

**RESOLUTION NO. 23-**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

Resolution Authorizing Filing Of Complaint With The State Council On Local Mandates  
in Relation To Excess Costs Associated With Motor Vehicle Thefts And Associated  
Crimes Resulting From Bail Reform

**WHEREAS**, pursuant the New Jersey Constitution (the "State Constitution"), the New Jersey Council on Local Mandates (the "Council") is charged with determining whether any statute, rule or regulation constitutes an "unfunded mandate" in violation of Article VIII, § 2, ¶ 5 of the State Constitution and N.J.S.A. 52:13H-2 imposed against a local government entity; and

**WHEREAS**, since the enactment of the bail reform law in January 2017, motor vehicle thefts and associated crimes in Monmouth County have increased by 40% with more than one-third of those being arrested and released committing the same crime again; and

**WHEREAS**, the Township of Middletown (the "Township") has been forced to increase police patrols and significantly increase expenditures to combat the surge in auto thefts and associated crimes that statistically correlates with the enactment of the bail reform law; and

**WHEREAS**, since the bail reform was enacted, the Township's taxpayers have been forced to cover hundreds of thousands of dollars of unfunded costs associated with combating and investigating auto thefts and associated crimes on an annually reoccurring basis; and

**WHEREAS**, the bail reform law, therefore, violates N.J.S.A. 52:13H-2 because the State has "not authorize[d] resources to offset the additional direct expenditures required for the implementation of the law . . ."; and

**WHEREAS**, under the State Constitution, the Council is empowered to act to eliminate such unfunded mandates imposed upon municipal governments by the State.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby authorizes and directs the Township Attorney to file a Complaint with the Council to address the above-recited unfunded mandate that the bail reform law has imposed upon municipal governments.