

MIAMI-DADE COUNTY  
DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS (DTPW)

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ADDENDUM NO. 3  
July 12, 2024

PROJECT: Culvert Replacement at SW132 Avenue and C-100 Canal  
Project No. 20230245

BID DUE DATE: July 24, 2024; 02:00 P.M.

FROM: Miami-Dade County DTPW  
Capital Improvements Division  
111 NW First Street, 14<sup>th</sup> Floor  
Miami, FL 33128  
305.375.2930

TO: Prospective Bidders and Interested Parties

This Addendum forms part of the project solicitation documents and will be incorporated into the Contract Documents, as applicable. Insofar as the Original Contract Documents, Drawings and Specifications are inconsistent, this Addendum shall govern. Please acknowledge receipt of this Addendum, at the time of bid submittal to Miami-Dade County, in the space provided on the "Acknowledgement of Addenda Form" provided with the project solicitation documents. Failure to acknowledge receipt of all addenda may be cause for disqualification.

CHANGES TO PROCUREMENT REQUIREMENTS:

- A. Change Bid Due Date from Wednesday, July 17, 2024, to Wednesday, July 24, 2024, time, and place remain unchanged.

CHANGES TO SPECIAL PROVISIONS:

- A. Appendix C: Titled, "Permits", add document from DEPARTMENT OF THE ARMY, U.S. Army Corps of Engineers, with Standard Terms and Conditions. (Attached).

**END OF ADDENDUM NO. 3**

Alejandro Martinez-Esteve, RA, LEED AP, ENV SP  
Chief, Program Management Office  
Department of Transportation and Public Works (DTPW)



AM-E:er

cc: Elva Rosa Reyes, DTPW  
Liza Herrera, P.E. DTPW  
Eric Perez, SBD

Katherine Fernandez, DTPW  
Francisco Gonzalez, DTPW  
Project File

Laurie Johnson, SBD  
Caesar Suarez, SBD  
Clerk of the Board



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, JACKSONVILLE DISTRICT  
701 SAN MARCO BOULEVARD  
JACKSONVILLE, FLORIDA 32207

Engineering Division

June 25, 2024

Mr. John P. Mitnik, P.E.  
Assistant Executive Director  
Operations, Engineering, and Construction  
South Florida Water Management District  
3301 Gun Club Road  
West Palm Beach, FL 33406

Dear Mr. Mitnik:

Reference South Florida Water Management District (SFWMD) letter dated October 19, 2022, requesting the U.S. Army Corps of Engineers (USACE) review a C-100 Culvert Crossing Replacement 132 Avenue, Section 408 Request 2022-0129. Applicant is proposing to remove the existing culvert and install 140 lineal feet of 17-foot diameter multi-plate 10-gauge pipe meeting AASHTO HL-93 loading with sand-cement bag headwalls.

USACE completed the requested technical review and approves the C-100 Culvert Crossing Replacement 132 Avenue, Section 408 Request 2022-0129, as referenced herein. The SFWMD is required to obtain an Individual Permit, General Permit, or the exemption, if applicable, to satisfy compliance under Section 404 of the Clean Water Act prior to the start of construction. Applicant must implement best management practices and comply with the requirements of the National Pollutant Discharge Elimination System (NPDES) as well as the West Indian manatee, eastern indigo snake, and Florida bonneted bat provisions during construction. All water quality certifications (Clean Water Act Section 401) must be obtained prior to the start of construction and all required water quality criteria be met throughout the duration of the project. Approval of these modifications to the Central and Southern Florida (C&SF) Project is in accordance with 33 U.S.C. 408. It also complies with the National Environmental Policy Act as the proposed modifications were previously analyzed in the *Section 408 Final Environmental Assessment (EA) and Finding of No Significant Impact (FONSI) – Miami-Dade County C-100 Canal Culvert Crossing Replacement at 132<sup>nd</sup> Avenue*, as cited by memo.

The SFWMD and the applicant shall comply with Engineering Circular 1165-2-220, dated September 10, 2018, Policy and Procedural Guidance for Processing Requests to Alter U.S. Army Corps of Engineers Civil Works Projects Pursuant to 33 U.S.C. 408, Appendix K, Standard Terms and Conditions (enclosed), and the time limit for completing the work which is 5 years from the date of this letter. The applicant is responsible for construction quality control for performance of the work and for ensuring these modifications do not interfere with the functioning of the C&SF Project. Documentation of the completed work

must be furnished to USACE after completion of the work for our records, per the Standard Terms and Conditions (enclosed).

Please note that this action does not constitute a Department of the Army Permit pursuant to Section 10 of the Rivers and Harbors Act of 1899.

If you have any questions regarding the information in this letter, please feel free to contact me or you may contact Josinell Serrano Canals at 904-232-1112 or by email to [josinell.m.serrano-canals@usace.army.mil](mailto:josinell.m.serrano-canals@usace.army.mil).

Sincerely,

A handwritten signature in cursive script that reads "Laureen Borocharer".

Laureen A. Borocharer, P.E.  
Chief, Engineering Division

Enclosure

cc:

Ms. Nimmy Jeyakumar, South Florida Water Management District, 3301 Gun Club Road,  
West Palm Beach, FL 33406 – electronic copy

Ms. Suzanne Halverson, South Florida Water Management District, 3301 Gun Club Road,  
West Palm Beach, FL 33406 – electronic copy

Ms. Marie Huber, U.S. Army Corps of Engineers, Programs & Project Management, 701  
San Marco Blvd, Jacksonville, FL 32207 – electronic copy

## **STANDARD TERMS AND CONDITIONS<sup>1</sup>**

### **LIMITS OF THE AUTHORIZATION**

1. This permission only authorizes you, the requester, to undertake the activity described herein under the authority provided in Section 14 of the Rivers and Harbors Act of 1899, as amended (33 U.S.C. 408). This permission does not obviate the need to obtain other federal, state, or local authorizations required by law. This permission does not grant any property rights or exclusive privileges, and you must have appropriate real estate instruments in place prior to construction and/or installation.
2. The time limit for completing the work authorized is as referenced in the main approval letter. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the permit date is reached.
3. Without prior written approval of the USACE, you must neither transfer nor assign this permission nor sublet the premises or any part thereof, nor grant any interest, privilege, or license whatsoever in connection with this permission. Failure to comply with this condition will constitute noncompliance for which the permission may be revoked immediately by USACE.
4. The requester understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration of the work herein authorized, or if, in the opinion of the Secretary of the Army or an authorized representative, said work will cause unreasonable conditions and/or obstruction of USACE project authorized design, the requester will be required upon due notice from the USACE, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim can be made against the United States on account of any such removal or alteration.

### **INDEMNIFICATION AND HOLD HARMLESS**

5. The United States will in no case be liable for:
  - a. any damage or injury to the structures or work authorized by this permission that may be caused or result from future operations undertaken by the United States, and no claim or right to compensation will accrue from any damage; or
  - b. damage claims associated with any future modification, suspension, or revocation of this permission.
6. The United States will not be responsible for damages or injuries which may arise from or be incident to the construction, maintenance, and use of the project requested by you, nor for damages to the property or injuries to your officers, agents, servants, or employees, or others who may be on your premises or project

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<sup>1</sup> EC 1165-2-220, Policy and Procedural Guidance for Processing Requests to Alter US Army Corps of Engineers Civil Works Projects Pursuant to 33 USC 408, Appendix K, 10 SEP 2018

work areas or the federal project(s) rights-of-way. By accepting this permission, you hereby agree to fully defend, **indemnify**, and **hold harmless** the United States and USACE from any and all such claims, subject to any limitations in law. Any damage to the water resources development project or other portions of any federal project(s) resulting from your activities must be repaired at your expense.

### **REEVALUATION OF PERMISSION**

7. The determination that the activity authorized by this permission would not impair the usefulness of the federal project and would not be injurious to the public interest was made in reliance on the information you provided.
8. This office, at its sole discretion, may reevaluate its decision to issue this permission at any time circumstances warrant, which may result in a determination that it is appropriate or necessary to modify or revoke this permission. Circumstances that could require a reevaluation include, but are not limited to, the following:
  - a. you fail to comply with the terms and conditions of this permission;
  - b. the information provided in support of your application for permission proves to have been inaccurate or incomplete; or
  - c. significant new information surfaces which this office did not consider in reaching the original decision that the activity would not impair the usefulness of the water resources development project and would not be injurious to the public interest.

### **CONDUCT OF WORK UNDER THIS PERMISSION**

9. You are responsible for implementing any requirements for mitigation, reasonable and prudent alternatives, or other conditions or requirements imposed as a result of environmental compliance.
10. Work/usage allowed under this permission must proceed in a manner that avoids interference with the inspection, operation, and maintenance of the federal project.
11. In the event of any deficiency in the design or construction of the requested activity, you are solely responsible for taking remedial action to correct the deficiency.
12. The right is reserved to the USACE to enter upon the premises at any time and for any purpose necessary or convenient in connection with government purposes, to make inspections, to operate and/or to make any other use of the lands as may be necessary in connection with government purposes, and you will have no claim for damages on account thereof against the United States or any officer, agent or employee thereof.
13. You must provide copies of pertinent design, construction, and/or usage submittals/documents. USACE may request that survey and photographic documentation of the alteration work and the impacted project area be provided before, during, and after construction and/or installation.
14. You may be required to perform an inspection of the federal project with the USACE, prior to your use of the structure, to document existing conditions.

15. USACE shall not be responsible for the technical sufficiency of the alteration design nor for the construction and/or installation work.
16. You must schedule a final inspection with the Jacksonville District within 60 days after completion of the work.
17. You must submit documentation of the completed work to USACE within 90 days after completion of the work showing the new work as it relates to identifiable features of the federal project. This documentation must include a certification that the work was completed in accordance with the approved plans and specifications, GPS readings for the limits of the work performed, electronic "as-built" drawings, and the date the work was started and completed.