

BOROUGH OF WEST NEWTON
WESTMORELAND COUNTY, PENNSYLVANIA

RESOLUTION 2008-4

WHEREAS, the Borough of West Newton supports the concept of progressive reforms in local earned income tax collection; and

WHEREAS, the Borough opposes the creation of new county-wide bureaus and county-wide entities to collect and administer the local taxes due to this Borough, as contemplated in the original draft of proposed Senate Bill 1063 now pending before the Pennsylvania Legislature; and

WHEREAS, the Borough supports true tax collection reforms sought in Senate Bill 1063 if amended to include consolidation by school district; and

WHEREAS, the Borough supports consolidation by school district so that school boards and local communities will maintain financial control over their own revenue streams without losing control to a newly created county-wide bureaucracy, and the increased costs of administering that bureaucracy; and

WHEREAS, the Borough supports consolidation by school district for the positive benefits of increasing the speed of revenue flow to school districts, increasing technology use in local tax collection, creating uniformity in the collection process and requiring standardized local tax forms for all districts across the Commonwealth; and

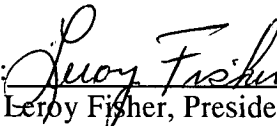
WHEREAS, the Borough supports consolidation by school district to improve payroll withholding systems and standardization, thus making Pennsylvania more business friendly; and

WHEREAS, the Borough supports consolidation by school district because the residents of our Borough deserve an improved local tax system, with standardized rules and forms, and without increased taxpayer burden and increased costs that would accompany the creation of a new, complex county-wide tax system.

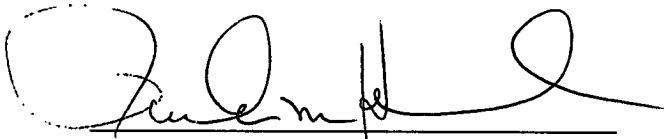
NOW, THEREFORE, we hereby direct the Borough Secretary to so notify our local State Senator of the importance of this issue.

AND FURTHER direct the Borough Secretary to so notify the Pennsylvania State Association of Boroughs "(PSAB)" of our recognition of the importance of this issue.

RESOLVED this 23rd day of June, 2008.

BY: 
Leroy Fisher, President

ATTEST:


Pamela M. Humenik, Borough Secretary

Resolution 2008-4

A RESOLUTION AGREEING TO PERMIT PENNDOT TO FILE AN APPLICATION WITH THE PUC ON BEHALF OF WEST NEWTON BOROUGH FOR THE UPGRADE OF THE RAILROAD WARNING DEVICES WHERE FIFTH STREET, CROSSES AT-GRADE, THE TWO TRACK OF CSX TRANSPORTATION, INC. LOCATED IN WEST NEWTON BOROUGH, WESTMORELAND COUNTY.

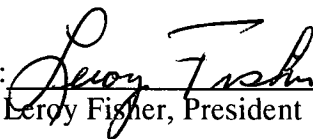
BE IT RESOLVED by West Newton Borough, Westmoreland County, Pennsylvania, that the Commonwealth of Pennsylvania, Department of Transportation is filing an application with the Pennsylvania Public Utility Commission (PUC) for the approval to upgrade the railroad warning devices where Fifth Street, crosses at-grade, the two tracks of CSX Transportation, Inc. (DOT #145-477H) and authorizing PennDot to issue Notice to Proceed letters to the CSX Transportation for design and construction.

BE IT FURTHER RESOLVED, this action is in accordance with the Section 130 Federal Rail Safety Program, as per Stipulation of Settlement Docket N. A-00119089 filed between CSX Transportation, Inc, West Newton Borough and the Commonwealth of Pennsylvania, Department of Transportation. CSX Transportation, Inc., agrees to perform, at its sole cost and expense, signal design and preliminary engineering for an upgrade of the warning devices at the Fifth Street crossing. The railroad will then seek reimbursement through the Department of 100% of the construction costs.

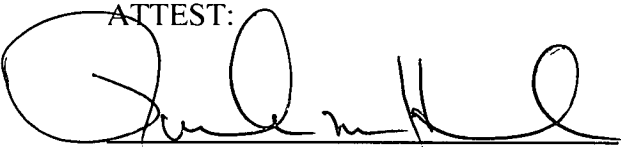
NOW THEREFORE BE IT RESOLVED and it is HEREBY RESOLVED by the Borough Council of the Borough of West Newton, Westmoreland County, Pennsylvania in a meeting duly assembled and a quorum being present as follows:

1. West Newton Borough authorizes the Commonwealth of Pennsylvania, Department of Transportation to file an application with the Pennsylvania Public Utility Commission (PUC) for the approval to upgrade the railroad warning devices where Fifth Street, crosses at-grade, the two tracks of CSX Transportation, Inc. and further authorizes PennDot to issue Notice to Proceed letters to CSX Transportation for design and construction.

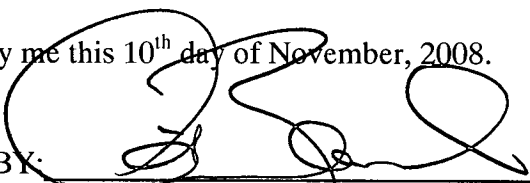
ADOPTED this 10th day of November, 2008.

BY: 
Leroy Fisher, President

ATTEST:


Pamela M. Humenik, Secretary

EXAMINED AND APPROVED by me this 10th day of November, 2008.

BY: 
Art Berarducci, Mayor