

CITY COUNCIL

The City of Orange Township, New Jersey

DATE April 2, 2024

NUMBER 211-2024

TITLE: A RESOLUTION AWARDING A CONTRACT TO W.E. TIMMERMAN CO., INC. 3554 ROUTE 22 WEST, WHITEHOUSE, NEW JERSEY 08888 FOR PARTS AND REPAIRS TO TWO (2) ELGIN SWEEPERS FOR TWO (2) YEARS COMMENCING JANUARY 1, 2024 THROUGH DECEMBER 31, 2025 IN THE AMOUNT NOT TO EXCEED \$55,000.00 PER YEAR.

WHEREAS, the City of Orange Township did duly advertise on January 18, 2024 for public bids for parts and repairs to Street Sweepers pursuant to the specifications; and

WHEREAS, on January 30, 2024 the City of Orange Township did not receive bids; and

WHEREAS the City of Orange Township did duly advertise on March 8, 2024 for public re-bids for parts and repairs to Street Sweepers pursuant to the specifications; and

WHEREAS, on March 19, 2024 the City of Orange Township received one (1) public bid pursuant to specifications furnished prospective bidders from the following:

BIDDER	PERCENTAGE DISCOUNT
W.E. Timmerman Co. Inc. 3554 Route 22 West Whitehouse, New Jersey 0888	2%


WHEREAS, the Director of Public Works/Engineering did examine the bid and determined that W.E. Timmerman Co., Inc. bid complied with the Local Public Contracts Law; and

WHEREAS, W.E. Timmerman Co., Inc. did furnish to the City of Orange Township with an Affirmative Action Affidavit, 10% Stockholder Affidavit, Affidavit of Non-Collusion; Consent of Surety and

WHEREAS, the Chief Financial Officer of the City of Orange Township has prepared the necessary Certificate of Availability of Funds, a copy of which is attached hereto, certifying that funds will be available for this purpose in Account No. 4-01-26-315-000-528 and 5-01-26-315-000-528, contingent upon Council approval and inclusion of said item in the Temporary Budget and adopted 2024 & 2025 Budgets, there will be sufficient funds to contract with W.E. Timmerman Co., Inc..

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Orange Township, that a contract be awarded to W.E. Timmerman Co., Inc.; and

BE IT FURTHER RESOLVED, that the proper officers of the City of Orange Township are hereby authorized to enter into said contract with W.E. Timmerman Co., Inc for


A. M. [Signature]

parts and repairs to street sweepers upon condition that bidder comply fully with all terms and conditions of the specifications.

BE IT FURTHER RESOLVED, that the proper officers of the City of Orange Township, be and they are hereby authorized to return the unsuccessful bidders, the certified checks, cashier's checks or bid bonds, evidencing their guarantee in accordance with the provisions of N.J.S.A. 40A:11-24.

Adopted: April 2, 2024

Joyce L. Lanier
City Clerk

Tency A Eason
Council President

CITY OF ORANGE TOWNSHIP
FINANCE DEPARTMENT

CERTIFICATION OF FUNDS

I, Chief Financial Officer for the City of Orange Township, do hereby confirm that, based on the experience record of the prior year, and based on the Quote, RFP, or RFQ bid results, "extraordinary unspecifiable services" without competitive bids or inclusion in a cooperative which the City has approved, and contingent upon Council approval and inclusion of said item in the Temporary Budget and the adopted 2024, and 2025 Budgets, there will be sufficient funds to contract with:

Vendor Name: W.E. Timmerman Co. Inc.

Address: 3554 Route 22 West
P.O. Box 71

City: Whitehouse
State: New Jersey
Zip Code: 08888

Purpose: Parts and repairs for Street Sweepers
01/01/2024-12/31/2025

Fund:	Current Fund	
Line Description:	EVM - Equipment & Vehicle Maint. O&E - Contractual Services	
Budget years:	2024	2025
Account Numbers(s):	4-01-26-315-000-528	5-01-26-315-000-528
	55,000.00	55,000.00

Vendor ID: WE000010

P.O. Number: 24-00867

Amount not to exceed: \$ 110,000.00

Division Head

Date

Nile Clements

3/25/2024

Chief Financial Officer

Date

AGREEMENT

This Agreement, made and entered into this _____ day of _____, between the City of Orange Township and **W.E. Timmerman Co., Inc., 3554 Route 22 West, Whitehouse, New Jersey 08888.**

WHEREAS, the City of Orange Township wishes to retain a firm for the purpose **for furnishing, deliver parts and repairs to Elgin Street Sweepers** in the City of Orange Township, as specifically set forth in the attached specifications in the amount not to exceed \$55,000.00 per year.

WHEREAS, the City of Orange Township wishes to retain **W.E. Timmerman Co., Inc.** with offices located at 3554 Route 22 West, Whitehouse, New Jersey 08888, the lowest responsible bidder of bidders to submitting for such service on March 19, 2024 in response to an advertisement for bids on March 08, 2024.

WHEREAS, this firm and the individuals of the firm are to be retained pursuant to the Agreement as specified by the attached specifications and bids dated March 19, 2024; and

WHEREAS, the City Council of the City of Orange Township has, by **Resolution #_____** dated _____, authorizes **W.E. Timmerman Co., Inc.** for furnishing, deliver parts and repairs to Elgin Sweepers, as specified in the attached specifications and bids.

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

1. **W.E. Timmerman Co., Inc.** is hereby contracted by the City of Orange Township to provide services as specified in the attached specifications and bid.
2. This agreement shall be effective commencing on January 1, 2024 through December 31, 2025.

3. This agreement shall not be assigned nor shall any duties under this agreement be delegated by **W.E. Timmerman Co., 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 **W.E Timmerman Co., Inc.** In the event that this agreement is deemed to be terminated, the City shall pay **W.E. Timmerman Co., Inc.** for those services provided as of the effective date of termination.

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
City Clerk

Dwayne D. Warren, Esq.
Mayor

ATTEST:

W.E. Timmerman Co., Inc.

3554 Route 22 West
Whitehouse, New Jersey 08888

Approved as to Form and Sufficiency

Gracia R. Montilus, City Attorney

**CITY OF ORANGE OF TOWNSHIP
ESSEX COUNTY, NEW JERSEY**

**TECHNICAL SPECIFICATIONS
FOR
FURNISH, DELIVER PARTS AND REPAIRS FOR ELGIN STREET SWEEPER**

COMPLY
YES NO

1..0 INTENT

The intent of this proposal is to receive bids for discounts off the manufacturer's latest preprinted price list for Elgin Brand Sweeper Parts.

X _____

Bidders shall submit in writing on the proposal sheet (TS-5) the minimum percentage discount to be granted to the City.

X _____

All parts shall be OEM Parts. If OEM parts are requested but not available from the manufacturer, the City shall be notified and an alternative part may be submitted for approval.

X _____

Equivalent parts may be provided, only upon prior approval of the City and such parts shall be of the quality, grade, and consistency with respect to manufacture and performance, equal to or exceeding that, of genuine parts manufacturer.

X _____

OEM (Original Equipment Manufacturer) Parts – OEM parts are new parts, which are designed, manufactured and/or approved by the original equipment manufacturer and supplied by its dealer/distribution network for use in its equipment.

X _____

Successful bidder shall provide current production material. No used, outdated, shelf life or discounted items are acceptable

X _____

2..0 MANUFACTURER'S CATALOG AND PRICE LIST

The bidder shall submit the equipment manufacturer's latest preprinted price list upon request at any time during the term of the agreement.

X _____

Bidders shall not change any prices on a manufacturer's published price list. Should the manufacturer price list change during the contract period, the City reserves the right to request an updated manufacturer's price list.

X _____

3..0 QUANTITIES

The City shall not be bound to any minimum or maximum quantities.

X _____

CITY OF ORANGE TOWNSHIP
ELGIN SWEEPER PARTS

COMPLY
YES NO

4.0 PRICING

Provide the pricing on the TS-5 form using a fixed percentage (%) discount from the manufacturer price list for each category/brand as listed on the TS-5 form. All invoices shall reflect this minimum discount.

4.1. All prices shall be F.O.B. bidder's location unless expedited delivery is requested.

X _____

5.0 PRICE INCREASE OR DECREASE

5.1. The minimum percentage discount as stipulated in the contract will remain firm for the contract period. The same percentages will apply to all items in the manufacturer's current price list as it may change from time to time.

X _____

5.2. To qualify for any revision in price, either an increase or a decrease, the bidder must submit a copy of the manufacturer's latest printed revised price list or other such documentation indicating the dollar amount or percentage change in price upon request.

X _____

5.3. Any expedited and emergency freight delivery that the City requests must be approved and invoices shall reflect the itemized freight charges.

X _____

5.4. Should other items within this category be requested by the City discount will be taken off current price sheet, which shall be made available upon request.

X _____

6.0 RESPONSIBILITY OF BIDDERS

6.1. A price increase or decrease will only apply to bids based on goods from the manufacturer's direct factory branches, or their authorized distributors or dealers

X _____

6.2. Bidders are required to maintain on hand ample stock at all times to fill emergency orders. The City reserves the right to inspect the place of business of the low bidder to determine his ability to obtain and stock the manufacturer's items for delivery to the City.

X _____

6.3. Lubricants, motor oils, hydraulic/transmission fluids, coolant, etc. required to perform any repair that are not specific to the vehicle manufacturer shall be of a quality, grade, or consistency as recommended or required by the manufacturer.

X _____

**CITY OF ORANGE TOWNSHIP
ELGIN SWEEPER PARTS**

**COMPLY
YES NO**

6.4. Bidder must maintain and adequate supply of parts at bidder's facility. The City reserves the right to inspect these facilities to ensure that the supply of parts is adequate to minimize equipment down time.

X _____

6.5. Notice of any backorders shall be provided to the City along with reason and proof thereof.

6.6. To ensure minimal downtime in an emergency situation, the bidder facilities must be within 50 miles of the City. Please state distance in miles from the City of Orange Township to bidder's facility:

X _____

WHITEHOUSE - 29 MILES

7.0 WARRANTY/GUARANTEE

7.1. To optimize the useful life of the vehicle, and maintain consistency in the quality and reliability of parts utilized in all repairs, the City requires that all bidders shall use and install only manufacturer's genuine parts (or equivalent).

X _____

7.2. The successful bidder must guarantee all parts against defects in materials and/or workmanship for a period of one (1) year from date of delivery. (wear items not covered)

X _____

7.3. The bidder guarantees that the item is of first quality throughout and complies in all respects to the standards regularly sold by the Manufacturer in the lines ordered. All items to be guaranteed for one year after date of acceptance or if the manufacturer prescribes a guarantee of greater duration, the latter time period of the guarantee will control

X _____

8.0. EXCEPTIONS AND DEVIATIONS

8.1. Bidder shall fully describe every variance, exception and/or deviation. Additional sheets may be used if required.

PAGE 6 - BID REVIEW CRITERIA;

5. DELIVERY TIME: W.E. TIMMERMAN CO., INNC. (BIDDER) CAN NOT GUARANTEE

DELIVERY OF PARTS WITHIN 2 HOURS FROM TIME OF ORDER.

PROPOSAL FORM

TO: City of Orange Township

The undersigned hereby declares that they have carefully examined the requirements of the specifications contained herein, and propose to furnish and deliver to the City of Orange Township the specified parts and service repairs as required.

Furnish, Deliver Parts and Repairs for Elgin Street Sweeper

BRAND: ELGIN

Minimum Percentage Discount off of Manufactures List: 2 %

(In Words) TWO PERCENT

Labor (City's Location) per hour rate: 180.00

Labor (Vendor Location) per hour rate: 160.00

Pelican Sweeper Transport Rate (each way) 600.00

SIGNED:  _____

BIDDER: W.E. TIMMERMAN CO., INC.

TITLE: PRESIDENT

ADDRESS: 3554 ROUTE 22 WEST

WHITETHOUSE, NJ 08888

DATE: MARCH 19, 2024

STOCKHOLDER DISCLOSURE CERTIFICATION

This Statement Shall Be Included with Bid Submission

NAME OF BUSINESS W.E. TIMMERMAN CO., INC.

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business organization:

- Partnership Corporation Sole Proprietorship
 Limited Partnership Limited Liability Corporation Limited Liability Partnership
 Subchapter S Corporation

Sign and notarize the form below, and, if necessary, complete the stockholder list below

Stockholders:

Name: EDWARD K. BIXBY

Name: _____

Home Address: 131 OLD CLINTON RD

Home Address: _____

FLEMINGTON, NJ 08822

Name: _____

Name: _____

Home Address: _____

Home Address: _____

Name: _____

Name: _____

Home Address: _____

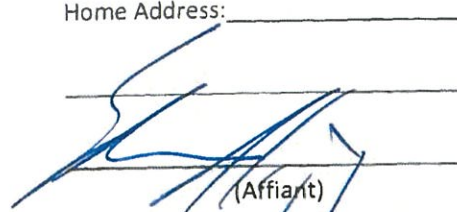
Home Address: _____

Subscribed and sworn before me this 19 day of

MARCH, 2024

(Notary Public) Colleen P. Walters

My Commission expires: JULY 30, 2027



(Affiant)

EDWARD K. BIXBY, PRESIDENT

(Print Name & Title of Affiant)

(Corporate Seal)

COLLEEN PATRICIA WALTERS
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES JULY 30, 2027

CITY OF ORANGE TOWNSHIP

(TO BE COMPLETED AND RETURNED WITH BID)

NON-COLLUSION AFFIDAVIT

State of New Jersey
County of HUNTERDON

SS:

I, EDWARD K. BIXBY residing in TOWNSHIP OF RARITAN
(Name of Affiant) (Name of Municipality)

In the County of HUNTERDON and State of NEW JERSEY of full
Age, being duly sworn according to law on my oath depose and say that:

I am PRESIDENT of the firm of W.E. TIMMERMAN CO., INC.

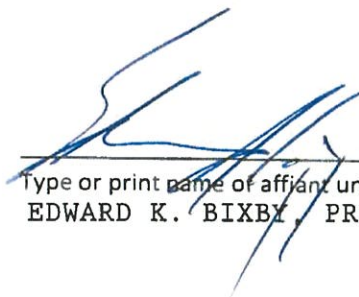
ELGIN PARTS AND REPAIR the bidder making this Proposal for the bid proposal entitled
(Title of bid proposal) and that I executed the said proposal with full authority to do

So that said bidder has not, directly or indirectly entered into any agreement, participated in any
collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the
above name project; and that all statements contained in said proposal and in this affidavit are true and
correct, and made with full knowledge that the W.E. TIMMERMAN CO., INC. relies upon the
(Name of Contracting Unit)

truth of the statements contained in said proposal and in the statements contained in this affidavit in
awarding the contract for the said project.

I further warrant that no person or selling agency has been employed or retained to solicit or secure
such contract upon an agreement or understanding for a commission, percentage, brokerage, or
contingent fee, except bona fide established commercial or selling agencies maintained by
W.E. TIMMERMAN CO., INC.

Subscribed and sworn to
Before me this
MARCH 19 20 24


Type or print name of affiant under signature
EDWARD K. BIXBY, PRESIDENT

Colleen P. Wolters
Notary Public of NEW JERSEY
My Commission expires JULY 30 20 27

COLLEEN PATRICIA WOLTERS
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES JULY 30, 2027

REQUIRED EVIDENCE
AFFIRMATIVE ACTION REGULATIONS
P.L. 1975, C. 127 (N.J.A.C. 17:27-3.2)

Before being awarded a contract, bidders are required to comply with the requirements of P.L. 1975, C.127, (N.J.A.C. 17:27-3.2). Within seven (7) days after receipt of the notification of intent to award the contract or receipt of the contract, whichever is sooner, the contractor should present one of the following to the Purchasing Agent:

1. A photocopy of a valid letter from the U.S. Department of Labor that the contractor has an existing federally-approved or sanctioned Affirmative Action Plan (good for one year from the date of the letter);
OR
2. A photocopy of approved Certificate of Employee Information Report issued in accordance with N.J.A.C. 17:24-4;
OR
3. An initial Employee Information Report (Form AA302) provided by the Affirmative Action Office and completed by the bidder in accordance with N.J.A.C.17:27-4;
OR
4. All successful construction contractors must submit within three days of the signing of the contract an Initial Project Workforce Report (AA201) for any contract award that meets or exceeds the Public Agency bidding threshold (available upon request) in accordance with N.J.A.C.17:27-7.

NO FIRM MAY BE ISSUED A CONTRACT UNLESS IT COMPLIES WITH THE AFFIRMATIVE ACTION REGULATIONS OF P.L. 1975, C.127.

The following questions must be answered by all bidders:

1. Do you have a federally-approved or sanctioned Affirmative Action Program?

Yes _____ No X

If yes, please submit a copy of such approval

2. Do you have a Certificate of Employee Information Report Approval?

Yes X No _____

If yes, please submit a copy of such certificate

The undersigned contractor certifies that he is aware of the commitment to comply with the requirements of P.L. 1975, C.127 and agrees to furnish the required documentation pursuant to the law.

Company: W.E. TIMMERMAN CO., INC.

Signature: _____

EDWARD K. BIXBY

Title: PRESIDENT

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)
N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; lay off or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and lay off to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract/compliance)

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

Vendor Signature: _____


EDWARD K. BIBBY, PRESIDENT

Date: MARCH 19, 2024

(TO BE COMPLETED AND RETURNED WITH BID)

HOLD HARMLESS AGREEMENT

Between The City of Orange Township
29 North Day Street
Orange, New Jersey 07050

And

W.E. TIMMERMAN CO., INC.

(Contractor)

3554 ROUTE 22 WEST
WHITEHOUSE, NJ 08888

Address (not a post office box)

908-534-4126

Telephone No. & Fax No.

It is understood and agreed the Contractor is;

1. An independent Contractor and is not an employee of the City of Orange Township.
2. The Contractor agrees to indemnify and hold harmless the City of Orange Township, the Council of the City of Orange Township, and all of its officers, agents and employees of and from any and all liability for damages for injury to person and property, including death, and against and from all suits and actions and all costs, damages and changes of whatsoever kind and nature, including attorney's fees to which the Township may be put for or on account of any injury or alleged injury to person, including death, or property, resulting from the performance of the Contractor's operations under this Contract, or by or in consequence of any neglect or omission of the part of the Contractor in the performance of operations under this Contract, whether such operations, or the absence thereof, be by the Contractor or anyone directly or indirectly employed by the Contractor.
3. The Contractor shall hold the City of Orange Township harmless for damages to the Contractor's equipment utilized during the term of this Contract.
4. The Contractor agrees to provide a certificate of insurance specifically naming the City of Orange Township as an additional named insured, providing general liability, bodily injury and property damage coverage with minimum limits of liability not less than \$500,000.00.

Signed this 19 day of MARCH 20 24

W.E. TIMMERMAN CO., INC.

Name of Bidder


Authorized signature and title

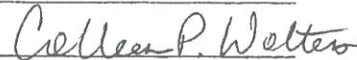
EDWARD K. BIXBY, PRESIDENT

Print - Authorized signature and title

Subscribed and sworn to

Before me this 19 day of

MARCH


Signature of Notary

COLLEEN PATRICIA WOLTERS
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES JULY 30, 2027

My Commission expires JULY 30 20 27

CERTIFICATE OF REGISTRATION & W-9
(P.L. 1999, C.238)

To: _____

Re: _____

- I. Pursuant to P.L. 1999, c.238, et al., specifically, P.L. 2003, c.91, N.J.S.A. 34:11-56.51, all Bidders are required to be registered by the New Jersey Department of Labor at the time bids are received by the Project Owner pursuant to the Public Works Contractor Registration Act. *
- II. No bidder shall list a subcontractor in a Bid Proposal for the contract unless the subcontractor is registered pursuant to P.L. 1999, c. 238 at the time of bid is made.
- III. No contractor or subcontractor shall engage in the performance of any public work subject to the contract, unless the contractor or subcontractor is registered pursuant to the Act.
- IV. Each contractor shall, after the bid is made and prior to the award of the contract, submit to the Project Owner the certificates of registration for the bidder and all subcontractors listed in the Bid Proposal.

*Any bidder who is not registered pursuant to the Act at the time bids are received shall be automatically disqualified and the bid shall be rejected.



BUSINESS ENTITY ANNUAL STATEMENT
NEW JERSEY ELECTION LAW ENFORCEMENT COMMISSION
 Phone: (609) 292-8700

FORM BE

THIS FORM MUST BE ELECTRONICALLY FILED AT:
www.elec.nj.gov

This statement is required to be filed by a business entity which has received \$50,000 or more in the aggregate during a calendar year through agreements or contracts with a public entity or public entities.

Part 1: General Information

Date of Statement 02/26/2024
format: MM/DD/YYYY

Activity for Calendar Year 2023

Check if Amendment

Part 2: Business Entity Information

Business Name W. E. Timmerman Co., Inc.

Business Type Other Business Organization

Address 1 PO Box 71

Address 2 _____

City Whitehouse State New Jersey Zip 08888

*(Area Code) Telephone Number 908-534-4126

ACKNOWLEDGEMENT

I have been authorized by the above named business entity to complete the annual statement, and certify that the statements and/or information contained herein are true. I am aware that if any of the statements or information are willfully false, I may be subject to punishment.

First Name Edward Last Name Bixby

Title/Position President Date 02/26/2024

*(Area Code) Telephone Number 908-534-4126

Check this box to certify the above acknowledgement.

A business entity which has received \$50,000 or more in the aggregate during a calendar year through agreements or contracts with a public entity or public entities, but has made no contributions to candidates or committees, shall file the business entity annual disclosure statement with the Commission to report that no contributions were made during the calendar year.

Check this box if the business entity has not made any reportable contributions during the calendar year.

*Leave this field blank if your telephone number is unlisted. Pursuant to N.J.S.A. 47:1A-1.1, an unlisted telephone number is not a public record and must not be provided on this form.



State of New Jersey

New Jersey Election Law Enforcement Commission

Governor Phil Murphy · Lt. Governor Tahesha Way

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Pay-to-Play

Filing Confirmation

Thank you for filing electronically.

The Commission has received the following report: Form_sfBE.pdf

Confirmation number : 20233045596

Business Entity Name : W. E. Timmerman Co., Inc.

Filing Year : 2023

The information was received on : 02/26/2024

If you used a software other than the Official Adobe Reader to open and fill-in the Form BE, there is a high probability that your filing will be rejected. If you have any questions or concern, refer back to the detailed instructions on the download page.

 [Print this page for your records.](#)

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Pay-to-Play

[PowerPoint Pres.....](#)

Legal References

[For State Pay-to-Play](#)
- [Dept. of the Treasury](#)

[For County and Local Pay-to-Play](#)
- [Dept. of Community Affairs](#)
- [Secretary of State Office](#)

Filing Deadlines

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BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF ORANGE TOWNSHIP, NEW JERSEY

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

"Local Unit Pay-To-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

"business entity" means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

"interest" means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

~~~~~  
**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions.** In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ... the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*

"The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

**BUSINESS ENTITY DISCLOSURE CERTIFICATION**  
**FOR NON-FAIR AND OPEN CONTRACTS**  
 Required Pursuant To N.J.S.A. 19:44A-20.8  
**CITY OF ORANGE TOWNSHIP, NEW JERSEY**

**Part I – Vendor Affirmation**

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that

**W. E. TIMMERMAN CO., INC.**

(Contractor)

has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding the date of reorganization to any of the following named candidate committee, joint candidates committee, or political party committee representing the elected officials of the **CITY OF ORANGE TOWNSHIP** as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

|                                |  |
|--------------------------------|--|
| <b>Dwayne D. Warren</b>        |  |
| <b>Kerry J. Coley</b>          |  |
| <b>Clifford Ross</b>           |  |
| <b>Weldon M. Montague, III</b> |  |
| <b>Tency A. Eason</b>          |  |
| <b>Quantavia L. Hilbert</b>    |  |
| <b>Adrienne Wooten</b>         |  |
| <b>Jamie Summers-Johnson</b>   |  |
|                                |  |
|                                |  |

**Part II – Ownership Disclosure Certification**

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership     Corporation     Sole Proprietorship     Subchapter S Corporation  
 Limited Partnership     Limited Liability Corporation     Limited Liability Partnership

| Name of Stock or Shareholder | Home Address                                       |
|------------------------------|----------------------------------------------------|
| <b>EDWARD K. BIXBY</b>       | <b>131 OLD CLINTON RD<br/>FLEMINGTON, NJ 08822</b> |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |
|                              |                                                    |

**Part 3 – Signature and Attestation:**

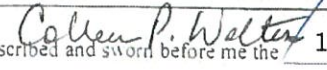
The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: **W. E. TIMMERMAN CO., INC.**

Signed:  Title: **PRESIDENT**

Print Name: **EDWARD K. BIXBY** Date: **MARCH 19, 2024**

Subscribed and sworn before me the 19 day of MARCH, 2024

 (Affiant)  
**EDWARD K. BIXBY, PRESIDENT**  
 (Print name & title of affiant) (Corporate Seal)

My Commission expires: **JULY 30, 2027**

COLLEEN PATRICIA WOLTERS  
 NOTARY PUBLIC  
 STATE OF NEW JERSEY  
 MY COMMISSION EXPIRES JULY 30, 2027

Selective Insurance Company of America  
40 Wantage Avenue  
Branchville, New Jersey 07890  
973-948-3000

Bond No. B 1305334

### BID BOND

KNOW ALL MEN BY THESE PRESENTS:

That W.E. Timmerman Co., Inc.  
3554 Route 22 West, P O Box 71 Whitehouse, NJ 08888 (hereinafter called the Principal)  
as Principal, and the SELECTIVE INSURANCE COMPANY OF AMERICA, a corporation created and existing under  
the laws of the State of New Jersey, with its principal office in Branchville, New Jersey (hereinafter called the Surety),  
as Surety, are held and firmly bound unto City of Orange Township  
City Hall, 29 North Day Street Orange, NJ 07050 (hereinafter called the Obligee)  
in the full and just sum of 10 % Percent of Total Bid Amount Not to Exceed \$ 20000 Dollars  
(S ) good and lawful money of the United States of America, to the payments of which sum of  
money well and truly to be made, the said Principal and Surety bind themselves, their and each of their heirs, executors,  
administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 19th day of March, 2024 A.D.

THE CONDITION OF THIS OBLIGATION IS SUCH, That, if the Obligee shall make any award within 60 days to  
the Principal for  
**PARTS AND REPAIRS FOR ELGIN STREET SWEEPER**

according to the terms of the proposal or bid made by the Principal therefor, and the Principal shall duly make and  
enter into a contract with the Obligee in accordance with the terms of said proposal or bid and award and shall give  
bond for the faithful performance thereof with Surety or Sureties approved by the Obligee; or if the Principal shall,  
in case of failure so to do, pay to the Obligee the damages which the Obligee may suffer by reason of such failure, not  
exceeding the penalty of this bond, then this obligation shall be null and void; otherwise it shall be and remain in full  
force and effect.

When this Bond has been furnished to comply with a statutory, regulatory or other legal requirement in the location where  
the construction is to be performed, any provision in this Bond conflicting with said statutory, regulatory or legal  
requirement shall be deemed deleted from this form and provisions conforming to such statutory, regulatory or other  
legal requirement shall be deemed incorporated herein. The intent is that this Bond shall be construed as a statutory  
bond and not as a common-law bond.

In Testimony Whereof, the Principal and Surety have caused these presents to be duly signed and sealed.

W.E. Timmerman Co., Inc.

WITNESS:

\_\_\_\_\_  
(If individual or firm)

\_\_\_\_\_, PRINCIPAL  
By: [Signature] (SEAL)  
EDWARD K. BIXBY, PRESIDENT

ATTEST:

[Signature]  
(If Corporation)

SELECTIVE INSURANCE COMPANY OF AMERICA, SURETY

By: [Signature]  
Rosemarie Rivera, Attorney-in-fact



Selective Insurance Company of America  
40 Wantage Avenue  
Branchville, New Jersey 07890  
973-948-3000

B 1305334

**SURETY CONSENT**

In consideration of the sum of One Dollar, lawful money of the United States, the receipt whereof is hereby acknowledged, and for other valuable considerations, Selective Insurance Company of America, herein called the Company, consents and agrees that if the contract for **PARTS AND REPAIRS FOR ELGIN STREET SWEEPER**

for which the preceding proposal is made be awarded to **W.E. Timmerman Co., Inc.**

of **3554 Route 22 West, P O Box 71 Whitehouse, NJ 08888**, herein called the Bidder, the Company will become bound as Surety for its faithful performance and will execute the final bonds required, and if the Bidder shall omit or refuse to execute such contract when notified or awarded then the Company will pay to **City of Orange Township City Hall, 29 North Day Street Orange, NJ 07050**

, herein called the Obligee, its damages per the terms of the bid bond provided to the Obligee with the Bidder's proposal and this consent.

Signed, sealed and dated March 19th 2024

**SELECTIVE INSURANCE COMPANY OF AMERICA**

BY: *Rosemarie Rivera*  
Attorney-in-Fact

**Rosemarie Rivera**



Selective Insurance Company of America
40 Wantage Avenue
Branchville, New Jersey 07890
973-948-3000
Bond No. B 1305334

POWER OF ATTORNEY

SELECTIVE INSURANCE COMPANY OF AMERICA, a New Jersey corporation having its principal office at 40 Wantage Avenue, in Branchville, State of New Jersey ("SICA"), pursuant to Article VII, Section 1 of its By-Laws, which state in pertinent part:

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

does hereby appoint Rosemarie Rivera

, its true and lawful attorney(s)-in-fact, full authority to execute on SICA's behalf fidelity and surety bonds or undertakings and other documents of a similar character issued by SICA in the course of its business, and to bind SICA thereby as fully as if such instruments had been duly executed by SICA's regularly elected officers at its principal office, in amounts or penalties not exceeding the sum of: Forty Thousand Dollars (\$40,000.00)

Signed this 19th day of March, 2024

CERTIFIED COPY

SELECTIVE INSURANCE COMPANY OF AMERICA

By: [Signature]

Brian C. Sarisky
Its SVP, Strategic Business Units, Commercial Lines



STATE OF NEW JERSEY :
:ss. Branchville
COUNTY OF SUSSEX :

On this 19th day of March 2024 before me, the undersigned officer, personally appeared Brian C. Sarisky, who acknowledged himself to be the Sr. Vice President of SICA, and that he, as such Sr. Vice President, being duly sworn, do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Sr. Vice President and that the same was his free act and deed and the free act and deed of SICA.



[Signature]
Notary Public



The power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of SICA at a meeting duly called and held on the 6th of February 1987, to wit:

"RESOLVED, the Board of Directors of Selective Insurance Company of America authorizes and approves the use of a facsimile corporate seal, facsimile signatures of corporate officers and notarial acknowledgements thereof on powers of attorney for the execution of bonds, recognizances, contracts of indemnity and other writing obligatory in the nature of a bond, recognizance or conditional undertaking."

CERTIFICATION

I do hereby certify as SICA's Corporate Secretary that the foregoing extract of SICA's By-Laws and Resolutions in full force and effect and this Power of Attorney issued pursuant to and in accordance with the By-Laws is valid

Signed this 19th day of March, 2024

[Signature]
Michael H. Lanza, SICA Corporate Secretary



Important Notice: If the bond number embedded within the Notary Seal does not match the number in the upper right-hand corner of this Power of Attorney, contact us at 973-948-3000. B91 (4-14)



Selective Insurance Company of America  
 40 Wantage Avenue  
 Branchville, New Jersey 07890  
 973-948-3000

BondNumberB 1305334

**SURETY DISCLOSURE STATEMENT AND CERTIFICATION**

Selective Insurance Company of America, surety on the attached bond, hereby certifies the following:

- (1) The surety meets the applicable capital and surplus requirements of R.S.17:17-6 or R.S.17:17-7 as of the surety's most current annual filing with the New Jersey Department of Banking and Insurance.
- (2) The capital and surplus, as determined in accordance with the applicable laws of the State of New Jersey, of the surety issuing the attached bond are in the following amounts as of the calendar year ended December 31, 2022, which amounts have been certified by certified public accountants:

| <u>Company</u>                         | <u>Capital</u> | <u>Surplus</u> | <u>CPA</u>                                        |
|----------------------------------------|----------------|----------------|---------------------------------------------------|
| Selective Insurance Company of America | \$4,400,000    | \$851,828,532  | KPMG LLP<br>345 Park Avenue<br>New York, NY 10154 |

- (3) With respect to the surety issuing the attached bond that has received from the United States Secretary of the Treasury a certificate of authority pursuant to 31 U.S.C. sec 9305, the underwriting limitation established therein and the date as of which the limitation was effective is as follows:

| <u>Company</u>                         | <u>Underwriting Limitation</u> | <u>Effective Date</u> |
|----------------------------------------|--------------------------------|-----------------------|
| Selective Insurance Company of America | \$85,183,000                   | July 1, 2023          |

- (4) The amount of the bond to which this statement and certification is attached is \$ 40,000.00 .

**CERTIFICATE**

(To be completed by an authorized certifying agent/officer for each surety on the bond)

I, Timothy A. Marchio, as Vice President, Bond SBU for Selective Insurance Company of America, a corporation domiciled in New Jersey, DO HEREBY CERTIFY that, to the best of my knowledge, the foregoing statements made by me are true, and ACKNOWLEDGE that, if any of those statements are false, this bond is VOIDABLE.

*Timothy A. Marchio*

\_\_\_\_\_  
 (Signature of certifying agent/officer)

Timothy A. Marchio  
 (Printed name of certifying agent/officer)

Vice President, Bond SBU  
 (Title of certifying agent/officer)

Dated: 03/15/2024  
 (month, day, year)



Selective Insurance Company of America  
 40 Wantage Avenue  
 Branchville, New Jersey 07890  
 973-948-3000

BondNo.B 1305334

**STATEMENT OF FINANCIAL CONDITION**

I hereby certify that the following information is contained in the Annual Statement of Selective Insurance Company of America ("SICA") to the New Jersey Department of Banking and Insurance as of December 31, 2022:

| <u>ADMITTED ASSETS (in thousands)</u>                      |                  | <u>LIABILITIES AND SURPLUS (in thousands)</u>          |                  |
|------------------------------------------------------------|------------------|--------------------------------------------------------|------------------|
| Bonds                                                      | \$2,141,305      | Reserve for losses and loss expenses                   | \$1,395,501      |
| Preferred stocks at convention value                       | 7,862            | Reserve for unearned premiums                          | 582,531          |
| Common stocks at convention values                         | 60,767           | Provision for unauthorized reinsurance                 | 818              |
| Subsidiary common stock at convention values               | 0                | Commissions payable and contingent commissions         | 43,037           |
| Short-term investments                                     | 123,365          | Other accrued expenses                                 | 30,780           |
| Mortgage loans on real estate (including collateral loans) | 101,914          | Other liabilities                                      | <u>451,942</u>   |
| Other invested assets                                      | 210,529          | Total liabilities                                      | 2,504,609        |
| Interest and dividends due or accrued                      | 19,769           | Surplus as regards policyholders                       | <u>851,829</u>   |
| Premiums receivable                                        | 514,883          | Total liabilities and surplus as regards policyholders | <u>3,356,438</u> |
| Other admitted assets                                      | 176,044          |                                                        |                  |
| Total admitted assets                                      | <u>3,356,438</u> |                                                        |                  |

I further certify that the following is a true and exact excerpt from Article VII, Section 1 of the By-Laws of SICA, which is still valid and existing.

The Chairman of the Board, President, Chief Executive Officer, any Executive Vice President, any Senior Vice President or any Corporate Secretary may, from time to time, appoint attorneys in fact, and agents to act for and on behalf of the Corporation and they may give such appointee such authority, as his/her certificate of authority may prescribe, to sign with the Corporation's name and seal with the Corporation's seal, bonds, recognizances, contracts of indemnity and other writings obligatory in the nature of a bond, recognizance or conditional undertaking, and any of said Officers may, at any time, remove any such appointee and revoke the power and authority given him/her.

IN WITNESS WHEREOF, I hereunto subscribe my name and affix the seal of SICA, this 2nd day of March, 2023.

  
 Michael H. Lanza  
 SICA Corporate Secretary



STATE OF NEW JERSEY :  
 :ss. Branchville  
 COUNTY OF SUSSEX :

On this 2nd day of March 2023, before me, the undersigned officer, personally appeared Michael H. Lanza, who acknowledged himself to be the Corporate Secretary of SICA, and that he, as such Corporate Secretary, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Corporate Secretary.

  
 Notary Public  
 My Commission Expires:



CHRISTINE MARIE LAWSON  
 NOTARY PUBLIC  
 STATE OF NEW JERSEY  
 MY COMMISSION EXPIRES APRIL 15 2024

TO BE COMPLETED AND RETURNED WITH BID

## CONSENT OF SURETY

A performance bond will be required from the successful bidder on this project, and consequently, all bidders shall submit, with their bid, a certificate in substantially the following form:

TO: \_\_\_\_\_  
(Owner)

RE: \_\_\_\_\_  
(Contractor)

\_\_\_\_\_  
(Project Description)

This is to certify that the \_\_\_\_\_ is licensed to  
(Surety Company)

Conduct business in the state of New Jersey and will provide to \_\_\_\_\_  
(Contractor)

a performance bond in the full amount of awarded contract in the event that said contractor is awarded a contract for the above project.

\_\_\_\_\_  
Authorized Agent of Surety Company

**CERTIFICATE OF SURETY MUST BE SIGNED BY AN AUTHORIZED AGENT OR REPRESENTATIVE OF A SURETY COMPANY AND NOT BY THE INDIVIDUAL OR COMPANY SUBMITTING THE BID**

# 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.

**1** Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.  
**W.E. TIMMERMAN CO., INC.**

**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.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

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.

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) \_\_\_\_\_

*(Applies to accounts maintained outside the U.S.)*

**5** Address (number, street, and apt. or suite no.) See instructions.  
**3554 RT 22 WEST, PO BOX 71**

**6** City, state, and ZIP code  
**WHITEHOUSE NJ 08888**

**7** List account number(s) here (optional)

Requester's name and address (optional)

Print or type. See Specific Instructions on page 3.

## 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**

|  |  |  |   |  |  |   |  |  |  |
|--|--|--|---|--|--|---|--|--|--|
|  |  |  | - |  |  | - |  |  |  |
|--|--|--|---|--|--|---|--|--|--|

OR

**Employer identification number**

|   |   |   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|---|---|
| 2 | 2 | - | 2 | 0 | 1 | 1 | 3 | 4 | 8 |
|---|---|---|---|---|---|---|---|---|---|

## 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 ▶ *Parvata Kulkarni* Date ▶ March 15, 2024

## 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.

STATE OF NEW JERSEY  
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY  
DIVISION OF REVENUE  
PO BOX 287  
TRENTON, NJ 08646-0287

TAXPAYER NAME:  
W. E. TIMMERMAN CO., INC.

TRADE NAME:

ADDRESS:  
3554 ROUTE 22 WEST  
WHITEHOUSE NJ 08888  
EFFECTIVE DATE:

SEQUENCE NUMBER:

0065963

ISSUANCE DATE:

03/19/10

09/06/73

*James J. [Signature]*  
Director  
New Jersey Division of Revenue

FORM-BRC

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

Certification 5180

**CERTIFICATE OF EMPLOYEE INFORMATION REPORT  
RENEWAL**

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State-Treasurer has approved said report. This approval will remain in effect for the period of **15-AUG-2019** to **15-AUG-2026**

**W. E. TIMMERMAN CO., INC.  
3554 RTE. 22 WEST, P.O. BOX 71  
WHITEHOUSE NJ 08888**



*Elizabeth M. Muoio*

ELIZABETH MAHER MUOIO  
State Treasurer



**BID DOCUMENT  
SUBMISSION CHECKLIST  
CITY OF ORANGE TOWNSHIP**

**A. Failure to submit the following documents is a mandatory cause for the bid to be rejected.  
(N.J.S.A. 40A:11-23.2)**

| Required with Submission of Bid (Owner's checkmarks) |                                                                                                                                                                                                                                                                              | Initial Each Item Submitted with Bid (Bidder's Initials) |
|------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| X                                                    | A bid guarantee as required by N.J.S.A. 40A:11-21                                                                                                                                                                                                                            |                                                          |
| X                                                    | A certificate from a surety company, pursuant to N.J.S.A. 40A:11-22                                                                                                                                                                                                          |                                                          |
| X                                                    | A statement of corporate ownership, pursuant to N.J.S.A. 52:25-24.2                                                                                                                                                                                                          |                                                          |
|                                                      | A listing of subcontractors as required by N.J.S.A. 40A:11-16                                                                                                                                                                                                                |                                                          |
| X                                                    | If applicable, bidder's acknowledgement of receipt of any notice(s) or revision(s) or addenda to an advertisement, specifications or bid document                                                                                                                            |                                                          |
|                                                      | Public Works Contractor's Registration Act Certificate or copy of application submitted in the last thirty (30) days                                                                                                                                                         |                                                          |
| X                                                    | Business Certificate Registration all contractors seeking the reward of this contract must be registered with the State of New Jersey pursuant to the States Business Registration Act. A certificate showing proof of registration must be included in all "bid proposals". |                                                          |
| X                                                    | Business Entity Disclosure Certification "Pay-To-Play Law, pursuant to P.L. 2004, c.19 as amended by P.L. 2005, c.51                                                                                                                                                         |                                                          |
|                                                      | Disclosure of Investment Activities in Iran, pursuant to P.L. 2012, c.25                                                                                                                                                                                                     |                                                          |

**B. Failure to submit the following documents may be a cause for the bid to be rejected.  
(N.J.S.A. 40A:11-23.1b)**

| Required with Submission of Bid (Owner's Checkmarks) | Initial Each Item Submitted with Bid (Bidder's Initials) | Required with Submission of Bid (Owner's checkmarks) | Initial Each Item Submitted with Bid (Bidder's Initials) |
|------------------------------------------------------|----------------------------------------------------------|------------------------------------------------------|----------------------------------------------------------|
| X                                                    |                                                          |                                                      |                                                          |
|                                                      |                                                          |                                                      |                                                          |
| X                                                    |                                                          |                                                      |                                                          |
| X                                                    |                                                          |                                                      |                                                          |
| X                                                    |                                                          |                                                      |                                                          |
| X                                                    |                                                          |                                                      |                                                          |

|  |                                                                                                                          |  |
|--|--------------------------------------------------------------------------------------------------------------------------|--|
|  | Prevailing Wage Affidavit                                                                                                |  |
|  | Statement of Bidder's Qualifications, Experience and Financial Ability                                                   |  |
|  | Affidavit of Experience and References                                                                                   |  |
|  | Affidavit of Bidder that he/she is Not on the State of New Jersey's List of Disbarred, Suspended or Disqualified Vendors |  |
|  | List of five (5) completed projects in last three years                                                                  |  |
|  | Company's Asbestos and/or Lead Abatement Certification                                                                   |  |

**C. SIGNATURE: The undersigned hereby acknowledges reading and has submitted the above listed requirements**

Name of Bidder: W.E. TIMMERMAN CO., INC By Authorized Representative: \_\_\_\_\_

Signature: Print Name and Title: EDWARD K. BIXBY, PRESIDENT

Date: MARCH 19, 2024