

Jordan B. Ford

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Treasurer-Tax Collector

BOARD AGENDA # *B-12

Urgent Routine

AGENDA DATE May 24, 2011

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of the Distribution of Excess Proceeds of \$172,074.67 from the February 24, 2010 Sale of Tax-Defaulted Properties Based on the Attached Claims

STAFF RECOMMENDATIONS:

1. Authorize the Auditor's Office to issue checks totaling \$170,587.87 per the list of claims for excess proceeds submitted in accordance with Revenue and Taxation Code Section 4675.
2. Authorize the Auditor's Office to transfer the balance of excess proceeds of \$1,486.80 to the County General Fund.

FISCAL IMPACT:

The excess proceeds of \$1,486.80 will be deposited to the County General Fund.

BOARD ACTION AS FOLLOWS:

No. 2011-314

On motion of Supervisor Chiesa, Seconded by Supervisor Withrow
 and approved by the following vote,
 Ayes: Supervisors: O'Brien, Chiesa, Withrow, DeMartini, and Chairman Monteith
 Noes: Supervisors: None
 Excused or Absent: Supervisors: None
 Abstaining: Supervisor: None

- 1) X Approved as recommended
- 2) _____ Denied
- 3) _____ Approved as amended
- 4) _____ Other:

MOTION:

Christine Ferraro

ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk

File No.

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DISCUSSION:

In February of each year, the Treasurer-Tax Collector sells, at public auction, real property that has taxes unpaid for a period of five years or more. After the auction, the Treasurer-Tax Collector performs the following:

1. Records a deed for each parcel sold;
2. Notifies interested parties if excess proceeds exist;
3. Accepts claims for excess proceeds for a period of one year following the recording of the deed; and,
4. Subsequently recommends to the Board the distribution of any excess proceeds that have been claimed.

The attached claims for excess proceeds from the February 24, 2010 sale of tax-defaulted property were submitted within one year period and are provided for the Board of Supervisor's approval pursuant to Revenue and Taxation Code Section 4675.

These claims, which have been reviewed by both the Treasurer-Tax Collector and County Counsel, establish the claimant's rights to the excess proceeds and provide documentation. We recommend that the Board of Supervisors authorize the following excess proceeds distribution:

| APN | EXCESS PROCEEDS | CLAIMANT | AMOUNT CLAIMED | RECOMMENDED |
|-----------------|-----------------|--|---------------------|---------------------|
| 022-029-029-000 | \$1,271.01 | Amount Not Claimed. Transfer to General Fund | \$0.00 | \$1,271.01 |
| 038-013-009-000 | \$ 75.96 | Amount Not Claimed. Transfer to General Fund | \$0.00 | \$75.96 |
| 041-032-027-000 | \$139.83 | Amount Not Claimed. Transfer to General Fund | \$0.00 | \$139.83 |
| Total | | | \$0.00 | \$1,486.80 |
| 075-050-070-000 | \$96,233.06 | International Business Lending Services, Inc. | \$96,233.06 | \$96,233.06 |
| | | Steven C Perales | \$96,233.06 | \$0.00 |
| Total | | | \$192,466.12 | \$96,233.06 |
| 033-091-066-000 | \$53,163.22 | City of Modesto | \$234.03 | \$234.03 |
| | | Global Discoveries, Ltd. – behalf of Alex F Vega | \$26,581.61 | \$26,464.59 |
| | | Global Discoveries, Ltd. – behalf of Luis E Vega | \$26,581.61 | \$26,464.60 |
| | | Total | \$53,397.25 | \$ 53,163.22 |

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| APN | EXCESS PROCEEDS | CLAIMANT | AMOUNT CLAIMED | RECOMMENDED |
|-----------------|-----------------|------------------------------------|--------------------|--------------------|
| 117-010-081-000 | \$21,191.59 | Stanislaus County Revenue Recovery | \$135.16 | \$135.16 |
| | | Wells Fargo Bank | \$3,012.35 | \$3,012.35 |
| | | City of Modesto | \$3,098.99 | \$3,098.99 |
| | | Global Discoveries, Ltd. | \$21,191.59 | \$14,945.09 |
| | | Total | \$27,438.09 | \$21,191.59 |

POLICY ISSUES:

The request is being made in accordance with Part 8, Chapter 1.3, Sections 4675 and 4676 of Revenue and Taxation Code. The County has complied with the required provisions of this chapter.

Approval of this agenda item will support the Board's priority of Efficient Delivery of Public Services.

STAFFING IMPACT:

There is no staffing impact associated with this agenda item.

CONTACT PERSON:

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