

**AN ORDINANCE APPROVING AND AUTHORIZING
THE MAYOR AND/OR CITY MANAGER TO EXECUTE THE
LEASE WITH FRIENDS OF ROCKBRIDGE SWIMMING, INC.**

WHEREAS, the City of Lexington desires to enter into a lease with Friends of Rockbridge Swimming, Inc. ("FORS"), whereby FORS will use, operate, maintain, and possibly expand or improve the indoor swimming pool located at Brewbaker Field, in accordance with the terms of the ground lease; and

WHEREAS, FORS is willing to enter into a lease with the City and assume responsibility for the use, operation, maintenance, and possible expansion or improvement of the indoor swimming pool located at Brewbaker Field; and

WHEREAS, pursuant to Virginia Code § 15.2-2100 *et seq.*, the City has advertised its intent to grant the lease to FORS, invited bids for the proposed lease from other interested parties, reviewed any other bids it received, conducted such other investigation as it saw fit to make, and held a public hearing; and

WHEREAS, the City Council of the City of Lexington finds that it is in the best interest of the citizens of the City of Lexington to enter into the lease with FORS for the use, operation, maintenance, and possible expansion or improvement of the indoor swimming pool located at Brewbaker Field.

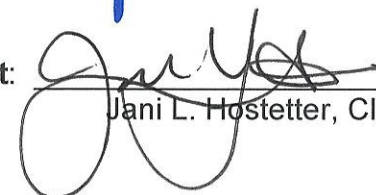
NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Mayor and Council of the City of Lexington, Virginia, pursuant to their authority, that:

1. The City Council of the City of Lexington hereby: (i) approves the Lease with Friends of Rockbridge Swimming, Inc. ("Lease") in substantially the same form as has been presented to Council, (ii) authorizes and directs the Mayor and/or the City Manager to execute the Lease, with such revisions, omissions, and additions as either of them, acting individually, deems appropriate; and (iii) authorizes and directs the Mayor and/or the City Manager to take such other actions as either of them, acting individually, may consider necessary to carry out the purposes of the Lease and this Ordinance.
2. The City Council hereby ratifies and confirms all actions previously taken by the Mayor, the City Manager and other City personnel in connection with the Lease and this Ordinance, and all such further actions consistent with the terms and provisions of the Lease and this Ordinance shall be conclusively deemed as having been accepted and approved as authorized by this Ordinance, without any further acts or approvals.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon and after its passage.

Adopted this the 3rd day of August, 2023.

Approved: 
Frank W. Friedman, Mayor

Attest: 
Jani L. Hostetter, Clerk