

Memorandum



Date: September 4, 2007

Agenda Item No. 8(E)(1)(A)

To: Honorable Chairman Bruno A Barreiro
And Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Authorizing Release of Surplus Tax Deed Sale Proceeds No. 04A-123

Recommendation

It is recommended that the Board approve the attached Resolution authorizing release of surplus tax deed 04A-123 sale proceeds in the amount of \$104,675.92 to Lionel Reyes and Katherine Saavedra who were titleholders on the date of the above-referenced sales and are entitled to the proceeds resulting therefrom.

Scope

The Resolution authorizes release of surplus tax deed sale proceeds in accordance with provisions of the Florida Statutes.

Fiscal Impact/Funding Source

None. All property taxes owed were collected at time of tax certificates being sold and/or at time of tax deed sale. Surplus funds are paid from net proceeds of the tax deed sale.

Track Record/Monitor

The proposed release of these surplus tax deed sale proceeds has been approved by the Finance Director and is being done in accordance with Section 197.582, Florida Statutes.

Background

Miami-Dade County presently holds \$104,675.92 as excess proceeds from the sale of a tax deed for delinquent taxes on or about June 2, 2004, on a property described as follows:

Folio No. 04-2034-090-0020
Unit 502, VILLAS DEL LAGO
CONDOMINIUM 5, ORB 12456 – 1298

Pursuant to Section 197.582, Florida Statutes, said excess undistributed funds are retained for the benefit of the person who, on the date of the sale, was the titleholder of record and for lien holders.

On the date of the above-referenced sale, Lionel Reyes and Katherine Saavedra were the titleholders and are entitled to the excess proceeds resulting therefrom.

Accordingly, it is recommended that the surplus funds be released pursuant to the attached resolution.


Assistant County Manager

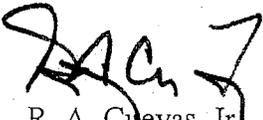


MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: September 4, 2007

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(E)(1)(A)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

✓

Approved _____ Mayor

Agenda Item No. 8(E)(1)(A)

Veto _____

09-04-07

Override _____

RESOLUTION NO.

RESOLUTION AUTHORIZING RELEASE OF
SURPLUS TAX DEED 04A-123 SALE
PROCEEDS IN THE AMOUNT OF \$104,675.92
TO LIONEL REYES AND KATHERINE
SAAVEDRA

WHEREAS, the Clerk of the Circuit Court issued a tax deed for delinquent taxes upon the following described real property on or about June 2, 2004

Folio No. 04-2034-090-0020

UNIT 502, VILLAS DEL LAGO
CONDOMINIUM 5, ORB 12456-1298

WHEREAS, as a result of the said tax deed sale, there exists a net excess of funds in the amount of \$104,675.92 currently held by the Miami-Dade County Board of County Commissioners; and

WHEREAS, pursuant to Section 197.582, Florida Statutes, the said excess undistributed funds are retained for the benefit of the person who, on the date of the sale, was the titleholder of record and for lienholders; and

WHEREAS, on the date of the above-referenced sale, LIONEL REYES AND KATHERINE SAAVEDRA were titleholders and are entitled to the excess proceeds resulting therefrom; and

WHEREAS, neither of the lienholders, HMN Mortgage Services, Inc. or Ford Motor Credit Company, has requested the surplus proceeds, thus enabling the former owners' claim to be processed,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Finance Director is

hereby authorized and directed to deliver to the Clerk of the Circuit Court the said surplus tax deed sale proceeds in the amount of \$104,675.92, and the Clerk of the Circuit Court is authorized and directed to disburse this \$104,675.92 to LIONEL REYES AND KATHERINE SAAVEDRA, payable to JORGE L. FORS, P.A. TRUST ACCOUNT, 1108 Ponce de Leon Blvd., Coral Gables, FL 33134.

The foregoing resolution was offered by Commissioner who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

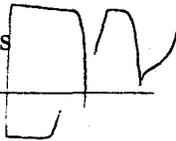
- | | |
|------------------------------------|--------------------|
| Bruno A. Barreiro, Chairman | |
| Barbara J. Jordan, Vice-Chairwoman | |
| Jose "Pepe" Diaz | Audrey M. Edmonson |
| Carlos A. Gimenez | Sally A. Heyman |
| Joe A. Martinez | Dennis C. Moss |
| Dorrian D. Rolle | Natacha Seijas |
| Katy Sorenson | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of September, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency



By: _____
Deputy Clerk

Prepared by J. K. Kracht