



Legislation Details (With Text)

File #: 14-0398 **Version:** 1 **Name:** Giana Oneal File# 14-0398
Type: Resolution **Status:** Adopted
File created: 3/20/2014 **In control:** Water Sewer Utility
On agenda: 5/7/2014 **Final action:** 5/7/2014

Title: Dept/ Agency: Water and Sewer Utilities
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Refund
Purpose: Refund of Overpayment on Water/Sewer Account 51834
Entity Name: Giana Oneal
Entity Address: 65 Montgomery Street, Irvington, New Jersey 07111
Property Location: 65 Montgomery Street, South Ward
Amount of Refund: \$3,978.48
Additional Information:
On the border between the Township of Irvington and the City of Newark

Sponsors:

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
5/7/2014	1	Municipal Council	Adopt	Pass

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Additional Information:
On the border between the Township of Irvington and the City of Newark

WHEREAS, Giana Oneal (“Owner”) is the owner of the property located at 65 Montgomery Avenue Irvington, New Jersey 07111, which is on the border between the Township of Irvington and the City of Newark, and is serviced by the City of Newark’s Department of Water and Sewer Utilities Account Number 51834; and

WHEREAS, from November 15, 2000, through January 31, 2013, the City of Newark billed said account \$3,978.48 for sewer services (see the spreadsheet attached hereto and made a part hereof); and

WHEREAS, on February 11, 2013, the City of Newark discovered that said account is actually a water-only account, and that the sewerage from the property is discharged into the Township of Irvington’s sewer system, not the City of Newark’s; and

WHEREAS, the City of Newark's previously-mentioned billing for sewer services had been calculated based upon the rate of use of water (see the attached e-mail dated February 11, 2013, from Ousama Mohamed, and the attached e-mail dated February 13, 2013, from Cynthia Williams, both of whom are employed by the City of Newark Department of Water and Sewer Utilities); and

WHEREAS, as a result of the foregoing, on December 31, 2013, the account was credited \$3,978.48 (see excerpt from the account's transaction detail that is attached hereto and made a part hereof); and

WHEREAS, Owner has made a request to be refunded \$3,978.48 on said account due to the billing adjustment described above.

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

1. The Mayor and/or his designee, the City Treasurer, are hereby authorized and directed to issue a refund check for the total amount of \$3,978.48 to Giana Oneal, 65 Montgomery Avenue, Irvington, New Jersey 07111, as a result of a billing adjustment to the City of Newark's Department of Water and Sewer Utilities Account Number 51834 that was made because the account had inadvertently been billed for sewer services not provided.
2. Attached hereto is a copy of the Certification of Funds from the Comptroller of the City of Newark, which states that there are sufficient legally appropriated funds for the purpose here-in-above set forth, and that the line appropriation of the official 2013 budget which shall be charged is Business Unit NW037, Dept. ID 750, Div./Proj. 7501, Account # 49800.
3. A copy of this resolution as adopted shall be filed in the Office of the City Clerk by the Acting Director of the Department of Water and Sewer Utilities.

STATEMENT

This resolution authorizes the Mayor and/or his designee, the City Treasurer, to issue a refund check in the amount of \$3,978.48 to Giana Oneal, 65 Montgomery Street, Irvington, New Jersey 07111, for a billing adjustment to the City of Newark's Department of Water and Sewer Utilities Account Number 51834 that was made because of a billing error.