

Agenda

Understanding Construction Contracts

R. Sherman

Examining contract terminology

- Parties, consideration, term, performance, substantial performance, breach, remedies, damages

Understanding types of construction contracts:

- Stipulated sum
- Cost plus fee
- Design build
- Construction management

Understanding roles and relationships of project participants:

- Owners, architects/engineers, construction managers, contractors, subs and suppliers

Contract negotiation and drafting

Exploring the law of construction contract interpretation

The Primary AIA Contract Documents

S. Forry,
D.K. Marker

A101-2017 Standard Form of Agreement Between Owner and Contractor (Stipulated Sum)

A102-2017 Standard Form of Agreement Between Owner and Contractor (Cost Plus Fee with GMP)

B101 - 2017 Standard Form of Agreement Between Owner and Architect

A133-2009 Standard Form of Agreement Between Owner and Construction Manager Where Construction Manager is also Constructor

A141 - 2014 Standard Form of Agreement Between Owner and Design Builder

A401 - 2017 Standard Form of Agreement Between Contractor and Subcontractor

C401 - 2017 Standard Form of Agreement Between Architect and Consultant

AIA A201: General Conditions

J. Beeler

Overview of new updates to AIA documents

General provisions

Project participants: owner, contractor, architect, engineer, subcontractors

Changes in the work

Time, payments and completion

Protection of persons and property, insurance and bonds

Defects in and correction of work

Miscellaneous provisions

Termination, suspension, claims and disputes

Supplemental or Alternate AIA Contract Documents

C. Pettit

A105-2017 Standard Form of Agreement Between Owner and Contractor for a Residential or Small Commercial Project

A107-2017 Standard Form of Agreement Between Owner and Contractor for a Project of Limited Scope

B105-2017 Standard Form of Agreement Between Owner and Architect for a Residential or Small Commercial Project

The "SP" series for Sustainable Projects

AIA contract documents for digital practice

AIA Contract Document Workshop

Worthington, OH - Wednesday, March 28, 2018



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Learning Objectives

You'll be able to:

- Review** the legal rights and duties of various construction entities including contractors, design firms and suppliers.
- Utilize** standard AIA documents for a variety of different scenarios including agreements between an owner and an architect as well as agreements between contractors and subcontractors.
- Understand** how to use the A201 General Conditions documents to specify insurance and bonding as well as other construction conditions.
- Use** AIA contract documents for sustainable projects.



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- Examine** the new 2017 updates to the AIA contract Documents
- Understand** the basics of construction contracting
- Understand** how to utilize the AIA A201 General Conditions documents
- Review** supplemental AIA contract documents and documents for alternative projects
- Discuss** contract provisions on termination, suspension, claims and disputes

Continuing Education Credits

- Professional Engineers**
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7.0 AIA HSW Learning Units
- Construction Contractors**
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Ryan Sherman *Porter Wright Morris & Arthur, LLP, Columbus*
Mr. Sherman is a partner in Porter Wright’s litigation department and co-chairs the firm’s construction practice group. He concentrates his practice on complex commercial disputes, with a particular focus on construction matters. Mr. Sherman regularly represents owners, contractors, subcontractors, suppliers, and architects/engineers in contract matters, disputes, and litigation. He has been recognized by Chambers USA as a “Leader in the Field” for general commercial litigation, which described him as “one of the next generation of leading Ohio litigators.” Mr. Sherman has also been recognized as a Super Lawyers Rising Star every year since 2009. He received a B.A. degree from The Ohio State University and a J.D. degree from The Ohio State University Michael E. Moritz College of Law. Mr. Sherman is a member of the American Bar Association’s, Forum on Construction Law, the Columbus Bar Association’s Construction Law Committee, and the Builders Exchange of Central Ohio.

Steven D. Forry *Ice Miller LLP, Columbus*
Mr. Forry is a partner in Ice Miller’s litigation practice group. He has represented owners, general contractors, and subcontractors in numerous state and federal courts. Those litigation matters involve all manner of disputes, including construction defects, contract disputes, professional negligence, and termination disputes. Mr. Forry also advises

Seminar Information

Holiday Inn Columbus/Worthington
7007 North High Street
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(614) 436-0700

Tuition
\$279 for individual registration
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construction clients regarding contract formation issues. He is a member of the 2014 Builders Exchange of Central Ohio’s Rising Leaders Program, and is a creator and moderator of the Builders Exchange’s BX-WIN course for recent-hires in the construction industry.

D. Kirk Marker *Ice Miller LLP, Columbus*
Mr. Marker is an associate in Ice Miller’s Litigation Group. In addition to his J.D. degree, he has a B.S. degree in Structural Engineering, and he is a certified construction documents technologist (CDT) and LEED accredited professional (LEED AP). Prior to law school, Mr. Marker worked for a regional construction company where he served in several positions, including project engineer, project manager, senior project manager, preconstruction manager, project executive, BIM technology manager, and civic/municipal division manager. He is experienced in managing multiple construction project types (including zoological, religious, educational, commercial, municipal, federal, and industrial) and multiple delivery methods (including design-bid-build, construction manager as advisor, construction manager at risk, and design-build).

Jack Beeler *Porter Wright Morris & Arthur LLP, Columbus*
Mr. Beeler maintains a general corporate practice with an emphasis on international business transactions, affordable housing, governmental economic development programs, and financing for emerging small businesses. His foreign clients are based in Asia and throughout Central and

Continuing Education Credit Information

This live lecture presentation is open to the public and offers 7.0 CPD hours/PDHs to professional engineers and 7.0 HSW continuing education hours to architects in all states, except Florida architects. Educators and courses are not subject to preapproval in Ohio.

This seminar is approved by the American Institute of Architects for 7.0 HSW Learning Units (Sponsor No. J885). Only full attendance can be reported to the AIA/CES.

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This seminar offers a non-credit continuing education opportunity to contractors. It has not been approved by any state contractor licensing entity for mandatory continuing education credit.

Attendance will be monitored, and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

South America. Mr. Beeler has served as counsel for more than 70 Japanese manufacturers, logistics companies, and related businesses that have established operations in Ohio, dealing with the corporate, real estate, tax, immigration, and financing issues that have confronted foreign investors in the United States. He also represents American companies that are engaged in business transactions overseas or in hiring foreign nationals. As counsel for domestic and international businesses, Mr. Beeler provides guidance on sales agent, distributor, customs, and related questions. He advises architectural and engineering firms with practices that are international in scope. Another primary focus of his practice is the representation of nonprofit developers, lenders, and investors in real estate projects, particularly low-income housing tax credit and new markets tax credit transactions.

Christopher R. Pettit *Lane Alton, Columbus*
Mr. Pettit is a partner with Lane Alton. He helps small and mid-sized businesses succeed through sound corporate planning and strategic advocacy. Over the past 18 years, he has negotiated and closed asset purchase transactions, non-competition and confidentiality agreements, and employment and other professional service contracts. Mr. Pettit has represented business owners and professionals in court or in arbitration in a variety of industries, including architecture and engineering, health care, insurance, securities and financial planning.

Additional Learning

February Webinar Series

National Electrical Code: A Solar Photovoltaic System Perspective

- **National Electrical Code for Building Professionals, Part I**
Wed., Feb. 21, 2018, 11:00 AM - 2:15 PM CST
- **National Electrical Code for Building Professionals, Part II**
Thurs., Feb. 22, 2018, 11:00 AM - 2:15 PM CST

NFPA 70E

- **NFPA 70E, Part I**
Thurs., Feb. 8, 2018, 11:00 AM - 3:30 PM CST
- **NFPA 70E, Part II**
Fri., Feb. 9, 2018, 11:00 AM - 3:30 PM CST

For more information visit:
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Registration

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