

**CONSTRUCTION MANAGEMENT  
AGREEMENT**

**THIS AGREEMENT** (hereinafter **Agreement**) is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, by and between \_\_\_\_\_, located at \_\_\_\_\_ (hereinafter "**Developer**"), and \_\_\_\_\_, located at \_\_\_\_\_ (hereinafter **A Consultant**).

**RECITALS**

WHEREAS, Consultant has special expertise in the management of real estate construction;

WHEREAS, Developer owns a certain property located at \_\_\_\_\_ (hereinafter the "**Property**"), and desires to \_\_\_\_\_ (e.g. build an additional building on the Property);

WHEREAS, the parties agree that Developer requires Consultant's services in the supervision and management of the construction \_\_\_\_\_ (e.g. of the new building);

WHEREAS, the parties desire to reduce their agreement to writing,

THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the parties stipulate and agree as follows:

**AGREEMENT**

1. **Construction Project.** It is anticipated that Developer will be embarking upon the new construction of \_\_\_\_\_, located at \_\_\_\_\_. If the Developer proceeds with the construction of the Property, Consultant shall be retained to supervise the building process.

2. **Consultant Services.** The Consultant shall serve as construction manager and shall perform construction management services to execute the management of the entire Work described in the Building Plans and all related Construction Documents. Moreover, Consultant shall assist in the design and hiring of a contractor for the actual construction.

3. **Consultant Fee.** The Developer shall pay Consultant in cash or equivalent funds for the performance of this Agreement the Contract Sum of \_\_\_\_\_ Percent (\_\_\_\_%) of the final design and construction costs. Consultant shall also be reimbursed for and any direct and reasonable expenses incurred by Consultant. Approximate construction and design costs are expected to be \$\_\_\_\_\_.

4. **Payment of Consultant Fee.** Developer agrees to pay Consultant in monthly progress payments under the method of >percentage completion< based on Consultant's total fee, in comparison to the portion for the Property that has been completed. Payments shall be made by the \_\_\_\_ day of the following month services are rendered. Payments shall begin the first month after a construction contract has been awarded. Payment to Consultant shall be in cash or its equivalent. Any late payments shall bear interest at the rate of \_\_\_\_\_ percent (\_\_\_\_%) per annum.

5. **Consultant Role.** Consultant acknowledges that the Developer does not direct the day-to-day tasks of Consultant. Consultant is an independent contractor that can work at his own pace to complete projects and is liable for its own negligent actions, taxes and insurance. Consultant cannot bind Developer unless directed to do so in writing and is not an Agent of Developer.

6. **Term and Termination of Agreement.** This Agreement shall be binding until the Property is developed according to the current plans so long as there are no outstanding issues between Consultant and Developer that have been submitted in writing to the other party. Either party may terminate this Agreement at any time for any reason, however, Consultant shall be paid an amount according to the percentage of completion. It is recognized that as of the date of this Agreement, Consultant has already completed significant work and services related to the Property, and therefore it is agreed that \_\_\_\_\_ percent (\_\_\_\_%) has been completed under the >percentage completion< formula, [optional when applicable]

7. **Miscellaneous**

A. **Entire Agreement.** This Agreement embodies the entire agreement between the parties and cannot be varied except by the written agreement of the parties.

B. **Successors and Assigns.** All of the terms and conditions of this Agreement are hereby made binding on the successors and permitted assigns of both parties hereto.

C. **Governing Law.** This Agreement shall be governed by and construed in accordance with the Laws of the State of \_\_\_\_\_. Both parties agree that proper venue is \_\_\_\_\_ County, State of \_\_\_\_\_.

D. **Attorneys' Fees.** In the event that legal or collection action is brought to enforce the terms of this Agreement or collect monies due hereunder, the defaulting party shall be required to pay collection costs up to fifty percent of the amount due and owing, costs of court and reasonable attorney fees.

# Construction Supervision Contract Template

**M Tight**



## **Construction Supervision Contract Template:**

**Construction Superintendents** Len Holm, John Schaufelberger, 2019-10-16 Construction Superintendents Essential Skills for the Next Generation is the first college level textbook designed to prepare you to take on a site supervisor role on a complex jobsite The book covers the responsibilities of superintendents in relation to the jobsite project management team the project owners designers and municipal services The book outlines the development of the superintendent and his or her role and responsibilities in twenty first century construction projects Using examples and case studies of cutting edge jobsite practices from the use of computer applications to leadership and capital development this book lays out all the functions of a modern site superintendent in an easy to understand format The book includes coverage of the full spectrum of tasks and skills required from the pre construction phase through start up operation and close out plus advanced topics for those serious about leading the field real world case studies forms and documentation stored on a companion website chapter summaries review questions and exercises to aid both teaching and learning This book fills in the long standing need for an academic textbook designed as an applied instructional resource suitable for university and college students enrolled in construction management and construction engineering programmes

**Rigorous Methods for Software Construction and Analysis** Jean-Raymond Abrial, Uwe Glässer, 2010-01-10 This Festschrift volume published in honor of Egon B rger contains 14 papers from a Dagstuhl Seminar that cover a wide range of applied research spanning from theoretical and methodological foundations to practical applications

**Proceedings of The 20th Pacific Basin Nuclear Conference** Hong Jiang, 2017-01-10 This is the first in a series of three proceedings of the 20th Pacific Basin Nuclear Conference PBNC This volume covers the topics of Safety and Security Public Acceptance and Nuclear Education as well as Economics and Reducing Cost As one in the most important and influential conference series of nuclear science and technology the 20th PBNC was held in Beijing and the theme of this meeting was Nuclear Powering the Development of the Pacific Basin and the World It brought together outstanding nuclear scientist and technical experts senior industry executives senior government officials and international energy organization leaders from all across the world The book is not only a good summary of the new developments in the field but also a useful guideline for the researchers engineers and graduate students

**Building and Engineering News** ,1926 **Engineering & Contract Record** ,1953 **Contract Record** ,1953 *Engineering and Contracting* Halbert Powers Gillette, 1915 **Engineering Record, Building Record and Sanitary Engineer** Henry Coddington Meyer, Charles Frederick Wingate, 1895 ROV 86, Remotely Operated Vehicles ,1986 **International Encyclopedia of Comparative Law: Contracts in general** ,1973 **The Oil and Gas Journal** ,1980 *The American Architect* ,1919 Supreme Court Appellate Divison Third Department , **American Architect and the Architectural Review** ,1919 **Engineering Surveys: Elementary and Applied** Harry Rubey, 1958 The Pacific Reporter ,1927 Standard Specifications for Construction on Primary, Farm to Market and Secondary Roads and Maintenance Work on

the Primary Road System Iowa. Highway Commission,1964

**Illustrated Dictionary of Building Design and**

**Construction** Ernest Burden,2005 With a straightforward A Z organization and more photos drawings and diagrams than any other illustrated dictionary this dictionary will be a mainstay on the shelves of anyone involved in the building industry The wide range of topics makes it the only single volume reference to cover all aspects of design construction and related business terminology A sampling of the categories includes Project Management Construction Process and Management Design Build Eco Design and Green Building Marketing and Presentation No other illustrated construction dictionary covers design the coordination between the entire design and project delivery process and the business aspects of the building industry **Western Construction News** ,1937 **Revised Ordinances of the City of Sterling, Illinois** Sterling (Ill.),1927

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