

## MEMORANDUM

**TO:** Mayor and City Council

**FROM:** Dante Elbin  
Chief of Police

**DATE:** April 24, 2013

**SUBJECT:** Forfeited Assets (Firearms, Cash and Equipment)  
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### **REQUEST:**

The Gautier Police Department is requesting the Mayor and City Council to approve adding forfeited firearms to our department inventory, forfeited equipment to Public Works and forfeited funds to the City of Gautier's general fund account.

### **BACKGROUND:**

The MS Code 21-39-21 provides for Municipalities to dispose of abandoned property.

### **DISCUSSION:**

On April 23, 2013, Gautier Municipal Court Judge, Jason Thornton, signed an order to forfeit the firearms, equipment and abandoned money to the City of Gautier. The forfeited items are an accumulation of criminal cases that have been investigated by the Gautier Police Department. Upon conclusion of the investigations the items were stored in the evidence locker. The Gautier Police Department has made several attempts over the years to locate the owners of the property. The remaining items were either found/abandoned or ordered to be surrendered through the court system.

### **RECOMMENDATION:**

The Mayor and City Council approve to place forfeited cash into the general fund, place equipment/tools on public works inventory and add firearms to the police department inventory.

### **ATTACHMENTS:**

Gautier Municipal Court order forfeiting firearms, equipment and money to the City of Gautier.

IN THE MUNICIPAL COURT OF GAUTIER, MISSISSIPPI

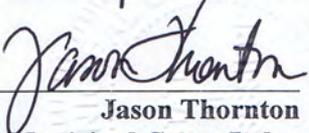
IN RE: THE FORFIETURE OF  
CONFISCATED FIREARMS AND EQUIPMENT

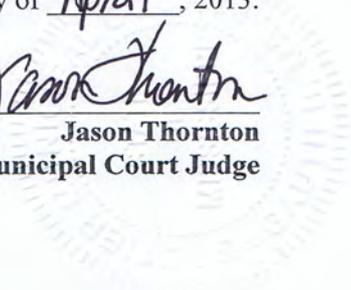
**ORDER FORFIETING FIREARMS, EQUIPMENT AND MONEY TO THE CITY OF GAUTIER**

Upon request of the Gautier Police Department, the firearms and equipment identified on the attached Inventory list are found to have been previously forfeited, surrendered or confiscated by the Gautier Police Department, but such firearms and equipment are in cases that have been disposed of by the Municipal Court of Gautier and have some value to the City or its law enforcement agency, and therefore it is appropriate to forfeit such firearms and equipment to the custody of the city to be added to its inventory for the city's use as provided in MS Code 21-39-21, The attached list will be provided to the governing authorities of the City of Gautier. The Gautier Police Department has conducted criminal investigation and one or more of the following conditions exist in reference to the items on the attached list.

1. The item has been abandoned or surrendered to the Gautier Police Department.
2. The item is believed to be stolen and the rightful owner cannot be located.
3. The item has been lost and the rightful owner cannot be located.
4. The item was possessed illegally by a prohibited person by state or federal law. (Such as possession of a weapon by a convicted felon or person convicted of domestic violence.)
5. The item was seized during the commission of a crime. (Such as discharging a firearm in the city limits, exhibiting a weapon, and or domestic violence.)

SO ORDERED AND ADJUDGED on this 23 day of April, 2013.

  
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Jason Thornton  
Municipal Court Judge



**Gautier Police Department**

**Power Equipment Log**

Description	Serial Number	Case Number	Status
Honda Push Mower	None	2012050362	
Briggs and Stratton Pressure Washer	1005045674002	2012052246	
Toro 190cc Lawn Mower	909145045160	2012060985	
Craftsman Edger	000572257S2K153	2012060985	

Gautier Police Department  
Forfeited Gun Log

Description	Serial Number
Star .45	1813093
Raven .25	1444093
Jimenez .380	49510
Cobra .380	CPO17936
Phoenix .25	3177684
Smith and Wesson 44 Magnum	AHS2561
Deringer .22	10144
Lorcin .380	084901
NAA .22	E189308
Smith and Wesson .40	RAY5015
Smith and Wesson .38	49927
Smith and Wesson .38 SPC	61214
Taurus .38 SPC	686968
Rohm .22	35767
Jimenez .380	021066
Taurus .357	20118
Hi-Point (S&W) .40	737665
Rohm .22 (Short)	1102248
H&R .22	AP120784
Taurus .40	SZJ31590
Bryco-Jennings Nine	1557753
Cobra .22 Leinad	G000054
Lorcin .380	342402
Bryco-Jennings Nine	1313703
Titan .25	A74664
Remington 870	B265542M
Mossberg 500	P765025
Marlin .22	0017184
Winchester 190	B1692462
Mossberg 12 GA	J708433
Winchester .22	B1633333
Springfield BA .22	R044642
Winchester 1300 12 GA	L3508066