



# State of New Jersey Council on Local Mandates Complaint

The form is to be completed and signed by the Claimant's attorney or other authorized representative, identified under Part I (B).

## I (A). Information regarding the Claimant (include title if a County Executive or Mayor):

Name of Claimant (and title if applicable):

### Claimant contact information:

Mailing Address:

City:

State: New Jersey

Zip Code:

Phone:

Fax:

E-mail address:

## I (B). Name of person preparing this document, and title or relationship to Claimant (e.g., legal counsel, business administrator, superintendent):

Name:

Title/Relationship:

### Contact information for person identified in Part I (B):

Mailing Address:

City:

State: New Jersey

Zip Code:

Phone:

Fax:

E-mail Address:

## II. The Complaint:

1. Claimant alleges that the following statute, rule, or regulation is an unfunded mandate in violation of the New Jersey Constitution, article VIII, § 2, ¶ 5 and N.J.S.A. 52:13H-2, because it does not authorize resources, other than the property tax, to offset the additional direct expenditures required for its implementation:

2. The above-cited statute, rule, or regulation became effective on:

3. The following is the basis for the claim made herein that the statute, rule, or regulation identified in paragraph II (1) is an unfunded mandate:

Note: The text provided in paragraph II (3) is to be used for the Pleading Summary published on the Council's web site. If more space is needed, please attach additional sheet(s).

4. State Claimant's estimate of the additional direct expenditures required to implement the statute, rule or regulation identified in paragraph II (1), together with:

- (a) a description of the frequency of the estimated expenses (i.e. annual, monthly), and
- (b) a specification of the basis for the estimate.

Note: If more space is needed, please attach additional sheet(s).

5. Does Claimant seek injunctive relief? No  Yes

If yes, on attached sheet(s), provide a description of the nature and extent of imminent irreparable injury that will result to Claimant in the absence of injunctive relief.

6. Claimant attaches:

- Resolution (of county/municipal governing body or of board of education), which is incorporated herein by reference, *or*
- Copy of notice of intention to file a complaint provided to governing body.

**WHEREFORE, Claimant demands judgment by the Council that the statute, rule, or regulation identified in paragraph II (1) above is an unfunded mandate pursuant to the New Jersey Constitution, Art. VIII, § 2, ¶ 5 and N.J.S.A. 52:13 H-2, and that it shall cease to be mandatory in effect and expire.**

*Jillian Falt*  
 \_\_\_\_\_  
*(Signature of person preparing this document).*

Date:

\_\_\_\_\_  
 Name (typed or printed) of person signing

\_\_\_\_\_  
 Title (typed or printed) of person signing

Total number of attached pages:

Print Form

# RESOLUTION



## Borough of Fort Lee Bergen County, New Jersey

Council	Motion	Second	Yes	No	Abstain	Absent
<b>Sohmer</b>		X	X			
<b>Yoon</b>			X			
<b>Suh</b>			X			
<b>Drumgoole</b>			X			
<b>Kasofsky</b>			X			
<b>Cervieri</b>	X		X			

December 15, 2022  
Regular Session Meeting

Resolution # R-4

Carried: X Defeated:     Tabled:    

Approved on Consent Agenda:    

### RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE BOROUGH ATTORNEY TO FILE A COUNCIL ON LOCAL MANDATES COMPLAINT REGARDING CERTAIN LIABILITY INSURANCE POLICY REQUIREMENTS FOR BUSINESS OR RENTAL UNITS

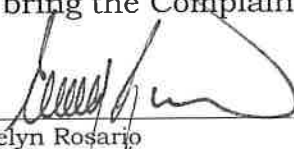
**WHEREAS**, Governor Murphy signed P.L. 2022, c.92 on August 5, 2022, which requires business owners and rental unit owners to maintain certain liability insurance policies and to register the compliant certificate of insurance with the municipality annually in which the business or rental units are located; and

**WHEREAS**, the Borough of Fort Lee (hereinafter "Borough") shall seek relief from the imposition of requiring the Borough to maintain a business insurance registry requiring the Borough of Fort Lee to expend employee time and funds to compile and maintain the registry which registry is an unfunded State mandate; and

**WHEREAS**, the Mayor and Council believes it is in the best interest of the citizens of the Borough that the Borough Attorney be authorized to file a Council on Local Mandates Complaint with respect to the financial burden imposed on the municipality to compile and maintain a business insurance registry; and

**NOW THEREFORE**, be it resolved by the Mayor and Council of the Borough of Fort Lee as follows:

1. The Borough Attorney is hereby authorized to file a Council on Local Mandates Complaint at the earliest possible time.
2. The Borough Attorney is further authorized to take all necessary actions to bring the Complaint to a satisfactory resolution.

I,  Municipal Clerk Borough of Fort Lee do hereby certify that the foregoing resolution is a true copy of a resolution adopted by the Fort Lee Governing Body at the Regular Session Meeting held December 15, 2022.