

CITY OF JEANNETTE

RESOLUTION NO. 15-05

A RESOLUTION OF THE GOVERNING BOARD OF CITY OF JEANNETTE, WESTMORELAND COUNTY PENNSYLVANIA, AUTHORIZING, EMPOWERING AND DIRECTING THE PROPER OFFICERS OF THE GOVERNING BOARD TO EXECUTE AN AGREEMENT WITH BERKHEIMER WHEREUNDER BERKHEIMER IS RETAINED AS THE EXCLUSIVE TAX COLLECTOR FOR THE COLLECTION OF CERTAIN TAXES FOR THE TERM HEREIN DEFINED, TOGETHER WITH SUCH EXTENSIONS AS MAY BE AGREED UPON, SAID TAX ENACTMENT HAVING BEEN ADOPTED UNDER AND PURSUANT TO THE AUTHORITY OF THE PENNSYLVANIA LOCAL TAX ENABLING ACT.

WHEREAS, the Pennsylvania Local Tax Enabling Act ("LTEA") authorizes certain political subdivisions, including, CITY OF JEANNETTE, WESTMORELAND COUNTY, to levy, assess and collect certain local taxes; and

WHEREAS, CITY OF JEANNETTE, WESTMORELAND COUNTY, by Resolution and/or Ordinance, has levied, assessed and provided for the collection of such local taxes; and

WHEREAS, the LTEA specifies that any such political subdivision may provide for the creation of such bureaus or the appointment and compensation of such officers, clerks, collectors and other assistants and employees as may be deemed necessary for the assessment and collection of taxes imposed under the authority of that Act; and

WHEREAS, CITY OF JEANNETTE, WESTMORELAND COUNTY, and Berkheimer have negotiated an Agreement whereby and whereunder it will hire Berkheimer to collect certain local taxes levied CITY OF JEANNETTE, WESTMORELAND COUNTY, and

WHEREAS, CITY OF JEANNETTE, WESTMORELAND COUNTY, recognizes the legal obligation and practical necessity for Berkheimer to establish and maintain consistent rules and regulations to be used in the efficient administration and collection of said taxes;

THEREFORE, BE IT RESOLVED that:□

1. CITY OF JEANNETTE, WESTMORELAND COUNTY COUNTY hereby appoints BERKHEIMER as its exclusive collector of its:

- Local Services Tax [current/delinquent]
- Business Privilege Tax [current/delinquent]
- Mercantile Tax [current/delinquent]
- Amusement Tax [current/delinquent]
- Mechanical Device Tax [current/delinquent]
- Per Capita Tax [current/delinquent]

* Occupational Assessment Tax [current/delinquent] *EARNED INCOME TAX

for the initial term commencing 1 January 2016 and ending 31 December 2016, and any subsequent renewal terms thereafter, said initial and renewal periods to include all quarterly and annual collections pertinent to the tax years therein. This appointment resolution shall be deemed to encompass any renewal terms agreed upon by the parties without further reenactment of this resolution or re-appointment.

2. Further, BERKHEIMER is authorized to retain any costs of collection incurred in recovering delinquent taxes and assessed to the delinquent taxpayer as allowed by law.

3. Further, CITY OF JEANNETTE, WESTMORELAND COUNTY APPROVES AND ADOPTS the Agreement negotiated with Berkheimer for the collection of the above selected taxes.

4. And further, CITY OF JEANNETTE, WESTMORELAND COUNTY adopts and incorporates the any applicable tax rules and regulations as promulgated by Berkheimer, in their entirety.

5. Any resolution or part of this resolution conflicting with the provisions of this resolution be and the same are hereby repealed to the extent of such conflict.

ENACTED into a RESOLUTION this 9TH day of SEPTEMBER, 2015

BY: 
Richard R. Jacobelli, Mayor

ATTEST: 
Michael Nestico, City Manager