

## Item Cover Page

### CITY COUNCIL MEETING AGENDA ITEM REPORT

**DATE:** March 26, 2025

**SUBMITTED BY:** Corey Fortin, City Administration

**ITEM TYPE:** Resolution

**AGENDA SECTION:** BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

**SUBJECT:** Resolution 25-37 - Operations and Maintenance Agreement for the City of Bradenton's Wastewater Treatment Plant - PUBLIC HEARING

**SUGGESTED ACTION:** Approve and adopt Resolution 25-37.

**Is this item Quasi-Judicial?**

No

**Does this item require a public hearing?**

Yes

**EXPLANATION:**

Pursuant to Chapter 180 of the Florida Statutes, the City has the power and authority to provide utility services within City limits. The City recognizes the necessity to efficiently, effectively, and safely operate the City's utilities and manage its business affairs.

Pursuant to Chapter 180.301 of the Florida Statutes, it is in the public interest to contract with Woodard & Curran, Inc. for maintenance and operations services for its Wastewater Treatment Plant in order to provide the City's utility customers with high-quality, reliable and cost-effective utility service.

The City shall consider the following factors that will be explained by the City Administrator for the utility:

- The utility's most recent income and expense statement;
- The utility's most recent available balance sheet listing assets and liabilities and clearly showing the amount of contributions-in-aid-of-construction and the accumulated depreciation thereon;

- A statement on the utility's existing rate base for regulatory purpose;
- The physical condition of the utility facilities being privatized;
- The reasonableness of the Agreement price and terms;
- The impacts of the Agreement on utility customers, both positive and negative;
- Any required additional investment and the ability and willingness of Woodard & Curran, Inc. to make that investment;
- The terms and conditions upon which Woodard & Curran, Inc. will provide capital investment and financing, or a combination thereof, for contemplated capital replacements, additions, expansions, and repairs;
- The alternatives to the privatization, and the potential impact on the City's utility customers if the Agreement is not made;
- The ability of Woodard & Curran, Inc. to provide and maintain high-quality and cost-effective utility service; and
- The technical expertise and experience of Woodard & Curran, Inc. relative to its obligation under the Agreement.

The City finds the experience, technical expertise, and financial ability of Woodard & Curran, Inc. to be acceptable to provide and maintain high-quality and cost-effective utility services.

#### **FINANCIAL IMPACT:**

The first year's estimated budget for Woodard & Curran is \$4,851,702. The 2025 City budget for the Wastewater Treatment Plant was \$4,548,257. The City also paid significant costs to process, maintenance, operations, and engineering consultants whose services will be included in the overall Woodard & Curran contract services. It is expected that this will have a positive impact in process efficiencies resulting in various cost savings to the City in operating the Wastewater Treatment Plant in various budgeted categories, as well as cost savings associated with regulatory and litigation penalties and assessments that have accrued as a result of discharges and other non-compliance issues.

#### **ATTORNEY REVIEW/RECOMMENDATION:**

Approved

#### **SUGGESTED MOTION:**

Motion to approve and adopt Resolution 25-37 and authorize the Mayor to execute the Resolution and the Operations & Maintenance Agreement with Woodard & Curran, Inc.

#### **ATTACHMENTS:**

[Resolution 25-37](#)

[Operations and Maintenance Agreement with Woodard & Curran, Inc.](#)