

**Question and Answer  
#2**

- 2. Part B, Special Provisions, Section 21, Invoicing and Payments, states that all Progress Payments will be subject to 10 percent retainer. Florida Statutes 255.078 states that a public entity may withhold from each progress payment made to the contractor an amount not exceeding 5 percent of the payment as retainage.**

**We are requesting this part of the Special Revisions [sic] be changed to reflect the current Florida Statute of 5 percent instead of 10 percent.**

**Answer:** Florida Statute 255.078 Subsection (1) states, “With regard to any contract for construction services, a public entity may withhold from each progress payment made to the contractor an amount not exceeding 5 percent of the payment as retainage.” Florida Statute 255.078 Subsection (6) states, “This section does not apply to any construction services purchased by a public entity if the total cost of the construction services purchased as identified in the contract is \$200,000 or less.” This RFQ is for the provision of Construction Services for future projects, the cost of which will be determined on an individual basis. Projects with total cost of \$200,000 or less will be subject to 10 percent retainer. Projects with total cost greater than \$200,000 will be subject to 5 percent retainer.