

ORDINANCE NO. 2026-__

AN ORDINANCE OF BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA, AMENDING POLK COUNTY ORDINANCE 06-24, THE POLK COUNTY PROCUREMENT ORDINANCE, AS AMENDED; AMENDING SECTION 3D, AUTHORITY OF THE COUNTY MANAGER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Polk County, Florida (the "Board") adopted Ordinance No. 2006-24, the Polk County Procurement Ordinance (as amended, the "Ordinance"), providing for the purchase and procurement of goods, services, supplies, equipment, materials, and the letting of any contract for vertical or horizontal construction of any type for any agency, department, or advisory board under control of the Board; and

WHEREAS, in 2015, the Board amended the Ordinance with Ordinance No. 2015-78, providing for the authorization to allow the County Manager to enter into agreements for the purchase or procurement of goods or services in an amount not to exceed One Hundred Thousand Dollars (\$100,000); and

WHEREAS, the Board, after review and recommendation of staff, finds and determines that modifications to the Ordinance are necessary in order to more efficiently provide for the purchase of the highest quality goods and services at the most reasonable cost and for the fair and equitable treatment of persons doing business in Polk County; and

WHEREAS, pursuant to expediency in response to the rising costs of goods and services, the Board wishes to expand the powers of the County Manager to allow them to enter into agreements for the purchase or procurement of goods or services in an amount not to exceed Two Hundred Thousand Dollars (\$200,000); and

WHEREAS, said modifications are reflected in this amendment ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, FLORIDA:

SECTION 1: The recitals above are true and correct and are fully incorporated herein. Capitalized terms not otherwise defined herein shall have the meaning ascribed in the Ordinance.

SECTION 2: Section 3 of the Ordinance, as amended, is hereby amended to replace the following Section 3D:

D. Authority of the County Manager

In Accordance with Polk County Ordinance No. 96-01, and those powers enumerated therein, the County Manager shall have the full power and authority, and is hereby duly authorized, to make, enter into, execute, amend, modify or supplement any contract or agreement for the purchase or procurement of any goods, services, materials, supplies or equipment in an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00), on behalf of, in the name of, or purporting to bind the County, without further approval of the Board of County Commissioners, provided that all necessary funding for any such contract or agreement has previously been budgeted and approved by the Board, and the terms and conditions of such contract or agreement have been reviewed and approved by the County Attorney or his/her designee.

SECTION 3: SEVERABILITY.

The provisions of this Ordinance are declared to be severable. If any section, paragraph, sentence, clause, or phrase herein, is, for any reason, held to be invalid or unconstitutional, by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, paragraphs, sentences, clauses, or phrases. Such remaining sections shall remain in effect, it being the intent that this ordinance shall remain in effect notwithstanding the invalidity of any part.

SECTION 4: EFFECTIVE DATE.

A certified copy of this ordinance shall be filed with the Office of the Secretary of State, State of Florida within ten (10) days of enactment. Unless specified otherwise, this ordinance shall take effect immediately upon adoption and filing as provided by law.

DULY ADOPTED in regular session, this 16th day of June, 2026

ATTEST:
STACY M. BUTTERFIELD, CPA,
CLERK

BOARD OF COUNTY COMMISSIONERS
POLK COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Martha Santiago, Ed.D., Chair