

**CITY COUNCIL****The City of Orange Township, New Jersey**DATE September 5, 2023NUMBER 348-2023

**TITLE:** RESOLUTION AUTHORIZING THE SERVICES OF THE ANTOINE LAW FIRM, LLC, TO REPRESENT POLICE OFFICER JOSHUA ANDERSON, POLICE OFFICER TAAL HARRIS, POLICE OFFICER PALMIERI, POLICE OFFICER RICHARD ROSAMILIA AND POLICE OFFICER RYAN MCKAY IN THE MATTER OF "NICHOLAS VICTORIA V. JOSHUA ANDERSON, ET AL" DOCKET NO. 2:23-CV-03765 IN AN AMOUNT NOT TO EXCEED \$10,000.00 FOR CALENDAR YEAR 2023

**WHEREAS**, there exists a need for the City of Orange Township to retain legal representation on behalf of City of Orange Township in connection with litigation, "Nicholas Victoria v. Joshua Anderson, et al."; and,

**WHEREAS**, Resolution No. 450-2022, adopted on November 14, 2022, authorized The Antoine Law Firm, 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 \$10,000.00, with The Antoine Law Firm, LLC, 542 Morristown Road, Linden, New Jersey 07036.
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:** September 5, 2023

\_\_\_\_\_  
**Joyce Lanier**  
City Clerk

\_\_\_\_\_  
**Tency A. Eason**  
Council President

Sl. No.	Name of the Candidate	Grade	Percentage	Remarks
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## AGREEMENT

**THIS AGREEMENT**, 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 **The Antoine Law Firm, LLC**, 542 Morristown Road, Linden, NJ 07036 (hereinafter referred to as “Counsel”);

### WITNESSETH

**WHEREAS**, the City of Orange Township agrees to retain special counsel on behalf of the City and The Antoine Law Firm, LLC, is agreeable to perform all the necessary legal matters pursuant to Resolution No. 450-2022, adopted on November 14, 2022 and Counsel is agreeable to perform such legal services for the City, as to such matters.

**NOW, THEREFORE**, in consideration of the terms and conditions set forth herein, it is agreed as follows:

1. The Antoine Law Firm, LLC, is hereby retained as Special Counsel for City of Orange Township for the following matters: Nicholas Victoria v. Police Officer Joshua Anderson, Police Officer Taal Harris, Police Officer Richard Rosamilia and Police Officer Ryan McKay, John Doe Individuals (1-100), et al. Counsel shall carry out all responsibilities in regard to such matters. All services shall be performed under the supervision and discretion of the City Attorney.
2. The City of Orange Township agrees to compensate Counsel for such legal services at the hourly rate of \$150.00, not to exceed Ten Thousand (\$10,000.00) Dollars, as follows:  
Payment for services rendered by Counsel shall be due upon presentation of an official voucher with attached, detailed itemization which shall include a description of services rendered, hours expended, as well as disbursements claimed. It is agreed that all vouchers must be accepted by the City as to form and documentation before payment will be made. All statements for services rendered will be presented to the City on a monthly basis and should be received by the City no later than the last working day of the month following the month for which the services are rendered.

3. Counsel shall provide proof of professional liability insurance and shall maintain such insurance in effect during the term of this Agreement. Counsel shall indemnify and hold the City harmless against any liability, claims or costs arising out of any claim for negligence arising out of the performance of their duties hereunder.
4. The failure of the City at any time to insist upon a strict performance of any terms, conditions and covenants herein shall not be deemed a waiver of any subsequent breach or default in the terms, conditions and covenants herein contained.
5. 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 not to exceed one (1) year from the date of this Agreement and The Antoine Law Firm, 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.
6. Counsel shall serve under the supervision and discretion and at the pleasure of the City Attorney.
7. This Agreement contains all the terms and conditions agreed upon by the parties hereto, and there are no other agreements, oral or otherwise, between the parties regarding the subject matter of this Agreement.
8. No alterations, changes, modifications or variations of this Agreement or the terms thereof shall be valid unless in writing and signed by both of the parties hereto or their duly authorized representative.
9. This Agreement is made subject to and shall be construed and governed by the laws of the State of New Jersey.
10. During the performance of this Contract, Counsel agrees as follows:
  - (a) Counsel will not discriminate against any employee or applicant for employment because of age, race, creed, national origin, ancestry, marital status or sex. Counsel will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status or sex. Such action shall include, but not be limited to the following: employment, upgrading,

demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and, selection for training, including apprenticeship.

- (b) Counsel agrees to comply with any regulations promulgated by the Treasurer of the State of New Jersey, pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time.

**IN WITNESS WHEREOF**, and intending to be legally bound hereby, the parties have hereunto affixed their hands and seals the day and year first written above.

**CITY OF ORANGE TOWNSHIP**

By: \_\_\_\_\_  
Dwayne D. Warren, Esq., Mayor

**ATTEST:**

\_\_\_\_\_  
Joyce Lanier, Municipal Clerk

**THE ANTOINE LAW FIRM, LLC**

By: \_\_\_\_\_  
The Antoine Law Firm, LLC.

**ATTEST:**

\_\_\_\_\_

**Approved as to form and sufficiency:**

\_\_\_\_\_  
Gracia Robert Montilus  
City Attorney



**CITY COUNCIL****The City of Orange Township, New Jersey**DATE November 14, 2022NUMBER 450-2022

**TITLE: A RESOLUTION AUTHORIZING A LIST OF LAW FIRMS TO REPRESENT THE CITY OF ORANGE TOWNSHIP IN REGARDS TO LITIGATION MATTERS ON AN AS NEEDED BASIS FOR A PERIOD OF ONE (1) YEAR FROM JANUARY 1, 2023 THROUGH DECEMBER 31, 2023**

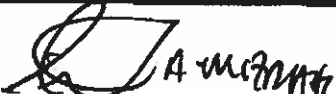
**WHEREAS**, on September 22, 2022, the City of Orange Township published Requests for Qualifications to establish a pool of qualified counsels to provide legal representation to the City, its officers and employees, in connection with lawsuits filed under the New Jersey Tort Claims Act, the Conscientious Employee Protection Act (CEPA), Laws Against Discrimination (LAD), contract matters and/or challenges to governmental action, and such other areas of municipal law as may be required; and

**WHEREAS**, seventeen (17) law firms have submitted resumes in response to the Request for Qualifications; and

**WHEREAS**, the Qualified Purchasing Agent evaluated the background and experience of each firm submitting responses to the City's Request for Qualifications; and

**WHEREAS**, the City Attorney recommends the law firms:

1. David C. Stanziale, LLC  
552 High Mountain Road  
North Halendon, New Jersey 07508
2. Lamb Kretzer, LLC  
110B Meadowlands Parkway, Ste. 201  
Secaucus, New Jersey 07094
3. The Antoine Law Firm, LLC  
52 Underwood Street, Apt. 1L  
Newark, New Jersey 07106
4. Florio, Kenny & Raval, LLP  
125 Chubb Avenue  
Lyndhurst, New Jersey 07071
5. Michael A. Armstrong & Associates, LLC  
79 Mainbridge Lane  
Willingboro, New Jersey 08046
6. Steven S. Glickman, LLC  
150 Morris Avenue, Ste. 303  
Springfield, New Jersey 07081
7. Bell, Shivas & Bell, P.C.  
150 Mineral Springs Drive  
P.O. Box 220  
Rockaway, New Jersey 07866

  
\_\_\_\_\_  
A. Armstrong

8. Chasan Lamperello, Mallon & Cappuzzo  
300 Lighting Way, Ste. 200  
Secaucus, New Jersey 07094
9. Antonelli Kantor, P.C.  
354 Eisenhower Pkwy, Ste. 1000  
Livingston, New Jersey 07039
10. Flanagan, Barone & O'Brien, LLC  
4 Essex Avenue, Ste. 200  
Bernardsville, New Jersey 07924
11. Renaud DeAppolonio, LLC  
190 North Avenue E.  
Cranford, New Jersey 07016
12. Law Office of Marco De Stefano, Esq., LLC  
2030 Emerson Avenue  
Union, New Jersey 07083
13. Aloia Law Firm, LLC  
2 Broad Street, Suite 510  
Bloomfield, New Jersey 07003
14. Biancamano & Di Stefano, P.C.  
Executive Plaza  
10 Parsonage Road, Suite 300  
Edison, New Jersey 08837
15. La Corte, Bundy, Varady & Kinsella  
989 Bonnel Court  
Union, New Jersey 07083
16. Simmons Law LLC  
1349 Lake Street  
Plainfield, New Jersey 07060
17. Marmero Law, LLC  
44 Euclid Street  
Woodbury, New Jersey 08096

**WHEREAS**, said firms will only be selected to provide legal services on an as needed basis; and

**WHEREAS**, all recommended firms have agreed to provide legal services at an hourly rate of \$150.00 per hour; and

**WHEREAS**, the City Attorney has determined that the above referenced law firms are qualified to provide the legal services as set forth above.

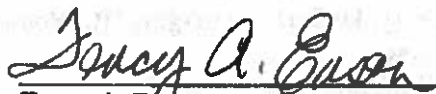


**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Orange Township, that the Mayor is hereby authorized to enter into Agreements with said law firms as required.

Adopted: **November 14, 2022**



Joyce L. Danier  
City Clerk



Tency A. Eason  
Council President

**RESOLUTION NO. 450-2022**

**ON CONSENT AGENDA**

**REGULAR COUNCIL MEETING – November 14, 2022**

**MOTION TO ADOPT: Coley**

**SECOND: Montague, III**

**YEAS: Coley, Hilbert, Montague, III, Wooten & Council President Eason**

**NAYS: None**

**ABSTENTIONS: None**

**ABSENCES: Ross & Summers-Johnson**

**ST COPY NJ**  
**BUSINESS REGISTRATION CERTIFICATE**

DEPARTMENT OF TREASURY  
DIVISION OF REVENUE  
PO BOX 282  
TRENTON, N J 08648-0282

**TAXPAYER NAME:**

**THE ANTOINE LAW FIRM LLC**

**TRADE NAME:**

**ADDRESS:**

**52 UNDERWOOD STREET APT. 1L  
NEWARK NJ 07038-0703**

**SEQUENCE NUMBER:**

**2217682**

**EFFECTIVE DATE:**

**03/19/18**

**ISSUANCE DATE:**

**03/19/18**



Director  
New Jersey Division of Revenue



## Request for Taxpayer Identification Number and Certification

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

▶ Go to [www.irs.gov/FormW9](http://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. <b>Wilson David Antoine</b>	
2 Business name/disregarded entity name, if different from above <b>The Antoine Law Firm, LLC</b>	
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 checked="" 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 type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ <b>Note:</b> 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) _____  <i>(Applies to accounts maintained outside the U.S.)</i>
5 Address (number, street, and apt. or suite no.) See instructions. <b>52 Underwood Street, #1L</b>	Requester's name and address (optional)
6 City, state, and ZIP code <b>Newark, NJ 07106</b>	
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.

<b>Social security number</b>										
or										
<b>Employer identification number</b>										
8	2	-	4	6	9	4	1	1	7	

### Part II Certification

Under penalties of perjury, I certify that:

1. 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
2. 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
3. I am a U.S. citizen or other U.S. person (defined below); and
4. 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 ▶

Date ▶ **February 22, 2023**

## 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](http://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.*

