

Golden B. Ford

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

DEPT: Treasurer-Tax Collector

BOARD AGENDA # *B-2

Urgent

Routine

AGENDA DATE April 17, 2012

CEO Concur with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approve the Distribution of Excess Proceeds of \$313,855.28 from the 2011 Sale of Tax-Defaulted Properties

STAFF RECOMMENDATIONS:

1. Authorize the Auditor's Office to issue checks totaling \$290,077.61 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 \$23,777.67 to the County General Fund.

FISCAL IMPACT:

The excess proceeds of \$23,777.67 will be deposited to the County General Fund. The Auditor's Office will issue checks totaling \$290,077.61 per the list of claims for excess proceeds.

BOARD ACTION AS FOLLOWS:

No. 2012-157

On motion of Supervisor Chiesa, Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini, and Chairman O'Brien

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.

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 23, 2011 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 | Total Amount Allowed |
|-----------------|-----------------|---|---------------------|----------------------|
| 009-038-045-000 | \$48,907.39 | California Equity Management Group Inc - behalf of Heirs of Marlin & Geraldine Howard | \$48,907.39 | \$48,907.39 |
| | | National Asset Locators - behalf of Timothy R Howard | \$48,907.39 | \$0.00 |
| Total | | | \$97,814.78 | \$48,907.39 |
| 035-043-025-000 | \$150.49 | City of Modesto | \$1,847.25 | \$150.49 |
| Total | | | \$1,847.25 | \$150.49 |
| 037-004-070-000 | \$17,480.68 | City of Modesto | \$12.00 | \$12.00 |
| | | General Fund | \$17,468.68 | \$17,468.68 |
| Total | | | \$17,480.68 | \$17,480.68 |
| 048-007-010-000 | \$100,731.15 | California Equity Management Group Inc - behalf of Ronald K Parker | \$100,731.15 | \$100,731.15 |
| | | Ronald K Parker | \$100,731.15 | \$0.00 |
| Total | | | \$201,462.30 | \$100,731.15 |

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Page 3

| APN | Excess Proceeds | Claimant | Amount Claimed | Total Amount Allowed |
|-----------------|-----------------|---|---------------------|----------------------|
| 050-004-047-000 | \$5,024.41 | General Fund | \$5,024.41 | \$5,024.41 |
| Total | | | \$5,024.41 | \$5,024.41 |
| 056-012-010-000 | \$4,460.04 | Sterling Trust Company | \$4,460.04 | \$4,460.04 |
| | | Ramirez Bail Bonds | \$3,843.26 | \$0.00 |
| | | Department of Child Support Services | \$7,527.69 | \$0.00 |
| Total | | | \$15,830.99 | \$4,460.04 |
| 075-016-040-000 | \$1,284.58 | General Fund | \$1,284.58 | \$1,284.58 |
| Total | | | \$1,284.58 | \$1,284.58 |
| 108-014-014-000 | \$29,162.68 | City of Modesto | \$399.25 | \$399.25 |
| | | State of California Water Board | \$126,286.93 | \$28,763.43 |
| Total | | | \$126,686.18 | \$29,162.68 |
| 128-026-045-000 | \$27,918.76 | Stanislaus County Revenue Recovery | \$7,517.62 | \$7,517.62 |
| | | State of California Controllers Office | \$ 4,429.74 | \$4,429.74 |
| | | Asset Finders - behalf of Lora Leilani Landeros | \$27,918.76 | \$15,971.40 |
| Total | | | \$39,866.12 | \$27,918.76 |
| 130-001-063-000 | \$6,821.16 | Lois Raw | \$6,821.16 | \$6,821.16 |
| Total | | | \$6,821.16 | \$6,821.16 |
| 130-001-064-000 | \$27,241.00 | Lois Raw | \$27,241.00 | \$27,241.00 |
| Total | | | \$27,241.00 | \$27,241.00 |
| 134-003-019-000 | \$44,672.94 | City of Waterford | \$234.56 | \$234.56 |
| | | Art & Cheryl Jaynes | \$44,672.94 | \$ 44,438.38 |
| Total | | | \$44,907.50 | \$44,672.94 |

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Page 4

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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