



Office of
**INDIAN RIVER COUNTY
ATTORNEY**

Dylan Reingold, County Attorney
William K. DeBraal, Deputy County Attorney
Kate Pingolt Cotner, Assistant County Attorney

MEMORANDUM

TO: Board of County Commissioners
FROM: Dylan Reingold, County Attorney
DATE: March 13, 2019
SUBJECT: Release of Demolition Lien

BACKGROUND.

On August 18, 2015, Indian River County recorded the attached lien on the property located at 13185 76th Court (the "Property") for the demolition of a nuisance structure. The lien was for \$6,715.40. The lien noted that the lien would accrue interest at a rate of 5.75%. In December 2017, Red Bird Investments, LLC purchased the Property via a tax deed sale. Recently, Red Bird Investments, LLC reached out to me stating that they were unaware of the lien. Initially, Red Bird Investments, LLC indicated they wanted to have the lien reduced by fifty percent. I explained that since the lien was for actual costs expended by Indian River County, staff was not willing to support the request, but that staff would support a waiver of the interest accrued. Red Bird Investments, LLC was agreeable to the waiver of just the interest.

The County Attorney's Office recommends that the Indian River County Board of County Commissioners ("Board") waive the interest, so long as the lien of \$6,715.40 is paid. Once paid, the County Attorney's Office recommends that the Board authorize the County Attorney's Office to prepare a release or satisfaction of the lien.

FUNDING.

Lien proceeds totaling \$6,715.40 will be deposited into MSTU Fund/Other Miscellaneous Revenue account number 004038-369900. The costs of recording the satisfaction of the lien will be borne by Red Bird Investments, LLC.

RECOMMENDATION.

The County Attorney's Office recommends that the Indian River County Board of County Commissioners waive the interest, so long as the lien of \$6,715.40 is paid. Once paid, the County Attorney's Office recommends that the Board authorize the County Attorney's Office to prepare a release or satisfaction of the lien.

ATTACHMENT

Lien