

State of New Jersey  
Department of Treasury  
Integrity Monitor Report  
Middlesex County Utility Authority - Pumping Stations Contract # T-2939; EQ2014-004-P2&P3  
For Quarter Ending: 06/30/2020

The reporting period for this report is April 1, 2020 through June 30, 2020

Under Section A-60, this report must be submitted by Integrity Monitors on the first business day of each calendar quarter to the State Treasurer and will contain detailed information on the projects/contracts/programs funded by the Disaster Relief Appropriations Act.

No.	Recipient Data Elements	Response	Comments
<b>A. General Info</b>			
1.	Recipient of funding	Middlesex County Utility Authority (MCUA)	
2.	Federal Funding Agency? (e.g. HUD, FEMA)	FEMA	
3.	State Funding (if applicable)	Not Applicable	
4.	Award Type	Grant	
5.	Award Amount	Awarded Contractors and Award Amounts for Permanent Restoration and Mitigation work on Sayreville and Edison Pumping Stations are as follows: Sayreville Pump Station (SPS) award: \$67,398,000 to Northeast Remsco Construction Inc. Change Orders through Invoice #38 = \$5,844,484.78 Edison Pump Station (EPS) award: \$26,871,000 to Walsh Construction Co. II Change Orders through Invoice #43 = \$1,300,816.68	
6.	Contract/Program Person/Title	Permanent Restoration and Mitigation work on Sayreville and Edison Pumping Stations Program Person: Joseph Cryan, Executive Director MCUA	
7.	Brief Description, Purpose and Rationale of Project/Program	During the ongoing incident period of Post Superstorm Sandy, beginning on January 26, 2012, the Middlesex County Utilities Authority (MCUA) suffered substantial damage to its Sayreville Pump Station and Edison Pump Station. These damages prompted the sub-grantee to immediately secure emergency contracts to prevent further damage to the existing infrastructure and prevent raw sewage from being discharged into the waterways. In addition, future contracts were to be awarded for permanent restoration and flood mitigation work at the two pump stations.  On March 27, 2013, the Integrity Oversight Monitor Act ("the Act") was enacted for the purpose of authorizing the deployment of Integrity Oversight Monitors for recovery and rebuilding contracts resulting from Superstorm Sandy and subsequent major storms in New Jersey. The Act authorizes the State Treasurer to require integrity oversight monitor services on any State or non-State, federally funded, recovery and rebuilding contract of \$5 million or more.  KPMG LLP ("KPMG") was engaged by the Department of Treasury ("DOT") to serve as the Integrity Oversight Monitor ("IM") for MCUA, given that contracts for both the Sayreville Pump Station and Edison Pump Station projects exceed the \$5 million threshold required by the Act.  On June 24, 2016, MCUA received authorization to award Contract 14-3-2(EPS) titled Flood Mitigation, Restoration and Upgrade of the Edison Pump Station in the amount of \$26,871,000 to Walsh Construction Company II, LLC.  On March 1, 2016 MCUA received authorization to award Contract 14-1-4 (SPS) (REBID) titled Flood Mitigation and Permanent Restoration of Sayreville Pump Station in the amount of \$67,398,000 to Northeast Remsco Construction Inc. This contract was re-bid due to bid protests concerning completeness of apparent low-bidder PKF-Mark III's original bid. At that time the bid submitted by PKF-Mark III was \$66,410,010.	
8.	Contract/Program Location	Middlesex County Utility Authority 2571 Main Street Sayreville, NJ 08872	
9.	Amount Expended to Date	Permanent Restoration and Mitigation work on Sayreville Pump Station: \$65,298,361.47 Permanent Restoration and Mitigation work on Edison Pump Station: \$28,171,816.68	
10.	Amount Provided to other State or Local Entities	Not Applicable	
11.	Completion Status of Contract or Program	Emergency Work for Sayreville Pumping Station- 100% Complete. Sayreville Pumping Station Permanent Restoration and Mitigation - 89% Edison Pumping Stations Permanent Restoration and Mitigation - 100% * Completion status is based on the amount paid to date.	
12.	Expected Contract End Date/Time Period	Sayreville and Edison Pumping Stations Permanent Restoration and Mitigation - November 2016 - July 2020	

State of New Jersey  
 Department of Treasury  
 Integrity Monitor Report  
 Middlesex County Utility Authority - Pumping Stations Contract # T-2939; EQ2014-004-P2&P3  
 For Quarter Ending: 06/30/2020

The reporting period for this report is April 1, 2020 through June 30, 2020

Under Section A-60, this report must be submitted by Integrity Monitors on the first business day of each calendar quarter to the State Treasurer and will contain detailed information on the projects/contracts/programs funded by the Disaster Relief Appropriations Act.

No.	Recipient Data Elements	Response	Comments
<b>B. Monitoring Activities</b>			
13.	If FEMA funded, brief description of the status of the project worksheet and its support.	<p>Funding for the approved Hazard Mitigation Proposals (HMP) was obligated under the respective FEMA PWs for Sayreville and Edison Pump Station.</p> <ul style="list-style-type: none"> <li>- For Sayreville Pump Station PW 5061, the HMP represents \$61,659,218.32 of the project worksheet's total value of \$73,877,840.25.</li> <li>- For Edison Pump Station PW 5075, the HMP represents \$11,799,830.00 of the project worksheet's total value of \$15,760,971.59. Pursuant to the approved project worksheet, this HMP includes the construction of a floodwall surrounding the Edison Pump Station, the construction of an isolation vault with a bypass pumping system, and the construction of a riser ring to elevate the Northwest Access Shaft &amp; Tunnel top slab above the design 500-year flood elevation.</li> </ul>	
14.	Quarterly Activities/Project Description (include number of visits to meet with recipient and sub recipient, including who you met with, and any site visits warranted to where work was completed)	<p>April 1-30, 2020 Reviewed both Sayreville Pump Station (SPS) and Edison Pump Station (EPS) project documentation sites for latest submitted project documentation including most recent invoices, updated project schedules, general correspondence, certificates of insurance, and certified payroll reports.</p> <p>April 13-20, 2020 - Reviewed supporting documentation for stored materials for EPS project from the entire project duration.</p> <p>April 20 - 30, 2020: Reviewed stored materials, allowances, and approved changes where applicable in recent applications for payment for the EPS and SPS projects.</p> <p>April 20 - 30, 2020: Reviewed the most recent applications for payment for the EPS and SPS Projects.</p> <p>April 23 - 30, 2020: Reviewed and assessed project FEMA compliance regulations including assessing competitive procurement, reviewing contract terms, Davis Bacon and prevailing wage compliance and change management for both EPS and SPS.</p> <p>April 29, 2020: Attended SPS project status update conference call that focused on the project's COVID-19 response.</p> <p>May 1 – 30, 2020: Reviewed both Sayreville Pump Station (SPS) and Edison Pump Station (EPS) project documentation sites for latest submitted project documentation including most recent invoices, updated project schedules, general correspondence, certificates of insurance, and certified payroll reports.</p> <p>May 2, 2020: Met virtually with R3M to discuss potential change orders (PCO) on the SPS project, totaling \$5,866,698, which were pending or approved but not paid. The review was focused on labor, material and equipment rates, and subcontractor costs.</p> <p>May 13 &amp; 27, 2020: Attended SPS project meetings virtually.</p> <p>May 13 &amp; 31, 2020: Reviewed the SPS closeout and punch list logs to assess whether key items required in the contract documents were included in the checklist and punch list generated from the contractor. KPMG is in the process of generating a complete list of contract requirements including trainings, spare parts, warranties, and others that were not included in the checklist generated from the contractor.</p> <p>May 20 - 30, 2020: Reviewed stored materials, allowances, and approved changes where applicable in recent applications for payment for the EPS and SPS projects.</p> <p>May 20 - 30, 2020: Reviewed the most recent applications for payment for the EPS and SPS Projects.</p> <p>May 23 - 30, 2020: Reviewed and assessed project FEMA compliance regulations including assessing competitive procurement, reviewing contract terms, Davis Bacon and prevailing wage compliance and change management for both EPS and SPS.</p> <p>May 27, 2020: Met virtually with R3M to discuss COVID response and project impacts including cost, schedule and safety.</p>	

State of New Jersey  
 Department of Treasury  
 Integrity Monitor Report  
 Middlesex County Utility Authority - Pumping Stations Contract # T-2939; EQ2014-004-P2&P3  
 For Quarter Ending: 06/30/2020

The reporting period for this report is April 1, 2020 through June 30, 2020


Under Section A-60, this report must be submitted by Integrity Monitors on the first business day of each calendar quarter to the State Treasurer and will contain detailed information on the projects/contracts/programs funded by the Disaster Relief Appropriations Act.

No.	Recipient Data Elements	Response	Comments
		<p>June 1 – 30, 2020: Reviewed both Sayreville Pump Station (SPS) and Edison Pump Station (EPS) project documentation sites for latest submitted project documentation including most recent invoices, updated project schedules, general correspondence, certificates of insurance, and certified payroll reports.</p> <p>June 8 – 26, 2020: Reviewed and assessed project FEMA compliance regulations including assessing competitive procurement, reviewing contract terms, Davis Bacon and prevailing wage compliance and change management for both EPS and SPS.</p> <p>June 10 – 24, 2020: Met virtually with R3M to discuss COVID response and project impacts including cost, schedule and safety.</p> <p>June 13 – 31, 2020: Reviewed the SPS closeout and punch list logs to assess whether key items required in the contract documents were included in the checklist and punch list generated from the contractor. KPMG issued a complete list of contract requirements including trainings, spare parts, warranties, and others that were not included in the checklist generated from the contractor.</p> <p>June 20 – 30, 2020: Reviewed stored materials, allowances, and approved changes where applicable in recent applications for payment for the EPS and SPS projects.</p> <p>June 17 – 19, 2020: Reviewed the most recent application for payment for the SPS Project (Pay App #38).</p>	
15.	Brief Description to confirm appropriate data/information has been provided by recipient and what activities have been taken to review in relation to the project/contract/program.	This quarter we frequently accessed both the SPS and EPS project SharePoint sites, which contain all key project data and information. KPMG receives notifications when additional documentation and data are uploaded in relation to these contracts and reviews accordingly. Additional information requests provided to MCUA, R3M Engineering, and Mott Macdonald by KPMG are promptly responded to and additional documentation is provided.	
16.	Description of quarterly auditing activities that have been conducted to ensure procurement compliance with terms and conditions of the contracts and agreements.	<p>This quarter we performed the following audit activities:</p> <ul style="list-style-type: none"> <li>-Reviewed pricing of change orders and allowances to verify compliance with contract documents.</li> <li>-Reviewed construction contractor applications for payment for compliance with contract documents.</li> <li>-Reviewed invoicing for stored materials to verify that invoiced costs were supported with proper documentation.</li> <li>-Reviewed certified payrolls and site access documentation to verify compliance with prevailing wage determinations.</li> <li>-Reviewed insurance documentation for compliance with contract document.</li> <li>-Conducted site visits to assess quality, safety and compliance with contract terms.</li> <li>-Reviewed closeout documentation and process.</li> </ul>	
17.	Have payment requisitions in connection with the contract/program been reviewed? Please describe	<p>KPMG reviewed the following payment requisitions this quarter.</p> <p><b>Sayreville Pump Station Pay Apps -</b></p> <ul style="list-style-type: none"> <li>- Northeast Remsco Construction Pay Req #36 (4/14/2020) - \$865,427.55</li> <li>- Northeast Remsco Construction Pay Req #37 (5/14/2020) - \$1,005,475.71</li> <li>- Northeast Remsco Construction Pay Req #38 (6/14/2020) - \$1,114,062.22</li> </ul> <p><b>Edison Pump Station -</b></p> <ul style="list-style-type: none"> <li>- Walsh Construction Company II Pay Req #43 (4/9/2020) - \$772,558.49</li> </ul>	

State of New Jersey  
 Department of Treasury  
 Integrity Monitor Report  
 Middlesex County Utility Authority - Pumping Stations Contract # T-2939; EQ2014-004-P2&P3  
 For Quarter Ending: 06/30/2020

The reporting period for this report is April 1, 2020 through June 30, 2020

Under Section A-60, this report must be submitted by Integrity Monitors on the first business day of each calendar quarter to the State Treasurer and will contain detailed information on the projects/contracts/programs funded by the Disaster Relief Appropriations Act.

No.	Recipient Data Elements	Response	Comments
18.	Description of quarterly activity to prevent and detect waste, fraud and abuse.	This quarter we performed the following: - Attended monthly project meetings. - Visited project sites to assess status of work in field, resources on site, project oversight and safety. - Reviewed project documentation including meeting minutes to gain understanding of project status. - Reviewed uses of allowances. - Reviewed insurance certificates. - Reviewed project schedules. - Reviewed certified payroll and site access documentation. - Reviewed closeout and punchlist documentation.	
19.	Provide details of any integrity issues/findings	No integrity issues identified this quarter.	
20.	Provide details of any work quality or safety/environmental/historical preservation issue(s).	No noted issues this quarter.	
21.	Provide details on any other items of note that have occurred in the past quarter.	KPMG reviewed additional SPS potential change orders, totaling \$5,866,698 that were pending or approved but not paid. Potential observations were noted and communicated to the project team during a virtual meeting. A total of \$5,170 in unsubstantiated costs were identified that should be reviewed and assessed prior to execution of the final change orders by the project team.	
22.	Provide details of any actions taken to remediate waste, fraud and abuse	No other items to note this quarter.	
<b>C. Miscellaneous</b>			
23.	Attach a list of hours and expenses incurred to perform your quarterly integrity monitoring review	Attached. See April 2020 to June 2020 Time & Expense Summary Tab.	
24.	Add any item, issue or comment not covered in previous sections but deemed pertinent to monitoring program.	None.	
Name of Integrity Monitor:		KPMG	
Name of Report Preparer:		Kevin Max	
Signature:			
Date:		10/1/2020	

<b>Title</b>	<b>Hours Incurred (April-June)</b>
PARTNER	17.00
DIRECTOR	48.00
PROGRAM MANAGER	0.00
SENIOR CONSULTANT	19.00
CONSULTANT	174.50
	<b>258.50</b>