



**Parks, Recreation
and Historic Preservation**

KATHY HOCHUL
Governor

ERIK KULLESEID
Commissioner

December 1, 2021

Ms. Nadine Morrell
Audit Director
Office of the State Comptroller
Division of State Government Accountability
110 State Street, 11th Floor
Albany, NY 12236-0001

Dear Ms. Morrell,

The Office of Parks, Recreation and Historic Preservation (OPRHP) reviewed the Office of the State Comptroller's (OSC) final report 202-S-43, titled "Oversight of Construction Management Contracts," which was conducted to determine if OPRHP is adequately monitoring construction management contracts to ensure they meet contract terms and requirements. Our, March 25, 2021, responses to the recommendations contained in OSC's report are included below, followed by a status of implementation of OSC's recommendation in the 180 days following the issuance of the final report.

Thank you for your attention to this matter.

Sincerely,

Erik Kulleseid
Commissioner
Office of Parks, Recreation and Historic Preservation

Office of Parks, Recreation and Historic Preservation
Response to the Office of the State Comptroller
Final Report 2020-S-43
Oversight of Construction Management Contracts

Recommendation 1: Complete new CM projects using the term contracts in place or under new term contracts, as practicable.

OPRHP Response March 25, 2021 to draft 2020-S-43: OPRHP agrees with this recommendation. The current DASNY contract expires on March 31, 2021, and the statutory authority for DASNY to continue to provide this service has not yet been extended. The Executive included a bill in the proposed 2022 budget to extend DASNY authority, but the outcome will not be known until after April 1, 2021. Should OPRHP intend to extend the contract or enter into a new contract with DASNY, the safeguards noted in our response to the second recommendation will continue to be implemented.

OPRHP implementation as of December 1, 2021: The DASNY contract was extended to November 30, 2021 for the purpose of completing the billing processes for current projects. These projects are in their close-out phase and all payments are expected to be completed by the new end date. OPRHP does not intend to contract with DASNY for any new projects.

Recommendation 2: Develop and implement a process to obtain additional support to adequately monitor vouchers under the DASNY contract for accuracy, support, and project related expenses.

OPRHP Response March 25, 2021 to draft 2020-S-43: Moving forward, OPRHP will ensure that all vouchers submitted for the DASNY contract have the requisite supporting documentation and are reviewed appropriately. Additionally, OPRHP intends to document its processes regarding the administration of term contracts to ensure consistency across all districts.

OPRHP implementation as of December 1, 2021: OPRHP has worked with DASNY to obtain the appropriate information to support each voucher. The vouchers are reviewed by multiple Capital staff for completeness and accuracy prior to payment. OPRHP is in the process of drafting documentation for the administration of term contracts.