

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

AGENDA DATE: September 27, 2022

PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER: Maria O. Pasillas, (915) 212-1737

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Goal 6 – Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: 6.11 Provide efficient and effective services to taxpayers

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.

That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment A)

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?

Approve property tax overpayment refunds greater than \$2,500.00, per the Texas Property Tax Code, Sec. 31.11 – Refunds of Overpayments or Erroneous Payments.

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?

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Tax Office

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Maria O. Pasillas

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

TAX REFUNDS
September 27, 2022

1. Stewart Title, in the amount of \$2,552.01 made an overpayment on November 11, 2021 of 2021 taxes.
(Geo. # C518-999-1010-0300)
2. Prosperus Title & Escrow LLC, in the amount of \$4,014.78 made an overpayment on August 08, 2022 of 2021 taxes.
(Geo. # L447-999-0540-8100)
3. Roadrunner Recovery, in the amount of \$7,100.40 made an overpayment on July 29, 2022 of 2022 taxes.
(Geo. # S658-999-0100-5000)

Laura D. Prine
City Clerk

Maria O. Pasillas

Maria O. Pasillas, RTA
Tax Assessor Collector

TAX OFFICE RECEIVED
SEP 15 2022



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 Email: taxforms@elpasotexas.gov

1384165

STEWART TITLE COMPANY
2244 TRAWOOD STE 101
EL PASO, TX 79935

Handwritten notes: 2,500

Geo No. C518-999-1010-0300	Prop ID 72299
Legal Description of the Property 101 CIELO VISTA PARK #P LOT 2 (9860 SQ FT)	
8805 EL DORADO DR 79925	
OWNER: SCHWARZBERG GARY	

2021 OVERAGE AMOUNT \$2,552.01

1. CITY OF EL PASO, 3. EL PASO ISD, 6. COUNTY OF EL PASO, 7. EL PASO COMMUNITY COLLEGE, 8. UNIVERSITY MEDICAL CENTER OF EL PASO 2,552.01 ✓

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 PROPERTY TAX REFUND:

Step 1. Identify the refund recipient. Show information for whom ever will be receiving the refund.	Who should the refund be issued for: Name: Stewart Title			
	Address: 2244 Trawood, Ste. 101			
	City, State, Zip: El Paso, TX 79935			
	Daytime Phone No.:		E-Mail Address:	
Step 2. Provide payment information. Please attach copy of cancelled check, original receipt, online payment confirmation or bank/credit card statement.	Payment made by:	Check No.	Date Paid	Amount Paid
	Check	90854	11/17/21	5932.65
	TOTAL AMOUNT PAID (sum of the above amounts):			5932.65
Step 3. Provide reason for this refund. Please list any accounts and/or years that you intended to pay with this overage.	Please check one of the following:			
	<input type="checkbox"/> I paid this account in error and I am entitled to the refund.			
	<input checked="" type="checkbox"/> I overpaid this account. Please refund the excess to the address listed in Step 1. ✓			
	<input type="checkbox"/> I want this payment applied to next year's taxes.			
	<input type="checkbox"/> 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	
	[Signature]		9-15-22	
TAX OFFICE USE ONLY:	<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Denied	By: N.H	Date: 9-16-22

Notes

Go To:

LUZR
ACT80122 v1.91

09/19/2022 10:02:35
ACTEP

DEPOSIT Remittance Detail

Summary Query

Summary

Deposit No. Account No. Remit Seq No. Check No. Payment Amount Payment Agreement No.
 A11172175 C51899910100300

Check/Receipt Images	Deposit No	Receipt Date	Remit Seq No	Check No.	Payment Type	Payment Amount	Applied Amount	Transaction Type	Account No	Payer
	A11172175	11/17/2021	48120855	90854	CH	\$5,932.65	\$2,552.01	LG	C51899910100300	24027911-STEWART TITL
	A11172175	11/17/2021	48120855	90854	CH	\$5,932.65	\$3,380.64	PA	C51899910100300	24027911-STEWART TITL
	A03302165	03/30/2021	47205096	164	CH	\$1,834.25	\$1,834.25	PA	C51899910100300	THE SCHWARTZBERG TI
	A03122190	03/12/2021	47089486	4502	CH	\$917.14	\$917.14	PA	C51899910100300	28478385-SCHWARTZBE
*	T11232000004	11/23/2020	44977775	00160	CH	\$917.14	\$917.14	PA	C51899910100300	THE SCHWARTZBERG TI
	A06092075	06/09/2020	44289971	4393	CH	\$917.72	\$917.72	PA	C51899910100300	28478385-SCHWARTZBE
	A05262079	05/26/2020	44210274	4383	CH	\$917.77	\$917.77	PA	C51899910100300	28478385-SCHWARTZBE
	A03032081	03/02/2020	43862229	4346	CH	\$917.77	\$917.77	PA	C51899910100300	THE SCHWARTZBERG TI
*	X0114201008	01/14/2020	42905833	00147	CH	\$917.77	\$917.77	PA	C51899910100300	THE SCHWARTZBERG TI
	A07091941	07/09/2019	41386539	4235	CH	\$839.64	\$839.64	PA	C51899910100300	THE SCHWARTZBERG TI
	A05171941	05/17/2019	41205855	4210	CH	\$839.66	\$839.66	PA	C51899910100300	THE SCHWARTZBERG TI
	A03201975	03/20/2019	40977477	4176	CH	\$839.66	\$839.66	PA	C51899910100300	THE SCHWARTZBERG TI

Applied Total \$72,811.98



TAX OFFICE RECEIVED

SEP 12 2022

MARIA O. PASH L.A.S. 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 Email: taxforms@elpasotexas.gov

Gen No. L-447-999-0540-8100 Prop ID 385114

Legal Description of the Property
S4 LOGAN HEIGHTS 28 TO 30 (9000 SQ FT)

3904 LEAVELL AVE 79904

PROSPERUS TITLE & ESCROW LLC
1300 AIRWAY BLVD #108
EL PASO, TX 79925

Handwritten: OP ✓
2,500

OWNER: RIM CONSTRUCTION LLC ✓

2021 OVERAGE AMOUNT \$4,014.78 ✓

1 CITY OF EL PASO, 3 EL PASO 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 PROPERTY TAX REFUND:

This application must be completed, signed, and submitted with supporting documentation to be valid.

Step 1. Identify the refund recipient.

Show information for whom ever will be receiving the refund.

Who should the refund be issued to

Name: Prosperus Title & Escrow LLC
Address: 1300 Airway Blvd Ste 108
City, State, Zip: El Paso TX 79925 ✓

Daytime Phone No: 915 288-2468

E-Mail Address: Olivia.Chavez@prosperustitle.com ✓

Step 2. Provide payment information.

Please attach copy of cancelled check, original receipt, online payment confirmation or bank/credit card statement.

Payment made by: Prosperus Title
Check No: 27061
Date Paid: 8/2/2022
Amount Paid: 18,543.85

TOTAL AMOUNT PAID (sum of the above amounts)

Please check one of the following

Step 3. Provide reason for this refund.

Please list any accounts and/or years 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 1. ✓
- 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

Handwritten signature: Julie Ramirez

Handwritten: Hel Guzman 9/12/22 ✓

TAX OFFICE USE ONLY

Approved Denied By: N.N. Date: 9-12-22 ✓

Notes

Go To: []

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ACT80122 v1.91

ACCOUNT NO (L44799905408100) 08/08/2022 - RTN ITEM CHECK #26959 FOR \$18,543.85 POSTED
07/27/2022 FROM PROSPERUS TITLE & ESCROW LLC DUE TO STOP PAYMENT.

09/19/2022 10:02:35
ACTEP

DEPOSIT Remittance Detail

Summary Query

Summary

Deposit No.	Account No.	Remit Seq No.	Check No.	Payment Amount	Payment Agreement No.
A08092275	L44799905408100				

Check/Receipt Images	Deposit No.	Receipt Date	Remit Seq No	Check No	Payment Type	Payment Amount	Applied Amount	Transaction Type	Account No	Payer
	A08092275	08/08/2022	50881642	27061	CH	\$18,543.85	\$7,467.60	PA	L44799905408100	27571424-PROSPERUS
	A08092275	08/08/2022	50881642	27061	CH	\$18,543.85	\$11,076.25	LG	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$3,000.27	LG	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,357.40	LG	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,380.62	TR	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,380.62	LG	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,357.40	TR	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,323.18	LG	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$3,000.27	TR	L44799905408100	27571424-PROSPERUS
	R030822685	08/08/2022	50881642	27061	CH	\$0.00	\$1,323.18	TR	L44799905408100	27571424-PROSPERUS
	A07272290	07/27/2022	50834031	26959	CH	\$18,543.85	\$11,160.42	LG	L44799905408100	27571424-PROSPERUS
	A07272290	07/27/2022	50834031	26959	CH	\$18,543.85	\$7,383.43	PA	L44799905408100	27571424-PROSPERUS

Applied Total \$51,782.73

\$2,500

TAX OFFICE RECEIVED
 SEP 06 2022

OP

APPLICATION FOR TAX REFUND

The Consolidated Tax Office collects property taxes for all eligible property taxing entities within El Paso County.

APPLICANT MUST PROVIDE THE FOLLOWING INFORMATION:

Refund To: Roadrunner Recovery ✓		Phone: HOME: WORK: 575-496-9537	Property ID# (One application per account) S85899901005000 (293750)	
Address (mail refund to): P O Box 2275 Las Cruces, NM 88004 ✓		Property Address: And/or: Legal Description: 405 Orgain Way		
Tax year requested:	Date payment made:	Check No. & Date, if known:	Amount of taxes paid:	Amount of refund requested:
1. 2022	07/29/2022		7100.40	7100.40
2.				
3.				
TOTAL AMOUNT (sum of the above amounts)			7100.40	7100.40 ✓

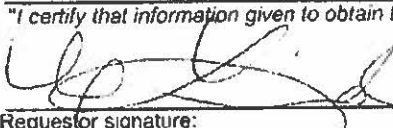
(City Council approval required if over \$2,500)

REQUIRED: Copy of original receipt, front & back of negotiable check, OR bank statement showing item cleared (both the bank & taxpayer name must appear)

REASON FOR OVERPAYMENT: Property has been sold, title company would not close without collecting taxes.

Per attached receipt, this was already paid and is being held in escrow.

"I certify that information given to obtain this refund is true and correct."

 Date: 09/06/2022 ✓

Requestor signature: _____ Date: _____

Cathy Lind v.p.
 Printed name: _____ Title: _____

any person knowingly submitting false claims is subject to (1) imprisonment of 2 to 10 years, or (2) fine of \$2,000, or both; (2) imprisonment up to one year, or fine not over \$2,000, or both; (3) 37.10 Penal Code) An application for a refund must be made within 3 years after the date of the payment or the taxpayer waives the right to the refund (Sec. 37.11 (c)).

TAX OFFICE Entry: REFUND APPROVED

Tax Office Approval: True 9/12/22 N.H. Date: 9-8-22 ✓

(Placed on City Council Agenda over \$2,500)

() DISAPPROVED () Returned to sender () See below/attached
 () Required documentation (Tax receipt, Canceled Check, Bank Statement, or Other) not submitted.
 () Record of overpayment not found on this property.
 () Property not found as identified, resubmit after correction.
 () Other: _____

PID # 293750

Notes

Go To:

LUZR
ACT80122 v1.91

09/19/2022 10:02:35
ACTEP

Deposit **REMITTANCE** Detail

Summary Query

Summary

Deposit No.	Account No.	Remit Seq No.	Check No.	Payment Amount	Payment Agreement No.
EC072922	S65899901005000				

Check/Receipt Images	Deposit No.	Receipt Date	Remit Seq No	Check No.	Payment Type	Payment Amount	Applied Amount	Transaction Type	Account No.	Payer
	EC072922	07/29/2022	50854899	CC004565593	EC	\$7,100.40	\$7,100.40		S65899901005000	31429620-ROADRUNNEF
	R030922467	07/29/2022	50854699	CC004565593	EC	\$0.00	\$7,100.40	TR	S65899901005000	31429620-ROADRUNNEF
	R030922467	07/29/2022	50854699	CC004565593	EC	\$0.00	\$7,100.40	TR	S65899901005000	31429620-ROADRUNNEF
	EC012822	01/28/2022	49740877	CC004248426	EC	\$10,650.60	\$10,650.60	PA	S65899901005000	30791197-ROADRUNNEF
	EC01292198	01/29/2021	46560743	CC003535037	EC	\$10,689.57	\$10,689.57	PA	S65899901005000	29367446-SOUTHERN NA
	EC01312098	01/31/2020	43491771	CC002885490	EC	\$1,275.91	\$1,275.91	PA	S65899901005000	28130366-SOUTHERN NE
	EC01212098	01/18/2020	43047764	CC002782985	EC	\$1,275.92	\$1,275.92	PA	S65899901005000	27971176-SOUTHERN NA
	EC01102098	01/10/2020	42826328	CC002753972	EC	\$1,000.00	\$1,000.00	PA	S65899901005000	27908048-SOUTHERN NA
	EC01082098	01/08/2020	42766865	CC002747847	EC	\$3,000.00	\$3,000.00	PA	S65899901005000	27892394-SOUTHERN NA
	EC12161998	12/15/2019	42283644	CC002674419	EC	\$2,041.91	\$2,041.91	PA	S65899901005000	27748895-SOUTHERN NA
	EC12101998	12/10/2019	42199752	CC002664399	EC	\$1,000.00	\$1,000.00	PA	S65899901005000	27729611-SOUTHERN NA
	EC11121998	11/10/2019	41871231	CC002622336	EC	\$1,000.00	\$1,000.00	PA	S65899901005000	27642546-SOUTHERN NA

Applied Total \$164,720.59