Lindsay_____
Grizzell _____
Hartley _____
Lee ____
Foote _____
Banks____



CALL TO ORDER

- 1. DISCUSSION: EXPANSION OF CAPITOL POLICE BOUNDARIES AS OF JULY 1, 2024.
- 2. ORDINANCE OF THE CITY OF JACKSON, MS RE-ENACTING JACKSON, MS CODE OF ORDINANCES, ARTICLE II SECTION 86-51 THROUGH 86-62, CITED AS THE "CITY OF JACKSON CURFEW ORDINANCE".
- 3. ORDINANCE OF THE CITY COUNCIL OF JACKSON, MS ORDERING THE JACKSON POLICE DEPARTMENT TO IMPOUND AND THE CITY OF JACKSON TO ACQUIRE TITLE TO ANY VEHICLES INVOLVED IN DRIVEBY SHOOTINGS IN THE CITY OF JACKSON.
- 4. ORDER ESTABLISHING RENTAL AND DEPOSIT FEES FOR THE USE OF TRAFFIC CONTROL DEVICES BY PERSONS HOLDING EVENTS IN THE CITY OF JACKSON, MISSISSIPPI, WHICH NECESSITATE THE CLOSING OF PUBLIC THOROUGHFARES (SPECIAL EVENTS COMMITTEE).
- 5. RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING AN EMERGENCY DEPLOYMENT OF THE NATIONAL GUARD TO ADDRESS THE CRIME EPIDEMIC IN THE CITY OF JACKSON.
- 6. DISCUSSION: ANIMAL ORDINANCE.

REPORTS FROM MEMBERS, MAYOR OR DEPARTMENT DIRECTORS

ANNOUNCEMENTS

ADJOURNMENT

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI RE-ENACTING JACKSON, MISSISSIPPI CODE OF ORDINANCES, ARTICLE II SECTIONS 86-51 THROUGH 86-62. (STOKES)

WHEREAS, the public health, safety, and welfare of the citizens of the City of Jackson shall be considered by this Ordinance; and

WHEREAS, the re-enactment of the "City of Jackson Curfew Ordinance" is made necessary and has been overwhelmingly desired by the citizens of the City of Jackson because of a rise in the incidents of crimes, including, violence, robberies, and murders allegedly being committed by a growing number of youth in the City of Jackson; and

WHEREAS, the Jackson City Council proactively legislates this re-enactment of the Curfew Ordinance as a preemptive step to prevent the escalation of the acts of crime and violence allegedly being committed by a growing number of youth in the City of Jackson; and

WHEREAS, the "City of Jackson Curfew Ordinance" is hereby re-enacted as follows:

[ARTICLE II. CURFEW]

Sec. 86-51. Short title to article.

This article shall be known and may be cited as the "City of Jackson Curfew Ordinance." (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-52. Purpose and findings of article.

The City Council of the City of Jackson has determined that juveniles have been congregating in the city causing general disturbances to residents, and contributing to an excessive number of incidents of drug and alcohol related crimes, thefts, homicides and assaults, including a high percentage of crimes committed by and against juveniles; and

The City Council of the City of Jackson finds and determines that special and extenuating circumstances presently exist within this city that call for special regulation of minors within the city in order to protect them from each other and from other persons on the street during the nocturnal hours, to aid in crime prevention, to promote parental supervision and authority over minors, and to decrease juvenile crime rates; and

In accordance with the prevailing community standards, this article serves to regulate the conduct of juveniles on streets during evening hours, and those hours prohibited by the Mississippi Compulsory School Attendance Law; to be effectively and consistently enforced for the protection of the juveniles in Jackson from each other and from other persons on the streets during nocturnal hours; to support parental control, authority, and responsibility for their children; to protect the public from nocturnal mischief by juveniles; to reduce the incidents of juvenile criminal activity; to further family responsibility; and to promote the public good, safety, and welfare.

After further review and continuing evaluation of this article, the City Council finds that there is continued justification for the purposes and findings herein to reinstate the curfew ordinance, as well as to extend the period of restrictions to coincide with the Mississippi Compulsory School Attendance Law.

(Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-53. Definitions.

For purpose of this article, the following terms, phrases, words and their derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular, and words in the singular number include the plural. The word "shall" is always mandatory and not merely discretionary or suggestive.

City is the City of Jackson, Mississippi, with administrative offices at City Hall, 219 South President Street, Post Office Box 17, Jackson, Mississippi 39205-0017.

Compulsory school age child is a child who has attained or will attain the age of five years on or before September 1 of the calendar year and who has not reached his/her 18th birthday on or before September 1 of the calendar year.

Establishment means any privately-owned place of business operated for a profit to which the public is invited, including but not limited to any place of amusement or entertainment.

Minor or juvenile is any unemancipated person who has not reached his/her 18th birthday.

Parent is any person having legal custody of a minor:

- (1) As a natural or adoptive parent;
- (2) As a legal guardian; or
- (3) As a person to whom legal custody has been given by court order.

Police department shall refer to the police department headquarters located at 327 E. Pascagoula Street, Jackson, Mississippi 39201, or any officially designated precinct of the police department. Remain means to linger, to tarry, and to stay unnecessarily upon the streets, including the congregating of groups (or of interacting minors) totaling four or more persons in which any minor involved would not be using the streets for ordinary or serious purposes such as mere passage or going home.

Street is a way or place, of whatever nature, open to the use of the public as a matter of right for purposes of vehicular travel or in the case a sidewalk thereof, for pedestrian travel. The term street includes the legal right-of-way, including, but not limited to, the traffic lanes, the curb, the sidewalks, whether paved or unpaved, and any grass, plots or other grounds found within the legal right-of-way of the street. The term "street" applies irrespective of what is called or formerly named, whether alley, avenue, court, road, dedicated or otherwise.

Time of night referred to herein is based upon the prevailing standard of time, whether central standard time or central daylight savings time, generally observed at that hour by the public in the city, prima facie the time when observed in the city administrative offices and police department. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

- (a) It shall be unlawful for any minor who has not reached his/her 18th birthday to remain in or upon any public street, highway, park, vacant lot, establishment or other public place within the city during the following periods:
- 10:00 p.m. Sunday to 6:00 a.m. Monday
- 10:00 p.m. Monday to 6:00 a.m. Tuesday
- 10:00 p.m. Tuesday to 6:00 a.m. Wednesday
- 10:00 p.m. Wednesday to 6:00 a.m. Thursday
- 10:00 p.m. Thursday to 6:00 a.m. Friday
- 12:00 a.m. (midnight) to 6:00 a.m. Saturday
- 12:00 a.m. (midnight) to 6:00 a.m. Sunday
- (b) It shall be unlawful for any compulsory school age child to remain in or upon any public street, highway, park, vacant lot, establishment or other place within the city during the following periods:
 - (1) 7:30 a.m. until 3:30 p.m. on Monday through Friday during the school term in which such compulsory school age child is to be enrolled in a public, private, or legitimate nonpublic school, as required by the Mississippi Compulsory School Attendance Law.
 - (2) Any minor who shall violate any of the provisions of the Mississippi Compulsory School Attendance Law shall be dealt with according to the youth court laws of the State of Mississippi and in accordance with the directives of the youth court of Hinds County, Mississippi, or such other court as shall have jurisdiction over said minor.
- (c) It shall further be unlawful for a parent of a minor to knowingly permit, or by inefficient control to allow, such minor to be or remain upon any street or establishment under circumstances not constituting an exception to, or otherwise beyond the scope of, this article as set forth in subsections (a) and (b) herein. The term "knowingly" includes knowledge that a parent should reasonably be expected to have concerning the whereabouts of a minor in that parent's legal custody. It is intended to hold neglectful or careless parents to a reasonable community standard of parental responsibility through an objective test. It shall be no defense that a parent was completely indifferent to the activities or conduct or whereabouts of such minor child.
- (d) The owner, operator, or any employee of an establishment commits an offense if he knowingly allow a minor to remain upon the premises of the establishment during curfew hours as set forth in subsections (a) and (b) herein, or fails to make a reasonable effort to report any such violation to the proper authorities including but not limited to, advising the child to leave and contact the Jackson Police Department.

(Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-55. Exceptions.

The following shall constitute valid exceptions to the operation of the curfew:

- (1) At any time a minor is accompanied by his or her parent;
- (2) When accompanied by an adult authorized by a parent of a minor to take said parent's place in accompanying the minor for a designated period of time and definite purpose within a specified area;
- (3) Until the hour of 12:30 a.m. if the minor is on errand as directed by his or her parent;
- (4) If the minor is legally employed, for the period from 45 minutes before to 45 minutes after work, while going directly between his or her home and place of employment. This

- exception shall also apply if the minor is in a public place during curfew hours in the course of his or her employment. To come within this exception, the police officer shall dispatch communications to contact the minor's employer for verification of employment;
- (5) Until the hour of 12:30 a.m. if the minor is on the property of or on the sidewalk directly adjacent to the place where such minor resides or the place immediately adjacent thereto if the owner of the adjacent building does not communicate an objection to the minor and the police officer;
- (6) When returning home by a direct route from (and within 30 minutes of the termination of) a school activity or an activity of a religious or other voluntary association, or special event as defined and regulated in the "City of Jackson Special Events Ordinance;"
- (7) In the case of reasonable necessity, but only after a minor's parent has communicated to police department personnel the facts establishing such reasonable necessity relating to specified streets at a designated time for a defined purpose, including place of origin and destination. A copy of such communication, or the police record thereof duly certified by the chief of police to be correct, and appropriate notation of the time it was received and of the names and addresses of such parent and minor, shall constitute evidence of qualification under this exception;
- (8) When a minor is, with parental consent, in a motor vehicle engaged in bona fide interstate travel through the city particularly on Interstate 55, 20 and 220 and all access roads to these interstate systems, including all interstate travel beginning or ending in the city.
- (9) Each of the foregoing exceptions, and their several limitations, are severable. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-56. Violations.

- (a) From 7:30 a.m. until 3:30 p.m. on Monday through Friday during the school term, a police officer of the city who has probable cause to believe that a minor is in violation of this article shall:
 - (1) Stop and ascertain the name and address of the minor, and the school the minor attends;
 - (2) Report to communications so that communications personnel can make every reasonable effort to contact the appropriate school representative to confirm the minor's enrollment; and
 - (3) The officer shall make every reasonable effort to transport the minor to the appropriate school; or if the minor has been suspended or if the minor's school cannot be ascertained, then the officer, through communications personnel, shall make every reasonable effort to contact the minor's parent. If the minor's parent is unavailable, the officer shall transport the minor to the Henley-Young Juvenile Detention Center, where a Mississippi Department of Education representative will attempt to continue to contact the minor's parents.
- (b) Between the hours of:
- 10:00 p.m. Sunday to 6:00 a.m. Monday;
- 10:00 p.m. Monday to 6:00 a.m. Tuesday;

10:00 p.m. Tuesday to 6:00 a.m. Wednesday;

10:00 p.m. Wednesday to 6:00 a.m. Thursday;

10:00 p.m. Thursday to 6:00 a.m. Friday;

12:00 a.m. (midnight) to 6:00 a.m. Saturday; and

12:00 a.m. (midnight) to 6:00 a.m. Sunday,

A police officer of the city who has probable cause to believe that a minor is in violation of this article shall:

- (1) Stop and ascertain the name and address of the minor;
- (2) Report to communications so that communications personnel can make every reasonable effort to contact the minor's parent and transport the minor to his/her parent; or
- (3) If the minor's parent is unavailable, the police officer shall transport the minor to the Henley-Young Juvenile Detention Center until the minor's parent or proper authorities are contacted.
- (c) Notwithstanding paragraph (a) of this section, a police officer who has probable cause to believe that the minor is in violation of this article and has engaged in misdemeanor or felonious conduct, and if reasonable grounds exist to believe the minor has engaged in said delinquent conduct, the officer shall follow normal police procedure and transport the minor to the police department and place the minor in the Henley-Young Juvenile Detention Center.
- (d) Notwithstanding paragraph (b) of this section, when a minor is detained, the minor's parent shall be immediately contacted. If, after this contact, there is still probable cause to believe that the minor was violating this article, the minor shall be held until the parent comes to retrieve minor. When the parent arrives, he or she shall be given a copy of this article. If no parent arrives within a reasonable time to retrieve the minor, then the minor shall be turned over to the custody of the local juvenile authorities until a parent can take custody of the minor.

(Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-57. Penalties.

- (a) Whenever a minor is transported to the Henley-Young Juvenile Detention Center for violation of this article under subsection (b), the minor's parent shall be issued a written warning. For a second parental offense, a parent shall be fined \$25.00. For each subsequent offense by a parent, the fine shall be increased by an additional \$25.00, e.g. \$50.00 for third, \$75.00 for the fourth offense.
- (b) The owner, operator, or any employee of an establishment violating any provision of this article shall, upon conviction thereof, be fined \$100.00 for a first offense. For each subsequent offense by an owner, operator, or employee of an establishment, the fine shall be increased by an additional \$50.00.

(Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-58. Construction and severability.

Severability is intended throughout and within the provisions of this article. If any section of this article is determined to be voided or invalid, the validity of article's remainder shall not be affected

thereby. The city council does not intend to violate the Constitution of the State of Mississippi or the Constitution of the United States of America in the implementation of this article. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-59. Continuing evaluation.

The city council will continue its evaluation and updating of this article through methods including, but not limited to, at the end of each school year, after the implementation of this article, the chief of police shall provide the city council with a report concerning the effect of this article on crimes committed by and against minors, and of the number of warnings issued and arrests of minors and parents or legal guardians hereunder, and such other information as the city council may request. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-60. Expiration ("sunset provision").

This article shall expire and shall be null and void on July 1, 2009. This provision is included herein to ensure that the effectiveness and necessity of the article will be reviewed by the city council within a reasonable time after its adoption.

(Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-61. Notice.

The city clerk shall provide notice of this article and of the curfew regulations established herein by having copies of the article posted in, on, or about such public or quasi-public places as may be determined by the mayor, city council, and police department so that the public may be constantly informed of the existence of the article and its amendments and regulations. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Sec. 86-62. Cumulative nature of article.

This article shall be cumulative and in addition to any other laws and regulations in force. (Ord. No. 2007-25(7), § 1, 8-9-07; Ord. No. 2008-16(6), § 1, 5-20-08)

Secs. 86-63—86-85. Reserved.

THEREFORE, IT IS HEREBY ORDAINED, that the Jackson City Council hereby reenacts Jackson, Mississippi, Code of Ordinances, Article II Sections 86-51 through 86-62.

SO ORDAINED, this the _____ day of December, 2023.

BY: STOKES

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ORDERING THE JACKSON POLICE DEPARTMENT TO IMPOUND AND THE CITY OF JACKSON TO ACQUIRE TITLE TO ANY VEHICLES INVOLVED IN DRIVE-BY SHOOTINGS IN THE CITY OF JACKSON

WHEREAS, the public health, safety, and welfare of the citizens of the City of Jackson shall be considered by this Order; and

WHEREAS, the incidence of drive-by shootings and the readily available means of identification of such vehicles make it evident exactly what vehicles are being involved in these drive-by shootings in the City of Jackson; and

WHEREAS, it is in the best interest of the citizens of the City of Jackson that the owners of these vehicles be relieved of the ownership of these vehicles to increase the likelihood that these type of crimes do not continue in the City of Jackson.

THEREFORE, IT IS HEREBY ORDERED, the City Council of Jackson, Mississippi hereby orders the Jackson Police Department to impound and the City of Jackson to acquire title to any vehicles involved in drive-by shootings in the City of Jackson.

SO ORDAINED, this the day of July, 2022.

*3

Agenda Item # _____ Agenda Date: July 5, 2022 BY: STOKES

ORDER ESTABLISHING RENTAL AND DEPOSIT FEES FOR THE USE OF TRAFFIC CONTROL DEVICES BY PERSONS HOLDING EVENTS IN THE CITY OF JACKSON, MISSISSIPPI, WHICH NECESSITATE THE CLOSING OF PUBLIC THOROUGHFARES (SPECIAL EVENTS COMMITTEE)

WHEREAS, the City of Jackson, Mississippi, (City) allows its citizens to apply for special event permits so that events such as block parties, parades, festivals, etc., can be safely held in the City; and

WHEREAS, such events often necessitate the closure of public thoroughfares for the safety of the participants and the general public; and

WHEREAS, prior to the creation of this Order, the City has permitted the public free use of the City's traffic control devices — namely, traffic drums and crowd control barricades; and

WHEREAS, the City's Public Works Department, Infrastructure Management Division, is tasked with the management of the City's traffic control devices which includes purchasing the devices, inventory management, delivery of the devices to persons holding events in the City, retrieval of the devices, etc.; and

WHEREAS, on numerous occasions throughout the year, at the end of public events, these traffic control devices are not returned to the Infrastructure Management Division because the devices are being stolen and/or misappropriated by local businesses; and

WHEREAS, because several of the traffic control devices are not being returned, in the interests of public safety, the Infrastructure Management Division is forced to constantly replenish its supply of such devices at a significant cost to the City; and

WHEREAS, traffic control devices are available for the public to purchase and/or rent from private businesses at a significant cost; and

WHEREAS, the Infrastructure Management Division wishes to establish rental and deposit fees (said deposit fees will be refunded upon the return of the rented traffic control devices) for the use of the City's traffic control devices so that the public will be more inclined to protect and return the devices and so that the Division will be able to purchase new devices when needed for public safety; and

WHEREAS, the Infrastructure Management Division will create forms and procedures to keep track of traffic control devices that are rented by the public such that the Division will know the number of devices that are in use by the public who have rented the devices and the number of devices that have been returned and/or not returned; and

WHEREAS, in the best interests of the City and for public safety reasons, the Infrastructure Management Division proposes the following rental and deposit fees for the rental of traffic control devices by the public – said fees are assessed per device rented:

Traffic Control Device	Deposit (per device rented) (refundable upon return of the device(s))	Rental Fee (per device rented) (nonrefundable)
Traffic Drum	\$20	\$10
Crowd Control	\$20	\$15
Barricade		

IT IS THEREFORE ORDERED, that the proposed rental and deposit fees as described in the Order above, be hereby adopted by the City to be assessed for the public's rental of traffic control devices when such devices are required for public events as determined by the City's Special Events Committee in its permitting process for said public events.

BY:	Special Events	Committee
Date:		
ITEM NO:		_
APPROVE	D FOR AGENI	DA:

MEMORANDUM

TO: Mayor Chokwe A. Lumumba

FROM: Special Events Committee

DATE: November 15, 2023

RE: Rental & Deposit Fees for Traffic Control Devices – Special Events

The attached agenda item is to create deposit and rental fees for the public's use of the City's traffic control devices. The Special Events Committee is tasked with reviewing applications for special event permits (festivals, parades, block parties, etc.). Oftentimes, for public safety reasons, there is the need to close public streets so that events can be safely held.

The City's Public Works Department, Infrastructure Management Division, oversees the traffic control devices. According to that Division, several of these traffic control devices are stolen and/or not returned after events. This requires that Division to spend City money to purchase more traffic control devices. According to our research, many cities charge deposit and rental fees for such traffic control devices. This Order is an attempt to make it so the public better safeguards and returns the devices (because they will receive their deposits back after the return of the devices) and make it so that the Infrastructure Management Division has the funds to purchase new traffic control devices when needed.

Should you have any questions or need additional information, please let me know.

/s/Justin Powell
Deputy City Attorney

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

	POINTS	COMMENTS			
1.	Brief Description/Purpose				
2.	Purpose	Deposit & Rental Fees for City Traffic Control Devices			
3.	Who will be affected	City of Jackson			
4.	Benefits				
5.	Schedule (beginning date)	Upon approval by Council			
6.	Location: WARD CITYWIDE (yes or no) (area) Project limits if applicable	Citywide			
7.	Action implemented by: City Department Consultant	Special Events Committee			
8.	COST	(will generate revenue)			
9.	Source of Funding General Fund Grant Bond Other				
10	EBO participation (not applicable)	ABE% WAIVER yes no			
	T. P. C.	AABE% WAIVER yes no			
		WBE% WAIVER yes no			
		HBE% WAIVER yes no			
and the state of t		N/A % WAIVER yes no no N/A			

455 East Capitol Street Post Office Box 2779 Jackson, Mississippi 39207-2779 Telephone: (601) 960-1799 Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER ESTABLISHING RENTAL AND DEPOSIT FEES FOR THE USE OF TRAFFIC CONTROL DEVICES BY PERSONS HOLDING EVENTS IN THE CITY OF JACKSON, MISSISSIPPI, WHICH NECESSITATE THE CLOSING OF PUBLIC THOROUGHFARES (SPECIAL EVENTS COMMITTEE) is legally sufficient for placement in NOVUS Agenda.

Catoria Martin, City Attorney

Justin Powell, Deputy City Attorney JP 113523

11 | 5 | 23

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING AN EMERGENCY DEPLOYMENT OF THE NATIONAL GUARD TO ADDRESS THE CRIME EPIDEMIC IN THE CITY OF JACKSON

WHEREAS, the public health, safety, and welfare of the citizens of the City of Jackson shall be considered by this Resolution; and

WHEREAS,, the murders, homicides, violent and senseless crimes resulting in innocent persons being caught in the crossfire and the everescalating numbers of persons who are losing their lives on the streets of the City of Jackson on a daily basis must be addressed in the most highly visible and effective manner possible; and

WHEREAS, the City of Jackson being Mississippi's capital city must be made a priority in the state government; and

WHEREAS, it is in the best interest of the citizens of the City of Jackson that the Jackson City Council expresses a bold and decisive declaration of being "sick and tired" of the lawlessness currently being experienced in the City of Jackson.

THEREFORE, IT IS HEREBY RESOLVED, the City Council of Jackson, Mississippi hereby supports an emergency deployment of the National Guard to address the crime epidemic in the City of Jackson.

SO RESOLVED, this the _____ day of July, 2021.

#5

Agenda Item # ____ Agenda Date: July 6, 2021

BY: STOKES