

1 **SECTION 109 - MEASUREMENT AND PAYMENT**

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3 Make the following amendment to said Section:

4
5 **(I) Amend Subsection 109.05 Allowances for Overhead and Profit** by
6 revising lines 101 to 110 to read as follows:

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8 **“(1) 20 percent of the direct cost for any work performed by the**
9 **Contractor’s own labor force.**

10
11 **“(2) 20 percent of the direct cost for any work performed by each**
12 **subcontractor’s own labor force.**

13
14 **“(3) For the Contractor or any subcontractor for work performed**
15 **by their respective subcontractor or tier subcontractor, 710 percent**
16 **of the amount due to the performing subcontractor or tier**
17 **subcontractor.”**

18
19 **(II) Amend 109.098(A) Monthly Payments** by adding the following after
20 line 411:

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22 **“(1) Retainage.** If the Engineer finds that the Contractor is
23 progressing satisfactorily in completing the project work and:

24
25 **a.** Less than 50% of the whole contract cost is complete,
26 the Engineer shall retain 5% of the value of the work done
27 until the Engineer makes final payment;

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29 **b.** More than 50% of the whole contract cost is
30 complete, the Engineer may make the remaining progress
31 payments in full.

32
33 **c.** After satisfactory completion of work other than
34 landscaping items, the Engineer may adjust the amount of
35 retainage to 15% of the landscaping items or 2½% of the
36 total contract amount whichever is less. Do not use this
37 subsection if the contract is only landscaping.”

38
39 **(III) Amend Subsection 109.08(B)(2) Payment for Material On Hand** by
40 revising lines 421 to 423 to read as follows:

41
42 **“(2) The materials shall be stored and handled in accordance**
43 **with Subsection 105.23105.14 - Storage and Handling of Materials**
44 **and Equipment.”**

45
46
47 **END OF SECTION 109**