

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 July 31, 2018, being the fifth Tuesday of said month, when and where the following things were had and done to wit:

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

Absent: None.

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

The invocation was offered by **Brother Lee Bernard** of Glory Empowerment Church.

There came on for consideration Agenda Item No. 2, Public Hearing:

ORDER FINALLY APPROVING THE MOTOR VEHICLE ASSESSMENT SCHEDULE FOR MOTOR VEHICLE AD VALOREM TAXES FOR 2018-2019.

There was no one to speak in favor nor opposition.

President Priester requested that Agenda Items No. 52 thru 55 be moved forward on the Agenda. Hearing no objections the following were presented:

President Priester recognized **Council Member Stamps** who presented **THE MISSISSIPPI RIVER BASIN MODEL PLAQUE TO MS. SARAH MCEWEN**. Accepting the Plaque with appropriate remarks was Ms. Sarah McEwen.

President Priester recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. ROOSEVELT GENTRY, AN OUTSTANDING CITIZEN, FOR INCOMPARABLE STRIDES IN MATHEMATICS AND A HEART FOR PHILANTHROPY**. Accepting the Resolution with appropriate remarks was **Dr. Roosevelt Gentry**.

President Priester recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. GLENDA GLOVER A PHENOMENAL CITIZEN, UPON HER DESIGNATION AS INTERNATIONAL PRESIDENT OF ALPHA KAPPA ALPHA SORORITY, INCORPORATED**. Accepting the Resolution with appropriate remarks was **Kristen Love**.

President Priester recognized **Council Member Banks** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING TIFFANY COLEMAN MAGEE FOR HER TALENTS BOTH WITHIN JACKSON, MISSISSIPPI AND INTERNATIONALLY AS AN ARTIST.** Accepting the Resolution with appropriate remarks was **Tiffany Coleman Magee.**

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

- **Joe Lewis** expressed concerns regarding the proposed Clean and Safe Ordinance.
- **Gladys Bunzy** spoke in support of the order to apply for a grant to purchase more buses for Jatran.
- **Sheila O’Flaherty** spoke in support of the order to apply for a grant for Jatran and to provide funding to the Jackson Zoo.
- **Dewone Banks** spoke in support of applying for a grant to purchase Jatran buses.
- **Scott Crawford** spoke in support of an application to apply for a grant to purchase more Jatran buses.
- **James Stewart** support in spoke of the awarding of City property for further development within the Farish Street District.
- **Jan Hillegas** expressed concerns regarding the proposed housing development for the Farish Street District.
- **Dorothy Davis** expressed concerns regarding the proposed housing development for the Farish Street District.
- **Jean Bailey** spoke in opposition to the proposed housing development for the Farish Street District.
- **Diane Spann** spoke in opposition to the proposed housing development for the Farish Street District.
- **Mary Frelix** expressed concerns regarding displacement due to the proposed housing development for Cohea Street.
- **Alfredteen Harrison** expressed concerns regarding the proposed development for Farish Street Historic District.
- **Hadassah Battziyon** expressed concerns regarding crime within the City of Jackson.
- **Pamela Bedford** requested assistance with housing within the City of Jackson.
- **Valerie Ford** and **Laperiell Jones** expressed concerns regarding destruction of property at the Greyhound Bus Station and requested security from the City.

Council Member Stokes left the meeting.

**ORDER ACCEPTING PAYMENT OF \$140.66 FROM APAC-MISSISSIPPI, INC.
AS A PROPERTY DAMAGE SETTLEMENT.**

IT IS, HEREBY, ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$140.66 as a property damage settlement for damage sustained to a City of Jackson parking meter on November 30, 2017.

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

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

Nays- None.

Absent- Stokes.

**ORDER ACCEPTING PAYMENT OF \$2,777.90 FROM STATE FARM MUTUAL
AUTOMOBILE INSURANCE COMPANY ON BEHALF OF ITS INSURED
{ALFRED AND MARY WALKER} AS A PROPERTY DAMAGE SETTLEMENT.**

IT IS, HEREBY, ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$2,777.90 as a property damage settlement for damage sustained to a City of Jackson vehicle {PC-1728} on April 3, 2018.

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

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

Nays- None.

Absent- Stokes.

There came on for Introduction Agenda Item No. 6:

**ORDINANCE AMENDING DECENNIAL REDISTRICTING ORDINANCE
APPROVED BY THE JACKSON CITY COUNCIL ON SEPTEMBER 4, 2012, BY
CHANGING THE POLLING PLACE FOR PRECINCT #89 LOCATED WITHIN
HINDS COUNTY, MISSISSIPPI DISTRICT #3.**

Council Member Stamps moved, seconded by **Council Member Banks** to suspend the rules to adopt the ordinance immediately due to the August 7, 2018 Special Election. The motion prevailed by the following vote:

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

Nays- None.

Absent- Stamps.

Thereafter, **President Priester** requested that the Clerk read the Order:

**ORDINANCE AMENDING DECENNIAL REDISTRICTING ORDINANCE
APPROVED BY THE JACKSON CITY COUNCIL ON SEPTEMBER 4, 2012, BY
CHANGING THE POLLING PLACE FOR PRECINCT #89 LOCATED WITHIN
HINDS COUNTY, MISSISSIPPI DISTRICT #3.**

WHEREAS, the Jackson, Mississippi City Council approved a redistricting ordinance on September 4, 2012 pursuant to the provisions of Section 21-8-7(4)(c) of the Mississippi Code (1972), as amended; and

WHEREAS, Section 23-15-557 of the Mississippi Code (1972), as amended, authorizes the governing authorities of a municipality within the state of Mississippi in their discretion to divide the municipality into a sufficient number of voting precincts of such size and location as is necessary with the same number of polling places necessary to accommodate the electorate; and

WHEREAS, Precinct 89 has been located at “Metrocenter Sears Lower Level South Entrance” at 1000 Metrocenter Drive, Jackson, Mississippi 39209). However, recent changes in the accessibility of the Sears entrance to the Metrocenter has made it necessary to relocate the precinct to a more accessible area in the Metrocenter: Parks and Recreation Department, Suite 104 of the Metrocenter at 1000 Metrocenter Drive, Jackson, Mississippi 39209 (Ward 5); and

WHEREAS, the governing authorities for the City of Jackson believe that approval of this ordinance is necessary to avoid any confusion and inconvenience to the electorate; and

WHEREAS, a special election on a bond issue referendum for the Jackson Public School District is presently scheduled for August 7, 2018. Therefore, it is necessary that this ordinance take immediate effect to avoid any confusion among the electorate, and for other good cause related thereto.

NOW, THEREFORE, BE IT ORDAINED by the City of Jackson:

SECTION 1. The polling place for Precinct #89 formerly located at Metrocenter Sears Lower Level South Entrance at 1000 Metrocenter Drive, Jackson, Mississippi 39209 (Ward 5) will now be located at is now located at the Parks and Recreation Department, Suite 104 of the Metrocenter at 1000 Metrocenter Drive, Jackson, Mississippi 39209 (Ward 5).

SECTION 2. This Ordinance having been adopted unanimously by the City Council shall become effective immediately, pursuant to Section 21-13-11 of the Mississippi Code (1972), as amended, from and after passage.

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

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

There came on for Introduction Agenda Item No. 7:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI TO ESTABLISH A CLEAN AND SAFE SCHOOL ZONE ORDINANCE; PREVENTING PROPERTIES AND PARCELS WITHIN A ONE MILE RADIUS OF PUBLIC SCHOOLS FROM HAVING INSANITARY AND UNSIGHTLY CONDITIONS ON PREMISES; INCREASING THE PENALTY AND FINE ON PROPERTIES AND PARCELS WITHIN A ONE MILE RADIUS BEING DECLARED A MENANCE ACCORDING TO MS CODE 21-19-11 AND CITY ORDINANCE; PROVIDING EMERGENCY STATUS FOR THE CITY OF JACKSON TO ADDRESS SAID PROPERTIES AND CERTAIN INFRASTRUCTURE ISSUES OF RISK WITHIN ONE MILE RADIUS OF JACKSON PUBLIC SCHOOLS. Said item was referred to the Planning Committee.

Council Member Stokes returned to the meeting.

ORDER APPROVING CLAIMS NUMBER 8453 TO 8883 APPEARING AT PAGES 1294 TO 1358 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$7,120,884.88 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 8453 to 8883 appearing at pages 1294 to 1358, inclusive thereon, in the Municipal “Docket of Claims”, in the aggregate amount of \$7,120,884.88 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:

FROM:	TO ACCOUNTS PAYABLE FUND
1% INFRASTRUCTURE TAX	1,883,401.22
CAPITAL CITY REVENUE FUND	6,435.00
EARLY CHILDHOOD (DAYCARE)	1,766.86
EMERGENCY SHELTER GRANT (ESG)	2,392.44
EMPLOYEES GROUP INSURANCE FUND	44,260.23
FIRE PROTECTION	843.23
GENERAL FUND	736,139.50
H O P W A GRANT – DEPT. OF HUD	72,975.34
HOUSING COMM DEV ACT (CDBG) FD	6,563.50
JXN CONVENTION & VISITORS BUR	300,018.78
LANDFILL/SANITATION FUND	768,549.64
MADISON SEWAGE DISP OP & MAINT	12.64
NCSC SENIOR AIDES	68.38
P E G ACCESS- PROGRAMMING FUND	425.75
PARKS & RECR FUND	122,292.93
RESURFACING – REPAIR & REPL. FD	128,968.95
SEIZURE & FORFEITED PROP-STATE	32,772.70
STATE TORT CLAIMS FUND	72,840.93
TECHNOLOGY FUND	14,589.92
TIGER GRANT	799,078.23
TRANSPORTATION FUND	422,628.91
UNEMPLOYMENT COMPENSATION REVO	20,173.70
WATER/SEWER CAPITAL IMPR FUND	996,951.42
WATER/SEWER CON FD 2013-\$89.9M	264,391.05
WATER/SEWER CONST FD 1999-\$35M	157,145.05
WATER/SEWER OP & MAINT FUND	263,587.83
WATER/SEWER REVENUE FUND	1,610.75
TOTAL	<u>\$ 7,120,884.88</u>

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

President Priester recognized **Ison Harris**, Director of Parks and Recreation, who stated that an amendment was needed to the Claims Docket to add a payment in the amount of \$1,705.25 to Faith Based Communications, Inc.

Council Member Stokes moved, seconded by **Council Member Tillman** to amend the Claims Docket in the amount of \$1,705.25. The motion prevailed by the following vote:

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

**ORDER APPROVING CLAIMS NUMBER 8453 TO 8883
APPEARING AT PAGES 1294 TO 1358 INCLUSIVE THEREON, ON MUNICIPAL
"DOCKET OF CLAIMS", IN THE AMOUNT OF \$7,120,884.88 AND MAKING
APPROPRIATIONS FOR THE PAYMENT THEREOF.**

IT IS HEREBY ORDERED that claims numbered 8453 to 8883 appearing at pages 1294 to 1358, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$7,120,884.88 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:

FROM:	TO ACCOUNTS PAYABLE FUND
1% INFRASTRUCTURE TAX	1,883,401.22
CAPITAL CITY REVENUE FUND	6,435.00
EARLY CHILDHOOD (DAYCARE)	1,766.86
EMERGENCY SHELTER GRANT (ESG)	2,392.44
EMPLOYEES GROUP INSURANCE FUND	44,260.23
FIRE PROTECTION	843.23
GENERAL FUND	736,139.50
H O P W A GRANT – DEPT. OF HUD	72,975.34
HOUSING COMM DEV ACT (CDBG) FD	6,563.50
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RESURFACING – REPAIR & REPL. FD	128,968.95
SEIZURE & FORFEITED PROP-STATE	32,772.70
STATE TORT CLAIMS FUND	72,840.93
TECHNOLOGY FUND	14,589.92
TIGER GRANT	799,078.23
TRANSPORTATION FUND	422,628.91
UNEMPLOYMENT COMPENSATION REVO	20,173.70
WATER/SEWER CAPITAL IMPR FUND	996,951.42
WATER/SEWER CON FD 2013-\$89.9M	264,391.05
WATER/SEWER CONST FD 1999-\$35M	157,145.05
WATER/SEWER OP & MAINT FUND	263,587.83
WATER/SEWER REVENUE FUND	1,610.75
TOTAL	<u>\$ 7,122,590.13</u>

President Priester recognized **Dr. Robert Blaine**, Chief Administrative Officer/Acting Director of Administration, who provided a brief overview of the Claims Docket at the request of President Priester.

 Thereafter, **President Priester** called for a vote on the Claims Docket as amended:

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- Banks, Stamps and Stokes.

Absent- None.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 8453 TO 8883 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 8453 to 8883 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$215,654.09 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		1,819,739.44
PARKS & RECR FUND		60,120.19
LANDFILL FUND		11,709.17
SENIOR AIDES		2,451.36
WATER/SEWER OPER & MAINT		206,998.58
PAYROLL FUND		828.00
PAYROLL	215,654.09	
EARLY CHILDHOOD		28,248.57
HOUSING COMM DEV		5,660.37
TITLE III AGING PROGRAMS		4,146.76
TRANSPORTATION FUND		12,013.08
T-WARNER PA/GA FUND		3,123.99
SAMSHA		2,406.80
TOTAL		<u>\$2,157,446.31</u>

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

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

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF JACKSON, MISSISSIPPI TO REIMBURSE ITSELF FROM THE PROCEEDS OF THE MASTER LEASE PURCHASE AGREEMENT FOR PURCHASE OF VEHICLES, TRACTORS AND RELATED EQUIPMENT.

WHEREAS, in connection with the purchase of vehicles, tractors and related equipment; the City has advanced and will advance internal funds; and

WHEREAS, the City intends to reimburse itself for all of such expenses from the proceeds of the Master Lease Purchase Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY ACTING FOR AND ON BEHALF OF THE MUNICIPALITY, AS FOLLOWS:

Section 1. Declaration of official intent. The City of Jackson, Mississippi, hereby declares its official intent to reimburse itself from the proceeds of the Master Lease Purchase Agreement for purchase of vehicles, tractors and related equipment, prior to and subsequent to the date of this Resolution in accordance with Treasury Regulations 1.150-2. This Resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The debt to be issued to finance the purchase of vehicles, tractors and related equipment, is expected not to exceed an aggregated principal amount of \$250,225.00.

Section 2. Incidental action. The Mayor is authorized to take such action as may be necessary to carry out the purpose of this Resolution, and is authorized to execute necessary and related documents required for the issuance of the debt.

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

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

ORDER FINALLY APPROVING THE MOTOR VEHICLE ASSESSMENT SCHEDULE FOR MOTOR VEHICLE AD VALOREM TAXES FOR 2018-2019.

WHEREAS, the Council finds that by order entered at its regular meeting on July 17, 2018, the motor vehicle assessment schedule submitted by the Department of Revenue was taken under consideration by the Council and at said meeting the Council proceeded to examine and approve the said motor vehicle schedule; and

WHEREAS, the Council further finds that at its regular meeting on July 17, 2018 the Council entered its order approving the said ad valorem assessment schedule, subject to the right of taxpayers to object to any of said valuations appearing on the 2018-2019 motor vehicle ad valorem tax schedule and ordered the Clerk to publish notice to the public, to the effect that said assessment schedule for motor vehicles had been approved and subject to right of taxpayers and the public to examine and object to the same, and fixed a date therein, to wit, the 31st day of July, 2018, which said date was no more than fifteen (15) days after the date of the publication thereof, as the date for the hearing of protests and objections to the said assessment schedule and claims for the adjustment thereunder; and

WHEREAS, the Council further finds that the said notice was published in the Jackson Advocate, a newspaper of general circulation in the City of Jackson on July 26, 2018; and

WHEREAS, the Council of the City of Jackson, Mississippi, met in the Council Chambers at City Hall in said City on said date for the purpose of conducting a public hearing on any objection to any valuation of motor vehicles set forth and contained in said assessment schedule which has been made in writing and filed with the City Clerk, as herein above provided; and

WHEREAS, the Council finds that no protests against said schedule was filed with the Clerk of the City of Jackson on or before 10:00 a.m., July 31, 2018, as provide for in said notice, and that no claim for adjustment was filed; and

WHEREAS, the Council now finds that in all things it is right and proper for said assessment schedule to be now made final.

IT IS, THEREFORE, ORDERED that the Motor Vehicle Assessment Schedule for Motor Vehicle Ad Valorem Taxes for 2018-2019 is finally approved.

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

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

ORDER AUTHORIZING THE MAYOR TO PURCHASE AN AGREEMENT WITH TDC GROUP, INC. FOR THE MAINTENANCE OF THE CITY OF JACKSON'S FREEANCE MOBILE FOR CITYWORKS SYSTEM 2018.

WHEREAS, the City of Jackson purchased Freeance Mobile for Cityworks software from TDC Group, Inc., in 2012; and

WHEREAS, the City of Jackson uses the Freeance software for its 311 work order system; and

WHEREAS, the maintenance agreement for the Freeance software expires on September 26, 2018 and will need to be renewed; and

WHEREAS, the cost of renewal is \$4,375.00; and

WHEREAS, TDC Group, Inc. is the sole provider of the Freeance maintenance support; and

WHEREAS, the maintenance needs for this system have been analyzed and the purchase of maintenance for this system is recommended.

IT IS THEREFORE, ORDERED that the Mayor be authorized to execute a maintenance agreement with TDC Group, at a cost of \$4,375.00 for the period beginning on September 26, 2018 through September 26, 2019.

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

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

Nays- None.

Absent- None.

There came on for consideration Agenda Item No. 13:

ORDER ACKNOWLEDGING RECEIPT OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT/SINGLE AUDIT AND AUDIT OF THE STATE TORT CLAIMS FUND FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2017. Said item was pulled by **Mayor Chokwe Antar Lumumba**.

There came on for consideration Agenda Item No. 14:

ORDER DECLARING PARCEL 73-22 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 15:

ORDER DECLARING PARCEL 72-52 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 16:

ORDER DECLARING PARCEL 72-55 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 17:

ORDER DECLARING PARCEL 73-29-1 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 18:

ORDER DECLARING PARCEL 72-58 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 19:

ORDER DECLARING PARCEL 72-56 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 20:

ORDER DECLARING PARCEL 72-37 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

There came on for consideration Agenda Item No. 21:

ORDER DECLARING PARCEL 73-26 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO RIVER PLACE, LLC FOR DEVELOPMENT OF HOUSING. Said item was referred back to the Planning Committee.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A 48-MONTH RENTAL AGREEMENT WITH THE ADVANTAGE BUSINESS SYSTEM FOR A KONICA MINOLTA BIZHUB 368 DIGITAL B/W COPIER TO BE USED BY THE SIGNS AND LICENSE DIVISION OF THE PLANNING AND DEVELOPMENT DEPARTMENT.

WHEREAS, the Signs and License Division of the Planning and Development Department desires to enter into a 48-month rental agreement of a copier machine; and

WHEREAS, the Advantage Business Systems provides a Konica Minolta Bizhub 368 Digital B/W Copier through the State of Mississippi Contract #82-00038141; and

WHEREAS, the Advantage Business Systems is located in the City of Jackson; and

WHEREAS, it is the recommendation of the Department of Planning and Development this contract be approved.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute the necessary documents with the Advantage Business Systems, providing for the 48-month rental of a Konica Minolta Bizhub 368 Digital B/W Copier, to meet the needs of the Office of Code Services as related to the functions of said division, at a cost of \$130.00 per month, plus a copy charge of \$.0079 per copy to include service and maintenance, except paper or staples.

IT IS FURTHER ORDERED that payment for said rental be made from the general fund.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE AND SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT ADMINISTRATION FOR THE FISCAL YEAR 2018 COMPETITIVE FUNDING OPPORTUNITY FOR BUS AND BUS FACILITIES INFRASTRUCTURE PROGRAM PURSUANT TO SECTION 5339(B) FOR THE SUM OF \$8,640,880.00.

WHEREAS, on June 21, 2018, the United States Department of Transportation's Federal Transit Administration announced and opened the process for applying for Section 5339(b) Fiscal Year 2018 Bus and Bus Facilities Infrastructure Discretionary Program funds pursuant to Opportunity Number FTA-2018-005-TPM-BUS; and

WHEREAS, the monies are awarded through a competitive process and applications must be submitted on or before August 6, 2018; and

WHEREAS, matching funds constituting 20% of the award must be provided by an award recipient; and

WHEREAS, the best interest of the City of Jackson would be served by applying for funds in the amount of \$8,640,880.00 which would result in a corresponding match of \$1,728,176.00; and

WHEREAS, if the City's application is approved, the will be used to procure the following: (1) 10 new electric-diesel hybrid buses (2) 10 new less than 30 feet buses and (3) 10 new ADA accessible vans for the municipal transit program; and

WHEREAS, Section 21-17-1(8) of the Mississippi Code authorizes the City of Jackson to expend monies to match federal funding for programs administered by the United States government; and

WHEREAS, matching funds may be expended by the City of Jackson if its application is approved because the program is administered by an agency of the United States government.

IT IS HEREBY ORDERED that the Mayor is authorized to execute and submit an application to the United States Department of Transportation Federal Transit Administration for the Fiscal Year 2018 Competitive Funding Opportunity for Bus and Bus Facilities Infrastructure Program.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute any agreements and grant documents required for the receipt and expenditure of the monies if the application is approved.

IT IS HEREBY ORDERED that a sum not to exceed twenty percent (20%) of any monies awarded to the City of Jackson by the Federal Transit Administration may be expended as the required match.

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

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

ORDER RATIFYING THE SUBMITTAL OF A GRANT APPLICATION TO THE VISIT JACKSON MISSISSIPPI 2018-2019 MARKETING MATCH GRANT PROGRAM, FROM A PERIOD OF OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019.

WHEREAS, the Department of Parks and Recreation is applying for a grant from the Visit Jackson Mississippi 2018-2019 Marketing Match Grant Program for funds to assist with marketing for Jackson’s Soulful Music Concert Series and Special Events series; and

WHEREAS, funds received from this grant will be used to allow the Department of Parks and Recreation to secure major artists representing rhythm and blues (R&B), gospel, comedians, outdoor popular movies, as well as promote health and wellness venues and golf tournaments within the City of Jackson. The project period will be from October 1, 2018 through September 30, 2019. These events help boost our economy as well as help promote fun-filled, family entertainment; and

WHEREAS, the deadline to submit the application was on or about July 16, 2018; and

WHEREAS, this order will ratify the submission of the grant application to Visit Jackson Mississippi 2018-2019 Marketing Match Grant Program and authorize the Mayor to accept the grant funds if they are awarded.

IT IS THEREFORE ORDERED that the submission of the grant to Visit Jackson Mississippi 2018-2019 Marketing Match Grant Program be ratified and the Mayor be authorized to execute any other documents necessary for submission of the grant.

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

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

Nays- None.

Absent- None.

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ORDER REVISING PAYMENT TO UNITY TECHNICAL WORSHIP SERVICES, TO PROVIDE AUDIO, LIGHTING, HYDRAULIC STAGE, BACKLINE STAGING AND EQUIPMENT SERVICES FOR BLUES IN THE PARK, JACKSON’S GOSPEL EXPLOSION AND THE OLD SKOOL FEST EVENT PERFORMANCES.

WHEREAS, the City of Jackson, Parks and Recreation Department has hosted two (2) major events in the Jackson Soulful Music Concert and Event Series: Blues in the Park, held on June 17, 2018 and Jackson’s Gospel Explosion, held on July 8, 2018; and

WHEREAS, quotes received on the first two concert events did not require additional staging or lighting; however, the third concert, scheduled to be held on August 4, 2018, Jackson’s Old Skool Fest, due to unforeseen equipment requirements, including but not limited to stage size and lighting, has caused an increase in pricing by Ten Thousand Dollars (\$10,000.00); and

WHEREAS, in furtherance of the event, the Department of Parks and Recreation solicited professional services quotes for audio, staging and lighting equipment provider; and

WHEREAS, Unity Technical Worship Services submitted the lowest and best quote for the following concerts:

UNITY TECHNICAL WORSHIP SERVICES			
Event	Agenda Approved Amount (Item No.	Staging Revision Cost	Increased Billing Amount Difference
Blues in The Park Father’s Day Event Contract No. 043018A	\$12,000.00	\$12,000.00	

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JULY 31, 2018 10:00 A.M.**

Jackson's Gospel Explosion Contract No. 043018B	\$6,800.00	\$6,800.00	
Jackson's Old Skool Fest Contract No. 043018C	\$12,000.00	\$11,800.00	
Jackson's Old Skool Fest Contract No. 043018D		\$10,200.00	
	\$30,800.00	\$40,800.00	\$10,000.00

WHEREAS, the original cost for professional service for all three (3) concert events due to stage requirements and lighting, has been increased by Ten Thousand Dollars (\$10,000.00); and

WHEREAS, the Department believes authorizing a revised payment to Unity Technical Worship Services (audio, staging and lighting equipment provider), increasing the total payment in to Forty Thousand, Eight Hundred Dollars (\$40,800.00), is in the best interest of the City of Jackson.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to allow the Department of Parks and Recreation to pay Unity Technical Worship Services to facilitate and secure quality audio, staging and lighting services for the last remaining concert, the Old Skool Fest, scheduled to be held on August 4, 2018.

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

President Priester recognized **Council Member Tillman** who moved, seconded by Council Member Banks to amend from "Order revising payment" to "Order amending change order". The motion prevailed by the following vote:

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

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

ORDER AMENDING CHANGE ORDER TO UNITY TECHNICAL WORSHIP SERVICES, TO PROVIDE AUDIO, LIGHTING, HYDRAULIC STAGE, BACKLINE STAGING AND EQUIPMENT SERVICES FOR BLUES IN THE PARK, JACKSON'S GOSPEL EXPLOSION AND THE OLD SKOOL FEST EVENT PERFORMANCES.

WHEREAS, the City of Jackson, Parks and Recreation Department has hosted two (2) major events in the Jackson Soulful Music Concert and Event Series: Blues in the Park, held on June 17, 2018 and Jackson's Gospel Explosion, held on July 8, 2018; and

WHEREAS, quotes received on the first two concert events did not require additional staging or lighting; however, the third concert, scheduled to be held on August 4, 2018, Jackson's Old Skool Fest, due to unforeseen equipment requirements, including but not limited to stage size and lighting, has caused an increase in pricing by Ten Thousand Dollars (\$10,000.00); and

WHEREAS, in furtherance of the event, the Department of Parks and Recreation solicited professional services quotes for audio, staging and lighting equipment provider; and

WHEREAS, Unity Technical Worship Services submitted the lowest and best quote for the following concerts:

UNITY TECHNICAL WORSHIP SERVICES			
	Agenda Approved Amount	Staging Revision Cost	Increased Billing Amount Difference

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JULY 31, 2018 10:00 A.M.**

Event	(Item No.		
Blues in The Park Father's Day Event Contract No. 043018A	\$12,000.00	\$12,000.00	
Jackson's Gospel Explosion Contract No. 043018B	\$6,800.00	\$6,800.00	
Jackson's Old Skool Fest Contract No. 043018C	\$12,000.00	\$11,800.00	
Jackson's Old Skool Fest Contract No. 043018D		\$10,200.00	
	\$30,800.00	\$40,800.00	\$10,000.00

WHEREAS, the original cost for professional service for all three (3) concert events due to stage requirements and lighting, has been increased by Ten Thousand Dollars (\$10,000.00); and

WHEREAS, the Department believes authorizing a change order for payment to Unity Technical Worship Services (audio, staging and lighting equipment provider), increasing the total payment in to Forty Thousand, Eight Hundred Dollars (\$40,800.00), is in the best interest of the City of Jackson.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to allow the Department of Parks and Recreation to pay Unity Technical Worship Services to facilitate and secure quality audio, staging and lighting services for the last remaining concert, the Old Skool Fest, scheduled to be held on August 4, 2018.

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

ORDER AUTHORIZING THE TRANSFER OF GENERAL FUNDS FROM OTHER SERVICES AND CHARGES TO CAPITAL OUTLAY BUILDING AND STRUCTURES.

WHEREAS, the City of Jackson Police Department and Municipal Court is responsible for repairing the Chiller; and

WHEREAS, the City of Jackson Police Department is in need of funds in the amount of \$43,882.00 to cover the cost of a temporary Chiller while the main Chiller is being repaired; and

WHEREAS, the City of Jackson Police Department have identified funds in General Fund Account number 442-10-6419 Other Professional Services, 442-70-6420 Contract Security Services, 442-71-6421 Postage, P.O. Box Rental and 442-71-6218 Office Supplies to cover the cost of the temporary chiller

IT IS THEREFORE, ORDERED that funds in the amount of \$43,882.00 be transferred from General Fund Account number 442-10-6419 Other Professional Services, 442-70-6420 Contract Security Services, 442-71-6421 Postage, P.O. Box Rental and 442-71-6218 Offices Supplies to 442-40-6812 Capital Outlay Buildings and Structures.

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

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

ORDER AUTHORIZING THE MAYOR TO APPLY FOR THE 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FUNDING PROGRAM ADMINSTRATED BY THE UNITED STATES DEPARTMENT OF JUSTICE.

WHEREAS, the City of Jackson has been granted the opportunity to apply for the 2018 Edward Byrne Memorial Justice Assistance Grant administered by the United States Department of Justice; and

WHEREAS, the City of Jackson and Hinds County, Mississippi will receive a joint allocation from the United States Department of Justice, Office of Justice Programs if awarded the grant; and

WHEREAS, grant funds will be used, by the City of Jackson, for the purpose of police cruisers and an intercom system for the Jackson Police Department; and

WHEREAS, the 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program requires no matching funds.

IT IS, HEREBY, ORDERED that the Mayor is authorized to submit an application for the 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program for the amount of \$246,114.00 and that the Mayor is further authorized to accept said grant award and enter into an Interlocal Cooperative Agreement between the City of Jackson, Mississippi and Hinds County, Mississippi.

IT IS FURTHERED ORDERED that the Mayor may execute any and all documents and agreements necessary to accomplish and effect the purposes and intent of this order.

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

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO APPLY FOR THE 2018 NATIONAL POLICE DOG FOUNDATION GRANT PROGRAM.

WHEREAS, the City of Jackson has been granted the opportunity to apply for the National Police Dog Foundation Grant Program; and

WHEREAS, grant funds will be used, by the City of Jackson, for the purpose K9 dogs, training and veterinary support for the Jackson Police Department; and

WHEREAS, the National Police Dog Foundation Grant Program requires no matching funds.

IT IS, HEREBY, ORDERED that the Mayor is authorized to submit an application for the National Police Dog Foundation Grant Program.

IT IS FURTHERED ORDERED that the Mayor or his designee may execute any and all documents and agreements necessary to accomplish and effect the purposes and intent of this order.

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

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO MODIFY TO THE FY2017 LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM APPLICATION FUNDED AND ADMINISTRATED BY THE STATE OF MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY, OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF \$60,000.00.

WHEREAS, the City of Jackson has been allocated funds totaling \$60,000.00 for the City of Jackson Police Department Bomb Squad under the FY2017 Law Enforcement Terrorism Prevention Program administered by the Mississippi Department of Public Safety Office of Homeland Security; and

WHEREAS, the City of Jackson and the Mississippi Department of Public Safety, Office of Homeland Security, desire to enter into a Cooperative Agreement for the purpose of utilizing 100% federal funding provided through the Office for Domestic Preparedness, U.S. Department of Homeland Security to enhance capabilities within the State of Mississippi to respond to acts of domestic and international terrorism including the use of weapons of mass destruction; and

WHEREAS, funds will be used to purchase a K9 vehicle, K9 dog and K9 dog handler training, K9 accessories, and uniforms to allow for responding to terrorist and terrorist type threats and incidences within the city limits of Jackson and a ninety-mile radius surrounding the Capitol City; and

WHEREAS, the 2017 Law Enforcement Terrorism Prevention Grant Program requires no matching funds.

IT IS, HEREBY, ORDERED that the Mayor is authorized to apply for and accept funds in the amount of \$60,000.00 under the Law Enforcement Terrorism Prevention Grant Program to be administered by the Mississippi Office of Homeland Security.

IT IS FURTHER ORDERED that the Mayor or his designee be authorized to execute any and all documents necessary for the acceptance and administration of said grant.

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

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

Nays- None.

Absent- None.

* * * * *

ORDER ACCEPTING THE DONATION OF A UTILITY EASEMENT FOR THE WESTERN HILLS PUMP STATION IMPROVEMENTS PROJECT.

WHEREAS, in order to proceed with the Western Hills Pump Station Improvements Project, a utility easement is needed to construct a retaining wall to reinforce the stability of the pump station site; and

WHEREAS, the homeowner of Lot 14 Western Hills Part 2 is identified as Ms. Jacqueline Foster; and

WHEREAS, Ms. Jacqueline Foster, the owner of the property, wishes to donate a utility easement to the City of Jackson; and

WHEREAS, the Department of Public Works for the City of Jackson, Mississippi recommends the acceptance of the donation of the utility easement.

IT IS, THEREFORE, ORDERED that the City of Jackson, Mississippi accepts the donation of a utility easement for the purpose of operating, maintaining and repairing Western Hills Pump Station, being more particularly described as follows:

A 0.0034 Acre (150 SQ. FT.), more or less, parcel of land situated and lying in Lot 14 of Western Hills Part 2 and being more particularly described as follows, To Wit:

COMMENCING at a found iron rod at the Southeast Corner of Lot 14 of Western Hills Part 2 as recorded in Cabinet C, Slide 140 in the Office of the Chancery Clerk, First Judicial District of Hinds County, City of Jackson, Mississippi; run thence along the West Right of Way line of Western Hills Drive, North 00°04'03" East for a distance of 103.00 feet to a set 1/2" capped rebar at the Northeast corner of said Lot 14; thence leaving said West Right of Way line run North 89°56'07" West along the North line of said Lot 14 for a distance of 178.07 feet; thence leaving said North line of Lot 14 run South 00°13'57" East for a distance of 10.00 feet to a set 1/2" capped rebar on the South line of an existing 10 foot wide easement and the POINT OF BEGINNING for the herein described parcel of land; thence leaving said South easement line continue to run South 00°13'57" East for a distance of 10.00 feet to a set 1/2" capped rebar; thence North 89°56'07" West for a distance of 15.00 feet to a set 1/2" capped rebar on the East line of an existing 10 foot wide easement; thence North 00°13'57" West along said East line for a distance of 10.00 feet to the intersection of said South easement line; thence South 89°56'07" East along said South line for a distance of 15.00 feet back to the POINT OF BEGINNING.

IT IS FURTHER ORDERED that the City of Jackson, Mississippi accepts the utility easement described above.

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

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

Nays- None.

Absent- None.

ORDER ACCEPTING THE DONATION OF AN INGRESS/EGRESS EASEMENT FOR THE WESTERN HILLS PUMP STATION IMPROVEMENTS PROJECT.

WHEREAS, in order to proceed with the Western Hills Pump Station Improvements Project, an ingress/egress easement is needed to make improvements during construction of the project and to maintain the pump station in the future; and

WHEREAS, the homeowner of Lot 13 Western Hills Part 2 is identified as Mr. Charles E. Harrell; and

WHEREAS, Mr. Charles E. Harrell, the owner of the property, wishes to donate an ingress/egress easement to the City of Jackson; and

WHEREAS, the Department of Public Works for the City of Jackson, Mississippi recommends the acceptance of the donation of the ingress/egress easement.

IT IS, THEREFORE, ORDERED that the City of Jackson, Mississippi accepts the donation of an ingress/egress easement for the purpose of operating, maintaining and repairing Western Hills Pump Station, being more particularly described as follows:

A variable width easement for the purposes of Ingress/Egress and utilities being 0.075 Acre (3,281 SQ. FT.), more or less, situated and lying within Lot 13 of Western Hills Part 2 and being more particularly described as follows, To Wit:

COMMENCING at a found iron rod at the Southeast Corner of Lot 14 of said Western Hills Part 2 subdivision as recorded in Cabinet C, Slide 140 in the Office of the Chancery Clerk, First Judicial District, Jackson, Hinds County, Mississippi; run thence along the West Right of Way of Western Hills Drive, North 00 degrees 04 minutes 03 seconds East for a distance of 103.00 feet to a set 1/2" capped rebar at the Southeast corner of Lot 13 of said Western Hills Part 2; thence continue to run North 00 degrees 04 minutes 03 seconds East along said West Right of Way line for a distance of 12.00 feet to a set 1/2" capped rebar and being the POINT OF BEGINNING for the herein described easement; thence leaving said West Right of Way run South 89 degrees 19 minutes 19 seconds West for a distance of 69.04 feet to a set 1/2" capped rebar; thence run South 85 degrees 20 minutes 06 seconds West for a distance of 109.61 feet to a set 1/2" capped rebar; thence run South for a distance of 2.07 feet to a set 1/2" capped rebar on the South line of said Lot 13; thence run North 89 degrees 56 minutes 05 seconds West along said South Lot line for a distance of 25.00 feet to the Southwest

corner of said Lot 13; thence run North 00 degrees 13 minutes 55 seconds West along the West line of Lot 13 for a distance of 15.00 feet; thence leaving said West Lot line run North 85 degrees 18 minutes 55 seconds East for a distance of 10.03 feet to a set ½” capped rebar; thence run North 00 degrees 03 minutes 36 seconds East for a distance of 14.17 feet to a set ½” capped rebar; thence run South 89 degrees 56 minutes 24 seconds East for a distance of 15.00 feet to a set ½” capped rebar; thence run South 00 degrees 03 minutes 36 seconds West for a distance of 12.93 feet to a set ½” capped rebar; thence run North 85 degrees 18 minutes 55 seconds East for a distance of 108.96 feet to a set ½” capped rebar; thence run North 89 degrees 19 minutes 19 seconds East for a distance of 69.56 feet to a set ½” capped rebar on said West Right of Way line of Western Hill Drive; thence run South 00 degrees 04 minutes 03 seconds West along said Right of Way line for a distance of 15.00 feet back to the POINT OF BEGINNING.

IT IS FURTHER ORDERED that the City of Jackson, Mississippi accepts the ingress/egress easement described above.

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

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

Nays- None.

Absent- None.

There came on for consideration Agenda Item No. 32:

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH EDDIE PEARSON ROOFING, LLC, TO PROVIDE CONSTRUCTION SERVICES FOR ROOF REMOVAL AND REPLACEMENT FOR FIRE STATION NO. 5. Said item was pulled at the request of **Mayor Chokwe Antar Lumumba**.

There came on for consideration Agenda Item No. 33:

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH EDDIE PEARSON ROOFING, LLC, TO PROVIDE CONSTRUCTION SERVICES FOR ROOF REMOVAL AND REPLACEMENT FOR POLICE PRECINCT NO. 3. Said item was pulled at the request of **Mayor Chokwe Antar Lumumba**.

ORDER ACCEPTING THE BID OF KEY CONSTRUCTORS, LLC FOR THE MCDOWELL ROAD BRIDGE REPLACEMENT PROJECT, CITY PROJECT NUMBER 17B4502.902, STP-8280-00(003) LPA/107540-701000.

WHEREAS, on June 26, 2018, the City of Jackson received four sealed bids for the McDowell Road Bridge Replacement Project, City Project Number 17B4502.902, STP-8280-00(003) LPA/107540-701000; and

WHEREAS, the bid received from Key Constructors, LLC, in the amount of \$1,196,699.00, 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 Key Constructors, LLC, as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Key Constructors, LLC, in the amount of \$1,196,699.00, 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 Stokes moved adoption; **Council Member Tillman** seconded.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM EXTENDING THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF JACKSON AND MICHAEL BAKER INTERNATIONAL FOR 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.

WHEREAS, the City of Jackson and Michael Baker International entered into professional engineering contract for the Woodrow Wilson Avenue Resurfacing from Mill Street to I-55 on June 27, 2017; and

WHEREAS, the addition of transportation work to improve safety along the corridor has delayed the design phase; and

WHEREAS, the Department of Public Works recommends granting Michael Baker International additional time until December 31, 2018 at 11:59 p.m.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an addendum extending the professional engineering contract between the City of Jackson and Michael Baker International 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 (Ward 7).

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE HINDS COUNTY BOARD OF SUPERVISORS FOR THE RESURFACING OF PORTER STREET AND WINTER STREET.

WHEREAS, the Hinds County Board of Supervisors intends to resurface the following streets within the corporate limits of the City of Jackson, Mississippi:

- Porter Street, at an amount not to exceed \$105,000.00
- Winter Street, at an amount not to exceed \$120,000.00

WHEREAS, in accordance with the Interlocal Cooperation Act of 1974, Section 17-13-1, et seq. of the Mississippi Code of 1972, as amended, it is necessary to enter into an Interlocal Agreement with the Hinds County Board of Supervisors to authorize the Hinds County Board of Supervisors to complete the proposed work of resurfacing Porter Street and Winter Street.

IT IS, THEREFORE, ORDERED that an Interlocal Agreement with the Hinds County Board of Supervisors for the resurfacing Porter Street and Winter Street is authorized.

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

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

ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH STANTEC CONSULTING SERVICES, INC., FOR THE CAVALIER DRIVE AND HAWTHORN DRIVE BRIDGE REPLACEMENT PROJECT, CITY PROJECT NUMBER 18B4505.701.

WHEREAS, the Department of Public Works desires to have design engineering services to replace the Cavalier Drive and Hawthorn Drive Bridge structures, Jackson, Hinds County, Mississippi; and

WHEREAS, Stantec Consulting Services, Inc., a multi-disciplinary civil engineering firm located in Jackson, Mississippi submitted their firm's Statement of Qualifications based on a solicitation for professional engineering services by the Department of Public Works; and

WHEREAS, Stantec Consulting Services, Inc., has submitted a proposal based on its Statement of Qualifications to provide the City of Jackson design engineering services at a cost not to exceed \$182,000.00 for the Cavalier Drive and Hawthorn Drive Bridge Replacement Project; and

WHEREAS, the Department of Public Works recommends the City of Jackson enter into an Engineering Services Agreement with Stantec Consulting Services, Inc., in the amount not to exceed \$182,000.00, for the Cavalier Drive and Hawthorn Drive Bridge Replacement Project, City Project Number 18B4505.701.

IT IS, THEREFORE, ORDERED that an engineering services agreement with Stantec Consulting Services, Inc., in an amount not to exceed \$182,000.00, for the Cavalier Drive and Hawthorn Drive Bridge Replacement Project, City Project Number 18B4505.701 is accepted.

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

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE PAYMENT OF THE SUM OF \$10,578.50 TO TYLVESTER O. GOSS, THE SPECIAL MASTER APPOINTED IN HINDS COUNTY CIRCUIT COURT CAUSE #251-17-77 CIV.

WHEREAS, the City of Jackson was named as a Defendant in a civil action commenced by Retro Metro LLC; and

WHEREAS, Attorney Tylvester O. Goss was appointed to serve as Special Master in the cause by an order entered in the Hinds County Circuit Court on February 13, 2017; and

WHEREAS, the controversy was resolved by the parties, and Special Master Tylvester O. Goss filed an affidavit with the Court requesting reimbursement of necessary expenses and attorneys' fees; and

WHEREAS, the Court entered an Order on July 6, 2018, which approved the Special Master's Fees and Expenses and attached a copy of the affidavit; and

WHEREAS, the Court ordered the parties to pay fees to Attorney Tylvester O. Goss in the amount of \$21,175.00, and fifty percent (50%) of the fees ordered totals \$10,578.50.

IT IS HEREBY ORDERED that the sum of \$10,578.50 shall be paid to Attorney Tylvester O. Goss in accordance with the Hinds County Circuit Court Order.

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

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

Nays- Tillman.

Absent- None.

ORDER ACCEPTING PROPOSAL OF SOUTHGROUP INSURANCE SERVICES ON BEHALF OF BITCO INSURANCE COMPANIES TO PROVIDE SPECIFIC WORKERS' COMPENSATION INSURANCE COVERAGE FOR EMPLOYEES OF THE CITY OF JACKSON.

WHEREAS, the City of Jackson is statutorily required to have Worker's Compensation Insurance coverage for all employees; and

WHEREAS, the City of Jackson has received a proposal from Southgroup Insurance Services on behalf of Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2018 to August 1, 2019, at an average rate of 0.6522 per \$100.00 of payroll, with a deposit premium of \$225,170.00 and annual premium of \$2,024,882.00; and

WHEREAS, the policy will cover workers' compensation claims involving all employees for the City of Jackson; and

WHEREAS, the policy is a commercial "first dollar" policy wherein all costs, expenses, wages and fees will be paid by Bitco Insurance Companies. Therefore, no additional fees and/or SIR amounts will be paid by the City of Jackson or to Bitco Insurance Companies other than the premium installments; and

WHEREAS, the City of Jackson will pay an initial down payment of \$225,170.00 with eight (8) premium installments in the amount of \$224,964.00.

IT IS HEREBY ORDERED that the proposal of Southgroup Insurance Services on behalf of Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2018 to August 1, 2019, at an average rate of 0.6522 per \$100.00 of payroll, with a deposit premium of \$225,170.00 and annual premium of \$2,024,882.00, be accepted.

IT IS FURTHER ORDERED that the Mayor or his designee be authorized to execute the necessary documents to bind the proposed insurance coverage.

Council Member Stokes moved adoption; Council Member Banks seconded.

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

ORDER ACCEPTING EXTENSION OF CLAIMS ADMINISTRATION SERVICES CONTRACT WITH YORK RISK SERVICES GROUP, INC.

WHEREAS, the City executed an Agreement on or about August 15, 2017 with York Risk Services Group to provide services to certain worker's compensation claims; and

WHEREAS, the City Attorney's Office through its Risk Management Division has determined it is in the best interest of the City to extend said Agreement.

IT IS HEREBY ORDERED that the current contract between York Risk Services Group, Inc., to provide specific excess workers compensation administrative services for the City of Jackson Risk Management Department for the period July 15, 2017 to August 1, 2018 for all claims assigned to York by the City of Jackson Risk Management Department be extended for the period August 1, 2018 to August 1, 2019.

The contract covers worker's compensation claims involving employees of the City of Jackson as follows:

Medical Only Claims	\$160.00
Indemnity Claims	\$985.00
Historical/Takeover Medical Only Claims	\$160.00
Historical/Takeover Indemnity Claims	\$505.00

IT IS FURTHER ORDERED that this agreement be authorized for renewed for two an additional two (2) years at the same cost, or lower, if it is mutually agreeable to by the City of Jackson and York Risk Services Group, Inc., and the Mayor be authorized to execute any and all documents related to execute the Agreement and any necessary future extensions as described herein.

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

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

ORDER AUTHORIZING PAYMENT OF FULL AND FINAL JUDGMENT OF ALL CLAIMS IN THE MATTER OF "ALEXANDER LAW, P.A. VS. THE CITY OF JACKSON, MISSISSIPPI" Hinds Circuit Court Civil Action No. :251-14-518.

WHEREAS, on August 11, 2014, the Plaintiff filed a Complaint in the matter styled "Alexander Law, P.A. vs. City of Jackson, Mississippi", Hinds Circuit Court Cause No. 251-14-518; and

WHEREAS, this matter having come on for trial before the Court on June 2, 2016, and the Court having heard and considered the testimony and evidence presented by the parties and having entered its Final Judgment in this matter on July 8, 2016, finding against the City of Jackson, Mississippi; and

WHEREAS, on October 9, 2017, M & M Services, the company contracted by the City to demolish the City's building, damaged Plaintiff's building during the demolition process; and

WHEREAS, on December 12, 2017, the Court entered an Order directing the City to repair the damage done to Plaintiff's building, due to the demolition, to her satisfaction; and

WHEREAS, on July 10, 2018, the City and Plaintiff proposed a tentative settlement agreement to the Court whereas any and all claims asserted by Plaintiff against the City and M & M Services and their insurance, Arch Specialty Insurance Co. would be settled. The Settlement would also include any and all subrogation claims made by Plaintiff's insurance, Sentinel Insurance Company (The Hartford); and

WHEREAS, the City and Arch Specialty Insurance Co. agrees to settle with Plaintiff for the total amount of \$160,000.00, of which Arch Specialty Insurance Co. would pay \$50,000.00; and

WHEREAS, the Office of the City Attorney is recommending that the City fully and finally resolve this matter with the Plaintiff and their attorney in return for a complete release of the City and Entry of a Satisfaction of Judgment provided that the City pays \$110,000.00; and

WHEREAS, it is in the best interest of the City of Jackson, Mississippi that the City of Jackson resolve this matter in the amount of \$110,000.00.

IT IS, THEREFORE, ORDERED that the Judgment against the City in the case of Alexander Law, P.A. vs. the City of Jackson, Mississippi is hereby authorized for the total lump sum of \$110,000.00.

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

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

ORDER AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH ELECTION SYSTEMS & SOFTWARE (ES&S) TO PROVIDE THE CITY OF JACKSON WITH TECHNICAL SUPPORT AND RELATED SERVICES DURING THE AUGUST 7, 2018 SPECIAL ELECTION FOR THE JACKSON PUBLIC SCHOOL'S BOND REFERENDUM.

WHEREAS, the City of Jackson, Mississippi ("City of Jackson"), has a separate municipal district known as Jackson Public School District; and

WHEREAS, the Board of the Jackson Public School District passed a resolution on June 7, 2018, declaring the necessity to issue negotiable bonds of the District; and

WHEREAS, the City Council of Jackson, Mississippi passed an Order on June 11, 2018 authorizing the City of Jackson to hold a Special Election for the Jackson Public School District's Bond Referendum; and

WHEREAS, the City Clerk and Municipal Election Commissioners are preparing for said election; and

WHEREAS, the date of the Jackson Public School's Bond Referendum is set for August 7, 2018; and

WHEREAS, it has been determined by the City Clerk and the Municipal Election Commissioners that use of the technical support and related services for the use of County voting machines are necessary to properly conduct said election; and

WHEREAS, Election Systems & Software ("ES&S") has proposed to provide the following support services: delivery and pick up of DS200 voting machines and Auto Mark Voter Assist Terminal UADA Devise, and other related equipment to municipal precincts, election technical support for voting equipment, election definition coding and support, delivery and pick up of all equipment, and ballot printing and supplies, if applicable; for the August 7, 2018 Special Election as specified above; and

WHEREAS, ES&S will provide said services, excluding ballot printing and supplies, in an amount not to exceed _____.

IT IS, THEREFORE, ORDERED that the Mayor is hereby authorized to execute an agreement with ES&S to provide technical support and related services to the City of Jackson, excluding ballot printing and supplies, at a cost not to exceed _____.

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

President Priester recognized **Council Member Stokes** who moved, seconded by **Council Member Stamps** to amend said order to change DS200 voting machines to DS850 scanner and to the cost not to exceed \$29,997.00. The motion prevailed by the following vote:

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

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

ORDER AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH ELECTION SYSTEMS & SOFTWARE (ES&S) TO PROVIDE THE CITY OF JACKSON WITH TECHNICAL SUPPORT AND RELATED SERVICES DURING THE AUGUST 7, 2018 SPECIAL ELECTION FOR THE JACKSON PUBLIC SCHOOL'S BOND REFERENDUM.

WHEREAS, the City of Jackson, Mississippi ("City of Jackson"), has a separate municipal district known as Jackson Public School District; and

WHEREAS, the Board of the Jackson Public School District passed a resolution on June 7, 2018, declaring the necessity to issue negotiable bonds of the District; and

WHEREAS, the City Council of Jackson, Mississippi passed an Order on June 11, 2018 authorizing the City of Jackson to hold a Special Election for the Jackson Public School District's Bond Referendum; and

WHEREAS, the City Clerk and Municipal Election Commissioners are preparing for said election; and

WHEREAS, the date of the Jackson Public School's Bond Referendum is set for August 7, 2018; and

WHEREAS, it has been determined by the City Clerk and the Municipal Election Commissioners that use of the technical support and related services for the use of County voting machines are necessary to properly conduct said election; and

WHEREAS, Election Systems & Software ("ES&S") has proposed to provide the following support services: delivery and pick up of DS850 scanner and Auto Mark Voter Assist Terminal UADA Device, and other related equipment to municipal precincts, election technical support for voting equipment, election definition coding and support, delivery and pick up of all equipment, and ballot printing and supplies, if applicable; for the August 7, 2018 Special Election as specified above; and

WHEREAS, ES&S will provide said services, excluding ballot printing and supplies, in an amount not to exceed \$29,997.00.

IT IS, THEREFORE, ORDERED that the Mayor is hereby authorized to execute an agreement with ES&S to provide technical support and related services to the City of Jackson, excluding ballot printing and supplies, at a cost not to exceed \$29,997.00.

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF JACKSON, MISSISSIPPI AND HINDS COUNTY FOR PROVIDING EQUIPMENT AND SERVICES RELATED TO THE 2018 SPECIAL ELECTION ON THE BOND ISSUE REFERENDUM FOR THE JACKSON PUBLIC SCHOOL DISTRICT.

WHEREAS, the City of Jackson, Mississippi ("City of Jackson"), is conducting a special election on a referendum for a proposed bond issue by the Jackson Public District ("Special Election"); and

WHEREAS, the Special Election will take place, as specified by statute, on August 7, 2018; and

WHEREAS, Hinds County, primarily by and through the Hinds County Circuit Clerk, will make available to the City of Jackson all related and necessary election equipment accessories, including but not limited to (6) DS200's for election central, (87) Auto Marks with tables and keys, (87) supply bags, (87) absentee bags, (87) election ballot bags, all voting signs, voting partitions and privacy sleeves, and ADA ramps for the precincts; and

WHEREAS, the City of Jackson will assume all responsibility for destruction, negligence or any other damages to the County equipment and agrees to indemnify, hold harmless and otherwise compensate the County for any claims and losses to the extent allowable by Mississippi Law; and

WHEREAS, upon completion of the above-referenced duties by Hinds County, the City of Jackson agrees to remit to Hinds County the amount not to exceed \$500.00 for the afore-mentioned Special Election. Payment shall be made to the Hinds County Chancery Clerk.

IT IS, THEREFORE, ORDERED that the Mayor is hereby authorized to execute an agreement with the Hinds County for services related to the above-mentioned 2018 Special Election in an amount not to exceed \$500.00.

IT IS FURHER ORDERED that the Mayor is authorized to execute such other agreements with the County and other parties in furtherance of conducting the Special Election provided such other documents will not incur further expense.

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

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

There came on for consideration Agenda Item No. 44:

ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI REVISING THE FISCAL YEAR 2017-2018 BUDGET TO CONTRIBUTE FUNDING TO THE JACKSON ZOOLOGICAL PARK. Said item was referred to the Finance Committee.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICE CONTRACT WITH LOCAL IMPACT ANALYTICS, LLC FOR ANALYTICAL SERVICES FOR THE CITY OF JACKSON, MISSISSIPPI.

WHEREAS, the City of Jackson, Mississippi ("City"), has a need for the professional services to analyze the effect differing funds from Grand Gulf is having on the community in Ward 4; and

WHEREAS, a detailed analysis on the afore-mentioned issue, which would include: (1) a Ward 4 Economic Model Set Up; (2) a Retail Analysis; (3) a Residential/Demographic Analysis; (4) a Metro Center Impact Analysis; and (5) a Community Assets Review; and

WHEREAS, Local Impact Analytics LLC has the expertise and experience in analytics necessary to provide such detailed analysis; and

WHEREAS, Local Impact Analytics LLC is a Mississippi limited liability company formed on February 2, 2016, and in "good standing"; and

WHEREAS, the afore-mentioned analysis by Local Impact Analytics LLC would cost no more than \$5,000.00 and would be completed within forty-five (45) days from execution of the contract.

IT IS HEREBY ORDERED that the Mayor is authorized to execute a contract with Local Impact Analytics LLC to provide the above-described professional analytical services execution for an amount not to exceed \$5,000.00, all to be paid out of the General Government Fund.

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

Vice President Lindsay recognized **Alex Pickles** and **Josh Sullivan**, representative of Local Impact Analytics, LLC who provided a brief overview of the services provided by his company.

Council Member Stamps moved, seconded by **Council Member Stokes** to amend to change the General Government Fund to Grand Gulf Fund.

Vice President Lindsay recognized Michelle Thomas, Financial Consultant for the Department of Administration, who stated that the Grand Gulf fund is fully incumbent.

Thereafter, Council Member Stamps and Stokes withdrew their motion and second.

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

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

Nays- None.

Absent- Priester.

* * * * *

There came on for consideration Agenda Item No. 46:

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING THE CHANGE OF THE FORM OF GOVERNMENT FROM "MAYOR-COUNCIL" TO "COUNCIL-CITY MANAGER." Said item was referred to the Government Operations Committee.

* * * * *

President Priester returned to the meeting.

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RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ENCOURAGING THE MISSISSIPPI LEGISLATURE TO ACKNOWLEDGE THAT MISSISSIPPI MUNICIPALITIES NEED ASSISTANCE IN MAINTAINING QUALITY PUBLIC INFRASTRUCTURE; AND IS REQUESTING THAT THE MISSISSIPPI LEGISLATURE TAKE ACTION IN ANY SPECIAL SESSION TO BE CALLED IN THE COMING WEEKS TO ASSIST MISSISSIPPI MUNICIPALITIES IN IMPROVING AND MAINTAINING THEIR PUBLIC INFRASTRUCTURE BY DIVERTING A PORTION OF THE USE TAX/INTERNET SALES TAX THEREBY BENEFITING THEIR CITIZENS, THE STATE ECONOMY AND THE ENTIRE STATE OF MISSISSIPPI.

WHEREAS, the U.S. Supreme Court in the case of South Dakota v. Wayfair, Inc., et al., has held that states have the legal authority to collect internet sales tax in the same manner as intrastate sales; and

WHEREAS, municipal governments in Mississippi rely heavily on sales and use tax revenues to fund their essential government operations such as public infrastructure projects, especially the maintenance and repair of their water and sewer services as well as road, streets, and bridges; and

WHEREAS, municipal governments in Mississippi are responsible for over 23,000 lane miles of streets and bridges and also provide water and sewer services to over 50% of the citizens in Mississippi; and

WHEREAS, the capitol of Mississippi is Jackson and the quality of public infrastructure is critical to the economic vitality of the municipality and the municipality's capacity to provide a better quality of life for the citizens therein and the citizens of Mississippi at large; and

WHEREAS, citizens of Jackson, Mississippi expect and deserve safe streets and properly functioning water and sewer systems in their municipality; and

WHEREAS, the rising cost of providing and maintaining municipal infrastructure, together with complying with unfunded mandates of the federal government surpasses current municipal revenue streams; and

WHEREAS, investment in safer, modern and quality public infrastructure will pay dividends to the State now and for years to come with full support by appropriate and sufficient revenue; and

WHEREAS, legislative funding for quality public infrastructure in all Mississippi municipalities is in the best interest of the citizens of Mississippi for purposes of assisting municipal governments, such as municipalities like the City of Jackson, in efficiently and effectively providing quality public infrastructure services to its citizens; and

WHEREAS, the State of Mississippi should enact amendments to applicable sales and use tax laws that would tax interstate sales on internet purchases in the same manner as intrastate sales.

THEREFORE, BE IT RESOLVED the City Council of Jackson, Mississippi hereby encourages the Mississippi Legislature to assist Mississippi municipalities in an effort to “Balance the Scales with Internet Sales” and treat internet sales tax as they do traditional sales tax and divert at least 18.5% back to the cities based on the point of delivery of the products sold. At the very least, the Legislature should set aside a portion of all Use Tax to be diverted to cities on a per capita basis to be used for water, sewer, and street infrastructure thereby benefiting their citizens, the State economy and the entire State of Mississippi.

BE IT FURTHER RESOLVED that copies of this Resolution be furnished to all members of the Mississippi Legislature in recognition of such support.

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

President Priester recognized **Council Member Stamps** who moved, seconded by **Council Member Stokes** to amend to change the percentage from 18.5% to 20.5%. The motion prevailed by the following vote:

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

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

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ENCOURAGING THE MISSISSIPPI LEGISLATURE TO ACKNOWLEDGE THAT MISSISSIPPI MUNICIPALITIES NEED ASSISTANCE IN MAINTAINING QUALITY PUBLIC INFRASTRUCTURE; AND IS REQUESTING THAT THE MISSISSIPPI LEGISLATURE TAKE ACTION IN ANY SPECIAL SESSION TO BE CALLED IN THE COMING WEEKS TO ASSIST MISSISSIPPI MUNICIPALITIES IN IMPROVING AND MAINTAINING THEIR PUBLIC INFRASTRUCTURE BY DIVERTING A PORTION OF THE USE TAX/INTERNET SALES TAX THEREBY BENEFITING THEIR CITIZENS, THE STATE ECONOMY AND THE ENTIRE STATE OF MISSISSIPPI.

WHEREAS, the U.S. Supreme Court in the case of South Dakota v. Wayfair, Inc., et al., has held that states have the legal authority to collect internet sales tax in the same manner as intrastate sales; and

WHEREAS, municipal governments in Mississippi rely heavily on sales and use tax revenues to fund their essential government operations such as public infrastructure projects, especially the maintenance and repair of their water and sewer services as well as road, streets, and bridges; and

WHEREAS, municipal governments in Mississippi are responsible for over 23,000 lane miles of streets and bridges and also provide water and sewer services to over 50% of the citizens in Mississippi; and

WHEREAS, the capitol of Mississippi is Jackson and the quality of public infrastructure is critical to the economic vitality of the municipality and the municipality's capacity to provide a better quality of life for the citizens therein and the citizens of Mississippi at large; and

WHEREAS, citizens of Jackson, Mississippi expect and deserve safe streets and properly functioning water and sewer systems in their municipality; and

WHEREAS, the rising cost of providing and maintaining municipal infrastructure, together with complying with unfunded mandates of the federal government surpasses current municipal revenue streams; and

WHEREAS, investment in safer, modern and quality public infrastructure will pay dividends to the State now and for years to come with full support by appropriate and sufficient revenue; and

WHEREAS, legislative funding for quality public infrastructure in all Mississippi municipalities is in the best interest of the citizens of Mississippi for purposes of assisting municipal governments, such as municipalities like the City of Jackson, in efficiently and effectively providing quality public infrastructure services to its citizens; and

WHEREAS, the State of Mississippi should enact amendments to applicable sales and use tax laws that would tax interstate sales on internet purchases in the same manner as intrastate sales.

THEREFORE, BE IT RESOLVED the City Council of Jackson, Mississippi hereby encourages the Mississippi Legislature to assist Mississippi municipalities in an effort to "Balance the Scales with Internet Sales" and treat internet sales tax as they do traditional sales tax and divert at least 20.5% back to the cities based on the point of delivery of the products sold. At the very least, the Legislature should set aside a portion of all Use Tax to be diverted to cities on a per capita basis to be used for water, sewer, and street infrastructure thereby benefiting their citizens, the State economy and the entire State of Mississippi.

BE IT FURTHER RESOLVED that copies of this Resolution be furnished to all members of the Mississippi Legislature in recognition of such support.

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

Nays- None.

Absent- None.

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
SUPPORTING THE DISBURSEMENT OF CITY FUNDS FOR
COMPLIMENTARY BOTTLED WATER TO ELDERLY AND INDIGENT
CITIZENS DURING WATER EMERGENCY.**

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

WHEREAS, the City of Jackson is currently facing a water emergency with the drinking water; and

WHEREAS, the best interest of the citizens of the City of Jackson requires that elderly and indigent citizens be provided complimentary bottled drinking water during the water emergency; and

WHEREAS, the Jackson City Council is hereby addressing this urgent need by providing this much needed service.

THEREFORE, BE IT HEREBY RESOLVED that the City Council of Jackson, Mississippi, hereby supports the disbursement of City funds for complimentary bottled water to the elderly and indigent citizens in the City of Jackson during the water emergency.

Council Member Stokes moved adoption; Council Member Stamps seconded.

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

President Priester recognized Mayor Chokwe Antar Lumumba who requested that the Council consider adding an item on an emergency basis that had not been submitted to the City Clerk by the agenda deadline of 3:00 P.M., Wednesday, July 25, 2018 as mandated by Sec. 2-63 of the Jackson Code of Ordinances.

Council Member Banks moved, seconded by Council Member Stokes to add an agenda items as stated by the Mayor to the agenda on an emergency basis. The motion prevailed by the following vote:

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

President Priester requested that the Clerk read the Order:

ORDER RATIFYING THE SUBMISSION OF AN APPLICATION AND AUTHORIZING THE MAYOR TO EXECUTE GRANT AGREEMENTS AND RELATED DOCUMENTS WITH THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION (MDOT) IN THE AMOUNT OF \$480,000.00 FOR THE CITY'S TRANSIT SYSTEM FOR THE FISCAL YEAR (FY) 2019 MULTI-MODAL TRANSIT PROGRAM.

WHEREAS, the Mississippi Department of Transportation (MDOT) annually allocates funding for transit programs through its Multimodal Transit Fund; and

WHEREAS, to receive these funds the City of Jackson must make an application; and

WHEREAS, the City of Jackson will apply to MDOT, for financial assistance in the amount of \$480,000.00 for operating assistance which represents allocations from the FY2019 apportionment; and

WHEREAS, these funds can be used to support operating expenses for the City's transit system called Jatran; and

WHEREAS, these funds can be used as matching funds to existing Federal Transit Administration (FTA) funds received by the City; and

WHEREAS, the Department of Planning and Development, Transit Services Division is recommending the ratification of a grant application submitted for these funds to use for the City's transit system.

IT IS, THEREFORE, ORDERED that the City Council of the City of Jackson hereby ratifies the submission and execution of a grant application to the Mississippi Department of Transportation (MDOT) for a grant in the amount of \$480,000.00 for the City's transit system; and

IT IS FURTHERMORE ORDERED that the Mayor is authorized to execute the application, grant agreements and related documents with the Mississippi Department of Transportation (MDOT) for the application, acceptance and implementation of the grant award of \$480,000.00 from MDOT to aid in the financing of the City's transit system.

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

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

President Priester recognized **Sharon Gipson**, City Attorney who requested that the Council consider adding an item on an emergency basis that had not been submitted to the City Clerk by the agenda deadline of 3:00 P.M., Wednesday, July 25, 2018 as mandated by Sec. 2-63 of the Jackson Code of Ordinances.

Council Member Banks moved, seconded by **Council Member Tillman** to add an agenda items as stated by **Attorney Gipson** to the agenda on an emergency basis. The motion prevailed by the following vote:

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

President Priester requested that the Clerk read the Order:

ORDER AUTHORIZING THE MAYOR TO EXECUTE MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF JACKSON, JACKSON MUNICIPAL ELECTION COMMISSION AND JACKSON PUBLIC SCHOOL DISTRICT.

WHEREAS, the City of Jackson, Mississippi (“City of Jackson”), is conducting a special election on a referendum for a proposed bond issue by the Jackson Public District (“Special Election”); and

WHEREAS, the Special Election will take place on August 7, 2018; and

WHEREAS, the City of Jackson and the Election Commission will facilitate the holding of the Election on Tuesday, August 7, 2018; and

WHEREAS, the District will reimburse the City and Election Commission for all costs incurred in connection with the Election and submitted to the District for reimbursement; and

WHEREAS, the District has also agreed to ensure ADA Compliance at all Polling Places; and shall also bear the cost for to ensure this compliance.

IT IS, THEREFORE, ORDERED that the Mayor is hereby authorized to execute a Memorandum of Understanding and all related documents with the Jackson Public School District and the Jackson Municipal Election Commission for services provided and reimbursement to the City of Jackson of funds utilized for the 2018 Special Election.

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

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

There came on for consideration Agenda Item No. 49:

DISCUSSION: UPDATE ON RFP FOR JACKSON ZOO: **President Priester** stated that said item had been discussed during the July 30, 2018 Council Work Session.

There came on for consideration Agenda Item No. 50:

DISCUSSION: UPDATE ON RFP FOR JACKSON ZOO: **President Priester** recognized Council Member Stokes who stated that said item had been discussed earlier in the meeting.

DISCUSSION: EMBALMING FLUID: **President Priester** recognized **Council Member Stokes** who expressed concerns regarding the theft of embalming fluid from a local funeral home.

President Priester recognized **Mayor Chokwe Antar Lumumba** who stated that Executive Session was needed to discuss potential litigation regarding Agenda Item No. 44.

Council Member Tillman moved, seconded by **President Priester** to go into Closed Session to consider going into Executive Session to discuss potential 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 Closed Session to discuss potential litigation.

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

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

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

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

Note: Council Members Stamps and Stokes left the meeting during Executive Session.

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

The meeting was closed in memory of the following individuals:

- **Mr. A.G. Love**
- **Mr. Joey Weathersby**
- **Mr. James Ellis**

REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JULY 31, 2018 10:00 A.M.


- Mr. Jerome Buckley
- Mr. Willie Thompson
- Ms. Taletha Mack

There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Special Council meeting at 4:00 p.m. on August 2, 2018; at 2:01 p.m., the Council stood adjourned.

ATTEST:


CITY CLERK

APPROVED:


MAYOR, 8/24/18
DATE
