

**MEMORANDUM  
TREASURER-TAX COLLECTOR  
COUNTY OF PLACER**

**To:** Honorable Board of Supervisors  
**From:** Jenine Windeshausen, Treasurer-Tax Collector  
**Date:** June 21, 2011  
**Subject:** Request For Approval To Sell Tax-Defaulted Property  
At Public Auction

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**RECOMMENDATION:** Approve a resolution authorizing the tax collector to sell at public auction, for the stated minimum price, the tax-defaulted property that is subject to the power of sale and described on the attached schedule, in accordance with Chapter 7 of Part 6 of Division 1 of the California Revenue and Taxation Code. Also, in the event that any parcel does not sell after the first offer at auction, authorize the Treasurer-Tax Collector in her discretion to re-offer and sell such parcel at a minimum bid lower than the stated minimum price.

**BACKGROUND:** Secured real property becomes subject to the tax collector's power to sell 5 years from the date declared tax defaulted. The purpose of offering tax-defaulted property at a tax sale is to collect the unpaid taxes (redemption) and to return the property to a revenue-generating status by conveying the property to another owner. Before the sale the tax collector is required to notify the assessee, and any other parties of interest, of the tax collector's power and intent to sell the property for nonpayment of taxes<sup>1</sup>. There are currently 20 parcels planned for sale, any of which may be redeemed by 5:00 PM the day prior to the sale (Tuesday, October 4, 2011). The public auction will be held on October 5, 2011.

The year a parcel is offered for sale, the minimum selling price for each parcel is based on the redemption amount plus costs associated with the sale as per Revenue and Taxation code section 3698.5. For unsold parcels the tax collector, with Board approval, may re-offer the property at a price lower than the minimum bid in order to effect sale of the parcels. Successful bids that are in excess of the original minimum bid amount result in "excess proceeds" which are subject to claim by certain parties on a priority lien basis as specified by law under Revenue and Taxation code sections 4674 and 4675. After a period of one year, any unclaimed excess proceeds are deposited into the County Tax Loss Reserve Fund as specified by law. If a parcel is sold for less than the stated minimum price, any unpaid taxes or fees would be supplanted from the Tax Loss Reserve Fund as required by the Teeter Plan.

**FISCAL IMPACT:** The 20 parcels currently eligible for sale represent an estimated outstanding redemption amount of \$565,000.00. Costs incurred for each parcel are collected upon the sale of the parcel. The actual fiscal impact to the County will be determined by the amount of excess proceeds deposited to the Tax Loss Reserve Fund and any amounts that may need to be transferred from the Tax Loss Reserve Fund.

JW/amd

Attachment

<sup>1</sup>Attachment A contains a copy of the public notice.

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**Before the Board of Supervisors  
County of Placer, State of California**

In the matter of:

Resol. No. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE TAX  
COLLECTOR TO SELL TAX DEFAULTED  
PROPERTIES AT PUBLIC AUCTION

The following RESOLUTION was duly passed by the Board of Supervisors  
of the County of Placer at a regular meeting held June 21, 2011 by  
the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

\_\_\_\_\_  
Chairman, Board of Supervisors

Attest:

Clerk of said Board  
  
\_\_\_\_\_  
  
\_\_\_\_\_

BE IT RESOLVED that approval for the Tax Defaulted Land Sale by  
public auction on October 5, 2011, is hereby granted. Jenine  
Windeshausen, Placer County Treasurer-Tax Collector, is directed to sell  
the property described in Attachment A, and may re-offer for sale said  
property at a minimum bid lower than the stated minimum price, as provided  
for by law pursuant to Chapter 7 of Part 6 of Division 1 of the California  
Revenue and Taxation Code.

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## Attachment A

### NOTICE OF PUBLIC AUCTION ON OCTOBER 5, 2011 OF TAX-DEFAULTED PROPERTY FOR DELINQUENT TAXES

Made pursuant to Section 3702, Revenue and Taxation Code

On June 21, 2011, I, Jenine Windeshausen, Placer County Tax Collector, was authorized to conduct a public auction sale by the board of supervisors of Placer County, California. The tax-defaulted properties listed below are subject to the tax collector's power of sale and have been approved for sale by a resolution dated June 21, 2011, of the Placer County board of supervisors.

The sale will be conducted at 9:00 a.m. on Wednesday, October 5, 2011, in the Planning Commission hearing room located at 3091 County Center Drive, Auburn, California as a public auction to the highest bidder for cash in lawful money of the United States or negotiable paper, for not less than the minimum bid as shown on this notice. If no bids are received on a parcel, it will be re-offered at the end of the auction at a minimum price appropriate to stimulate competitive bidding.

The right of redemption will cease on Tuesday, October 4, 2011, at 5:00 p.m. and properties not redeemed will be offered for sale. If the parcel is not sold, the right of redemption will revive and continue up to the close of business of the last business day prior to the next scheduled sale.

If the properties are sold, parties of interest, as defined in California Revenue and Taxation Code Section 4675, have a right to file a claim with the county for any excess proceeds from the sale. Excess proceeds are the amount of the highest bid in excess of the liens and costs of the sale, which are paid from the sale proceeds.

More information may be obtained by contacting the tax collector at 2976 Richardson Dr., Auburn, California, 95603 or calling (530) 889-4129.

### PARCEL NUMBERING SYSTEM EXPLANATION

The Assessor's Parcel Number (APN), when used to describe property in this list, refers to the assessor's map book, the map page, the block on the map, (if applicable), and the individual parcel on the map page or in the block. The assessor's maps and an explanation of the parcel numbering system are available in the assessor's office located at 2980 Richardson Dr., Auburn, California, 95603.

The properties that are the subject of this notice are situated in Placer County, California, and are described as follows:

<u>Item No.</u>	<u>APN</u>	<u>Last Assessee</u>	<u>Minimum Bid</u>
1	013-025-023-000	Jackson, Kenneth F & Robyn E Trustees	\$7,500.00
2	013-081-005-000	Smith, Brian T	\$7,200.00
3	013-082-018-000	Kennedy, Robert B III & Patricia Ann TTEES	\$18,000.00
4	016-490-014-000	Andrews, Margaret	\$33,200.00
5	020-090-007-000	Trimble, Dana B Et Al	\$9,400.00
6	020-110-027-000	Wisdom, Marlane	\$12,000.00
7	026-030-028-510	Chew, Alma Et Al	\$12,700.00
8	026-350-072-000	Godwin, Dolores Ann Et Al	\$4,000.00
9	044-021-008-000	Humphrey Investment LLC	\$372,800.00
10	062-440-014-000	Pizzuti, David & Kathy	\$6,400.00
11	063-030-028-000	Dakan, Robin D Et Al	\$12,600.00
12	084-032-017-000	Smith, Glenn Robert	\$11,300.00
13	090-111-039-000	Hollerbach, Mark	\$2,900.00
14	099-060-010-000	MacDonald, David & Leah Elizabeth	\$11,200.00
15	099-160-010-000	Figuroa, Silvano Jr Et Al	\$1,600.00
16	116-070-045-000	Rugroden, Maurice Eugene & James Edwin	\$24,800.00
17	469-130-003-000	Leite, Vasco DeMello & Michelle	\$3,700.00
18	469-200-026-000	Leite, Vasco DeMello & Michelle DeMello Et Al	\$3,500.00
19	472-370-033-000	Vanguard Lending Group Inc	\$3,500.00
20	701-078-513-000	LegrandSawyer, Edward D & Mary K	\$1,600.00

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