



Agenda Item: Agreement

Title: Approving Final Settlement Agreement and Stipulated Order Quieting Title.

Recommended Council MOTION:

I move to approve the Final Settlement Agreement and Stipulated Order Quieting Title in Macias v The City of Laramie, et al., and upon receipt of final survey, authorizing the Mayor and Clerk to sign.

Administrative or Policy Goal:

To resolve litigation and protect the interests of the City and its residents.

Background:

This litigation was filed by the owner of 468 West Kearney to quiet title among the City and surrounding property owners to make certain the property lines of private lots and the rights of the City in a putative alley running between the properties.

The parties have negotiated a resolution to all those issues.

Relevant to the City: The attached agreement references a draft survey (a final survey is being prepared) that adjusts the private lot lines to reflect very long-standing historical use and residence/outbuilding construction and gives the City an easement for all municipal purposes, including utility infrastructure, over what has been the small, disputed alley between the Macias and Crawford properties. The surface owners must not obstruct the City easement and must keep it free of structures or plantings of any kind and may not park or store vehicles in the easement.

This agreement therefore essentially preserves the *status quo* for City residents and the City which has existed for well over 100 years.

Responsible Staff: City Attorney