

**RESOLUTION NO. 091420 – 1**

**RESOLUTION APPROVING THE APPOINTMENT BY THE DULY ELECTED TAX COLLECTOR OF THE BOROUGH OF GETTYSBURG, ADAMS COUNTY, PENNSYLVANIA, OF A DEPUTY TAX COLLECTOR TO SERVE FOR THE DURATION OF THE TIME OF THE VACANCY CREATED BY THE TERMINATION OF RESIDENCY FROM THE BOROUGH OF GETTYSBURG AND THE RESULTING RESIGNATION OF THE TAX COLLECTOR OF THE BOROUGH OF GETTYSBURG.**

**WHEREAS**, the duly elected tax collector of the Borough of Gettysburg is charged with the collection and settling of taxes of the taxpayers of the Borough of Gettysburg for the Borough, the County of Adams and the Gettysburg Area School District; and

**WHEREAS**, section 22 of the Local Tax Collection Law (72 P.S. § 5511.22) allows a tax collector, with the approval of the taxing districts and of the surety of the tax collector, to deputize in writing one or more deputy tax collectors to serve during any absence or incapacity of the tax collector; and

**WHEREAS**, Brian D. Eastman (the “Borough Tax Collector”) was elected to a four (4) year term of office as tax collector of the Borough of Gettysburg in the municipal election held in November 2017 with said term of office expiring on the first Monday in January 2022; and

**WHEREAS**, the Borough Tax Collector has notified the Borough of Gettysburg of his intended termination of residency from the Borough of Gettysburg, Adams County, Pennsylvania, on or about October 9, 2020; and

**WHEREAS**, as a result of his intended and scheduled termination of residency, as aforesaid, the Borough Tax Collector has submitted to the Borough of Gettysburg his resignation from the office of tax collector for the consideration and formal action of the Borough Council of the Borough of Gettysburg (the “Borough Council”) at its duly advertised monthly general business meeting to be held on September 14, 2020; and

**WHEREAS**, at its monthly general business meeting held on September 14, 2020, the Borough Council has accepted the resignation of the Borough Tax Collector, effective September 15, 2020, thereby creating a vacancy in the elective office of Borough tax collector, which vacancy shall be filled by the Borough Council within thirty (30) days on or before October 15, 2020; and

**WHEREAS**, prior to the effective date of his resignation, the Borough Tax Collector has appointed Brandy Harman, the duly elected tax collector of the Borough of Abbottstown, to serve as his deputy tax collector, during the vacancy in elective office of the tax collector of the Borough of Gettysburg, in order to receive, collect and settle any and all of the taxes in a like manner and with like authority of the Borough Tax Collector; and

**WHEREAS**, consistent with the aforesaid appointment of a deputy tax collector by the Borough Tax Collector, the Borough Council of the Borough of Gettysburg desires to approve his appointment of Brandy Harman as deputy tax collector to serve during the vacancy and to assist in the transition of the subsequent appointee to fill such vacancy in the office of the tax collector of the Borough of Gettysburg.

**WHEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Gettysburg does hereby approve the appointment made by Brian D. Eastman, the duly elected tax collector for the Borough of Gettysburg, of Brandy Harman, the duly elected tax collector for the Borough of Abbottstown, as a deputy tax collector to serve during the vacancy in the elective office of the tax collector of the Borough of Gettysburg until such time when the vacancy can be filled pursuant to the provisions of the Borough Code, 8 Pa. C.S.A. § 901.

**WHEREFORE, BE IT FURTHER RESOLVED**, that the said Brandy Harman, as deputized and appointed by the Borough Tax Collector, shall be authorized to receive, collect and settle any and all of the taxes in a like manner and with like authority of the Borough Tax Collector. The appointment by the Borough Tax Collector of a deputy tax collector and the approval of said appointment by the Borough of Gettysburg, as a taxing district, shall not relieve the Borough Tax Collector of his duty to account to the Borough of Gettysburg, the County of Adams and the Gettysburg Area School District for all taxes received, collected or settled by his aforesaid Deputy Tax Collector. The aforesaid appointment of a deputy tax collector by the Borough Tax Collector shall also be subject to the approval of such appointment by the other taxing districts, the County of Adams and the Gettysburg Area School District, also served by the Borough Tax Collector and subject to the written approval of such appointment by the surety of the Borough Tax Collector.

**THIS RESOLUTION DULY ADOPTED** according to law on this 14<sup>th</sup> day of September, 2020 at a duly advertised monthly general business meeting of the Borough Council of the Borough of Gettysburg.

**BOROUGH OF GETTYSBURG**

By: 

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Jacob W. Schindel  
President of Borough Council

Attest:



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Sara L. Stull, Secretary