

CITY COUNCIL

The City of Orange Township, New Jersey

DATE February 7, 2023

NUMBER 71-2023

TITLE: RESOLUTION RENEWING A PROFESSIONAL SERVICE AGREEMENT WITH RUDERMAN & ROTH, LLC, AS SPECIAL COUNSEL TO REPRESENT THE CITY OF ORANGE TOWNSHIP IN THE MATTER “KERI PAYNE, V. CITY OF ORANGE TOWNSHIP, ET AL.” DOCKET NO. ESX-L-8869-20 IN AN AMOUNT NOT TO EXCEED \$20,000.00 FOR CALENDAR YEAR 2023

WHEREAS, by Resolution Nos. 86-2021 and 75-2022, Ruderman & Roth, LLC, was, and remains a law firm authorized to represent the City of Orange Township (“the City”), its officers and employees; and

WHEREAS, the City awarded the contract to Ruderman & Roth, LLC under the “fair and open process” of the Pay-to-Play Law, N.J.S.A. 19-44A-20.4 et seq; and

WHEREAS, N.J.S.A. 40A:11-15 limits the term of professional services contract to twelve (12) months; and

WHEREAS, the lawsuit is still ongoing and it is necessary for the City to renew its professional service contract with Ruderman & Roth, LLC for an additional twelve (12) months period; and

WHEREAS, Ruderman & Roth, LLC agreed to provide these services at an hourly rate of \$150.00, including expenses; and

WHEREAS, a certification of funds is not required because the payer of this agreement is the City’s insurance carrier, PEJIF.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Orange Township, authorizes extending the contract with Ruderman & Roth, LLC, 150 Morris Avenue, Ste. 303, Springfield, New Jersey 07081, until December 31, 2023, in an amount not to exceed \$20,000.00.

Adopted: February 7, 2023

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President



IA MIZEN
CITY ATTORNEY

**AMENDMENT TO CONTRACT
EXTENSION AGREEMENT**

THIS EXTENSION AGREEMENT is made this ____ day of _____, 2023 by and between the City of Orange Township, a municipal corporation of the State of New Jersey, having its principal office at 29 North Day Street, Orange, New Jersey 07050 (hereinafter referred to as "City") and Ruderman & Roth, LLC, 150 Morris Avenue, Ste. 303, Springfield, New Jersey 07081 (hereinafter referred to as "Counsel");

It is mutually understood and agreed by and between the undersigned contracting parties to amend the previously executed Agreement as follows:

This Agreement shall be binding on the heirs, successors, and assigns of each party hereto. The term of this Agreement shall be for a period one (1) year from the date of this Agreement and Ruderman & Roth, LLC, shall continue to serve in all matters assigned to him/her as to this issue prior to the end of the term to their completion.

All other terms and conditions that are not hereby amended are to remain in full force and effect.

CITY OF ORANGE TOWNSHIP

By: _____
Dwayne D. Warren, Esq.
Mayor

ATTEST:

Joyce Lanier, Municipal Clerk

LLC

RUDERMAN & ROTH, LLC

By: _____

ATTEST:

Approved as to form and sufficiency:

Gracia Robert Montilus
City Attorney

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 232
TRENTON, N J 08646-0252

TAXPAYER NAME:

LAW OFFICE OF STEVEN S GLICKMAN LLC

TRADE NAME:

ADDRESS:

64 PEBBLE BEACH BOULEVARD
JACKSON NJ 08527

SEQUENCE NUMBER:

1947474

EFFECTIVE DATE:

04/20/15

ISSUANCE DATE:

04/20/15



Director
New Jersey Division of Revenue

FORM-BRC


This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address

(04-20) 0008404

Part III – Signature and Attestation:

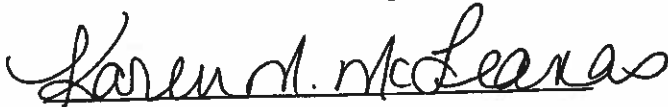
The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity will be liable for any penalty permitted under law.

STEVEN S. GLICKMAN, LLC.


Steven S. Glickman, Esq., President

10/21/22
Date

Subscribed and sworn to before me
this 21st day of Oct, 2022.


Karen M. McLeanas
Notary Public, State of New Jersey
My commission expires October 25, 2026

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type.
See Specific instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Ruderman & Roth, LLC	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate <input checked="" type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input type="checkbox"/> Other (see instructions) ▶ _____	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <small>(Applies to accounts maintained outside the U.S.)</small>
5 Address (number, street, and apt. or suite no.) See instructions. 150 Morris Avenue, Suite 303	Requester's name and address (optional)
6 City, state, and ZIP code Springfield, NJ 07081	
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number																				
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8	3																			

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶ Karen M. McLeanas	Date ▶ 1/31/23
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.
- If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.*

CITY COUNCIL

The City of Orange Township, New Jersey

DATE February 16, 2021

NUMBER 86-2021

TITLE: A RESOLUTION AUTHORIZING THE SERVICES OF RUDERMAN & ROTH, LLC, TO REPRESENT ORANGE POLICE DEPARTMENT, CAPTAIN VITIELLO, CAPTAIN CHRISTOPHER DUNN, SERGEANT STEFANELLI AND POLICE DIRECTOR TODD WARREN IN THE MATTER, "KERI PAYNE, V. CITY OF ORANGE TOWNSHIP, ET AL." DOCKET NO. ESX-L-8869-20 IN AN AMOUNT NOT TO EXCEED \$50,000.00 FOR CALENDAR YEAR 2021

WHEREAS, there exists a need for the City of Orange Township to retain legal representation on behalf of Orange Police Department, Captain Vitiello, Captain Christopher Dunn, Sergeant Stefanelli and Police Director Todd Warren in connection with litigation, "Keri Payne v. City of Orange Township, et al."; and,

WHEREAS, Resolution No. 61-2021, adopted on February 2, 2021, authorized Ruderman & Roth, LLC, to represent the City, its officers and employees; and


WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. authorizes the award of a contract for "Professional Services" without competitive bids, and that said contract itself must be available for public inspection as set forth herein.; and

WHEREAS, a certification of funds is not required because the payer of this agreement is the City's insurance carrier, PEJIF.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Orange Township, New Jersey, as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute the attached Agreement, in an amount not to exceed \$50,000.00, with Ruderman & Roth, LLC, 150 Morris Avenue, Ste. 303, Springfield, New Jersey 07081.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(a) of the Local Public Contracts Law because the services in the field of law required are specialized, and require expertise in employment law generally.
3. That the Agreement herein and this resolution is contingent upon certification of funds and appropriate funding to render payment for the services provided herein.

Adopted: February 16, 2021


Joyce L. Sadler
City Clerk


Kerry J. Coley
Council President


Robert Menthus

RESOLUTION NO. 86-2021

ON CONSENT AGENDA

REGULAR MEETING – February 16, 2021

MOTION TO ADOPT: Ross

SECOND: Montague, III

YEAS: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, & Council President Coley

NAYS: None

ABSTENTIONS: None

ABSENCES: Wooten

CITY COUNCIL

The City of Orange Township, New Jersey

DATE February 1, 2022

NUMBER 75-2022

TITLE: A RESOLUTION AMENDING RESOLUTION NO. 186-2021 TO AUTHORIZE ADDITIONAL ATTORNEY FEES FOR RUDERMAN & ROTH, LLC, AS SPECIAL COUNSEL IN CALENDAR YEAR 2022 WITH REGARD TO "KERI PAYNE, V. CITY OF ORANGE TOWNSHIP, ET AL." DOCKET NO. ESX-L-8869-20 IN AN AMOUNT NOT TO EXCEED \$20,000.00

WHEREAS, pursuant to Resolution No. 86-2021, adopted on February 16, 2021, Ruderman & Roth, LLC, was, and remains a law firm authorized to represent the City, its officers and employees; and

WHEREAS, N.J.S.A. 40A:11-15 limits the term of a professional services contract to twelve months; and

WHEREAS, the lawsuit is still ongoing and it is necessary for the City to renew the professional services contract with the law firm of Ruderman & Roth, LLC for an additional twelve-month period effective January 1, 2022; and

WHEREAS, it is necessary to increase the contract amount by an additional \$20,000.00; and

WHEREAS, Ruderman & Roth, LLC, has agreed to extend the current Contract with the City of Orange Township until December 31, 2022, under the same terms and conditions previously awarded; and

WHEREAS, a certification of funds is not required because the payer of this agreement is the City's insurance carrier, PEJIF.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Orange Township, that the Addendum to the Agreement between the City of Orange Township and Ruderman & Roth, LLC is hereby approved in an amount not to exceed \$20,000.00

BE IT FURTHER RESOLVED that the Mayor Dwayne D. Warren, is hereby authorized and directed to execute the Addendum to the Agreement.

Adopted: March 1, 2022


Joyce L. Lanier
City Clerk


Kerry J. Coley
Council President

RESOLUTION NO. 75-2022

OFF CONSENT AGENDA

REGULAR COUNCIL MEETING – February 1, 2022

MOTION TO POSTPONE: Ross

SECOND: Montague, III

YEAS: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten & Council President Coley

NAYS: None

ABSTENTIONS: None

ABSENCES: None

REGULAR COUNCIL MEETING – February 15, 2022

MOTION TO POSTPONE: Montague, III

SECOND: Ross

YEAS: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten & Council President Coley

NAYS: None

ABSTENTIONS: None

ABSENCES: None

REGULAR COUNCIL MEETING – March 1, 2022

MOTION TO ADOPT: Ross

SECOND: Montague, II

YEAS: Eason, Johnson, Jr., Montague, III, Ross, Summers-Johnson, Wooten & Council President Coley

NAYS: None

ABSTENTIONS: None

ABSENCES: None