

RESOLUTION R-2021-129
LUZERNE COUNTY COUNCIL

A Resolution of Luzerne County Council Approving the Forgiveness of Delinquent Tax Interest and Penalties Owed to Luzerne County by the Greater Wilkes-Barre Chamber of Business & Industry

WHEREAS, the Luzerne County Home Rule Charter authorizes the County Manager to recommend to County Council for its consideration such ordinances, resolutions, policies, and other actions he/she deems appropriate and in the best interest of the County; and

WHEREAS, the Luzerne County Home Rule Charter gives County Council the power to levy, establish, alter, and/or abolish taxes and assessments except as may be limited by the Charter or applicable law; and

WHEREAS, the Greater Wilkes-Barre Chamber of Business & Industry (“GWBCBI”) is indebted to Luzerne County in the amount of \$188,010.58 in principal taxes, as well as, \$369,656.54 in delinquent tax interest and penalties (total aggregate delinquent tax debt of \$557,667.12 less payments made) related to PIN 64-M9-00A-004-000 also known as Lot 26A in the Crestwood Industrial Park located in Wright Twp.; and

WHEREAS, the GWBCBI seeks to satisfy its principal delinquent tax obligation to the County from proceeds of the sale of the aforementioned real estate in the Crestwood Industrial Park; and

WHEREAS, upon the sale of the aforementioned parcel or date of closing, whichever is sooner, the GWBCBI has proposed paying delinquent principal taxes in the amount of \$174,937.57 in exchange for the County’s forgiveness of the remaining principal, delinquent tax interest and penalty amounts totaling \$382,729.55 pursuant in part to a 1999 agreement with Luzerne County wherein the Luzerne County Commissioners agreed to forgive 90% of the interest and penalties owing on the delinquent taxes; and

WHEREAS, Luzerne County Council desires to accept GWBCBI’s proposal as set forth above to satisfy its delinquent tax obligations to the County subject to certain terms and conditions.

NOW, THEREFORE, BE IT RESOLVED, the Luzerne County Council approves the forgiveness of \$382,729.55 in delinquent tax interest and penalties contingent upon the payment of \$174,937.57 of tax principal and the following terms and conditions:

1. GWBCBI shall pay the delinquent tax principal from the proceeds of the sale of Lot 26A in Crestwood Industrial Park. Such principal shall be paid on the date of closing.

2. Luzerne County will release GWBCBI of its total outstanding principal, penalty and interest delinquent tax debt as set forth above only after Luzerne County has received payment in full totaling \$174,937.57.

ADOPTED at a meeting of Luzerne County Council held on October 12, 2021.

This Resolution shall become effective 6 days after adoption.

ROLL CALL VOTE (9-1) with (1) Abstention

YES: Haas, Houck, McDermott, McGinley, Perry, Radle, Saidman, Schnee and Vough

NO: Griffith

ABSTAINED: SJ Urban

LUZERNE COUNTY COUNCIL

By: Tim McGinley
Tim McGinley, Chair

LUZERNE COUNTY MANAGER

By: Romilda P. Crocamo
Romilda P. Crocamo, Esq.,
Acting County Manager

Attest: Sharon Lawrence
Sharon Lawrence, Clerk of Council