

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

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**FROM:** Paul McDonnell  
Treasurer-Tax Collector

**SUBMITTAL DATE:**  
March 28, 2005

**SUBJECT:** Publication Agreements for the 2005 Notice of Power and Intent to Sell Tax-Defaulted Property.

**RECOMMENDED MOTION:** Move that the Board of Supervisors:

- 1) Approve the agreements for the annual publication of the "Notice of Power to Sell Tax-Defaulted Property";
- 2) Authorize the Chairman of the Board of Supervisors to execute both copies of each agreement for each of the eleven participating newspapers herein enclosed;
- 3) Instruct the Clerk of the Board to return both signed copies of each agreement to the Treasurer and Tax Collector for forwarding to each of the participating newspapers.

**BACKGROUND:** The sale of Tax-Defaulted property (property delinquent more than five (5) years) is our ultimate collection method. Most delinquent property owners, of course, settle their accounts prior to sale, but a significant number wait until the final hour to do so. In order to comply with State Law, the first step in the process is to notify the public via newspaper publication. The second step is the use of certified mail and in some cases site visits to those who have not settled their account prior to the upcoming tax sale date.

This action will authorize the Tax Collector to place the public notice in eleven (11) newspapers approved by County Counsel for this purpose.

FORM APPROVED  
COUNTY COUNSEL

Departmental Concurrence

MAR 27 2005

BY: [Signature]

[Signature]

Paul McDonnell, Treasurer-Tax Collector

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 50,000	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	
	Annual Net County Cost:	\$ 0	For Fiscal Year:	04/05

<b>SOURCE OF FUNDS:</b> 10000-1400100000-526410	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE.

[Signature]

County Executive Office Signature

- Dept't Recomm.:
- Per Exec. Ofc.:
- Consent
- Policy

Prev. Agn. Ref: | District: | Agenda Number:

**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

2.19

**BACKGROUND:** (Continued)

As prescribed by Section 3361 through 3364 of the California Revenue and Taxation Code, the Tax Collector shall publish annually on or before June 8th, a notice of power and intent to sell tax-defaulted property. All properties which became tax-defaulted at least 5 years previously will become subject to the Tax Collector's Power of Sale. Prior to becoming subject to a Power to Sell, the law requires that the property owner be notified through public auction of a legal notice prescribed by Section 3361 et. seq. of said code. The County uses the method of publication set forth in Sections 3381 through 3383 of said code because it provides the most direct means of notifying the property owners affected. Both copies of the agreements with the newspapers have been signed by an authorized representative and require publication at the existing rates for legal advertising set by the Board, see attached Minute Order 3.22 and rate schedule.

This notice will be published on May 25, 2005 and June 1, 2005 in those newspapers having only a Wednesday publication, and on May 27, 2005 and June 3, 2005 in those newspapers having only a Friday publication. All other publications will appear on Thursday, May 26, 2005 and June 2, 2005. The text and format of the agreement have been approved by the County Counsel. In compliance with the law, the Treasurer-Tax Collector intends to provide "...the most likely...adequate notice to owners of the property" by using the following newspapers for this publication: Corona-Norco Independent, The Desert Sun, The Hemet News, Lake Elsinore Valley Sun Tribune, Palo Verde Valley Times, Perris Progress, The Press Enterprise, Rancho News, The Record Gazette, Riverside County Record and The Valley Times. Under California Law, the Treasurer-Tax Collector is required to make this annual publication. Sufficient funds are available in the Treasurer-Tax Collector's 2004-2005 budget account to pay estimated publication costs.