

**BOROUGH OF LEONIA  
BERGEN COUNTY, NEW JERSEY**

**Date: February 3, 2025**

**RESOLUTION NO. 2025-90**

Council	Motion	Second	Yes	No	Abstain	Absent
<b>Zeigler</b>	✓		✓			
<b>Fisher</b>		✓	✓			
<b>Grandelis</b>			✓			
<b>Hesterbrink</b>			✓			
<b>Scarangella</b>			✓			
<b>Terrell</b>			✓			
<b>Mayor Ziegler</b>	---	---				

**RESOLUTION OF THE BOROUGH OF LEONIA, COUNTY OF BERGEN,  
CORRECTING CLERICAL ERROR IN RESOLUTION 2025-78**

**WHEREAS**, on March 20, 2024, Governor Murphy signed into law an Amendment to the Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) (hereinafter “Amended FHA”); and

**WHEREAS**, the Amended FHA requires the Department of Community Affairs (“DCA”) to produce non-binding estimates of fair share obligations on or before October 20, 2024; and

**WHEREAS**, the DCA issued a report on October 18, 2024 (“DCA Report”) wherein it reported its estimate of the obligation for all municipalities based upon its interpretation of the standards in the Amended FHA; and

**WHEREAS**, the DCA Report calculates the Round 4 (2025-2035) obligations of the Borough of Leonia as follows: a Present Need or Rehabilitation Obligation of 68 and a Prospective Need or New Construction Obligation of 104; and

**WHEREAS**, the Borough, in accordance with the Amended FHA, adopted a resolution on January 22, 2025 and filed a declaratory relief action on January 23, 2025; and

**WHEREAS**, January 22, 2025 resolution provides that “the Borough has accepted the Present Need (“Rehabilitation”) obligation of 68 as reported by the DCA in its October 18, 2025 Report”; and

**WHEREAS**, the declaratory relief action correctly noted that the Borough was committing to the Present Need number of 68; and

**WHEREAS**, notwithstanding the Borough’s commitment to the DCA calculation of Present Need, it has come to our attention that the January 22, 2025 resolution had a typographical error and did not correctly identify the DCA’s Present Need number; and

**WHEREAS**, the Borough wrote a letter, dated January 31, 2025, to point out the typographical error and to eliminate any possible confusion (See Exhibit A); and

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**WHEREAS**, the Borough wishes (a) to correct the clerical error in the adopted resolution, (b) to make it consistent with the declaratory relief complaint and the Borough's stated intentions in the January 22, 2025 resolution to accept the DCA's calculation of Present Need; (c) to eliminate any confusion as to the Borough's intention to commit to the DCA's Present Need number and (d) to ratify the correction of the clerical error reported in the letter dated January 31, 2025;

**NOW, THEREFORE, BE IT RESOLVED** on this 3rd day of February, 2025 by the Borough of Leonia as follows:

1. Paragraph 2 of Resolution 2025-78 is amended to replace "0" with "68".
2. The correction reported in the letter to the Court dated January 31, 2025 is hereby ratified.
3. Affordable Housing Counsel is directed to file this resolution immediately with the program and the Court.

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I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Borough of Leonia at a meeting of said Borough Council on February 3, 2025.

  
Jonathan Mandel, RMC  
Borough Clerk

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January 31, 2025

### VIA ECOURTS

**Honorable Gregg A. Padovano, J.S.C.**

Bergen County Superior Court

10 Main Street

Hackensack, NJ 07601

**RE: In the Matter of the Application of the Borough of Leonia**  
**Docket No.: BER-L-522-25**

Dear Judge Padovano,

This Firm represents the Borough of Leonia. Pursuant to communications with the Program's Secretary today, we would like to confirm that the Borough has accepted the DCA's Present Round Obligation of 68 as set forth in the preamble to the resolution it adopted on January 22, 2025. Similarly, the declaratory relief action the Borough filed on January 23, 2025 also commits to a present need number of 68. However, it has just come to our attention that due to a typographical error, the January 22, 2025 resolution later states on page 4 of the resolution that the Borough is committing to a rehab number of 0. It should have read 68, not 0. To eliminate any possible confusion, we wanted to bring this to your attention.

Thank you for your attention to this matter.

Respectfully Submitted,

*Jeffrey R. Surenian*

Jeffrey R. Surenian

JRS/In

cc: All attorneys of Record (via ecourts)