

AN ORDINANCE

AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE LEASE OF PROPERTY AND STRUCTURES LOCATED AT 1800 SOUTH INDIANA STREET IN THE CITY OF LAKEWOOD, COLORADO, BY AND BETWEEN AUDACY COLORADO, LLC, AND BONNEVILLE INTERNATIONAL CORPORATION, AND THE CITY OF LAKEWOOD, COLORADO

WHEREAS, the City of Lakewood, Colorado (the "City"), is a municipal corporation duly organized and existing as a home rule city under Article XX of the Colorado Constitution and under the Charter of the City;

WHEREAS, subject to certain exceptions, all legislative powers possessed by the City, conferred by Article XX of the State Constitution or contained in the Charter, as either has from time to time been amended, or otherwise existing by operation of law, are vested in the City Council of the City (the "Council");

WHEREAS, the City is authorized, pursuant to Article XX of the State Constitution and Section 14.3 of the Charter and its plenary grant of powers as a home rule city, to enter into purchase agreements to lease land, buildings, equipment and other real or personal property of the City;

WHEREAS, the City Council finds and determines that the lease of the subject property is authorized by the Colorado Constitution and the City of Lakewood Charter and is in the best interests of the City and its residents;

WHEREAS, The subject property houses equipment and structures which the City has historically used to broadcast police and emergency communications throughout the City for the benefit and safety of the public;

WHEREAS, approval of this Ordinance on first reading is intended only to confirm that the City Council desires to comply with the Lakewood Municipal Code and Charter by setting a public hearing to provide City staff and the public an opportunity to present evidence and testimony regarding the proposal; and

WHEREAS, approval of this Ordinance on first reading does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects or denies the proposal.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. The City Council hereby finds that it is in the best interests of the City and its residents that the prior lease for the property at 1800 South Indiana Street in the City of Lakewood, Colorado, which was for fifty years and expires in December, 2025,

should be renewed with updated terms, as set forth within the Lease Agreement which is attached hereto and incorporated herein.

SECTION 2. The City Manager is hereby authorized to sign and approve the attached lease agreement on behalf of the City of Lakewood.

SECTION 3. This ordinance shall take effect thirty (30) days after final publication.

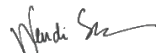
SECTION 4. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this Ordinance that can be given effect without the invalid portion, provided that such remaining portions or application of this Ordinance are not determined by the court to be inoperable.

I hereby attest and certify that within and foregoing Ordinance was introduced and read on first reading at a hybrid regular meeting of the Lakewood City Council on the 27th day of January, 2025; published by title in the Denver Post and in full on the City of Lakewood's website, www.lakewood.org, on the 30th day of January, 2025; set for public hearing to be held on the 10th day of February, 2025; read, finally passed and adopted by the City Council on the 10th day of February, 2025; and signed by the Mayor on the 11th day of February, 2025.

ATTEST:



Jay Robb, City Clerk



Wendi Strom, Mayor

APPROVED AS TO FORM:



Alison McKenney Brown, City Attorney