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**TOWNSHIP OF WEST BRADFORD
RESOLUTION 04-07**

A RESOLUTION OF THE GOVERNING BOARD OF WEST BRADFORD TOWNSHIP, CHESTER 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 OFFICER FOR THE COLLECTION, ADMINISTRATION, RECEIPT AND ENFORCEMENT OF THE PROVISIONS OF THE RESPECTIVE TAX ENACTMENT OF THE GOVERNING BOARD LEVYING AND ASSESSING THE EARNED INCOME TAX 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 (ACT 511, P.L. 1257); AND APPROVING AND ADOPTING THE RULES AND REGULATIONS PREPARED BY BERKHEIMER TO ADMINISTER AND ENFORCE THE EARNED INCOME/NET PROFITS TAX.

WHEREAS, Act No. 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania, enacted December 13, 1965, and effective January 1, 1966, authorizes certain political subdivisions, including, WEST BRADFORD TOWNSHIP, CHESTER COUNTY, to levy, assess and collect a tax assessment 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, including, WEST BRADFORD TOWNSHIP, CHESTER COUNTY, by Resolution and/or Ordinance, has levied, assessed and provided for the collection of such Earned Income Tax; and

WHEREAS, Section 10 of said Act of 1965, 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, including, WEST BRADFORD TOWNSHIP, CHESTER COUNTY, and Berkeimer have negotiated an Agreement whereby and whereunder it will hire Berkheimer to collect the EARNED INCOME TAX levied by the WEST BRADFORD TOWNSHIP, CHESTER COUNTY, and

WHEREAS, including WEST BRADFORD TOWNSHIP, CHESTER 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. **WEST BRADFORD TOWNSHIP, CHESTER COUNTY** hereby **appoints BERKHEIMER** as its exclusive **collector** of its **EARNED INCOME TAXES** for the initial term commencing January 1, 2004 and ending December 31, 2006, 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 reappointment.
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. And further, **WEST BRADFORD TOWNSHIP, CHESTER COUNTY APPROVES AND ADOPTS** the Agreement negotiated with Berkheimer for the collection of the **EARNED INCOME TAX**.
4. And further, **WEST BRADFORD TOWNSHIP, CHESTER COUNTY** adopts and incorporates the **Earned Income 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 March, 2004

ATTEST

**TOWNSHIP OF WEST BRADFORD
BOARD OF SUPERVISORS**

Jack M. Hines, Jr., Secretary

Bruce W. Lavery, Chairman

Mark J. Blair, Vice Chairman

John A. Haiko, Member