

A RESOLUTION OF THE GOVERNING BOARD OF THE BOROUGH OF PORT CARBON, SCHUYLKI 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 EARNED INCOME TAX FOR THE TAX COLLECTION 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 to levy, assess and collect a tax on salaries, wages, commissions, compensation and earned income of individuals, as therein with more particularity specified, generally and hereinafter referred to as the "Earned Income Tax"; and

WHEREAS, THE BOROUGH OF PORT CARBON, SCHUYLKILL COUNTY, has entered into contractual agreement with BERKHEIMER of Bangor, Pennsylvania, whereby and whereunder CLIENT appointed Berkheimer to collect Earned Income Tax; and

WHEREAS, said 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 THE BOROUGH OF PORT CARBON, SCHUYLKILL 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;

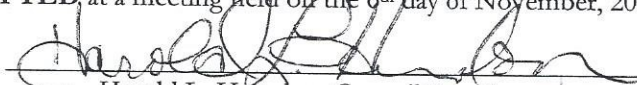
NOW, THEREFORE, BE IT RESOLVED that:

1. THE BOROUGH OF PORT CARBON, SCHUYLKILL COUNTY hereby appoints Sandra L. Palokas 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 the Taxing Authorities within the THE BOROUGH OF PORT CARBON, SCHUYLKILL County Tax Collection District, as desired and deemed necessary, 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 Taxing Authorities within the BOROUGH OF PORT CARBON, SCHUYLKILL County Tax Collection District, upon request, to Sandra L. Palokas as the authorized contact representative for it.

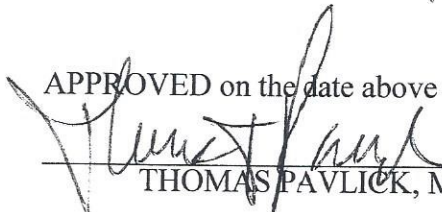
3. THE BOROUGH OF PORT CARBON, SCHUYLKILL COUNTY hereby saves harmless, indemnifies and/or absolves Berkheimer from and against any and all liability in connection with the release of said confidential information.

RESOLVED, ENACTED AND ADOPTED, at a meeting held on the 6<sup>th</sup> day of November, 2012.

BY:   
Harold L. Herndon, Council President

ATTEST:

  
Sandra L. Palokas, Secretary/Treasurer

APPROVED on the date above written.  
  
THOMAS PAVLICK, Mayor