



Legislation Details (With Text)

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On agenda: 3/11/2025 **Final action:**

Title: Consideration of Letter of Support AB 418 (Wilson)

Sponsors: Treasurer-Tax Collector

Indexes:

Code sections:

Attachments: 1. Support Letter for AB 418 Wilson - County of Lake, 2. AB 418 (Wilson) Support joint ltr 2.20.25

Date	Ver.	Action By	Action	Result
3/11/2025	1	BOARD OF SUPERVISORS		

Memorandum

Date: March 11, 2025

To: The Honorable Lake County Board of Supervisors

From: Patrick Sullivan, Treasurer- Tax Collector

Subject: Consideration of a Position Letter of Support AB 418 (Wilson)

Executive Summary:

AB 418 (Wilson) is responsive to the May 25, 2023 United States Supreme Court decision, which unanimously ruled in *Tyler v Hennepin County, Minnesota, et al.* that Geraldine Tyler’s Constitutional rights were violated when Hennepin County, in Minnesota, auctioned her tax-defaulted property to satisfy the delinquent property tax debt worth \$15,000. The property sold for \$40,000. The County kept the remaining \$25,000 in excess proceeds without first affording Ms. Tyler the right to file a claim for the excess proceeds. The Court found that the taking of the value of Ms. Tyler’s equity violated the Takings Clause of the Fifth and Fourteenth Amendments and the Excessive Fines Clause of the Eighth Amendment.

AB 418 preserves the ability of counties to utilize so-called Chapter 8 sales that are used to dispose of challenging properties or facilitate the development of affordable housing or other local agency uses, while ensuring that the owners of that tax-defaulted property are able to participate in an administrative process if they disagree with the tax sale value established by the tax collector, and proposed for approval by the Board of Supervisors.

If not budgeted, fill in the blanks below only:

Estimated Cost: _____ Amount Budgeted: _____ Additional Requested: _____ Future Annual Cost: _____

Purchasing Considerations (check all that apply):

Not applicable

- Fully Article X. <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI>- and/or Consultant Selection Policy <http://lcnet.co.lake.ca.us/Assets/Intranet/Policy/Policies+26+Procedures+Manual/Ch4_2021v2.pdf>-Compliant (*describe process undertaken in "Executive Summary"*)
- Section 2-38 <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI> Exemption from Competitive Bidding (*rationale in "Executive Summary," attach documentation, as needed*)
- For Technology Purchases: Vetted and Supported by the Technology Governance Committee <<http://lcnet.co.lake.ca.us/Assets/Intranet/Intranet+Forms/Information+Technology/AdvPlan.pdf>> ("Yes," if checked)
- Other (*Please describe in Executive Summary*)

Consistency with Vision 2028 <<http://www.lakecountyca.gov/Government/Directory/Administration/Visioning/Vision2028.htm>>

(check all that apply):

Not applicable

- | | | |
|--|--|--|
| <input type="checkbox"/> Well-being of Residents | <input type="checkbox"/> Public Safety | <input type="checkbox"/> Disaster Prevention, Preparedness, Recovery |
| <input type="checkbox"/> Economic Development | <input type="checkbox"/> Infrastructure | <input type="checkbox"/> County Workforce |
| <input type="checkbox"/> Community Collaboration | <input type="checkbox"/> Business Process Efficiency | <input type="checkbox"/> Clear Lake |

Recommended Action: Approve letter and authorize the chair to sign.