

May 12, 2021

**WHEREAS**, Chapter 59 of the Texas Code of Criminal Procedure, entitled Forfeiture of Contraband provides for the forfeiture to the State of Texas of property determined to be contraband as defined therein; and

**WHEREAS**, Article 59.06 of Chapter 59 of the Texas Code Criminal Procedure (TCCP) authorizes local agreements between the attorney representing the state and law enforcement agencies to effect the disposition of forfeited contraband; and

**WHEREAS**, the Ellis County District Attorney represents the State of Texas in forfeiture proceedings involving contraband seized pursuant to Chapter 59 of the Texas Code of Criminal Procedure; and

**WHEREAS**, the Dallas Police Department and Ellis County District Attorney desire to enter into a local agreement regarding the disposition of contraband seized and forfeited under Chapter 59 of the Texas Code of Criminal Procedure; and

**WHEREAS**, Article 59.06 of Chapter 59 of the Texas Code of Criminal Procedure has authorized the Dallas Police Department as the law enforcement agency and the Ellis District Attorney as the attorney representing the state to execute this Agreement; and

**WHEREAS**, the terms of this Agreement shall apply only to those cases where contraband is finally forfeited, and the cases are closed by the District Attorney on or after the Effective Date of this Agreement.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Manager is hereby authorized to execute an Interlocal Agreement between Ellis County District Attorney's Office and the Dallas Police Department, pursuant to Chapter 59 of the Texas Code of Criminal Procedure and execute any and all documents required by the Interlocal Agreement, approved as to form by the City Attorney.

**SECTION 2.** That the Chief Financial Officer is hereby authorized to receive and deposit proceeds through asset seizures and forfeitures under Chapter 59 of the Texas Code Criminal Procedure in Confiscated Monies State Fund, Fund 0411, Department DPD, Unit 6367, Revenue Code 8473 to be used by the Dallas Police Department solely for law enforcement purposes in accordance with Chapter 59 of the Texas Code of Criminal Procedure.

**SECTION 3.** That this contract is designated as Contract No. DPD-2021-00016047.

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**SECTION 4.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.