CITY OF EL PASO, TEXAS AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT:

Tax Department

AGENDA DATE:

July 7, 2020

CONTACT PERSON NAME AND PHONE NUMBER: Maria Pasilias, Tax Assessor Collector, 212-1737

DISTRICT(S) AFFECTED: All

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

Approve property tax overpayment refunds, exceeding statutory three (3) year limit.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

The Property Tax Code Section 31.11 states that the Tax collector may issue a refund within 3 years of the date of the payment but that the governing body of the taxing unit may extend the deadline for a single period not to exceed 2 years on a showing of good cause by the taxpayer.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Council has considered this previously on a routine basis.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

N/A

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

TAX REFUNDS OVER THREE (3) YEARS July 7, 2020

1.	Monica Alvarez, in the amount of \$130.00, made an overpayment on May 8, 2017 of 2014 taxes. (Geo. #G71099900300900)
2.	Lan Zhen Lin, in the amount of \$212.68, made an overpayment on November 10, 2015 of 2016 taxes. (Geo. #H77906650600090)

Should Mack for Maria O. Roillo Maria O. Pasillas, RTA

Laura D. Prine City Clerk

Tax Assessor Collector

RESOLUTION

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Monica Alvarez ("Taxpayer") has applied for a refund with the tax assessor for their 2014 property taxes that were overpaid on May 8, 2017 in the amount of \$130.00 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2014 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City finds that Monica Alvarez showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2014 taxes and the tax refund in the amount of \$130.00 is approved.

2020

ADOPTED tills da	y 01, 2020.
	CITY OF EL PASO
	Dee Margo
ATTEST:	Mayor
Laura D. Prine City Clerk	
APPROVED AS TO FORM:	APPROVED AS TO CONTENT:
Sol M. Cortas	Maria O Pavillas
Sol M. Cortez	Maria O. Pasillas, RTA
Senior Assistant City Attorney	Tax Assessor/Collector

20-1002-687/PL#999369
Tax Refund Request for Monica Alvarez (\$130.00)
SMC

ADODTED 4kt-



MAY 2 7 2020

MARIA O. PASILLAS, RTA CITY OF EL PASO TAX ASSESSOR COLLECTOR 221 N. KANSAS, STE 300 EL PASO, TX 79901 PH: (915) 212-0106 FAX: (915) 212-0107 www.elpasotexas.gov/tax-office

ALVAREZ MONICA 416 BAHIA KINO WAY EL PASO, TX 79915-4801

Prop ID Geo No. G710-999-0030-0900 181857

Legal Description of the Property 3 GREEN BROOK LOT 5 (6300 SQ FT)

416 BAHIA KINO WAY 79915

OWNER: ALVAREZ MONICA

\$130.00 2014 OVERAGE AMOUNT

1: CITY OF EL PASO, 5: YSLETA ISD, 6: COUNTY OF EL PASO, 7: EL PASO COMMUNITY COLLEGE, 8: UNIVERSITY MEDICAL CENTER OF EL PASO

Dear Taxpayer:

Our records indicate that an overpayment exists on the property tax account listed above as of the date of this letter. If you paid the taxes on this account and believe you are entitled to a refund, please complete the application below, sign it, and return it to our office. If the taxes were paid by your mortgage/title company or any other party, you must obtain a written letter of release in order for the refund to be issued in your name. If you did not make the payment(s) on this account, please forward this letter to the person who paid these taxes. You may also request the transfer of this overpayment to other tax accounts and or tax years in the space provided or by attaching an additional sheet if necessary. Your application for refund must be submitted within three years from the date of the overpayment, or you waive the right to the refund (Sec. 31,11c). Governing body approval is required for refunds in excess of \$2500.

APPLICATION FOR PROPERT	гү та	X REFUND: This app	lication must be completed, sig	gned, and subn	nitted with supp	orting documental	tion to be valid.
Step 1. Identify the refund	Who	should the refund be is	sued to:				
recipient. Show information for	Name	monice	AlVAREZ		/		
whomever will be receiving	Addr		ia kino W	NA	V		
the refund.	City.			19915			
	Dayti	me Phone No.:	110250		viail Address:	Servina essencia como	
Step 2. Provide payment	Paym	ent made by:	Check?	No. D	ate Paid	Amount	Paid
information. Please attach copy of cancelled check, original receipt, online payment confirmation or			19118034	5	817	\$130	,00
bank/credit card statement.	2000		TAL AMOUNT PAID (su	m of the abo	ve amounts)		
Step 3. Provide reason for	Please check one of the following:						
this refund. Please list any accounts and or	I paid this account in error and I am entitled to the refund.						
years that you intended to pay	X I overpaid this account. Please refund the excess to the address listed in Step 1.						
with this overage	I want this payment applied to next year's taxes.						
		This payment should	have been applied to other	tax account(s) and/or year	(s), escrow (liste	ed below):
Step 4. Sign the form. Unsigned applications cannot processed.	have	given on this form is tr	apply for the refund of the a ue and correct. (If you ma eanor or a state jail felony t	ike a false sta	tement on this	application, yo	
XINC. I	SIGN	ATURE OF REQUES	TOR (REQUIRED)	PRINT	ED NAME &	DATE	V
10/2/30	7	Carra ?	secoul	m	A Asino	LAREZ	5-23-20
			0		AND LONG ST.	-10	, ,

Denied

Print Date: 04/13/2020

TAX OFFICE USE ONLY:

Notes

Go Tel

ANDREA ACT80122 v1.90

ACCOUNT NO (G71099900300900): 02/04/20 RTN ITEM E-CHECK #2878165 FOR \$1463.36 FROM LUIS G ALVAREZ = UNABLE TO LOCATE ACCOUNT

05/28/2020 14:17:59 ACTEP

DEPOSIT

Remittance

Detail

	mmary Query	A consu	at No		Rem	it Seq No	Check No.	ſ	Payment Amount	Summary Payment Agreement Ho.
Deposit No		Account No. G71099900300900								
	081741 Receipt Deposit No	Receipt Date	Remit Seq No.	Check No	Payment Type	Amount		ype	No	Payer 22145440-WELLS FARG
	RC180730	06/19/2017	35450537	7032824033	CH	\$130.00-	\$130.00-		G71099900300960	3000-WELLS FARGO HO
	RC180730	06/19/2017	35450537	7032824033	CH	\$130.00	\$120.00		G71099900300900	
	406131741	06/13/2017	35437673	24872397	CH	5130 00	5130 00		G71099900300960	ALVAREZ MONICA
	C06011775	05/31/2017	35402767	306004	CH	\$27.78	\$27.78		G71099900300900	S159-STUART C. COX
is= 1	A05081741	05/08/2017	35304609	19118036	CH	\$130,00	\$130.00	_	G71099900300900	ALVAREZ MONICA
	R030318498	05/08/2017	35304609	1911803E	CH	50 00	\$130.00-	TR	G71099900300900	ALVAREZ MONICA
	R030318498		35304609	19118036	CH	30.08	\$130.00	LG	G71099900300900	ALVAREZ MÓNICA
	805011765		35278104	304182	CH	\$45.03	\$45.03	PA	G71093900300900	E159-STUART C. COX
	B03301775		35153281	302127	CH	\$234.79	\$234.79	PA	G71099900300900	5159-STUARTIC COX
	B04031765		35184695	0013563534	СН	5130 00	\$130.00	کرک	G71099900300900	ALVAREZ MONICA
	A03141773		7 35068443	0010534043	СН	\$130.00	\$120.00	ДĀ	G71099900300900	ALVAREZ MONICA
	A03011775		7 34978553		CA	5100 00	550.00	PΔ	G71099900300900	ALVAREZ MONICA
		133507		Д	pplied Total		\$29 ₁ 989 17			



Internal Audit Office

MAYOR Dee Margo **DATE:** June 16, 2020

TO:

Maria O. Pasillas, Tax Assessor/Collector

FROM: Edmundo S. Calderon, CIA, CGAP, CRMA, Chief Internal Auditor

SUBJECT: Review of Tax Overpayment Refunds that Exceed Three Years

The Internal Audit Office conducted a review of the Tax Overpayment Refund that exceeded a three-year period. This engagement was accepted based on the engagement's potential to improve management of risks, add value, and/or improve the organization's operations (IIA 2010.C1). The work performed does not constitute an engagement conducted in accordance with <u>Generally Accepted Government Auditing Standards</u> (GAS 1.16). The observations and conclusions that are reported in this memorandum do not require Management responses.

The following Tax Overpayment Refunds that exceeded a three-year period were reviewed:

LAN ZHEN LIN H779-066-5060-0090 \$ 212.68 MONICA ALVAREZ G710-999-0030-0900 \$ 130.00

The Internal Audit Office reviewed the refund application, copies of cancelled checks or proof of payments. Attached is a list of days from the date the completed application was received by the Tax Office and sent to the Internal Audit Office for review. The Tax Office is taking 11 to 16 days to process the application received and send for review.

Based on our review, the Tax Overpayment Refund that exceeded a three-year period was determined to be appropriate to send to City Council for approval pursuant to Section 31.11 (c-1) of the Texas Tax Code.

cc: Tomas Gonzalez, City Manager
Robert Cortinas, Deputy City Manager of Support Services & Chief Financial Officer

CITY COUNCIL

District 1
Peter Svarzbein

District 2 Alexsandra Annello

District 3
Cassandra Hernandez

District 4 Dr. Sam Morgan

District 5

District 6 Claudia L. Rodriguez

District 7
Henry Rivera

District 8 Cissy Lizarraga

CITY MANAGER Tommy Gonzalez

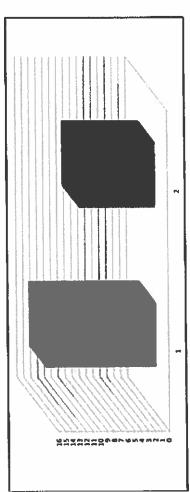


Edmundo S. Calderon, CIA, CGAP, CRMA – Chief Internal Auditor Internal Audit Office | 218 N. Campbell | El Paso, TX 79901 O: (915) 212-0069 | Email: calderones@elpasotexas.gov

City of El Paso Internal Audit Office Tax Office Refund Project Week of 0502/2020 Reviews- Over Three Yaans

Commets			
Date Laternal Andle Reviewed Applications	6/16/2020	0202/91/9	
Totals Days from Date Frank of Payment to Date Asked to be Reviewed	16	III	
Date T	6/12/2020	050275179	
Dose Application was approved by the Tax Office	5/28/2020	6/11/2020	
Date of Freef of Payment was Receled in the Tax Office	507/2020	0.02/1/9	
Date Application	0.07/203	6/1/2020	
Amount of Drit App	00 OF 12	89 (168	\$347.68
T.P. Name	C210.000.0010.0000	11779.066.5060.0090	100
Topology Topology	A CONTRACT OF STATE O	I MUNICA ALVAREZ	בוראו בוופוי בווי





RESOLUTION

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Lan Zhen Lin ("Taxpayer") has applied for a refund with the tax assessor for their 2016 property taxes that were overpaid on November 10, 2015 in the amount of \$212.68 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2016 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT THE City finds that Lan Zhen Lin showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2016 taxes and the tax refund in the amount of \$212.68 is approved.

ADOPTED this ______ day of ______, 2020.

	CITY OF EL PASO				
ATTEST:	Dee Margo Mayor				
Laura D. Prine City Clerk					
APPROVED AS TO FORM:	APPROVED AS TO CONTENT:				
Sol M. Cortas	Maria O Pasillas				
Sol M. Cortez	Maria O. Pasillas, RTA				
Senior Assistant City Attorney	Tax Assessor/Collector				

20-1002-687/PL#1000598

Tax Refund Request – Lan Zhen Lin for Wang D. Lin (\$212.68) SMC

TAX OFFICE RECEIVED 8885/81/28 JUN 0 1 2020 数工大工已 COLLECTOR *2205-02955-24.35 իւթյականում իրականի իրանականի այրականումը։ lpasotexas.gov/tax-office Prop ID Geo No. H779-066-5060-0090 310319 Legal Description of the Property 506 HORIZON CITY #66 LOT 9 (33748.92 SQ LIN WANG D CARMEL CT 210 E GRAVES AVE APT D MONTEREY PARK, CA 91755-4174 OWNER: LIN WANG D

6: COUNTY OF EL PASO, 7: EL PASO COMMUNTI Y COLLEGE, 8: UNIVERSITY MEDICAL CENTER OF EL PASO, 10: CLINT ISD, 14: HORIZON REGIONAL MUD, 15: EMERG, SERVICES DIST #1

Dear Taxpayer:

ADDITION TO DESCRIPTION TANDETTEND

Our records indicate that an overpayment exists on the property tax account listed above as of the date of this letter. If you paid the taxes on this account and believe you are entitled to a refund, please complete the application below, sign it, and return it to our office. If the taxes were paid by your mortgage/title company or any other party, you must obtain a written letter of release in order for the refund to be issued in your name. If you did not make the payment(s) on this account, please forward this letter to the person who paid these taxes. You may also request the transfer of this overpayment to other tax accounts and/or tax years in the space provided or by attaching an additional sheet if necessary. Your application for refund must be submitted within three years from the date of the overpayment, or you waive the right to the refund (Sec. 31.11c). Governing body approval is required for refunds in excess of \$2500.

Step 1. Identify the refund	Who should the refund be issued to:						
recipient.	Name: LAN ZHEN LIN						
Show information for whomever will be receiving	Address: 1283 W SUNSET BLVD						
he refund.	City. State, Zip LOS AMARIES, CA 90026						
	Daytime Phone No.: 626 348 9867 E-Mail Address: 71427135714 Warmail						
Step 2. Provide payment	Payment made by: Check No. Date Paid Amount Paid						
information. Please attach copy of cancelled theck, original receipt, online bayment confirmation or	CK 138 11/10/15 = 300.20						
ank/credit card statement.	TOTAL AMOUNT PAID (sum of the above amounts) Please check one of the following:						
step 3. Provide reason for his refund. Please list any accounts and or lears that you intended to pay with this overage.	I paid this account in error and I am entitled to the refund. I overpaid this account. Please refund the excess to the address listed in Step I. I want this payment applied to next year's taxes. This payment should have been applied to other tax account(s) and/or year(s), escrow (listed below):						
Step 4. Sign the form. Unsigned applications cannot be processed.	By signing below. I hereby apply for the refund of the above-described taxes and certify that the information I have given on this form is true and correct. (If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under the Texas Penal Code, Sec. 37.10.)						
	SIGNATURE OF REQUESTOR (REQUIRED) PRINTED NAME & DATE LAN ZHEN LIN 05/25/20						

452.1.7 Expirer 11/10/2020

Print Date: 04/13/2020

2016 OVERAGE AMOUNT

\$212.68

 Deposit Status Notes Go To ANOREA 06/03/2020 17 32:53 ACT80122 v1.90 ACTEP REMITTANCE Deposit Detail **Summary Query** Summary Deposit No. Account No. Remit Seq No. Check No. Payment Amount Payment Agreement No. A11101565 H77906650600090 Check/Receipt Receipt Remit Check Payment Payment Applied Transaction Account Amount Type Payer Images Deposit No Date Seq No. Amount No. No. Type R031118398 10/12/2018 29812043 138 \$0.00 CH \$29 35- LG H77906650600090 LIN WANG D R031118398 10/12/2018 29812043 138 CH 50 00 \$29.35 TR H77906650600090 LIN WANG D A06111875 06/11/2018 38366852 CH \$32.75 \$32.75 PA H77906650600090 LIN WANG D R0108141774 11/17/2016 29812043 0000199854 CH \$242.55 \$242.55 LG H77906650600090 LIN WANG D RD2626218 11/17/2016 | 29812043 | 0000199854 CH \$242,55-\$242.55- LG H77906650600090 LIN WANG D R031116398 10/12/2016 29812043 138 \$0.52 TR H77906650600090 CH \$0.00 LIN WARG D R031118398 10/12/2016 29812043 СH \$0.00 S0 52- LG H77906650600090 LIN WANG D R92016ACT 10/12/2016 29812043 138 CH \$0.00 \$242.55- TR H77906650600090 LIN WATER D R92016ACT 18/12/2016 29812043 CH \$0.00 \$242.55 LG H77906650600090 1138 LIN WARG D A11101565 11/10/2015 29812043 138 \$300.00 \$300 00 PA H77906650600090 LIN WANG D A01231565 01/23/2015 28124886 116 CH \$27.64 527 64 PA H77906650600090 LIN WANG D A01091469 01/09/2014 24897342 254 CH \$27.00 \$27.00 P4 H77906650600090 LIN WANG D 5907.95 Applied Total



Internal Audit Office

MAYOR Dee Margo **DATE:** June 16, 2020

not require Management responses.

TO:

Maria O. Pasillas, Tax Assessor/Collector

FROM: Edmundo S. Calderon, CIA, CGAP, CRMA, Chief Internal Auditor

SUBJECT: Review of Tax Overpayment Refunds that Exceed Three Years

A

CITY COUNCIL

District 1
Peter Svarzbein

District 2
Alexsandra Annello

District 3
Cassandra Hernandez

District 4 Dr. Sam Morgan

District 5
Isabel Salcido

District 6 Claudia L. Rodriguez

District 7
Henry Rivera

District 8 Cissy Lizarraga

CITY MANAGER Tommy Gonzalez The Internal Audit Office conducted a review of the Tax Overpayment Refund that exceeded a three-year period. This engagement was accepted based on the engagement's potential to improve management of risks, add value, and/or improve the organization's operations (IIA 2010.C1). The work performed does not constitute an engagement conducted in accordance with <u>Generally Accepted Government Auditing Standards</u> (GAS 1.16). The observations and conclusions that are reported in this memorandum do

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MONICA ALVAREZ	G710-999-0030-0900	\$ 130.00

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Based on our review, the Tax Overpayment Refund that exceeded a three-year period was determined to be appropriate to send to City Council for approval pursuant to Section 31.11 (c-1) of the Texas Tax Code.

cc: Tomas Gonzalez, City Manager Robert Cortinas, Deputy City Manager of Support Services & Chief Financial Officer

Edmundo S. Calderon, CIA, CGAP, CRMA – Chief Internal Auditor Internal Audit Office | 218 N. Campbell | El Paso, TX 79901 O: (915) 212-0069 | Email: calderones@elpasotexas.gov



City of El Paso Internal Audit Office Tax Office Refund Project Week of 06/18/2020 Reviews- Over Three Yasts

Comertin				
Dete laternal Audit Reviewed Applications	6V16V2020	0.0079179		
Totals Days from Date Proof of Payment to Date Asked to be Reviewed	91	-		
Date Tax Office Sent to Senternal Andit for Review	6/12/2020	OSOUTH	W-72020	
景 田 西	\$72872020	0000000	D-11/-0-70	
Ye i	527/2020	00000	0707/10	
Date Application was Received	0.0077.03		0/1/2020	
Amends of Referred	413000	2000	\$212.68	\$342.68
P.J.D. Number	0000 000 000 0000	CI CONTRACTOR OF THE PARTY OF T	11779-066-5060-0090	
Refuel To		I MONICA ALVAREZ	N 2 2 5 5 7 1 5 7	a lanta a del tina a lanta della del



