

FORT BEND COUNTY FY 2009
COMMISSIONERS COURT AGENDA REQUEST FORM
 RETURN TO: AGENDA COORD-COUNTY JUDGE'S OFFICE

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22B

DATE SUBMITTED: May 8, 2009

SUBMITTED BY: Patsy Schultz

AGENDA DATE: May 26, 2009

DEPARTMENT: Tax Assessor /Collector

PHONE NO.: 281-341-3735

SUMMARY OF ITEM: Waiver of Penalty & Interest & Attorney Fees; Jorge R & Roclo K Quezada; Acct # 7790-01-004-0020-987; Tax Year 2008; Precinct # 4

RENEWAL CONTRACT/AGREEMENT: Yes () No ()

REVIEWED BY COUNTY ATTORNEY'S OFFICE YES () NO ()

LIST SUPPORTING DOCUMENTS ATTACHED: 1. Request for Waiver
 2. Recommendation from the Tax Collector
 3. Tax Receipt

FINANCIAL SUMMARY:BUDGETED ITEM: YES NO

FUNDING SOURCE: FUND: _____ AGENCY _____ ORGANIZATION: _____ OBJECT: _____

REQUIRES AUDITOR TO CERTIFY FUNDS: YES NO **Original Form Submitted with back up to County Judge's Office: Yes (x)**If by E-Mail to ospindon@co.fortbend.tx.us

If by Fax to 281-341-8609

Distribute copies with back-up to all listed below. If by Fax, send to numbers below

yes (x) Auditor	(281-341-3774)	yes (x) Comm. Pct. 1	(281-342-0587)
yes (x) Budget Officer	(281-344-3954)	yes (x) Comm. Pct. 2	(281-403-8009)
yes (x) County Attorney	(281-341-4557)	yes (x) Comm. Pct. 3	(281-242-9060)
yes () Purchasing Agent	(281-341-8642)	yes (x) Comm. Pct. 4	(281-980-9077)
yes (x) County Clerk	(281-341-8697)	yes () Facilities/Planning	(281-633-7022)

Instructions for submitting an Agenda Request:

1. Completely fill out agenda form, incomplete forms will not be processed.
2. Fax or inter-office copies of agenda form with all back up information by Wednesday at 2:00 p.m. to the departments listed above.
3. All original back-up must be received in the County Judges Office by 2:00 p.m. on Wednesday.

RECOMMENDATION / ACTION REQUESTED:

Tax Assessor Collector Patsy Schultz
 I do not recommend waiver of penalty and interest & Attorney Fees



COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas

Patsy Schultz, RTA
County Tax Assessor/Collector
1317 Ransom Road
Richmond, TX 77469

(281) 341-3710
Fax (281) 341-9267
Email: schulpat@co.fort-bend.tx.us
www.forthendcountytax.com

DATE: April 28, 2009

TO: County Judge Robert E. Hubert
Commissioner Richard Morrison
Commissioner Grady Prestage
Commissioner Andy Meyers
Commissioner James Patterson
Roy Cordes, County Attorney

FROM: Patsy Schultz, RTA
Tax Assessor/Collector *PS*

RE: Waiver of Penalty and Interest - Quezada Jorge R & Rocio K, Acct#7790-01-007-0020-907;
2008 Tax Year; Legal Description; Sweetbriar Sec 1, Block 4, Lot 2.
Precinct 4

Dr. Quezada is requesting waiver of penalty and interest on the above referenced account for the 2008 tax year because he states that the 3 checks were mailed on time but the tax office never received one of his checks.

Tax Office records indicate:

- November 5, 2008—2008 Original Tax Statement was mailed to Quezada, Jorge R & Rocio K, 2710 Briar Knoll Ct., Sugar Land, TX 77479-2200. **Original Statement was not returned by Post office.**
- 2008 tax roll list the owner as Quezada Jorge R & Rocio K, 2710 Briar Knoll Ct, Sugar Land, TX 77479-2200.
- FBC Tax Office received Check #4164 in the amount of \$4,101.80 on January 30, 2009; Check # 4194 in the amount of \$5,000.00 was received on February 23, 2009; Check #4212 was received in the amount of \$356.55 (penalty & interest) on March 17, 2009.
- April 2, 2009—FBC Tax Office requested research on Check # 4163 that was not received. Laura Turner with Prosperity Bank notified FBC tax office that this check was not received and not processed.
- There is no evidence of an error by the Ft Bend Central Appraisal District or the Ft Bend County Tax Office.
- Fort Bend ISD & City of Sugar Land has authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty and interest and allow the Fort Bend County Commissioners Court to make the determination based on 33.011 of the State Property Tax Code.

AS PER ORIGINAL

Breakdown of Taxes Paid:

2008 Tax Year	<u>FBISD</u>	<u>FBC</u>	<u>City of SL</u>	<u>Total</u>
Base Tax	\$5,865.11	\$1,906.36	\$1,330.33	\$9,101.80
Penalty & Interest	<u>229.75</u>	<u>74.69</u>	<u>52.11</u>	<u>356.55</u>
Total	\$6,094.86	\$1,981.05	\$1,382.44	\$9,458.35

Total Penalty & Interest: \$356.55

I do not recommend waiver of penalty and interest. There is no evidence of an error by the Central Appraisal District or the Fort Bend County Tax Office. Property Tax Code Section 33.011 (a) (1). "The governing body of a taxing unit: shall waive penalties and interest and may provide for the waiver of interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or the appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency..."

DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
500 LIBERTY STREET SUITE 101
RICHMOND, TEXAS 77469-3500
(281) 341-3710

Certified Owner:

QUEZADA JORGE R & ROCIO K
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

Legal Description:

SWEETBRIAR SEC 1, BLOCK 4, LOT 2

Parcel Address: 2710 BRIAR KNOLL CT
Legal Acres: 0.0000

Remit Seq No: 13852863
Receipt Date: 02/23/2009
Deposit Date: 03/04/2009
Print Date: 04/01/2009

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Deposit No: 090304AR1
Validation No: 900000016614856
Account No: 7790-01-004-0020-907
Operator Code: ARLACHA

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Table with 7 columns: Year, Tax Unit Name, Tax Value, Tax Rate, Levy Paid, P&I, Atty Paid, Total. Rows include 2008 Fort Bend Ind, City Of Sugar Land, Fort Bend Co Drainage, Fort Bend Co Club Fee, and a total row.

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Check Number(s):
0000004194

PAYMENT TYPE:

Checks: \$5,000.00

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Exemptions on this property:

CAPPED
HOMESTEAD

Total Applied: \$5,000.00

Change Paid: \$0.00

ACCOUNT PAID IN FULL

PAYER:
JORGE QUEZADA
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
500 LIBERTY STREET SUITE 101
RICHMOND, TEXAS 77469-3500
(281) 341-3710

Certified Owner:

QUEZADA JORGE R & ROCIO K
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

Legal Description:

SWEETBRIAR SEC 1, BLOCK 4, LOT 2

Parcel Address: 2710 BRIAR KNOLL CT
Legal Acres: 0.0000

Remit Seq No: 13484856
Receipt Date: 01/30/2009
Deposit Date: 01/30/2009
Print Date: 04/01/2009

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Deposit No: 090130AY1
Validation No: 900000016255635
Account No: 7790-01-004-0020-907
Operator Code: BRFTTV

Table with 7 columns: Year, Tax Unit Name, Tax Value, Tax Rate, Levy Paid, P&I, Atty Paid, Total. Rows include 2008 Fort Bend Isd, City Of Sugar Land, Fort Bend Co Drainage, Fort Bend Co Gen Pnd, and a total row.

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Check Number(s):
0000004164

PAYMENT TYPE:

Checks: \$4,101.80

Exemptions on this property:

CAPPED
HOMRSTEAD

Total Applied: \$4,101.80

Change Paid: \$0.00

ACCOUNT PAID IN FULL

PAYER:
QUEZADA JORGE R & ROCIO K
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

(281) 341-3710

DUPLICATE TAX RECEIPT

AS PER ORIGINAL



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
500 LIBERTY STREET SUITE 101
RICHMOND, TEXAS 77469-3500
(281) 341-3710

Certified Owner:

QUEZADA JORGE R & ROCIO K
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

Legal Description:

SWEETBRIAR SEC 1, BLOCK 4, LOT 2

Parcel Address: 2710 BRIAR KNOLL CT
Legal Acres: 0.0000

Remit Seq No: 13915995
Receipt Date: 03/17/2009
Deposit Date: 03/23/2009
Print Date: 04/03/2009

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Deposit No: 090323ARI
Validation No: 900000016773191

Account No: 7790-01-004-0020-907
Operator Code: ARLACHA

Table with 7 columns: Year, Tax Unit Name, Tax Value, Tax Rate, Levy Paid, P&I, Atty Paid, Total. Rows include 2008 Fort Bend Ind, City Of Sugar Land, Fort Bend Co Drainage, Fort Bend Co Gen Fund, and a total row.

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Check Number(s):
0000004212

PAYMENT TYPE:

Checks: \$356.55

Exemptions on this property:

CAPPED
HOMESTEAD

Total Applied: \$356.55

Change Paid: \$0.00

ACCOUNT PAID IN FULL

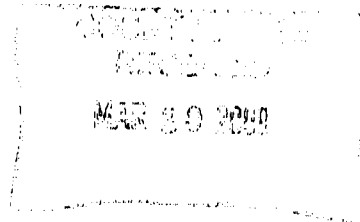
PAYER:
JORGE QUESADA
2710 BRIAR KNOLL CT
SUGAR LAND, TX 77479-2200

Jorge Quesada, M.D.

2710 Briar Knoll
Sugar Land, TX 77479

March 27, 2009

Honorable County Judge Robert F. Hebert
301 Jackson, suite 719
Richmond, Texas 77469



Your Honor:

I am writing to request a hearing to waive the penalty and interest I was charged in regards to the 2008 taxes on my property. The checks were mailed in time but the office of the tax collector never received one of my checks.

I called Mrs Schultz office to inquire once I notice the check had not cleared my bank. I found they never received the check mailed on January 15, 2009. I have evidence that the checks were mailed, since I pay electronically via Compass Bank.

If a post office error (lost of a check) is a valid argument, I then wish to present my case in your court.

Sincerely


Jorge Quesada

Account number: 7790-01-004-0020-907
Legal Description: Sweetbriar Sec 1, Block 4, Lot 2

Mailing Address:
2710 Briar Knoll
Sugar Land, TX 77479

Phone number:
281-265-5464 (home)
713-824-0454 (cell)