

DEPARTMENT: Treasurer – Tax Collector

BY: Marjorie J. Wass

PHONE: 966-2621

RECOMMENDED ACTION AND JUSTIFICATION:

Adopt a Resolution effective retroactive to January 1, 2005 and select the five-year time period for Tax-defaulted Non-residential Commercial Property.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Assembly Bill 2144, Chapter 944, which became effective January 1, 2005, amends California Revenue and Taxation Code Section 3691 and will require the County Tax Collector to attempt to sell Tax-defaulted Non-residential Commercial Property at Public Auction within 3 years after the property becomes tax-defaulted. The current tax-defaulted time period for all property is five years and this new legislation will create a split-roll for commercial properties in redemption. The new tax-defaulted requirement will require extensive enhancements and improvement to the current property tax computer system and added expense to the County's General Fund. Assembly Bill 2144 allows a County to elect by Ordinance or Resolution to continue the five-year time period as currently applied to Tax-defaulted Non-residential Commercial Property. The Tax Collector requests that the Board approves the continuation of the five-year period for tax-defaulted Non-residential Commercial Property in accordance with California Revenue and Taxation Code Section 3691 (B).

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not pass the resolution and create a separate default process for Non-residential Commercial Property, computer enhancements will be required and increased staff time would be necessary to manage a separate time frame.

Financial Impact? () Yes (X) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		
Source:		
Internal Transfer		
Unanticipated Revenue	_____ 4/5's vote	
Transfer Between Funds	_____ 4/5's vote	
Contingency	_____ 4/5's vote	
() General () Other		

CLERK'S USE ONLY:

Res. No.: 05-148 Ord. No. _____
 Vote – Ayes: 5 Noes: _____
 Absent: _____
 Approved
 Minute Order Attached No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
 Attest: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California

By: _____
 Deputy

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
 Comments: _____

CAO: [Signature]