

732

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



FROM: Paul McDonnell, Treasurer-Tax Collector

SUBMITTAL DATE:

MAR 31 2008

SUBJECT: Publication Agreements for the 2008 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 nine participating newspapers herein enclosed;
- 3) Instruct the Clerk of the Board to return both signed copies of each agreement to the Treasurer-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.

Paul McDonnell, Treasurer-Tax Collector

FORM APPROVED COUNTY COUNSEL
BY: DOROTHY L. HONN 3-31-08 DATE
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 30,000	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	NO
	Annual Net County Cost:	\$0	For Fiscal Year:	07/08

SOURCE OF FUNDS: 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

BY: Christopher M. Hans

County Executive Office Signature

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

Prev. Agn. Ref.:

District: ATTACHMENTS FILED WITH THE CLERK OF THE BOARD Agenda Number:

2.9

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 announcement 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 21, 2008 and May 28, 2008 in those newspapers having only a Wednesday publication, and on May 23, 2008 and May 30, 2008 in those newspapers having only a Friday publication. All other publications will appear on Thursday, May 22, 2008 and May 29, 2008. The text and format of the agreement have been approved by 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 Edition, The Desert Sun, The Hemet News, South West Edition, Palo Verde Valley Times, The Press Enterprise, The Record Gazette, Riverside County Record and The Moreno Valley Edition. Under California Law, the Treasurer-Tax Collector is required to make this annual publication. Sufficient funds are available in the Treasurer-Tax Collector's 2007-2008 budget account to pay estimated publication costs.