

REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 27, 2017 6:00 P.M.

BE IT REMEMBERED that a Regular Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 6:00 p.m. on June 27, 2017, being the fourth Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Tyrone Hendrix, President, Ward 6; Margaret Barrett-Simon, Vice President, Ward 7; Ashby Foote, Ward 1; Melvin Priester, Jr., Ward 2; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4 and Charles Tillman, Ward 5. Directors: Marshand Crisler, Interim Chief Administrative Officer; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk; Alice Lattimore, Deputy City Clerk and James Anderson, Special Assistant to the City Attorney.

Absent: None.

The meeting was called to order by **President Tyrone Hendrix**.

The invocation was offered by **Reverend Betty Hampton** of Sanders Chapel CME Church.

President Hendrix recognized **Stanley Banks**, Owner of Banks Florist, who displayed floral arrangements and provided information regarding his business.

President Hendrix requested that Agenda Items No. 41, 42, 40, 43, 44, 27 and 28 be moved up on the Agenda. Hearing no objections, the following was presented:

President Hendrix recognized **Jackie Anderson-Woods** who presented a **PROCLAMATION PROCLAIMING JUNE 2017 BE DECLARED NATIONAL SAFETY MONTH IN THE CITY OF JACKSON**. Accepting the Proclamation was **Monica Allen**.

President Hendrix recognized **Jackie Anderson-Woods** who presented a **PROCLAMATION RECOGNIZING COMEDIAN RITA B. OF JACKSON, MS FOR HER ACCOMPLISHMENTS, SHARING HER GIFT OF LAUGHTER AS WELL AS POSITIVE REPRESENTATION OF OUR GREAT CITY**. Accepting the Proclamation with appropriate remarks was **Rita Brent**.

President Hendrix recognized **Tasha Fogg** who introduced the following individuals who provided expressions of appreciation to **Council President Tyrone Hendrix**, Ward 6 City Council Member:

- **John Sledge, Kwame Braxton, James Davis, Rob Hill, Claude McCants, Brian Jackson, Senator Hillman Frazier, Pastor Robert Lanier, Annie King and Pastor Lanford Porter**. Accepting the Presentations with appropriate remarks was **Council Member Tyrone Hendrix**.

President Hendrix recognized Council Member Stokes who presented a RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. ALLEN ANTHONY JONES AS AN INCOMPARABLE DIRECTOR OF PARKS AND RECREATION UPON HIS RETIREMENT. Accepting the Resolution with appropriate remarks was Allen Jones.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF RECOGNIZING COUNCILWOMAN MARGARET BARRETT - SIMON FOR UNSELFISH DEDICATION AND DILIGENCE IN SERVICE TO OUR CITY, STATE AND NATION.

WHEREAS, the State of Mississippi and the nation join the City of Jackson, Mississippi in recognizing the tireless work and service of Councilwoman Margaret Barrett-Simon; and

WHEREAS, she is a tribute to St. Joseph High School and the University of Southern Mississippi; and

WHEREAS, her first election came in 1985 with the commencement of the Mayor-Council form of government in Jackson; the longest serving councilperson under this government form, Councilwoman Barrett-Simon has served as President, Vice President, Chair of the Planning, Budget, Rules, Transportation and Legislative Committees, along with the Homeless Task Force; and

WHEREAS, keenly aware of civic responsibilities, Councilwoman Barrett-Simon has given freely of "time, talent and gift" to the Salvation Army, Farish Street YMCA, Jackson State University School of Liberal Arts, and the Mississippi Sports Hall of Fame; and

WHEREAS, on a broader scope, her work as Advisory Council Member and Chair of the National League of Cities does not go unnoticed; further, her contributions include: National President of Women in Municipal Government, State President of Women in Municipal Government, the Urban Poverty Task Force, National League of Cities Institute for Youth, Education, and Families, and the Mississippi Municipal Association.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi salutes her husband, Dr. Al Simon, and their five daughters for the years of support you have shared to complement Councilwoman Margaret Barrett-Simon during her many years of unselfish dedication and diligent service to the City of Jackson, the State of Mississippi and the nation. "Bon Voyage, Councilwoman Margaret Barrett-Simon.

Council Member Stokes moved adoption; Council Member Stamps seconded.

Yeas- Barrett-Simon, Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- None.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF RECOGNIZING COUNCIL PRESIDENT TYRONE HENDRIX FOR VIBRANT LEADERSHIP AND SERVICE.

WHEREAS, the State of Mississippi and the nation join the City of Jackson, Mississippi in recognizing the unique work and service of Council President Tyrone Hendrix; and

WHEREAS, his genuine love and concern for people led Councilman Hendrix to seek the position as representative for Ward 6; the youngest councilperson, he has adopted the life commitment of improving the welfare and lives of citizens in our community; and

WHEREAS, Councilman Hendrix graduated from Forest Hill High School and received both the Bachelor of Science and Master of Arts degrees from Jackson State University; and

WHEREAS, at the age of thirteen, the death of his mother, Mrs. Pondra Hendrix, greatly impacted his life and left his father, Mr. Henry Hendrix, to continue with his development; and

WHEREAS, Councilman Hendrix's career began as a community organizer in low-moderate income neighborhoods through the implementation of programs to institute community policing, secure additional street lights, living wage ordinances and acquisition of residential speed bumps; and

WHEREAS, his life's work has blossomed: organizer for "Obama for America" in the 2nd and 3rd Congressional Districts during President Obama's 2008 campaign; garnered grassroots political support for the passage of the Affordable Care Act; Deputy Campaign Manager for Johnny Dupree Campaign for Governor; founder, along with his wife, Ercilla, of a grassroots political firm; and

WHEREAS, during his Council tenure, Councilman Hendrix has served as Chair of the Legislative and Rules Committees; Vice Chair for the Planning, Economic Development and Government Operations Committees; further, he sits on the Budget and Education/Youth Ad Hoc Committees; elected City Council President; his themes center on accountability, governmental and financial transparency.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi salutes his wife, Mrs. Ercilla Dometz-Hendrix, and children- - Farah and Tyrone, II, for the years of support you shared to complement Council President Tyrone Hendrix during his vibrant leadership and service to the City of Jackson, the State of Mississippi and the nation. We wish for Council President Tyrone Hendrix, a "good life."

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

Yeas- Barrett-Simon, Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- None.

Council Member Barrett-Simon left the meeting.

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

- **Leslie Pickens** expressed concerns regarding flooding issues she's experiencing on her property as a result of a pipe collapsing.
- **Catherine Robinson** spoke in opposition to the leasing of Grove Park Golf course.
- **Mecca Dinkins** spoke in opposition to the leasing of Grove Park Golf course.
- **David Archie** spoke in opposition to the leasing of Grove Park Golf course.
- **Darron Daniels** spoke in support of a donation to the General Missionary Baptist State Convention.
- **Ineva May-Pittman** expressed gratitude towards **Council Members Barrett-Simon** and **Hendrix** for their service to the City of Jackson.

ORDER ACCEPTING PAYMENT OF \$11,408.00 FROM LIBERTY MUTUAL INSURANCE COMPANY ON BEHALF OF ITS INSURED (UPS-BRIAN GATES) 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 \$11,408.00 as a property damage settlement for damage sustained to the City of Jackson property on March 23, 2017.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

Council Member Stokes left the meeting.

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI ADOPTING THE 2015 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND FEES THEREOF, AMENDING 26-511 ET SEQ., OF THE JACKSON, MISSISSIPPI CODE OF ORDINANCES AND REPEALING 2003-47(2) OF THE CITY OF JACKSON, MISSISSIPPI AND ALL OTHER ORDINANCES OR PARTS OF LAWS IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI:

SECTION 1. That a certain document, three (3) copies of which are on file in Office of the City Clerk of the City of Jackson, Mississippi, being marked and designated as the International Property Maintenance Code, 2015 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Jackson, in the State of Mississippi, for regulating and governing the conditions and maintenance of all property, buildings and structure, by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided, providing for the issuance of permits and collection of fees thereof; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the Office of the City Clerk of the City of Jackson, Mississippi and hereby referred to, adopted, and made part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

SECTION 2. The following sections are hereby revised:

Section 101.1 Insert: [Name of Jurisdiction] City of Jackson, Mississippi

Section 103.1, 103.2, and 103.3 shall be omitted.

Section 103.5 Insert: [Appropriate Schedule] in accordance with the fees identified by Ordinances of the City of Jackson or other such fee schedule as may be adopted by resolution or in accordance with fines assessed by the judge.

Section 104.4 Right of entry. shall read as follows: The code official is authorized to enter the structure or premises at reasonable time to inspect subject to constitutional restrictions on unreasonable searches and seizures. Should entry be refused or not obtained, the code official is authorized to pursue recourse as provided by law.

Section 106.4. Violation penalties: shall read as follows: Any person, individual, corporation, company, partnership, association or any other entity failing to comply with this code or any of the requirements thereof or otherwise violating this code or any of the provisions shall, after notice and a reasonable time to correct said violation(s), pay a fine not exceeding One Thousand Dollars (\$1,000) or imprisonment not exceeding 90 days, or both, and each day thereafter that said violation(s) remain uncorrected shall constitute a separate offense punishable by a separate fine pursuant to Sections 21-13-1 and 21-17-5, Mississippi Code of 1972, or other statutes. The City shall impose for said violation(s) all other penalties and have access to any other remedies available under the law to correct the condition giving rise to the violations of this code.

Section 108.2.1 Authority to disconnect water utilities. shall read as follows: The code official shall have the authority to authorize disconnection of *water* utility service to the building, structure or system regulated by the code and the referenced codes and standards set forth in Section 102.7 in case of emergency where necessary to eliminate an immediate hazard to life or property or where such utility connection has been made without approval. The code official shall notify the serving utility and, whenever possible, the owner or owner's authorized agent and occupant of the building, structure or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnection the owner, owner's authorized agent or occupant of the building structure or service system shall be notified in writing as soon as practical thereafter.

Sections 111.2, 111.2.1, 111.2.2, 111.2.3, 11.2.4, 111.2.5, and 111.3 shall be omitted.

Section 112.4 Insert: [Dollar Amount in Two Locations] double the amount of the original fee or no more than the maximum amount allowed by law.

Section 201.3 Terms defined in other codes shall read as follows: When terms are not defined in this code and are defined in the *International Building Code, International Fire Code, International Mechanical Code, International Plumbing Code, International Residential Code, Official Zoning Ordinance of the City of Jackson, Mississippi, or City of Jackson, Mississippi Code of Ordinances*, such terms shall have the meanings ascribed to them as stated in those codes.

Section 301.4 Nuisance. is hereby added and shall read as follows: The existence of any condition(s) on buildings, accessory structures, or property, which has an adverse impact on the safety, health, environment, aesthetics or property values of properties in the near vicinity as a result of being visible from outside the property, is declared to be a nuisance. Any property that is damaged or destroyed by fire or acts of nature shall be demolished or repairs must begin with three months of the damage or destruction.

Section 301.5 Hazardous Materials. is hereby added and shall read as follows: It shall be unlawful for any owner or tenant to store hazardous materials that constitute a fire or environmental hazard, or are detrimental to human life, health, or safety. Any other condition existing on or in a building, accessory structure, or property that is determined to be a safety or health hazard whether or not visible from outside the property shall be unlawful.

Section 301.6 Accumulations. is hereby added and shall read as follows: It shall be unlawful for any owner to store any item such as, but not limited to, washers, dryers, refrigerators, ovens, freezers, lawn mowers, string trimmers, edgers, tillers, rakes, shovels, other gardening supplies, toys, recliners, ice chests, boxes, crates, storage bins, storage tubs, file cabinets, grills, kennels, barrels, drums, cans, bottles, wood, metal, plastic, rags, paper, tires, auto parts; unused, inoperable, worn-out or discarded appliances or other household items; scrap iron, tin, and other metal not neatly piled, or anything whatsoever that is or may become a hazard to public health and safety, or that may harbor insect, rodent or vermin infestation on a porch, breezeway, balcony, front yard or side yard if the porch, breezeway, balcony, front yard or side yard is visible from any street.

Section 301.7 Garage or Carports. is hereby added and shall read as follows: All materials, equipment, or other items of personal property shall not be stored inside a carport to the extent that such storage prevents the use of a carport for the parking of the number of motor vehicles for which the carport is designed.

Section 302.4 Insert: [Height in Inches] 18 inches

Section 302.4.1 Vegetation Exemptions. is hereby added and shall read as follows: Vegetation planted and maintained for landscaping purposes or for erosion control shall be exempt from the requirements of this section. Vegetation located beyond fifty feet (50') from the back of curb or edge of pavement on a lot over one acre that is in a natural state shall be exempt from the requirements of this section.

Section 302.4.2 Vegetation on unimproved cleared lot. is hereby added and shall read as follows: Vegetation located on an unimproved, cleared lot shall be maintained to prohibit vegetation 48 inches in height.

Section 302.7 Accessory structures. shall read as follows: All accessory structures, including detached garage, fences and walls, shall be maintained, structurally sound, and in good repair. Fences and walls should be free from loose, missing, broken or rotting materials and shall have braces and supports attached or fastened in accordance with common buildings practices.

Section 302.7.1 Mailboxes. is hereby added and shall read as follows: All mailboxes shall be maintained structurally sound and in good repair, to include the box, post, and all attachments.

Section 304.13 Window, skylight and door frames. Every window, skylight, door and frame shall be kept in sound condition, good repair and weather light. No windows, doors, or building exteriors shall be covered with but not limited to, aluminum foil, cardboard, plywood, or plastic, except during construction or pending repairs not exceeding thirty (30) days. Existing screens on doors or windows shall not be torn or in need of repair or replacement.

Section 304.1.1 is hereby omitted.

Section 304.14 Insert: [Dates in Two Locations] January to December

Section 305.1.1 is hereby omitted.

Section 306.1.1 is hereby omitted.

Section 404.5 Overcrowding shall read as follows: The number of persons occupying a dwelling unit shall not create conditions that, in the opinion of the code official, endanger the life, health, safety or welfare of the occupants or neighbors. No boarding house, residential care facility, half-way house, hospice, shelter, single room occupancy hotel, or rooming house shall exceed twelve (12) persons.

Section 404.5.1 is hereby omitted.

Section 404.5.2 is hereby omitted.

Section 602.3 Insert: [Dates in Two Locations] October to March

SECTION 3. That ordinance No. 2003-47(2) of the Jackson, Mississippi Code of Ordinances entitled International Property Maintenance Code, 2003 edition, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The governing authorities of the City of Jackson, Mississippi hereby declare that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SECTION 5. That nothing in this legislation or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

SECTION 6. That the City Clerk of Jackson, Mississippi is hereby ordered and directed to cause this legislation to be published.

SECTION 7. That this law and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect 30 days from and after the date of its final passage and adoption.

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

Yeas- Foote, Hendrix, Priester and Tillman.

Nays- None.

Abstention- Stamps.

Absent- Barrett-Simon and Stokes.

Council Member Stokes returned to the meeting.

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
AMENDING SECTION 66-44 OF THE CODE OF ORDINANCES OF JACKSON,
MISSISSIPPI TO REVISE PROCEDURES FOR PROVIDING NOTICE,
HEARING, ASSESSING COSTS AND PENALTIES AND TO ENACT
CRIMINAL PENALTIES FOR REPEATED VIOLATIONS RESULTING IN THE
CLEANING OF PROPERTY CONSIDERED TO CONSTITUTE A MENACE TO
PUBLIC HEALTH, SAFETY, AND WELFARE.**

WHEREAS, Section 21-19-11 of the Mississippi Code authorizes municipalities to utilize public resources to clean property which constitutes a menace to public health, safety, and welfare when owners failed to address the conditions; and

WHEREAS, Section 21-19-11 of the Mississippi Code sets forth the procedures for providing notice, hearing, and assessing costs and penalties for the cleaning of property considered to constitute a menace to public health, safety, and welfare; and

WHEREAS, Section 21-19-11 of the Mississippi Code provides that the procedures set forth in the statute does not prevent a municipality from enacting *criminal* penalties for failure to maintain property so as not to constitute a menace to public health, safety, and welfare; and

WHEREAS, the best interest of the municipality would be served by the criminal prosecution of owners whose property has been adjudicated to be a menace to public health, safety, and welfare on multiple occasions.

THEREFORE, BE IT ORDAINED by the City Council of Jackson, that Section 66-44 is hereby amended to read as follows:

Sec. 66-44. - Cleaning private property; *civil* debt; lien; criminal proceedings.

(a) *Notice; hearing; abatement; lien.* To determine whether property or a parcel of land located within a municipality is in such a state of uncleanness as to be a menace to public health, safety, and welfare of the community, a hearing shall be conducted upon the motion of the City or upon the receipt of a petition signed by a majority of the residents residing within four hundred (400) feet of any property or parcel of land alleged to be in need of the cleaning. Notice shall be provided to the property owner in accordance with the procedures set forth in Section 21-19-11 of the Mississippi Code which requires the following:

(1) United States mail two (2) weeks before the date of the hearing mailed to the address of the subject property and to the address where the ad valorem tax notice for such property is sent by the office charged with collecting ad valorem tax; and

(2) Posting notice for at least two (2) weeks before the date of a hearing on the property or parcel of land alleged to be in need of cleaning and at city hall or another place in the municipality where such notices are posted.

Any notice required by this section shall include language that informs the property owner that an adjudication at the hearing that the property or parcel of land is in need of cleaning will authorize the municipality to reenter the property or parcel of land for a period of one (1) year after final adjudication without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning. A copy of the required notice mailed and posted as required by this section shall be recorded in the minutes of the Jackson City Council in conjunction with the hearing required by this section.

If there is an adjudication that the property or parcel of land in its current condition constitutes a menace to public health, safety and welfare of the community, the property shall be cleaned if the owner does not do so himself. The use of municipal employees or contract labor may be used to clean the property. Cleaning shall consist of cutting grass and weeds; filling cisterns; removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris; and draining cesspools and standing water therefrom. The City may by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty not to exceed One Thousand Five Hundred Dollars (\$ 1,500.00) or fifty percent (50%) of the actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and administrative costs and legal costs of the municipality. For subsequent cleaning within the one-year period after the date of the hearing at which the property or parcel of land was adjudicated in need of cleaning, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipality's adjudication as authorized in this subsection (1), the City may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property, except as otherwise provided in this section for removal of hazardous substances, shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is more. The aggregate cost of removing hazardous substances will be the actual cost of such removal to the municipality and shall not be subject to the Twenty Thousand Dollar (\$ 20,000.00) limitation provided in this subsection. The City may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall the City clean a parcel owned by the State of Mississippi without first giving notice.

(b) Assessment of costs and penalties. If the city council declares, by resolution, that the cost and any penalty shall be collected as a *civil* debt, then a suit on open account against the owner of the property shall be filed in a court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. If the city council declares that the cost and any penalty shall be collected as an assessment against the property, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the city council proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes. The lien against the property shall be an encumbrance upon the property and shall follow title of the property.

- (i) All assessments levied under the provisions of this section shall be included with municipal ad valorem taxes and payment shall be enforced in the same manner in which payment is enforced for municipal ad valorem taxes, and all statutes regulating the collection of other taxes in the City will apply to the enforcement and collection of the assessments levied under the provisions of this section, including utilization of the procedures authorized under Sections 17-13-9(2) and 27-41-2.
- (ii) All assessments levied under the provisions of this section shall become delinquent at the same time municipal ad valorem taxes become delinquent. Delinquencies shall be collected in the same manner and at the same time delinquent ad valorem taxes are collected and shall bear the same penalties as those provided for delinquent taxes. If the property is sold for the nonpayment of an assessment under this section, it shall be sold in the manner that property is sold for the nonpayment of delinquent ad valorem taxes. If the property is sold for delinquent ad valorem taxes, the assessment under this section shall be added to the delinquent tax and collected at the same time and in the same manner.

(c) *Criminal Penalties.* Prior to consideration by the city council of the adoption of a resolution declaring that certain parcels are in such a state of uncleanness as to be a menace to the public health and safety of the community, the Division of Community Improvement shall certify that an adjudication for the same violation involving the same parcel and same property owner has occurred no more than twice. If the same parcel and same property owner have been part of an adjudication at least twice within a two (2) year period, then the code enforcement officer is authorized to also submit a charging affidavit, indictment or bill of information regarding repeated violations to the City prosecutor, and the punishment shall constitute fine, imprisonment, or both as allowed by law, pursuant to §21-19-11 of the Mississippi Code.

(d) *Appeal.* All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

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

President Hendrix moved to amend, seconded by **Council Member Stokes** to add the following language to Section (c) Criminal Penalties: It is the intent of the governing authorities that the calculation of adjudications within the two year period shall not apply retroactively but shall commence upon adoption of this Ordinance. Nothing in this Ordinance shall prohibit the City Council from adopting a resolution declaring that certain parcels are in such a state of uncleanness as to be menace to the public health and safety of the community, regardless of the number of times the said parcel has been adjudicated. The motion prevailed by the following vote:

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

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

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AMENDING SECTION 66-44 OF THE CODE OF ORDINANCES OF JACKSON, MISSISSIPPI TO REVISE PROCEDURES FOR PROVIDING NOTICE, HEARING, ASSESSING COSTS AND PENALTIES AND TO ENACT CRIMINAL PENALTIES FOR REPEATED VIOLATIONS RESULTING IN THE CLEANING OF PROPERTY CONSIDERED TO CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE.

WHEREAS, Section 21-19-11 of the Mississippi Code authorizes municipalities to utilize public resources to clean property which constitutes a menace to public health, safety, and welfare when owners failed to address the conditions; and

WHEREAS, Section 21-19-11 of the Mississippi Code sets forth the procedures for providing notice, hearing, and assessing costs and penalties for the cleaning of property considered to constitute a menace to public health, safety, and welfare; and

WHEREAS, Section 21-19-11 of the Mississippi Code provides that the procedures set forth in the statute does not prevent a municipality from enacting *criminal* penalties for failure to maintain property so as not to constitute a menace to public health, safety, and welfare; and

WHEREAS, the best interest of the municipality would be served by the criminal prosecution of owners whose property has been adjudicated to be a menace to public health, safety, and welfare on multiple occasions.

THEREFORE, BE IT ORDAINED by the City Council of Jackson, that Section 66-44 is hereby amended to read as follows:

Sec. 66-44. - Cleaning private property; *civil* debt; lien; criminal proceedings.

(a) *Notice; hearing; abatement; lien.* To determine whether property or a parcel of land located within a municipality is in such a state of uncleanness as to be a menace to public health, safety, and welfare of the community, a hearing shall be conducted upon the motion of the City or upon the receipt of a petition signed by a majority of the residents residing within four hundred (400) feet of any property or parcel of land alleged to be in need of the cleaning. Notice shall be provided to the property owner in accordance with the procedures set forth in Section 21-19-11 of the Mississippi Code which requires the following:

(1) United States mail two (2) weeks before the date of the hearing mailed to the address of the subject property and to the address where the ad valorem tax notice for such property is sent by the office charged with collecting ad valorem tax; and

(2) Posting notice for at least two (2) weeks before the date of a hearing on the property or parcel of land alleged to be in need of cleaning and at city hall or another place in the municipality where such notices are posted.

Any notice required by this section shall include language that informs the property owner that an adjudication at the hearing that the property or parcel of land is in need of cleaning will authorize the municipality to reenter the property or parcel of land for a period of one (1) year after final adjudication without any further hearing if notice is posted on the property or parcel of land and at city hall or another place in the municipality where such notices are generally posted at least seven (7) days before the property or parcel of land is reentered for cleaning. A copy of the required notice mailed and posted as required by this section shall be recorded in the minutes of the Jackson City Council in conjunction with the hearing required by this section.

If there is an adjudication that the property or parcel of land in its current condition constitutes a menace to public health, safety and welfare of the community, the property shall be cleaned if the owner does not do so himself. The use of municipal employees or contract labor may be used to clean the property. Cleaning shall consist of cutting grass and weeds; filling cisterns; removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris; and draining cesspools and standing water therefrom. The City may by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty not to exceed One Thousand Five Hundred Dollars (\$ 1,500.00) or fifty percent (50%) of the actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and administrative costs and legal costs of the municipality. For subsequent cleaning within the one-year period after the date of the hearing at which the property or parcel of land was adjudicated in need of cleaning, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipality's adjudication as authorized in this subsection (1), the City may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property, except as otherwise provided in this section for removal of hazardous substances, shall not exceed an aggregate amount of Twenty Thousand Dollars (\$20,000.00) per year, or the fair market value of the property subsequent to cleaning, whichever is more. The aggregate cost of removing hazardous substances will be the actual cost of such removal to the municipality and shall not be subject to the Twenty Thousand Dollar (\$ 20,000.00) limitation provided in this subsection. The City may assess the same penalty for each time the property or land is cleaned as otherwise provided in this section. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall the City clean a parcel owned by the State of Mississippi without first giving notice.

(b) Assessment of costs and penalties. If the city council declares, by resolution, that the cost and any penalty shall be collected as a *civil* debt, then a suit on open account against the owner of the property shall be filed in a court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date that the property was cleaned. If the city council declares that the cost and any penalty shall be collected as an assessment against the property, then the assessment above provided for shall be a lien against the property and may be enrolled in the office of the circuit clerk of the county as other judgments are enrolled, and the tax collector of the municipality shall, upon order of the city council proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes. The lien against the property shall be an encumbrance upon the property and shall follow title of the property.

(iii) All assessments levied under the provisions of this section shall be included with municipal ad valorem taxes and payment shall be enforced in the same manner in which payment is enforced for municipal ad valorem taxes, and all statutes regulating the collection of other taxes in the City will apply to the enforcement and collection of the assessments levied under the provisions of this section, including utilization of the procedures authorized under Sections 17-13-9(2) and 27-41-2.

(iv) All assessments levied under the provisions of this section shall become delinquent at the same time municipal ad valorem taxes become delinquent. Delinquencies shall be collected in the same manner and at the same time delinquent ad valorem taxes are collected and shall bear the same penalties as those provided for delinquent taxes. If the property is sold for the nonpayment of an assessment under this section, it shall be sold in the manner that property is sold for the nonpayment of delinquent ad valorem taxes. If the property is sold for delinquent ad valorem taxes, the assessment under this section shall be added to the delinquent tax and collected at the same time and in the same manner.

(c) *Criminal Penalties.* Prior to consideration by the city council of the adoption of a resolution declaring that certain parcels are in such a state of uncleanliness as to be a menace to the public health and safety of the community, the Division of Community Improvement shall certify that an adjudication for the same violation involving the same parcel and same property owner has occurred no more than twice. If the same parcel and same property owner have been part of an adjudication at least twice within a two (2) year period, then the code enforcement officer is authorized to also submit a charging affidavit, indictment or bill of information regarding repeated violations to the City prosecutor, and the punishment shall constitute fine, imprisonment, or both as allowed by law, pursuant to §21-19-11 of the Mississippi Code. It is the intent of the governing authorities that the calculation of adjudications within the two-year period shall not apply retroactively but shall commence upon adoption of this Ordinance. Nothing in this Ordinance shall prohibit the City Council from adopting a resolution declaring that certain parcels are in such a state of uncleanliness as to be a menace to the public health and safety of the community, regardless of the number of times the said parcel has been adjudicated.

(d) *Appeal.* All decisions rendered under the provisions of this section may be appealed in the same manner as other appeals from municipal boards or courts are taken.

Yeas- Foote, Hendrix, Priester, Stokes and Tillman.
Nays- None.
Abstention- Stamps.
Absent- Barrett-Simon.

ORDER APPROVING CLAIMS NUMBER 9943 TO 10372 APPEARING AT PAGES 1474 TO 1538 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$4,124,937.63 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 9943 to 10372 appearing at pages 1273 to 934, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$4,124,937.63 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
09 TAX INCREMENT BD FD \$1.6M	850.00
1% INFRASTRUCTURE TAX	319,662.18
AMERICORP CAPITAL CITY REBUILD	429.06
EARLY CHILDHOOD (DAYCARE)	70,396.77
FIRE PROTECTION	45,976.17
G O PUB IMP CONS BD 1998 (\$35M)	5,000.00

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G O PUB IMP CONS BD 2003 (\$20M)	46,275.00
GENERAL FUND	661,295.99
HAIL DAMAGE MARCH 2013	278.00
HOME PROGRAM FUND	708.00
HOUSING COMM DEV ACT (CDBG) FD	74,181.96
JXN CONVENTION & VISITORS BUR	294,271.19
LANDFILL/SANITATION FUND	165,298.54
MADISON SEWAGE DISP OP & MAINT	21,967.99
P E G ACCESS- PROGRAMMING FUND	8,068.71
PARKS & RECR FUND	55,217.70
RESURFACING – REPAIR & REPL. FD	45,717.81
RIDGELAND-WEST SEWAGE DISP O&M	3,917.94
SEIZURE & FORFEITED PROP- STATE	20,217.57
STATE TORT CLAIMS FUND	3,972.00
TECHNOLOGY FUND	60,046.39
TITLE III AGING PROGRAMS	27,093.00
TRAFFIC – REPAIR & REPL FD	621.98
TRANSPORTATION FUND	403,316.14
WATER SEWER B&I FD 2013 \$89.9M	5,750.00
WATER/SEWER CAPITAL IMPR FUND	744,717.79
WATER/SEWER OP & MAINT FUND	367,677.37
WATER/SEWER REVENUE FUND	2,211.61
WIRELESS RADIO COMMUNCATN FUND	23,425.00
TOTAL	<u>\$3,478,561.86</u>

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

President Hendrix recognized **Michelle Day**, Interim Director of Administration who provided a brief overview of the Claims Docket at the request of **President Hendrix**.

Thereafter, **President Hendrix** called for a vote on Claims Docket:

Yeas- Foote, Hendrix, Priester and Stokes.

Nays- Stamps and Tillman.

Absent- Barrett-Simon.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 9943 TO 10372 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 9943 to 10372 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$150,060.81 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		1,791,508.35
PARKS & RECR FUND		55,796.69
LANDFILL FUND		12,363.98
SENIOR AIDES		2,206.23
WATER/SEWER OPER & MAINT		205,215.81
PAYROLL FUND		926.00
PAYROLL	150,060.81	
EARLY CHILDHOOD		29,642.21
HOUSING COMM DEV		6,205.38
TITLE III AGING PROGRAMS		3,765.41
AMERICORP CAPITAL CITY REBUILD		9,265.20
TRANSPORTATION FUND		11,440.41
T-WARNER PA/GA FUND		4,036.58
SAMSHA		2,406.80
TOTAL		<u>\$2,134,779.05</u>

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

President Hendrix recognized **Kesha Sanders** who provided information to the Council regarding the Mayoral Inaugural events scheduled for June 30, 2017 thru July 3, 2017.

President Hendrix recognized the following individual who provided public comments during the meeting:

- **Clifton Bailey** expressed concerns regarding potholes on the sidewalk that limits to his wheelchair mobility.

ORDER AUTHORIZING THE SELL OF A 1992 E-ONE LADDER FIRE TRUCK TO THE HINDS COUNTY BOARD OF SUPERVISORS FOR THE RAYMOND VOLUNTEER FIRE DEPARTMENT.

WHEREAS, the City of Jackson Fire Department is requesting authorization to sell Truck 341 to the Raymond Volunteer Fire Department; and

WHEREAS, the 1992 E-One Ladder Fire Truck would be sold for \$15,000.

IT IS, HEREBY, ORDERED that the Fire Department be to allowed to sell TK341 to Hinds County Board of Supervisors for Raymond Volunteer Fire Department.

IT IS, FURTHER, ORDERED that the Mayor is authorized to execute all necessary agreements, title, and other documents to facilitate the sale of the referenced fire truck.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR'S SUBMISSION AND ACCEPTANCE OF THE 2017 FUNDING OPPORTUNITY ANNOUNCEMENT AND STAKEHOLDER INPUT GRANT.

WHEREAS, the City of Jackson has been granted the opportunity to apply for the 2017 Mississippi Office of Homeland Security Funding Opportunity Announcement and Stakeholder Input Grant; and

WHEREAS, the City of Jackson will receive allocation from the Mississippi Office of Homeland Security; and

WHEREAS, funds through this grant will be used to purchase a command center trailer for the Jackson Police Department Bomb Squad; and

WHEREAS, the 2017 Funding Opportunity Announcement and Stakeholder Input Grant requires no matching funds.

IT IS, HEREBY, ORDERED that the Mayor or his designee is authorized to submit an application for the 2017 Funding Opportunity Announcement and Stakeholder Input Grant.

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

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO ENTER INTO A TWELVE MONTH AGREEMENT WITH SCHINDLER ELEVATOR CORPORATION FOR ELEVATOR MAINTENANCE TO BE USED BY JATRAM AT THE JATRAM ADMINISTRATIVE/MAINTENANCE FACILITY COMMENCING MAY 1, 2017.

WHEREAS, the City of Jackson, Mississippi, desires to enter into a 12-month maintenance agreement for the elevator located at JAMF, 1785 Highway 80 West; and

WHEREAS, the City of Jackson Department of Planning and Development, Office of Transportation has determined that it may enter into an agreement with Schindler Elevator Corporation pursuant to Miss Code Ann §31-7-13 (a), as it is the best method of procurement to maintain the elevator certification and maintenance; and

WHEREAS, Schindler Elevator Corporation has been determined to be the most responsive and responsible to provide elevator maintenance services for a twelve month commencing on May 1, 2017 through April 30, 2018 based on Schindler Elevator Corporation's response and experience in elevator maintenance and having prior knowledge of the current equipment; and

WHEREAS, the cost shall not exceed the sum of \$2,152.56, which is covered by FTA funds and the City's local match in FY17.

IT IS THEREFORE, ORDERED that the Mayor is authorized to enter into a twelve month agreement with Schindler Elevator Corporation for the provision of elevator maintenance at the JATLAN Administrative and Maintenance Facility for an amount not to exceed \$2,152.56 through April 30, 2018.

IT IS FURTHER ORDERED that the services shall be paid for using Federal Transit Administration (FTA) grant funds at 80% (1,722.05) and local match from General Fund at 20% (\$430.51) to the Office of Transportation.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF JACKSON, MISSISSIPPI, AND MISSISSIPPI ROAD MAP TO HEALTH EQUITY AND URBAN LEAGUE, INCORPORATED, FOR THE LEASE AND MANAGEMENT OF THE CITY'S GROVE PARK MUNICIPAL GOLF COURSE.

WHEREAS, the City of Jackson, Mississippi ("City"), owns certain real property upon which Grove Park Municipal Golf Course is operated; and

WHEREAS, the governing authorities of the City believe that the best interest of the City, as well as its citizens, would be best served by a community collaboration with a non-profit organization willing to invest in the Grove Park Municipal Golf Course to ensure it remains open to the public, and will oversee the management and operations of said golf course; and

WHEREAS, Mississippi Roadmap to Health Equity and Urban League, Incorporated supports the City's objectives and desire to keep Grove Park Municipal Golf Course open to the public and viable amidst stringent budgetary times.

IT IS HEREBY ORDERED that the Mayor be authorized to execute a Memorandum of Understanding between the City of Jackson, Mississippi, and Mississippi Roadmap to Health Equity and Urban League, Incorporated, for the lease and management of Grove Park Municipal Golf Course for a period of ten (10) years commencing April 15, 2017 and ending April 14, 2027, with an option to extend for two (2) renewal terms of four (4) years each.

Council Member Priester moved adoption; **Council Member Foote** seconded.

President Hendrix recognized **Council Member Stokes** who requested that said item be held until after the next Council meeting to allow the new Administration an opportunity to review the agreement.

Council Member Priester withdrew this motion and **President Hendrix** motion said item.

After a thorough discussion, **President Hendrix** called for a vote on said item:

Yeas- Foote, Hendrix, Priester and Tillman.
Nays- Stamps and Stokes.
Absent- Barrett-Simon.

ORDER RATIFYING A CONTRACT WITH HEMPHILL CONSTRUCTION COMPANY FOR THE LONGWOOD DRIVE EMERGENCY WATER & SEWER REPAIR, CITY PROJECT NO. 17B0501.601.

WHEREAS, the Department of Public Works discovered both the water and sewer line pipes on Longwood Driver were damaged by the April 2, 2017 rainfall storm event causing raw sewer to discharge into Cany Creek, and loss of water pressure due to a break in the waterline; and

WHEREAS, the Mayor declared an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, because the failure of the waterline has caused disruption of water supply to citizens in Ward 6, and leakage from the collapsed sewer line discharging raw sewerage into Cany Creek is a violation of the Clean Water Act; and

WHEREAS, the City of Jackson solicited quotes from two contractors: Hemphill Construction Company, Inc., and Delta Constructors, Inc., to repair the water and sewer lines; and

WHEREAS, the City of Jackson accepted lowest and best quote from Hemphill Construction Company, Inc., in amount of \$336,850.00; and

WHEREAS, a final field inspection was held by the Department of Public Works and recommends acceptance of the project; and

WHEREAS, the original quote amount was for \$336,850.00, and the decreased amount is \$297,295.00; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$297,295.00 to Hemphill Construction Company, Inc.; and

WHEREAS, the bonding company Federal Insurance Company, Attorney-in-fact, surety on performance of the said contract, has authorized release and payment of all money due under said contract.

IT IS, THEREFORE, ORDERED that the contract with Hemphill Construction Company, Inc., for emergency repair work in the amount of \$297,295.00 is ratified.

IT IS FURTHER ORDERED that the City make final payments in the amount of \$297,295.00 to Hemphill Construction Company, Inc., and release all securities held to Hemphill Construction, Inc., for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the Longwood Drive Emergency Water & Sewer Repair, City Project No. 17B0501.601.

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

Yeas- Foote, Hendrix, Priester, Stamps and Tillman.
Nays- Stokes.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH WAGGONER ENGINEERING, INC., FOR THE STATE STREET RESURFACING PROJECT (FORTIFICATION STREET TO WOODROW WILSON AVENUE), FEDERAL AID PROJECT NO. STP-6928-00(013) LPA/107548, CITY PROJECT NO. 17B4001.

WHEREAS, the City of Jackson made application for and received \$3,888,750.00 in FAST Act federal transportation funds through the Jackson MPO for the pavement rehabilitation and resurfacing of State Street from Fortification Street to Woodrow Wilson Avenue with a required minimum 25% match; and

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

WHEREAS, Waggoner has provided a cost estimate of \$283,517.07 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 Waggoner Engineering, Inc., for the State Street Resurfacing Project, Federal Aid Project No. STP-6928-00(013) LPA/107548, City Project No. 17B4001, for an amount not to exceed \$283,517.07.

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

Yeas- Foote, Hendrix, Priester, Stamps and Tillman.

Nays- Stokes.

Absent- Barrett-Simon.

ORDER AUTHORIZING ACCEPTANCE AND DONATION OF PERMANENT EASEMENTS BETWEEN THE CITY OF JACKSON AND THE STATE OF MISSISSIPPI FOR THE LEFLEUR EAST TRAIL.

WHEREAS, the State of Mississippi owns a certain parcel of real estate and improvements situated in Jackson, Mississippi, generally located south of Eastover Drive, east of Interstate 55, and west of Ridgewood Road; and

WHEREAS, the State of Mississippi desires to construct a shared-used trail next to Eastover Drive with the trail cross onto Eastover Drive right-of-way at certain locations; and the City of Jackson desires to a grant a permanent easement to the State of Mississippi to permit the construction and maintenance of the LeFleur East trail; and

WHEREAS, the City of Jackson desires to have the LeFleur East trail serve as a sidewalk and shared-use trail next to Eastover Drive in the same manner as if it were built wholly on public right-of-way, and the State of Mississippi desires to grant a permanent easement to the City of Jackson to permit the use of the LeFleur East trail on state land in the same manner as City right-of-way.

IT IS THEREFORE, ORDERED that City of Jackson hereby grants, conveys, and donates to the State of Mississippi, for the benefit of the property and lawful users thereof, an easement over and across the public right-of-way of Eastover Drive for the construction and maintenance of the LeFleur East trail.

IT IS FURTHER, ORDERED that City of Jackson hereby accepts from the State of Mississippi, for the benefit of the public, an easement over and across land owned by State of Mississippi for the public right-of-way use of the LeFleur East Trail.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

Council Member Foote left the meeting.

ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT #1 TO THE CONTRACT OF HEMPHILL CONSTRUCTION COMPANY, INC. FOR THE TRAFFIC CALMING PROJECT, FEDERAL AID PROJECT NUMBER TCSP-0250-00(046)/103924, CITY PROJECT 31500.

WHEREAS, the City of Jackson executed a contract with Hemphill Construction Company, Inc. for the City of Jackson Traffic Calming Project; and

WHEREAS, during construction, the City and the contractor determined that additional construction signage was needed at each under-construction speed bump to provide extra warning for motorist; and

WHEREAS, the contractor determined that it needed 20 large Dip signs at a cost of \$29.06 per square foot for a total cost of \$9,299.20, and Mississippi Department of Transportation has reviewed the proposal and found the pay item cost acceptable and allowable under the 100% federal funds.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Supplemental Agreement #1 to the contract of Hemphill Construction Company, Inc. for the Traffic Calming Project, Federal Aid Project Number TCSP-0250-00(046)/103924, City Project Number 31500, increasing the amount of the contract by \$9,299.20 with the new contract amount being \$350,888.40.

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

Yeas- Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon and Foote.

Council Member Foote returned to the meeting.

ORDER ACCEPTING THE BID OF W. E. BLAIN & SONS, INC. FOR CONSTRUCTION OF TERRY ROAD RESURFACING PROJECT, FEDERAL AID PROJECT NUMBER STP-7286-00(003)/106995, CITY PROJECT NUMBER 14B4002, 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 Terry Road Resurfacing Project; and

WHEREAS, two bids were submitted to the City Clerk on June 13th, 2017; and

WHEREAS, the bid of W.E. Blain & Sons, Inc. in the amount of \$1,529,354.65 was the lowest bid received; and

WHEREAS, the Public Works Department recommends that the governing authorities deem the bid of W.E. Blain & Sons, Inc. in the amount of \$1,529,354.65 for the Terry Road 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 W.E. Blain & Sons, Inc. for the construction of the Terry Road Resurfacing Project, Federal Aid Project Number STP-7286-00(003)/106995, City Project Number 14B4002 in the amount of \$1,529,354.65, 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 W.E. Blain & Sons, Inc. for the construction of the Terry Road Resurfacing 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 Terry Road Resurfacing Project and to submit the same to MDOT as needed.

Council Member Stokes moved adoption; **President Hendrix** seconded.

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

* * * * *

ORDER RATIFYING A CONTRACT WITH UTILITY CONSTRUCTORS, INC., FOR THE WEST STREET EMERGENCY SEWER REPAIR, CITY PROJECT NO. 17B0502.701.

WHEREAS, the Department of Public Works discovered a collapsed sewer main on West Street damaged by the April 2, 2017 rainfall storm event causing raw sewer to discharge into local drainage inlets; and

WHEREAS, the Mayor declared an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, due the collapsed sewer main discharging raw sewer into local drainage inlets is a violation of the Clean Water Act; and

WHEREAS, the City of Jackson solicited quotes from three contractors: Hemphill Construction Company, Inc., and Delta Constructors, Inc., and Utility Constructors, Inc., to repair the sewer main; and

WHEREAS, the City of Jackson accepted lowest and best quote from Utility Constructors, Inc., in amount of \$699,246.00; and

WHEREAS, a final field inspection was held by the Department of Public Works and recommends acceptance of the project; and

WHEREAS, the original quote amount was for \$699,246.00, and the decreased amount is \$675,718.35; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$675,718.35.00 to Utility Constructors, Inc.; and

WHEREAS, the bonding company Sure Tec Insurance Company, Attorney-in-fact, surety on performance of the said contract, has authorized release and payment of all money due under said contract.

IT IS, THEREFORE, ORDERED that the contract with Utility Constructors, Inc., for emergency repair work in the amount of \$675,718.35 is ratified.

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IT IS FURTHER ORDERED that the City make final payment in the amount of \$675,718.35 to Utility Constructors, Inc., and release all securities held to Utility Constructors, Inc., for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the West Street Emergency Sewer Repair, City Project No. 17B0502.701.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH 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.

WHEREAS, the City of Jackson made application for and received FAST Act federal transportation funds through the Jackson MPO for the Woodrow Wilson Avenue Resurfacing from Mill Street to I-55; and

WHEREAS, the City of Jackson selected Michael Baker International Inc., a local Civil Engineering firm from its solicited statement of qualifications to perform necessary preliminary engineering services for the project; and

WHEREAS, Michael Baker International, Inc., has provided a cost proposal of \$180,600.00 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 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 \$180,600.00.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH STANTEC CONSULTING SERVICES, INC., FOR THE MCDOWELL ROAD OVER CANEY CREEK BRIDGE REPLACEMENT, FEDERAL AID PROJECT NO. STP-8280-00(003) LPA/107540-701000, CITY PROJECT NO. 17B4502.901.

WHEREAS, the City of Jackson made application for and received FAST Act federal transportation funds through the Jackson MPO for the McDowell Road over Caney Creek Bridge Replacement; and

WHEREAS, the City of Jackson selected Stantec Consulting Services, Inc., a local Civil Engineering firm from its solicited statement of qualifications to perform necessary preliminary engineering services for the project; and

WHEREAS, Stantec Consulting Services, Inc., has provided a cost proposal of \$242,000.00 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 Stantec Consulting Services, Inc., for the McDowell Road over Caney Creek Bridge Replacement, Federal Aid Project No. STP-8280-00(003) LPA/107540-701000, City Project No. 17B4502.901, for an amount not to exceed \$242,000.00.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE PAYMENT TO EMPIRE TRUCK SALES LLC, FOR THE REPAIR OF VACTOR COMBINATION SEWER CLEANER TRUCK.

WHEREAS, the exhaust emission system and fuel injectors failed which resulted in internal engine failure which made it necessary to rebuild the engine; and

WHEREAS, the Sewer Division had a Vactor Combination Sewer Cleaner Truck repaired at Empire Truck Sales for \$35,835.86; and

WHEREAS, the repair of the equipment was necessary to maintain the City Sewer System and comply with the City's MDEQ requirements; and

WHEREAS, Empire Truck Sales, LLC has submitted outstanding invoices to the City for the repair of a Vactor Combination Sewer Cleaner Truck for payment totaling \$35,835.86.

IT IS, THEREFORE ORDERED that the sum of \$35,835.86 be paid to Empire Truck Sales, LLC for the repair of Vactor Combination Sewer Cleaner Truck.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS FOR THE CORPS OF ENGINEERS SECTION 592 PROGRAM AGREEMENT.

WHEREAS, the City of Jackson, Mississippi has received notice about proposed Section 592 funding from the Corps of Engineers; and

WHEREAS, the Secretary of the Army is authorized to provide design and construction assistance, which may be in the form of grants or reimbursements of the Federal share of project costs, for water-related environmental infrastructure and resource protection and development projects in Mississippi (hereinafter the "Section 592 Program") pursuant to Section 592 of the Water Resources Development Act of 1999, Public Law 106-53, as amended (hereinafter "Section 592"); and

WHEREAS, Section 592 provides that the Secretary of the Army may provide assistance for a water-related environmental infrastructure and resource protection and development project only if the project is publicly owned; and

WHEREAS, the City of Jackson will use the proposed funds to improve its aging water and sewer infrastructure; and

WHEREAS, the Corps of Engineers will contribute (75%) of the cost share agreement, and the City of Jackson contribution will be (25%) of the total allocation amount from the Section 592 Program.

IT IS FURTHER ORDERED that the Mayor is authorized to execute all related documents necessary to administer the Section 592 Program agreement including no-cost items and a copy of said agreement and all other related documents shall be filed for record with the City Clerk.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH CORNERSTONE ENGINEERING, LLC, FOR THE CABANISS CIRCLE STREET AND DRAINAGE IMPROVEMENT PROJECT, CITY PROJECT NUMBER 17B5003.401.

WHEREAS, the Department of Public Works desires to have design engineering services for the Cabaniss Circle Street and Drainage Improvements, Jackson, Mississippi, Hinds County, Mississippi; and

WHEREAS, Cornerstone Engineering, LLC, a multi-disciplinary civil engineering firm located in Jackson, Mississippi submitted their firm's Statement of Qualifications to provide professional engineering services for the Engineering Division within the Department of Public Works; and

WHEREAS, Cornerstone Engineering, LLC, 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 \$28,000.00; and

WHEREAS, the Department of Public Works recommends the City of Jackson enter into an Engineering Services Agreement with Cornerstone Engineering, LLC, in an amount not to exceed \$28,000.00.

IT IS, THEREFORE, ORDERED that an engineering services agreement with Cornerstone Engineering, LLC, in an amount not to exceed \$28,000.00, for the Cabaniss Circle Street and Drainage Improvement Project, City Project Number 17B5003.401 is accepted.

Council Member Stokes moved adoption; Council Member Stamps seconded.

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

ORDER REVISING THE FISCAL YEAR 2016-2017 BUDGET OF THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, certain unanticipated needs and allocations in the amount of \$292,100 have arisen since the adoption of Fiscal Year 2016-2017 budget; and

WHEREAS, the Fiscal Year 2016-2017 budget needs to be revised to allow the Engineering Division to make the final payment to Entergy for the Fortification Street Project; and

WHEREAS, the following funds are being revised:

001-448206111	\$ 9,100
001-448506111	\$ 25,000
001-451106111	\$ 63,000
001-451246113	\$ 95,000
001-451256113	\$ 100,000

IT IS, THEREFORE, ORDERED that the Fiscal Year 2015-2016 budget be revised in the amount of \$292,100 as follows:

<u>To/From</u>	<u>Fund/Account Number</u>	<u>Amount</u>
From	001-448206111	(\$ 9,100)
	001-448506111	(\$ 25,000)
	001-451106111	(\$ 63,000)
	001-451246113	(\$ 95,000)

**REGULAR MEETING OF THE CITY COUNCIL
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	001-451256113	(\$100,000)
To	001-450106451	\$292,100

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

Yeas- Foote, Hendrix, Priester, Stamps and Tillman.
Nays- Stokes.
Absent- Barrett-Simon.

ORDER REVISING THE FISCAL YEAR 2016-2017 OF THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, certain unanticipated needs and allocations in the amount of \$80,900 have arisen since the adoption of Fiscal Year 2016-2017 budget; and

WHEREAS, the Fiscal Year 2016-2017 budget needs to be revised to allow the Vehicle Management Division to pay operational costs through the 2016-2017 Fiscal Year to NAPA Auto Parts; and

WHEREAS, the following funds are being revised:

001-448206111	\$ 15,900
001-451246111	\$ 65,000

IT IS, THEREFORE, ORDERED that the Fiscal Year 2016-2017 budget be revised in the amount of \$80,900 as follows:

<u>To/From</u>	<u>Fund/Account Number</u>	<u>Amount</u>
From	001-448206111	(\$ 15,900)
	001-451106111	(\$ 65,000)
To	001-456106419	\$80,900

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

Yeas- Foote, Hendrix, Priester and Tillman.
Nays- Stamps and Stokes.
Absent- Barrett-Simon.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE GREATER EASTOVER FOUNDATION.

WHEREAS, the Greater Eastover Foundation has notified the City of Jackson about plans to enhance the aesthetics of two bridge structures owned and maintained by the City of Jackson located in the Eastover Neighborhood; and

WHEREAS, the Greater Eastover Foundation wishes to enter into a memorandum of understanding outlining the obligations between the City of Jackson and the Greater Eastover Foundation pertaining to the proposed aesthetic improvements to the Lake Circle Bridge and Eastover Bridge Structure; and

WHEREAS, the Greater Eastover Foundation plans to remove the existing guardrails from the Lake Circle Bridge and replace with an iron railing inclusive of brick columns on West and East approach way; and

WHEREAS, the Greater Eastover Foundation plans to place a brick facade around the existing concrete barrier railing on the Eastover Bridge Structure; and

WHEREAS, the Greater Eastover Foundation will ensure per the agreed MOU that the proposed aesthetic improvements will meet or exceed the current local, state, and Federal bridge requirement standards set forth by each governing agency.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a memorandum of understanding with the Greater Eastover Foundation to perform aesthetic improvements to the Lake Circle Bridge and Eastover Bridge structures located in the Eastover Subdivision.

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

Yeas- Foote, Hendrix, Priester, Stamps and Tillman.

Nays- Stokes.

Absent- Barrett-Simon.

* * * * *

Council Member Priester left the meeting.

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ORDER AUTHORIZING THE DONATION OF A MATCHING CONTRIBUTION OF \$6,000 TO THE GENERAL MISSIONARY BAPTIST STATE CONVENTION YOUNG PEOPLES DEPARTMENT IN SUPPORT OF THE DEVELOPMENT, PROMOTION AND COORDINATION OF THE ARTS WITHIN THE CITY AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE ORGANIZATION.

WHEREAS, Section 39-15-1 of the Mississippi Code of 1972, as amended, authorizes and empowers the governing authorities of any municipality, in their discretion to expend monies from the general fund to match any other funds available for the purpose of supporting the development, promotion, and coordination of the arts within such municipality; and

WHEREAS, the General Missionary Baptist State Convention Young Peoples Department has requested that the City of Jackson, Mississippi support its efforts to promote and coordinate the arts by donating \$6,000; and

WHEREAS, the General Missionary Baptist State Convention Young Peoples Department will conduct workshops and rehearsals for youth attending the State Convention that will result in a major performance of youth and a nationally known artist; and

WHEREAS, the governing authorities find that the \$6,000 donation to the General Missionary Baptist State Convention Young Peoples Department will benefit the community through the leadership training opportunities and workshops and will support the development, promotion, and coordination of the arts within the City of Jackson; and

WHEREAS, it is in the best interest of the City of Jackson to support the agency's efforts and award the funds sought.

IT IS THEREFORE ORDERED that a donation of six thousand dollars (\$6,000.00) to the General Missionary Baptist State Convention, Incorporated, is authorized to be taken from Account Number 1R-3550, the Municipal General Fund Unrestricted Fund Balance, for the purpose of providing the Young Peoples Department with workshops, rehearsals, activities, and other opportunities for the youth that will allow them to showcase their gifts and talents through song, mime, public speaking, debate, drama, drill team and step ministries.

IT IS FURHTER ORDERED that the Mayor is authorized to execute a contract agreement with the General Missionary Baptist State Convention, Incorporated, to memorialize said donation.

IT IS FINALLY ORDERED that said expenditures be made on a reimbursement and matching fund basis.

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

Yeas- Foote, Hendrix, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon and Priester.

Council Member Priester returned to the meeting.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ENCOURAGING THE CORPORATE OFFICES OF SAVE-A-LOT GROCERY STORE TO RECONSIDER PERMANENTLY CLOSING ITS NAKOMA DRIVE LOCATION.

WHEREAS, the City of Jackson recognizes the importance of making sure all communities in the City have access to healthy food; and

WHEREAS, the City of Jackson critically values keeping stores and businesses in neighborhoods; and

WHEREAS, it has come to the attention of the City that Save-A-Lot plans to close its store located on Nakoma Drive on July 8, 2017 due to issues with the condition of the building; and

WHEREAS, the City wishes to inform Save-a-Lot of the City's desire for the store to remain in the area as closing it would have a deleterious effect on the community.

NOW, THEREFORE BE IT RESOLVED that the City of Jackson formally encourages the Corporate Offices of Save-A-Lot to keep the Nakoma Drive store open.

BE IT FURTHER RESOLVED that the City of Jackson officially requests that the Corporate Offices of Save-A-Lot present to the City any partnership possibilities or options for the City to work with Save-A-Lot to keep this facility open.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon.

ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI REVISING FISCAL YEAR 2016-2017 BUDGET TO FUND A PART-TIME POSITION IN THE OFFICE OF THE CITY CLERK.

WHEREAS, the needs and demands of the Office of the City Clerk require that one previously frozen position be filled; and

WHEREAS, the City Council of Jackson, Mississippi deems that the funding of said position is necessary to meet the staffing needs within the Office of the City Clerk and is in the best interests of its citizenry.

IT IS, THEREFORE, ORDERED by the City Council of Jackson, Mississippi that \$10,234.28 is taken from Account Number 1R-3550, the Municipal General Fund Unrestricted Fund Balance and that \$10,088 is placed in Account Number 402006112 for part-time salaries in the Office of the City Clerk and that \$146.28 is placed in Account Number 402006136 for Medicare taxes associated with funding this part time position in the Office of the City Clerk.

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

Yeas- Hendrix, Stamps, Stokes and Tillman.
Nays- Foote and Priester.
Absent- Barrett-Simon.

ORDER REVISING THE FISCAL YEAR 2016-2017 BUDGET OF THE DEPARTMENT OF PARKS AND RECREATION.

WHEREAS, certain unanticipated needs and allocations in the amount of \$2,000.00 have arisen within the adoption of the Fiscal Year 2016-2017 budget; and

WHEREAS, the Fiscal Year 2016-2017 budget must be revised to provide funding to allow the golf courses to purchase lawn and garden equipment; and

WHEREAS, the following funds are revised:

<u>To/From</u>	<u>Fund/Account Number</u>	<u>Amount</u>
From:	005-504.30-6299	(\$2,000.00)
To:	005-504.10-6846	\$2,000.00

IT IS, THEREFORE, ORDERED that the Fiscal Year 2016-2017 budget be revised in the amount of \$2,000.00 as follows:

<u>To/From</u>	<u>Fund/Account Number</u>	<u>Amount</u>
From:	005-504.30-6299	(\$2,000.00)
To:	005-504.10-6846	\$2,000.00

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

President Hendrix 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, June 21, 2017 as mandated by Sec. 2-63 of the Jackson Code of Ordinances.

Council Member Stokes moved, seconded by **Council Member Stamps** to add an item to the agenda on an emergency basis. The motion prevailed by the following vote:

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

President Hendrix requested that the Clerk read the Order:

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACTUAL AGREEMENT WITH UNITEDHEALTHCARE FOR THE PLACEMENT OF FIVE YOUTH FROM THE MAYOR'S SUMMER YOUTH EMPLOYMENT PROGRAM DURING THE SUMMER MONTHS (JULY AND AUGUST) OF THE 2017 FISCAL YEAR BETWEEN THE CITY OF JACKSON AND UNITED HEALTHCARE.

WHEREAS, the City of Jackson, Mississippi supports an initiative of its Mayor known as the Mayor's Summer Youth employment programs; and

WHEREAS, UnitedHealthcare has agreed to provide support for the Mayor's initiative by contributing \$6,889.60 for the compensation of five youth, persons between the ages of 18 and 24, employed during the months of July and August, 2017; and

WHEREAS, adhering to UnitedHealthcare stipulation is necessary for receipt of the funds and promotes good relationship between the City of Jackson and UnitedHealthcare; and

WHEREAS, the City of Jackson will be required to submit an invoice to United Healthcare requesting payment for employment of five summer workers. The invoice will total \$6,889.60, more or less. The City of Jackson will pay the five youth the sum of \$8.00 per hour during the period, and the youth shall be allowed to work twenty hours per week. The youth shall be paid compensation earned weekly during the placement period.

IT IS HEREBY ORDERED that the Mayor be authorized to execute a contractual agreement with UnitedHealthcare for the above described purpose, i.e., the placement of five youth from the Mayor's Summer Youth Employment program during the summer months (July and August) of the 2017 Fiscal Year between the City of Jackson and UnitedHealthcare. The Mayor and/or his assignees are authorized to sign such other documents that are necessary to achieve the purposes described herein.

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

Yeas- Foote, Hendrix, Priester, Stamps, Stokes and Tillman.
Nays- None.
Absent- Barrett-Simon.

DISCUSSION: 2017 MUNICIPAL ELECTION CONTRACT WITH HINDS COUNTY: President Hendrix recognized **Toni Johnson**, Hinds County Election Commissioner, who expressed concerns regarding the 2017 Municipal election contract signed between the City of Jackson and Hinds County.

There came on for consideration Agenda Item No. 33:

DISCUSSION: WATER/SEWER REVENUE UPDATE: President Hendrix stated that said item would be held for a later date.

There came on for consideration Agenda Item No. 34:

DISCUSSION: JACKSON ZOO: President Hendrix recognized **Council Member Stokes** who stated that said item would be held for a late date.

DISCUSSION: WATER BILLS: President Hendrix recognized Council Member Stokes who expressed concerns regarding the City's water bills being mailed to Memphis, Tennessee.

DISCUSSION: MUNICIPAL TAX COLLECTIONS: President Hendrix recognized Council Member Stamps who recommended that the City begin collecting its municipal taxes instead of Hinds County.

There came on for consideration Agenda Item No. 37:

DISCUSSION: CODE ENFORCEMENT: President Hendrix recognized Council Member Stamps who stated that said item would be held for a later date.

There came on for consideration Agenda Item No. 38:

PRESENTATION: PRESENTATION TO THE MAYOR AND COUNCIL RECOGNIZING THE CITY'S HELP AND SUPPORT IN MAKING AN AWARD WINNING DEVELOPMENT POSSIBLE. Said item was pulled by the Administration.

There came on for consideration Agenda Item No. 39:

PRESENTATION: WARD 4 PRESENTATION: President Hendrix recognized Council Member Stamps who stated that said item would be held for a later date.

The following reports/announcements were provided during the meeting:

- Council Member Stokes announced that a July 4th celebration would be held on July 4, 2017 in Battlefield Park.

There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Special Council meeting at 10:00 a.m. on July 6, 2017; at 11:36 p.m., the Council stood adjourned.

ATTEST:


CITY CLERK

APPROVED:


MAYOR DATE 8/11/17
