

# GENERAL Ordinance Fact Sheet

211014

**Ordinance Number**

**Brief Title:** Approval of settlement of *Terry L. Bolliger v. City of Kansas City, Missouri*

**Approval Deadline:**

**Reason:** To approve settlement of *Terry L. Bolliger v. City of Kansas City, Missouri*

**Details**

**Reason for Legislation**  
To seek City Council approval and authorization of \$345,000.00 settlement of the lawsuit styled *Terry L. Bolliger v. City of Kansas City, Missouri*, Case No. 20AE-CC00252.

**Discussion (including relationship to other Council actions)**

Plaintiff Terry L. Bolliger is the husband of the late Christine Bolliger. Ms. Bolliger died on August 14, 2020, after suffering injuries while riding her bicycle on the Line Creek Trail in the morning hours of August 10, 2020. Mr. Bolliger alleges that his wife’s bicycle hit a wooden gate that extended across a portion of the southbound lane of the trail. He contends the gate was difficult to distinguish against the background scenery and was in an unexpected place on the trail. He further alleges the City had notice of the dangerous nature of this gate because of prior accidents and did not take any preventative measures. As a result of the collision, Ms. Bolliger was thrown from her bicycle and sustained fatal injuries, including injuries to her head.

Mr. Bolliger and his children filed a wrongful death action against the City. This settlement resolves all claims related to Ms. Bolliger’s accident on the Line Creek Trail in August 2020.

Is it good for the children? Yes.

**Positions / Recommendations**

<b>Sponsor(s)</b> Matthew Gigliotti, City Attorney	
<b>Programs, Departments, or Groups Affected</b> Parks and Recreation Department	
<b>Applicants/Proponents</b>	<b>Applicant</b>  City Department  Other
<b>Opponents</b>	<b>Groups or Individuals</b>  Basis of Opposition
<b>Staff Recommendation</b>	9 For 9 Against Reasons Against:
<b>Board or Commission Recommendation</b>	9 For 9 Against 9 No Action Taken 9 For, with revisions or conditions
<b>Council Committee Action</b>	9 Do Pass 9 Do Pass (as amended) 9 Committee Substitute 9 No Recommendation 9 Hold 9 Do Not Pass

**Details**

--

**Policy / Program Impact**

<b>Policy or Program Change</b>	9 No 9 Yes
<b>Operational Impact Assessment</b>	

**Finances**

<b>Cost and Revenue Projections</b>	<b>Cost of Legislation</b> \$345,000.00  <b>Increase/Decrease in Revenue Expected Annually</b>
<b>Fund Sources</b>	22-7010-131521-B

**Applicable Dates:**

**Fact Sheet Prepared By:**

Timothy R. Ertz, Assistant City Attorney

**Reviewed By:**

Matthew Gigliotti, City Attorney

**Reference Numbers:**