

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2021-239

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ACCEPT ABANDONED PROPERTY PURSUANT TO O.C.G.A. §§ 17-5-54 AND SUPERIOR COURT ORDER 2021-CV-03727-11 FOR OFFICIAL USE BY THE CLAYTON COUNTY POLICE DEPARTMENT; TO AUTHORIZE THE CHAIRMAN, OR THE CHIEF OF POLICE AS HIS DESIGNEE, TO EXECUTE ANY DOCUMENTS NECESSARY AND OTHERWISE PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

**WHEREAS**, twenty-five (25) items were received by the Clayton County Police Department between April 18, 2019 and January 18, 2021 and these items remained unclaimed for over ninety days; and

**WHEREAS**, O.C.G.A. §§ 17-5-54(d) and (e) allows the Clayton County Police Department to petition the Superior Court for an order to retain any property that has been unclaimed for a period of at least ninety days after of coming into police custody or, if evidence, ninety days after the criminal case is closed; and

**WHEREAS**, pursuant to O.C.G.A. §§ 17-5-54(d) & (e), the Clayton County Police Department did petition the Superior Court of Clayton County to allow the Department to retain certain unclaimed property more fully described in the exhibit to Superior Court Order, 2021-CV-03727-11 (the "Order"), and which the exhibit and Order are adopted by reference and incorporated into this Resolution; and

**WHEREAS**, the Superior Court did grant the petition and issued an Order to retain said property for official use; and

**WHEREAS**, the Board of Commissioners deems it in the best interest of Clayton County and the County will best be served by accepting the property for the stated purpose.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS  
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to accept certain property which is more fully described in the exhibit to the Superior Court Order, 2021-CV-03727-11 (the "Order). The Order and the Exhibit are hereby adopted by reference and incorporate into this Resolution. Said property, which is considered unclaimed pursuant to O.C.G.A. §§ 17-5-54(d) & (e), has been granted to the Clayton County Police Department for official use. The Board of Commissioners hereby authorizes the Chairman, or the Chief of Police as his designee, to execute any documents necessary, and otherwise perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

*{Signatures on the following page}*

SO RESOLVED, this the 16 day of November, 2021.

CLAYTON COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
JEFFREY E. TURNER, CHAIRMAN

  
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GAIL HAMBRICK, VICE-CHAIR

  
\_\_\_\_\_  
ALIEKA ANDERSON, COMMISSIONER

  
\_\_\_\_\_  
FELICIA FRANKLIN, COMMISSIONER

  
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DEMONT DAVIS, COMMISSIONER

ATTEST:

  
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BRENDA B. JAMES, CLERK

