

**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 10:00 a.m. on May 14, 2019, being the second Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Melvin Priester, Jr., President, Ward 2; Virgi Lindsay, Vice President, Ward 7; Ashby Foote, Ward 1; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4; Charles Tillman, Ward 5 and Aaron Banks, Ward 6. Directors: Chokwe Antar Lumumba, Mayor; Michelle Battee-Day, Assistant City Clerk; Angela Harris, Deputy City Clerk; Allice Lattimore, Deputy City Clerk and Timothy Howard, City Attorney.

Absent: None.

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The meeting was called to order by **President Melvin Priester, Jr.**

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The invocation was offered by **Pastor Barron Banks**, Chaplain of the National Alumni Association for Jackson State University.

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The following individual was introduced during the meeting:

- **Ms. Jean Tucker Johnson**
- **Dr. Hillard Lackey**
- **Ms. Alice Tisdale**

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**President Priester** recognized the following individual who provided public comments during the meeting.

- **Council Member Stamps** stated that he would like to present the following resolution: **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI COMMENDING AND CONGRATULATING REVEREND BARRON BANKS UPON HIS 50<sup>TH</sup> ANNIVERSARY FOR HIS GRADUATION FROM JACKSON STATE UNIVERSITY.**

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**President Priester** requested that Agenda Items No. 54 and 55 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**President Priester** recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MS. HILDA JEAN WANSLEY, AN OUTSTANDING CITIZEN WITH A GENUINE HEART FOR PUBLIC SERVICE ON HER RETIREMENT.** Accepting the Resolution with appropriate remarks was **Ms. Hilda Wansley.**

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**President Priester** recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. ROOSEVELT CATCHINGS, AN OUTSTANDING CITIZEN WHO MODELED LOVE AND COMPASSION (POSTHUMOUSLY).** Accepting the Resolution with appropriate remarks was **Ms. April Catchings.**

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**President Priester** recognized the following individuals who provided public comments during the meeting:

- **Enoch Sanders** spoke in support of the street renaming for Dr. Jerry Young and expressed concerns regarding speaking limitations within the Council meetings.
- **John Marshall** provided information regarding a free service for the City's animal shelters.
- **Alice Jackson** expressed concerns regarding the excessive flooding within Presidential Hills.
- **Lawrence Rucker** expressed concerns regarding violent crimes in the City of Jackson.
- **Robin Boyd** expressed concerns regarding abortion in the City of Jackson.
- **Coleman Boyd** requested that the City of Jackson be a sanctuary city for the pre-born.
- **Stanley Johnson** provided information regarding the Mississippi Zydeco Jamboree that would be held on August 8<sup>th</sup> -10<sup>th</sup>, 2019 at the Mississippi fairgrounds.
- **Regina Anderson** asked a question whether or not the City of Jackson is speaking the same language.
- **Alfonzia Harvey** expressed concerns regarding potholes in the City of Jackson.
- **Pam Bedford** expressed concerns regarding housing in the City of Jackson.

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**Council Member Tillman** arrived to the meeting.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND BASED ON ADMINISTRATIVE HEARINGS HELD AUGUST 28, 2018 FOR THE FOLLOWING CASES:**

**2018-1347 2018-1349 2018-1352 2018-1353 2018-1355 2018-1367 2018-1369**

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended provides that a governing authority shall conduct a hearing to determine whether property or parcels of land located within a municipality is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community; and

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended sets forth the procedure for mailing and posting notice of the hearing; and

**WHEREAS**, hearings in the August 28, 2018; and

**WHEREAS**, the hearing officer determined that notice was provided in accordance with Section 21-19-11 prior to the hearings; and

**WHEREAS**, after hearing testimony and reviewing evidence, the hearing officer made findings and recommendations for adjudication concerning certain parcels as follows:

- 1) **Case #2018-1347: Parcel #610-130** located at 319 N. Southland Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7



Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes, saplings and removing of trash and debris, fallen tree, tree limbs tree parts, wooden boards, crates, appliances, building materials, old furniture, tires and clean curbside.

- 2) **Case #2018-1349: Parcel #630-264** located at 2782 Benwood Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 6

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs, tree parts, tires and clean curbside.

- 3) **Case #2018-1352: Parcel #630-244** located at 2756 Woodside Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 6

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards cut grass and weeds.

- 4) **Case #2018-1353: Parcel #613-198** located at 349 Savanna Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards cut grass and weeds.

- 5) **Case #2018-1355: Parcel #628-42** located at 0 Woodside Drive (Lot South of 2815 Woodside Drive) Formerly 2823 Woodside Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 6

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes, saplings and removing of trash and debris, fallen tree, tree limbs tree parts, wooden boards, crates, appliances, building materials, old furniture, tires and clean curbside.

- 6) **Case #2018-1367: Parcel #428-69** located at 411 Hanging Moss Circle: After hearing testimony from interested party Randy Smith, hearing officer recommends that the property be adjudicated as a menace to public health and safety; interested parties shall be afforded thirty (30) days to cure expiring September 28, 2018. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs. Ward 7

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs, tree parts, tires and clean curbside.

- 7) **Case #2018-1369: Parcel #517-432** located at 5039 Ames Avenue: After hearing testimony from interested party James R. Bevers Jr., hearing officer recommends that the property be adjudicated as a menace to public health and safety; interested parties shall be afforded fourteen (14) days to cure expiring September 14, 2018. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs, and a penalty of \$500.00. Ward 3

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes, saplings and removing of trash and debris, fallen tree, tree limbs tree parts, wooden boards, crates, appliances, building materials, old furniture, tires and clean curbside.

**IT IS HEREBY ORDERED** that the above parcels be adjudicated a menace to public health as recommended by the hearing officer.

**IT IS HEREBY ORDERED** that a copy of the notices mailed and posted to owners and interested parties of the above parcels shall be included in the minutes along with this resolution pursuant to Section 21-19-11 of the Mississippi Code as amended.

**IT IS HEREBY ORDERED** that the Administration shall be authorized to remedy conditions on the parcels posing a threat to public health and safety using municipal resources or contract labor if the owners fail to do so.

**IT IS HEREBY ORDERED** that the adjudication of penalties, if any, shall be reserved until such time that a resolution is approved assessing actual costs.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

The Notices of Hearing pursuant to Section 21-19-11 of the Mississippi Code, as it relates to each parcel of property, is incorporated herein in their entirety, and located in Public Notices, located in the City Clerk's Office of the City of Jackson, Mississippi.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND BASED ON ADMINISTRATIVE HEARINGS HELD DECEMBER 18, 2018 FOR THE FOLLOWING CASES:**

2018-2008	2018-2011	2018-2012	2018-2013	2018-2014
2018-2015	2018-2016	2018-2017	2018-2019	2018-2020
2018-2021	2018-2022	2018-2023	2018-2024	2018-2025
2018-2026	2018-2027	2018-2030	2018-2032	2018-2033
2018-2034	2018-2035	2018-2040	2018-2044	2018-2046
2018-2047	2018-2048	2018-2049	2018-2050	2018-2054
2018-2055	2018-2084			

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended provides that a governing authority shall conduct a hearing to determine whether property or parcels of land located within a municipality is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community; and

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended sets forth the procedure for mailing and posting notice of the hearing; and

**WHEREAS**, hearings in the December 18, 2018; and

**WHEREAS**, the hearing officer determined that notice was provided in accordance with Section 21-19-11 prior to the hearings; and

**WHEREAS**, after hearing testimony and reviewing evidence, the hearing officer made findings and recommendations for adjudication concerning certain parcels as follows:

- 1) **Case #2018-2008: Parcel #131-33** located at 1512 First Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards, cut grass and weeds.

- 2) **Case #2018-2011: Parcel #211-43** located at 815 Winn Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 6

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards, cut grass and weeds.

- 3) **Case #2018-2012: Parcel #721-683** located at 2373 Lake Glen Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards, cut grass and weeds.

- 4) **Case #2018-2013: Parcel #159-371** located at 1160/70 Lucedale Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 5

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards, cut grass and weeds.

- 5) **Case #2018-2014: Parcel #159-373** located at 1156 Lucedale Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 5

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards, cut grass and weeds.

- 6) **Case #2018-2015: Parcel #500-72** located at 5413 Crepe Myrtle Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Cutting grass, weeds, shrubbery, fence line, bushes, saplings; removing trash, debris, building materials, tree parts, tires and cleaning curbside.

- 7) **Case #2018-2016: Parcel #873-121** located at 0 Fox Run/Lot South of 4727 Sherbrook Drive (Formerly 174 Fox Run): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 6

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes, saplings; removing trash, debris, fallen tree (limbs & parts), wooden boards, crates, appliances, old furniture, building materials, old bricks, tires; and cleaning curbside.

- 8) **Case #2018-2017: Parcel #635-347** located at 1445 Gibraltar Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

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Scope of Work: Board up/ secure house; cut grass/weeds, shrubbery, fence line, bushes, saplings; remove trash/debris, fallen tree (limbs & parts), wooden boards, crates, appliances, old furniture, building materials, old bricks, tires; and clean curbside

- 9) **Case #2018-2019: Parcel #621-104** located at 3166 Monticello Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 6

Scope of Work: Board up/secure house; cut grass/weeds, shrubbery, fence line, bushes, saplings; remove trash/debris, fallen tree (limbs & parts), wooden boards, crates, appliances, old furniture, building materials, old bricks, tires; and clean curbside.

- 10) **Case #2018-2020: Parcel #527-278** located at 0 Crescent Pl (Formerly 4246) Lot N. of 4230 Crescent Pl.: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 2

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings; removing trash, debris, tree limbs, parts, tires and cleaning curbside.

- 11) **Case #2018-2021: Parcel #425-472** located at 0 Bailey Ave (Formerly 3609 Bailey Ave.) Lot South of 3615 Bailey Ave.: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 3

Scope of Work: Cutting of grass, weeds, fence line, bushes and saplings; removing trash, debris, tree limbs, parts, tires and cleaning curbside.

- 12) **Case #2018-2022: Parcel #422-25** located at 3356 Bailey Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Boarding up and securing of house; cutting grass, weeds, shrubbery, fence line, bushes and saplings; removing trash, debris, tree limbs, parts, tires and cleaning curbside.

- 13) **Case #2018-2023: Parcel #523-266** located at 716 Kirkley Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Boarding up and securing house; cutting grass, weeds, shrubbery, fence line, bushes & saplings; removing trash, debris, tree limbs, tree parts, tires; and cleaning curbside.

- 14) **Case #2018-2024: Parcel #523-310** located at 715 Kirkley Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$250.00. Ward 2

Scope of Work: Boarding up and securing house; cutting grass, weeds, shrubbery, fence line, bushes & saplings; removing trash, debris, tree limbs, tree parts, tires; and cleaning curbside

- 15) **Case #2018-2025: Parcel #802-37** located at 6484 Lyndon B. Johnson Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2



Scope of Work: Cutting of grass, weeds, fence line, bushes and saplings; removing trash, debris, tree limbs, parts, tires and cleaning curbside.

- 16) **Case #2018-2026: Parcel #809-155** located at 332 Flag Chapel Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Cutting of grass, weeds, fence line, bushes and saplings; removing trash, debris, tree limbs, parts, tires and cleaning curbside.

- 17) **Case #2018-2027: Parcel #517-646** located at 793 Launcelot Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings; removing of trash and debris, wooden boards, crates, appliances, tree limbs, old furniture, old bricks, tires and clean curbside.

- 18) **Case #2018-2030: Parcel #438-29** located at 1045 Meadowbrook Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Board-up and secure house and cut grass, weeds and remove trash and debris, tree parts, tires, cut shrubbery, fence line, bushes, saplings, and clean curbside.

- 19) **Case #2018-2032: Parcel #11-71** located at 1825 Peachtree Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Cutting of grass, weeds, shrubbery, bushes, fence line, saplings, removing of trash and debris, tree parts, tires, and clean curbside.

- 20) **Case #2018-2033: Parcel #500-348** located at Lot West of 218 Cedars of Lebanon Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Cutting of grass, weeds and removing of trash and debris, wooden boards, crates, appliances, tree limbs, tree parts, old furniture, bricks, shrubbery, cut fence line, bushes, saplings, tires, and clean curbside.

- 21) **Case #2018-2034: Parcel #428-3** located at 4105 Hanging Moss Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery to at least 4 ft. tall, fence line, bushes, saplings and remove trash, debris, tree parts, tires and clean curbside. Demo dilapidated storage room attached to house.

- 22) **Case #2018-2035: Parcel #18-107** located at Lot South of 1015 Monroe Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 7

Scope of Work: Cutting of grass, weeds and removing of trash and debris, wooden boards, crates, appliances, tree limbs, old furniture, old bricks, cut shrubbery, fence line, tree parts, cut bushes, saplings, tires, and clean curbside.



- 23) **Case #2018-2040: Parcel #157-134** located at 813 Eastview Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings; removing of trash, debris, and tires; and cleaning curbside.

- 24) **Case #2018-2044: Parcel #640-200** located at 506 E. Hillside Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 25) **Case #2018-2046: Parcel #108-132** located at 2143 Ludlow Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 26) **Case #2018-2047: Parcel #427-12** located at 522 West Northside Drive: After hearing testimony from owner Bessie L. Gray, hearing officer recommends that the property be adjudicated as a menace to public health and safety. However, interested parties shall be afforded sixty (60) days to cure expiring February 18, 2019. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. Ward 1

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 27) **Case #2018-2048: Parcel #101-363** located at 2915 Bishop Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 28) **Case #2018-2049: Parcel #409-449** located at 3918 California Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 29) **Case #2018-2050: Parcel #814-9-1** located at 6067 Clinton Blvd: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Board-up and secure house; cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash, debris, building materials, tree limbs, parts, tires; and clean curbside

- 30) **Case #2018-2054: Parcel #837-166-2** located at 2343 Hickory Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 31) **Case #2018-2055: Parcel #833-128** located at 5105 Barrier Place: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 1

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 32) **Case #2018-2084: Parcel #304-8-1** located at 624 Ellis Avenue: After hearing testimony from owner, Thomas Givens, hearing officer recommends that the property be adjudicated as a menace to public health and safety. However, interested parties shall be afforded sixty (60) days to enter into a repair agreement and forty-three (43) days to show improvement expiring January 30, 2019. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Demolish and remove remains of dilapidated and burned structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

**IT IS HEREBY ORDERED** that the above parcels be adjudicated a menace to public health as recommended by the hearing officer.

**IT IS HEREBY ORDERED** that a copy of the notices mailed and posted to owners and interested parties of the above parcels shall be included in the minutes along with this resolution pursuant to Section 21-19-11 of the Mississippi Code as amended.

**IT IS HEREBY ORDERED** that the Administration shall be authorized to remedy conditions on the parcels posing a threat to public health and safety using municipal resources or contract labor if the owners fail to do so.

**IT IS HEREBY ORDERED** that the adjudication of penalties, if any, shall be reserved until such time that a resolution is approved assessing actual costs.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

The Notices of Hearing pursuant to Section 21-19-11 of the Mississippi Code, as it relates to each parcel of property, is incorporated herein in their entirety, and located in Public Notices, located in the City Clerk's Office of the City of Jackson, Mississippi.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND BASED ON ADMINISTRATIVE HEARINGS HELD APRIL 16, 2019 FOR THE FOLLOWING CASES:**

2019-1006    2019-1008    2019-1010    2019-1012    2019-1013    2019-1014  
2019-1016    2019-1018    2019-1019    2019-1020    2019-1021    2019-1022  
2019-1023    2019-1024    2019-1025    2019-1026    2019-1027    2019-1028  
2019-1029    2019-1035    2019-1036    2019-1037    2019-1039    2019-1044  
2019-1046    2019-1047

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended provides that a governing authority shall conduct a hearing to determine whether property or parcels of land located within a municipality is in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community; and

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended sets forth the procedure for mailing and posting notice of the hearing; and

**WHEREAS**, hearings in the April 16, 2019; and

**WHEREAS**, the hearing officer determined that notice was provided in accordance with Section 21-19-11 prior to the hearings; and

**WHEREAS**, after hearing testimony and reviewing evidence, the hearing officer made findings and recommendations for adjudication concerning certain parcels as follows:

- 1) **Case #2019-1006: Parcel #831-73-1** located at 4756 McRaven Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 2) **Case #2019-1008: Parcel #117-89** located at 120 Ford Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds

- 3) **Case #2019-1010: Parcel #306-119** located at 202 Vandergriff: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 4) **Case #2019-1012: Parcel #119-490 located at 150 GALVEZ STREET:** No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 5) **Case #2019-1013: Parcel #698-112** located at 1129 Mclean Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 5

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 6) **Case #2019-1014: Parcel #119-495** located at 120 Galvez Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 7) **Case #2019-1016: Parcel #118-40-1** located at **4219 JOHNSON COURT**: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 8) **Case #2019-1018: Parcel #119-229** located at 337 Galvez Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 9) **Case #2019-1019: Parcel #206-78** located at 120 Sunnyslane Drive: After hearing testimony from interested party, hearing officer recommends that the property be adjudicated as a menace to public health and safety; interested parties shall be afforded thirty (30) days to cure. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 10) **Case #2019-1020: Parcel #206-133** located at 327 Shadowlawn Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 11) **Case #2019-1021: Parcel #206-68** located at 320 Shadowlawn Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.



- 12) **Case #2019-1022: Parcel #741-225** located at 5839 Deer Trail: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 1

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 13) **Case #2019-1023: Parcel #500-344** located at **226 CEDARS OF LEBANON ROAD**: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 2

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 14) **Case #2019-1024: Parcel #101-245** located at 1110 Trinity Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 15) **Case #2019-1025: Parcel #626-118** located at 3603 Terry Road (Bldg. C): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1,500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 16) **Case #2019-1026: Parcel #626-118** located at 3603 Terry Road (Bldg. G): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1,500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 17) **Case #2019-1027: Parcel #626-118** located at 3603 Terry Road (Bldg. D): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1,500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 18) **Case #2019-1028: Parcel #626-118** located at 3603 Terry Road (Bldg. B, E, F): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1,500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.



- 19) **Case #2019-1029: Parcel #626-118** located at 3603 Terry Road (Bldg. A Office): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1,500.00. Ward 7

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 20) **Case #2019-1035: Parcel #831-51** located at 4327 McRaven Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; cut grass and weeds.

- 21) **Case #2019-1036: Parcel #126-3** located at 1521 St Charles Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash, debris, fallen tree (limbs/parts), wooden boards/crates, appliances/old furniture, building materials/old bricks, tires and clean curbside.

- 22) **Case #2019-1037: Parcel #305-18** located at 527 Willaman Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Remove trash, debris, wooden boards, crates, building materials, old furniture, old bricks, tires; and clean curbside.

- 23) **Case #2019-1039: Parcel #121-8** located at 248 Houston Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash, debris, fallen tree (limbs & parts), old bricks, tires and clean curbside.

- 24) **Case #2019-1044: Parcel #119-88** located at 263 Sewanee Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

Scope of Work: Cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash and debris and clean curbside.

- 25) **Case #2019-1046: Parcel #206-63** located at 262 Shadowlawn Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Board-up and secure house; cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash, debris fallen tree (limbs & parts), wooden boards, appliances/old furniture, building materials, tires and clean curbside.

26) **Case #2019-1047: Parcel #431-20** located at 616 Wellington Road: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 3

Scope of Work: Board-up and secure house; cut grass, weeds, shrubbery, fence line, bushes, saplings; remove trash, debris fallen tree (limbs & parts), wooden boards, appliances/old furniture, building materials, tires and clean curbside.

**IT IS HEREBY ORDERED** that the above parcels be adjudicated a menace to public health as recommended by the hearing officer.

**IT IS HEREBY ORDERED** that a copy of the notices mailed and posted to owners and interested parties of the above parcels shall be included in the minutes along with this resolution pursuant to Section 21-19-11 of the Mississippi Code as amended.

**IT IS HEREBY ORDERED** that the Administration shall be authorized to remedy conditions on the parcels posing a threat to public health and safety using municipal resources or contract labor if the owners fail to do so.

**IT IS HEREBY ORDERED** that the adjudication of penalties, if any, shall be reserved until such time that a resolution is approved assessing actual costs.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.  
Nays- Stamps.  
Absent- Tillman.

The Notices of Hearing pursuant to Section 21-19-11 of the Mississippi Code, as it relates to each parcel of property, is incorporated herein in their entirety, and located in Public Notices, located in the City Clerk's Office of the City of Jackson, Mississippi.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1198 – 251 DELAWARE AVENUE - \$993.60.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1198 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, wooden boards, crates, appliances, building materials, tree parts, limbs, furniture, bricks, tires, wooden boards, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 251 Delaware Avenue for the sum of \$993.60; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr., Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 251 Delaware Avenue deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$993.60 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1199 - 247 DELAWARE AVENUE- \$975.84.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1199 located in Ward 5 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, wooden boards, crates, appliances, building materials, tree parts, limbs, furniture, bricks, tires, wooden boards, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 247 Delaware Avenue for the sum of \$975.84; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr., Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 247 Delaware Avenue deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$975.84 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2053 – 1312 REDDIX STREET- \$482.40.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-2053 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 1312 Reddix Street for the sum of \$482.40; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr, Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 1312 Reddix Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$482.40 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.  
Nays- Stamps.  
Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1215 – 130 BEVERLY CIRCLE - \$1,440.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1215 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and



**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, fallen tree parts, limbs, wooden boards, crates, building materials, old furniture old bricks, tires, clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 130 Beverly Circle for the sum of \$1,440.00; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr., Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 130 Beverly Circle deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$1,440.00 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1216 – 1752 REDDIX STREET- \$312.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1216 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, tree parts, limbs, wooden boards, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 1752 Reddix Street for the sum of \$312.00; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr., Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 1752 Reddix Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$312.00 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R & L TRANSPORT LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2066 – 1529 FIRST AVENUE - \$772.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-2066 located in Ward 5 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, R & L Transport LLC appeared next on the rotation list and through its Member, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, bushes, fence line, saplings, and removing of tree limbs, trash, debris, fallen tree, tree limbs, tree parts, wooden boards, tires, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 1529 First Avenue for the sum of \$772.00; and

**WHEREAS**, R & L Transport LLC has a principal office address of 510 Northpark Dr., Jackson, Mississippi 39206 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with R & L Transport LLC, for the cutting of vegetation, and remedying of other conditions on the property located at 1529 First Avenue deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$772.00 shall be paid to R & L Transport LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1218 – 120 BEACH STREET - \$864.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1218 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Planning and Development Department has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Legendary Lawn Services, Inc. appeared next on the rotation list and through its Director and CEO, Regina R. Thomas, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, tree parts, limbs, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 120 Beach Street for the sum of \$864.00; and

**WHEREAS**, Legendary Lawn Services, Inc. has a principal office address of 510 George St. Ste. 230, Jackson, Mississippi 39202 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Legendary Lawn Services, Inc. for the cutting of vegetation, and remedying of other conditions on the property located at 120 Beach Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$864.00 shall be paid to Legendary Lawn Services, Inc. for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1234 – 0 BEACH STREET/LOT FORMERLY 135 BEACH STREET - \$655.20.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1234 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Planning and Development Department has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Legendary Lawn Services, Inc. appeared next on the rotation list and through its Director and CEO, Regina R. Thomas, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, fallen tree, tree parts, limbs, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 Beach Street/Lot formerly 135 Beach Street for the sum of \$655.20; and

**WHEREAS**, Legendary Lawn Services, Inc. has a principal office address of 510 George St. Ste. 230, Jackson, Mississippi 39202 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Legendary Lawn Services, Inc. for the cutting of vegetation, and remedying of other conditions on the property located at 0 Beach Street/Lot formerly 135 Beach Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$655.20 shall be paid to Legendary Lawn Services, Inc. for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1222 – 0 BEACH STREET/LOT FORMERLY 131 BEACH STREET - \$1,052.40.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1222 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Planning and Development Department has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Legendary Lawn Services, Inc., appeared next on the rotation list and through its Director and CEO, Regina R. Thomas, has agreed to cutting of grass and weeds, shrubbery, fence line, bushes, saplings, removing of trash, debris, fallen tree, tree parts, limbs, clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 Beach Street/Lot formerly 131 Beach Street for the sum of \$1,052.40; and

**WHEREAS**, Legendary Lawn Services, Inc. has a principal office address of 510 George St. Ste. 230, Jackson, Mississippi 39202 according to information appearing in the Mississippi Secretary of State's website.

**IT IS THEREFORE ORDERED** that the Mayor be authorized to execute a contract with Legendary Lawn Services, Inc. for the cutting of vegetation, and remedying of other conditions on the property located at 0 Beach Street/Lot formerly 131 Beach Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$1,052.40 shall be paid to Legendary Lawn Services, Inc. for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1220 – 0 BEACH STREET/LOT FORMERLY 125 BEACH STREET - \$1,545.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1220 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Planning and Development Department has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Legendary Lawn Services, Inc. appeared next on the rotation list and through its Director and CEO, Regina R. Thomas, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, tree parts, limbs, tires, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 Beach Street/Lot formerly 125 Beach Street for the sum of \$1,545.00; and

**WHEREAS**, Legendary Lawn Services, Inc. has a principal office address of 510 George St. Ste. 230, Jackson, Mississippi 39202 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Legendary Lawn Services, Inc. for the cutting of vegetation, and remedying of other conditions on the property located at 0 Beach Street/Lot formerly 125 Beach Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$1,545.00 shall be paid to Legendary Lawn Services, Inc. for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

\*\*\*\*\*

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1221 – 0 BEACH STREET/LOT FORMERLY 121 BEACH STREET - \$864.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 26, 2018 for Case #2018-1221 located in Ward 4 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Planning and Development Department has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Legendary Lawn Services, Inc. appeared next on the rotation list and through its Director and CEO, Regina R. Thomas, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, tree parts, limbs, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 Beach Street/Lot formerly 121 Beach Street for the sum of \$864.00; and

**WHEREAS**, Legendary Lawn Services, Inc. has a principal office address of 510 George St. Ste. 230, Jackson, Mississippi 39202 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Legendary Lawn Services, Inc. for the cutting of vegetation, and remedying of other conditions on the property located at 0 Beach Street/Lot formerly 121 Beach Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$864.00 shall be paid to Legendary Lawn Services, Inc. for the services provided from funds budgeted for the Division.



**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.  
Nays- Stamps.  
Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND IVORY SERVICES LLC, FOR THE BOARD UP AND SECURING OF STRUCTURE(S) AND/OR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1168 – 2945 WOODBINE STREET - \$2,630.56.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on May 22, 2018 for Case #2018-1168 located in Ward 6 of the City of Jackson; and

**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Ivory Services LLC appeared next on the rotation list and through its Manager, Nancy Turner, has agreed to the boarding up and securing of structure(s) and/or the cutting of grass, weeds, shrubbery, bushes, fence line, saplings, and removing of tree limbs, trash, debris, fallen tree, tree limbs, tree parts, wooden boards, crates, building materials, old furniture tires, and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 2945 Woodbine Street for the sum of \$2,630.56; and

**WHEREAS**, Ivory Services LLC has a principal office address of 5321 Country Club Drive, Jackson, Mississippi 39209 according to information appearing in the Mississippi Secretary of State’s website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Ivory Services LLC for the boarding up and securing of structure and/or the cutting of vegetation, and remedying of other conditions on the property located at 2945 Woodbine Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$2,630.56 shall be paid to Ivory Services LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.  
Nays- Stamps.  
Absent- Tillman.

\*\*\*\*\*

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND IVORY SERVICES LLC., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ONPRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, ANDWELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1166 – 2951 WOODBINE STREET - \$870.00.**

**WHEREAS**, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on May 22, 2018 for Case #2018-1166 located in Ward 6 of the City of Jackson; and



**WHEREAS**, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Ivory Services LLC appeared next on the rotation list and through its Manager, Nancy Turner, has agreed to the cutting of grass, weeds, shrubbery, bushes, fence line, saplings, and removing of tree limbs, trash, debris, fallen tree, tree limbs, tree parts, wooden boards, crates, building materials, appliances, old bricks, tires and clean curbside and remedy conditions constituting a menace to public health and welfare for the parcel located at 2951 Woodbine Street for the sum of \$870.00; and

**WHEREAS**, Ivory Services LLC has a principal office address of 5321 Country Club Drive, Jackson, Mississippi 39209 according to information appearing in the Mississippi Secretary of State's website.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Ivory Services LLC for the cutting of vegetation, and remedying of other conditions on the property located at 2951 Woodbine Street deemed to be a menace to public health, safety, and welfare.

**IT IS FURTHER HEREBY ORDERED** that a sum not to exceed \$870.00 shall be paid to Ivory Services LLC for the services provided from funds budgeted for the Division.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester and Stokes.

Nays- Stamps.

Absent- Tillman.

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There came on for Introduction Agenda Item No. 19:

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ESTABLISHING THE RENAMING OF BEASLEY ROAD FROM WATKINS DRIVE TO LIVINGSTON ROAD TO REVEREND DR. JERRY YOUNG DRIVE.** Said item was held at the request of **Council Member Stokes**.

\*\*\*\*\*

There came on for Adoption Agenda Item No. 20:

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RENAMING VIRDEN ADDITION PARK TO LIL LONNIE TAYLOR PARK.** Said item was referred to the Planning Committee at the request of **Council Member Stokes**.

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**Council Member Tillman** arrived to the meeting.

\*\*\*\*\*

**ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI ADDRESSING THE COMPENSATION OF PERSONNEL AND THE CONTENT OF APPLICATIONS FOR EMPLOYMENT.**

**WHEREAS**, inequality in pay between men and women continues to be a serious problem in the United States; and

**WHEREAS**, women consistently earn less than men for equal work, and basing wages on a worker's previous pay serves to perpetuate wage inequality; and

**WHEREAS**, applicants who are asked about their current salary risk anchoring their future compensation to that salary, regardless of whether they are currently being paid fairly; and

**WHEREAS**, the City of Jackson seeks to prohibit hiring practices that economically disadvantage women in the application and hiring process; and

**WHEREAS**, the governing authorities for the City of Jackson have established by ordinance a plan for the compensation of municipal employees; and

**WHEREAS**, race, sex, national origin, and other prohibited classifications were not considered in the establishment of the municipal employee plan of compensation; and

**WHEREAS**, municipal employees are compensated based upon employment within assigned job classifications and not protected classifications; and

**WHEREAS**, the compensation paid to municipal employees is paid in accordance with the pay plan and not based upon previous salary history; and

**WHEREAS**, the previous salary history of applicants for employment is not essential for the hiring and compensation of personnel in the City of Jackson.

**NOW, BE IT THEREFORE ORDIANED** by the governing authorities for the City of Jackson, Mississippi the following:

Section 1: All persons hired by the City of Jackson shall be compensated in accordance with the plan of compensation adopted and approved by the Council as amended.

Section 2: Applications for employment with the City of Jackson, Mississippi shall not contain inquiries regarding prior salary history.

**IT IS FURTHER ORDAINED** that the provisions of this ordinance shall become effective thirty (30) days after passage and publication.

**Council Member Stamps** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.  
Nays- None.  
Absent- None.

\*\*\*\*\*

**President Priester** recognized **Council Member Stokes** who requested that Agenda Item No. 28 be moved forward on the Agenda. **President Priester** stated that said item would have to be discussed in Executive Session. **Council Member Stamps** moved, seconded by **Council Member Banks** to consider going into Executive Session to discuss litigation. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.  
Nays- None.  
Absent- None.

\*\*\*\*\*

**Council Member Stamps** moved, seconded by **Council Member Stokes** to go into Executive Session to discuss litigation. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.  
Nays- None.  
Absent- None.

\*\*\*\*\*

**President Priester** announced to the public that the Council voted to go into Executive Session to discuss litigation regarding Agenda Item No. 28.

\*\*\*\*\*

**Council Member Stamps** moved, seconded by **President Priester** to come out of Executive Session. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.  
Nays- None.  
Absent- None.

\*\*\*\*\*

**President Priester** announced to the public that the Council voted to come out of Executive Session and no action was taken.

\*\*\*\*\*

**President Priester** requested that Agenda Item No. 28 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTINGENCY CONTRACT WITH LIGHTFOOT, FRANKLIN & WHITE, LLC TO INVESTIGATE AND PURSUE CLAIMS AND LITIGATION AGAINST SIEMENS.**

**WHEREAS**, a majority of the governing authorities approved an order on January 18, 2018, which authorized the hiring of counsel to sue Siemens; and

**WHEREAS**, the governing authority's approval of the order appears in Minute Book 6M at Page 261; and

**WHEREAS**, the aforementioned minutes noted that Mayor Lumumba stated that "the Administration is taking no official position at this moment on said item"; and

**WHEREAS**, Mayor Lumumba has identified a firm of attorneys to investigate and pursue claims against Siemens Industry, Inc. also known as Siemens, its subcontractors, and related entities for damages arising out of an agreement between Siemens and the City of Jackson; and

**WHEREAS**, the firm identified by the Mayor is Lightfoot, Franklin & White, LLC, whose principal office is located in Birmingham, AL; and

**WHEREAS**, Lightfoot, Franklin & White, LLC has proposed that fees paid for services be contingent upon recovery whether by judgment, settlement, or otherwise; and

**WHEREAS**, the contingency fee agreement states that the firm will receive 33 1/3% of the net recovery; however, if the total expenses incurred in pursuit of the claims(s) exceed one million dollars (\$1,000,000.00) or the value of four million dollars (\$4,000,000.00) calculated according to the hourly rates normally charged by the firm, the firm shall receive a fee of 40% of the net recovery; and

**WHEREAS**, the agreement does *not* specify the hourly rate normally charged by the firm; and

**WHEREAS**, net recovery is defined to mean the total or gross recovery obtained less the expenses incurred; and

**WHEREAS**, gross recovery includes cash recovery and the fair market value of software, material or services received as part of the settlement; and

**WHEREAS**, the firm will be responsible for expenses incurred including but not limited to filing fees, court reporter fees, expert fees, process server fees, investigator fees, long distance charges, copying, travel, and lodging expenses; and

**WHEREAS**, the expenses will be reimbursed from the gross recovery obtained; and

**WHEREAS**, if the City dismisses or ceases to prosecute the lawsuit, payment of the attorneys for time worked on the lawsuit at the standard hourly rate of the firm will be required and also reimbursement of expenses; and

**WHEREAS**, the agreement does *not* specify the firm's standard hourly rate; and

**WHEREAS**, the retention of Lightfoot, Franklin & White, LLC to pursue the litigation on the contingency fee terms stated is recommended by the Mayor consistent with the governing authority's order of January 18, 2018 and is deemed to be in the best interest of the City.

**IT IS, THEREFORE, ORDERED** that the Mayor shall be authorized to execute a contingency fee agreement with Lightfoot, Franklin & White, LLC upon the terms set forth in this Order.

**Council Member Stokes** moved adoption; **Council Member Stamps** seconded.

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**Council Member Stamps** moved, seconded by **Council Member Banks** to amend the order to include amendments stated by **Attorney Carrie Johnson** to include the language “without good cause” in the 14<sup>th</sup> paragraph.

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After a thorough conversation, **Council Members Stamps** and **Banks** withdrew their motion and second.

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**Council Member Banks** moved, seconded by **Council Member Stokes** to accept the amended order as prepared by the Legal Department. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.  
Nays- None.  
Absent- None.

-----  
**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTINGENCY CONTRACT WITH LIGHTFOOT, FRANKLIN & WHITE, LLC TO INVESTIGATE AND PURSUE CLAIMS AND LITIGATION AGAINST SIEMENS.**

**WHEREAS**, a majority of the governing authorities approved an order on January 18, 2018, which authorized the hiring of counsel to sue Siemens; and

**WHEREAS**, the governing authority’s approval of the order appears in Minute Book 6M at Page 261; and

**WHEREAS**, the aforementioned minutes noted that Mayor Lumumba stated that “the Administration is taking no official position at this moment on said item”; and

**WHEREAS**, Mayor Lumumba has identified a firm of attorneys to investigate and pursue claims against Siemens Industry, Inc. also known as Siemens, its subcontractors, and related entities for damages arising out of an agreement between Siemens and the City of Jackson; and

**WHEREAS**, the firm identified by the Mayor is Lightfoot, Franklin & White, LLC, whose principal office is located in Birmingham, AL; and

**WHEREAS**, Lightfoot, Franklin & White, LLC has proposed that fees paid for services be contingent upon recovery whether by judgment, settlement, or otherwise; and

**WHEREAS**, the contingency fee agreement states that the firm will receive 33 1/3% of the net recovery; however, if the total expenses incurred in pursuit of the claims(s) exceed one million dollars (\$1,000,000.00) or the value of four million dollars (\$4,000,000.00) calculated according to the hourly rates normally charged by the firm, the firm shall receive a fee of 40% of the net recovery; and

**WHEREAS**, the agreement sets forth the hourly rates of the persons assigned to the representation as follows:

Name of Person Assigned	Hourly Rate Billed
John M. Johnson	\$650.00 /hour
Brandon Essig	\$550.00/hour
Brian Boyle	\$550.00/hour
Charles Stam	\$300.00/hour
Zach Martin	\$300.00/hour
Keith Boyd	\$195.00/hour

**WHEREAS**, net recovery is defined to mean the total or gross recovery obtained less the expenses incurred; and

**WHEREAS**, gross recovery includes cash recovery and the fair market value of software, material or services received as part of the settlement; and



**WHEREAS**, the firm will be responsible for expenses incurred including but not limited to filing fees, court reporter fees, expert fees, process server fees, investigator fees, long distance charges, copying, travel, and lodging expenses; and

**WHEREAS**, the expenses will be reimbursed from the gross recovery obtained; and

**WHEREAS**, expenses will not be reimbursed if there is no recovery; and

**WHEREAS**, if the City dismisses or ceases to prosecute the lawsuit without, payment of the attorneys for time expended on the lawsuit at the standard hourly rate set forth for the persons assigned will be required and also reimbursement of expenses; and

**WHEREAS**, the retention of Lightfoot, Franklin & White, LLC to pursue the litigation on the contingency fee terms stated is recommended by the Mayor consistent with the governing authority's order of January 18, 2018 and is deemed to be in the best interest of the City.

**IT IS, THEREFORE, ORDERED** that the Mayor shall be authorized to execute a contingency fee agreement with Lightfoot, Franklin & White, LLC upon the terms set forth in this Order.

-----  
**Council Member Stamps** moved, seconded by **Council Member Stokes** to amend the 14<sup>th</sup> paragraph to include the language "without good cause". The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- None.

-----  
**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTINGENCY CONTRACT WITH LIGHTFOOT, FRANKLIN & WHITE, LLC TO INVESTIGATE AND PURSUE CLAIMS AND LITIGATION AGAINST SIEMENS.**

**WHEREAS**, a majority of the governing authorities approved an order on January 18, 2018, which authorized the hiring of counsel to sue Siemens; and

**WHEREAS**, the governing authority's approval of the order appears in Minute Book 6M at Page 261; and

**WHEREAS**, the aforementioned minutes noted that Mayor Lumumba stated that "the Administration is taking no official position at this moment on said item"; and

**WHEREAS**, Mayor Lumumba has identified a firm of attorneys to investigate and pursue claims against Siemens Industry, Inc. also known as Siemens, its subcontractors, and related entities for damages arising out of an agreement between Siemens and the City of Jackson; and

**WHEREAS**, the firm identified by the Mayor is Lightfoot, Franklin & White, LLC, whose principal office is located in Birmingham, AL; and

**WHEREAS**, Lightfoot, Franklin & White, LLC has proposed that fees paid for services be contingent upon recovery whether by judgment, settlement, or otherwise; and

**WHEREAS**, the contingency fee agreement states that the firm will receive 33 1/3% of the net recovery; however, if the total expenses incurred in pursuit of the claims(s) exceed one million dollars (\$1,000,000.00) or the value of four million dollars (\$4,000,000.00) calculated according to the hourly rates normally charged by the firm, the firm shall receive a fee of 40% of the net recovery; and

**WHEREAS**, the agreement sets forth the hourly rates of the persons assigned to the representation as follows:

Name of Person Assigned

Hourly Rate Billed

John M. Johnson	\$650.00 /hour
Brandon Essig	\$550.00/hour
Brian Boyle	\$550.00/hour
Charles Stam	\$300.00/hour
Zach Martin	\$300.00/hour
Keith Boyd	\$195.00/hour

**WHEREAS**, net recovery is defined to mean the total or gross recovery obtained less the expenses incurred; and

**WHEREAS**, gross recovery includes cash recovery and the fair market value of software, material or services received as part of the settlement; and

**WHEREAS**, the firm will be responsible for expenses incurred including but not limited to filing fees, court reporter fees, expert fees, process server fees, investigator fees, long distance charges, copying, travel, and lodging expenses; and

**WHEREAS**, the expenses will be reimbursed from the gross recovery obtained; and

**WHEREAS**, expenses will not be reimbursed if there is no recovery; and

**WHEREAS**, if the City dismisses or ceases to prosecute the lawsuit without good cause, payment of the attorneys for time expended on the lawsuit at the standard hourly rate set forth for the persons assigned will be required and also reimbursement of expenses; and

**WHEREAS**, the retention of Lightfoot, Franklin & White, LLC to pursue the litigation on the contingency fee terms stated is recommended by the Mayor consistent with the governing authority's order of January 18, 2018 and is deemed to be in the best interest of the City.

**IT IS, THEREFORE, ORDERED** that the Mayor shall be authorized to execute a contingency fee agreement with Lightfoot, Franklin & White, LLC upon the terms set forth in this Order.

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**President Priester** recognized **Council Member Stokes** who moved to amend the order to include an additional whereas paragraph after the 6<sup>th</sup> paragraph to state: "Whereas, the law firm of Gibbs & Travis also be included with Lightfoot, Franklin & White, LLC." **Council Member Banks** seconded the motion.

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**Council Member Stamps** moved, seconded by **Council Member Banks** to go into Executive Session to discuss matters of litigation. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- Stokes.  
Absent- None.

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**President Priester** announced that the Council voted to go into Executive Session to discuss matters related to litigation.

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**Council Member Stamps** moved, seconded by **Council Member Tillman** to come out of Executive Session. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

**Note: Council Member Stokes** left the meeting during Executive Session.

**President Priester** announced to the public that the Council voted to come out of Executive Session and action was taken.

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**President Priester** stated the Council voted on the amendment that was on the floor at the time of the Executive Session. The motion failed by the following vote:

Yeas- Stokes.  
Nays- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Absent- None.

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Thereafter, **President Priester** called for a vote on said item as previously amended:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**President Priester** left the meeting and **Vice President Lindsay** presided.

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**ORDER APPROVING CLAIMS NUMBER 6089 TO 6520 APPEARING AT PAGES 933 TO 997 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$9,355,426.37 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 6089 to 6520 appearing at pages 933 to 997, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$9,355,426.37 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

**IT IS FURTHER ORDERED** that there is appropriated from the various funds the sums necessary to be transferred to other funds for the purpose of paying the claims as follows:

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>
1% INFRASTRUCTURE TAX	1,673,500.05
2018 BODY CAMERA PROGRAM	1,089.75
BUSINESS IMPROV FUND (LANDSCP)	52,724.11
CAPITAL CITY REVENUE FUND	1,784.66
DEPARTMENT OF PUBLIC SAFETY	6,713.59
DISABILITY RELIEF FUND	157,637.12
EARLY CHILDHOOD (DAYCARE)	6,151.04
EMPLOYEES GROUP INSURANCE FUND	161,763.01
FIRE PROTECTION	168.98
GENERAL FUND	1,385,025.22
H O P W A GRANT – DEPT. OF HUD	249,633.16
HOMELAND SECURITY GRANT	15,982.75
HOUSING COMM DEV ACT (CDBG) FD	56,641.90
KELLOGG FOUNDATION PROJECT	13,328.22
LANDFILL/SANITATION FUND	695,752.88
LIBRARY FUND	67,258.76
MADISON SEWAGE DISP OP & MAINT	25.28
NCSC SENIOR AIDES	1,180.57
P E G ACCESS- PROGRAMMING FUND	7,052.84
PARKS & RECR FUND	100,878.05

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, MAY 14, 2019 10:00 A.M.**

POLICE PROP EVIDENCE CASH FUND	20,834.00
RESURFACING- REPAIR & REPL. FD	424,259.20
SEIZURE & FORFEITED PROP-STATE	1,236.02
STATE TORT CLAIMS FUND	9,846.00
TECHNOLOGY FUND	120,615.74
TITLE III AGING PROGRAMS	27,093.00
TRAFFIC – REPAIR & REPL FD	83,286.27
TRANSPORTATION FUND	201,777.13
UNEMPLOYMENT COMPENSATION REVO	7,944.31
WATER SEWER B&I FD 2013 \$89.9M	2,803,762.01
WATER/SEWER CAPITAL IMPR FUND	492,097.24
WATER/SEWER OP & MAINT FUND	456,204.08
WATER/SEWER REVENUE FUND	5,5447.03

**TOTAL** **\$9,355,426.37**

**Vice President Lindsay** moved adoption; **Council Member Tillman** seconded.

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**Vice President Lindsay** recognized **LaaWanda Horton**, Director of Administration, who stated that an amendment was needed to remove a payment in the amount of \$83,286.37 payable to Hemphill Construction.

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**Council Member Stamps** moved, seconded by **Vice President Lindsay** to amend the Claims Docket to remove a payment in the amount of \$86,286.27 payable to Hemphill Construction. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.  
Nays- None.  
Absent- Priester and Stokes.

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**Vice President Lindsay** recognized **LaaWanda Horton**, Director of Administration who provided an overview of the Claims Docket at the request of **Council Member Stamps**.

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Thereafter, **Vice President Lindsay** called for a vote on said item as amended:

**ORDER APPROVING CLAIMS NUMBER 6089 TO 6520 APPEARING AT PAGES 933 TO 997 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$9,272,140.10 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 6089 to 6520 appearing at pages 933 to 997, inclusive thereon, in the Municipal “Docket of Claims”, in the aggregate amount of \$9,272,140.10 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

**IT IS FURTHER ORDERED** that there is appropriated from the various funds the sums necessary to be transferred to other funds for the purpose of paying the claims as follows:

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>
1% INFRASTRUCTURE TAX	1,673,500.05
2018 BODY CAMERA PROGRAM	1,089.75
BUSINESS IMPROV FUND (LANDSCP)	52,724.11
CAPITAL CITY REVENUE FUND	1,784.66
DEPARTMENT OF PUBLIC SAFETY	6,713.59



**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, MAY 14, 2019 10:00 A.M.**

DISABILITY RELIEF FUND	157,637.12
EARLY CHILDHOOD (DAYCARE)	6,151.04
EMPLOYEES GROUP INSURANCE FUND	161,763.01
FIRE PROTECTION	168.98
GENERAL FUND	1,385,025.22
H O P W A GRANT – DEPT. OF HUD	249,633.16
HOMELAND SECURITY GRANT	15,982.75
HOUSING COMM DEV ACT (CDBG) FD	56,641.90
KELLOGG FOUNDATION PROJECT	13,328.22
LANDFILL/SANITATION FUND	695,752.88
LIBRARY FUND	67,258.76
MADISON SEWAGE DISP OP & MAINT	25.28
NCSC SENIOR AIDES	1,180.57
P E G ACCESS- PROGRAMMING FUND	7,052.84
PARKS & RECR FUND	100,878.05
POLICE PROP EVIDENCE CASH FUND	20,834.00
RESURFACING- REPAIR & REPL. FD	424,259.20
SEIZURE & FORFEITED PROP-STATE	1,236.02
STATE TORT CLAIMS FUND	9,846.00
TECHNOLOGY FUND	120,615.74
TITLE III AGING PROGRAMS	27,093.00
TRANSPORTATION FUND	201,777.13
UNEMPLOYMENT COMPENSATION REVO	7,944.31
WATER SEWER B&I FD 2013 \$89.9M	2,803,762.01
WATER/SEWER CAPITAL IMPR FUND	492,097.24
WATER/SEWER OP & MAINT FUND	456,204.08
WATER/SEWER REVENUE FUND	5,5447.03
<b>TOTAL</b>	<b><u>\$9,272,140.10</u></b>

Yeas- Banks, Foote, Lindsay and Tillman.  
Nays- Stamps.  
Absent- Priester and Stokes.

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 6089 TO 6520 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 6089 to 6520 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$134,096.21 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the payroll fund for the immediate payment thereof.

**IT IS FINALLY ORDERED** that the following expenditures from the accounts payable fund be made in order to pay amounts transferred thereto from the payroll fund for payment of the payroll deduction claims authorized herein for payment:

FROM:	TO ACCOUNTS PAYABLE FUND	TO PAYROLL FUND
GENERAL FUND		1,821,993.02
PARKS & RECR FUND		68,706.45
LANDFILL FUND		14,122.49
SENIOR AIDES		2,500.48
WATER/SEWER OPER & MAINT		204,270.97
PAYROLL FUND		729.00

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, MAY 14, 2019 10:00 A.M.**

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PAYROLL	134,096.21	
EARLY CHILDHOOD		29,991.07
HOUSING COMM DEV		8,843.12
TITLE III AGING PROGRAMS		4,250.66
TRANSPORTATION FUND		12,2209.34
T-WARNER PA/GA FUND		4,665.41
<b>TOTAL</b>		<b><u>\$2,172,282.01</u></b>

**Council Member Tillman** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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**ORDER MOVING THE INFORMATION TECHNOLOGY (IT) DISASTER RECOVERY SITE FROM EUDORA WELTY LIBRARY TO VENTURE TECHNOLOGIES DATA CENTER LOCATED AT THE MISSISSIPPI E-CENTER AT JACKSON STATE UNIVERSITY.**

**WHEREAS**, the IT disaster recovery site is a back-up site for all applications and hardware for the City of Jackson, Mississippi ("City of Jackson"); and

**WHEREAS**, the IT disaster recovery needs to be relocated for additional space and a more secure facility; and

**WHEREAS**, the best interest of the City of Jackson would be served by authorizing the move of the IT disaster recovery site from the Eudora Welty Library to the Mississippi e-Center at Jackson State University; and

**WHEREAS**, the above mentioned changes have been analyzed and relocation of the site is recommended.

**WHEREAS**, the total cost to effectuate such change is 2,578.00 per month.

**IT IS, THEREFORE ORDERED** that the Mayor be authorized to execute an agreement with Venture Technologies for the relocation of the IT Disaster Recovery Site located at Eudora Welty Library, 300 N State St, Jackson, Mississippi 39201, be moved to the Mississippi e-Center at Jackson State University located at 1230 Raymond Rd, Jackson, Mississippi, 39204, commencing at the date of execution.

**IT IS FURTHER ORDERED** that the Mayor is further authorized to execute any and all documents necessary for the relocation.

**Council Member Tillman** moved adoption; **Vice President Lindsay** seconded.

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**Vice President Lindsay** recognized **Timothy Howard**, City Attorney, who stated that an amendment was needed to change the amount from \$2,578.00 to \$2,758.00.

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**Vice President Lindsay** moved, seconded by **Council Member Foote** to accept the amendment as described by Attorney Howard. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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Thereafter, Vice President Lindsay called for a vote on said item as amended:

**ORDER MOVING THE INFORMATION TECHNOLOGY (IT) DISASTER RECOVERY SITE FROM EUDORA WELTY LIBRARY TO VENTURE TECHNOLOGIES DATA CENTER LOCATED AT THE MISSISSIPPI E-CENTER AT JACKSON STATE UNIVERSITY.**

**WHEREAS**, the IT disaster recovery site is a back-up site for all applications and hardware for the City of Jackson, Mississippi ("City of Jackson"); and

**WHEREAS**, the IT disaster recovery needs to be relocated for additional space and a more secure facility; and

**WHEREAS**, the best interest of the City of Jackson would be served by authorizing the move of the IT disaster recovery site from the Eudora Welty Library to the Mississippi e-Center at Jackson State University; and

**WHEREAS**, the above mentioned changes have been analyzed and relocation of the site is recommended.

**WHEREAS**, the total cost to effectuate such change is 2,758.00 per month.

**IT IS, THEREFORE ORDERED** that the Mayor be authorized to execute an agreement with Venture Technologies for the relocation of the IT Disaster Recovery Site located at Eudora Welty Library, 300 N. State St., Jackson, Mississippi 39201, be moved to the Mississippi e-Center at Jackson State University located at 1230 Raymond Rd., Jackson, Mississippi, 39204, commencing at the date of execution.

**IT IS FURTHER ORDERED** that the Mayor is further authorized to execute any and all documents necessary for the relocation.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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There came on for consideration Agenda Item No. 25:

**ORDER ACCEPTING THE TERM BID OF QUALITY COMMUNICATIONS, INC. FOR A THIRTY-SIX MONTH TERM, FOR INSTALLATION OF FIBER OPTIC CABLE AND HARDWARE (BID NO.72523-043019). Said item was pulled by Mayor Chokwe Antar Lumumba.**

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There came on for consideration Agenda Item No. 26:

**ORDER AUTHORIZING THE MAYOR TO APPOINT MR OMAR KHATTAB TO THE JACKSON REDEVELOPMENT AUTHORITY (JRA) BOARD. Said item was pulled by Mayor Chokwe Antar Lumumba.**

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**ORDER AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CITIES FOR FINANCIAL EMPOWERMENT FUND AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE APPLICATION.**

**WHEREAS**, the City of Jackson is applying for funding from the Cities for Financial Empowerment Fund for assistance relating to municipal financial empowerment initiatives such as financial education and counseling, asset building and access to banking; and

**WHEREAS**, the BankOn Jackson Coalition and the United Way of the Capital Area recommends that the City of Jackson submit an application for the fiscal year commencing September 1, 2019 and ending August 31, 2020 for funding in the amount of twenty thousand dollars (\$20,000.00); and

**WHEREAS**, it is anticipated that if funded the funding would allow the City of Jackson to invest in programs which help underserved and underbanked residents within the metro Jackson area; and

**WHEREAS**, the City of Jackson would be the recipients of evidence based quality curriculums, best practice technical assistance for the development of a comprehensive financial empowerment strategy, including implementation approaches and funding opportunities; and

**WHEREAS**, the City of Jackson will not be required to provide a match for the funding if the application is approved; and

**WHEREAS**, the total amount if the grant is awarded, will be \$20,000.00.

**IT IS HEREBY ORDERED** that the Mayor be authorized to execute and submit an application, for funding to The Cities for Financial Empowerment Fund.

**Council Member Tillman** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priestster and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI FAMILIES FOR KIDS.**

**WHEREAS**, the Mississippi Families for Kids in Jackson, Mississippi and the Dina Dinosaur Therapeutic Group Program is designed to support parents and teachers by providing interventions to enhance the opportunity for children who are having serious emotional and behavioral problems; and

**WHEREAS**, the City of Jackson is mutually interested in decreasing the number of families with children enrolled in the City of Jackson, Early Childhood Development Centers who have been identified at an early age as having aggressive and disruptive behaviors; and

**WHEREAS**, Mississippi Families for Kids has agreed to provide services to parents and children enrolled in the City of Jackson's Early Childhood Development Centers in the form of behavior therapy and counseling with a licensed therapist; and

**WHEREAS**, the services provided by Mississippi Families for Kids to parents and children will not be billed to the City of Jackson but Medicaid, CHIPS, or other insurance available to the parent and children; and

**WHEREAS**, the City's understanding with Mississippi Families for Kids shall not be construed as creating a third party beneficiary relationship or a therapist-client relationship; and

**WHEREAS**, the best interest of the children enrolled in the City's Early Childhood Development Centers will be served by authorizing the Mayor to execute an MOU with Mississippi Families for Kids.

**IT IS HEREBY ORDERED** that the Mayor shall be authorized to execute a MOU with the Mississippi Families for Kids related to the City's participation in the DINA Project for a term beginning at execution and continuing until May 31, 2020 unless terminated prior to.



**Council Member Tillman** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH MISSISSIPPI STATE DEPARTMENT OF HEALTH AND THE CITY OF JACKSON.**

**WHEREAS**, the Mississippi State Department of Health (MSDH) and the City of Jackson/Westside & Jones agrees to abide by the terms of this agreement and perform the Scope of work as described in Section II, Information Usage, Section III, Effective & Termination Dates, Section IV and V, Liability; and

**WHEREAS**, this the Mississippi State Department of Health provides preventive dental services for children in day care centers; and

**WHEREAS**, with parental consent, a dental hygienist will evaluate a child for dental problems and parent will be informed of assessment and these services will be performed on-site in a friendly environment; and

**WHEREAS**, the hygienist will apply a thin coating of fluoride varnish on a child's teeth to prevent tooth decay; and

**WHEREAS**, the dental hygienist will return later in the school year to provide a second fluoride application for a child, as feasible; and

**WHEREAS** the hygienist will also assist the day care staff with a referral to a dentist for examination and needed treatment.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a MOU between the Mississippi State Department of Health & the City of Jackson for these services.

**Council Member Tillman** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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**ORDER AMENDING THE FEE FOR THE SMITH ROBERTSON MUSEUM AND CULTURAL CENTER.**

**WHEREAS**, the Smith Robertson Museum and Cultural Center, under the auspices of the City of Jackson, Mississippi has been authorized to charge a fee for rental and admissions; and

**WHEREAS**, it is the goal and intention of the Administration to generate revenue for the Smith Robertson Museum and Cultural Center and the City of Jackson; and

**WHEREAS**, to reach this goal, it is imperative that a Fee Increase be administered and amended to reflect new fees for admissions and rental for the Smith Robertson Museum and Cultural Center.

**IT IS HEREBY ORDERED** that the fees for admissions and rental for the Smith Robertson Museum and Cultural Center shall be as follows:

**SMITH ROBERTSON MUSEUM AND CULTURAL CENTER**

**PROPOSED FEE CHANGES**

**February, 2019**

**Old Admissions Fee**

**Proposed New Admission Fee**

2015-Present

2019

\$5.50-Adult (18-61 yrs. of age)

\$7.00 Adult (18-59 yrs. of age)

5.00-Military Personnel (with I.D.)

6.00-Military Personnel (with I.D.)

4.00-Seniors (62 yrs. and above)

5.00 -Seniors (62 yrs. and above)

3.00-College Students (with I.D.)

5.00-College Students (with I.D.)

2.00-Childeren (4 yrs-17 yrs. of age)

4.00-Children (4 yrs-17 yrs. of age)

**Present School Groups**

- \$2.00 per student (K-12) with a minimum of 10 students
- One free chaperone for 10 students (teachers are counted as chaperones)
- \$5.50 each additional adult, teacher, or parent
- Complimentary admissions for bus drivers
- Bus Parking Free
- The average length of tour is 1-1/2 hours

**Proposed School Groups**

- \$4.00 per student (k-12), minimum of 10 students
- One free chaperone per 10 students (teachers are counted as chaperone)
- \$7.00 per each additional adult, teacher or parent
- Complimentary admissions for bus drivers
- Bus parking is free
- The average length of tour is 1-1/2 hours

**Present (No Group Tours Rates) Group Tours**

- 10% Discount for reserved tour groups
- Group rates apply for 20 or more people
- Group tour reservations must be booked at least 2 weeks in advance to qualify for special discount rates
- Unscheduled groups arriving without prior reservations ae not eligible for the special discount rates
- Complimentary tickets provided for tour escorts and bus drivers
- Bus parking is free
- The average length of tour is 1-1/2 hours

\*All events held at the SRMCC are centered around the arts and culture...no baby showers, weddings showers or parties are permitted. Please see page 4 for details on weddings.

**Present Fees**

Dr. Alferdteen Harrison Auditorium

\$50.00 non-refundable and non-transferable deposit

Day Rate \$200.00 (9:00 a.m.-4:30pm)

Evening Rate \$300.00 (5:30 am-9:00 pm)

Security Rate \$25.00 per hour

- These prices include the kitchen however, all food will be contained in the Atrium
- Seating capacity for Atrium is 125 people

**Proposed Fees**

\$50.00 non-refundable deposit or non-transferable deposit

Day Rate \$250.00 (9:00 a.m.-4:30 p.m.)

Evening Rate \$350.00 (5:00 p.m.-9:00 p.m.) with a \$50.00 non-refundable deposit

Security Rate is \$25.00: Security will be hired by person or persons giving an event

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This price includes the use of the kitchen however, all food will be contained in the Atrium

**Present Fee**

Dr. Jessie Mosley Atrium

\$50.00 non-refundable deposit or non-transferable deposit

Day Rate \$150.00 (9:00 a.m.-4:30 p.m.)

Evening Rate \$200.00 (5:30-9:00 p.m.)

- This price includes the use of the kitchen however, all food will be contained in the Atrium

**New Proposed Fee**

\$50.00 non-refundable deposit or non-transferable deposit

Day Rate \$200.00 (9:00 a.m.-4:30 p.m.)

Evening Rate \$250.00 (5:30-9:00 p.m.)

- This price includes the use of the kitchen however, all food will be contained in the Atrium

**Entire Museum Fees**

\$750.00 for the entire museum (This fee will stay the same)

- This rate includes day and night rates
- This rate will include security should the Patron/Guest have an even at night
- Guest will receive an overview of the museum by volunteers, managers, curator.
- Patrons will be able to tour museum while attending the event
- This price includes the use of the kitchen however, all food will be contained in the Atrium
- The kitchen at the SRMCC will not be used or cooking. All items must come prepared, hot food must be warmed by portable containers with burners. All servings to patrons must be done in the atrium; the kitchen can only be used for preparation. A list of caterers and florist are listed below:

**List of Caterers**

Catering by Georges

VIP Grand Events

Godfrey Morgan, Executive Chef

Nick Wallace

**Florist**

Yvonne's Florist

McDade's Florist

Billy Allen Florist

**ALL NEW PROPOSED FEES FOR 2019**

**Weddings and Receptions (New)**

Atrium; Small wedding followed by a reception for 50-75 people; Fee- \$800.00

- This rate includes maintenance, security and fees for any damages that occur
- This rate includes the kitchen and auditorium
- A list of caterers and florist will be provided
- It is suggested that weddings take place in the months of October through March, however, the Staff of the SRMCC will do everything to accommodate patrons in other month of the year as well.
- All activities for weddings must be complete by 8:30 pm
- No balloons tacks or tape on the walls are allowed
- Only floral arrangements, tables, chairs, arch (optional)
- The areas of use must be cleaned after the event

**Photographer's Fees**

Photographers can use the museum as a photographic back-drop for their work the fee are as follows:

Day Rate, \$30.00 (9:00 a.m.-4:30 p.m.)

Night Rate, \$50.00 (5:00 p.m.-9:00 p.m.) for the first 2 hours with an additional \$15.00 for each hour thereafter.

**Artist Fees**

For new artist who make a request to exhibit at SRMCC the Atrium will be available at a fee of \$100.00 for sixty (60) days.

**Rates for Non-Profits**

General Rate-\$200.00 for three (3) hour (Maximum for the Atrium)

Nonprofit Rate-\$20.00 per hour with a three (3) hour maximum)

General Rate Daily-\$350.00 (For Auditorium)

Non-Profit Rate Daily \$100.00

Special Events after hours, plus security (5:00 p.m.-9:00 p.m.)

Security Charge per hour \$25.00

**Council Member Tillman** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay and Tillman.

Nays- Stamps.

Absent- Priester and Stokes.

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**ORDER AUTHORIZING THE CITY OF JACKSON, MISSISSIPPI, DEPARTMENT OF PARKS AND RECREATION TO DONATE TWO (2) SPANISH-AMERICAN WAR ARTILLERY PIECES, LOCATED IN BATTLEFIELD PARK, TO THE MISSISSIPPI ARMED FORCES MUSEUM.**

**WHEREAS**, the City of Jackson, Department of Parks and Recreation has received a request from the Department of the Army, to consider donating the two (2) Spanish-American War Artillery pieces, located at Battlefield Park to the Mississippi Armed Forces Museum, located at Camp Shelby; and

**WHEREAS**, upon donation, the two (2) artillery pieces will be restored and permanently displayed at an environmentally controlled area of the Armed Forces Museum; and

**WHEREAS**, due to the fragile condition of these artillery pieces, an extensive restoration and repair process will be required. Based on the expense associated with the repairs and restoration, it is not feasible for these artillery pieces to return to a display area that is exposed to the elements.

**IT IS, THEREFORE, ORDERED** that the City of Jackson, Mississippi, is authorized to donate, to the Mississippi Armed Forces Museum at Camp Shelby, the two (2) Spanish-American War artillery pieces located at Battlefield Park.

**IT IS, FURTHERED ORDERED** that the Mayor is authorized to execute an agreement memorializing the same.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICE CONTRACT WITH XPERIENCE JACKSON ENTERTAINMENT D/B/A YOLANDA SINGLETON AUTHORIZED AGENT FOR ERIC BENET TO SECURE HIS PERFORMANCE AT THE CITY OF JACKSON 2019 JACKSON SOULFUL MUSIC, SUMMER JAM R&B FEST, AT THALIA MARA HALL.**

**WHEREAS**, the City of Jackson's Parks and Recreation Department is hosting the 2019 Jackson Summer Jam R&B Fest on July 20, 2019, at Thalia Mara Hall; and

**WHEREAS**, this concert will provide fun-filled R&B entertainment for our citizens and visiting guests, featuring Eric Benet, one of several extremely talented, performing artists; and

**WHEREAS**, in furtherance to the event, the Department of Parks and Recreation will need to enter into an agreement with the Xperience Jackson Entertainment D/B/A Yolanda Singleton Authorized Agent for Eric Benet; and

**WHEREAS**, Eric Benet will perform at the Summer Jam R&B Fest event at Thalia Mara Hall on July 20, 2019; and

**WHEREAS**, the cost for the performance is Thirty-Five Thousand Dollars (\$35,000.00); and

**WHEREAS**, the Department believes executing this agreement is in the best interest of the City of Jackson.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute an agreement, and all of his necessary documents, for a contract with the Xperience Jackson Entertainment D/B/A Yolanda Singleton Authorized Agent for Eric Benet to perform at Thalia Mara Hall, on July 20, 2019, at the Summer Jam R&B Fest event at a cost not to exceed Thirty-Five Thousand Dollars (\$35,000.00).

**Council Member Banks** moved adoption; **Council Member Stamps** seconded.

Yeas- Banks, Lindsay, Stamps and Tillman.

Nays- Foote.

Absent- Priester and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT #3 TO THE PRELIMINARY ENGINEERING SERVICES CONTRACT WITH MICHAEL BAKER INTERNATIONAL, INC., FOR THE WOODROW WILSON AVENUE RESURFACING PROJECT, FEDERAL AID PROJECT NO. STP-7281-00(004) LPA/107549-701000, CITY PROJECT NO. 17B4003.701.**

**WHEREAS**, the City of Jackson entered into a preliminary engineering services contract with Michael Baker International, Inc., for preliminary engineering for the Woodrow Wilson Avenue Resurfacing from Mill Street to I-55; and

**WHEREAS**, additional design work is needed to relocate conflicting utilities; and

**WHEREAS**, Michael Baker International, Inc., has provided a cost proposal of \$46,219.08 to provide preliminary engineering services for the project.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute Supplemental Agreement #3 to the preliminary engineering services contract with Michael Baker International, Inc., for the Woodrow Wilson Avenue Resurfacing from Mill Street to I-55, Federal Aid Project No. STP-7281-00(004) LPA/107549-701000, City Project No. 17B4003.701, for an amount not to exceed \$46,219.08.

**Council Member Banks** moved adoption; **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.  
Nays- None.  
Absent- Priestster and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT NUMBER 1 TO THE REAL ESTATE SERVICE CONTRACT WITH NEEL-SCHAFFER, INC., FOR REVIEW APPRAISAL SERVICES FOR THE GRANT STREET PROJECT, FEDERAL AID PROJECT NO. DHP-7305-00(010) LPA/105014-802000, CITY PROJECT NO. 19B4012.**

**WHEREAS**, the City of Jackson intends to relocate a 350-foot section of Grant Street at West County Line Road for the purposes of improved neighborhood and post office access; and

**WHEREAS**, certain rights-of-way and easements must be acquired from private property owners to construct the improvements; and

**WHEREAS**, in May 2016 the City of Jackson entered into a review appraisal contract with Neel-Schaffer, Inc., to provide the necessary review appraisal services to comply with the Uniform Relocation Act and other federal regulations; and

**WHEREAS**, to meet federal regulatory requirements and state legal requirements, the review appraisals must be updated; and

**WHEREAS**, Neel-Schaffer, Inc. has provided the City a proposed Supplemental Agreement #1 for these services for an amount not to exceed \$2,250.00.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute Supplemental Agreement #1 to the real estate service contract Neel-Schaffer, Inc., to provide right-of-way appraisal and acquisition services for the Grant Street Project, Federal Aid Project No. DHP-7305-00(010) LPA /105014-801000, City Project No. 19B4012 in an amount not to exceed \$2,250.00.

**Council Member Banks** moved adoption; **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.  
Nays- None.  
Absent- Priestster and Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE ONE OR MORE OFFER LETTERS FOR THE PURPOSE OF ACQUIRING CERTAIN PROPERTY NECESSARY FOR THE GRANT STREET PROJECT, FEDERAL AID PROJECT NUMBER DHP-7305-00(010) LPA/105014.**

**WHEREAS**, the City of Jackson received a federal allocation for transportation improvements on West County Line Road, including intersection improvements at Grant Street; and

**WHEREAS**, to move forward with construction of this project, the city must acquire right-of-way from residents and business owners within the project limits; and

**WHEREAS**, Mississippi and federal property acquisition policy statutes and regulations require the making of offers of just compensation to the owners of property being acquired by the City for this project; and

**WHEREAS**, the City of Jackson must make offers of just compensation based on appraisal of the property to be acquired; and

**WHEREAS**, the Mississippi Department of Transportation requires that those offers be made in writing under the signature of the Mayor; and

**WHEREAS**, on acceptance of an offer to acquire property, the City must then establish the offer as just compensation and authorize payment to the property owner.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute one or more offer letters to property owners based on the recommended appraisals, plus any reasonable adjustments, for all property being acquired for the Grant Street Project, Federal Aid Project Number DHP-7305-00(010) LPA/105014, which offer is inclusive of all compensable interests.

**Council Member Banks** moved adoption; **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Stamps and Tillman.

Nays- None.

Absent- Priester and Stokes.

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**President Priester** returned to the meeting and presided.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT NUMBER 2 TO THE REAL ESTATE SERVICE CONTRACT WITH NEEL-SCHAFFER, INC., FOR RIGHT-OF-WAY APPRAISAL AND ACQUISITION SERVICES FOR THE GRANT STREET PROJECT, FEDERAL AID PROJECT NO. DHP-7305-00-(010) LPA/105014-802000, CITY PROJECT NO. 19B4012.**

**WHEREAS**, the City of Jackson intends to relocate a 350-foot section of Grant Street at West County Line Road for the purpose of improved neighborhood and post office access; and

**WHEREAS**, certain rights-of-way and easements must be acquired from private property owners to construct the improvements; and

**WHEREAS**, in May 2016, the City of Jackson entered into a right-of-way appraisal and acquisition contract with Neel-Schaffer, Inc., to provide the necessary rights-of-way and easement acquisition services to comply with the Uniform Relocation Act and other federal regulations; and

**WHEREAS**, to meet federal regulatory requirements and state legal requirements, the title reports and appraisals must be updated; and

**WHEREAS**, Neel-Schaffer, Inc. has provided the City a proposed Supplemental Agreement #2 for these services for an amount not to exceed \$14,980.00.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute Supplemental Agreement #2 to the real estate service contract Neel-Schaffer, Inc., to provide right-of-way appraisal and acquisition services for the Grant Street Project, Federal Aid Project No. DHP-7305-00(010) LPA/105014-801000, City Project No. 19B4012 in an amount not to exceed \$14,980.00.

**Council Member Banks** moved adoption; **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**RESOLUTION AUTHORIZING THE CONDEMNATION OF CERTAIN LANDS, PROJECT PARCEL NOS. 002-00-00W AND 002-00-00T (WINTERS), FOR THE GRANT STREET PROJECT, FEDERAL AID PROJECT NUMBER DHP-7305-00(010) LPA/105014.**

**WHEREAS**, the Mayor and City Council of the City of Jackson, State of Mississippi, have determined it to be in the best interest of its citizens to construct the Grant Street Intersection Improvements, Project Number DHP-7305-00(010) LPA/105014-803000, to promote the transportation plans and welfare of the citizens of the City of Jackson, Mississippi; and

**WHEREAS**, to accomplish this project, the Mayor and City Council of the City of Jackson, Mississippi, find it necessary to acquire in fee simple for public use certain property belonging to Neddie Winters and wife, Tommie Winters, subject to confirmation of title, or their successor(s) in title and/or other parties interested in said property, all as more particularly described in Exhibit "A" as attached hereto; and

**WHEREAS**, it has been reported to the Mayor and City Council of the City of Jackson, Mississippi, that all ownership interests in said property cannot be identified with certainty and/or the identity and/or whereabouts of all possessing ownership interests are unknown to the City of Jackson after diligent inquiry, rendering unsuccessful attempt to agree with all of the Owner(s) and/or other parties in interest in said property.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and City Council of the City of Jackson, Mississippi, after due consideration, do hereby declare said property necessary for public use and order that it be condemned. Further, the Mayor and City Council of the City of Jackson, Mississippi, authorize Barry S. Zirulnik, Esq. with the law firm of Price & Zirulnik, PLLC, and other necessary professionals, to institute any and all condemnation proceedings necessary to acquire the above described property in fee simple for public use mentioned, and be it further,

**RESOLVED** that the City of Jackson, Mississippi, and its citizens will suffer irreparable harm and delay by exercising the right to condemn the subject property through eminent domain proceedings pursuant to the provisions of Sections 11-27-1 through 11-27-51 of the Mississippi Code, as opposed to claiming the right of immediate title and possession of said property pursuant to Mississippi Code Section 11-27-81 through 11-27-91. A construction contract, the completion of which requires acquisition of the subject property, will be let in the near future. Federal funding is to be utilized in the construction of this project; and in all projects where Federal funds are involved, it is necessary for the City of Jackson, Mississippi to certify that all rights of entry to designated right-of-way (including the subject property) have been acquired or will imminently be acquired before the release of Federal funds can be authorized. Right of entry to all right-of-way property must be forthwith vested in the City of Jackson, Mississippi, or the construction project that is the subject of said construction contract will be prevented or significantly impaired; and be it further,

**RESOLVED** that legal counsel is hereby authorized and directed to pursue condemnation pursuant to the rights of immediate title and possession under the provisions of Mississippi Code Annotated Section 11-27-81, et seq., necessitous circumstances having been found.

**BE IT FURHTER RESOLVED** that payment of the amount of compensation and damages as determined by the court as a condition precedent to granting the City immediate title and possession is hereby authorized.

**EXHIBIT "A"**

**Neddie Winters and Tommie Winters**

**PARCEL NO. 002-00-00W- Right-of-Way Description of Fee Acquisition**

A tract or parcel of land containing 0.18 acres (7,881 square feet), more or less, located in Lot 1 Schroeder's 3rd Subdivision per a map or plat thereof in the records of the Chancery Clerk of Hinds County, Mississippi and being part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section 1, Township 6 North, Range 1 East, City of Jackson, Hinds County, Mississippi and being more particularly described as follows, to wit:



**BEGINNING** at a set iron rod which lies South 29 degrees 31 minutes 51 seconds West a distance of 217.99 feet from a set iron rod marking the intersection of the East Line of Lot 8, Schroeder's 2nd Subdivision and the South right-of-way line of West County Line Road as now (December 2012) laid out and in use;

thence run South 34 degrees 53 minutes 37 seconds West for a distance of 55.86 feet to a set iron rod;

thence run along the Arc of a nontangent counterclockwise curve to the left for a distance of 86.97 feet, said curve being further described as having a Radius of 156.00 feet, a Delta Angle of 31 degrees 56 minutes 32 seconds and being subtended by a Chord that bears South 18 degrees 55 minutes 21 seconds West for a distance of 85.85 feet to a set iron rod;

thence run South 87 degrees 02 minutes 55 seconds East for a distance of 10.00 feet to a set iron rod;

thence run South 01 degrees 36 minutes 38 seconds West for a distance of 6.83 feet to a set iron rod;

thence run South 00 degrees 16 minutes 12 seconds West for a distance of 24.99 feet to a set iron rod;

thence run North 89 degrees 43 minutes 48 seconds West for a distance of 39.98 feet to a set iron rod on the East right-of-way line of Grant Street as now (December 2012) laid out and in use;

thence, following the aforesaid East right-of-way line of Grant Street, run North 00 degrees 11 minutes 24 seconds East for a distance of 158.99 feet to a set iron rod on the aforesaid East right-of-way line of Grant Street;

thence, leaving the aforesaid East right-of-way line of Grant Street, run North 89 degrees 52 minutes 58 seconds East for a distance of 89.57 feet back to the **POINT OF BEGINNING**.

**PARCEL NO. 002-00-00T- Temporary Easement**

A tract or parcel of land containing 0.03 acres (1,435 square feet), more or less, located in Lot 1 Schroeder's 3rd Subdivision per a map or plat thereof in the records of the Chancery Clerk of Hinds County, Mississippi and being part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 1, Township 6 North, Range 1 East, City of Jackson, Hinds County, Mississippi and being more particularly described as follows, to wit:

**BEGINNING** at a set iron rod which lies South 29 degrees 31 minutes 51 seconds West a distance of 217.99 feet from a set iron rod marking the intersection of the East Line of Lot 8, Schroeder's 2nd Subdivision and the South right-of-way line of West County Line Road as now (December 2012) laid out and in use;

thence run South 34 degrees 53 minutes 37 seconds West for a distance of 62.86 feet to a set iron rod;

thence run along the Arc of a nontangent counterclockwise curve to the left for a distance of 81.39 feet, said curve being further described as having a Radius of 146.00 feet, a Delta Angle of 31 degrees 56 minutes 32 seconds and being subtended by a Chord that bears South 18 degrees 55 minutes 21 seconds West for a distance of 80.34 feet to a set iron rod;

thence run North 87 degrees 02 minutes 55 seconds West for a distance of 10.00 feet to a set iron rod;

thence run along the Arc of a nontangent clockwise curve to the right for a distance of 86.97 feet, said curve being further described as having a Radius of 156.00 feet, a Delta Angle of 31 degrees 56 minutes 32 seconds and being subtended by a Chord that bears North 18 degrees 55 minutes 21 seconds East for a distance of 85.85 feet to a set iron rod;

thence run North 34 degrees 53 minutes 37 seconds East for a distance of 55.86 feet to a set iron rod;



thence run North 89 degrees 52 minutes 58 seconds East for a distance of 12.21 feet back to the Point of Beginning.

**Council Member Banks** moved adoption; **President Priester** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER ACCEPTING THE BID OF APAC MISSISSIPPI, INC. FOR CONSTRUCTION OF THE NORTHSIDE DRIVE RESURFACING PROJECT, FEDERAL AID PROJECT NUMBER STP-6929-00(008) LPA/107547, CITY PROJECT NUMBER 17B4002, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH SAID COMPANY SUBJECT TO THE CONCURRENCE OF THE MISSISSIPPI TRANSPORTATION COMMISSION.**

**WHEREAS**, the City of Jackson solicited sealed, competitive bids for the construction of the Northside Drive Resurfacing Project; and

**WHEREAS**, two bids were submitted to the City Clerk on April 30, 2019; and

**WHEREAS**, the bid of APAC Mississippi, Inc., in the amount of \$2,394,192.70 was the lowest bid received; and

**WHEREAS**, the Public Works Department recommends that the governing authorities deem the bid of APAC Mississippi, Inc. in the amount of \$2,394,192.70, for the Northside Drive Resurfacing Project to be the lowest and best bid; and

**WHEREAS**, the awarding of the bid shall be subject to the concurrence of the Mississippi Transportation Commission; and

**WHEREAS**, during the life of the project, it will be necessary for the Mayor to execute various no-cost documents as part of the administration and construction of the project.

**IT IS, THEREFORE, ORDERED** that the bid of APAC Mississippi, Inc., for the construction of the Northside Drive Resurfacing Project, Federal Aid Project Number STP-6929-00(008) LPA/107547, City Project Number 17B4002 in the amount of \$2,394,192.70, is accepted as the lowest and best bid.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute and the City Clerk is authorized to attest a contract with APAC Mississippi, Inc. for the construction of the Mill Street Improvement Project.

**IT IS FURTHER ORDERED** that the Mayor be authorized to execute any and all no-cost item documents necessary for the administration and construction of the Northside Drive Resurfacing Project and to submit the same to MDOT as needed.

**Council Member Tillman** moved adoption; **President Priester** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A 48-MONTH RENTAL AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR DIGITAL IMAGING SYSTEMS WITH MAINTENANCE, TO BE USED BY THE WATER/SEWER BUSINESS ADMINISTRATION OFFICES, A DIVISION OF PUBLIC WORKS.**

**WHEREAS**, the Department of Public Works, Water/Sewer Business Administration desires to enter into a 48- month rental agreement for copier machines; and

WHEREAS, Advantage Business Systems, 5442 Executive Place, Jackson, MS 39206, provides through state contract number 8200038141 the following:

1. **BIZHUB 368e** to replace **BIZHUB 364e** for **Customer Service** – At a monthly rental of \$129.00 and maintenance service fee of \$41.87, (approximately 5300 copies per month) includes maintenance, all supplies except paper and staples, 36 ppm b/w, 100,000 sheet monthly duty cycle and overages at .0079 cents per copy.
2. **BIZHUB 368e** to replace **BIZHUB 364e** for **Billing/Edit** - At a monthly rental of \$129.00 and service maintenance fee of \$71.11 (approximately 9000 copies per month), includes maintenance, and all supplies except paper and staples, 36 ppm b/w, 100,000 sheet monthly duty cycle and overages at .0079 cents per copy.
3. **BIZHUB 368e** to replace **BIZHUB 364e** for **Applications** – At a monthly rental of \$120.00 and maintenance service of \$23.70, (approximately 3000 copies per month) includes maintenance, all supplies except paper and staples, 36 ppm b/w, 100,000 sheet monthly duty cycle and overages at .0079 cents per copy.
4. **BIZHUB 368e** to replace **BIZHUB 364e** for **Research** - At a monthly rental of \$120.00 and maintenance service of \$23.70, (approximately 3000 copies per month) includes maintenance, all supplies except paper and staples, 36 ppm b/w, 100,000 sheet monthly duty cycle and overages at .0079 cents per copy.
5. **BIZHUB C368** to replace **BIZHUB C364e** for **Administration** – At a monthly rental of \$185.00 and maintenance service of \$99.50, include maintenance, all supplies except paper and staples, 36 ppm b/w and 36 ppm full color copies, 100,000 sheet monthly duty cycle, overage at .06 cents per copy, 256 color shades per pixel, standard and custom paper size support up to 12” x 18”, Network Scanning and Banner Printing.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute necessary document with Advantage Business System providing for the 48-month rental of said equipment at fees listed above to include installation and training.

**IT IS FURTHER ORDERED** that payment for said rental be made from the Water Enterprise Fund.

**Council Member Tillman** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH BAKER LPA GROUP, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR ADA RENOVATIONS AT THE ARTS CENTER OF MISSISSIPPI, CITY PROJECT NO. 17B7003.701.**

WHEREAS, the City of Jackson solicited statements of qualifications from architectural/ engineering firms for the design and construction of ADA Renovations at the Arts Center of Mississippi; and

WHEREAS, one proposals for architectural / engineering services was received; and

WHEREAS, a review committee evaluated the response and Baker LPA Group, LLP was selected for the project; and

WHEREAS, architectural and engineering services will be funded by a CDBG grant; and

WHEREAS, the ADA renovation cost for the building is estimated to be \$172,618.00 and the consulting fee for the project is calculated by the State of Mississippi log fee formula with renovation work additional multiplier fee in the amount of \$15,920.20. Additionally, a reimbursable allowance of \$2,000.00 will be added.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a contract with Baker LPA Group, LLP for architectural and engineering services for ADA Renovations at the Arts Center of Mississippi, City Project No. 17B7003.701, fee in the amount of \$15,920.20 and an additional \$2,000.00 for reimbursable items.

**Vice President Lindsay** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AMENDING THE FISCAL YEAR 2018-2019 BUDGET OF THE CITY OF JACKSON WATER DEPARTMENT/METER SERVICE & REPAIR.**

**WHEREAS**, certain unanticipated needs and allocations in the amount of \$68,500.00 have arisen since the adoption of the Fiscal Year 2018-2019 City of Jackson Budget for the Water Department/Meter Service & Repair; and

**WHEREAS**, the Fiscal Year 2018-2019 City of Jackson Budget needs to be amended to provide funding for these unanticipated needs; and

**WHEREAS**, the following fund is being amended:

031.521506113 \$68,500.00

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2018-2019 Budget be revised in the amount of \$68,500.00 as follows:

To/From	Fund/Account/Number	Amount
From:	031.521506113	(\$68,500.00)
To	031.520106421	\$68,500.00

**President Priester** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO APPLY FOR THE STATES' ECONOMIC DEVELOPMENT ASSISTANCE PROGRAM (SEDAP).**

**WHEREAS**, the City of Jackson would like to submit applications to the Delta Regional Authority for the States' Economic Development Assistance Program; and

**WHEREAS**, the City of Jackson has identified potential infrastructure projects for consideration under the State's Economic Development Assistance Program (SEDAP); and

**WHEREAS**, the Delta Regional Authority works to support and improve regional economic opportunities by helping to create jobs, build communities, and improve the lives of residents within the boundaries of the authority; and

**WHEREAS**, the States' Economic Development Assistance Program (SEDAP) administered by the Delta Regional Authority makes investments through:

- Basic public infrastructure
- Transportation infrastructure;
- Business Development with an emphasis on entrepreneurship; and
- Workforce Development

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute all related documents necessary to submit applications for the States' Economic Development Assistance Program including no-cost items and a copy of said applications and all other related documents shall be filed for record with the City Clerk.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH SOUTHERN CONSULTANTS, INC., FOR THE RIDGEWOOD ROAD SEWER EMERGENCY REHAB PROJECT (NORTHSIDE DRIVE TO MEADOWBROOK ROAD), CITY PROJECT NUMBER 19B05011.101.**

**WHEREAS**, the Department of Public Works desires to have design engineering and construction inspection services for the Ridgewood Road Sewer Emergency Rehab Project (Northside Drive to Meadowbrook Road) Jackson, Mississippi, Hinds County, Mississippi; and

**WHEREAS**, Southern Consultants, Inc., a multi-disciplinary civil engineering firm located in Jackson, Mississippi submitted their firms Statement of Qualifications based on a solicitation for professional engineering services by the Department of Public Works; and

**WHEREAS**, Southern Consultants, Inc., has submitted a proposal based on its Statement of Qualifications to provide the City of Jackson with design and construction engineering services at a cost not to exceed \$47,900.00 for the Ridgewood Road Sewer Emergency Rehab Project (Northside Drive to Meadowbrook Road); and

**WHEREAS**, the Department of Public Works recommends the City of Jackson enter into an Engineering Services Agreement with Southern Consultants, Inc., in the amount not to exceed \$47,900.00, for the Ridgewood Road Sewer Emergency Rehab Project (Northside Drive to Meadowbrook Road).

**IT IS, THEREFORE, ORDERED** that an engineering services agreement with Southern Consultants, Inc., in an amount not to exceed \$47,900.00, for the Ridgewood Road Sewer Emergency Rehab Project (Northside Drive to Meadowbrook Road) is accepted.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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There came on for consideration Agenda Item No. 45:

**ORDER ACCEPTING THE BID OF HEMPHILL CONSTRUCTION COMPANY, INC., FOR THE MEADOWBROOK ROAD BRIDGE REHABILITATION PROJECT, CITY PROJECT NUMBER 18B4504.101.** Said item was pulled at the request of Mayor Chokwe Antar Lumumba.

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**ORDER ACCEPTING THE BID OF HEMPHILL CONSTRUCTION COMPANY, INC., FOR THE GROVE PARK DRAINAGE IMPROVEMENTS (PHASE II) PROJECT, CITY PROJECT NUMBER 15B5007.401.**

**WHEREAS**, on April 30, 2019, the City of Jackson received five sealed bids for the Grove Park Drainage Improvements (Phase II) Project, City Project No.15B5007.401; and

**WHEREAS**, the bid received from Hemphill Construction Company, Inc. in the amount of \$296,939.50, was the lowest and best bid received and met specifications; and

**WHEREAS**, the Department of Public Works recommends that the City accept the bid of Hemphill Construction Company, Inc., as the lowest and best bid.

**IT IS, THEREFORE, ORDERED** that the bid of Hemphill Construction Company, Inc., in the amount of \$296,939.50 is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

**Council Member Banks** moved adoption; **Council Member Stamps** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS REQUIRED TO APPLY FOR FUNDING PURSUING WATER INFRASTRUCTURE FINANCE AND INNOVATION ACT FUNDS (WIFIA).**

**WHEREAS**, the City of Jackson would like to pursue possible funding opportunities through the Water Infrastructure Finance and Innovation Act; and

**WHEREAS**, the Water Infrastructure Finance and Innovation Act is a program that accelerates investment in our nation's water infrastructure by providing long-term, low-cost supplemental loans for regionally and nationally significant projects; and

**WHEREAS**, the City of Jackson Department of Public Works is actively seeking all possible funding opportunities to assist with improving its aging water and sewer infrastructure; and

**WHEREAS**, the Water Infrastructure Finance and Innovation Act Funds through its low cost supplemental loans can help provide assist the Department of Public works address critical infrastructure projects in the following areas:

- Water Treatment Facility Upgrades
- Water Distribution Improvements
- Wastewater Treatment Facility Upgrades
- Wastewater Collection Improvements

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute all related documents necessary to submit all required documents required to apply for funding pursuing Water Infrastructure Finance and Innovation Act Funds including no-cost items and a copy of said applications and all other related documents shall be filed for record with the City Clerk.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER ACCEPTING A PROFESSIONAL SERVICES AGREEMENT WITH WAGGONER ENGINEERING, INC., FOR TECHNICAL SUPPORT SERVICES TO SUBMIT A LETTER OF INTEREST PACKAGE TO APPLY FOR WATER INFRASTRUCTURE FINANCE AND INNOVATION ACT FUNDS.**

**WHEREAS**, the Department of Public Works desires to have technical support services to assist with applying for Water Infrastructure Finance and Innovation Act Funds; and



**WHEREAS**, Waggoner Engineering, Inc., has submitted a proposal based on its experience providing technical support assistance with applying for Water Infrastructure Finance and Innovation Act Funds; and

**WHEREAS**, Waggoner Engineering, Inc., proposal cost for providing the City with technical support assistance preparing a Water Infrastructure Finance and Innovation Act Letter of Interest submission package in amount not to exceed \$43,250.00; and

**WHEREAS**, the Department of Public Works recommends the City of Jackson enter into a Professional Services Agreement with Waggoner Engineering, Inc., in the amount not to exceed \$43,250.00 for technical.

**IT IS, THEREFORE, ORDERED** that a professional services agreement with Waggoner Engineering, Inc., in an amount not to exceed \$43,250.00 is accepted.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**RESOLUTION AUTHORIZING THE CITY OF JACKSON CITY COUNCIL TO DESIGNATE CALVIN DEAN, PE, (CROWN ENGINEERING, PLLC) AS THE ENGINEER OF RECORD FOR THE BEASLEY ROAD BRIDGE REPLACEMENT PROJECT.**

**WHEREAS**, the Department of Public Works for the City of Jackson previously identified the following critical bridge project for Emergency Road and Bridge Repair Funds for the Fiscal Year 2019 funding cycle:

- Beasley Road Bridge; and

**WHEREAS**, the Mississippi Transportation Commission has approved funding for the Beasley Road Bridge structure to be replaced under the Emergency Road and Bridge Repair Fund Program; and

**WHEREAS**, the City Council authorized the Mayor to execute a Memorandum of Agreement with the Mississippi Department of Transportation on December 4, 2018; and

**WHEREAS**, the City Council authorized the Mayor to execute a professional engineering services agreement with Crown Engineering, PLLC for the Beasley Road Bridge Replacement Project on March 19, 2019; and

**WHEREAS**, the Mississippi Department of Transportation required the City to submit an executed Memorandum of Agreement, and resolution designating the Engineer of Record for each awarded bridge project.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Jackson:

**SECTION 1.** That the City Council of Jackson designate Calvin Dean, PE, (Crown Engineering, PLLC) as the Engineer of Record for the Beasley Road Bridge Replacement Project.

**Council Member Banks** moved adoption; **Council Member Stamps** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**RESOLUTION AUTHORIZING THE CITY OF JACKSON CITY COUNCIL TO DESIGNATE STEPHANIE SAGO VIVIAN, PE, (MYRIAD ENGINEERING SOLUTIONS, LLC) AS THE ENGINEER OF RECORD FOR THE MEADOWBROOK ROAD BRIDGE REPLACEMENT PROJECT AND CHARLES WILLIAMS JR, PE, PHD (ACTING CITY ENGINEER, DEPARTMENT OF PUBLIC WORKS) AS THE PROJECT ENGINEER FOR THE MEADOWBROOK ROAD BRIDGE REPLACEMENT PROJECT.**

**WHEREAS**, the Department of Public Works for the City of Jackson previously identified the following critical bridge project for Emergency Road and Bridge Repair Funds for the Fiscal Year 2019 funding cycle:

- Meadowbrook Road Bridge

**WHEREAS**, the Mississippi Transportation Commission has approved funding for the Meadowbrook Road Bridge structure to be replaced under the Emergency Road and Bridge Repair Fund Program; and

**WHEREAS**, the City Council authorized the Mayor to execute a Memorandum of Agreement with the Mississippi Department of Transportation on December 4, 2018; and

**WHEREAS**, the City Council authorized the Mayor to execute a professional engineering services agreement with Myriad Engineering Solutions, LLC for the Meadowbrook Road, Cherokee Drive and Chippewa Rehabilitation Projects on June 19, 2018; and

**WHEREAS**, the Mississippi Department of Transportation required the City to submit an executed Memorandum of Agreement, and resolution designating the Engineer of Record and Project Engineer for each awarded bridge project.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Jackson:

**SECTION 1.** That the City Council of Jackson designate Stephanie Sago Vivians, PE, (Myriad Engineering Solution, LLC) as the Engineer of Record for the Meadowbrook Road Bridge Replacement Project.

**SECTION 2.** That the City Council of Jackson designate Charles Williams Jr., PE, PhD (Acting City Engineer, Department of Public Works) as the Project Engineer of for the Meadowbrook Road Bridge Replacement Project.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH EJES, INC. FOR THE STATE STREET RESURFACING PROJECT (SHEPPARD ROAD TO BRIARWOOD DRIVE), FEDERAL AID PROJECT NO. STP-6928-00(015) LPA/108077, CITY PROJECT NO. 19B4011.**

**WHEREAS**, the City of Jackson made application for and received \$1,583,723.00 in FAST Act federal transportation funds through the Jackson MPO to resurface State Street from Sheppard Road to Briarwood Drive with a required minimum 25% match; and

**WHEREAS**, the City of Jackson selected EJES, Inc. to perform necessary preliminary engineering services for the project; and

**WHEREAS**, EJES, Inc. has provided a cost estimate of \$211,783.43 to provide preliminary engineering services for the project.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a preliminary engineering services contract with EJES, Inc. for the State Street Resurfacing Project (Sheppard Road to Briarwood Drive), Federal Aid Project No. STP-6928-00(015) LPA/108077, City Project No. 19B4011, for an amount not to exceed \$211,783.43.

**Council Member Stokes** moved adoption; **Council Member Banks** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH SOL ENGINEERING SERVICES, LLC FOR THE WOODROW WILSON AVENUE RESURFACING PROJECT (MILL STREET TO MARTIN LUTHER KING DRIVE), FEDERAL AID PROJECT NO. STP-0250-00(053) LPA/108075, CITY PROJECT NO. 19B4009.**

**WHEREAS**, the City of Jackson made application for and received \$3,674,734.00 in FAST Act federal transportation funds through the Jackson MPO to resurface State Street from Woodrow Wilson Avenue from Mill Street to Martin Luther King Drive with a required minimum 25% match; and

**WHEREAS**, the City of Jackson selected SOL Engineering Services, LLC to perform necessary preliminary engineering services for the project; and

**WHEREAS**, SOL Engineering Services, LLC has provided a cost estimate of \$391,970.00 to provide preliminary engineering services for the project.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a preliminary engineering services contract with SOL Engineering Services, LLC for the Woodrow Wilson Avenue Resurfacing Project (Mill Street to Martin Luther King Drive), Federal Aid Project No. STP-0250-00(053) LPA/108075, City Project No. 19B4009, for an amount not to exceed \$391,970.00.

**Council Member Banks** moved adoption; **Council Member Stamps** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM EXTENDING THE PRELIMINARY ENGINEERING SERVICES CONTRACT BETWEEN THE CITY OF JACKSON AND NEEL-SCHAFFER, INC. FOR THE CAPITOL STREET PROJECT PHASE 2, FEDERAL AID PROJECT NO. STP-8312-00(002) LPA/106058, CITY PROJECT NO. 10B4004-703.**

**WHEREAS**, the City of Jackson and Neel-Schaffer, Inc. entered into preliminary engineering services contract for the Capitol Street Project Phase 2 on January 29, 2019; and

**WHEREAS**, federal regulations require a contract to not exceed 12 months, but the expiration date of June 30, 2019 was inadvertently not modified prior to execution; and

**WHEREAS**, the Department of Public Works recommends granting Neel-Schaffer, Inc. additional time until June 30, 2020 at 11:59 p.m.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute an addendum extending preliminary engineering services contract between the City of Jackson and Neel-Schaffer, Inc. for the Capitol Street Project Phase 2, Federal Aid Project Number. STP-8312-00(002) LPA/106058, City Project Number 10B4004-703.

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**Council Member Tillman** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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There came on for consideration Agenda Item No. 54:

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH MYRIAD ENGINEERING SOLUTIONS, LLC., FOR THE MEADOWBROOK ROAD RESURFACING PROJECT, FEDERAL AID PROJECT NO. STP-7263-00(001) LPA/108076, CITY PROJECT NO. 19B4010.** Said item was pulled at the request of Mayor Chokwe Antar Lumumba.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH SOUTHERN CONSULTANTS, INC., FOR THE TERRY ROAD RESURFACING PROJECT, FEDERAL AID PROJECT NO. STP-7286-00(006) LPA/108074, CITY PROJECT NO. 19B4008.**

**WHEREAS**, the City of Jackson made application for and received \$1,836,857.00 in FAST Act federal transportation funds through the Jackson MPO to resurface Terry Road from Interstate 20 to McDowell Road with a required minimum 25% match; and

**WHEREAS**, the City of Jackson selected Southern Consultants, Inc. to perform necessary preliminary engineering services for the project; and

**WHEREAS**, Southern Consultants, Inc. has provided a cost estimate of \$236,000.00 to provide preliminary engineering services for the project.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a preliminary engineering services contract with Southern Consultants, Inc. for the Terry Road Resurfacing Project, Federal Aid Project No. STP-7286-00(006) LPA/108074, City Project No. 19B4008, for an amount not to exceed \$236,000.00.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH VOLKERT, INC. FOR THE TERRY ROAD CANY CREEK BRIDGE PROJECT, FEDERAL AID PROJECT NO. STP-7286-00(005) LPA/108071, CITY PROJECT NO. 19B4503.**

**WHEREAS**, the City of Jackson made application for and received \$2,025,000.00 in FAST Act federal transportation funds through the Jackson MPO to replace the Terry Road bridge over Cany Creek with a required minimum 25% match; and

**WHEREAS**, the City of Jackson selected Volkert, Inc. to perform necessary preliminary engineering services for the project; and

**WHEREAS**, Volkert, Inc. has provided a cost estimate of \$269,810.00 to provide preliminary engineering services for the project.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a preliminary engineering services contract with Volkert, Inc. for the Terry Road Cany Creek Bridge Project, Federal Aid Project No. STP-7286-00(005) LPA/108071, City Project No. 19B4503, for an amount not to exceed \$269,810.00.

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**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AUTHORIZING PAYMENT TO SANSOM EQUIPMENT COMPANY FOR THE REPAIR OF VACTOR COMBINATION SEWER CLEANER TRUCK.**

**WHEREAS**, the blower and miscellaneous parts had to be replaced on one of the City's Vactor Combination Sewer Cleaner Trucks in order for the truck to perform its intended functions; and

**WHEREAS**, the Sewer Division had this Vactor Combination Sewer Cleaner Truck repaired at Sansom Equipment Company; and

**WHEREAS**, the repair of the equipment was necessary to maintain the City sewer system and comply with the City's National Pollutant Discharge Elimination System (NPDES) permits; and

**WHEREAS**, the repairs to the City's Vactor Combination Sewer Cleaner Truck are authorized under section 31-7-13(m)(ii) as an equipment repair made by repair facilities in the private sector; and

**WHEREAS**, Sansom Equipment Company has submitted outstanding invoices to the City for the repair of a Vactor Combination Sewer Cleaner Truck for payment totaling \$35,794.69.

**IT IS, THEREFORE ORDERED** that payment of \$35,794.69 to Sansom Equipment Company for the repair of a City Vactor Combination Sewer Cleaner Truck is authorized.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE RIGHT-OF-WAY PERMITS FROM THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO MAKE REPAIRS TO PUMP STATION NO. 4.**

**WHEREAS**, the City of Jackson requires access to Mississippi Department of Transportation right-of-way for the purpose of making repairs to sanitary sewer Pump Station No. 4; and

**WHEREAS**, the Mississippi Department of Transportation has no objection to the construction of the repairs to the Pump Station No. 4, but has certain criteria with which contractors must comply when working within their right-of-way; and

**WHEREAS**, the Mississippi Department of Transportation has provided the City of Jackson a permit application that when approved permits the work necessary to repair Pump Station No. 4, a portion of which work will involve activity within Mississippi Department of Transportation right-of-way.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a permit application with the Mississippi Department of Transportation to allow the City to make repairs to sanitary sewer Pump Station No. 4, a portion of which work will involve activity within Mississippi Department of Transportation right-of-way.



**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER ACCEPTING THE BID OF HERITAGE NURSERY AND LANDSCAPE, INC. FOR THE AMBLEWOOD DRIVE DRAINAGE REPAIR PROJECT.**

**WHEREAS**, the City of Jackson solicited seal competitive bids from two contractors, Heritage Nursery and Landscape, Inc. and Four Seasons Enterprises, LLC to supply equipment and labor necessary to repair the drainage system on Amblewood Drive; and

**WHEREAS**, the bid received from Heritage Nursery and Landscape, Inc. in an amount not to exceed \$12,780.00 was the lowest bid and met the specifications; and

**WHEREAS**, the Department of Public Works recommends that the governing authorities accept the bid of Heritage Nursery and Landscape, Inc. as the lowest and best bid.

**IT IS, THEREFORE, ORDERED** that the bid of Heritage Nursery and Landscape, Inc., in an amount not to exceed \$12,780.00, is accepted as the lowest and best bid for the Amblewood Drive Drainage Repair Project consistent with the bid solicitation.

**Council Member Banks** moved adoption; **President Priester** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER FURTHER REVISING THE 2018-19 FISCAL YEAR BUDGET OF THE FIRE DEPARTMENT FOR THE PROCUREMENT OF FIVE (5) CHEVROLET TAHOE VEHICLES AND RELATED ACCESSORIES TO BE USED BY THE EMERGENCY SERVICES DIVISION AND THE ADMINISTRATIVE SERVICE DIVISION.**

**WHEREAS**, on April 16, 2019, the governing authorities for the City of Jackson approved the revising of the 2018-2019 fiscal year budget of the City of Jackson Fire Department for the purpose of procuring five (5) Chevrolet Tahoe vehicles and related accessories; and

**WHEREAS**, the order approving the budget revision appears in Minute Book 6P at Page 46 of the minutes of the governing authorities and authorized the transfer of \$200,000.00 in funds from Fund 001.441.20.6111 to other funds as follows:

Amount of transfer	Fund receiving transferred sum
\$65,000.00	Fund 001.441.10.6868
\$97,000.00	Fund 001.441.20.6868
\$38,000.00	Fund 001.441.60.6316

**WHEREAS**, the transfer of funds in the amount of \$38,000.00 to Fund 001.441.60.6316 was erroneous and additional revision of the City of Jackson’s Fire Department’s 2018-2019 budget is required to correct the error; and

**WHEREAS**, the error may be corrected by transferring the sum of \$38,000.00 from Fund 001.441.60.6316 to the following fund: Fund 001.441.60.6884.

**IT IS HEREBY ORDERED** that the budget for the Jackson Fire Department for the fiscal year 2018-2019 shall be further revised to transfer the sum of \$38,000.00 from Fund 001.441.60.6316 to Fund 001.441.60.6884.

**IT IS HEREBY ORDERED** that the budget revision for the procurement of the vehicles and related accessories after correction of the error shall be as follows:

Amount of transfer	Fund from which transferred	Fund receiving transferred sum
\$65,000	001.441.20.6111	001.441.10.6868
\$97,000	001.441.20.6111	001.441.20.6868
\$38,000	001.441.60.6316	001.441.60.6884

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING SETTLEMENT OF THE LITIGATION INITIATED BY BRIAN BURNS PENDING IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI IN CAUSE 3:17-CV-436-CWR-FKB.**

**WHEREAS**, on August 29, 2017, Brian Burns filed a complaint in the United States District Court for the Southern District of Mississippi against the City of Jackson, Lee Vance in his individual and official capacity and several officers of the Jackson Police in individual capacities; and

**WHEREAS**, Brian Burns' complaint sought damages and attorney fees' from the City of Jackson pursuant to Title 42 USC §1983 based on the alleged unlawful search, seizure of his person, and the use of excessive force on June 3, 2015; and

**WHEREAS**, the Office of the City Attorney filed an Answer on behalf of all Defendants named in the complaint and provided an aggressive defense of the action; and

**WHEREAS**, the Office of the City Attorney filed Motions for Summary Judgment on behalf of all Defendants contending that there were no constitutional violations and also asserting the defense of qualified immunity; and

**WHEREAS**, subsequent to filing the Motions for Summary Judgment, an Order was entered by District Judge Reeves indicating that there were factual disputes, and it was not clear which of the officers were entitled to qualified immunity; therefore, a hearing was scheduled for May 2, 2019; and

**WHEREAS**, the Order of Judge Reeves also stated that the parties should be prepared to advise the Court on which of the defendants should go to trial if the unlawful arrest claim was dismissed and the case proceeded on the excessive force claim; and

**WHEREAS**, Burns' excessive force claim was based on the assertion that officers threw him against the wall of his grandmother's house and unto the ground, which resulted in injury to his head and other parts of the body requiring medical attention; and

**WHEREAS**, Burns did visit a medical facility for treatment and was released the same evening following treatment; and

**WHEREAS**, several of the named Defendants deny participation in the arrest of Burns but one Defendant admitted to participating in the arrest; and

**WHEREAS**, the Defendant who participated in the arrest indicates that Burns resisted arrest, and the force was reasonable; and

**WHEREAS**, the reasonableness of the force used is an inquiry within the province of the jury to determine; and

**WHEREAS**, Burns and his counsel initially demanded and sought a six figure settlement but agreed to accept less in negotiations with the Office of the City Attorney immediately prior to hearing on the Motion for Summary Judgment; and

**WHEREAS**, the Office of the City Attorney believes that the best interest of the City would be served by reducing the likelihood of a jury deciding in the Plaintiff's favor and the Court subsequently awarding attorney fees to the Plaintiff; and

**WHEREAS**, the Office of the City Attorney recommends that the sum of \$25,000.00 be paid in compromise and settlement of the claim without admitting liability.

**IT IS, THEREFORE, ORDERED** that the sum of \$25,000.00 be paid to Brian Burns and his attorneys in compromise and settlement of the litigation pending in case number 3:17-CV-436-CWR-FKB pending in the United States District Court for the Southern District of Mississippi Northern Division.

**IT IS FURTHER ORDERED** that the Office of the City Attorney shall be authorized to exercise any and all actions necessary to conclude the settlement and secure release of the City of Jackson and the defendants named.

**President Priester** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS RELATED TO THE PROPER CONVEYANCE OF PROPERTY AND RELEASE OF REVERSIONARY INTEREST FOR PROPERTIES CONVEYED TO THE RIVER PLACE LLC FOR HOUSING DEVELOPMENT.**

**WHEREAS**, the City of Jackson, Mississippi (City), pursuant to its Surplus Property/Land Bank Policy, conveyed certain surplus property to River Place LLC, for the development of such property to housing, within two (2) years of the date of each deed from the City of Jackson, Mississippi; and

**WHEREAS**, the City acknowledges that River Place LLC, has begun construction of such housing development as set forth in each deed of conveyance; and

**WHEREAS**, the City desires to continue to promote the development of housing within the City of Jackson and as such, will work with River Place LLC to ensure that, for this sole project, each conveyance is correct and proper; and

**WHEREAS**, the City does authorize the Mayor of the City of Jackson, Mississippi to execute any and all documents related to the proper conveyance and to execute a Release and Termination of Reversionary Interest, for the parcels listed below, at the appropriate time.

**THEREFORE, IT IS HEREBY ORDERED** that the City Council of the City of Jackson, Mississippi authorizes the Mayor of the City of Jackson, Mississippi to execute any and all documents related to the proper conveyance and to execute a Release and Termination of Reversionary Interest, for the parcels listed below, at the appropriate time.

Parcel Number(s):

74-12	80-11-1
74-13	80-12
74-17	80-13
72-73	80-40
72-10	75-37
72-67	72-64
80-11	

Vice President Lindsay moved adoption; President Priester seconded.

Yeas- Foote, Lindsay and Priester.  
Nays- Banks, Stamps and Tillman.  
Absent- Stokes.

Note: Said item failed for a lack of a majority vote.

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There came on for consideration Agenda Item No. 63:

**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI MAKING A ONE-TIME BUDGETARY APPROPRIATION OF FIVE THOUSAND DOLLARS (\$5,000.00) TO EACH RANK AND FILE MEMBER OF THE JACKSON POLICE DEPARTMENT FROM CURRENTLY BUDGETED FUNDS.** Said item would be held at the request of Council Member Stokes.

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**RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2019 VOTING DELEGATES FOR THE CITY OF JACKSON.**

WHEREAS, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a second vice president and to vote on any proposed bylaw changes; and

WHEREAS, the amended bylaws require the governing authority board (Alderman, City Council, City Commission) to designate in its minutes the voting delegate and two alternates to cast the vote for each member municipality.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI.**

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2019 Mississippi Municipal League election to be held at the annual convention on June 25 with a run-off (if necessary) on June 26<sup>th</sup> are as follows:

- Voting Delegate: (Name and title)
- First Alternate: (Name and title)
- Second Alternate: (Name and title)

That public interest and necessity requiring same, this Resolution shall become effective upon passage.

Council Member Banks moved adoption; Council Member Tillman seconded.

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President Priester moved, seconded by Vice President Lindsay to amend said order to nominate as follows: Mayor Chokwe Antar Lumumba as the voting delegate, Council Member Aaron Banks as the first alternate and Council Member De'Keither Stamps as the second alternate. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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Thereafter, **President Priester** called for a vote on said item as amended:

**RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2019 VOTING DELEGATES FOR THE CITY OF JACKSON.**

**WHEREAS**, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a second vice president and to vote on any proposed bylaw changes; and

**WHEREAS**, the amended bylaws require the governing authority board (Alderman, City Council, City Commission) to designate in its minutes the voting delegate and two alternates to cast the vote for each member municipality.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI.**

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2019 Mississippi Municipal League election to be held at the annual convention on June 25 with a run-off (if necessary) on June 26<sup>th</sup> are as follows:

- Voting Delegate: (Chokwe Antar Lumumba, Mayor)
- First Alternate: (Aaron Banks, Council Member, Ward 6)
- Second Alternate: (De'Keither Stamps, Council Member, Ward 4)

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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**ORDER AMENDING THE FISCAL YEAR 2018-2019 MUNICIPAL BUDGET AND APPROPRIATING FUNDING TO THE JACKSON-HINDS LIBRARY SYSTEM.**

**WHEREAS**, the Jackson Hinds Library System requested that the City amend its budget and appropriate monies, which would allow it to be eligible for funding from the State of Mississippi; and

**WHEREAS**, the City of Jackson has identified funds in Fund 001 of the General Fund sufficient for the budget amendment and transfer.

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2017-2018 budget be amended in the amount of \$50,000.00 as follows:

	<b>Account Name</b>	<b>Account Number</b>	<b>Amount</b>
From	Fund Balance	1-493-00-6753	\$50,000.00
		001-5899	50,000.00
To	Contributions to Other Services (Library)	399-540-00-6742	\$50,000.00
		399-5914	50,000.00

**President Priester** moved adoption; **Vice President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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There came on for consideration Agenda Item No. 66:

**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI REVISING THE FISCAL YEAR 2018-2019 BUDGET TO TRANSFER \$936,000.00 FROM ACCOUNT NUMBER 001-5899, THE APPLIED FUND BALANCE TO ACCOUNT NUMBER 009-452006483, RECYCLING COLLECTIONS TO FUND RECYCLING SERVICES THROUGH THE END OF THE FISCAL YEAR FOR THE CITY OF JACKSON, MISSISSIPPI. Said item was referred to the Finance Committee.**

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There came on for consideration Agenda Item No. 67:

**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI TO PAY THE AMOUNTS OUTSTANDING TO WASTE MANAGEMENT, INC. OF MISSISSIPPI FOR RECYCLING SERVICES PROVIDED FROM OCTOBER 2018 TO PRESENT, ALL OUTSTANDING AMOUNTS FROM FISCAL YEAR 2018 AND FOR RECYCLING SERVICES PROVIDED THROUGH THE END OF FISCAL YEAR 2019. Said item was referred to the Finance Committee.**

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There came on for consideration Agenda Item No. 68:

**ORDER RESCINDING THE ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RENAMING GROVE PARK GOLF COURSE TO PETE BROWN GOLF COURSE. Said item was pulled at the request of Council Member Stamps.**

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**President Priester** recognized **Mayor Chokwe Antar Lumumba** who requested that the Council consider an Agenda Item that had not been submitted to the City Clerk by the agenda deadline of 3:00 P.M., Wednesday, May 8, 2019 as mandated by Sec. 2-63 of the Jackson Code of Ordinances.

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**President Priester** requested that the Clerk read the order:

**ORDER FOR REIMBURSEMENT BY THE GOVERNING BODY OF THE CITY OF JACKSON, MISSISSIPPI AS CONSIDERATION FOR EXPENDITURE OF PUBLIC FUNDS BY THE JACKSON REDEVELOPMENT AUTHORITY FOR PAYMENT OF DEBT SERVICE DUE MAY 1, 2019, EXTENDED WITHOUT PENALTY UNTIL MAY 15, 2019, ON URBAN RENEWAL NOTE, SERIES 2018-A.**

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**Council Member Banks** moved, seconded by **President Priester** to add said item to the agenda on an emergency basis. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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Thereafter, **President Priester** requested that the Clerk read the Order:

**ORDER FOR REIMBURSEMENT BY THE GOVERNING BODY OF THE CITY OF JACKSON, MISSISSIPPI AS CONSIDERATION FOR EXPENDITURE OF PUBLIC FUNDS BY THE JACKSON REDEVELOPMENT AUTHORITY FOR PAYMENT OF DEBT SERVICE DUE MAY 1, 2019, EXTENDED WITHOUT PENALTY UNTIL MAY 15, 2019, ON URBAN RENEWAL NOTE, SERIES 2018-A.**

**WHEREAS**, the City of Jackson, Mississippi (the "City") and the Jackson Redevelopment Authority (the "Authority") have previously entered into a 2013 Settlement and Release Agreement with other parties (the "Settlement Agreement"); and

**WHEREAS**, pursuant to the Settlement Agreement, certain proceedings were duly had and done by the Board of Commissioners of the Authority as Issues of an urban renewal note, including that certain "*Resolution Authorizing and Directing the Sale and Issuance of Urban Renewal Note (Central Business District Development Program Project No. 1), Series 2013-A of the Jackson Redevelopment Authority*" adopted by the Board of Commissioners of the Issuer on November 21, 2013, and the subsequent Note Resolutions adopted on October 6, 2015 and September 26, 2018; and

**WHEREAS**, the Note recites that it is issued in connection with an urban renewal project designated "Central Business District Development Program Project No. 1" (the "Urban Renewal Project") and in order to encourage and enhance redevelopment of properties in the Urban Renewal area, and to encourage and enhance redevelopment of the property, as part of an undertaking which includes acquiring, clearing, improving, repairing, rehabilitating, renovating, redeveloping and/or maintaining the Property which is located within the Urban Renewal Area for the Urban Renewal Project as part of the Urban Renewal Project (the "Undertaking"), all of which improvements are necessary for carrying out in the Urban Renewal Area the urban renewal objectives of the Act in accordance with the Urban Renewal Plan for the Urban Renewal Project; and

**WHEREAS**, pursuant to the Settlement Agreement, various parties conveyed unencumbered fee simple title to certain real estate in and near the Capitol City Convention Center Complex, subject to permitted encumbrances (the "Property")' and

**WHEREAS**, pursuant to the Settlement Agreement, the City received fee simple title to properties generally identified as parcels 191-21, 191-22, 191-23, and 191-24, 190-27, 190-28, 190-29, 190-31, 190-32, 190-34, 190-38, 190-39, 190-40, 190-44, 190-045, 190-46, 190-47, 190-48, 190-49, 190-50, 190-51, 190-52, 190-53, 190-54, 190-55, 190-58, and 191-74 on the Hinds County Tax Assessor's records (the "Municipal Parcels"); and

**WHEREAS**, pursuant to the Settlement Agreement, the Authority received fee simple title to properties generally identified as parcels 191-14, 191-15, 191-16, 191-17, 191-18, 191-19, and 191-20 on the Hinds County Tax Assessor's records (the "JRA Parcels"); and

**WHEREAS**, the Note evidences an outstanding obligation that is now and has always been unconditionally supported by a Contribution Agreement duly approved by the governing body for the City; and

**WHEREAS**, approval by the governing body of the City for the Contribution Agreement and for the Note was premised on authorization and issuance of the Note by the Authority; and

**WHEREAS**, under the Contribution Agreement, the City is obligated to unconditionally and irrevocably contribute to the Authority from the general fund of the City sums sufficient to pay principal and interest on the Note, as scheduled; and

**WHEREAS**, so long as any principal of the Note or any interest thereon shall be outstanding or unpaid, the obligations of the City thereunder shall be absolute and unconditional, shall not be subject to any counterclaim, setoff, deduction, release, recoupment or defense (other than payment of performance) and shall remain in full force and effect until the principal of and interest on the Urban Renewal Notes shall have been paid in full; and

**WHEREAS**, outstanding obligations remain due and owing to the Holder of the Series 2018-A Note, including scheduled debt service amounts that were due on May 1, 2019, payment of which has been extended by the Holder, without penalty, until May 15, 2019; and

**WHEREAS**, due to budgetary constraints, the City has not provided funds to the Authority that would be sufficient to pay principal and interest that was due on May 1, 2019, payment of which was extended to May 15, 2019, to the Holder of the Note, Series 2018-A, in the scheduled Principal amount of \$440,998.63, plus the scheduled Interest amount of \$51,704.97; and

**WHEREAS**, the City has requested that the Authority expend its public funds for payment of debt service that was due May 1, 2019, but extended to May 15, 2019, on the Note, Series 2018-A (the "City's Request"); and

**WHEREAS**, the City has agreed to reimburse the Authority for its expenditure of public funds, pursuant to the City's Request, as payment for debt service amounts that were due May 1, 2019 on the Note, Series 2018-A, payment of which has been extended by the Holder, without penalty, until May 15, 2019; and

**WHEREAS**, the City has agreed that reimbursement of such debt service amounts shall be promptly made by the City to the Authority on or before, but not later than, May 15, 2021; and

**WHEREAS**, the City has agreed that such reimbursement to the Authority shall be made as a lump sum payment from the gross amount of proceeds received by the City from the sale of some or all of the Municipal Parcels; and

**WHEREAS**, the City has agreed, alternatively, that if there are no proceeds available from the sale of some or all of the Municipal Parcels on or before May 15, 2021, then such reimbursement shall be promptly made to the Authority as a lump sum payment from the general fund of the City; and

**WHEREAS**, at a Special Call Meeting on May 14, 2019, the Board of Commissioners of the Authority conducted its due diligence review and consideration of the City's Request; and

**WHEREAS**, the Authority's due diligence review of the City's Request included discussions with representatives of the City regarding reimbursement to the Authority as reflected in the attached order proposed by the City for adoption by the governing body of the City, as consideration for expenditure by the Authority of its public funds for debt service payments due to the Holder of the Note, Series 2018-A, for debt service amounts that were due May 1, 2019, extended without penalty until May 15, 2019, and upon being put to a vote the yeas and nays were as follows:

**WHEREAS**, on motion duly made by Commissioner Donaldson, seconded by Commissioner Jones, that the foregoing resolution be adopted as introduced, the Authority took up said Resolution to expend public funds for payment to the Note Holder, Series 2018—A, for debt service amounts that were due May 1, 2019, extended without penalty until May 15, 2019, and upon being put to a vote the yeas and nays were as follows:

Yeas – Unanimous – Alexander, Donaldson, Jones, and McLaughlin

**WHEREON**, the Chairman declared that the motion was approved with 4 yeas, and the Resolution adopted, by majority vote of the Jackson Redevelopment Authority Board of Commissioners on the 14<sup>th</sup> day of May, 2019.

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**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI**, that the Mayor and/or the City Clerk of the City, acting for and on behalf of the City, be and they are hereby authorized to take such actions and execute such other documents as shall be appropriate, reasonable and necessary in connection with the transaction authorized pursuant to this Order, and the City Clerk of the City be, and he or she is hereby, authorized to attest such execution and delivery and to affix the seal of the City thereto, including execution, attestation and delivery of a Promissory Note and such other documents as shall be required in connection with, but not limited to, performance and implementation by the City and the Authority of the following mutually agreed upon terms and conditions as so ordered and agreed to herein;

- (i) Provided that the Authority shall expend its public funds for payment of debt service amounts that were due on May 1, 2019, and extended without penalty until May 15, 2019, to the Holder of the Note, Series 2018-A; then
- (ii) reimbursement by the City shall be made as a lump sum payment to the Authority for debt service amounts paid to the Holder of the Note, Series 2018-A, same being due May 1, 2019 and extended until May 15, 2019;
- (iii) such reimbursement by the City shall be made as a lump sum payment to the Authority from the gross amount of proceeds received by the City from a purchase of some or all of the Municipal Parcels as identified hereinabove; and
- (iv) alternatively, such reimbursement to the Authority shall be promptly made as a lump sum payment from the general fund of the City if there are no proceeds available in a timely manner from the sale of some or all of the Municipal Parcels; and
- (v) full reimbursement by the City to the Authority, as agreed and ordered herein, shall be promptly made on or before, but not later than, May 15, 2021.

**Council Member Banks** moved adoption; **Vice President Lindsay** seconded.

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**President Priester** recognized **Timothy Howard**, City Attorney who stated that an amendment was needed to add another paragraph to include the following language: It is further ordered that the City Council of Jackson, Mississippi authorize the immediate execution of said agreement by the Mayor upon passage of this order.

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**Council Member Banks** moved, seconded by **Council Member Tillman** to amend said order to include additional language as stated by **Attorney Howard**. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.  
Nays- None.  
Absent- Stokes.

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Thereafter, **President Priester** called for a vote on said item as amended:

**ORDER FOR REIMBURSEMENT BY THE GOVERNING BODY OF THE CITY OF JACKSON, MISSISSIPPI AS CONSIDERATION FOR EXPENDITURE OF PUBLIC FUNDS BY THE JACKSON REDEVELOPMENT AUTHORITY FOR PAYMENT OF DEBT SERVICE DUE MAY 1, 2019, EXTENDED WITHOUT PENALTY UNTIL MAY 15, 2019, ON URBAN RENEWAL NOTE, SERIES 2018-A.**

**WHEREAS**, the City of Jackson, Mississippi (the "City") and the Jackson Redevelopment Authority (the "Authority") have previously entered into a 2013 Settlement and Release Agreement with other parties (the "Settlement Agreement"); and



**WHEREAS**, pursuant to the Settlement Agreement, certain proceedings were duly had and done by the Board of Commissioners of the Authority as Issues of an urban renewal note, including that certain "*Resolution Authorizing and Directing the Sale and Issuance of Urban Renewal Note (Central Business District Development Program Project No. 1), Series 2013-A of the Jackson Redevelopment Authority*" adopted by the Board of Commissioners of the Issuer on November 21, 2013, and the subsequent Note Resolutions adopted on October 6, 2015 and September 26, 2018; and

**WHEREAS**, the Note recites that it is issued in connection with an urban renewal project designated "Central Business District Development Program Project No. 1" (the "Urban Renewal Project") and in order to encourage and enhance redevelopment of properties in the Urban Renewal area, and to encourage and enhance redevelopment of the property, as part of an undertaking which includes acquiring, clearing, improving, repairing, rehabilitating, renovating, redeveloping and/or maintaining the Property which is located within the Urban Renewal Area for the Urban Renewal Project as part of the Urban Renewal Project (the "Undertaking"), all of which improvements are necessary for carrying out in the Urban Renewal Area the urban renewal objectives of the Act in accordance with the Urban Renewal Plan for the Urban Renewal Project; and

**WHEREAS**, pursuant to the Settlement Agreement, various parties conveyed unencumbered fee simple title to certain real estate in and near the Capitol City Convention Center Complex, subject to permitted encumbrances (the "Property") and

**WHEREAS**, pursuant to the Settlement Agreement, the City received fee simple title to properties generally identified as parcels 191-21, 191-22, 191-23, and 191-24, 190-27, 190-28, 190-29, 19031, 190-32, 190-34, 190-38, 190-39, 190-40, 190-44, 190-045, 190-46, 190-47, 190-48, 190-49, 190-50, 190-51, 190-52, 190-53, 190-54, 190-55, 190-58, and 191-74 on the Hinds County Tax Assessor's records (the "Municipal Parcels"); and

**WHEREAS**, pursuant to the Settlement Agreement, the Authority received fee simple title to properties generally identified as parcels 191-14, 191-15, 191-16, 191-17, 191-18, 191-19, and 191-20 on the Hinds County Tax Assessor's records (the "JRA Parcels"); and

**WHEREAS**, the Note evidences an outstanding obligation that is now and has always been unconditionally supported by a Contribution Agreement duly approved by the governing body for the City; and

**WHEREAS**, approval by the governing body of the City for the Contribution Agreement and for the Note was premised on authorization and issuance of the Note by the Authority; and

**WHEREAS**, under the Contribution Agreement, the City is obligated to unconditionally and irrevocably contribute to the Authority from the general fund of the City sums sufficient to pay principal and interest on the Note, as scheduled; and

**WHEREAS**, so long as any principal of the Note or any interest thereon shall be outstanding or unpaid, the obligations of the City thereunder shall be absolute and unconditional, shall not be subject to any counterclaim, setoff, deduction, release, recoupment or defense (other than payment of performance) and shall remain in full force and effect until the principal of and interest on the Urban Renewal Notes shall have been paid in full; and

**WHEREAS**, outstanding obligations remain due and owing to the Holder of the Series 2018-A Note, including scheduled debt service amounts that were due on May 1, 2019, payment of which has been extended by the Holder, without penalty, until May 15, 2019; and

**WHEREAS**, due to budgetary constraints, the City has not provided funds to the Authority that would be sufficient to pay principal and interest that was due on May 1, 2019, payment of which was extended to May 15, 2019, to the Holder of the Note, Series 2018-A, in the scheduled Principal amount of \$440,998.63, plus the scheduled Interest amount of \$51,704.97; and



**WHEREAS**, the City has requested that the Authority expend its public funds for payment of debt service that was due May 1, 2019, but extended to May 15, 2019, on the Note, Series 2018-A (the "City's Request"); and

**WHEREAS**, the City has agreed to reimburse the Authority for its expenditure of public funds, pursuant to the City's Request, as payment for debt service amounts that were due May 1, 2019 on the Note, Series 2018-A, payment of which has been extended by the Holder, without penalty, until May 15, 2019; and

**WHEREAS**, the City has agreed that reimbursement of such debt service amounts shall be promptly made by the City to the Authority on or before, but not later than, May 15, 2021; and

**WHEREAS**, the City has agreed that such reimbursement to the Authority shall be made as a lump sum payment from the gross amount of proceeds received by the City from the sale of some or all of the Municipal Parcels; and

**WHEREAS**, the City has agreed, alternatively, that if there are no proceeds available from the-sale of some or all of the Municipal Parcels on or before May 15, 2021, then such reimbursement shall be promptly made to the Authority as a lump sum payment from the general fund of the City; and

**WHEREAS**, at a Special Call Meeting on May 14, 2019, the Board of Commissioners of the Authority conducted its due diligence review and consideration of the City's Request; and

**WHEREAS**, the Authority's due diligence review of the City's Request included discussions with representatives of the City regarding reimbursement to the Authority as reflected in the attached order proposed by the City for adoption by the governing body of the City, as consideration for expenditure by the Authority of its public funds for debt service payments due to the Holder of the Note, Series 2018-A, for debt service amounts that were due May 1, 2019, extended without penalty until May 15, 2019, and upon being put to a vote the yeas and nays were as follows:

**WHEREAS**, on motion duly made by Commissioner Donaldson, seconded by Commissioner Jones, that the foregoing resolution be adopted as introduced, the Authority took up said Resolution to expend public funds for payment to the Note Holder, Series 2018—A, for debt service amounts that were due May 1, 2019, extended without penalty until May 15, 2019, and upon being put to a vote the yeas and nays were as follows:

Yeas – Unanimous – Alexander, Donaldson, Jones, and McLaughlin

**WHEREON**, the Chairman declared that the motion was approved with 4 yeas, and the Resolution adopted, by majority vote of the Jackson Redevelopment Authority Board of Commissioners on the 14<sup>th</sup> day of May, 2019.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI**, that the Mayor and/or the City Clerk of the City, acting for and on behalf of the City, be and they are hereby authorized to take such actions and execute such other documents as shall be appropriate, reasonable and necessary in connection with the transaction authorized pursuant to this Order, and the City Clerk of the City be, and he or she is hereby, authorized to attest such execution and delivery and to affix the seal of the City thereto, including execution, attestation and delivery of a Promissory Note and such other documents as shall be required in connection with, but not limited to, performance and implementation by the City and the Authority of the following mutually agreed upon terms and conditions as so ordered and agreed to herein;

- (vi) Provided that the Authority shall expend its public funds for payment of debt service amounts that were due on May 1, 2019, and extended without penalty until May 15, 2019, to the Holder of the Note, Series 2018-A; then

- (vii) reimbursement by the City shall be made as a lump sum payment to the Authority for debt service amounts paid to the Holder of the Note, Series 2018-A, same being due May 1, 2019 and extended until May 15, 2019;
- (viii) such reimbursement by the City shall be made as a lump sum payment to the Authority from the gross amount of proceeds received by the City from a purchase of some or all of the Municipal Parcels as identified hereinabove; and
- (ix) alternatively, such reimbursement to the Authority shall be promptly made as a lump sum payment from the general fund of the City if there are no proceeds available in a timely manner from the sale of some or all of the Municipal Parcels; and
- (x) full reimbursement by the City to the Authority, as agreed and ordered herein, shall be promptly made on or before, but not later than, May 15, 2021.

Yeas- Banks, Foote, Lindsay, Priester and Tillman.  
Nays- Stamps.  
Absent- Stokes.

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There came on for Discussion Agenda Item No. 69:

**DISCUSSION: COMMUNITY IMPROVEMENT:** Said item was held at the request of Council Member Stokes.

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There came on for Discussion Agenda Item No. 70:

**DISCUSSION: MISSISSIPPI DEPARTMENT OF TRANSPORTATION:** Said item was held at the request of Council Member Stokes.

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**DISCUSSION: CAUTION LIGHTS:** President Priester recognized Council Member Stamps who requested that the City consider installing a caution light at the corner of Wildwood Blvd. and Raymond Rd. in an effort to reduce damage to a resident's property as a result of drivers speeding when entering the neighborhood.

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**DISCUSSION: JACKSON POLICE DEPARTMENT:** President Priester requested a follow-up meeting with the Police Department regarding shootings and staffing.

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There came on for consideration Agenda Item No. 73:

**DISCUSSION: FLOODING – DR. NANCY NEW OF FAMILIES FIRST:** President Priester recognized Mayor Chokwe Antar Lumumba who stated that said item would be held for the next Regular Council Meeting to be held on May 28, 2019 at 6:00 p.m.

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The following reports/announcements were provided during the meeting:

- Mayor Chokwe Antar Lumumba announced the following:
  - Citizens are encouraged to sign up for Code Red that would allow citizens to receive notifications regarding emergency situations within the City of Jackson.
  - Jackson Police Department's Annual Memorial Service for Fallen Officers would be held on May 16, 2019 at 9:00 a.m. at Police Headquarters located at 327 E. Pascagoula Street.

- City wide cleanup would be held on Saturday, May 18, 2019 from 8:00 a.m. until 3:00 p.m.
- Applications for the Mayor’s Youth Council are available for pickup at City Hall located at 219 S. President and the deadline for submission is June 28, 2019 at 5:00 p.m.
- City of Jackson’s White Party would be held on May 24, 2019 at the Jackson Convention Center located at 105 E. Pascagoula Street.
- The Mayor’s Golf Cup Tournament would be held on Friday, May 31, 2019 and Saturday, June 1, 2019.
- Summer program for youth would be held from June 3, 2019 through July 19, 2019 for ages 6 to 12.
- City of Jackson’s employee health fair would be held on Friday, May 17, 2019 from 9:00 a.m. until 3:00 p.m. at Smith Park.

• **Council Member Tillman** announced the following:

- The 49<sup>th</sup> Memorial Service for Mr. Gibbs and Mr. Green would be held at the Jackson State University Plaza.
- The West Central Jackson Improvement Association meeting would be held on May 16, 2019 at 6:00 p.m. at the Champion Center.

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The meeting was closed in memory of the following individuals:

- **Ms. Anita Blackwell**
- **Mr. Mario Ledbetter**
- **Mr. Roosevelt Catchings**
- **Mr. Leroy Smith**
- **Mrs. Jenkins Proctor**
- **Mrs. Alice Anderson-Coleman**
- **Mr. Greg Tripp**
- **Mrs. Luther Mae Black-Jackson**
- **Mrs. Cheyenne Hughes**
- **Mrs. Elaine Johnson**
- **Mrs. Levila Black**

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Zoning Council meeting at 2:30 p.m. on May 20, 2019; at 1:27 p.m. the Council stood adjourned.

ATTEST:

APPROVED:

Kristi Moore  
CITY CLERK

Ch. [Signature], 6/6/2019  
MAYOR Walt DATE

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