RESOLUTION R-2024-9

A RESOLUTION OF THE GOVERNING BOARD OF KINGSTON TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA, AUTHORIZING, EMPOWERING AND DIRECTING THE PROPER OFFICERS OF THE GOVERNING BOARD TO APPOINT A LIAISON BETWEEN IT AND BERKHEIMER, THE DULY APPOINTED COLLECTOR OF TAXES FOR THE DISTRICT, FOR THE EXPRESS PURPOSE OF SHARING CONFIDENTIAL TAX INFORMATION WITH THE DISTRICT FOR OFFICIAL PURPOSES.

WHEREAS, the Local Tax Enabling Act ("LTEA") authorizes certain political subdivisions, including **KINGSTON TOWNSHIP, LUZERNE COUNTY**, to 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, KINGSTON TOWNSHIP, LUZERNE COUNTY, has entered into contractual agreement with **BERKHEIMER** of Bangor, Pennsylvania, whereby and whereunder KINGSTON TOWNSHIP appointed Berkheimer to collect **local taxes imposed by it**; and

WHEREAS, the LTEA specifically mandates that any information gained by the appointed tax officer, his agents or by any other official or agent of the taxing district, as a result of any declarations, returns, investigations, hearings or verifications required or authorized by the taxing municipality's ordinance or resolution, be kept confidential, except for official purposes; and

WHEREAS, any person who divulges any information which is confidential under the provisions of any ordinance or resolution, upon conviction may be subject to fines and/or imprisonment, upon conviction, and dismissal from office or discharge from employment; and

WHEREAS, Berkheimer requires passage of a resolution by the governing body of KINGSTON TOWNSHIP, **LUZERNE COUNTY** specifying that said confidential information is needed for official purposes and absolving Berkheimer from any liability in connection with the release of said confidential information;

NOW, THEREFORE, BE IT RESOLVED that:

1. **KINGSTON TOWNSHIP, LUZERNE COUNTY** hereby **appoints** Township Manager as **its authorized representative to make requests** upon and receive any and all tax information and records **from Berkheimer**, relative to the collection of taxes for KINGSTON TOWNSHIP, as desired and deemed necessary by KINGSTON TOWNSHIP, to be used for official purposes only; and

2. Berkheimer is hereby directed to provide and/or transmit any and all tax information and records, or any portion thereof, relating to the collection of taxes for the KINGSTON TOWNSHIP, upon request, to Township Manager as the authorized contact representative for it.

3. **KINGSTON TOWNSHIP, LUZERNE COUNTY** hereby saves harmless, indemnifies and/or absolves Berkheimer from and against any and all liability in connection with the release of said confidential information.

RESOLVED, ENACTED AND ADOPTED at a meeting held on the 13th day of March, 2024.

BY: _____
Thomas Ketchner, Chair

ATTEST: Fred J. Rosen

_____
Fred J. Rosencrans, Township Manager

KINGSTON TOWNSHIP 1790 LUZERNE COUNTY PENNSYLVANIA