

BOROUGH OF RIVER EDGE
RESOLUTION #26-59

**RESOLUTION AUTHORIZING EXECUTION OF MEDIATION AGREEMENT WITH
FAIR SHARE HOUSING CENTER REGARDING FOURTH ROUND HOUSING
ELEMENT AND FAIR SHARE PLAN**

WHEREAS, on March 20, 2024, Governor Murphy signed P.L. 2024, c.2., into law, which established a new framework for determining and enforcing municipalities' affordable housing obligations under the Mount Laurel doctrine and the Fair Housing Act (the "Amended Act"); and

WHEREAS, the Borough of River Edge ("Borough "or "River Edge") filed a resolution of participation in the Affordable Housing Dispute Resolution Program (the "Program") and a declaratory judgment action pursuant to N.J.S.A. 52:27D-301 et. seq. (the "Fair Housing Act") on January 24, 2025; and

WHEREAS, the Court entered an order on May 13, 2025, setting the Borough's Fourth Round fair share obligations as a Present Need of 33 units and a Prospective Need of 159 units, which no party appealed, and ordering the Borough to file a Housing Element and Fair Share Plan ("HEFSP") by June 30, 2025; and

WHEREAS, the Borough filed its HEFSP on June 27, 2025, on eCourts ("Adopted HEFSP"); and

WHEREAS, Fair Share Housing Center ("FSHC") filed a challenge pursuant to N.J.S.A. 52:27D-304.1(f)(2)(b) regarding the Borough's Adopted HEFSP on August 29, 2025; and

WHEREAS, representatives of the Borough and FSHC engaged in good faith negotiations regarding the Borough's Adopted HEFSP and, as a result of those negotiations, a Mediation Agreement between the Borough and FSHC has been prepared which resolves the issues raised in the FSHC challenge and which, if approved by the Program, will result in the issuance of a compliance certification to the Borough; and

WHEREAS, the Borough desires to authorize the execution of the Mediation Agreement between the Borough and FSHC.

NOW, THEREFORE, BE RESOLVED by the Borough Council of the Borough of River

Edge, County of Bergen, State of New Jersey, as follows:

1. All the terms and conditions of the Mediation Agreement by and between the Borough of River Edge and Fair Share Housing Center (“FSHC”) dated January 7, 2026, be and the same are hereby approved, ratified and confirmed by the Borough.

2. The Mayor and Borough Clerk are hereby authorized to execute said Mediation Agreement subsequent to the execution by FSHC and, together with other appropriate officers and employees of the Borough, are hereby authorized to take all steps necessary to effectuate the purposes of this Resolution.

3. The Borough hereby authorizes and approves any non-substantive modifications to the Mediation Agreement as may be recommended and approved by the Mayor and Special Counsel prior to execution

4. This Resolution shall take effect immediately.

January 22, 2026

	Motion	Second	Yes	No	Abstain	Absent
Montisano-Koen						
Kinsella						
Malellari						
Glass						
Dhariwal						
Feffer						
Mayor Papaleo						

C E R T I F I C A T I O N

I, Anne Dodd, RMC, Borough Clerk of the Borough of River Edges hereby certifies the foregoing to be a true copy of a Resolution adopted by the Borough Council of the Borough of River Edge at a duly convened meeting held on January 22, 2026.

Anne Dodd, RMC BoroughClerk