Agenda

Construction Contracting in Traditional and Alternative Project Delivery Systems: Finding the Framework That’s Right for the Owner and the Project

James Dixon

Legal rights/duties of construction entities: contractors, design services firms, subcontractors and suppliers
Design-bid-build: entering into construction contracts and agreements in the traditional construction process
Design-build: contractor-led, designer-led, joint venture
Construction manager and construction manager-at-risk

Protecting the Owner and the Project: Insurance and Bonding Issues in Construction

Gabrielle Kelly

Types of construction bonds
- Performance
- Payment
- Alternatives to bonds

Types of 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

Phil Truax

Making changes to the contract and contracted work
- The contract change clause
- Types of changes: ordered and constructive changes
- Requirements for making changes
- Liability issues

Solving problems during the construction process
- Site conditions
- Delays
- Disruption
- Acceleration
- Accidents

Ensuring Environmental Compliance during the Construction Process

Meagan Moore

Stormwater management
Erosion and sedimentation control
Water quality preservation
Air quality preservation

Improving the Project Outcome with Accurate and Effective Construction Contracting

J. Norman Stark

Understanding contract terminology
Forming contracts
Understanding contract obligations
The law governing construction contracts:
the Uniform Commercial Code (UCC) and applicable state laws
Subcontract formation and administration

Learning Objectives

You’ll be able to:

Compare construction project delivery systems such as design-bid-build, design-build and CM-at-risk.

Understand how and when to use construction bonding and review different types of construction insurance.

Adopt practices that reduce environmental issues in the construction process.

Use construction contracts to improve project outcomes.

Handle changes and disputes that arise during the construction process.

Construction Law

Middleburg Heights, OH - Wednesday, January 31, 2018

Find the construction project delivery system that’s right for the project

Understand insurance and bonding issues in construction

Utilize construction contracts to improve project outcomes

Make changes to contracted work

Solve problems during the construction process

Comply with water quality and air quality regulations

Continuing Education Credits

Architects
6.5 HSW Continuing Ed. Hours
6.3 AIA HSW Learning Units

Professional Engineers
6.5 PDHs

Construction Contractors
Non-Credit Continuing Ed.
Faculty

James Dixon  |  Brouse McDowell, LPA, Cleveland, OH
Mr. Dixon is a partner of the law firm of Brouse McDowell, where he is a co-chair of the firm’s Real Estate & Construction practice group. Since 1997, Mr. Dixon has represented lenders, land owners, and property owners, contractors, subcontractors, suppliers, sureties, and design professionals. His work involves contract preparation and negotiation, contract administration, and dispute resolution. Mr. Dixon is a member of the Construction Industry Forum of the American Bar Association and the American Arbitration Association’s Panel of Neutrals. He is admitted to practice in California and Ohio state courts and United States District Courts in Ohio and California. Mr. Dixon earned a B.A. degree from Denison University and a J.D. degree from the Case Western Reserve University School of Law, where he served as editor-in-chief of the law review.

Gabrielle Kelly  |  Partner with the Insurance Recovery and Litigation Practice Groups of Brouse McDowell, LPA
Working primarily in the area of insurance coverage, Ms. Kelly handles numerous insurance coverage disputes, including bad faith, environmental, property, director and officer liability, and commercial crime insurance disputes. She has an A.B. degree from Denison University and a J.D. degree from Case Western Reserve University and has tried numerous insurance coverage cases in state and federal courts, as well as in private arbitrations. Ms. Kelly has been recognized in 2014 through 2017 as an Ohio Super Lawyers Rising Star.

Mark Truax  |  Partner with Brouse McDowell, LPA
Mr. Truax has developed a broad knowledge of environmental laws and regulations and advises clients on ways to avoid or eliminate environmental issues that could prevent them from reaching their corporate growth goals. As a partner at Brouse McDowell, he provides regulatory compliance support to the firm’s industrial and municipal clients in matters relating to water, air, solid waste, and hazardous waste, and when compliance issues escalate he has successfully negotiated with state and federal agencies to resolve enforcement matters to her clients’ benefit. Ms. Moore also has experience in assisting clients in reducing the potential environmental liabilities at issue, and then works to draft and negotiate contract language to minimize environmental risks. She also has experience in securing environmental liability insurance. In real estate matters, Ms. Moore has worked with clients to secure the purchase of Title I properties and has been actively involved in moving many such sites through Ohio’s Voluntary Action Program.

Seminar Information

Crowne Plaza Cleveland Airport
7230 Engle Road
Middleburg Heights, OH 44130
(440) 263-0620
Registration
8:00 - 8:30 am
Morning Session
8:30 - 11:45 am
Lunch (On your own)
11:45 am - 12:45 pm
Afternoon Session
12:45 - 4:30 pm
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
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Complete the entire form. Attach duplicates if necessary.

Continuing Education Credit Information
This live lecture presentation is open to the public and offers 6.5 HSW continuing education hours to architects and 6.5 PDHs to professional engineers in Ohio. Educators and courses are not subject to preapproval in Ohio.

This seminar is approved by the American Institute of Architects for 6.5 HSW Learning Units (Opportunity No. J880). Only full attendance can be reported to the AIA/CES.

Architects and engineers seeking continuing education credit in other states will be able to apply the hours earned at this seminar, in most cases. Refer to specific state rules to determine eligibility.

This seminar offers a non-certification 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 individuals who complete the entire event. Attendance certificates are not available at the seminar will be mailed to participants within fifteen business days.

Additional Learning

Webinar Series
Construction Cost Estimating
Introduction to Cost Estimating
Thursday, Dec. 7, 2017, 11:00 AM - 12:30 PM CST
Cost Components - A Closer Look at the Estimates
Thursday, Dec. 7, 2017, 1:00 PM - 3:00 PM CST
Cost Estimate Organization
Thursday, Dec. 7, 2017, 1:00 AM - 3:00 PM CST
Cost Estimating Topics
Friday, Dec. 8, 2017, 11:00 AM - 1:00 PM CST
International Energy Conservation Code, Part I
Thursday, Dec. 21, 2017, 8:00 AM - 11:00 AM CST
International Energy Conservation Code, Part II
Thursday, Dec. 21, 2017, 12:00 PM - 3:00 PM CST

International Energy Conservation Code
• International Energy Conservation Code, Part I
• International Energy Conservation Code, Part II

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

Can’t Attend? Order the CD/Manual Package:
A full recording of this seminar is available for $289, which includes shipping and handling. This learning medium does not qualify for the continuing education credit for Ohio architects or engineers. Please allow five weeks from the seminar date for delivery.

Registration
Middleburg Law
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All registrants from the same company registering at the same time - 3 or more:
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Three or more registrations - (   ) $259.00

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