April 23, 2018

BOARD OF COUNTY COMMISSIONERS ORANGE COUNTY, FLORIDA

Y18-754-EB / ADDENDUM # 2 B-14 BOGGY CREEK PIPELINE IMPROVEMENTS SEGMENT A

New Bid Opening Date: May 1, 2018

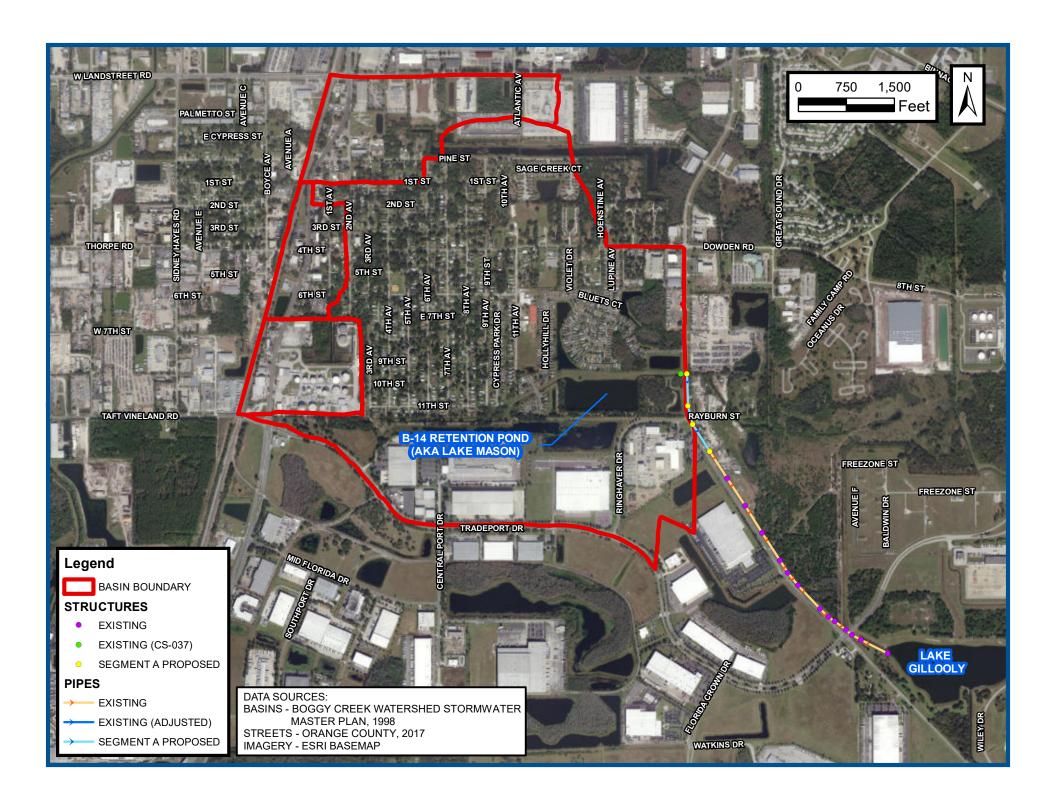
This addendum is hereby incorporated into the bid documents of the project referenced above. The following items are clarifications, corrections, additions, deletions and/or revisions to and shall take precedence over the original documents. <u>Underlining</u> indicates additions, deletions are indicated by <u>strikethrough</u>.

- 1. The bid opening date is hereby changed from April 24, 2018 to May 1, 2018.
- 2. Part D, Page D-3, paragraphs 2 and 3 are hereby changed to read as follows:
 - 2. Substantially complete in **one hundred twenty (120) one hundred fifty (150)** consecutive calendar days from date of Official Notice to Proceed.
 - 3. Final completion in **one hundred fifty (150) two hundred ten (210)** consecutive calendar days from date of Official Notice to Proceed.
- 3. Part E, Article VI, Time of Commencement and Final Completion is hereby changed to read as follows:
 - b. Substantial Completion of the Work shall be achieved not later than **one hundred twenty (120) one hundred fifty (150)** consecutive calendar days from date of Official Notice to Proceed.
 - c. Final Completion of the Work shall be achieved not later than **one hundred fifty (150) two hundred ten (210)** consecutive calendar days from date of Official Notice to Proceed.
- 4. The following information is provided to answer questions received from prospective bidders:
 - a. Question: Please provide a drainage map of the drainage basin upstream and downstream of the project location. Answer: Neither modeling nor a drainage map was completed for this project because it is a replacement of an existing system. The best available information for drainage area is provided by the Boggy Creek SWMMP model (June 1998). Per the master plan model, sub-basins B14CANAL, B14POND, and GASCOMP contribute

to B14 system. See attached Exhibit 1 for subbasins that contribute to the B-14 pipeline system.

- b. **Question:** There appears to be a pond at the SW corner of the intersection of Boggy Creek and Tradeport Drive where the existing 60" RCP discharges, is this the case? Additionally; there appears to be a control structure at the south side of this pond, can the county operate this structure to lower the pond elevation to 78.15 or lower? **Answer:** The existing 60" RCP discharges at Lake Gillooly southeast of the Boggy Creek Road and Tradeport Drive intersection. Lake Gillooly is operated & maintained by GOAA; it has a permitted control elevation of 75.0 feet NAVD (SFWMD ERP App No. 160122-4 and 170221-2 / Permit No. 48-00063-S). The County does not have authority to modify or operate this structure. See attached permit (Application No. 170221-2) for W-331 Lake Gillooly Expansion. A drainage report is provided under Application No. 160122-4 but was too large to transmit via email.
- c. **Question:** Are there any control structures up stream of new S-1 that the water elevation can be controlled by the county during the project? If not, can the contractor build a temporary control on the west side of Boggy Creek at the inlet structure and if so how much vertical elevation can be utilized in the existing upstream pond for storage of storm water events? **Answer:** There is a water control structure (County Structure CS037) directly across Boggy Creek Road (to the west) from structure S-1. County Report Stormwater Management Plan for Canal B-14 Outfall System (September 1988) identifies a permitted wet season water level of 81 ft NGVD and a permitted dry season elevation of 82 ft NGVD. Per the report, the B-14 Retention Pond (13 acre pond located 700 feet west CS037) shall not exceed 90 feet NGVD during the 25-year storm event or else flood impacts will occur. If a contractor seeks to use storage upstream of CS037 (subject to County approval), they would need to demonstrate doing so would not result in any adverse impacts.
- d. **Question:** When should the contractor expect the county to issue the NTP for this project? This project is best suited to be built before or after the 2018 rainy/hurricane season to minimize the delays and expense of daily rain events or severe weather. **Answer:** The Notice to Proceed date will be negotiated with the awarded contractor taking into consideration his recommendations and weather related effects.
- 5. All other terms and conditions of the IFB remain the same.
- 6. The Proposer shall acknowledge receipt of this addendum by completing the applicable section in the solicitation or by completion of the acknowledgement information on the addendum. Either form of acknowledgement must be completed and returned not later than the date and time for receipt of the proposal.

Receipt acknowledged by:	
Authorized Signature	Date Signed
Title	
Name of Firm	



Regulation **Application No.:** 170221-2

March 21, 2017

GREATER ORLANDO AVIATION AUTHORITY ONE JEFF FUQUA BOULEVARD ORLANDO, FL 32827

Dear Permittee:

SUBJECT: Permit No.: 48-00063-S

Project: W-331 LAKE GILLOOLY EXPANSION Location: Orange County, S08/T24S/R30E

District staff has reviewed the information submitted February 21, 2017, for modification to the location and properties of the previously-permitted Lake Gillooly control structure for which there is sufficient capacity in the existing master storm water management system. The lake configuration, water quality treatment properties, peak stages and discharge will not be modified by the proposed changes to the control structure. Permit No. 48-00063-S, Application No. 160122-4 Special Condition No. 3 will change as follows:

Structure: CS-01

1-3' W X 3.25' H X 50 deg. V-NOTCH with invert at elev. 75' NAVD 88.

Type D Inlet 49" X 37" with top invert at elev. 79' NAVD 88.

Receiving body: Tradeport Ditch Control elev: 75 feet NAVD 88.

Structure: CS-02

1-70'W BROAD CRESTED weir with crest at elev. 78.25' NAVD 88.

Based on that information, District staff has determined that the proposed activities are in compliance with the original environmental resource permit and appropriate provisions of paragraph 40E-4.331(2)(b) or 62-330.315(2)(g), Florida Administrative Code. Therefore, these changes have been recorded in our files.

Your permit remains subject to the General Conditions and all other Special Conditions not modified and as originally issued.

Should you have any questions or comments regarding this authorization, please contact this office.

Sincerely.

Mark S. Daron, P.E. **Engineer Supervisor** Orlando Service Center Application No.: 170221-2 March 21, 2017 Page: 2

MD/ab

c: Greater Orlando Aviation Authority Kimley-Horn & Associates Inc Orange County Development Engineering Dept

NOTICE OF RIGHTS

As required by Sections 120.569 and 120.60(3), Fla. Stat., the following is notice of the opportunities which may be available for administrative hearing or judicial review when the substantial interests of a party are determined by an agency. Please note that this Notice of Rights is not intended to provide legal advice. Not all of the legal proceedings detailed below may be an applicable or appropriate remedy. You may wish to consult an attorney regarding your legal rights.

RIGHT TO REQUEST ADMINISTRATIVE HEARING

A person whose substantial interests are or may be affected by the South Florida Water Management District's (SFWMD or District) action has the right to request an administrative hearing on that action pursuant to Sections 120.569 and 120.57, Fla. Stat. Persons seeking a hearing on a SFWMD decision which affects or may affect their substantial interests shall file a petition for hearing with the Office of the District Clerk of the SFWMD, in accordance with the filing instructions set forth herein, within 21 days of receipt of written notice of the decision, unless one of the following shorter time periods apply: (1) within 14 days of the notice of consolidated intent to grant or deny concurrently reviewed applications for environmental resource permits and use of sovereign submerged lands pursuant to Section 373.427, Fla. Stat.; or (2) within 14 days of service of an Administrative Order pursuant to Section 373.119(1), Fla. Stat. "Receipt of written notice of agency decision" means receipt of written notice through mail, electronic mail, or posting that the SFWMD has or intends to take final agency action, or publication of notice that the SFWMD has or intends to take final agency action. Any person who receives written notice of a SFWMD decision and fails to file a written request for hearing within the timeframe described above waives the right to request a hearing on that decision.

If the District takes final agency action which materially differs from the noticed intended agency decision, persons who may be substantially affected shall, unless otherwise provided by law, have an additional Rule 28-106.111, Fla. Admin. Code, point of entry.

Any person to whom an emergency order is directed pursuant to Section 373.119(2), Fla. Stat., shall comply therewith immediately, but on petition to the board shall be afforded a hearing as soon as possible.

A person may file a request for an extension of time for filing a petition. The SFWMD may, for good cause, grant the request. Requests for extension of time must be filed with the SFWMD prior to the deadline for filing a petition for hearing. Such requests for extension shall contain a certificate that the moving party has consulted with all other parties concerning the extension and that the SFWMD and any other parties agree to or oppose the extension. A timely request for an extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

FILING INSTRUCTIONS

A petition for administrative hearing must be filed with the Office of the District Clerk of the SFWMD. Filings with the Office of the District Clerk may be made by mail, hand-delivery, or e-mail. Filings by facsimile will not be accepted. A petition for administrative hearing or other document is deemed filed upon receipt during normal business hours by the Office of the District Clerk at SFWMD headquarters in West Palm Beach, Florida. The District's normal business hours are 8:00 a.m. – 5:00 p.m., excluding weekends and District holidays. Any document received by the Office of the District Clerk after 5:00 p.m. shall be deemed filed as of 8:00 a.m. on the next regular business day. Additional filing instructions are as follows:

• Filings by mail must be addressed to the Office of the District Clerk, 3301 Gun Club Road, West Palm Beach, Florida 33406.

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- Filings by hand-delivery must be delivered to the Office of the District Clerk. Delivery of a petition to the SFWMD's security desk does not constitute filing. It will be necessary to request that the SFWMD's security officer contact the Office of the District Clerk. An employee of the SFWMD's Clerk's office will receive and file the petition.
- Filings by e-mail must be transmitted to the Office of the District Clerk at clerk@sfwmd.gov. The filing date for a document transmitted by electronic mail shall be the date the Office of the District Clerk receives the complete document. A party who files a document by e-mail shall (1) represent that the original physically signed document will be retained by that party for the duration of the proceeding and of any subsequent appeal or subsequent proceeding in that cause and that the party shall produce it upon the request of other parties; and (2) be responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed.

INITIATION OF AN ADMINISTRATIVE HEARING

Pursuant to Sections 120.54(5)(b)4. and 120.569(2)(c), Fla. Stat., and Rules 28-106.201 and 28-106.301, Fla. Admin. Code, initiation of an administrative hearing shall be made by written petition to the SFWMD in legible form and on 8 1/2 by 11 inch white paper. All petitions shall contain:

- 1. Identification of the action being contested, including the permit number, application number, SFWMD file number or any other SFWMD identification number, if known.
- 2. The name, address, any email address, any facsimile number, and telephone number of the petitioner and petitioner's representative, if any.
- 3. An explanation of how the petitioner's substantial interests will be affected by the agency determination.
- 4. A statement of when and how the petitioner received notice of the SFWMD's decision.
- 5. A statement of all disputed issues of material fact. If there are none, the petition must so indicate.
- 6. A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the SFWMD's proposed action.
- 7. A statement of the specific rules or statutes the petitioner contends require reversal or modification of the SFWMD's proposed action.
- 8. If disputed issues of material fact exist, the statement must also include an explanation of how the alleged facts relate to the specific rules or statutes.
- 9. A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the SFWMD to take with respect to the SFWMD's proposed action.

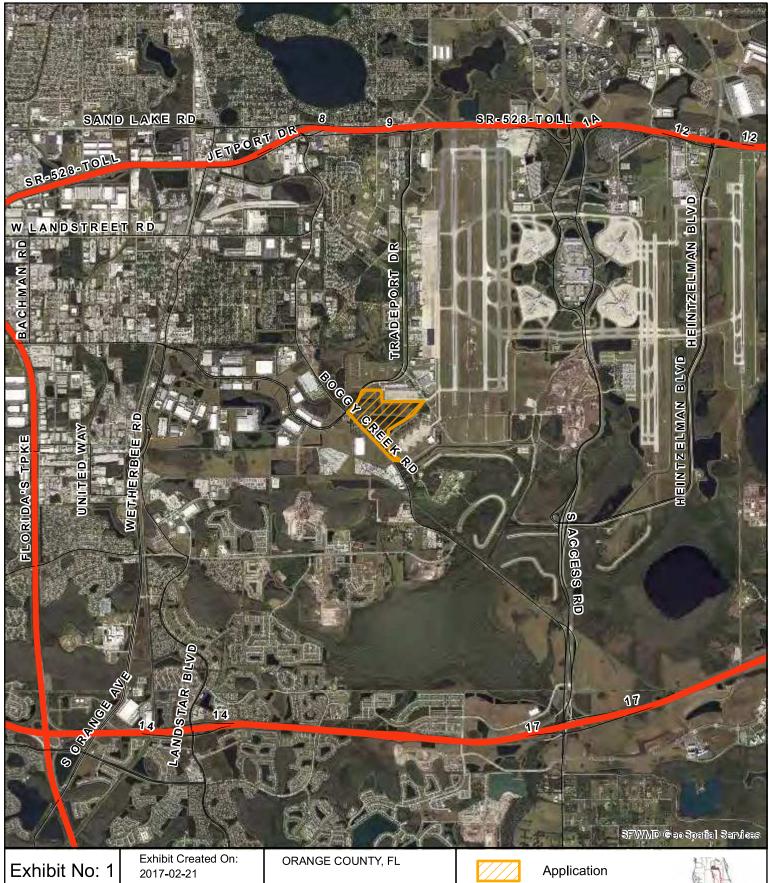
MEDIATION

The procedures for pursuing mediation are set forth in Section 120.573, Fla. Stat., and Rules 28-106.111 and 28-106.401–.405, Fla. Admin. Code. The SFWMD is not proposing mediation for this agency action under Section 120.573, Fla. Stat., at this time.

RIGHT TO SEEK JUDICIAL REVIEW

Pursuant to Section 120.68, Fla. Stat., and in accordance with Florida Rule of Appellate Procedure 9.110, a party who is adversely affected by final SFWMD action may seek judicial review of the SFWMD's final decision by filing a notice of appeal with the Office of the District Clerk of the SFWMD in accordance with the filing instructions set forth herein within 30 days of rendition of the order to be reviewed, and by filing a copy of the notice with the clerk of the appropriate district court of appeal.

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REGULATION DIVISION

Project Name: W-331 LAKE GILLOOLY **EXPANSION**



4,500 9,000 Feet



Permit No: 48-00063-S

Application Number: 170221-2



South Florida Water Management District

