

Contracts

Successful construction projects begin with contracts that clearly define the rights and responsibilities of the participants. We help our clients achieve these goals by preparing or reviewing custom or industry form contracts, including those published by the American Institute of Architects, Engineers Joint Contract Documents Committee, Associated General Contractors of America and Design-Build Institute of America.

We commonly deal with contract provisions pertaining to important issues such as:

- Scope of work
- Payment process and compliance with prompt payment statutes
- Fixed price, cost-plus, and GMP agreements
- Design-build agreements
- Insurance and bond requirements
- Indemnity clauses and compliance with anti-indemnity statutes
- Ownership and copyright of design documents
- Scheduling concerns
- Liquidated damages
- Consequential damages
- Safety
- Insurability of provisions under professional liability policies
- Termination for convenience or cause
- Dispute resolution (nonbinding mediation, dispute review boards, project neutrals, arbitration or litigation)
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