

RESOLUTION 2014 - 116

A RESOLUTION OF THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, APPOINTING JONATHAN S. RHEINHARDT AS THE BOROUGH TAX COLLECTOR

WHEREAS, the Borough of Mount Arlington desires to fill the position of Borough Tax Collector due to the resignation of the former Borough Tax Collector as of October 2, 2014; and

WHEREAS, the Borough Tax Collector is appointed pursuant to N.J.S.A. 40A:9-141, which states that “Notwithstanding any other law the governing body or chief executive, as shall be appropriate to the form of government of the municipality, by ordinance, shall provide for the appointment of a municipal tax collector and the compensation of the tax collector shall be fixed in the manner otherwise provided by law. The requirement that every municipality shall have a municipal tax collector may be fulfilled by the sharing of a municipal tax collector with another municipality or municipalities under a shared service agreement entered into pursuant to the provisions of P.L.2007, c. 63 (C.40A:65-1 et seq.). Any such shared service agreement shall be subject to the provisions of section 4 of P.L.2007, c. 63 (C.40A:65-4) and, with respect to pilot municipalities, of section 3 of P.L.2013, c. 166 (C.40A:65-4.2). The governing body may, by resolution, set appropriate hours of operation of the tax collector's office and the work hours of the tax collector, commensurate with the compensation paid to the tax collector, and all personnel assigned to the tax collector's office. The office of municipal tax collector and municipal treasurer, or municipal clerk may be held by the same person.”; and

WHEREAS, the Borough Tax Collector is required to have the appropriate certificate pursuant to N.J.S.A. 40A:9-145.7, which states: “Commencing on the effective date of P.L.1993, c. 25 (C. 40A:9-145.3a et al.), no person shall be appointed or reappointed as tax collector in any municipality of this State unless he shall hold a tax collector certificate issued pursuant to N.J.S. 40A:9-141, section 2 of P.L.1979, c. 384 (C. 40A:9-145.2), and section 6 of P.L.1993, c. 25 (C. 40A:9-145.3a).”; and

WHEREAS, the Borough Tax Collector’s term of office is designated pursuant to N.J.S.A. 40A:9-142, which states: “Every municipal tax collector shall hold his office for a term of 4 years from the first day of January next following his appointment. Vacancies other than due to expiration of term shall be filled by appointment for the unexpired term. Nothing herein contained shall affect any of the provisions of Title 11 (Civil Service)¹ of the Revised Statutes.”; and

WHEREAS, Jonathan S. Rheinhardt is certified as a Tax Collector, as evidenced by Certification No.: T-8365, a copy of which is incorporated at length herein by reference; and is qualified

to fill the position of Borough Tax Collector; and

WHEREAS, said appointment is for the unexpired term ending on December 31, 2014; and shall hold office for a term of four (4) years from the first day of January 2015; and

WHEREAS, the Mayor and Council of the Borough of Mount Arlington desires to appoint Jonathan S. Rheinhardt as the Borough Tax Collector; and

WHEREAS, Jonathan S. Rheinhardt shall be paid at the rate of \$35,000.00 per year as the Borough Tax Collector; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, and the State of New Jersey, that Jonathan S. Rheinhardt be appointed as the Borough Tax Collector for the unexpired term ending on December 31, 2014; and shall hold office for a term of four (4) years from the first day of January 2015; and shall be paid at the rate of \$35,000.00 per year as the Borough Tax Collector.

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, and adopted on October 7, 2014.

A handwritten signature in blue ink, appearing to read "Linda DeSantis", is written over a horizontal line.

Linda DeSantis, RMC

Borough Clerk