

Gordon B. Ford

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

DEPT: Treasurer-Tax Collector

BOARD AGENDA # *B-11

Urgent

Routine

AGENDA DATE June 30, 2015

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approve the Distribution of Excess Proceeds of \$102,328.88 from the February 26, 2014 Sale of Tax-Defaulted Properties

STAFF RECOMMENDATIONS:

Authorize the Auditor's Office to issue checks totaling \$102,328.88 per the list of claims for excess proceeds submitted in accordance with Revenue and Taxation Code Section 4675.

FISCAL IMPACT:

There is no fiscal impact as this is a request to pay out funds held in Trust since February 26, 2014.

BOARD ACTION AS FOLLOWS:

No. 2015-304

On motion of Supervisor Chiesa, Seconded by Supervisor O'Brien

and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: Monteith

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.

Approve the Distribution of Excess Proceeds of \$102,328.88 from the February 26, 2014 Sale of Tax-Defaulted Properties
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DISCUSSION:

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.

Twenty-three of the properties from the February 26, 2014 sale of tax-defaulted property had excess proceeds. The claims for twenty properties were disbursed per agenda item *B-5 dated May 12, 2015 and three were held for further research, requiring the claimants to provide the necessary legal documents to substantiate their claims. Two claimants have now complied with the request for additional documentation. The remaining claim for one property is under process, which requires further information from the claimant.

The listed claims for excess proceeds from the February 26, 2014 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	Amount Available	Claimant	Claim Amount	Recommend
030-009-017-000	\$31,785.79	Global Discoveries on behalf of WMC Mortgage	\$31,785.79	\$31,785.79
		Found Extra Money LLC on behalf of Karen Anaya	\$31,785.79	\$0.00
		TOTAL	\$63,571.58	\$31,785.79
080-024-045-000	\$70,543.09	Global Discoveries on behalf of Beneficial Financial	\$70,543.09	\$70,543.09
		Global Discoveries on behalf of Steve & Kathy Winter	\$70,543.09	\$0.00
		TOTAL	\$141,086.18	\$70,543.09
GRAND TOTAL				\$102,328.88

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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.

Acceptance of this report supports 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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