

A RESOLUTION  
OF THE BOROUGH COUNCIL OF LANDISBURG BOROUGH

WHEREAS, during the 2017 municipal election cycle, an election was held for the office of Tax Collector in Landisburg Borough, for a four year term commencing on January 1, 2018; and

WHEREAS, no persons were nominated for the office of Landisburg Borough Tax Collector at the municipal primary election held in May 2017; and

WHEREAS, no eligible Borough elector was elected to the aforesaid elective office at the municipal election held in November 2017; and

WHEREAS, the governing body of Toboyne Township, a conveniently located district, has expressed a willingness to enter into an agreement with Landisburg Borough Council for the joint collection of taxes pursuant to pertinent provisions of the Local Tax Collection Law (Act of May 25, 1945, P.L. 1050, Section 4.2, added by Act of March 22, 2002, P.L. 200, No. 14, Section 2; 72 P.S. 5511.4b), and said Township has this date executed such an agreement; and

WHEREAS, the duly elected tax collector of Toboyne Township, Barbara-Ann Herr, who is serving a four year term in that office commencing January 1, 2018, has agreed to serve as tax collector for the joint tax collection district to be established pursuant to agreement between the taxing districts of Landisburg Borough and Toboyne Township; now therefore

BE IT RESOLVED by the Landisburg Borough Council that:

1. An agreement establishing the joint tax collection district with Toboyne Township pursuant to the terms of the Local Tax Collection Law shall be executed this date.
2. Barbara-Ann Herr (hereinafter BAH) shall be and hereby is authorized to act as tax collector for the Borough of Landisburg and to perform all duties and acts attendant with that office as if she had been elected or appointed to the position, except as provided in paragraph 4.
3. BAH, in performing her joint tax collection duties, shall maintain separate and distinct accounts, depositories and records for each taxing district and shall under no circumstances commingle the tax receipts of the taxing districts. Each taxing district shall separately compensate BAH for services rendered to each, and each shall bear the appropriate costs (such as postage, printing, etc.) attributable to the collection of its taxes.

ADMITTED TO RECORD  
2018 FEB 16 AM 7:55  
AUTHORITARY OFFICE  
PERRY COUNTY

4. The purpose of the joint tax collection agreement is to ensure that a competent and willing individual is available to collect county and borough taxes in Landisburg Borough, and, if determined to be legally obligatory, to collect school district levied taxes in said Borough. It is the intent of the agreement and this resolution that BAH not be responsible for the collection of West Perry School District levied taxes in the Borough, unless it is affirmatively determined that collection of said taxes devolves upon BAH by virtue of the statutory provisions allowing for the joint tax collection district arrangement or of other applicable statutory provision.
5. The term of the joint tax collection agreement with Toboyne Township shall commence February 12, 2018, through December 31, 2019. Landisburg Borough shall withdraw from the agreement effective January 1, 2020.
6. The electors of Landisburg Borough shall elect a tax collector for Landisburg Borough during the 2019 municipal election cycle for a two year term commencing on January 1, 2020, through December 31, 2021, and the Perry County Board of Elections is hereby so notified.
7. If no person is elected during the 2019 municipal election cycle, Landisburg Borough and Toboyne Township may reenter this agreement for the term commencing on January 1, 2020, through December 31, 2021.

ADOPTED by the Landisburg Borough Council this 12<sup>th</sup> day of February, 2018.

BY: Steph J. Kambach  
Council President

APPROVED BY: Lawrence Ewing  
Mayor

ATTEST:

Thomas W. Gater  
Borough Secretary

