

MEMORANDUM OF UNDERSTANDING

This MEMORANDUM OF UNDERSTANDING (hereafter referenced as “MOU”) is entered into between the CITY OF EUSTIS (the “City”), and LAKE-SUMTER STATE COLLEGE FOUNDATION, INC., and THE DISTRICT BOARD OF TRUSTEES OF LAKE-SUMTER STATE COLLEGE (collectively referred to hereafter as “the College”) and states as follows:

WHEREAS, the College wishes to build a Commercial Driver’s License and Utility Lineworker Training Facility in the City of Eustis and the College sent a letter to the City requesting it donate four acres of City-owned land for this purpose; and

WHEREAS, at the November 17, 2022, City Commission meeting, the Commission expressed support for the College’s request and asked City staff to work with the College to identify a mutually agreed upon parcel of land acceptable for this endeavor; 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 referred to as “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 an MOU;

WHEREAS, on January 5, 2023, the City Commission approved Resolution 23-01 whereby the City and the College entered into the Educational Development Agreement for conveyance of real property to be used for the Commercial Driver’s License and Utility Lineworker Training Facility and related educational/training courses (the “Designated Educational Program”); and

WHEREAS, subsequently the parties entered into a First Amendment to the Agreement on September 7, 2023 (“First Amendment”) which the City Commission approved via Resolution 23-79; and

WHEREAS, the terms of the MOU are stated below and must be approved by the City Commission via Resolution.

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties to this MOU, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

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 Designated Educational 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.

IN WITNESS WHEREOF, the parties hereto have executed this MOU on the respective dates under each signature.

THE CITY OF EUSTIS

By: _____
Tom Carrino, City Manager

Date: _____

Attest: _____
Christine Halloran, Clerk

Approved as to form:

Sasha O. Garcia, City Attorney

**LAKE-SUMTER STATE COLLEGE
FOUNDATION, INC.
and
THE DISTRICT BOARD OF TRUSTEES OF
LAKE-SUMTER STATE COLLEGE
(collectively “the College”)**

By: _____

Its: _____

Date: _____

Approved as to form:

Attorney for Lake-Sumter