

CITY COUNCIL

The City of Orange Township, New Jersey

DATE November 8, 2023

NUMBER 449-2023

TITLE: A RESOLUTION AUTHORIZING AND RATIFYING AN AGREEMENT WITH SHAUGER PROPERTY SERVICES, INC., 429 DODD STREET, EAST ORANGE, NEW JERSEY 07017 FOR WATER/SEWER CONNECTIONS AND/OR DISCONNECTIONS COMMENCING JANUARY 1, 2023 THROUGH DECEMBER 31, 2023 WITH ALL FEES PAID EXCLUSIVELY THROUGH ESCROWED FUNDS.

WHEREAS, the City of Orange Township has a need to acquire a contractor to provide water/sewer connections and/or disconnections on an "as needed" basis; and

WHEREAS, the fees for said services will be paid separately from the budget and received through an escrow account that will be solely funded by developers pertaining to their specific projects; and

WHEREAS, a Certification of Availability of Funds is not necessary since the fees for the water/sewer connections and/or disconnections will be paid exclusively by applicants, as appropriated.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Orange Township that an agreement be awarded to Shauger Property Services, Inc., with all fees paid separately from the budget and received from establishing an escrow account that will be solely funded by developers pertaining to their specific projects; and

BE IT FURTHER RESOLVED, that the proper officers of the City of Orange Township are hereby authorized to enter into said agreement with Shauger Property Services, Inc.; and

BE IT FURTHER RESOLVED that notice of this action shall be published as required by law within 10 days of its passage.

Adopted:

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President



Tency A. Eason

AGREEMENT

This Agreement, made and entered into this ____ day of ____ 2023, between the City of Orange Township and **Shauger Property Services, Inc., 429 Dodd Street, East Orange, New Jersey 07017.**

WHEREAS, the City of Orange Township wishes to retain a firm for water/sewer connections and/or disconnections with all fees paid exclusively through escrowed funds for the City of Orange Township on an “as needed” basis for the period of January 1, 2023 through December 31, 2023.

WHEREAS, the City of Orange Township wishes to retain **Shauger Property Services, Inc., 429 Dodd Street, East Orange, New Jersey 07017.**

WHEREAS, this firm and the individuals of the firm are to be retained pursuant to the Agreement as specified; and

WHEREAS, the City Council of the City of Orange Township has, by **Resolution No. ____-2023** dated _____, 2023, authorizes **Shauger Property Services, Inc.** for the purpose of **water/sewer connections and/or disconnections with all fees paid exclusively through escrowed funds.**

NOW, THEREFORE, BE IT AGREED by and between the parties, for the mutual convenient set forth herein below:

1. **Shauger Property Services, Inc.** is hereby contracted by the City of Orange Township to provide services as specified.
2. This agreement shall be effective commencing on **January 1, 2023** and terminating on **December 31, 2023.**

3. This agreement shall not be assigned nor shall any duties under this agreement be delegated by **Shauger Property Services, Inc.** without prior written consent of the City.
4. The validity of this agreement and its terms or provisions, as well as the rights and duties of the contracting parties, shall be governed by and construed in accordance with the laws of the State of New Jersey.
5. This agreement shall be binding on and inure to the benefit of the contracting parties and their respective heirs, executors, administrators, legal representatives, successors, and assigns when not expressly prohibited by this agreement.
6. In case any one or more of the provisions contained in this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, the invalidity, illegality, or unenforceability shall not affect any other provision of it this agreement shall for any reason be held to be invalid, illegal, or unenforceable provision had never been contained in it.
7. This agreement constitutes the sole agreement of the contracting parties and supersedes any prior understandings or written or oral agreements between the parties respecting its subject matter.
8. All notices and other communications shall be sent by certified mail, return receipt requested, and shall be deemed to have been given when sent to the parties at their respective addresses as set forth above, unless a different address has been selected after the execution of this agreement and has been duly communicated to the party giving notice.
9. The City may terminate this Agreement upon three days notice with

Shauger Property Services, Inc. In the event that this agreement is deemed to be terminated, the City shall pay **Shauger Property Services, Inc.** for those services provided as of the effective date of termination. This agreement is final and cannot be amended, supplemented, changed or modified without said being in writing.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

ATTEST:

CITY OF ORANGE TOWNSHIP:

Joyce L. Lanier Date
City Clerk

Dwayne D. Warren, Esq. Date
Mayor

ATTEST:

Shauger Property Services, Inc.
429 Dodd Street
East Orange, New Jersey 07017

Print Name

Print Name

Signature Date

Signature Date

Approved as to Form and Sufficiency

Gracia R. Montilus Date
City Attorney

12/03/03

Taxpayer Identification# 223-564-559/000

Dear Business Representative:

Congratulations! You are now registered with the New Jersey Division of Revenue.

Use the Taxpayer Identification Number listed above on all correspondence with the Divisions of Revenue and Taxation, as well as with the Department of Labor (if the business is subject to unemployment withholdings). Your tax returns and payments will be filed under this number, and you will be able to access information about your account by referencing it.

Additionally, please note that State law (Public Law 2001, c.134) requires all contractors and subcontractors with State agencies to provide proof of their registration with the Division of Revenue. The law also amended Section 92 of the Casino Control Act, which deals with the casino service industry.

We have attached a Proof of Registration Certificate for your use. To comply with the law, if you are currently under contract or entering into a contract with a State agency, you must provide a copy of the certificate to the contracting agency.


If you have any questions or require more information, feel free to call our Registration Hotline at (609) 292-1730.

I wish you continued success in your business endeavors.

Sincerely,



John E. Tully, CPA
Acting Director

| STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE FOR STATE AGENCY AND CASINO SERVICE CONTRACTORS | | DEPARTMENT OF TREASURY/ DIVISION OF REVENUE PO BOX 282 TRENTON, NJ 08646-0282 |
|---|---|--|
| TAXPAYER NAME: SHAUGER PROPERTY SERVICES, INC. | TRADE NAME: | |
| TAXPAYER IDENTIFICATION#: 223-564-559/000 | SEQUENCE NUMBER: 00002 | |
| ADDRESS: 429 DODD STREET EAST ORANGE, NJ 07017 | ISSUANCE DATE: 12/03/03 | |
| EFFECTIVE DATE: 12/08/97 | | |
| FORM-BRC(08-01) | Acting Director  | |
| This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address. | | |

Request for Taxpayer Identification Number and Certification

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

Print or type
See Specific Instructions on page 2.

| | |
|--|---|
| 1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Shauger Property Services, Inc. | |
| 2 Business name/disregarded entity name, if different from above 429 Dodd Street, East Orange, NJ 07017 | |
| 3 Check appropriate box for federal tax classification; check only one of the following seven boxes: <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____ Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member 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.) | Requester's name and address (optional) |
| 6 City, state, and ZIP code | |
| 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 Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

| | |
|---|--|
| Social security number | |
| [] [] [] - [] [] - [] [] [] [] | |
| or | |
| Employer identification number | |
| 2 2 - 3 5 6 4 5 5 9 | |

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 on page 3.

| | | |
|------------------|--|----------------|
| Sign Here | Signature of U.S. person ▶ <i>Arda M. Spahle</i> | Date ▶ 9/26/23 |
|------------------|--|----------------|

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.
 Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

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?* on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct for you are waiting for a number to be issued,
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.