

**INTERLOCAL AGREEMENT BETWEEN
LAKE COUNTY
AND
CITY OF LEESBURG
TO TRANSFER JURISDICTION OF A PORTION OF MAIN STREET**

This is an agreement between Lake County, a political subdivision of the State of Florida, hereinafter referred to as "County", and the City of Leesburg, a municipal corporation, hereinafter referred to as "City".

WHEREAS, Florida Statute Section 335.0415 provides that public roads may be transferred between jurisdictions only by mutual agreement of the affected governmental entities, and

WHEREAS, on January 23, 1989, the parties did enter into an Agreement whereby the jurisdiction over Main Street within the city limits of Leesburg, was transferred to the County, beginning at the junction of CR 468 and SR 44 on the West side of the City and ending at the junction of SR 44 on the East side of the City; and

WHEREAS, on October 3, 2003, the parties did transfer a portion of the County's jurisdiction over Main Street back to the City, more fully described as follows:

That portion of Main Street lying between the West right of way line of 9th Street and the East right of way line of Canal Street, as shown on the Official Plat of the City of Leesburg, recorded in Plat Book 2, Page 19, Public Records of Lake County, Florida.

and;

WHEREAS, on August 7, 2014, the City did request that the County further transfer its jurisdiction over another portion of Main Street lying between 9th Street and US 27 for a City redevelopment project.

NOW THEREFORE, it is agreed as follows:

1. In accordance with Florida Statute Section 335.0415, County and City agree that a portion of Main Street, located in City and described as follows, to wit:

That portion of Main Street lying between the West right of way line of 9th Street and the East right of way line of 14th Street as shown on the Official Plat of the City of Leesburg, recorded in Plat Book 2, Page 19, Public Records of Lake County, Florida.

is hereby transferred from County to City and that City shall be responsible for the operation and maintenance of such road as of the date the last party hereto executes this Agreement.

2. County agrees to pay to City the sum of **\$103,000.00** for the purposes of reimbursing the City for improvements the City plans on making to the transferred

portion of Main Street identified in Paragraph 1 above as part of the City's redevelopment project.

3. City and County acknowledge that this agreement is intended to modify the January 23, 1989 Agreement by transferring jurisdiction to an additional portion of Main Street described in Paragraph 1 above to the City.

4 Notices.

A. All notices, demands, or other writings required to be given or made or sent in this Agreement, or which may be given or made or sent, by either party to the other, shall be deemed to have been fully given or made or sent when in writing and addressed as follows:

COUNTY

County Manager
P.O. Box 7800
Tavares, Florida 32778

CITY

CITY Manager
P. O. Box 490630
Leesburg, Florida 34749

B. All notices required, or which may be given hereunder, shall be considered properly given if (1) personally delivered, (2) sent by certified United States mail, return receipt requested, or (3) sent by Federal Express or other equivalent overnight letter delivery company.

C. The effective date of such notices shall be the date personally delivered, or if sent by mail, the date of the postmark, or if sent by overnight letter delivery company, the date the notice was picked up by the overnight letter delivery company.

D. Parties may designate other parties or addresses to which notice shall be sent by notifying, in writing, the other party in a manner designated for the filing of notice hereunder.

5. Modifications. Unless otherwise specified herein, no modification, amendment, or alteration of the terms or conditions contained herein shall be effective unless contained in a written document executed by the parties hereto, with the same formality and of equal dignity herewith.

6. Effective Date. This Interlocal Agreement shall become effective upon adoption by the Board of County Commissioners and the City of Leesburg.

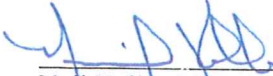
Interlocal Agreement Between Lake County and the City of Leesburg for Transfer of Jurisdiction of a Portion of Main Street

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement on the respective dates under each signature: Lake County through its Board of County Commissioners, signing by and through its Chairman, authorized to execute same by Board action on the 14 day of December, 2014, and the City of Leesburg, by and through its Mayor, authorized to execute same by action of its City Commission on the ___ day of _____, 2014.


COUNTY

ATTEST:

LAKE COUNTY, through its
BOARD OF COUNTY COMMISSIONERS




Neil Kelly, Clerk of the
Board of County Commissioners
of Lake County, Florida



Jimmy Conner, Chairman
This 16th day of Dec, 2014.

Approved as to form and legality.

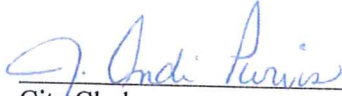


Sanford A. Minkoff
County Attorney

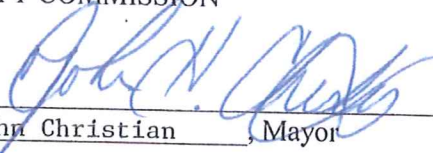
CITY

CITY OF LEESBURG, through its
CITY COMMISSION

ATTEST:



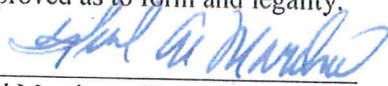
City Clerk



John Christian, Mayor

This 10th day of November, 2014.

Approved as to form and legality.



Fred Morrison, City Attorney

P-2003/0146

**AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN
LAKE COUNTY
AND
CITY OF LEESBURG
RELATING TO IMPROVEMENTS OF THE MAIN STREET AREA**

This is an amendment to agreement between Lake County, a political subdivision of the State of Florida, hereinafter referred to as "County", and the City of Leesburg, a municipal corporation, hereinafter referred to as "City".

WHEREAS, the City and County did enter into an Interlocal Agreement on October 3, 2003, regarding improvements to the Main Street area of Leesburg; and

WHEREAS, the Interlocal Agreement provided for four annual installments of \$100,000.00 each to be paid by the County to the City; and

WHEREAS, the parties agree to amend the agreement to provide for a single, \$400,000.00 payment to the City.

NOW THEREFORE, it is agreed as follows:

1. Paragraph 2 of the original Interlocal Agreement dated October 3, 2003 shall be amended to read as follows:

County agrees to pay to City the sum of Four Hundred Thousand Dollars (\$400,000.00) representing a portion of the costs that City has spent making improvements to such road. Such payments shall be made in a single payment to the City no later than December 31, 2003 as follows:

~~One Hundred Thousand Dollars (\$100,000.00) shall be paid on September 30, 2003, and a like amount on September 30 of each year thereafter for years 2004, 2005, and 2006.~~

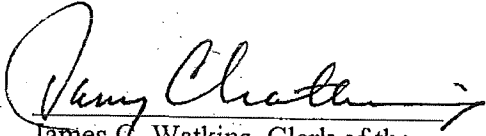
2. All other provisions of the original Agreement dated October 3, 2003, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement on the respective dates under each signature: Lake County through its Board of County Commissioners, signing by and through its Chairman, authorized to execute same by Board action on the 18th day of November, 2003, and the City of Leesburg, by and through its Mayor, authorized to execute same by action of its City Commission on the 10th day of November, 2003.

Amendment to Interlocal Agreement between Lake County and the City of Leesburg relating to Improvements of the Main Street Area.

COUNTY

LAKE COUNTY, through its
BOARD OF COUNTY COMMISSIONERS



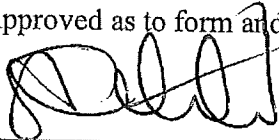
James C. Watkins, Clerk of the
Board of County Commissioners
of Lake County, Florida



Welton G. Cadwell, Chairman

This 25th day of November,
2003.

Approved as to form and legality.

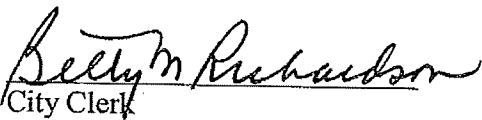


Sanford A. Minkoff
County Attorney

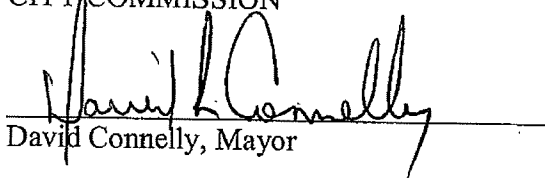
CITY

CITY OF LEESBURG, through its
CITY COMMISSION

ATTEST:



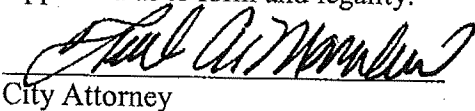
Betty M. Richardson
City Clerk



David Connelly, Mayor

This 10 day of November,
2003.

Approved as to form and legality.



City Attorney

ORIGINAL COPY

INTERLOCAL AGREEMENT FOR JURISDICTION OVER MAIN STREET IN LEESBURG, FLORIDA

THIS INTERLOCAL AGREEMENT by and between Lake County, Florida, (County), and the City of Leesburg, Florida, (City), is dated this 23rd day of January, 1989.

RECITALS

On April 19, 1988, a hearing was held in the Division of Administrative Hearings regarding the classification of Main Street beginning at a junction of County Road (CR) 468 and State Road (SR) 44 on the West side of the City and ending at a junction of SR 44 on the East side of the City. The hearing officer, William R. Cabe, concluded that jurisdiction over the above referenced section of Main Street in the City, be transferred to the County. On September 6, 1988, a final Order to this effect was entered by the Department of Transportation.

NOW, THEREFORE, pursuant to the final Order and to promote the safety and welfare of the City and County respectively, the City and County agree as follows:

1. Jurisdiction over Main Street in the City beginning at a junction of CR 468 and SR 44 on the West side of the City and ending at the junction of SR 44 on the East side of the City shall be transferred from the City to the County to be included in the County road system.

2. The County will be responsible for capital improvements to Main Street such as road resurfacing, replacement of traffic signals and intersection improvements, and surface maintenance as deemed necessary by the County.

3. The City will be responsible for routine maintenance of Main Street to include traffic signal maintenance, signing, striping, utility permitting, driveway permitting and maintenance of the right-of-way. The cost and/or work involved in any change in the existing parking configuration along Main Street will be the responsibility of the City.

4. This agreement shall become effective upon the signing and attestation by all appropriate parties.

Dated this 8th day of February, 1989.

LAKE COUNTY BOARD OF COUNTY
COMMISSIONERS

Charles W. Papp
Chairman

ATTEST:

James C. Watkins
James C. Watkins
Clerk of Circuit Court

Approved as to form

Christopher C. Ford
Christopher C. Ford
County Attorney

CITY OF LEESBURG

David L. Connelly
David L. Connelly
Mayor-Commissioner

ATTEST:

James A. Williams
James A. Williams
City Clerk/Finance Director

Approved as to form

E. Dewey Buford
E. Dewey Buford
City Attorney

Contract file

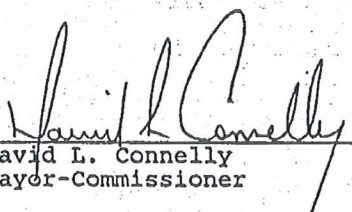
RESOLUTION NO. 4218

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND THE CITY OF LEESBURG, FLORIDA FOR JURISDICTION OVER MAIN STREET IN LEESBURG, FLORIDA AND DEFINING RESPONSIBILITIES OF EACH AGENCY THERETO.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA:

That the Mayor-Commissioner and City Clerk/Finance Director of the City of Leesburg are hereby authorized and directed to execute on behalf of the City of Leesburg, Florida, an interlocal agreement between Lake County, Florida and the City of Leesburg, Florida transferring jurisdiction over Main Street in the City to the County to be included in the County road system and defining responsibilities for improvement and maintenance by each agency, a copy of such interlocal agreement being attached hereto.

PASSED AND ADOPTED at the regular meeting of the City Commission of the City of Leesburg, Florida, on the 23rd day of January, 1989.



David L. Connelly
Mayor-Commissioner

ATTEST:



James A. Williams
City Clerk/Finance Director

ORIGINAL COPY

INTERLOCAL AGREEMENT FOR JURISDICTION OVER MAIN STREET IN LEESBURG, FLORIDA

THIS INTERLOCAL AGREEMENT by and between Lake County, Florida, (County), and the City of Leesburg, Florida, (City), is dated this 23rd day of January, 1989.

RECITALS

On April 19, 1988, a hearing was held in the Division of Administrative Hearings regarding the classification of Main Street beginning at a junction of County Road (CR) 468 and State Road (SR) 44 on the West side of the City and ending at a junction of SR 44 on the East side of the City. The hearing officer, William R. Cabe, concluded that jurisdiction over the above referenced section of Main Street in the City, be transferred to the County. On September 6, 1988, a final Order to this effect was entered by the Department of Transportation.

NOW, THEREFORE, pursuant to the final Order and to promote the safety and welfare of the City and County respectively, the City and County agree as follows:

1. Jurisdiction over Main Street in the City beginning at a junction of CR 468 and SR 44 on the West side of the City and ending at the junction of SR 44 on the East side of the City shall be transferred from the City to the County to be included in the County road system.
2. The County will be responsible for capital improvements to Main Street such as road resurfacing, replacement of traffic signals and intersection improvements, and surface maintenance as deemed necessary by the County.
3. The City will be responsible for routine maintenance of Main Street to include traffic signal maintenance, signing, striping, utility permitting, driveway permitting and maintenance of the right-of-way. The cost and/or work involved in any change in the existing parking configuration along Main Street will be the responsibility of the City.

4. This agreement shall become effective upon the signing and attestation by all appropriate parties.

Dated this 8th day of February, 1989.

LAKE COUNTY BOARD OF COUNTY COMMISSIONERS

Charles W. Deitz
Chairman

ATTEST:

James C. Watkins
James C. Watkins
Clerk of Circuit Court

Approved as to form

Christopher C. Ford
Christopher C. Ford
County Attorney

CITY OF LEESBURG

David L. Connelly
David L. Connelly
Mayor-Commissioner

ATTEST:

James A. Williams
James A. Williams
City Clerk/Finance Director

Approved as to form

B. Dewey Buford
B. Dewey Buford
City Attorney

Contract file

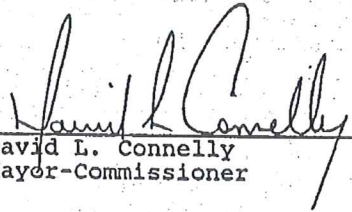
RESOLUTION NO. 4218

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND THE CITY OF LEESBURG, FLORIDA FOR JURISDICTION OVER MAIN STREET IN LEESBURG, FLORIDA AND DEFINING RESPONSIBILITIES OF EACH AGENCY THERETO.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LEESBURG, FLORIDA:

That the Mayor-Commissioner and City Clerk/Finance Director of the City of Leesburg are hereby authorized and directed to execute on behalf of the City of Leesburg, Florida, an interlocal agreement between Lake County, Florida and the City of Leesburg, Florida transferring jurisdiction over Main Street in the City to the County to be included in the County road system and defining responsibilities for improvement and maintenance by each agency, a copy of such interlocal agreement being attached hereto.

PASSED AND ADOPTED at the regular meeting of the City Commission of the City of Leesburg, Florida, on the 23rd day of January, 1989.



David L. Connelly
Mayor-Commissioner

ATTEST:



James A. Williams
City Clerk/Finance Director