seguin:

SECTION 1: The attached Letter of Engagement with Ryan Henry of the Law Offices of Ryan Henry, PLLC is hereby approved.

SECTION 2: This Resolution is in full force and effect from and after its passage.

PASSED AND APPROVED this 7th Day of September 2021.

DONNA DODGEN, MAYOR

ATTEST:

Naomi Manski, City Secretary