Agenda

Construction Contract Workshop
Princeton, NJ - Wednesday, May 20, 2020

Understanding Construction Contract Essentials
G. Strong
Examining contract terminology: parties, consideration, term, performance, substantial performance, breach, remedies, damages
Studying roles and relationships of project participants:
owners, architects/engineers, construction managers, contractors, sub and suppliers
Understanding the project delivery system: traditional design-bid-build, design-build, construction manager at risk, multiple prime contractor, owner control
Understanding types of construction contracts: lump sum, cost plus, time and materials, unit pricing
Exploring the law of construction contract interpretation

Reviewing Bidding Documents
J. Haftek, Jr.
Invitation
Bid form
Instructions
Bid bond
Information
Addenda

Reviewing Project Documents
B. Richards
Use of standard forms or custom documents
Agreement
Performance bond
Payment bond
Contract conditions (general and supplementary)
Specifications (Format, CSI 1995 and 2004)
Shop drawings
Contract modifications (change orders, directives, etc.)

Understanding Issues in Construction Administration
W. Jackowski
Insurance and indemnity issues
Chain of command issues
Subcontracts
Changes and change orders
Payments
Substantial and final completion
Breach and pitfalls

Examining Legal Issues and Contract Disputes
S. Nudelman
Changed conditions
Project documentation
Delays, acceleration
Handling payment claims and final payments
Resolving disputes through mediation, arbitration, litigation
Understanding contractual and statutory warranties

Handling Ethical Issues in Construction Contracting
S. Nudelman
Promoting impartial, merit-based award of construction contracts
Ensuring honesty, integrity, fair-dealing and quality assurance
Creating a system of internal practices promoting contract compliance and ethical practices

Learning Objectives

You'll be able to:
Understand contract terminology.
Describe the roles and responsibilities of project participants.
Distinguish between different types of construction contracts, such as lump sum, cost plus, time and materials and unit pricing.
Handle construction contract administration issues, including insurance, subcontracts, changes, bonds, liens and payment matters.
Prevent ethical pitfalls common to construction projects by promoting impartial, merit-based awareness of construction contracts.

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Faculty
Gary Strong Partner, Seiger Gillette, LLP
Mr. Strong focuses his practice in the areas of construction litigation and professional malpractice defense including representation of design professionals, insurance brokers, real estate agents, lawyers, and accountants in the state and federal courts of New Jersey and New York. He has represented a variety of clients in the construction arena, including project owners, developers, design professionals, general and prime contractors, and specialty trade contractors, in all phases of construction and commercial litigation. Mr. Strong regularly counsels clients during pre-construction and construction phases on issues including contract negotiations, risk management, and dispute resolution. His representation extends to both public and private projects, and addresses payment claims, delay, acceleration, design issues, lien law, bond claims, surety issues, defective work, and wrongful termination.

Joseph R. Haftek, Jr. Partner, Schoen, Price, Smith, & King, LLP
Mr. Haftek has represented developers, general contractors, subcontractors, suppliers, construction professionals, design professionals and businesses in both state and federal courts. He has experience in handling all aspects of litigation, including prosecution and defense of bid protests, attorney fees and construction lien claims; negotiating, drafting and reviewing contracts; collection services; public and school bid protest and contract law issues; and providing general legal advice and guidance for each phase of the construction process. Mr. Haftek is co-chair of the Firm’s Construction Law Practice Group, where he heads the Bid Protest Team, and he is a member of the School Law Practice Group. His knowledge and experience have also been recognized with opportunities as a lecturer to both lawyers and construction industry professionals on topics ranging from construction contracts to public bidding and bid protests.

Barret L. Richards, CCC, CEP, PSP Managing Consultant with GREYHAWK
Mr. Richards, CCC, CEP, PSP, is a managing consultant with GREYHAWK, located in Melville. He has over 15 years of experience in project management oversight, pre-construction and construction cost estimating, project planning and scheduling, and claims and litigation support. He currently serves on the NYC Bar Construction Law Committee and is a member of the ABA’s Forum on Construction Law. He has presented on several construction-related topics to a variety of audiences. Mr. Richards has a B.S. degree in construction management from Brigham Young University in Provo, Utah and earned an M.B.A. degree from Hofstra University.

Wojciech ‘Voytek’ Jackowski Principal, Gilrf Kurnow P.A.
Mr. Jackowski’s practice focuses on commercial and corporate dispute resolution with an emphasis on achieving rational business solutions or cost-effective judicial resolutions of such disputes. In addition to appearing in federal and state courts and before arbitration panels and administrative panels domestically, Mr. Jackowski has experience in international aspects of litigation. He has represented entities and individuals in cases involving trade and contract disputes, property loss claims, bankruptcy proceedings, construction issues, commodities and derivatives matters, white-collar crime, personal injury, and claims raising questions under federal labor law. He also advises clients on international facets of litigation and dispute resolution, as well as criminal and civil facets of various international income reporting obligations. Mr. Jackowski has extensive experience with disputes involving real estate, construction contracts, design and performance defects, errors and omissions/professional malpractice, code violations, delay and disruption, liens, bonds, public contracting and violations under the New Jersey Consumer Fraud Act. Mr. Nudelman also maintains an active transactional practice, drafting, reviewing and negotiating construction contracts for his clients with an emphasis on efficiency and practical results.

Seminar Information
Hyatt Regency Princeton
102 Carnegie Center
Princeton, NJ 08540
(609) 987-1234

Tuition
$299 for individual registration
$279 for three or more registrants from the same company at the same time.

Included with your registration: Complimentary continental breakfast and printed seminar manual

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This seminar is open to the public and offers 7.0 continuing education hours to architects and 7.0 CPEs, including 1.0 ethics hour, to professional engineers licensed in New Jersey.

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Additional Learning
Webinar Series
Forensic Engineering
Overview of the Role of Forensic Engineering
Thursday, April 23, 2020, 1:00 - 5:00 PM CDT
Forensic Engineering Process
Forensic Engineering Report
Thursday, April 30, 2020, 1:00 - 5:00 PM CDT
Costs of Structural Failures
Friday, April 17, 2020, 1:00 - 3:00 PM CDT
Forensic Examination of Structures and Use in Litigation
Friday, April 17, 2020, 1:00 - 3:00 PM CDT
For more information and other online learning opportunities visit: www.halfmoonseminars.org/webinars/

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Registration
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How to Register
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Additional Registrant:
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Tuition
I will be attending the live seminar. Single Registrant — $299.00. Three or more registrants from the same company registering at the same time — $279.00 each.
I am not attending. Please send me the self-study package.

USB/Manual Package for $299.00.
CD/Manual Package for $299.00 (S&H included. Please allow five weeks from seminar date for delivery)

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