

RESOLUTION NUMBER 24-40

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF EUSTIS, LAKE COUNTY, FLORIDA; APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF EUSTIS AND LAKE-SUMTER STATE COLLEGE FOUNDATION, INC., AND THE DISTRICT BOARD OF TRUSTEES OF LAKE-SUMTER STATE COLLEGE CONCERNING THE PARTIES' EDUCATIONAL DEVELOPMENT AGREEMENT DATED JANUARY 5, 2023 AND FIRST AMENDMENT THERETO DATED SEPTEMBER 7, 2023 REGARDING THE RESERVATION OF FIVE (5) FULL ANNUAL SCHOLARSHIPS FOR EUSTIS HIGH SCHOOL STUDENTS OR EUSTIS RESIDENTS, AS APPLICABLE, IN PERPETUITY, FOR THE COMMERCIAL DRIVER'S LICENSE AND UTILITY LINeworker TRAINING PROGRAM; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS ASSOCIATED THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Lake-Sumter State College (hereafter the "College") wishes to build a Commercial Driver's License and Utility Lineworker Training Facility in the City of Eustis and requested the City donate four acres of land for this purpose; and

WHEREAS, at the November 17, 2022, City Commission meeting, the Commission approved the College's request and asked City staff to work with the College staff to identify a mutually agreed upon parcel of land; and

WHEREAS, the City of Eustis owned a 13.71-acre parcel of land located at the western corner of Hicks Ditch Road and SR 44, identified by the Lake County Property Appraiser by Alternate Key #1428441. Four acres were identified as suitable for the construction of the College's Commercial Driver's License and Utility Lineworker Training Facility; and

WHEREAS, the Commercial Driver's License and Utility Lineworker programs are in need of expansion due to increased workforce demand. Further, the proposed project serves a public purpose by having a positive impact on the local economy and workforce development efforts, thereby providing a benefit to the City of Eustis and its citizens; and

WHEREAS, at the January 5, 2023, City Commission meeting, the Commission approved Resolution Number 23-01 which authorized the City Manager to execute an Educational Development Agreement (hereafter "Agreement") with the College facilitating the land transfer; and

WHEREAS, as part of the discussion of Resolution Number 23-01, the City Commission and the College contemplated additional terms which were part of the City Commission's consideration in approval of Resolution Number 23-01; however, as the Agreement met all legal requirements for an enforceable contract, the parties agreed the additional terms need not be included in the Agreement before the Commission that evening and would be done separately through a Memorandum of Understanding;

WHEREAS, at the September 7, 2023, City Commission meeting both parties mutually agreed to further clarify the Educational Development Agreement with a First Amendment which expanded on the educational use of the property, extended the closing date, revised the prior reversionary language, among other miscellaneous provisions; and would facilitate the land transfer to the College;

WHEREAS, on or about September 20, 2023, the 4-acre property conveyance was completed; and

WHEREAS, a Memorandum of Understanding memorializing the January 5, 2023, additional terms has been prepared and provides for the following:

1. The College agrees to reserve/designate five (5) annual full scholarships, in perpetuity, for qualifying Eustis High School students who wish to enroll in the Commercial Driver's License and Utility Lineworker Program. Eustis High School students must submit a scholarship application to the College in accordance with its submission requirements.
2. If in a given year, fewer than five (5) applications are received from qualifying Eustis High School students, the College may award the remaining annual scholarships to qualifying Eustis residents.
3. Once the College has built its Commercial Driver's License and Utility Lineworker Training Facility which the College intends to be known as the LSSC Eustis Education Center and the program is fully operational, the College shall notify the City Manager via email of this occurrence.
4. Thereafter, each year the College shall provide the City with information on the scholarships recipients to ensure compliance with this MOU. The College must provide this information to the City Manager via email no later than November 30th each year. The City Manager shall update the City Commission each year on the reported scholarship recipients.

WHEREAS, the Memorandum of Understanding must be approved by the City Commission via Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Eustis, Florida, as follows:

Section 1. The City Commission hereby approves the Memorandum of Understanding attached hereto as Exhibit "A."

Section 2. The City Commission hereby authorizes the City Manager to execute the Memorandum of Understanding and any related documents associated therewith.

Section 3. This Resolution shall become effective upon passage.

DONE AND RESOLVED this 2nd day of May, 2024, in Regular Session of the City Commission of the City of Eustis, Florida.

**CITY COMMISSION OF THE
CITY OF EUSTIS, FLORIDA**

Michael L. Holland
Mayor/Commissioner

ATTEST:

Christine Halloran, City Clerk

CITY OF EUSTIS CERTIFICATION

**STATE OF FLORIDA
COUNTY OF LAKE**

The foregoing instrument was acknowledged before me this 2nd day of May, 2024, by Michael L. Holland, Mayor, and Christine Halloran, City Clerk, who are personally known to me.

Notary Public - State of Florida
My Commission Expires:
Notary Serial Number:

CITY ATTORNEY'S OFFICE

This document is approved as to form and legal content for the use and reliance of the City Commission of the City of Eustis, Florida.

City Attorney's Office

Date

CERTIFICATE OF POSTING

The foregoing Resolution Number 24-40 is hereby approved, and I certify that I published the same by posting one copy hereof at City Hall, one copy hereof at the Eustis Memorial Library, and one copy hereof at the Eustis Parks and Recreation Office, all within the corporate limits of the City of Eustis, Lake County, Florida.

Christine Halloran, City Clerk