



Legislation Details (With Text)

File #: 20-0922 **Version:** 1 **Name:** Resolution: Refund of Rental Fee at the Recreation Center (Birthday Party) - Shirena Caldwell (\$150.00)
Type: Resolution **Status:** Adopted
File created: 7/29/2020 **In control:** Recreation, Cultural Affairs and Senior Services
On agenda: 10/7/2020 **Final action:** 10/7/2020

Title: Dept/ Agency: Recreation, Cultural Affairs and Senior Services
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Refund
Purpose: Refund of rental fee paid to have a Birthday Party at the Recreation Center.
Entity Name: Shirena Caldwell
Entity Address: 27 Aldine Street, Newark, New Jersey 07112
Property Location:
(Address/Block/Lot/Ward/Site Known As
N/A
Amount of Refund: \$150.00
Additional Information:
Shirena Caldwell, of 27 Aldine Street, Newark, New Jersey 07112, submitted an event permit application on February 26, 2020 to host a birthday party at Sharpe James/Kenneth A. Gibson Recreation Center on Saturday, April 18, 2020, but due to no fault of the applicant, the recreation center was ordered closed due to the COVID-19 Pandemic.
Certification of Funds in the amount of \$150.00

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
10/7/2020	1	Municipal Council	Adopt	Pass

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WHEREAS, the Department of Recreation, Cultural Affairs and Senior Services issues permits

to City of Newark residents to host birthday parties and baby showers at (2) two recreation centers, Boylan Street Recreation Center, at 916 South Orange Avenue and Sharpe James/Kenneth A. Gibson Recreation Center, at 226 Rome Street for a rental fee in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) ; and

WHEREAS, Shirena Caldwell, of 27 Aldine Street, Newark, New Jersey 07112, submitted an event permit application on February 26, 2020 to host a birthday party at Sharpe James/Kenneth A. Gibson Recreation Center on Saturday, April 18, 2020; and

WHEREAS, due to the COVID-19 Pandemic non-essential municipal buildings were ordered closed and stay at home orders issued by the Governor of the State of New Jersey; and

WHEREAS, due to the COVID-19 Pandemic, Shirena Caldwell, though no fault of her own, was not able to have the birthday party at Sharpe James/Kenneth A. Gibson Recreation Center on Saturday, April 18, 2020 and requested a refund of the fee; and

WHEREAS, Title II, Chapter 4, Section 4.5 of the Revised Ordinances of the City of Newark, New Jersey states in the event of a permit being denied or withdrawn by the applicant, there shall be refunded to the applicant the amount of the permit fee, less than 10% thereof, but not less than One Dollar and Zero Cents (\$1.00) or more than Ten Dollars and Zero Cents (\$10.00), unless otherwise provided by statute; and

WHEREAS, there is no statute stating otherwise and therefore the Ordinance above-mentioned governs this transaction; and

WHEREAS, the Director of the Department of Recreation, Cultural Affairs and Senior Services wishes the waive the 10% or \$10.00 deduction requirement due to the Sharpe James/Kenneth A. Gibson Recreation Center being closed on April 18, 2020 due to the COVID-19 Pandemic.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Municipal Council authorizes the Director of the Department of Recreation, Cultural Affairs and Senior Services to waive the deduction fee required by Ordinance 2:4-4.5 and the Director of the Department of Finance to reimburse the full permit fee.
2. The Director of the Department of Finance is hereby authorized to issue a refund check in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) to Shirena Caldwell, of 27 Aldine Street, Newark, New Jersey 07112, as a return of the fee paid towards Sharpe James/Kenneth A. Gibson Recreation Center rental to host a birthday party.
3. Attached hereto is a copy of the Certification of Funds from the Director of the Department of Finance , which states: (1) that there are sufficient in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) for the purpose herein above set forth; and (2) that the line appropriations which shall be charged is as follows: Business Unit NW026; Department BS; Account # 46160: Budget Ref; B2020.
4. A copy the money order and event permit application shall be filed in the Office of the City Clerk by the Director of the Department of Recreation, Cultural Affairs and Senior Services.

STATEMENT

This resolution authorizes the Director of the Department of Finance to issue a refund check made payable to: Shirena Caldwell, of 27 Aldine Street, Newark, New Jersey 07112, in the amount of \$150.00 waiving the lesser of 10% or \$10.00 deduction due to the James/Kenneth A. Gibson Recreation Center being shut down during the COVID-19 Pandemic by no fault of the applicant.