

Agenda

Examining contract terminology

A.J. Manion

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

Overview of AIA Contract Documents

Jean Terry,
Daniel Fuchs

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

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

A107-2007 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

C401 - 2017 Standard Form of Agreement Between Architect and Consultant

Review of Insurance and New Insurance Exhibit

Tony Fehrenbacher

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

A107-2007 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 A201: General Conditions

A.J. Manion,
Jean Terry,
Daniel Fuchs

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

Case Study: Reviewing Completed Contract Documents for a Sample Project

A.J. Manion,
Tony Fehrenbacher, and Daniel Fuchs

AIA Contract Document Workshop
Louisville, KY - Thursday, March 15, 2018

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Learning Objectives

You'll be able to:

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 document to specify insurance and bonding as well as other construction conditions.

Use AIA contract documents for sustainable construction projects.

Review completed contract documents for a sample project.



AIA Contract Document Workshop

Louisville, KY - Thursday, March 15, 2018



Examine construction contract terminology

Get an overview of new updates to AIA contract documents

Review agreements between owners, design professionals and contractors

Review AIA A201: General Conditions

Discuss a sample case study that includes completed AIA documents

Continuing Education Credits

Architects

7.0 HSW CEHs

7.0 AIA Learning Units

Professional Engineers

7.0 PDHs

Contractors

Non-Credit Continuing Ed.



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A.J. Manion *Co-founder of Manion Stigger, LLP, in Evansville, IN*
Mr. Manion is an attorney, a former construction project manager, and a licensed commercial contractor. He is co-founder of Manion Stigger, LLP, a law practice devoted to representing and advising construction professionals. His two decades’ experience includes prosecuting and defending nine-figure claims in a variety of construction contexts, drafting and negotiating hundreds of construction-related transactions, and working closely with clients to manage operational risk. Mr. Manion brings to each task the combined lessons of an engineering education, MBA education, project management background, experiences as a trial attorney (jury trials, court trials, arbitrations and extensive appellate practice), and work as law clerk in United States District Court. He represents general contractors, construction managers, design-builders and subcontractors throughout the United States.

Jean Terry *Associate at Manion Stigger, LLP, in Louisville, KY*
Ms. Terry is an associate practicing in the Louisville, Kentucky office. Prior to attending law school, she was employed as a civil engineer in Nashville, Tennessee. She contributed to the erosion prevention and sediment control chapter of the Tennessee Department of Transportation’s Drainage Manual, and implemented these measures on multiple construction sites. She also worked on several county bridge and state roadway projects throughout Tennessee. Ms. Terry is certified in the fundamentals of erosion prevention and sediment control by the Tennessee Department of Environment and Conservation. Her work as a

civil engineer, combined with her practice in construction law and civil litigation, have provided her with invaluable experience in the management and design aspects of large-scale construction, as well as the legal issues that affect these projects. She applies this experience in her current representation of a variety of construction professionals in all phases of project construction, from contract formation through litigation.

Daniel Fuchs *Associate at Manion Stigger, LLP, in Louisville, KY*
Mr. Fuchs has broad experience in construction. After graduating with a degree in Civil Engineering, he was employed by a general contractor in the Louisville, Kentucky, area where he touched nearly all facets of heavy civil construction, including project engineering, project management and estimating. Mr. Fuchs earned his law degree with the intent of continuing his service to the construction industry. He has developed a depth of knowledge covering many different kinds of construction projects, including industrial, highway, commercial, multi-family, healthcare, and utility construction. Mr. Fuchs’ experiences – both in the field and in his practice as a lawyer – provide him the unique ability to address legal issues on a project site with practical considerations of a contractor in mind. From contract negotiation and drafting to resolving disputes in mediation, arbitration or litigation, he has represented contractors, subcontractors, and owners in an array of matters, from contract negotiation and drafting to resolving disputes in mediation, arbitration or litigation after work in the field is done.

Tony Fehrenbacher *Partner at Manion Stigger, LLP, in Evansville, IN*
Mr. Fehrenbacher is an attorney with first-hand experience working in industrial construction settings. He uses his background in construction and over a decade of experience representing prime contractors, subcontractors and suppliers in arbitrations and jury and bench trials before state and federal courts. His experience includes prosecuting and defending multi-million dollar payment (lien, verified claims, owner personal liability, and bonds) and performance-related claims, and successfully challenging improprieties in public project bid processes. He has received formal OSHA training and certification which he implements in advising contractors concerning safety inspections and in formal proceedings before state OSHA entities. Mr. Fehrenbacher is also a certified construction insurance and risk specialist (CRIS) by the International Risk Management Institute, Inc. (IRMI). He understands the legal intricacies of insurance coverages available to construction contractors, including, but not limited to, form policies (including ISO GL and property coverage forms and endorsements) and insurer-specific builders risk policies and their respective applications in construction project contexts. He frequently represents construction contractors in complex liability insurance coverage disputes.

Seminar Information

Hilton Garden Inn Airport
2735 Crittenden Drive
Louisville, KY 40209
(502) 637-2424

Tuition
\$279 for individual registration
\$259 for three or more registrations.

Each registration includes a complimentary continental breakfast and printed seminar manual.

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- Call customer service at 715-835-5900

Cancellations: Cancel at least 48 hours before the start of the seminar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another seminar or the CD/manual package. You may also send another person to take your place.

Continuing Education Credit Information

This seminar is open to the public and offers 7.0 HSW continuing education hours to architects and 7.0 PDHs to professional engineers in all states, except Florida architects. Educators and courses are not subject to preapproval in Kentucky.

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

HalfMoon Education is deemed an approved architect continuing education sponsor in New York. HalfMoon Education is an approved continuing education sponsor for engineers in Florida, Indiana, Louisiana, Maryland, New Jersey (Approval No. 24GP00000700), New York (NYSED Sponsor No. 35), North Carolina, and North Dakota.

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

Additional Learning

February Webinar Series

- Building Operations and Efficiency**
- **Identifying Energy Efficiency Opportunities in Major Renovations**
Thurs., Feb. 1, 2018, 11:00 AM - 12:30 PM CST
 - **Integration of “Energy Modeling” in the Design of High Performance Buildings**
Thurs., Feb. 1, 2018, 1:00 - 2:30 PM CST
 - **High Efficiency Building Design Standards**
Fri., Feb. 2, 2018, 11:00 AM - 12:30 PM CST
 - **Commissioning and Operation of High Performance Buildings**
Fri., Feb. 2, 2018, 1:00 - 3:00 PM CST

For more information visit:
www.halfmoonseminars.org/webinars/

Can’t Attend? Order the CD/Manual Package:
An audio recording of this seminar is available for \$289 (including shipping). Allow five weeks from the seminar date for delivery. Please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Registration

AIA Contract Document Workshop
Louisville, KY - Thursday, March 15, 2018

How to Register	
Online: www.halfmoonseminars.org	Registrant Information Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip _____ Occupation: _____ Email: _____ Phone: _____
Phone: 715-835-5900	
Fax: 715-835-6066	
Mail: HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278	Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____ Name: _____ Occupation: _____ Email: _____ Phone: _____
Complete the entire form. Attach duplicates if necessary.	Email address is required for credit card receipt, program changes, and notification of upcoming seminars and products. Your email will not be sold or transferred.
() I need special accommodations. Please contact me.	

Tuition () I will be attending the live seminar. Single Registrant - \$279.00 . Three or more registrants from the same company registering at the same time - \$259.00 each. () I am not attending. Please send me the CD manual package for \$289.00 . (S&H included. Please allow five weeks from seminar date for delivery)
Checks: Make payable to HalfMoon Education Inc.
Credit Card: <i>Mastercard, Visa, American Express, or Discover</i> Credit Card Number: _____ Expiration DATE: _____ CVV2 Code: _____ Cardholder Name: _____ Billing Address: _____ City: _____ State: _____ Zip: _____ Signature: _____ Email: _____