



Mark Evans, P.E.

Partner & Construction Practice Group Chair



Mark Evans is the chair of Bricker & Eckler's Construction Law Group and represents owners on a variety of construction matters, including drafting contract documents, defective and/or non-conforming workmanship claims, delay claims and bid disputes. As a former project engineer for the City of Columbus' Construction and Inspection Division, he scheduled and supervised inspectors for various construction projects and managed a \$20 million infrastructure installation of sanitary sewers, water lines, roads and bridges. As a structural engineer, Mark performed preliminary layout and estimation of new and existing bulk material handling facilities; designed and engineered structures, including transfer towers, trusses, tunnels and foundations; and inspected existing structures for structural integrity. As a soils and concrete testing technician, he performed pavement coring for testing and conducted field concrete tests and site soil investigations.

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INDUSTRIES & PRACTICES

Public Sector
Construction

*Mark Evans is
"detail-oriented and
responsive."*

*Bricker client as quoted in
Chambers USA, 2012*

Bar Admissions & Activities

- Member, Cincinnati Bar Association

Education

- Capital University Law School (J.D., 2001)
- The Ohio State University College of Engineering (B.S. in civil engineering, 1995); member, Chi Epsilon, the National Civil Engineering Honor Society
- Bowling Green State University (studied architectural design, 1988-1990)
- Trial Advocacy Training, Judge Ralph Adam Fine
- National Institute for Trial Advocacy Training (NITA) Deposition Training

Awards & Recognition

- Listed, *Best Lawyers in America* (Construction Law), 2015–2023
- Recognized, *ChambersUSA*, Construction Law with a Band 4 ranking, 2012–2014
- Rising Star, *Ohio Super Lawyers*, 2010
- Ranked, AV Preeminent, Martindale-Hubbell

Presentations & Published Works

- Presenter, "2019 Infrastructure Funding: How to get it and spend it wisely," CLE event for public entities, May 2019



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Professional & Community Activities

- Graduate, SEBC Leadership 21, West Chester Chamber Alliance Leadership Development Program, 2010
- Former Chairman, Board of Directors, Kentucky Newport Aquarium/WAVE Foundation
- Registered Professional Engineer

Experience

Favorable verdict on behalf of a public client

On behalf of an Ohio municipality, obtained a favorable verdict in a construction-related litigation suit that had a value of over \$2.5 million. The city is also entitled to recover its attorney fees.

Design-build infrastructure project

Assisted in the completion of the first design-build infrastructure project performed by our client under the relatively new construction reform law in Ohio. The legal work required numerous meetings with dozens of client representatives who had disparate views and agendas, coordinating the city charter and ordinances with the applicable Ohio statutes, crafting custom documents in concert with the client, participating in the two-step RFQ/RFP process for selecting the design-builder, and guiding the client in resisting attempts by the design-builder to modify its obligations under the contract. The project was completed ahead of schedule and cost approximately \$3.6 million less than the original cost estimate for the project using traditional procurement.

Water and wastewater bids

Prepared numerous water and wastewater bid package and contract documents.

County and city template contracts

Create template architect agreements, engineer agreements, bidding documents and owner-contractor agreements for public entities including cities and counties.

Wastewater treatment entities

Provided outside legal consulting services and prepared wastewater bid packages and contract documents for Ohio's three largest wastewater treatment providers.



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County procurement manual

Created a manual comparing and contrasting available construction delivery models and providing guidance on statutory bidding and procurement requirements for counties.