

RESOLUTION NO. 20-19**A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO EXECUTE AUTHORIZATION LETTERS FOR COSTS INCURRED BY RITA IN THE COLLECTION OF DELINQUENT ACCOUNTS AND PROVIDING ADDITIONAL INFORMATION ON TAX ACCOUNTS.**

WHEREAS: The Regional Income Tax Agency (hereinafter referred to as RITA) has requested the Finance Director to execute authorization letters authorizing a deduction for extraordinary costs in the collection of delinquent tax accounts or the providing of additional information regarding the City of Medina's tax accounts and then forwarding of post-judgment collection accounts to an outside law firm and to remit any fees due from the monthly distribution check from RITA, and

WHEREAS: Council desires to authorize the Finance Director to execute said authorization letters.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Finance Director is hereby authorized and directed to sign the Authorization Letter attached hereto as Exhibit "A" and made a part hereof for all purposes to authorize deductions from the City's monthly distribution check from RITA through a special legal fees account for the collection of delinquent accounts and providing additional information on tax accounts.

SEC. 2: That the Finance Director is hereby authorized and directed to sign the Authorization to Use Outside Collection Agency for Post-Judgement Accounts attached hereto as Exhibit "B" and made a part hereof for all purposes to authorize deductions for fees due from the City's monthly distribution check from RITA for post-judgement collection accounts to be forwarded to an outside law firm for further distribution at a contingency rate not to exceed 18%.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

AUTHORIZATION LETTER

Please accept his letter as your authorization to implement the items I have designated below. I hereby represent and warrant to RITA that I _____ as
(Name)
_____ have full authority on behalf of the village/city of
(Title)
_____ to grant this authorization.
(Municipality)

- I authorize RITA to file and carry out civil litigation on behalf of this city/village.
- I authorize RITA to file and carry out FTI litigation on behalf of this city/village.
- I authorize the deduction of court cost from this city/village monthly distribution.
- I authorize the deduction of wages and other costs of RITA employees working exclusively for this city/village from our monthly distribution.
- I authorize RITA to forward Post-Judgment accounts to an outside law firm for further disposition at the contingency rate not to exceed 25%. As of December 2005 the current rate is 18%. I understand that RITA will verify all transactions associated with this procedure and remit any fees due on behalf of our municipality from our month-end distribution. These transactions will be identified appropriately on the month end close report.
- I authorize RITA to negotiate the abatement of penalty and interest to facilitate litigation settlements.

I understand and recognize that the additional costs that I am authorizing are considered extraordinary costs in the collection of delinquent accounts. Further, I understand that this authorization will continue in full force and effect until specifically rescinded by this Municipality in writing.

Tax Administrator / Finance Director

Date

City/Village of

Collection Authorization Form

ORD 20-19
Exh. B

As Tax Administrator, or authorized agent for my municipality, I authorize RITA to pursue the following action: (please initial your selection)

_____ **Authorize RITA to initiate a litigation program for our municipality.** RITA will contact the undersigned upon return receipt of this form to establish a legal fees account and determine approximate costs for our specific community. Final approval will be contingent upon specific cost analysis and explanation for your municipality.

_____ **Accept accounts for self-collection.** RITA will contact the undersigned upon return receipt of this form to establish a procedure to regularly notify the municipality of problem collection accounts and update those accounts as "city collection" accounts. The municipality accepts full responsibility for the resolution of these accounts, including payment and maintenance items.

_____ **Hold further action.** The municipality does not wish to pursue further collection efforts at this time but wants RITA to continue billing the past due accounts until the statute, or other circumstances prevent us from reasonably continuing such action. The undersigned can request updated listings of their respective balance due accounts as required.

Date: _____

Municipality _____

Authorized signature _____

Title _____