

Agenda

Facilitating the Project with Effective Construction Contracting *P. Devine*

Understanding the legal rights/duties of project participants: owners, contractors, design services firms, subcontractors and suppliers
Understanding your project delivery system: design-bid-build, design-build, construction manager, construction manager-at-risk
Using standard or custom contract documents: AIA, ConsensusDocs, others
Understanding key contract concepts and terms: performance, breach, warranties, guarantees, indemnity, damages
Selecting dispute resolution mechanisms
Modifying contracts

Protecting the Project with Bonds and Insurance *J. Wilson*

Obtaining construction bonds
• Performance • Payment
• Alternatives to bonds
Obtaining insurance
• Commercial general liability insurance
• Builder's risk insurance
• Errors and omissions insurance
• Additional/alternative insurance
Claims and notice issues

Making Changes and Resolving Disputes during the Construction Process *C. Pettit*

Making changes to the contract and contracted work
• Types of changes: ordered and constructive changes
• The contract change clause
• Requirements for making changes
• Liability issues
Solving problems during the construction process
• Site conditions • Delays
• Disruption • Acceleration
• Accidents

Handling Ethical Issues in Construction, Part 1 *D. Holthus*

Avoiding ethical issues during the bidding process
• Gifts, favors and the appearance of impropriety
Your duties to your employer, the project owner, and other project participants
Adopting practices that minimize ethics issues

Handling Ethical Issues in Construction, Part 2 *D. Holthus*

The ethics of safety: fulfilling duties to employees and the public
Incorporating environmental ethics and sustainability into construction and development projects

Construction Law and Ethics

Columbus, OH - Wednesday, August 21, 2019



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Altoona, WI 54720-0278

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Learning Objectives

You'll be able to:

- Recognize** key contract concepts and terms in construction contracts.
- Learn** how to protect projects with construction bonds and insurance policies.
- Discuss** requirements for making changes to contracts and contracted work.
- Avoid** ethical issues that arise during the bidding process.
- Examine** the ethics of safety and how to fulfill duties to both employees and the public.



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- Understand** effective construction contracting
- Examine** how to protect projects with bonds and insurance
- Explore** making changes and resolving disputes during the construction process
- Identify** ethical issues in construction
- Discuss** environmental ethics and sustainability

Continuing Education Credits

- Professional Engineers**
7.0 PDHs, including
2.0 Ethics Hours
- Contractors**
Non-Credit Continuing Ed.
- Architects**
7.0 HSW Continuing Ed. Hours
7.0 AIA LU|HSW



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Faculty

Patrick A. Devine *Senior Counsel, Ice Miller LLP*
Mr. Devine is senior counsel and a construction attorney in the firm’s Litigation Group. His emphasis is public construction contracts, project delivery methods, competitive bidding issues, prevailing wage compliance, and DBE/MBE requirements. In addition, he litigates cases and administrative actions on behalf of contractors, subcontractors, and suppliers. Mr. Devine has authored numerous articles on construction and administrative law issues.

Josh Wilson *The Wilson Law Firm, LLC*
Mr. Wilson is a central Ohio native and has been practicing law since 2014. He began his practice in the offices of Route Law for which he is still Of Counsel. Mr. Wilson’s practice is focused primarily in the areas of construction law and ethics, real estate, and labor and employment law. He also has a general practice in which he handles various civil, domestic, and criminal matters. He is a graduate of The Ohio State University with a bachelor of arts degree in History. He studied law at Capital University Law School where he was a Marshall-Brennan Constitutional Law Fellow, was on the Dean’s List, was a Cali Award Winner, and was a member of Phi Alpha Delta, the Black Law Student’s Association, and the Women’s Law Student Association, and he was treasurer of the Capital Branch of the ACLU. Before becoming an attorney, Mr. Wilson worked for over 15 years in construction as both a carpenter and a contractor. In that time, Mr. Wilson worked for many of the biggest contractors in Ohio and the country. When running his own contracting business, Mr. Wilson’s company remodeled the original Ohio Governor’s Mansion which is now home to the Kappa Sigma Fraternity at The Ohio State University. He also has extensive experience in residential construction. Now practicing law, Mr. Wilson is a member

of the Construction Law and Ethics Forum for the American Bar Association, a member of the Construction Law and Ethics Committee for the Ohio Bar Association, and a member of the Builders Exchange of Central Ohio.

Christopher R. Pettit *Partner, Lane Alton*
Mr. Pettit 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.

Doug Holthus *Partner, Mazanec, Raskin & Ryder Co., LPA*
Mr. Holthus’ primary areas of focus are the defense of construction, governmental liability, and employment and general liability claims. He has tried, advocated and arbitrated nearly one hundred cases before civil juries, administrative licensing and other boards and arbitration panels throughout Ohio, as well as Illinois and California, in both state and federal courts. Among his other professional and civic positions, Mr. Holthus is past chair of the Columbus Bar Association’s Professionalism Committee and is a member of the Professional Liability Defense Federation.

Seminar Information

Crowne Plaza Columbus North - Worthington
6500 Doubletree Avenue
Columbus, OH 43229
(614) 885-1885

Tuition
\$289 for individual registration
\$269 for three or more registrants from the same company at the same time.
Included with your registration: Complimentary continental breakfast and printed seminar manual.

Receive a reduced tuition rate of \$101 by registering to be our on-site coordinator for the day. For availability and job description, please visit www.halfmoonseminars.org.

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 self-study 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 PDHs to professional engineers and 7.0 HSW continuing education hours to architects in all states. This course includes two hours of ethics for engineers. Educators and courses are not subject to preapproval in Ohio.

HalfMoon Education is an approved continuing education sponsor for engineers in Florida, Indiana (License No. CE21700059), Maryland, New Jersey (Approval No. 24GP00000700), North Carolina, and North Dakota. HalfMoon Education is deemed an approved continuing education sponsor for New York architects.

This seminar is approved by the American Institute of Architects for 7.0 LU|HSW (Sponsor No. J885). Only full attendance can be reported to the AIA/CES. Visit www.halfmoonseminars.org for complete AIA information under this course listing.

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

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

- Webinar Series**
- Industrial Stormwater**
- **Understanding the Federal Industrial Stormwater Program**
Thurs., June 27, 2019, 11:00 AM - 12:30 PM CDT
 - **Examining Stormwater Pollutants and the Development of Total Maximum Daily Loads (TMDLs)**
Thurs., June 27, 2019, 1:00 - 2:00 PM CDT
 - **Creating Stormwater Pollution Prevention Plans (SWPPPs)**
Fri., June 28, 2019, 11:00 AM - 12:00 PM CDT
 - **Implementing Best Management Practices (BMPs), Sampling and Reporting**
Fri., June 28, 2019, 12:30 - 2:00 PM CDT

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

Can’t Attend? Order the Manual and Audio from the Live Seminar as a Self-Study Package!
Audio recordings of this seminar are available for purchase starting at \$269. See registration panel for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Registration

Construction Law and Ethics
Columbus, OH - Wednesday, August 21, 2019

How to Register	Registrant Information Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip _____ Occupation: _____ Email: _____ Phone: _____ Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____ Name: _____ Occupation: _____ Email: _____ Phone: _____ 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.
Online: www.halfmoonseminars.org	
Phone: 715-835-5900	
Fax: 715-835-6066	Code:
Mail: HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278 Complete the entire form. Attach duplicates if necessary.	

Tuition
() **I will be attending the live seminar.** Single Registrant - **\$289.00**. Three or more registrants from the same company registering at the same time - **\$269.00** each.
() **I am not attending.** Please send me the self-study package:
☐ Downloadable MP3 Audio/PDF Manual for **\$269.00**.
☐ 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: *Mastercard, Visa, American Express, or Discover*

Credit Card Number: _____

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