

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on:
Department Name: Treasurer-Tax Collector
Department No.: 065
Agenda Date: 4/12/05
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: Bernice James, Treasurer-Tax Collector

STAFF CONTACT: Clinton P. Donati, TTC Operations Manager
x2925

SUBJECT: Approval of Sale of Tax-Defaulted Property at Public Auction.

Recommendation(s):

That the Board of Supervisors adopts a resolution approving the sale of certain tax-defaulted properties subject to the power of sale at public auction and described on the attached Exhibit A. The auction will be held in accordance with Chapter 7 of Part 6 of Division 1 of the California Revenue and Taxation (R & T) Code, and in the event a parcel does not sell, grants the approval to re-offer the parcel at a reduced minimum price within the time period specified by code.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with actions required by law or by routine business necessity.

Executive Summary and Discussion:

Pursuant to R & T Code Sections 3698 and 3698.5, notice is hereby given of my intention to sell by public auction the tax defaulted properties described on the attached schedule, for a sum not less than the minimum price set forth following the name of the last assessee of said property.

The minimum price is an amount not less than the amount of defaulted taxes, delinquent penalties and costs, redemption penalties, redemption fee, and estimated costs of the sale pursuant to Section 3698.5 of the R & T Code. Property offered for sale that does not receive acceptable bids may be offered again at a minimum price deemed appropriate pursuant to Section 3698.5(c) of the R & T Code. Contiguous parcels may be offered as a group if the Tax Collector deems it advantageous to marketability.

Sale of this property is necessary in order to return the property to the tax rolls.

Mandates and Service Levels:

Auction of these tax defaulted parcels is mandated by R & T Code Section 3692.

Fiscal and Facilities Impacts:

Potential recovery of delinquent taxes, penalties, costs and fees totaling \$44,860.42. Any excess proceeds from the sale will be apportioned pursuant to Revenue and Taxation Code Section 4673.1.

Special Instructions:

Execute resolution and return three signed copies to the Treasurer-Tax Collector's Office.

Concurrence:

N/A

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF APPROVING A TAX)
AUCTION SALE, BY PUBLIC AUCTION,)
OF TAX-DEFAULTED LAND)

RESOLUTION NO.

WHEREAS, the Board of Supervisors has received from the County Treasurer-Tax Collector, pursuant to Section 3698 and Section 3698.5 of California Revenue and Taxation Code, a request of approval to sell Tax-Defaulted Property; and

WHEREAS, that property is fully described on an attached schedule, Exhibit A; and

WHEREAS, the tax-defaulted property will be sold for a sum not less than the minimum price set forth, following the name of the last Assessee of said property; and

WHEREAS, the minimum price is an amount not less than the amount of defaulted taxes, delinquent penalties and costs, redemption penalties, redemption fees, and estimated costs of the sale pursuant to Section 3698.5 of the California Revenue and Taxation Code, and

WHEREAS, in the event a parcel does not sell at the minimum price, there is approval to re-offer the parcel at a reduced minimum price within ninety days in order to return the property to a paying status to collect current and future property taxes.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That approval is hereby granted pursuant to Section 3694 of the California Revenue and Taxation Code for said sale, as set forth in said request of approval to sell Tax-Defaulted Property by Public Auction.
2. That the Tax Collector is hereby directed to sell the property described in said request, as provided for by law, for a sum not less than the amount of defaulted taxes, penalties, fees and costs due pursuant to Section 3698.5 of the California Revenue and Taxation Code.
3. In the event there is no acceptable bid, the Tax Collector may, at his discretion re-offer the same property at a minimum price that the Tax Collector deems appropriate.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____, 2005, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Chair, Board of Supervisors

ATTEST:

MICHAEL BROWN
CLERK OF THE BOARD

BY _____
Deputy

APPROVED AS TO FORM:

STEPHEN SHANE STARK
COUNTY COUNSEL

BY _____
Deputy

APPROVED AS TO ACCOUNTING FORM:

ROBERT W. GEIS
AUDITOR-CONTROLLER

BY _____
Deputy

“EXHIBIT A”

TAX DEFAULTED PROPERTY FOR JUNE 29, 2005 AUCTION

Item	APN Last Assessee(s) Minimum Bid (\$3698)	Default Number Year First Defaulted Notice Recorded Number
1	085-384-03 Jauregui, Manuel J. \$12,101.12	#00783 1996-1997 2004-0112946
2	111-110-07 Louw, Roma Brownell, David Galivan, Doris \$1,438.41	#01188 1996-1997 2004-0112943
3	123-090-16 Harrison, Daniel Murphy \$15,363.70	#01596 1995-1996 2004-0011683
4	131-090-78 The Jet Investment Trust 11-1-84 \$5,762.79	#01755 1995-1996 2004-0011684
5	137-020-79 Russell, Glenn P. \$2,811.45	#01659 1996-1997 2004-0112939
6	147-080-10 Glen, Beverly Hertz, Marilyn B. \$1,772.85	#01792 1997-1998 2004-0112938
7	147-080-11 Glen, Beverly Hertz, Marilyn B. \$1,885.26	#01793 1997-1998 2004-0112937
8	149-274-15 Jensen, Julie M. \$2,329.13	#01933 1995-1996 2004-0112952
9	149-330-04 Shugart, Steve \$1,395.71	#01807 1996-1997 2004-0112953
	\$44,860.42	

LOCATION OF AUCTION PARCELS

<u>ITEM</u>	<u>PHYSICAL LOCATION</u>	
1.	1108 E. Hickory Avenue, Lompoc	4 th District
2.	No address - Unimproved Property	4 th District
3.	518 S. Oakley Ave, Santa Maria	5 th District
4.	No address - Unimproved Property	5 th District
5.	No address - Unimproved Property	3 rd District
6.	No address - Unimproved Property	5 th District
7.	No address - Unimproved Property	5 th District
8.	80 Highway 33, New Cuyama	5 th District
9.	No address - Unimproved Property	5 th District