

*BACKUP
DOCUMENTS*

POLK COUNTY

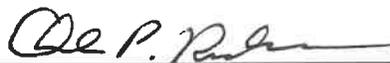
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Project Checklist

- Project Name: LPA0212 Heartland Agreement Amendment No. 3 between Polk County and the Polk Regional Water Cooperative
- Project Location: Northeast Regional Utility Service Area (NERUSA AWS; PRWC Project No. 6)
- Source of Funds: Expenses: 42011.680536150.5666000.6852005;
Reimbursements: 42011.680536150.3699006.0000000
- Project Cost Summary: \$1,560,167.00 additional funding resulting in Agreement total of \$24,122,842.00; no net change in allocation to Project Six (6), \$416,098.00.
- Certifications: This request has been reviewed by:



James Tully, PE, PG
Capital Improvement Program Manager



Charles Richards, CPA
Customer Service/Finance Manager



Tamara Richardson, PE
Utilities Division Director

February 17th, 2026 Board of County Commissioners Regular Meeting
Agenda Item #

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SUBJECT

Approval of Amendment No. 3 to Agreement between the Polk Regional Water Cooperative (PRWC) and Polk County for the PRWC Heartland Protection and Sustainability Project, Polk County Alternative Water Supply Receiving Facilities (Project 6), for which the Florida Department of Environmental Protection (FDEP) awarded state funds via grant Agreement Number LPA0212 (\$416,098 reimbursable expenses).

DESCRIPTION

In 2017, the Florida Legislature passed HB 573, the Heartland Headwaters Protection and Sustainability Act, which acknowledges the critical importance of Polk County's aquifers to the economic and ecological health of the surrounding regions. The FDEP awards these state funds to the PRWC pursuant to grant Agreement Number LPA0212 (Grant Agreement). The funds are either awarded directly to the PRWC to fund the regional project or as a pass-through to the participating members for projects identified in the grant documents. The Polk County Alternative Water Supply Receiving Facility Project for the Northeast Regional Utility Service Area is included in the grant documents and is eligible to receive pass-through state funds.

On September 21, 2022, Polk County and the PRWC entered into an agreement to allow Polk County to receive funds from the Heartland Headwater Protection and Sustainability Act.

On September 3, 2024, the Board of County Commissioners approved Amendment 1 to incorporate the changes to the Grant Agreement between FDEP and the PRWC.

On March 19, 2025, the Board of County Commissioners approved Amendment 2 to incorporate the changes to the Grant Agreement between FDEP and the PRWC.

Amendment 3 to the Agreement between the PRWC and Polk County incorporates and implements the changes to the Grant Agreement between FDEP and the PRWC, which includes pass-through funding in the amount of \$416,098 for the Polk County Alternative Water Supply Receiving Facility Project for the Northeast Regional Utility Service Area. Subject to requirements set forth in the Grant Agreement, Polk County will request reimbursement for all eligible expenses from the PRWC.

RECOMMENDATION

Request Board approve the Third Amendment to the Agreement between the PRWC and Polk County for the PRWC Heartland Protection and Sustainability Project, Polk County Alternative Water Supply Receiving Facilities (Project 6), for which the Florida Department of Environmental Protection (FDEP) awarded state funds via grant Agreement Number LPA0212 in the amount of \$416,098 reimbursable expenses.

FISCAL IMPACT

Funding in the amount of \$416,098 is available in the Utilities Community Investment Program in the Northeast Regional Utility Service Area PRWC AWS Receiving Facility project budget.

CONTACT INFORMATION

James Tully, PE, PG

Capital Improvement Program Manager

863-344-1848

jamestully@polk-county.net

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Utilities Division -Signature Request/Routing Request

PLEASE REVIEW AND APPROVE THE ENCLOSED DOCUMENTS AND FORWARD AS NOTED BELOW

Board Agenda Track

This item is slated for the (Month) 2 (Day) 17 (Year) 2026 Bocc Meeting

PROJECT TITLE: Approval of Amendment No. 3 to Agreement between the Polk Regional Water Cooperative (PRWC) and Polk County for the PRWC Heartland Protection and Sustainability Project, Polk County Alternative Water Supply Receiving Facilities (Project 6), for which the Florida Department of Environmental Protection (FDEP) awarded state funds via grant Agreement Number LPA0212 (\$416,098 reimbursable expenses).

PROJECT MANAGER: James Tully

Number of original documents enclosed: 4

MUST BE RETURNED BY : 1/13/2026

- **N/A** **PROCUREMENT** / Brad Howard: All originals with support are attached for your review and approval. **BRAD: Please forward this package to the County Attorney offices Attention Jackie Lanfair after signature**
Lisa Conran
- **COUNTY ATTORNEY**/Thomas Norsworthy: All originals with support are attached for your review and approval. **LISA: Please forward this package to the Deputy County Manager offices, Atten: Stacy Graver, after signature**
Mercedes
- **DEPUTY CO[MGR]**/ John Bhode: All originals with support are attached for your review and approval. **MERCEDES: Please return this entire package back to Charles Richards in the Utilities Division after signature**

Please email me a quick message to let me know when this package has left your offices to the next party – THANKS!

ATTEN: Emily Perez, Mail Drawer UT01 (Phone: 863-298-4142)

REQUEST FOR LEGAL SERVICES

To: County Attorney's Office- Attention : Tom Norsworthy

From: Tamara Richardson, P.E. Utilities Director

Division: Utilities

Prepared by: Emily Perez **Phone Number:** 863-298-4142

Date: January 22nd, 2026

Subject: Approval of Amendment No. 3 to Agreement between the Polk Regional Water Cooperative (PRWC) and Polk County for the PRWC Heartland Protection and Sustainability Project, Polk County Alternative Water Supply Receiving Facilities (Project 6), for which the Florida Department of Environmental Protection (FDEP) awarded state funds via grant Agreement Number LPA0212 (\$416,098 reimbursable expenses, time extension through June 30, 2027).

BACKGROUND:

In 2017, the Florida Legislature passed HB 573, the Heartland Headwaters Protection and Sustainability Act, which acknowledges the critical importance of Polk County's aquifers to the economic and ecological health of the surrounding regions. The FDEP has awarded state funds to the PRWC pursuant to grant Agreement Number LPA0212 (Grant Agreement) for reimbursement of certain costs associated with the protection and restoration of the region's water sources. The Grant Agreement identified multiple eligible projects for the PRWC and several of its members. Polk County's Northeast Regional Utility Service Area (NERUSA) Alternative Water Supply Receiving Facility Project is Project 6 as described in Agreement Number LPA0212.

On September 21, 2022, Polk County and the PRWC entered into an agreement to provide for utilization of funds allocated in the Grant Agreement for Project 6. On September 3, 2024, Polk County and the PRWC entered into Amendment 1 to incorporate the changes reflected in Amendments 1 and 2 of the Grant Agreement between FDEP and the PRWC. On March 19, 2025, Polk County and the PRWC entered into Amendment 2 to incorporate the changes reflected in Amendment 3 of the Grant Agreement between FDEP and the PRWC.

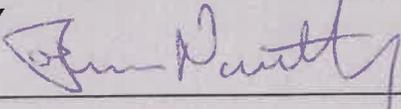
On November 21, 2025, FDEP and PRWC entered into Amendment No. 4 to the Grant Agreement which made further revisions to the Grant Agreement, including modifications to the date of expiration, scope of work, and total budget. The Grant Agreement was extended through June 30, 2027, and the scope and total budget was increased from \$22,562,675 to 24,122,842. The portion of the budget allocated to Project 6, the NERUSA AWS Receiving Facility Project remains unchanged at \$416,098. \$166,098 is pending reimbursement to Polk County from PRWC for pre-construction/design services. The remaining \$250,000 will be reimbursed during construction of the improvements which is expected to begin 2026. This Amendment No. 3 to the Agreement between the PRWC and Polk County incorporates and implements the changes reflected in the recently approved Agreement LPA0212 Amendment No. 4 between FDEP and the PRWC including modifications to the date of expiration, scope of work, and total budget. Subject to requirements set forth in the Grant Agreement, Polk County will request reimbursement for all eligible expenses from the PRWC.

Request Board approve the Third Amendment to the Agreement between the PRWC and Polk County for the PRWC Heartland Protection and Sustainability Project, Polk County Alternative Water Supply Receiving Facilities (Project 6), for which the Florida Department of Environmental Protection (FDEP)

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awarded state funds via grant Agreement Number LPA0212 in the amount of \$416,098 reimbursable expenses and a time extension through June 30, 2027.

Need response no later than **Friday 2 2 2026**
(day of month) (month) (day) (Year)

APPROVED BY  1/22/2026

Tom Norsworthy

For County Attorney office use only:

Date _____

Signature

Assign to : _____

Date _____

County Attorney Project No: 2026-18 Logged out: _____