



FLORIDA DEPARTMENT OF Environmental Protection

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Tallahassee, FL 32399

Ron DeSantis
Governor

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April 19, 2024

NOTICE TO APPLICANTS ADDENDUM NO. TWO (2)

Norriego Point - Recreation Enhancement DEP BID NO. BDC34-23/24

TO BIDDERS AND PLAN HOLDERS ON THE ABOVE REFERENCED PROJECT: PLEASE NOTE CONTENTS HEREIN AND INCLUDE, SIGNED, WITH YOUR BID SUBMISSION.

NOTICE

It will be required that this addendum be signed in acknowledgment of receipt and that it be included with your Bid when same is submitted to Laurinda Micheels, Contracts Specialist, Bureau of Design and Construction, 3800 Commonwealth Blvd., MS #520, Tallahassee, Florida, 32399-3000. Failure to do so may be grounds for rejection of the Bid.

Signature of Contractor and Date

The following statements supersede & supplement the corresponding items in the specifications & drawings:

- 1. Question:** Can Joe's Bayou boat ramp be used as a laydown and water access site?
Answer: The City has allowed such use of Joe's Bayou in the past with certain stipulations concerning time of year (outside of peak tourist season (Memorial Day Weekend through Labor Day Weekend)). If the Contractor, awarded the bid, desires use of Joe's Bayou for laydown and water access purposes they will need to submit a formal request and a plan for the intended use of Joe's Bayou such as area(s) for laydown and water access, hours of operation and duration.
- 2. Question:** Can we have an employee on site 24/7 during nesting time to ensure birds do not nest in work area?
Answer: All potential bidders are referred to the monitoring requirements as defined in FDEP Permit No. 0175572-003-JC (relevant excerpts are copied below).

Shorebird Protective Measures for Beach Placement of Material

- 11.** Nesting shorebird surveys should be conducted by trained, dedicated individuals (Bird Monitor) with proven shorebird identification skills and avian survey experience. A list of candidate Bird Monitors with their contact information, summary of qualifications including bird identification skills, and avian survey experience shall be provided to the Florida Fish and Wildlife Conservation Commission (FWC). This information will be electronically submitted to the FWC regional biologist, Dr. John Himes (John.Himes@MyFWC.com), prior to any construction or hiring for shorebird surveys for revision and consultation. Bird Monitors shall use the following survey protocols:
- a. Bird Monitors shall review and become familiar with the general information, employ the data collection protocol and implement data entry procedures outlined on the FWC's Florida Shorebird Database (FSD) website (www.FLShorebirdDatabase.org). An outline of data to be collected, including downloadable field data sheets, is available on the website.
 - b. The breeding season of state-listed shorebird species that may occur in the vicinity of this project site is collectively from February 15 – September 1. Breeding season surveys shall begin on the first day of the breeding season or 10 days prior to project commencement (including surveying activities and other pre-construction presence on the beach), whichever is later. Surveys shall be conducted through August 31st or until all breeding activity has concluded, whichever is later.
 - c. Breeding season surveys shall be conducted in all potential beach-nesting bird habitats within the project boundaries that may be impacted by construction or preconstruction activities. Portions of the project, in which there is no potential for project-related activity during the nesting season, may be excluded. One or more shorebird survey routes shall be established in the FSD website to cover these areas.
 - d. During the pre-construction and construction phases of the project, surveys for detecting breeding activity and the presence of flightless chicks shall be completed on a daily basis prior to movement of equipment, operation of vehicles, or other activities that could potentially disrupt breeding behavior or cause harm to the birds or their eggs or young.
 - e. Surveys shall be conducted by walking the length of the project area and visually surveying for the presence of shorebirds exhibiting breeding behavior, shorebird chicks, or shorebird juveniles as outlined in the FSD Breeding Bird Protocol for Shorebirds and Seabirds. Use of binoculars is required. If an all-terrain vehicle or other vehicle is needed to cover the project area, operators shall adhere to the FWC's Best Management Practices for Operating Vehicles on the Beach (<http://myfwc.com/conservation/you- conserve/wildlife/beach-driving/>). Specifically, the vehicle must be operated at a speed <6 mph and run at or below the high-tide line. The Bird Monitor will stop at no greater than 200-meter intervals to visually inspect for breeding activity.
 - f. Once breeding is confirmed by the presence of a scrape, eggs, or young, the Bird Monitor will electronically notify the FWC Regional Species Conservation Biologist, Dr. John Himes (John.Himes@MyFWC.com), within 24 hours. All

breeding activity shall be reported to the FSD website within one week of data collection.

These requirements are revised in FDEP Permit No. Permit Modification No. 0175572 011-JN.

- d. Fish & Wildlife Monitoring Qualifications: To ensure that individuals conducting monitoring of fish and wildlife resources have appropriate qualifications, the Permittee shall provide documentation demonstrating expertise/experience in surveying the types of resources that are present in the project. The Department and the Florida Fish and Wildlife Conservation Commission (FWC) will review this information for confirmation that the monitors are capable of meeting the requirements in Specific Conditions 11 through 15. This documentation shall include the following:

- Shorebird Protection: A list of Bird Monitors with their contact information, summary of qualifications including bird identification skills, and avian survey experience, proposed locations of shorebird survey routes, and the locations of travel routes.

In all other respects, the contract documents of which this is an Addendum, and attachments relative thereto, shall remain in full force and effect.