



State of New Jersey

DEPARTMENT OF THE TREASURY
DIVISION OF PURCHASE AND PROPERTY
PROCUREMENT BUREAU
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PHILIP D. MURPHY
Governor

ELIZABETH MAHER MUOIO
State Treasurer

SHEILA Y. OLIVER
Lt. Governor

MAURICE A. GRIFFIN
Acting Director

CHANGE ORDER #1 G4018

RFQ1465257S Multiple Blanket P.O.s

TO: Using Agencies

DATE: May 10, 2021

FROM: Juliana Pastuzyn, Procurement Specialist

SUBJECT: Integrity Oversight Monitoring: Program and Performance Monitoring, Financial Monitoring and Grant Management, and Anti-Fraud Monitoring for COVID-19 Recovery Funds and Programs Amendment

BLANKET P.O. PERIOD: **Original Term:** April 12, 2021 to April 11, 2023

Please be advised that the following Blanket P.O.s have been amended to include Coronavirus Relief Funds (CRF) under Section 5001 of the CARES Act to the Scope:

BDO USA LLP	21-PROSV-01431
CohnReznick LLP	21-PROSV-01432
Cotton & Company	21-PROSV-01433
Deloitte & Touche	21-PROSV-01435
North Highland	21-PROSV-01437
Regis & Associates	21-PROSV-01439
Rumph and Associates	21-PROSV-01440
Vander Weele Group	21-PROSV-01441

All terms, conditions, and pricing remain the same. Please file a copy of this Change Order with your Notice of Award for future reference.

CONTRACT AMENDMENT No. 1 / CHANGE ORDER NO. 1

NEW JERSEY STATE MASTER BLANKET PURCHASE ORDER NO. 21-PROSV-01433

**G4018 Integrity Oversight Monitoring: Program and Performance Monitoring,
Financial Monitoring and Grant Management and Anti-Fraud Monitoring for
COVID-19 Recovery Funds and Programs**

THIS CONTRACT AMENDMENT/CHANGE ORDER (Amendment) is entered into by and between Cotton & Company, LLP (the “Contractor”), and the State of New Jersey, Department of the Treasury, Division of Purchase and Property (“Division”), whose address is 33 West State Street, Trenton, NJ 08625, on behalf of the New Jersey Department of the Treasury (“Treasury”) (Treasury and the Division are collectively referred to as the “State.”); the State and the Contractor may be referred to collectively as the “Parties”; and

WHEREAS, in light of the dangers posed by the COVID-19 virus outbreak and the declaration by the World Health Organization of a global pandemic, Governor Murphy issued Executive Order No. 103 on March 9, 2020 and Executive Order 119 on April 7, 2020; (https://www.state.nj.us/infobank/eo/056murphy/approved/eo_archive.html) the recitations, facts and circumstances of which are adopted by reference herein, and which declared both a Public Health Emergency and State of Emergency; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency and determined that the COVID-19 pandemic was of sufficient severity and magnitude to warrant a nation-wide emergency declaration under Section 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. § 5121-5207, (Stafford Act), and that declaration was extended to the State of New Jersey on March 25, 2020 pursuant to Section 401 of the Stafford Act;

WHEREAS, on March 27, 2020, the Coronavirus Aid Relief and Economic Security Act, H.R. 748, (CARES Act) was enacted to provide economic stimulus in response to the global pandemic caused by COVID-19, (COVID-19 Recovery Funds). The CARES Act, among other things, was enacted to assist State, Local and Tribal governments in navigating the impact of the COVID-19 outbreak and to cover necessary expenditures related to the public health emergency incurred between March 1, 2020 and December 30, 2020; and

WHEREAS, on July 17, 2020, Governor Murphy signed Executive Order 166 (EO 166) which established the COVID-19 Compliance and Oversight Task Force (Taskforce) and the Governor’s Disaster Recovery Office (GDRO). The purpose of the Taskforce is to advise Using Agencies that receive or administer COVID-19 Recovery Funds regarding compliance with federal and State law and how to mitigate the risks of waste, fraud, and abuse. Pursuant to EO 166, the Taskforce issued guidelines regarding the appointment and responsibilities of COVID-19 Oversight Integrity Monitors (Integrity Monitors); and

WHEREAS, EO 166 requires Using Agencies to identify an Accountability Officer to serve as central point of contact for tracking COVID-19 funds within each agency or authority and is responsible for working with and serving as a direct point of contact for the GDRO and the Taskforce. Using Agencies may retain and appoint Integrity Monitors to oversee the disbursement of COVID-19 Recovery Funds and the administration of a COVID-19 Recovery Program. Integrity Monitors are intended to serve as an important part of the State’s accountability infrastructure while working with Using Agencies in developing measures to

prevent, detect, and remediate inefficiency and malfeasance in the expenditure of COVID-19 Recovery Funds; and

WHEREAS, a public exigency waiver (AO-030) was approved on August 31, 2020, with an expiration date of April 29, 2021, to allow for Integrity Monitors to provide oversight of Coronavirus Relief Funds (CRF), which were then to be expended by December 30, 2020; and

WHEREAS, on October 21, 2020, the Department of the Treasury issued the Request for Quotations (RFQ) to solicit Quotes from qualified firms to provide Program and Process Management Monitoring, Financial Auditing and Grant Management and Integrity Monitoring/Anti-Fraud support services for the disbursement of COVID-19 Recovery Funds. That RFQ excluded the oversight of the expenditure of CRF by integrity monitors as those funds were to be expended by December 30, 2020, and because those services were being provided under Waiver AO-030; and

WHEREAS, the Integrity Monitors will support monitoring and oversight and ensure that Using Agencies administer COVID-19 Recovery Funds in compliance with program, financial, and administrative requirements set forth in the federal-state grant agreement, the State-Recovery Program Participant sub-grant agreement, and applicable federal and state laws, regulations, and guidelines; and

WHEREAS, Quotes in response to the RFQ were received on December 18, 2020; and

WHEREAS, subsequent to the receipt of Quotes in response to the RFQ, on December 27, 2020, the President signed the Consolidated Appropriations Act, 2021 which extended the time frame for the expenditure of Coronavirus Relief Funds to December 31, 2021. See, Section 1001 of Division N of the Consolidated Appropriations Act, 2021, P.L. 116-260; and

WHEREAS, on April 12, 2021, the State awarded a Master Blanket Purchase Order (Blanket P.O.) to the Contractor to provide Program and Process Management Monitoring, Financial Auditing and Grant Management and Integrity Monitoring/Anti-Fraud support services for the disbursement of COVID-19 Recovery Funds; and

WHEREAS, the Blanket P.O. consists of the following listed in the Order of Precedence:

- A. Executed Offer and Acceptance Page;
- B. Request for Quotations Section 5, as may be amended by Bid Amendment;
- C. The State of NJ Standard Terms and Conditions (SSTC) accompanying the Request for Quotations;
- D. All remaining sections of the Request for Quotations as may be amended by Bid Amendment; and
- E. The Contractor's Quote as accepted by the State.

WHEREAS, the term of the Blanket P.O. is from April 12, 2021 through April 11, 2023; and

WHEREAS, pursuant to Section 5.14 of the New Jersey State Standard Terms and Conditions and Section 5.4 of the RFQ, amendments to the Blanket P.O. must be upon the written agreement of the State and the Contractor; and

WHEREAS, as a result of Section 1001 of Division N of the Consolidated Appropriations Act, 2021, P.L. 116-260 which extended the time frame for the expenditure of Coronavirus Relief

Funds to December 31, 2021, the State desires to amend the Blanket P.O. to include the oversight of the expenditure of CRF by Integrity Monitors;

NOW THEREFORE, for good and valuable consideration, the Parties acknowledge and agree to the following modifications to the Blanket P.O.:

- I. Notwithstanding anything to the contrary in any of the documents listed below, the entire agreement between the Parties shall consist of the following documents (which shall be collectively referred to as the "Master Blanket Purchase Order"):
 - A. This Contract Amendment No. 1 / Change Order No. 1;
 - B. Executed Offer and Acceptance Page;
 - C. Request for Quotations Section 5, as may be amended by Bid Amendment;
 - D. The State of NJ Standard Terms and Conditions (SSTC) accompanying the Request for Quotations;
 - E. All remaining sections of the Request for Quotations as may be amended by Bid Amendment; and
 - F. The Contractor's Quote as accepted by the State.

- II. The first paragraph of RFQ Section 1.1 *Purpose and Intent* is amended as follows:¹

This RFQ is issued by the Department of the Treasury. The purpose of this RFQ is to solicit Quotes from interested qualified firms who can provide Program and Process Management Monitoring, Financial Auditing and Grant Management and Integrity Monitoring/Anti-Fraud support services for the disbursement of COVID-19 Recovery Funds. ~~For the purposes of this RFQ, COVID-19 Recovery Funds shall not include funds awarded to the State pursuant to Section 5001 of the Coronavirus Aid, Relief and Economic Security Act. Pub. L. 116-136.~~

- III. Certain definitions of RFQ Section 2.3 *Contract Specific Definitions/Acronyms* are amended as follows:

Coronavirus Relief Funds (CRF) – funds awarded to the State pursuant to Section 5001 of the Coronavirus Aid, Relief and Economic Security Act. Pub. L. 116-136, as amended by Section 1001 of Division N of the Consolidated Appropriations Act, 2021, P.L. 116-260, that must be incurred during the period that begins on March 1, 2020 and ends on ~~December 30, 2020~~ December 31, 2021 to assist the State with economic recovery from the COVID-19 pandemic.

COVID-19 Recovery Funds – funds, ~~except for CRF~~, awarded to the State pursuant to the Coronavirus Aid, Relief and Economic Security Act, Pub. L. 116-136 ~~or~~ and subsequent federal legislation to assist the State with economic recovery from the COVID-19 pandemic.

COVID-19 Recovery Programs - eligible and planned uses of any funds disbursed by the federal or State government, ~~except for CRF~~, to help New Jersey residents, businesses, non-profit organizations, government agencies, and other entities respond to or recover from the COVID-19 pandemic.

¹ Added language is shown by "UNDERLINE"; deleted language is shown by "~~STRIKETHROUGH~~".

IV. RFQ Section 3.1.1.1 *Category 1 – Program and Process Management Auditing* is amended as follows:

The Contractor shall provide all of the following services including, as applicable:

- a) Development of processes, controls and technologies to support the execution of ~~CARES Act federally funded programs~~ COVID-19 Recovery Programs in compliance with Federal and State guidance, including OMB Circulars;

All other parts of RFQ Section 3.1.1.1 *Category 1 – Program and Process Management Auditing* remain unchanged.

V. The first paragraph of RFQ Section 3.1.5 *Reporting and Documentation* amended as follows:

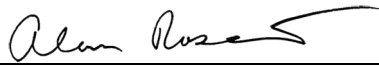
The Contractor shall provide and submit to the Using Agency and the State Contract Manager all reports and documents as may be necessary to document any services provided including, but not limited to, auditing, compliance, integrity monitoring, oversight and fraud detection and prevention, in accordance with applicable Federal ~~CARES Act~~ and State requirements.

VI. The parties agree to be bound by all other requirements, terms and conditions of the Blanket P.O., not otherwise modified by this Amendment for the period of the Blanket P.O.

VII. The parties hereto agree that this Amendment may be executed in counterparts, each original signed page to become part of the original document.

IN WITNESS WHEREOF, authorized representatives of the Contractor and the State have executed this Amendment effective as of last date signed below.

Cotton & Company, LLP



Signature

5/2/2021

Date

Alan Rosenthal, Partner

Print Name and Title

**The State of New Jersey
Department of the Treasury - Division of Purchase and Property**

DocuSigned by:



Gregg Olivera, Deputy Director

5/10/2021

Date