

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 1, 2019 10:00 A.M.**

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 October 1, 2019, being the first Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Virgi Lindsay, Council President, Ward 7; Ashby Foote, Ward 1; Melvin Priester, Jr., Ward 2; Charles Tillman, Ward 5 and Aaron Banks, Ward 6. Directors: Chokwe Antar Lumumba, Mayor; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk, Allice Lattimore, Deputy City Clerk and Timothy Howard, City Attorney.

Absent: Kenneth Stokes, Ward 3 and De'Keither Stamps, Vice President, Ward 4.

The meeting was called to order by **President Virgi Lindsay**.

The invocation was offered by Reverend P.J. Williams, Sr. of Cornerstone Baptist Church.

The Council recited the Pledge of Allegiance.

President Lindsay requested that Agenda Items No. 57, 58, 59, 60 and 61 be moved forward on the Agenda. Hearing no objections, the following were presented:

President Lindsay recognized **Mayor Chokwe Antar Lumumba** who presented a **PROCLAMATION RECOGNIZING OCTOBER 2019 AS COMMUNITY PLANNING MONTH**. Accepting the Proclamation with appropriate remarks was Dr. Berneece Herbert.

President Lindsay recognized **Mayor Chokwe Antar Lumumba** who presented a **PROCLAMATION RECOGNIZING OCTOBER 2019 AS BREAST CANCER AWARENESS MONTH**. Accepting the Proclamation with appropriate remarks was **Ms. Molly Coker**.

President Lindsay recognized **Mayor Chokwe Antar Lumumba** who presented a **PROCLAMATION RECOGNIZING OCTOBER 2019 AS DOMESTIC VIOLENCE AWARENESS MONTH**. Accepting the Proclamation with appropriate remarks was **Ms. Wendy Mahoney**.

President Lindsay recognized **Council Member Banks** on behalf of **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. J.W.T. SPIES, VIBRANT PASTOR AND PROFOUND CHRISTIAN LEADER, UPON HIS INSTALLATION AT NEW GALILEAN BAPTIST CHURCH**. Accepting the Resolution with appropriate remarks was **Dr. J.W.T. Spies**.

President Lindsay recognized **Council Member Banks** on behalf of **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. SALIBA DABIT, AN OUTSTANDING CITIZEN, FOR OVER FIFTY-FIVE YEARS AS A JACKSON BUSINESSMAN**. Accepting the Resolution with appropriate remarks were **Reverend P.J. Williams, Sr.** and **Mr. Saliba Dabit**.

The following individuals provided public comments during the meeting:

- **P.J. Williams, Sr.** expressed concerns regarding the water meter installation and how it effects electricity.
- **David L. Archie** expressed concerns regarding the bridge located on Water “Dutch” Welch Drive.
- **Andy Gipson** expressed concerns regarding the proposed health care ordinance.
- **Basil Chisholm** expressed concerns regarding the proposed health care ordinance.
- **Laura Duran** expressed concerns regarding women’s right to life.
- **Robin Boyd** expressed concerns regarding abortion.
- **Coleman Boyd** spoke in opposition to the proposed health care ordinance.
- **Ashley Boykin** spoke in opposition to the proposed health care ordinance and urged the Council to vote against the ordinance.
- **Pam Miller** expressed concerns regarding the proposed health care ordinance.
- **James Parker** spoke in support of the proposed health care ordinance.
- **Ken Steere** spoke in support of the proposed health care ordinance.
- **Sarah Beth Boyd** spoke in opposition to the proposed health care ordinance.
- **Mark Godbold** spoke in support of the right to life.
- **Ron Chaney** expressed concerns regarding the noise and how it effects his business.
- **Ryan Sullivan** spoke in opposition to the proposed health care ordinance.
- **Daniel Root** spoke in opposition to the proposed health care ordinance.
- **Rebecca Garrison** spoke in support of the proposed health care ordinance.

President Lindsay requested that Agenda Items No. 48 and 49 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, TO EITHER ISSUE SPECIAL SALES TAX REVENUE BONDS OF THE CITY OR ISSUE A SPECIAL OBLIGATION BOND OF THE CITY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR ENTER INTO A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FORTY MILLION DOLLARS (\$40,000,000) TO RAISE MONEY FOR THE PURPOSE OF (A) CONSTRUCTING, IMPROVING AND PAVING ROADS AND STREETS; (B) REPAIRING, RECONSTRUCTING AND RESURFACING PROJECTS BASED ON TRAFFIC PATTERNS, NEED AND USAGE; (C) PAYING THE COSTS OF WATER, SEWER AND DRAINAGE PROJECTS; AND (D) FOR OTHER AUTHORIZED PURPOSES UNDER SECTIONS 27-65-241 ET SEQ., MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME, AND SECTIONS 31-25-1 ET SEQ., MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME, INCLUDING FUNDING CAPITALIZED INTEREST, IF APPLICABLE AND PAYING THE COSTS OF ISSUANCE, DIRECTING THE PUBLICATION OF A NOTICE OF SUCH INTENTION; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and City Council of the City of Jackson, Mississippi (the "**Governing Body**"), acting for and on behalf of the City of Jackson, Mississippi (the "**City**"), is authorized by Sections 27-65-241 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "**Municipal Special Sales Tax Law**"), and Sections 31-25-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "**Bank Act**" and together with the Municipal Special Sales Tax Law, the "**Act**"), and other applicable laws of the State of Mississippi (the "**State**"), to either issue special sales tax revenue bonds of the City pursuant to the Act in a total aggregate principal amount of not to exceed Forty Million Dollars (\$40,000,000) (the "**Bonds**"), issue a special obligation bond of the City pursuant to the Act in a total aggregate principal amount of not to exceed Forty Million Dollars (\$40,000,000) (the "**City Bond**"), or enter into a loan with the Mississippi Development Bank (the "**Bank**") pursuant to the Act to borrow money from the Bank in a total principal amount not to exceed Forty Million Dollars (\$40,000,000) (the "**Loan**") to provide funding for (a) constructing, improving and paving roads and streets; (b) repairing, reconstructing and resurfacing projects based on traffic patterns, need and usage; (c) paying the costs of water, sewer and drainage projects; and (d) for other authorized purposes under the Act, including funding capitalized interest, if applicable, funding a debt service reserve fund, if applicable, and paying the costs of issuance (together (a) through (d) constitute, the "**Project**"); and

WHEREAS, Senate Bill 3268 (2009 Regular Session) authorized, among other things, certain municipalities to impose a special sales tax of not more than one percent (1%) on the gross proceeds of sales or gross income of the business, as the case may be, derived from any of the activities taxed at the rate of seven percent (7%) or more under the Mississippi Sales Tax Law (the "**Special Sales Tax**"), which was codified as the Municipal Special Sales Tax Law; and

WHEREAS, Senate Bill 2839 (2011 Regular Session) amended the Municipal Special Sales Tax Law to provide that the revenue collected pursuant to the tax levy shall be used to pay the cost of road and street repair, reconstruction and resurfacing projects based on traffic patterns, need and usage, and to pay the costs of water, sewer and drainage projects; to provide that an election required by this section shall not be held after June 30, 2014; to reduce the amount of the special tax revenue that the Mississippi Department of Revenue (the "**DOR**") may retain to defray the costs incurred by the DOR in the collection of the special tax; to extend the date of repeal on this section until July 1, 2032, unless no election is held under this section prior to July 1, 2014, or, if an election is held prior to July 1, 2014, and the proposition fails, in which case this section is repealed from and after July 1, 2014; and for related purposes; and

WHEREAS, House Bill 787 (2014 Regular Session) amended the Municipal Special Sales Tax Law to provide that the Special Sales Tax shall apply to sales of tangible personal property or services sold in the municipality and shall not apply to wholesale sales of food and drink for human consumption sold to full service vending machine operators and wholesale sales of light wine, beer and alcoholic beverages; to authorize the governing authorities of any municipality that levies the special sales tax authorized under this section to incur debt for the purpose of paying the costs of road and street repair, reconstruction and resurfacing projects based on traffic patterns, need and usage, and to pay the costs of water, sewer and drainage projects authorized by this section; and to extend the repeal date on this section from July 1, 2032, to July 1, 2035; and

WHEREAS, the Governing Body, acting for and on behalf of the City, on October 22, 2013, adopted a resolution declaring the intention of the governing authorities of the City to impose upon all persons as a privilege for engaging or continuing in business or doing business within the City a Special Sales Tax for the purpose of paying the cost of road and street repair, reconstruction and resurfacing projects based on traffic patterns, need and usage, and to pay the costs of water, sewer and drainage projects, and calling for a referendum to be held on the question; and

WHEREAS, the Governing Body, acting for and on behalf of the City, on October 22, 2013, adopted a resolution providing for the calling and holding of a special election (the "**Special Election**") within the City for the purpose of submitting to the qualified electors of the City the proposition of whether or not to impose upon all persons as a privilege for engaging or continuing in business or doing business within the City a Special Sales Tax for the purpose of paying the cost of road and street repair, reconstruction and resurfacing projects based on traffic

patterns, need and usage, and to pay the costs of water, sewer and drainage projects, as authorized by the Municipal Special Sales Tax Law; and

WHEREAS, the Governing Body, acting for and on behalf of the City, on January 14, 2014, held a Special Election pursuant to the resolutions adopted on October 22, 2013; and

WHEREAS, the Governing Body, acting for and on behalf of the City, on January 21, 2014, adopted a resolution accepting and approving the report of the Election Commissioners within and for the City concerning a Special Election held in said City on Tuesday, January 14, 2014 and declaring the result of said election in connection with the proposition of whether or not to impose a Special Sales Tax for the purpose of paying the cost of road and street repair, reconstruction and resurfacing projects based on traffic patterns, need and usage, and to pay the costs of water, sewer and drainage projects, as authorized by the Municipal Special Sales Tax Law; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the Act; and

WHEREAS, as of October 1, 2019, the assessed value of all taxable property within the City, according to the last completed assessment for taxation, was \$1,275,951,918, and the City had outstanding bonded and floating indebtedness of the City as subject to the twenty percent (20%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, as amended and supplemented from time to time, is in the amount of not greater than \$116,621,000; and

WHEREAS, if applicable, neither the Bonds, the City Bond nor the Loan, when added to the outstanding bonded indebtedness of the City, will result in indebtedness, both bonded and floating, exclusive of debt not subject to the aforesaid twenty percent (20%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, as amended and supplemented from time to time, in excess of twenty percent (20%) of the assessed value of all taxable property within the City, and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the City; and

WHEREAS, there has been no increase in said bonded and floating indebtedness of the City since October 1, 2019; and

WHEREAS, it would be in the best interest of the City for the Governing Body to provide funding for the costs of the Project by borrowing money through the issuance of the Bonds, through the issuance of the City Bond or by entering into the Loan; and

WHEREAS, the City reasonably expects that it will incur expenditures in connection with the Project for which the City intends to reimburse itself with the proceeds of the Bonds, the City Bond or the Loan. This declaration of official intent to reimburse expenditures made prior to the issuance of the Bonds, the City Bond or the Loan in anticipation of the issuance of the Bonds, the City Bond or the Loan is made pursuant to Department of Treasury Regulations Section 1.150-2 (the "**Reimbursement Regulations**"). The Project for which such expenditures are made is the same as described herein. The maximum principal amount of debt expected to be issued for the Project is the amount herein set forth; and

WHEREAS, the Governing Body is authorized and empowered by the Act to issue the Bonds, to issue the City Bond or to enter into the Loan for the purposes herein set forth and there are no other available funds on hand or available from regular sources of income for such purposes.

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

SECTION 1. The Governing Body, acting for and on behalf of the City, hereby declares its intention to issue and sell the Bonds, to issue and sell the City Bond or to enter into the Loan, all in an aggregate principal amount not to exceed Forty Million Dollars (\$40,000,000).

SECTION 2. The Bonds or the City Bond will be issued or the Loan will be entered into for the purpose of financing the Project, as authorized by the Act.

SECTION 3. The Bonds or the City Bond may be issued in one or more series and, if issued, will be special obligations of the City payable solely from and secured by the Special Sales Tax revenues and revenues of the Project. The Loan will be payable from the Special Sales Tax revenues of the City and, specifically under Section 31-25-28 of the Bank Act, will not constitute an indebtedness of the City within the meaning of any constitutional or statutory restrictions, limitations, or provisions, and the taxing power of the City will not be pledged to the payment of the Loan. Except for the Special Sales Tax or other required collateral of the Bank, the taxing power of the City will not be pledged to the payment of the Bonds, the City Bond or the Loan. No special tax, other than the Special Sales Tax, will be levied by the City for the payment of the Bonds, the City Bond or the Loan.

SECTION 4. The Governing Body proposes to direct the issuance of all or any portion of the Bonds or the City Bond or to authorize the Loan in the amount and for the purposes and secured as aforesaid at a meeting of the Governing Body to be held at its usual meeting place located at the City Hall in the City, located at 219 S. President Street, Jackson, Mississippi, at the hour of 10:00 o'clock a.m. on October 29, 2019, or at some meeting or meetings subsequent thereto; provided, however, that if ten percent (10%) or Fifteen Hundred (1500), whichever is less, of the qualified electors of the City shall file a written protest with the City Clerk of the City (the "**City Clerk**") against the issuance of the Bonds or the City Bond or the authorization of the Loan on or before 10:00 o'clock a.m. on October 29, 2019, then the Bonds or the City Bond shall not be issued or the Loan shall not be entered into unless approved at an election on the question thereof called and held as is provided by law; provided, further that if no protest is filed, then the Bonds or the City Bond may be issued and sold in one or more series or the City may enter into the Loan without an election on the question of the issuance thereof at any time within a period of two (2) years after October 29, 2019.

SECTION 5. In full compliance with the Section 21-33-307, Mississippi Code of 1972, as amended and supplemented from time to time, the City Clerk is hereby directed to publish a copy of this resolution once a week for at least three (3) consecutive weeks in *The Mississippi Link* and *The Clarion Ledger*, both newspapers published in and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, with the first publication being not less than twenty-one (21) days prior to the date set forth in Section 4 of this resolution, and the last publication being made not more than seven (7) days prior to such date.

SECTION 6. The City Clerk is hereby directed to procure from the publishers of the aforesaid newspapers the customary proof of the publication of this resolution and the required notice and have the same before the Governing Body on the date and hour specified in Section 4 hereof.

SECTION 7. The City hereby declares its official intent to reimburse itself from the proceeds of the Bonds, the City Bond or the Loan for expenses incurred with respect to the Project subsequent to the date of this resolution. This declaration of official intent to reimburse expenditures made prior to the issuance of the Bonds, the City Bond or the Loan in anticipation of the issuance of the Bonds, the City Bond or the Loan is made pursuant to the Reimbursement Regulations. The Project for which such expenditures are made is the same as described herein. The Bonds, the City Bond or the Loan will not exceed the aggregate principal amount of Forty Million Dollars (\$40,000,000).

SECTION 8. The City hereby ratifies and confirms the referendum duly called and held on January 14, 2014, by which a majority of at least three-fifths (60%) of the qualified electors of the City who voted in the election for the levy of the Special Sales Tax was achieved.

SECTION 9. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

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

President Lindsay recognized **Attorney Troy Johnston**, of Butler Snow PLLC, who provided a brief overview of said item.

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

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

Nays- None.

Absent- Stamps and Stokes.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI DECLARING THE NECESSITY FOR THE SALE AND ISSUANCE OF A TAXABLE GENERAL OBLIGATION NOTE OF THE CITY IN A PRINCIPAL AMOUNT OF NOT TO EXCEED SEVEN MILLION DOLLARS (\$7,000,000) PURSUANT TO SECTION 21-35-19, MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME, IN ORDER TO PRESERVE THE ORDER AND PUBLIC HEALTH OF THE CITY BY PROVIDING THE FINANCING FOR THE COSTS REQUIRED FOR IMPROVEMENTS TO THE METERING AND BILLING COLLECTION SYSTEMS OF THE CITY'S WATER AND SEWER SYSTEM RESULTING FROM THE FAILED IMPLEMENTATION OF A NEW METERING AND BILLING COLLECTION SYSTEM THAT HAS CAUSED EMERGENCY CONDITIONS TO THE CITY'S WATER AND SEWER SYSTEM AND ARE NECESSARY TO ENSURE THE CITY'S ABILITY TO DELIVER WATER AND SEWER SERVICES TO ITS CITIZENS AND IN ORDER TO MEET MANDATORY EXPENDITURES OF THE CITY REQUIRED BY LAW; AND DIRECTING THE DISTRIBUTION AND DELIVERY OF MATERIALS RELATED TO THE SALE AND ISSUANCE OF SAID NOTE; AND FOR RELATED PURPOSES.

WHEREAS, the City Council of the City of Jackson, Mississippi (the "Governing Body"), acting for and on behalf of the City of Jackson, Mississippi (the "City") are authorized by Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time (the "Act") to, with the unanimous vote of the Governing Body acting and present, borrow money upon the happening of any emergency caused by fire, flood, explosion, storm, earthquake, epidemic, riot or insurrection, or caused by any inherent defect due to defective construction, or when the immediate preservation of order or of public health is necessary, or when the restoration of a condition of usefulness of any public building which has been destroyed by accident appears advisable or in order to settle lawful claims for personal injuries or property damage where such municipality is liable therefor under law, exclusive of claims arising from the operation of any public utility owned by the municipality, or in order to meet mandatory expenditures required by law; and

WHEREAS, the Governing Body has determined that, in the interest of the preservation of order and the public health of the City, and in order to meet mandatory expenditures required by law, it is necessary and advisable for the City to provide financing for the costs incurred or to be incurred by the City, including, but not limited to, costs required for improvements to the billing and metering systems of the City's water and sewer system resulting from the failed implementation of a new metering and billing collection system that has cause emergency conditions to the City's water and sewer system and are necessary to ensure the City's ability to deliver water and sewer services to its citizens and in order to meet mandatory expenditures of the City required by law (the "Project"); and

WHEREAS, the Governing Body has determined that an emergency exists under the Act and that the expenditures necessary to finance the Project cannot be provided for from the City's current budget; and

WHEREAS, in order to provide financing for the Project, the Governing Body has determined that it is necessary and desirable and in the public interest for the City to issue a taxable general obligation note of the City in an aggregate principal amount not to exceed Seven Million Dollars (\$7,000,000) in accordance with the Act; and

WHEREAS, the Project is in accordance with the provisions of the Act; and

WHEREAS, the Governing Body is authorized pursuant to the Act to provide financing for the Project through the issuance of a taxable general obligation note of the City secured by a pledge of the full faith, credit and resources of the City; and

WHEREAS, it is in the best interest of the City for the Governing Body to issue a taxable general obligation note of the City pursuant to the Act to provide funding for the Project; and

WHEREAS, a portion of the proceeds of such taxable general obligation note may be used to reimburse the City for funds the City has already expended to finance the Project; and

WHEREAS, the Governing Body is authorized and empowered by the Act to issue a taxable general obligation note of the City for the purposes as heretofore and hereinafter set forth and there are no other available funds on hand or available from regular sources of income of the City for such purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. Pursuant to the Act, the Governing Body, acting for and on behalf of the City, does hereby find and determine that the sale and issuance of a taxable general obligation note of the City in a principal amount not to exceed Seven Million Dollars (\$7,000,000) (the "Note") is necessary and advisable and conforms to the Act, and does hereby declare its intention to sell and issue the Note.

SECTION 2. The Note is to be issued for the purpose of financing the Project and paying certain costs incident to the sale and issuance of the Note, all as authorized by the Act.

SECTION 3. The Note is to be issued pursuant to the Act and this and subsequent resolutions of the Governing Body. The Note shall be a general obligation of the City, and the full faith, credit and resources of the City will be irrevocably pledged for the payment of the principal of and interest on the Note. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Note Fund established for the Note, or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the City. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax shall be irrevocably pledged for the payment of the principal of and interest on the Note as the same shall mature and accrue.

SECTION 4. The City shall offer the Note for sale subject to the provisions of the Request for Proposals attached hereto as Exhibit A which is made a part of this resolution as though set forth in full herein and the same shall be, and hereby is, approved in substantially said form. The date, time and terms of sale are as set forth in the Request for Proposals.

SECTION 5. The Note will be delivered in a single denomination of not to exceed \$7,000,000, will be numbered R-1 and will be issued in registered form.

The Note, shall be dated the date of its delivery, will mature no later than November 1, 2024 and will bear interest from the date of each advance of principal on the Note, at the rate of interest specified in the proposal submitted by the successful bidder in accordance with the Request for Proposals, subject to the limitation that the Note shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by Section 75-17-101, Mississippi Code of 1972, as amended. Interest on the Note will be computed on the basis of a 360-day year of twelve (12) consecutive thirty (30) day months.

At the option of the City, all or a portion of the principal amount of the Note may be advanced periodically, from time to time; provided, however, that the total aggregate principal amount of all advances shall not exceed \$7,000,000 and each advance must be in an amount of at least \$250,000; provided, further, that the final advance may be in an amount less than \$250,000. The last advance on the Note shall be no later than eighteen (18) months from the date of issuance of the Note. No more than one advance may be made in any calendar month.

The successful bidder must agree to make a notation of the date and amount of each advance on the grid attached to the Note. Failure of the successful bidder to make such a notation on the Note shall not affect the obligation of the City to repay such principal advance pursuant to the terms and provisions of the Note.

Interest on the Note will be payable by check or draft of the City acting as paying and transfer agent for the Note (the "Paying and Transfer Agent") and shall be paid on May 1 and November 1 of each year commencing November 1, 2021. Principal of the Note will be due in full at final maturity at the principal office of the Paying and Transfer Agent.

The Note will be subject to redemption prior to maturity, at the option of the City, in whole, on any date, or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, or emailed, not less than five (5) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the registration books of the City maintained by the Paying and Transfer Agent.

SECTION 6. Butler Snow LLP, Ridgeland, Mississippi, is hereby designated as Special Counsel ("Special Counsel") in connection with the sale and issuance of the Note.

SECTION 7. PFM Financial Advisors LLC is hereby designated as Municipal Advisor to the City (the "Municipal Advisor") in connection with the sale and issuance of the Note.

SECTION 8. The City is hereby designated as Paying and Transfer Agent for the Note.

SECTION 9. The Mayor, Special Counsel and the Municipal Advisor are hereby authorized and directed to cause to be distributed and furnished to prospective bidders for the Note, and to other interested persons, the Request for Proposals.

SECTION 10. The Mayor is hereby authorized and directed to make all final determinations necessary in connection with the circulation of the Request for Proposals, including the date of sale, the dated date of the Note, the final aggregate principal amount of the Note, the redemption terms of the Note and any other terms thereof, provided, however, that such determinations shall be subject to ratification by the Governing Body.

SECTION 11. In the event that the City does not receive bids for the Note or that the bids received are not, in the opinion of the Mayor and the Municipal Advisor, in the best interest of the City, then the Mayor, acting for and on behalf of the City, is hereby authorized to negotiate the sale of the Note on such terms as are most advantageous to the City.

SECTION 12. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

EXHIBIT A

City of Jackson, Mississippi



Request

For

Proposals

**REQUEST FOR PROPOSALS FOR PURCHASE OF NOT TO EXCEED
\$7,000,000 CITY OF JACKSON, MISSISSIPPI TAXABLE GENERAL
OBLIGATION NOTE, SERIES 2019**

MINUTE BOOK 6Q

Issue Date: October 1, 2019

Due Date: October 15, 2019 at 3:00 PM, Central Time



City of Jackson, Mississippi
Taxable General Obligation Note, Series 2019

RFP for Purchase

City of Jackson, Mississippi

Taxable General Obligation Note, Series 2019

Request for Proposal for Purchase

INTRODUCTION

The City of Jackson, Mississippi (the "City" or "Issuer") is pleased to present this Request for Proposals ("RFP") for the purchase of its not to exceed \$7,000,000 Taxable General Obligation Note, Series 2019 (the "Note"). Such proposer proposing the most advantageous terms for the purchase of the Note is herein referred to as the "Purchaser." The Note shall be general obligation of the City whereby the full faith, credit and resources of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Note. See "Description of the Note" below.

This RFP provides a description of the plan of financing for the Note, a description of the desired borrowing terms, and the procedures to be followed in the submission of proposals and the selection of the Purchaser.

Additional information for the City of Jackson can be found in its latest Comprehensive Annual Financial Report though EMMA by clicking [here](#).

No official statement or other disclosure document is being prepared in connection with this RFP or the Note.

A. DESCRIPTION OF THE NOTE AND RELATED

DOCUMENTS General

The Note will be issued in the principal amount of not to exceed \$7,000,000 as a single Note pursuant to Section 21-35-19 of the Mississippi Code of 1972, as amended and supplemented from time to time, and a Resolution expected to be approved by the City on or about October 15, 2019 (the "Resolution"). The Note will be issued for the purposes of (i) financing the Project as described below, (ii) meeting other mandatory expenses of the City which are necessary for the immediate preservation of the public health of the citizens of the City (See "Description of the Project" below) and (iii) paying the costs of issuing the Note.

Description of the Project

The City operates and maintains a water treatment and distribution system, and a sewer collection and treatment system to ensure the public health of its citizens and businesses. These systems are funded by rates and charges based upon metered consumption. In 2014, the City completed the installation of an automated water metering and billing system (the "Metering System") that was intended to increase revenues by providing more accurate consumption readings and reduce expenses by reducing the need to manual readings of the City's water meters. Due to a failed installation and implementation of the Metering System, the City has not been able to bill / collect at historical levels.

The Governing Body has determined that, in the interest of the preservation of order and the public health of the City, and in order to meet mandatory expenditures required by law, it is necessary and advisable for the City to provide financing for the costs incurred or to be incurred by the City, including, but not limited to, costs required for improvements to the Metering System resulting from the failed installation and implementation of such Metering System which has caused emergency conditions to the City's water and sewer system and are necessary to ensure the City's ability to deliver water and sewer services to its citizens and in order to meet mandatory expenditures of the City required by law.

The City plans to execute certain components of its remediation plan to fix the Metering System. Components of the plan being executed through this financing involve contracting with third-party consultants to fix certain physical and software aspects of the Metering System, provide necessary inventory / equipment, supplement City staff to conduct field activities and provide other staffing and technical support.

The steps necessary to execute the remediation plan, of which this financing is a part of, are expected to take place over the next 12 - 18 months.

Security for Payment

The Note shall be general obligation of the City whereby the full faith, credit and taxing power of the City which will be irrevocably pledged for the payment of the principal of and interest on the Note.

It is anticipated that the Note will be paid from excess revenues of the City's Water and Sewer System after completion of the Project and as they become available. However, Water and Sewer System revenues are not specifically pledged to the Note.

Tax Opinion

In the opinion of Butler Snow LLP ("Bond Counsel"), the Note will be considered a taxable obligation for Federal Income Tax purposes.

In the opinion of Bond Counsel, under existing laws, regulations, rulings and judicial decision, interest on the Note will be exempt from all income taxation in the State of Mississippi.

Legal Opinion

Simultaneously with the delivery of the Note, the Purchaser will receive the opinion of Bond Counsel, addressed to it and dated the date of the delivery of the Note, addressing its validity and enforceability.

Representation of Present Intent to Hold

By placing a proposal, prospective proposers represent they have a present intent to hold the Note to maturity or early redemption for its portfolio, and has no present intention of reselling or otherwise disposing of all or a part of such Note. Proposer acknowledges that PFM Financial Advisors LLC ("Municipal Advisor") is relying on the foregoing representation and based on this representation this transaction meets the requirements for being a qualifying exception for purposes of MSRB Rule G-34, and Municipal Advisor is excepted and released from the requirement to request a CUSIP assignment on behalf of City pursuant to MSRB Rule G-34 for the Note.

Proposer will be required to execute an investor letter, the terms of which is included in Section 11 of the Resolution.

Continuing Disclosure

The sale of the Note contemplated in this RFP will be exempt from the continuing disclosure requirements of Rule 15c2-12 of the Securities Exchange Commission. No separate continuing disclosure agreement will be executed in connection with the Note.

B. THE PLAN OF FINANCING FOR THE NOTE AND

BORROWING TERMS Plan of Financing

The Issuer expects to issue the Note in the principal amount of not to exceed \$7,000,000. The proceeds from the Note will be used as described above in Section A. The City seeks proposals with the following borrowing terms:

Borrowing Terms

- I. The projected closing date of the Note is expected to be on or about October 25, 2019. Proposal terms (including proposed interest rates) must be held through at least November 8, 2019.
- II. Interest on the Note will be taxable for Federal Income Tax purposes. See "Taxation" above.
- III. Proposers shall specify fixed interest rates to be borne by the Note as indicated on the Form of Proposal attached hereto as Exhibit A.

- IV. The Note shall be structured as a drawdown facility, with each draw accruing interest from its date. All draws will be made within eighteen (18) months from the date of issuance with no more than one draw per calendar month with a minimum monthly draw of \$250,000.
- V. Interest payments for the Note will be made on the drawn amount semi-annually on May 1 and November 1, commencing on November 1, 2021. Interest will be calculated on the basis of a 360-day year of twelve (12) consecutive thirty (30) day months.
- VI. The Note shall not be subject to a fee on any portion of the principal amount that has not yet been advanced, or undrawn by the City.
- VII. Principal will be due and payable at maturity on either November 1, 2022 ("3-Year Term") or November 1, 2024 ("5-Year Term"), as shown in Exhibit A and as identified by prospective proposer. The City has a strong preference to secure a 5-Year Term Note, however, prospective proposers are strongly encouraged to provide a proposal for both alternatives.
- VIII. The Note shall be redeemable by the City at its option, in whole or in part, at par and without premium at any time after its issuance.
- IX. The Note will be issued in typewritten form and will not be registered with the Depository Trust Company or in Book-Entry Form, and will not be assigned a rating or a CUSIP number.

C. PROCEDURES FOR CONSIDERATION AND ACCEPTANCE OF PROPOSALS

- I. The Issuer requests proposals for the Note from financial institutions. Proposals shall be submitted on the Form of Proposal attached hereto as Exhibit A and shall be delivered **in-person** or **by mail** as shown below no later than the date and time shown below:

Kristi Moore, City Clerk
City of Jackson, Mississippi
219 South President Street
Jackson, Mississippi 39205

Due Date and Time: October 15, 2019, No later than 3:00 PM, Central Time

- II. To be considered, a proposal must be for the entire principal amount (up to \$7,000,000) of the Note.
- III. Proposers are expected to obtain all necessary credit approvals prior to submitting a proposal. By submitting a proposal, proposers will be deemed to represent that all such approvals have been obtained and that the terms and conditions respecting the Note as set forth herein and in the Resolution are accepted.
- IV. Proposals should not be made contingent upon additional business relationships (e.g., further banking services, change in depository or investment relationships).
- V. The successful Purchaser will bear its own expenses of closing, including any fees of counsel to the successful Purchaser.
- VI. Potential lenders may request additional information and may submit questions to the Issuer's Municipal Advisor by email no later than October 4, 2019, addressed to Ricardo Callender (callenderr@pfm.com) and Brandon Eyabi (eyabib@pfm.com).
- VII. The Issuer will notify the proposers that have submitted proposals of its selection of a Purchaser no later than 12:00 p.m. Central Time, on October 16, 2019. The selection of the successful proposer shall be in the sole discretion of the Issuer, taking into consideration, inter alia, the terms specified in each proposal including proposed maturity, interest rates and other provisions (if any).
- VIII. The City reserves the right to reject any or all proposals as well as the right to waive any irregularity or informality in any proposal.

EXHIBIT A

Form of Proposal

\$7,000,000 (Not to Exceed)

CITY OF JACKSON, MISSISSIPPI

TAXABLE GENERAL OBLIGATION NOTE, SERIES 2019

This proposal is provided in response to the Request for Proposals (the "RFP") dated October 1, 2019 and distributed by the City of Jackson, Mississippi (the "Issuer"), relating to the issuance of its Taxable General Obligation Note, Series 2019 (the "Note") dated as of its delivery and issued in the amount of not to exceed \$7,000,000, as described in the RFP. This proposal is subject to all the terms and conditions of the RFP and the Resolution (as attached to the RFP) which, by this reference, is hereby made a part hereof.

The Note shall have a bullet maturity and bear interest from the date of each draw of principal as specified below. Interest on the Note shall be payable semi-annually, commencing on November 1, 2021 and each May 1 and November 1 thereafter until its maturity. Principal on the Note will be paid in full at maturity.

We hereby acknowledge that we have received and reviewed the RFP and the Resolution. The undersigned hereby proposes to provide financing to the Issuer for the Note as follows:

Term	Maturity ⁽¹⁾	Interest Rate ⁽²⁾
3-Year Term	November 1, 2022	
5-Year Term	November 1, 2024	

1. The Note shall be redeemable at the option of the Issuer, in whole or in part, at par and without premium at any time.
2. Strong preference will be given to proposals for a 5-Year Term with Note maturity on November 1, 2024. Proposers are strongly encouraged to provide a proposal for both options.

We hereby acknowledge that we will fully comply with the terms and requirements of the RFP and the Resolution.

NAME: _____
Address: _____
Telephone: _____
Authorized Representative: _____
Title: _____
Expiration: _____

(Note: No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal.)

Signature: _____

(Note: No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal.)

The above proposal is hereby accepted by the Mayor and City Council of the City of Jackson, Mississippi, this ____ day of October, 2019.

CITY OF JACKSON, MISSISSIPPI

By _____
Mayor

Attest:

City Clerk

Council Member Priester moved adoption; Council Member Tillman seconded.

President Lindsay recognized Attorney Steve Edds of Butler Snow, PLLC, who provided a brief overview of said item.

President Lindsay recognized Ricardo Callendar of PFM Financial Advisors, PLLC, who stated that the proposed loan structure would give the City a lot of flexibility in accordance with its debt structure.

President Lindsay recognized Timothy Howard, City Attorney, who stated that an amendment was needed to the ordinance in Section 10 to read as follows: "It is the intent of the City Council that any contract agenda item that seeks an expenditure out of the \$7 million emergency loan referenced herein should be first placed in the City Council Water Ad Hoc Committee before the City Council votes on the item."

Council Member Banks moved, seconded by Council Member Priester to amend said item to reflect the changes stated by the City Attorney. The motion prevailed by the following vote:

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

Council Member Priester moved, seconded by Council Member Banks to amend the date of adoption as October 1, 2019. The motion prevailed by the following vote:

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

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

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI DECLARING THE NECESSITY FOR THE SALE AND ISSUANCE OF A TAXABLE GENERAL OBLIGATION NOTE OF THE CITY IN A PRINCIPAL AMOUNT OF NOT TO EXCEED SEVEN MILLION DOLLARS (\$7,000,000) PURSUANT TO SECTION 21-35-19, MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME, IN ORDER TO PRESERVE THE ORDER AND PUBLIC HEALTH OF THE CITY BY PROVIDING THE FINANCING FOR THE COSTS REQUIRED FOR IMPROVEMENTS TO THE METERING AND BILLING COLLECTION SYSTEMS OF THE CITY'S WATER AND SEWER SYSTEM RESULTING FROM THE FAILED IMPLEMENTATION OF A NEW METERING AND BILLING COLLECTION SYSTEM THAT HAS CAUSED EMERGENCY CONDITIONS TO THE CITY'S WATER AND SEWER SYSTEM AND ARE NECESSARY TO ENSURE THE CITY'S ABILITY TO DELIVER WATER AND SEWER SERVICES TO ITS CITIZENS AND IN ORDER TO MEET MANDATORY EXPENDITURES OF THE CITY REQUIRED BY LAW; AND DIRECTING THE DISTRIBUTION AND DELIVERY OF MATERIALS RELATED TO THE SALE AND ISSUANCE OF SAID NOTE; AND FOR RELATED PURPOSES.

WHEREAS, the City Council of the City of Jackson, Mississippi (the "Governing Body"), acting for and on behalf of the City of Jackson, Mississippi (the "City") are authorized by Section 21-35-19, Mississippi Code of 1972, as amended and supplemented from time to time (the "Act") to, with the unanimous vote of the Governing Body acting and present, borrow money upon the happening of any emergency caused by fire, flood, explosion, storm, earthquake, epidemic, riot or insurrection, or caused by any inherent defect due to defective construction, or

when the immediate preservation of order or of public health is necessary, or when the restoration of a condition of usefulness of any public building which has been destroyed by accident appears advisable or in order to settle lawful claims for personal injuries or property damage where such municipality is liable therefor under law, exclusive of claims arising from the operation of any public utility owned by the municipality, or in order to meet mandatory expenditures required by law; and

WHEREAS, the Governing Body has determined that, in the interest of the preservation of order and the public health of the City, and in order to meet mandatory expenditures required by law, it is necessary and advisable for the City to provide financing for the costs incurred or to be incurred by the City, including, but not limited to, costs required for improvements to the billing and metering systems of the City's water and sewer system resulting from the failed implementation of a new metering and billing collection system that has cause emergency conditions to the City's water and sewer system and are necessary to ensure the City's ability to deliver water and sewer services to its citizens and in order to meet mandatory expenditures of the City required by law (the "Project"); and

WHEREAS, the Governing Body has determined that an emergency exists under the Act and that the expenditures necessary to finance the Project cannot be provided for from the City's current budget; and

WHEREAS, in order to provide financing for the Project, the Governing Body has determined that it is necessary and desirable and in the public interest for the City to issue a taxable general obligation note of the City in an aggregate principal amount not to exceed Seven Million Dollars (\$7,000,000) in accordance with the Act; and

WHEREAS, the Project is in accordance with the provisions of the Act; and

WHEREAS, the Governing Body is authorized pursuant to the Act to provide financing for the Project through the issuance of a taxable general obligation note of the City secured by a pledge of the full faith, credit and resources of the City; and

WHEREAS, it is in the best interest of the City for the Governing Body to issue a taxable general obligation note of the City pursuant to the Act to provide funding for the Project; and

WHEREAS, a portion of the proceeds of such taxable general obligation note may be used to reimburse the City for funds the City has already expended to finance the Project; and

WHEREAS, the Governing Body is authorized and empowered by the Act to issue a taxable general obligation note of the City for the purposes as heretofore and hereinafter set forth and there are no other available funds on hand or available from regular sources of income of the City for such purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. Pursuant to the Act, the Governing Body, acting for and on behalf of the City, does hereby find and determine that the sale and issuance of a taxable general obligation note of the City in a principal amount not to exceed Seven Million Dollars (\$7,000,000) (the "Note") is necessary and advisable and conforms to the Act, and does hereby declare its intention to sell and issue the Note.

SECTION 2. The Note is to be issued for the purpose of financing the Project and paying certain costs incident to the sale and issuance of the Note, all as authorized by the Act.

SECTION 3. The Note is to be issued pursuant to the Act and this and subsequent resolutions of the Governing Body. The Note shall be a general obligation of the City, and the full faith, credit and resources of the City will be irrevocably pledged for the payment of the principal of and interest on the Note. For the purposes of effectuating and providing for the payment of the principal of and interest on the Note, as the same shall mature and accrue, there shall be levied a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Note; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Note Fund established for the Note, or has made other

provisions for funds, to be applied toward the payment of the principal of and interest on the Note due during the ensuing fiscal year of the City. Said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax shall be irrevocably pledged for the payment of the principal of and interest on the Note as the same shall mature and accrue.

SECTION 4. The City shall offer the Note for sale subject to the provisions of the Request for Proposals attached hereto as Exhibit A which is made a part of this resolution as though set forth in full herein and the same shall be, and hereby is, approved in substantially said form. The date, time and terms of sale are as set forth in the Request for Proposals.

SECTION 5. The Note will be delivered in a single denomination of not to exceed \$7,000,000, will be numbered R-1 and will be issued in registered form.

The Note, shall be dated the date of its delivery, will mature no later than November 1, 2024 and will bear interest from the date of each advance of principal on the Note, at the rate of interest specified in the proposal submitted by the successful bidder in accordance with the Request for Proposals, subject to the limitation that the Note shall not bear a greater overall maximum interest rate to maturity than eleven percent (11%) per annum as allowed by Section 75-17-101, Mississippi Code of 1972, as amended. Interest on the Note will be computed on the basis of a 360-day year of twelve (12) consecutive thirty (30) day months.

At the option of the City, all or a portion of the principal amount of the Note may be advanced periodically, from time to time; provided, however, that the total aggregate principal amount of all advances shall not exceed \$7,000,000 and each advance must be in an amount of at least \$250,000; provided, further, that the final advance may be in an amount less than \$250,000. The last advance on the Note shall be no later than eighteen (18) months from the date of issuance of the Note. No more than one advance may be made in any calendar month.

The successful bidder must agree to make a notation of the date and amount of each advance on the grid attached to the Note. Failure of the successful bidder to make such a notation on the Note shall not affect the obligation of the City to repay such principal advance pursuant to the terms and provisions of the Note.

Interest on the Note will be payable by check or draft of the City acting as paying and transfer agent for the Note (the "Paying and Transfer Agent") and shall be paid on May 1 and November 1 of each year commencing November 1, 2021. Principal of the Note will be due in full at final maturity at the principal office of the Paying and Transfer Agent.

The Note will be subject to redemption prior to maturity, at the option of the City, in whole, on any date, or in part, on any date, at the principal amount thereof together with accrued interest to the date fixed for redemption and without premium. Notice of each such redemption shall be mailed, postage prepaid, or emailed, not less than five (5) business days prior to the redemption date, to the registered owner of the Note to be redeemed at the address appearing on the registration books of the City maintained by the Paying and Transfer Agent.

SECTION 6. Butler Snow LLP, Ridgeland, Mississippi, is hereby designated as Special Counsel ("Special Counsel") in connection with the sale and issuance of the Note.

SECTION 7. PFM Financial Advisors LLC is hereby designated as Municipal Advisor to the City (the "Municipal Advisor") in connection with the sale and issuance of the Note.

SECTION 8. The City is hereby designated as Paying and Transfer Agent for the Note.

SECTION 9. The Mayor, Special Counsel and the Municipal Advisor are hereby authorized and directed to cause to be distributed and furnished to prospective bidders for the Note, and to other interested persons, the Request for Proposals.

SECTION 10. The Mayor is hereby authorized and directed to make all final determinations necessary in connection with the circulation of the Request for Proposals, including the date of sale, the dated date of the Note, the final aggregate principal amount of the Note, the redemption terms of the Note and any other terms thereof, provided, however, that such determinations shall be subject to ratification by the Governing Body.

SECTION 11. In the event that the City does not receive bids for the Note or that the bids received are not, in the opinion of the Mayor and the Municipal Advisor, in the best interest of the City, then the Mayor, acting for and on behalf of the City, is hereby authorized to negotiate the sale of the Note on such terms as are most advantageous to the City.

SECTION 12. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

EXHIBIT A

City of Jackson, Mississippi



Request
For
Proposals

**REQUEST FOR PROPOSALS FOR PURCHASE OF NOT TO EXCEED
\$7,000,000 CITY OF JACKSON, MISSISSIPPI TAXABLE GENERAL
OBLIGATION NOTE, SERIES 2019**

Issue Date: October 1, 2019

Due Date: October 15, 2019 at 3:00 PM, Central Time



City of Jackson, Mississippi
Taxable General Obligation Note, Series 2019

RFP for Purchase

City of Jackson, Mississippi

Taxable General Obligation Note, Series 2019

Request for Proposal for Purchase

INTRODUCTION

The City of Jackson, Mississippi (the "City" or "Issuer") is pleased to present this Request for Proposals ("RFP") for the purchase of its not to exceed \$7,000,000 Taxable General Obligation Note, Series 2019 (the "Note"). Such proposer proposing the most advantageous terms for the purchase of the Note is herein referred to as the "Purchaser." The Note shall be general obligation of the City whereby the full faith, credit and resources of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Note. See "Description of the Note" below.

This RFP provides a description of the plan of financing for the Note, a description of the desired borrowing terms, and the procedures to be followed in the submission of proposals and the selection of the Purchaser.

This RFP provides a description of the plan of financing for the Note, a description of the desired borrowing terms, and the procedures to be followed in the submission of proposals and the selection of the Purchaser.

Additional information for the City of Jackson can be found in its latest Comprehensive Annual Financial Report though EMMA by clicking [here](#).

No official statement or other disclosure document is being prepared in connection with this RFP or the Note.

A. DESCRIPTION OF THE NOTE AND RELATED

DOCUMENTS General

The Note will be issued in the principal amount of not to exceed \$7,000,000 as a single Note pursuant to Section 21-35-19 of the Mississippi Code of 1972, as amended and supplemented from time to time, and a Resolution expected to be approved by the City on or about October 15, 2019 (the "Resolution"). The Note will be issued for the purposes of (i) financing the Project as described below, (ii) meeting other mandatory expenses of the City which are necessary for the immediate preservation of the public health of the citizens of the City (See "Description of the Project" below) and (iii) paying the costs of issuing the Note.

Description of the Project

The City operates and maintains a water treatment and distribution system, and a sewer collection and treatment system to ensure the public health of its citizens and businesses. These systems are funded by rates and charges based upon metered consumption. In 2014, the City completed the installation of an automated water metering and billing system (the "Metering System") that was intended to increase revenues by providing more accurate consumption readings and reduce expenses by reducing the need to manual readings of the City's water meters. Due to a failed installation and implementation of the Metering System, the City has not been able to bill / collect at historical levels.

The Governing Body has determined that, in the interest of the preservation of order and the public health of the City, and in order to meet mandatory expenditures required by law, it is necessary and advisable for the City to provide financing for the costs incurred or to be incurred by the City, including, but not limited to, costs required for improvements to the Metering System resulting from the failed installation and implementation of such Metering System which has caused emergency conditions to the City's water and sewer system and are necessary to ensure the City's ability to deliver water and sewer services to its citizens and in order to meet mandatory expenditures of the City required by law.

The City plans to execute certain components of its remediation plan to fix the Metering System. Components of the plan being executed through this financing involve contracting with third-party consultants to fix certain physical and software aspects of the Metering System, provide necessary inventory / equipment, supplement City staff to conduct field activities and provide other staffing and technical support.

The steps necessary to execute the remediation plan, of which this financing is a part of, are expected to take place over the next 12 - 18 months.

Security for Payment

The Note shall be general obligation of the City whereby the full faith, credit and taxing power of the City which will be irrevocably pledged for the payment of the principal of and interest on the Note.

It is anticipated that the Note will be paid from excess revenues of the City's Water and Sewer System after completion of the Project and as they become available. However, Water and Sewer System revenues are not specifically pledged to the Note.

Tax Opinion

In the opinion of Butler Snow LLP ("Bond Counsel"), the Note will be considered a taxable obligation for Federal Income Tax purposes.

In the opinion of Bond Counsel, under existing laws, regulations, rulings and judicial decision, interest on the Note will be exempt from all income taxation in the State of Mississippi.

Legal Opinion

Simultaneously with the delivery of the Note, the Purchaser will receive the opinion of Bond Counsel, addressed to it and dated the date of the delivery of the Note, addressing its validity and enforceability.

Representation of Present Intent to Hold

By placing a proposal, prospective proposers represent they have a present intent to hold the Note to maturity or early redemption for its portfolio, and has no present intention of reselling or otherwise disposing of all or a part of such Note. Proposer acknowledges that PFM Financial Advisors LLC ("Municipal Advisor") is relying on the foregoing representation and based on this representation this transaction meets the requirements for being a qualifying exception for purposes of MSRB Rule G-34, and Municipal Advisor is excepted and released from the requirement to request a CUSIP assignment on behalf of City pursuant to MSRB Rule G-34 for the Note.

Proposer will be required to execute an investor letter, the terms of which is included in Section 11 of the Resolution.

Continuing Disclosure

The sale of the Note contemplated in this RFP will be exempt from the continuing disclosure requirements of Rule 15c2-12 of the Securities Exchange Commission. No separate continuing disclosure agreement will be executed in connection with the Note.

B. THE PLAN OF FINANCING FOR THE NOTE AND

BORROWING TERMS Plan of Financing

The Issuer expects to issue the Note in the principal amount of not to exceed \$7,000,000. The proceeds from the Note will be used as described above in Section A. The City seeks proposals with the following borrowing terms:

Borrowing Terms

- I. The projected closing date of the Note is expected to be on or about October 25, 2019. Proposal terms (including proposed interest rates) must be held through at least November 8, 2019.
- II. Interest on the Note will be taxable for Federal Income Tax purposes. See "Taxation" above.
- III. Proposers shall specify fixed interest rates to be borne by the Note as indicated on the Form of Proposal attached hereto as Exhibit A.
- IV. The Note shall be structured as a drawdown facility, with each draw accruing interest from its date. All draws will be made within eighteen (18) months from the date of issuance with no more than one draw per calendar month with a minimum monthly draw of \$250,000.
- V. Interest payments for the Note will be made on the drawn amount semi-annually on May 1 and November 1, commencing on November 1, 2021. Interest will be calculated on the basis of a 360-day year of twelve (12) consecutive thirty (30) day months.
- VI. The Note shall not be subject to a fee on any portion of the principal amount that has not yet been advanced, or undrawn by the City.
- VII. Principal will be due and payable at maturity on either November 1, 2022 ("3-Year Term") or November 1, 2024 ("5-Year Term"), as shown in Exhibit A and as identified by prospective proposer. The City has a strong preference to secure a 5-Year Term Note, however, prospective proposers are strongly encouraged to provide a proposal for both alternatives.
- VIII. The Note shall be redeemable by the City at its option, in whole or in part, at par and without premium at any time after its issuance.
- IX. The Note will be issued in typewritten form and will not be registered with the Depository Trust Company or in Book-Entry Form, and will not be assigned a rating or a CUSIP number.

C. PROCEDURES FOR CONSIDERATION AND ACCEPTANCE OF PROPOSALS

- I. The Issuer requests proposals for the Note from financial institutions. Proposals shall be submitted on the Form of Proposal attached hereto as Exhibit A and shall be delivered **in-person** or **by mail** as shown below no later than the date and time shown below:

Kristi Moore, City Clerk
City of Jackson, Mississippi
219 South President Street
Jackson, Mississippi 39205

Due Date and Time: October 15, 2019, No later than 3:00 PM, Central Time

- II. To be considered, a proposal must be for the entire principal amount (up to \$7,000,000) of the Note.
- III. Proposers are expected to obtain all necessary credit approvals prior to submitting a proposal. By submitting a proposal, proposers will be deemed to represent that all such approvals have been obtained and that the terms and conditions respecting the Note as set forth herein and in the Resolution are accepted.
- IV. Proposals should not be made contingent upon additional business relationships (e.g., further banking services, change in depository or investment relationships).
- V. The successful Purchaser will bear its own expenses of closing, including any fees of counsel to the successful Purchaser.
- VI. Potential lenders may request additional information and may submit questions to the Issuer's Municipal Advisor by email no later than October 4, 2019, addressed to Ricardo Callender (callenderr@pfm.com) and Brandon Eyabi (eyabib@pfm.com).
- VII. The Issuer will notify the proposers that have submitted proposals of its selection of a Purchaser no later than 12:00 p.m. Central Time, on October 16, 2019. The selection of the successful proposer shall be in the sole discretion of the Issuer, taking into consideration, inter alia, the terms specified in each proposal including proposed maturity, interest rates and other provisions (if any).
- VIII. The City reserves the right to reject any or all proposals as well as the right to waive any irregularity or informality in any proposal.

EXHIBIT A

Form of Proposal

\$7,000,000 (Not to Exceed)

CITY OF JACKSON, MISSISSIPPI

TAXABLE GENERAL OBLIGATION NOTE, SERIES 2019

This proposal is provided in response to the Request for Proposals (the "RFP") dated October 1, 2019 and distributed by the City of Jackson, Mississippi (the "Issuer"), relating to the issuance of its Taxable General Obligation Note, Series 2019 (the "Note") dated as of its delivery and issued in the amount of not to exceed \$7,000,000, as described in the RFP. This

(**Note:** No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal.)

proposal is subject to all the terms and conditions of the RFP and the Resolution (as attached to the RFP) which, by this reference, is hereby made a part hereof.

The Note shall have a bullet maturity and bear interest from the date of each draw of principal as specified below. Interest on the Note shall be payable semi-annually, commencing on November 1, 2021 and each May 1 and November 1 thereafter until its maturity. Principal on the Note will be paid in full at maturity.

We hereby acknowledge that we have received and reviewed the RFP and the Resolution. The undersigned hereby proposes to provide financing to the Issuer for the Note as follows:

Term	Maturity⁽¹⁾	Interest Rate⁽²⁾
3-Year Term	November 1, 2022	
5-Year Term	November 1, 2024	

- 3. The Note shall be redeemable at the option of the Issuer, in whole or in part, at par and without premium at any time.
- 4. Strong preference will be given to proposals for a 5-Year Term with Note maturity on November 1, 2024. Proposers are strongly encouraged to provide a proposal for both options.

We hereby acknowledge that we will fully comply with the terms and requirements of the RFP and the Resolution.

NAME: _____
 Address: _____
 Telephone: _____
 Authorized Representative: _____
 Title: _____
 Expiration: _____
 Signature: _____

(Note: No addition to or alteration in this proposal is to be made, and any erasure may cause a rejection of this proposal.)

The above proposal is hereby accepted by the Mayor and City Council of the City of Jackson, Mississippi, this 1st day of October, 2019.

CITY OF JACKSON, MISSISSIPPI

By _____
Mayor

Attest:

City Clerk

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

Nays- None.

Absent- Stamps and Stokes.

RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND BASED ON ADMINISTRATIVE HEARINGS HELD SEPTEMBER 10, 2019 FOR THE FOLLOWING CASES:

- 2019-1328 2019-1329 2019-1331 2019-1332 2019-1334 2019-1335
- 2019-1337 2019-1339 2019-1340 2019-1341 2019-1342 2019-1343
- 2019-1344 2019-1345 2019-1346 2019-1349 2019-1350 2019-1351
- 2019-1352 2019-1353 2019-1354 2019-1358 2019-1359 2019-1360
- 2019-1361 2019-1363 2019-1364 2019-1365 2019-1367

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

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

WHEREAS, hearings in the September 10, 2019; and

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

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

- 1) **Case #2019-1328: Parcel #721-20** located at 0 Forest Ave (Lot W of 1284 Forest Ave.): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$250.00. Ward 2

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

- 2) **Case #2019-1329: Parcel #636-225** located at 0 Springfield Cir (Lot Btwn 465& 503 Springfield Cir): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 4

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

- 3) **Case #2019-1331: Parcel #409-858-20** located at 2815 O'Bannon Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

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

- 4) **Case #2019-1332: Parcel #804-695** located at 6744 Presidential Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 2

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

- 5) **Case #2019-1334: Parcel #527-470** located at 4306 Watkins Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 2

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

- 6) **Case #2019-1335: Parcel #170-100** located at 913 Union St.(AB): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 7

Scope of Work: Cut grass, weeds, shrubbery, fence line, bushes, saplings; remove tree parts and tires; and clean curbside.

- 7) **Case #2019-1337: Parcel #168-42** located at 719 WINTER STREET: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Cut grass, weeds, shrubbery, fence line, cut bushes, saplings; remove tree parts and tires; and clean curbside.

- 8) **Case #2019-1339: Parcel #168-73** located at 823 Winter Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Cut grass, weeds, shrubbery, fence line, cut bushes, saplings; remove tree parts and tires; and clean curbside.

- 9) **Case #2019-1340: Parcel #409-849-36** located at 2427 Utah Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

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

- 10) **Case #2019-1341: Parcel #161-27-1** located at 1429 Valley Street: After hearing testimony from owner Charles L Davis Jr, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded seven (7) days to show contract and given sixty-(60) days to demolish expiring November 9, 2019. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. Ward 5

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

- 11) **Case #2019-1342: Parcel #626-26** located at 154 S. Sunset Terrace: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 6

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

- 12) **Case #2019-1343: Parcel #99-3-1** located at 1603 Pleasant Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

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

- 13) **Case #2019-1344: Parcel #120-44** located at Lot N of 118 O'Ferrell Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 14) **Case #2019-1345: Parcel #120-43** located at 2nd Lot N of 118 O'Ferrell Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 15) **Case #2019-1346: Parcel #120-36** located at 3rd Lot N of 118 O'Ferrell Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 16) **Case #2019-1349: Parcel #697-146** located at 1027 Craft Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 17) **Case #2019-1350: Parcel #697-260** located at 1167 Craft Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 18) **Case #2019-1351: Parcel #114-76** located at 220 Bradley Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 19) **Case #2019-1352: Parcel #114-75** located at 224 Bradley Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 20) **Case #2019-1353: Parcel #114-62** located at Lot North of 137 Bon Air Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 21) **Case #2019-1354: Parcel #67-12** located at Lot South of 1236 (Formerly 1126 Crestview Ave): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 1

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 22) **Case #2019-1358: Parcel #67-13** located at 1124 Crestview Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 1

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 23) **Case #2019-1359: Parcel #59-35** located at 194 Roosevelt Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

- 24) **Case #2019-1360: Parcel #58-32** located at 1804 North Mill Street: After hearing testimony from owner Russell Culpepper, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded thirty-(30) days to board up expiring October 11, 2019. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. Ward 7

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

- 25) **Case #2019-1361: Parcel #67-15** located at 1113 Crestview Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 1

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

- 26) **Case #2019-1363: Parcel #634-317** located at 1955 Castle Hill Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 6

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

- 27) **Case #2019-1364: Parcel #406-7** located at 1225 Marks Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 3

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

- 28) **Case #2019-1365: Parcel #406-74** located at 1355-57 Marks Ave: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 3

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

29) **Case #2019-1367: Parcel #406-32** located at Lot West of 1240 Marks Ave (Formerly 1248): No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 3
Scope of Work: Cutting of grass, weeds, shrubbery, fence line, saplings, and removing of trash and debris, tree parts, tires, wooden boards, appliances, building material, and clean curbside.

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

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

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

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

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

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

Nays- None.

Absent- Stamps and Stokes.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1243 – 1424 WESTHAVEN BLVD – \$718.90.

WHEREAS, on August 6, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 16, 2019 for Case #2019-1243 located in Ward 4 of the City of Jackson; and

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald M Jones, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 1424 Westhaven Blvd for the sum of \$718.90; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 1424 Westhaven Blvd deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$718.90 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LEGENDARY LAWN SERVICES, INC., TO BOARD UP AND SECURE STRUCTURE(S) AND/OR CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-9-11 FOR CASE #2019-1158 – 508 BENNING ROAD – \$1,159.25.

WHEREAS, on July 23, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 18, 2019 for Case #2019-1158 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Legendary Lawn Services Inc. appeared next on the rotation list and through its representative, Regina Thomas, has agreed to board up and secure structure(s) and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, crates, and fallen tree parts; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 508 Benning Road for the sum of \$1,159.25; and

WHEREAS, Legendary Lawn Services Inc. has a principal office address of 510 George Street, Jackson, Mississippi 39202.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Legendary Lawn Services Inc., to board up and secure structure(s) and/or cut vegetation and remedy conditions on the property located at 508 Benning Road deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,159.25 shall be paid to Legendary Lawn Services Inc., for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC, TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1300 – 408 EAST NORTHSIDE DRIVE – \$3,481.92.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case# 2019-1300 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Partee & Associates LLC appeared next on the rotation list and through its representative, Christopher Partee, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 408 East Northside Drive for the sum of \$3,481.92; and

WHEREAS, Partee & Associates LLC has a principal office address of 334 Park Lane Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Partee & Associates LLC, to cut vegetation and remedy conditions on the property located at 408 East Northside Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$3,481.92 shall be paid to Partee & Associates LLC, for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC, TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1239 – LOT NORTH OF 516 MARCUS L. BUTLER DRIVE – \$540.00.

WHEREAS, on August 6, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 16, 2019 for Case #2019-1239 located in Ward 5 of the City of Jackson; and

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

WHEREAS, Partee & Associates LLC appeared next on the rotation list and through its representative, Christopher Partee, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts wooden boards, crates, appliances, old furniture, building materials, old bricks; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot North of 516 Marcus L. Butler Drive for the sum of \$540.00; and

WHEREAS, Partee & Associates LLC has a principal office address of 334 Park Lane Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Partee & Associates LLC, to cut vegetation and remedy conditions on the property located at Lot North of 516 Marcus L. Butler Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$540.00 shall be paid to Partee & Associates LLC, for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1299 – 362 EAST NORTHSIDE DR. – \$505.60.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1299 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Partee & Associates LLC appeared next on the rotation list and through its representative, Christopher Partee, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 362 East Northside Dr. for the sum of \$505.60; and

WHEREAS, Partee & Associates LLC has a principal office address of 334 Park Lane Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Partee & Associates LLC to cut vegetation and remedy conditions on the property located at 362 East Northside Dr. deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$505.60 shall be paid to Partee & Associates LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC, TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1132 – 707 LINDSEY DRIVE – \$404.60.

WHEREAS, on July 23, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 4, 2019 for Case #2019-1132 located in Ward 4 of the City of Jackson; and

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

WHEREAS, Partee & Associates LLC appeared next on the rotation list and through its representative, Christopher Partee, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, crates, building materials, old bricks, old furniture; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 707 Lindsey Drive for the sum of \$404.60; and

WHEREAS, Partee & Associates LLC has a principal office address of 334 Park Lane Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Partee & Associates LLC, to cut vegetation and remedy conditions on the property located at 707 Lindsey Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$404.60 shall be paid to Partee & Associates LLC, for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1290 – 617 AVALON ROAD – \$437.50.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1290 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald Jones, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 617 Avalon Road for the sum of \$437.50; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 617 Avalon Road deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$437.50 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1296 – 618 LAUNCELOT ROAD – \$1,002.40.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1296 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald Jones, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 618 Launcelot Road for the sum of \$1,002.40; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 618 Launcelot Road deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,002.40 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

Council Member Tillman moved adoption; Council Member Priester seconded.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1207 – 2nd LOT WEST OF 117 NOEL STREET – \$1,081.20.

WHEREAS, on August 6, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 16, 2019 for Case 2019-1207 located in Ward 7 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 2nd Lot West of 117 Noel Street for the sum of \$1,081.20; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at 2nd Lot West of 117 Noel Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,081.20 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1208 – LOT WEST OF 117 NOEL STREET – \$369.20.

WHEREAS, on August 6, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 16, 2019 for Case #2019-1208 located in Ward 7 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot West of 117 Noel Street for the sum of \$369.20; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at Lot West of 117 Noel Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$369.20 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1213 – 1034 WYNNWOOD DRIVE – \$896.00.

WHEREAS, on July 23, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 9, 2019 for Case #2019-1213 located in Ward 5 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 1034 Wynwood Drive for the sum of \$896.00; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at 1034 Wynwood Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$896.00 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2018-1215 – 130 BEVERLY CIRCLE – \$1,440.00.

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

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald Jones, has agreed to remove remains of burned structure, cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 130 Beverly Circle for the sum of \$1,440.00; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 130 Beverly Circle deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,440.00 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1288 – 654 BELVEDERE ROAD – \$531.25.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1288 located in Ward 3 of the City of Jackson; and

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald Jones, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 654 Belvedere Road for the sum of \$531.25; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 654 Belvedere Road deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$531.25 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1273 – 0 COLLEGE DR/LOT EAST OF 116 COLLEGE DRIVE – \$840.00.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1273 located in Ward 2 of the City of Jackson; and

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

WHEREAS, Jones Landscape and Contractor Services, LLC appeared next on the rotation list and through its representative, Donald Jones, has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 College Dr./Lot East of 116 College Drive for the sum of \$840.00; and

WHEREAS, Jones Landscape and Contractor Services, LLC has a principal office address of 3172 Bilgray Drive, Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Jones Landscape and Contractor Services, LLC to cut vegetation and remedy conditions on the property located at 0 College Dr./Lot East of 116 College Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$840.00 shall be paid to Jones Landscape and Contractor Services, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO BOARD UP AND SECURE STRUCTURE(S) AND/OR TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1272 – 2611 TERESA DRIVE – \$1,251.43.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1272 located in Ward 6 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., has agreed to board up and secure structure(s) and/or the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 2611 Teresa Drive for the sum of \$1,251.43; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at 2611 Teresa Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,251.43 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1284 – 1030 NORTH FARISH STREET – \$405.60.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1284 located in Ward 7 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 1030 North Farish Street for the sum of \$405.60; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at 1030 North Farish Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$405.60 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND V.W. LANDSCAPE, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1214 – 1044 WYNNWOOD DRIVE – \$896.00.

WHEREAS, on July 23, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on July 9, 2019 for Case #2019-1214 located in Ward 5 of the City of Jackson; and

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

WHEREAS, V.W. Landscape, LLC appeared next on the rotation list and through its representative, Victor Williams Esq., has agreed to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, tree limbs, tree parts, wooden boards, building materials; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 1044 Wynnwood Drive for the sum of \$896.00; and

WHEREAS, V.W. Landscape, LLC has a principal office address of 322 Fredrica Ave Jackson, Mississippi 39209.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with V.W. Landscape, LLC to cut vegetation and remedy conditions on the property located at 1044 Wynnwood Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$896.00 shall be paid to V.W. Landscape, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R&L TRANSPORT, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1279 – LOT EAST OF 126 EAST COHEA STREET – \$1,027.20.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1279 located in Ward 7 of the City of Jackson; and

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

WHEREAS, R&L Transport, LLC appeared next on the rotation list and through its representative, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot East of 126 East Cohea Street for the sum of \$1,027.20; and

WHEREAS, R&L Transport, LLC has a principal office address of 510 Northpark Drive Jackson, Mississippi 39206.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with R&L Transport, LLC to cut vegetation and remedy conditions on the property located at Lot East of 126 East Cohea Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,027.20 shall be paid to R&L Transport, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R&L TRANSPORT LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1278 – 2nd LOT EAST OF 146 EAST COHEA STREET – \$1,240.00.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1278 located in Ward 7 of the City of Jackson; and

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

WHEREAS, R&L Transport, LLC appeared next on the rotation list and through its representative, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 2nd Lot East of 146 East Cohea Street for the sum of \$1,240.00; and

WHEREAS, R&L Transport, LLC has a principal office address of 510 Northpark Drive Jackson, Mississippi 39206.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with R&L Transport, LLC to cut vegetation and remedy conditions on the property located at 2nd Lot East of 146 East Cohea Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,240.00 shall be paid to R&L Transport, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R&L TRANSPORT, LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1277 – LOT EAST OF 146 EAST COHEA STREET – \$1,240.00.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1277 located in Ward 7 of the City of Jackson; and

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

WHEREAS, R&L Transport, LLC appeared next on the rotation list and through its representative, Richard Moment, agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot East of 146 East Cohea Street for the sum of \$1,240.00; and

WHEREAS, R&L Transport, LLC has a principal office address of 510 Northpark Drive Jackson, Mississippi 39206.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with R&L Transport, LLC to cut vegetation and remedy conditions on the property located at Lot East of 146 East Cohea Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,240.00 shall be paid to R&L Transport, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- None.

Absent- Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R&L TRANSPORT LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1280 – LOT WEST OF 135 EAST COHEA STREET – \$909.60.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1280 located in Ward 7 of the City of Jackson; and

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

WHEREAS, R&L Transport, LLC appeared next on the rotation list and through its representative, Richard Moment, agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot West of 135 East Cohea Street for the sum of \$909.60; and

WHEREAS, R&L Transport, LLC has a principal office address of 510 Northpark Drive Jackson, Mississippi 39206.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with R&L Transport, LLC to cut vegetation and remedy conditions on the property located at Lot West of 135 East Cohea Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$909.60 shall be paid to R&L Transport, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND R&L TRANSPORT LLC TO CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #2019-1275 – LOT EAST OF 235 EAST BELL STREET – \$973.05.

WHEREAS, on August 20, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on August 6, 2019 for Case #2019-1275 located in Ward 7 of the City of Jackson; and

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

WHEREAS, R&L Transport, LLC appeared next on the rotation list and through its representative, Richard Moment, has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot East of 235 East Bell Street for the sum of \$973.05; and

WHEREAS, R&L Transport, LLC has a principal office address of 510 Northpark Drive, Jackson, Mississippi 39206.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with R&L Transport, LLC to cut vegetation and remedy conditions on the property located at Lot East of 235 East Bell Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$973.05 shall be paid to R&L Transport, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ACA DEMOLITION & PROJECT GROUP, LLC TO DEMOLISH STRUCTURE FOUNDATION, STEPS AND DRIVEWAY; CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-9-11 FOR CASE #2019-1199 – 634 MCDOWELL ROAD – \$4,993.00.

WHEREAS, on August 6, 2019, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an administrative hearing held on July 9, 2019 for Case #2019-1199 located in Ward 7 of the City of Jackson; and

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

WHEREAS, ACA Demolition & Project Group, LLC appeared next on the rotation list and through its representative, Elton Smith, has agreed to demolish structure foundation, steps, driveway, and/or to cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, wooden boards, crates, appliances, building materials, furniture, and fallen tree parts; clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 634 McDowell road for the sum of \$4,993.00; and

WHEREAS, ACA Demolition & Project Group, LLC has a principal office address of 120 Hillcroft Place, Jackson, Mississippi 39211.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with ACA Demolition & Project Group, LLC to demolish structure foundation, steps, driveway, and/or cut vegetation and remedy conditions on the property located at 634 McDowell road deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$4,993.00 shall be paid to ACA Demolition & Project Group, LLC for the services provided from funds budgeted for the Division.

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

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

There came on for Introduction Agenda Item No. 27:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RENAMING DALTON STREET (FROM JOHN R. LYNCH STREET TO CENTRAL STREET) TO DR. JOHN A. PEOPLES, JR. DRIVE. Said item was held due to the absence of **Council Member Stokes**.

There came on for Introduction Agenda Item No. 28:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AMENDING JACKSON CODE OF ORDINANCES, SECTION 10-4, TO MAKE IT ILLEGAL TO SELL ALCOHOLIC BEVERAGES WITHIN ONE THOUSAND FEET OF CHURCHES, SCHOOLS, KINDERGARTENS, AND FUNERAL HOMES. Said item was held due to the absence of **Council Member Stokes**.

Council Member Banks left the meeting.

ORDINANCE TO CREATE A COMPLIANT HEARING PROCESS TO IMPLEMENT THE LOCAL GOVERNMENT DEBT COLLECTION SETOFF ACT, H.B. NO. 991.

WHEREAS, during the 2019 session of the Mississippi legislature, it passed and the Governor signed House Bill Number 991, the Local Government Debt Collection Setoff Act (“Setoff Act”); and

WHEREAS, the purpose of the Setoff Act is to allow local governments, which includes municipalities, throughout Mississippi to collect debts owed them through the assistance of the Mississippi Department of Revenue; and

WHEREAS, the Setoff Act authorizes the Mississippi Department of Revenue to set off the debt owed the municipality against the debtor’s state income tax refund and remit the state refund or a portion thereof to the municipality, after payment of the Collection Assistance Fee; and

WHEREAS, one of the processes required by the Setoff Act is a hearing; and

WHEREAS, the City of Jackson desires to use the Setoff Act as one means to collect outstanding debts owed the City for various reasons, including, but not limited to, fines imposed by its municipal court and customer utility bills; and

WHEREAS, the intent of the City of Jackson in adopting this Ordinance is to comply with the requirement of the Setoff Act that debtors be provided with the opportunity for a hearing about the City’s intention to recover a debt owed the City by setting off the debtor’s state income tax refund against that debt.

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

Section 1. Debtor’s Administrative Hearing on City’s Intent to Collect a Debt Through the Process of the Local Government Debt Collection Setoff Act.

(a) This Ordinance shall be known as the “Setoff Act Debtor’s Administrative Hearing Ordinance.”

(b) The purpose of this Ordinance is to establish and prescribe procedures for the hearing required for debtors under the Local Government Debt Collection Setoff Act, 2019 Session Laws, House Bill Number 991.

(c) Definitions.

(1) **Debt**, for the purposes of this Ordinance, means any single debt owed the City of at least \$50.00 or any combination of debts owed the City, which when added together totals at least \$50.00. The source of the debt owed the City may be, but is not limited to, a fine, a fee, or a delinquent water, sewer, or sanitation bill. Debt shall not mean any fine that is the subject of a payment plan for a municipal court fine and the misdemeanor has not been adjudged to be in contempt of court for failure to make payment under the misdemeanor’s payment plan. Debt shall not mean any water, sewer, or sanitation bill: 1) that is the subject of a payment plan, where the monthly payments due under the plan are current; or 2) that is the subject of a hearing or appeal under Section 122-40 of the Code of Ordinances.

(2) **Debtor**, for the purposes of this Ordinance, shall mean any person who the City alleges owes the City a Debt and from whom the City intends to collect such debt under the process provided by the Local Government Debt Collection Setoff Act.

(3) **Collection Assistance Charge** shall mean a charge of twenty-five percent (25%) of the debt of a Debtor that is added to, and becomes a part of, the Debt.

(4) **City** shall mean, in the context of this Ordinance, any City department, employee, or contractor designated by the Mayor to perform the following actions required under this Ordinance: mailing the Notice of Intent, receiving a request for a Hearing, scheduling the Hearing, delivering notice of the Hearing, and delivering the written decision of the Hearing Officer.

(5) **Hearing** shall mean the hearing required under the Local Government Debt Collection Setoff Act to be held upon the request of the Debtor to determine the validity and the amount of the Debt owed the City of Jackson.

(6) **Hearing Officer** shall mean an individual recommended by the Mayor and approved by the City Council for the limited purpose of conducting the Hearing.

(7) **Notice of Intent** shall mean written notice mailed by the City to the Debtor stating the following, at a minimum:

a. The basis for the City's claim that the Debtor owes the City a Debt;

b. The City intends to request that the Mississippi Department of Revenue take the Debtor's state income tax refund in an amount sufficient to satisfy the Debt;

c. In addition to the Debt, the Debtor will be assessed a Collection Assistance Charge of twenty-five percent (25%);

d. If the Debtor pays the City the full amount of the Debt within thirty (30) days, the Collection Assistance Charge will not be assessed;

e. The Debtor has the right to make a written request to the City of Jackson for a Hearing within thirty (30) days of the date of the Notice of Intent;

f. If the Debtor wishes to contest the Debt, a written request for a Hearing must be addressed to the City to the attention of and to the address designated in the Notice of Intent;

g. If the Debtor requests a Hearing, the Debtor may include with his hearing request any additional means by which they wish to be notified of the hearing date;

h. If the Debtor requests a Hearing, they may be represented at the Hearing by an attorney or such other person as they may wish to have represent their interests;

i. If the Debtor requests a Hearing, they may present evidence on their behalf, including the testimony of witnesses; however, the Debtor may not dispute any civil or criminal issue that has been presented in a court proceeding in which a judgment has been entered; and

j. If the Debtor fails to request a Hearing within thirty (30) days of the date of the Notice of Intent, the Debtor will be deemed to have waived their right to a Hearing and the Debt will be submitted to the Mississippi Department of Revenue to be set.

(d) The City shall mail a Notice of Intent to the Debtor at the Debtor's address last known to or discoverable by the City through reasonable investigation.

(e) The Hearing Officer is hereby empowered to conduct Hearings.

(f) Request for Hearing.

(1) A Debtor who disputes a Debt identified in a Notice of Intent must file a request for a Hearing with the City. The request shall contain the following: 1) the name, address, and telephone number of the Debtor; 2) any additional manner in which the Debtor wishes to be notified of the time, date, and place of the Hearing; 3) identification of the Debt being disputed; 4) the amount of the Debt being disputed; and 5) the reason for the Debtor's dispute.

(2) This request for a Hearing must be filed with thirty (30) days of the date of the Notice of Intent. The request is considered to have been filed on the date it is delivered for mailing with postage prepaid and properly addressed to the City. Upon receipt of the request for a Hearing, the City shall schedule a Hearing with a Hearing Officer. The City shall set said Hearing to be heard no later than thirty (30) days after receipt of the Debtor's request for a Hearing, if practicable.

(3) The City shall mail to the address to which the Notice of Intent was mailed and also deliver by any means designated in the Debtor's request for a hearing, notice of the time, date, and place of the Hearing at least fourteen (14) days prior to the scheduled Hearing. The conduct of the Hearing will be in accordance with rules and procedures established by the Hearing Officer and shall be conducted informally. A representative of the City with knowledge of the Debt shall attend such hearing and present a response to the Debtor's request for a Hearing. Any City employee with knowledge of the Debt may be called by the Hearing Officer to respond to the request for a Hearing. All expenses incurred in the hearing, including witness fees, mileage, reproduction of documents, or other costs, shall be borne by the party who incurred them. The Hearing Officer will receive and consider all evidence submitted during the hearing.

(4) If the Debt at issue in the Hearing is a water, sewer, or solid waste services bill, the City or the Debtor may submit as evidence the transcript or findings and recommendations resulting from a hearing conducted under Section 122-40 of the Jackson Code of Ordinances and any Order of the City of Jackson City Council.

(5) At the conclusion of the hearing, the Hearing Officer shall advise of their findings and recommendation regarding the Debtor's request for a Hearing. As soon as practicable thereafter, but no later than fourteen (14) days following the date of the Hearing, the Hearing Officer shall issue to the City their findings and recommendation. The City shall forthwith mail the findings and recommendation to the Debtor using the address to which the Notice of Intent was mailed and any means of notification designated in the Debtor's request for a hearing. The findings and recommendation of the Hearing Officer shall be made upon substantial and reliable evidence, and shall consist of findings of fact and the disposition of the dispute. If the Hearing Officer finds the Debtor's dispute to be valid, the Hearing Officer shall be empowered to recommend an appropriate adjustment to the amount of the Debt, including that the Debt is not owed to the City.

Section 2. Administration Rules.

The Mayor or his designee is authorized, but not required, to promulgate written rules and/or policies for the administration of this Ordinance.

Section 3. Nothing in this Ordinance shall be construed or interpreted as creating a cause of action against the City of Jackson, Mississippi.

Section 4. This Ordinance shall be effective 30 days following its adoption and publication.

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

President Lindsay recognized **Timothy Howard**, City Attorney, who provided a brief overview of the said ordinance.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

AN ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI, PROHIBITING CERTAIN ACTIVITES NEAR HEALTH CARE FACILITIES.

WHEREAS, the City Council of the City of Jackson, Mississippi (the "City") seeks to promote and protect the health, safety and welfare of the citizens of the City of Jackson, Mississippi, and its visitors; and

WHEREAS, pursuant to Section 21-17-5 of the Mississippi Code of 1972, as amended, the "Home Rule" statute provides that municipal governing authorities have the power to adopt any orders, resolutions and ordinances with respect to such municipal affairs which are not inconsistent with the United States Constitution, Federal law, the Mississippi Constitution of 1890, the Mississippi Code of 1972, or any other statute or law of the State of Mississippi; and

WHEREAS, municipalities are given the general authority to enact regulations to ensure the "preservation of good order and peace of the municipality and to prevent injury to, destruction of, or interference with public or private property pursuant to Section 17-17-15 of the Mississippi Code of 1972, Annotated, as amended; and

WHEREAS, municipalities also have the authority to enact regulations pertaining to the use of city streets, sidewalks and parks pursuant to Section 21-37-3 of the Mississippi Code of 1972, Annotated, as amended; and

WHEREAS, a large number of hospitals, clinics, and other health care facilities are located in the City which provide medical services not only to the citizens of Jackson, but to a vast number of Mississippians and visitors from outside the State; and

WHEREAS, the City seeks to protect, preserve and promote the health, safety, and welfare for the citizens of the City of Jackson, all Mississippians, and other visitors to the State, through the provision of unobstructed access to, and quiet environs within, health care facilities for the purpose of obtaining medical counseling and treatment for residents and visitors to the City; and

WHEREAS, persons who are attempting to enter hospitals, clinics, and other health care facilities, for any purpose, are often in particularly vulnerable physical and emotional conditions; in addition, unwanted and/or emotional confrontations may adversely affect a patient's medical care; and

WHEREAS, the Jackson Police Department has been consistently called upon to mediate the disputes between medical providers, those seeking medical counseling and treatment and those who would counsel against their actions so as to (i) avoid violent confrontations which would lead to criminal charges and (ii) enforce existing City ordinances which regulate use of public sidewalks and other conduct; such services require a dedicated and indefinite appropriation of policing services, which is being provided to the neglect of the law enforcement needs of the precinct(s) in which the medical facilities exist. The City seeks a more efficient and wider deployment of its services which will help also reduce the risk of violence and provide unobstructed access to health care facilities by setting clear guidelines for activity in the immediate vicinity of the entrances to health care facilities; and

WHEREAS, the City recognizes that the exercise of a person's right to protest or counsel against certain medical procedures is a First Amendment activity that must be balanced against another person's right to obtain medical counseling and treatment in an unobstructed manner and

that is free from increased health risks such as those associated with shouting or other amplified sound; and

WHEREAS, in consideration of all of the above-mentioned facts and circumstances that have been brought to the City's attention, it is in the best interest of the City, its citizenry, and all those seeking or providing medical services that the ordinance below be adopted.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Jackson, Mississippi, adopts the following ordinance:

SECTION 1. The Jackson Code of Ordinances is hereby amended to include the following new Article which shall be codified in Chapter 86 as Article XI (Sections 86-401 thru 86-409), and read as follows:

Sec. 86-401. - Purpose.

This article is enacted to protect, preserve and promote the health, safety, and welfare for the citizens of the City of Jackson through the provision of unobstructed access to, and quiet environs within, Health Care Facilities for the purpose of obtaining medical counseling and treatment for residents and visitors to the City. The City Council recognizes that the exercise of a person's right to protest or counsel against certain medical procedures is a First Amendment activity that must be balanced against another person's right to obtain medical counseling and treatment in an unobstructed manner and that is free from increased health risks such as those associated with shouting or other amplified sound. The Jackson Police Department has been consistently called upon to mediate the disputes between medical providers, those seeking medical counseling and treatment, and those who would counsel against their actions so as to (i) avoid violent confrontations which would lead to criminal charges and (ii) enforce existing City ordinances which regulate use of public sidewalks and other conduct; such services require a dedicated and indefinite appropriation of policing services, which is being provided to the neglect of the law enforcement needs of the precinct(s) in which these facilities exist. The City seeks a more efficient and wider deployment of its services which will also help reduce the risk of violence and provide unobstructed access to Health Care Facilities by setting clear guidelines for activity in the immediate vicinity of the entrances to Health Care Facilities. It is the intent of this article to establish guidelines that will ensure that patients have unimpeded access to medical services that may be conducted in a calm environment while ensuring that the First Amendment rights of those seeking to communicate their message are not impaired. Having found less restrictive alternatives to be ineffective or impractical, the City finds that limited buffer and bubble zones and limitations on amplified sound outside Health Care Facilities established by this article will ensure that patients' rights to safely receive medical services are protected while ensuring that the First Amendment rights of those who seek to communicate their message to their intended audience are not impaired.

Sec. 86-402. - Definitions.

"Health Care Facility" as used in this article includes but is not limited to hospitals, physicians' offices, walk-in medical centers, medical diagnostic centers, surgical centers, and facilities which are licensed, certified or otherwise authorized to perform medical procedures in this state and to provide health services. It shall not include residential homes, convalescent homes or other facilities that provide long term residency.

Sec. 86-403. - Eight-Foot Personal Bubble Zone.

No person shall knowingly approach another person within eight (8) feet of such person, unless such other person consents, for the purpose of passing a leaflet or handbill to, displaying a sign to, or engaging in oral protest, education or counseling with such other person in the public way or sidewalk area within a radius of one hundred (100) feet from any entrance to the property of a Health Care Facility.

Sec. 86-404. - Fifteen-Foot Buffer Zone.

No person or persons shall knowingly congregate, patrol, picket or demonstrate in a zone extending fifteen (15) feet from any entrance to the property of a Health Care Facility.

Sec. 86-405. – Limitations on Sound.

No person shall shout or, by any means, produce any amplified sound, including but not limited to a loudspeaker, drum, radio, phonograph, stereo set, tape or CD player, television, sound amplifier, or other electronic audio instrument or device that produces or reproduces amplified sound on any public street or sidewalk or from private property within one hundred (100) feet of the property line of a Health Care Facility, provided that the public streets or sidewalks adjacent to such facilities shall be clearly marked by conspicuous signs identifying those areas. Any Health Care Facility that identifies the facility as being located in a quiet zone in accordance with this article shall be subject to the same limitations on amplified sound described herein.

It shall be the duty of said Health Care Facilities or owners of such establishments to erect and maintain signs in some conspicuous place on every street, avenue or alley in the vicinity of every Health Care Facility, public or private, indicating that the same is a "quiet zone." The signs which must meet and conform to the City's sign code shall be placed on such streets, avenues or alleys upon which a Health Care Facility is situated and shall read in a manner similar to, but not restricted to, the following: "Hospital — Quiet Zone" or "Health Care Facility — Quiet Zone."

Sec. 86-406. – Effective Hours.

The provisions of this article shall only take effect during the Health Care Facility's business hours and if the area contained within the zone described is clearly marked and posted.

Sec. 86-407. - Exemptions.

This article shall not apply to:

- (1) law enforcement, ambulance, firefighting, construction, utilities, public works, and other municipal agents acting within the scope of their employment, or
- (2) authorized security personnel employees or agents of the Health Care Facility engaged in assisting patients and other persons to enter or exit the premises.

Sec. 86-408. - Enforcement.

Nothing in this article shall prevent City of Jackson police officers from obtaining voluntary compliance by way of warning, notice, or education.

Sec. 86-409. - Penalties.

Any violation of any of the provisions of this article shall be a misdemeanor and shall be punishable by a fine of not more than \$1,000.00 or by imprisonment for not more than 90 days, or both.

SECTION 2. That all provisions of the ordinances of the City of Jackson in conflict with the provisions of this ordinance be, and the same are hereby, repealed; and, all other provisions of the ordinances of the City of Jackson not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 4. This ordinance shall become effective thirty (30) days after passage and publication.

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

President Lindsay recognized **Timothy Howard**, City Attorney who requested that the Council make an amendment to Section 86-402 to define Shouting “as used in this article shall mean any reasonably loud boisterous or raucous shouting in any residential area or within a quiet zone.”

Council Member Priester moved, seconded by **President Lindsay** to amend said ordinance to reflect the changes as stated by the Legal Department. The motion prevailed by the following vote:

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

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

AN ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI, PROHIBITING CERTAIN ACTIVITES NEAR HEALTH CARE FACILITIES.

WHEREAS, the City Council of the City of Jackson, Mississippi (the “City”) seeks to promote and protect the health, safety and welfare of the citizens of the City of Jackson, Mississippi, and its visitors; and

WHEREAS, pursuant to Section 21-17-5 of the Mississippi Code of 1972, as amended, the “Home Rule” statute provides that municipal governing authorities have the power to adopt any orders, resolutions and ordinances with respect to such municipal affairs which are not inconsistent with the United States Constitution, Federal law, the Mississippi Constitution of 1890, the Mississippi Code of 1972, or any other statute or law of the State of Mississippi; and

WHEREAS, municipalities are given the general authority to enact regulations to ensure the “preservation of good order and peace of the municipality and to prevent injury to, destruction of, or interference with public or private property pursuant to Section 17-17-15 of the Mississippi Code of 1972, Annotated, as amended; and

WHEREAS, municipalities also have the authority to enact regulations pertaining to the use of city streets, sidewalks and parks pursuant to Section 21-37-3 of the Mississippi Code of 1972, Annotated, as amended; and

WHEREAS, a large number of hospitals, clinics, and other health care facilities are located in the City which provide medical services not only to the citizens of Jackson, but to a vast number of Mississippians and visitors from outside the State; and

WHEREAS, the City seeks to protect, preserve and promote the health, safety, and welfare for the citizens of the City of Jackson, all Mississippians, and other visitors to the State, through the provision of unobstructed access to, and quiet environs within, health care facilities for the purpose of obtaining medical counseling and treatment for residents and visitors to the City; and

WHEREAS, persons who are attempting to enter hospitals, clinics, and other health care facilities, for any purpose, are often in particularly vulnerable physical and emotional conditions; in addition, unwanted and/or emotional confrontations may adversely affect a patient’s medical care; and

WHEREAS, the Jackson Police Department has been consistently called upon to mediate the disputes between medical providers, those seeking medical counseling and treatment and those who would counsel against their actions so as to (i) avoid violent confrontations which would lead to criminal charges and (ii) enforce existing City ordinances which regulate use of public sidewalks and other conduct; such services require a dedicated and indefinite appropriation of policing services, which is being provided to the neglect of the law enforcement needs of the precinct(s) in which the medical facilities exist. The City seeks a more efficient and wider deployment of its services which will help also reduce the risk of violence and provide unobstructed access to health care facilities by setting clear guidelines for activity in the immediate vicinity of the entrances to health care facilities; and

WHEREAS, the City recognizes that the exercise of a person's right to protest or counsel against certain medical procedures is a First Amendment activity that must be balanced against another person's right to obtain medical counseling and treatment in an unobstructed manner and that is free from increased health risks such as those associated with shouting or other amplified sound; and

WHEREAS, in consideration of all of the above-mentioned facts and circumstances that have been brought to the City's attention, it is in the best interest of the City, its citizenry, and all those seeking or providing medical services that the ordinance below be adopted.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Jackson, Mississippi, adopts the following ordinance:

SECTION 1. The Jackson Code of Ordinances is hereby amended to include the following new Article which shall be codified in Chapter 86 as Article XI (Sections 86-401 thru 86-409), and read as follows:

Sec. 86-401. - Purpose.

This article is enacted to protect, preserve and promote the health, safety, and welfare for the citizens of the City of Jackson through the provision of unobstructed access to, and quiet environs within, Health Care Facilities for the purpose of obtaining medical counseling and treatment for residents and visitors to the City. The City Council recognizes that the exercise of a person's right to protest or counsel against certain medical procedures is a First Amendment activity that must be balanced against another person's right to obtain medical counseling and treatment in an unobstructed manner and that is free from increased health risks such as those associated with shouting or other amplified sound. The Jackson Police Department has been consistently called upon to mediate the disputes between medical providers, those seeking medical counseling and treatment, and those who would counsel against their actions so as to (i) avoid violent confrontations which would lead to criminal charges and (ii) enforce existing City ordinances which regulate use of public sidewalks and other conduct; such services require a dedicated and indefinite appropriation of policing services, which is being provided to the neglect of the law enforcement needs of the precinct(s) in which these facilities exist. The City seeks a more efficient and wider deployment of its services which will also help reduce the risk of violence and provide unobstructed access to Health Care Facilities by setting clear guidelines for activity in the immediate vicinity of the entrances to Health Care Facilities. It is the intent of this article to establish guidelines that will ensure that patients have unimpeded access to medical services that may be conducted in a calm environment while ensuring that the First Amendment rights of those seeking to communicate their message are not impaired. Having found less restrictive alternatives to be ineffective or impractical, the City finds that limited buffer and bubble zones and limitations on amplified sound outside Health Care Facilities established by this article will ensure that patients' rights to safely receive medical services are protected while ensuring that the First Amendment rights of those who seek to communicate their message to their intended audience are not impaired.

Sec. 86-402. - Definitions.

"Health Care Facility" as used in this article includes but is not limited to hospitals, physicians' offices, walk-in medical centers, medical diagnostic centers, surgical centers, and facilities which are licensed, certified or otherwise authorized to perform medical procedures in this state and to provide health services. It shall not include residential homes, convalescent homes or other facilities that provide long term residency. "Shouting" as used in this article shall mean any reasonably loud boisterous or raucous shouting in any residential area or within a quiet zone.

Sec. 86-403. – Eight-Foot Personal Bubble Zone.

No person shall knowingly approach another person within eight (8) feet of such person, unless such other person consents, for the purpose of passing a leaflet or handbill to, displaying a sign to, or engaging in oral protest, education or counseling with such other person in the public way or sidewalk area within a radius of one hundred (100) feet from any entrance to the property of a Health Care Facility.

Sec. 86-404. – Fifteen-Foot Buffer Zone.

No person or persons shall knowingly congregate, patrol, picket or demonstrate in a zone extending fifteen (15) feet from any entrance to the property of a Health Care Facility.

Sec. 86-405. – Limitations on Sound.

No person shall shout or, by any means, produce any amplified sound, including but not limited to a loudspeaker, drum, radio, phonograph, stereo set, tape or CD player, television, sound amplifier, or other electronic audio instrument or device that produces or reproduces amplified sound on any public street or sidewalk or from private property within one hundred (100) feet of the property line of a Health Care Facility, provided that the public streets or sidewalks adjacent to such facilities shall be clearly marked by conspicuous signs identifying those areas. Any Health Care Facility that identifies the facility as being located in a quiet zone in accordance with this article shall be subject to the same limitations on amplified sound described herein.

It shall be the duty of said Health Care Facilities or owners of such establishments to erect and maintain signs in some conspicuous place on every street, avenue or alley in the vicinity of every Health Care Facility, public or private, indicating that the same is a "quiet zone." The signs which must meet and conform to the City's sign code shall be placed on such streets, avenues or alleys upon which a Health Care Facility is situated and shall read in a manner similar to, but not restricted to, the following: "Hospital — Quiet Zone" or "Health Care Facility — Quiet Zone."

Sec. 86-406. – Effective Hours.

The provisions of this article shall only take effect during the Health Care Facility's business hours and if the area contained within the zone described is clearly marked and posted.

Sec. 86-407. - Exemptions.

This article shall not apply to:

- (1) law enforcement, ambulance, firefighting, construction, utilities, public works, and other municipal agents acting within the scope of their employment, or
- (2) authorized security personnel employees or agents of the Health Care Facility engaged in assisting patients and other persons to enter or exit the premises.

Sec. 86-408. - Enforcement.

Nothing in this article shall prevent City of Jackson police officers from obtaining voluntary compliance by way of warning, notice, or education.

Sec. 86-409. - Penalties.

Any violation of any of the provisions of this article shall be a misdemeanor and shall be punishable by a fine of not more than \$1,000.00 or by imprisonment for not more than 90 days, or both.

SECTION 2. That all provisions of the ordinances of the City of Jackson in conflict with the provisions of this ordinance be, and the same are hereby, repealed; and, all other provisions of the ordinances of the City of Jackson not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 4. This ordinance shall become effective thirty (30) days after passage and publication.

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

President Lindsay recessed the meeting for five (5) minutes.

President Lindsay called the meeting back to order.

President Lindsay requested that Agenda Item No. 41 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

ORDER ACCEPTING THE PROPOSAL AND TERM BID OF DUNCAN PARKING TECHNOLOGIES, INC. TO PROVIDE SMART PARKING METER EQUIPMENT, VEHICLE DETECTION SENSORS, COMPREHENSIVE PARKING DATA MANAGEMENT SYSTEMS, PARKING ENFORCEMENT SOFTWARE, AND TRAINING.

WHEREAS, the City of Jackson received five responses to its Request for Proposals for the purchase of a new parking meter system on April 4, 2019; and

WHEREAS, Duncan Parking Technologies, Inc. submitted the lowest term bid to provide the necessary smart parking meter equipment; and

WHEREAS, Duncan Parking Technologies, Inc. also submitted the best proposal for the services and training necessary to support the installation of the smart parking meter equipment; and

WHEREAS, Duncan Parking Technologies, Inc. submitted the lowest and best bid for the software needed to complete the smart parking meter system; and

WHEREAS, the Department of Planning and Development recommends that the City accept the term bid of Duncan Parking Technologies, Inc. as the lowest and best term bid for smart parking meter system equipment, accept the bid of Duncan Parking Technologies, Inc. as to lowest and best term bid for software needed to implement and operate a smart parking meter system, and accept the proposal of Duncan Parking Technologies, Inc. as the best proposal to provide the services and training necessary to implement and operate a smart parking meter system; and

WHEREAS, the City anticipates increased revenue, efficiency, predictability, and transparency with the implementation of the proposed hardware and software services in its parking availability, rate management, maintenance and enforcement capabilities; and

WHEREAS, the City intends to make the improvements in stages beginning with Phase 1, 2019 On Street Parking Program Implementation Plan during Fiscal Year 2019-2020 in an amount not to exceed \$110,000.00 for purchases of the equipment at the term bid prices and the associated services, software, and training; and

WHEREAS, provided that subsequent budgets allow, the City intends to implement Phase 2 over a four-year period, purchasing the necessary smart parking meter equipment at the term bid prices provided, while Duncan Parking Technologies, Inc. continues to provide the services necessary to operate the smart parking meter system at the pricing provided in its proposal.

IT IS, THEREFORE, ORDERED that the sixty-month term bid of Duncan Parking Technologies, Inc. to provide smart parking meter, which is an exhibit to this Order, is accepted as the lowest and best bid and that the sixty-month term bid of Duncan Parking Technologies,

Inc. to provide software needed to support the smart parking meter system, which is part of the exhibit to this Order, is accepted as the lowest and best bid.

IT IS FURTHER ORDERED that the Mayor is authorized to enter into an agreement with Duncan Parking Technologies, Inc. to provide services and training for the implementation and support of a smart parking meter system for a one-year term with up to four additional one-year extensions, subject to the appropriation of funding by the City Council each year and the authorization of the additional services by the Mayor without further action by the City Council.

IT IS FURTHER ORDERED that for Fiscal Year 2019-2020, the City is authorized to pay Duncan Parking Technologies, Inc. an amount in FY 2019-2020 not to exceed \$110,000.00 for the purchase of equipment, software, services and training for the implementation and support of the smart parking meter system.

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

President Lindsay recognized **Jordan Hillman**, Director of Planning and Development, who provided Council with a brief overview of said item.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

President Lindsay recognized **Monica Allen**, Special Assistant to the City Attorney, who stated that an item was needed to be added to the agenda for consideration on an emergency basis in order to pay employees of the Jackson Zoo through September 30, 2019.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

President Lindsay requested that the Clerk read the Order:

ORDER AUTHORIZING MAYOR TO ISSUE AN EMERGENCY FUNDS TRANSFER TO THE JACKSON ZOOLOGICAL SOCIETY, INC. ("JZS"), A NON-PROFIT CORPORATION; INCREASING THE CURRENT FISCAL YEAR BUDGET BY \$13,071.00 TO ISSUE PAYROLL FOR CURRENT EMPLOYEES OF THE JACKSON ZOOLOGICAL PARK ("ZOO"), LOCATED AT 2918 WES1 CAPITAL STREET, THROUGH SEPTEMBER 30, 2019.

WHEREAS, the management agreement of the Zoo expired during the month of September 2018 and subsequent to expiration of the management agreement, the governing authorities authorized extension of the management agreement through December 31, 2018 and once again, through September 30, 2019;

WHEREAS, the City hasn't completed negotiations with the entity preliminarily selected to manage the Zoo and believes that the best interest of the City to ensure that the care, operation, and maintenance of the Zoo and related functions are uninterrupted pending the final negotiation of said Lease and Management Agreement to manage the Zoo; and

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 1, 2019 10:00 A.M.**

WHEREAS, the Jackson Zoological Society, Inc. is requesting \$13,071.00 to operate through the end of September 30, 2019; specifically, these funds will be used to issue payroll to the current employees of JZS who manage, operate, and care for the Zoo and its animals; and

WHEREAS, without this infusion of cash, the Jackson Zoological Society, Inc., will be unable to issue payroll September 30, 2019.

IT IS, THEREFORE, ORDERED that the Mayor shall have the authority to revise the subsidy budgeted for the Jackson Zoological Park, Inc., through September 30, 2019, for an increased amount of \$13,071.00.

IT IS FURTHER ORDERED that the governing authorities hereby authorize the emergency funds transfer be issued to the Jackson Zoological Society, Inc. in the amount of \$13,071.00, immediately upon passage of this Order, from the City's Fund 1 (5899) to be strictly utilized for the issuance of payroll to their employees through September 30, 2019.

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

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

ORDER APPROVING CLAIMS NUMBER 1 TO 413 APPEARING AT PAGES 1 TO 63 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$7,354,259.54 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 1 to 413 appearing at pages 1 to 63, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$7,354,259.54 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	877,641.81
BUSINESS IMPROV FUND (LANDSCP)	55,697.83
CAPITAL CITY REVENUE FUND	3,113.65
CAPITOL STREET 2-WAY PROJECT	4,298.65
DISABILITY RELIEF FUND	476,083.77
DPS- HOMELAND SECURITY	16,544.50
DRAINAGE – REPAIR & REPL. FD	93,885.59
EARLY CHILDHOOD (DAYCARE)	20,597.32
EMERGENCY SHELTER GRANT (ESG)	37,956.05
EMPLOYEES GROUP INSURANCE FUND	37,849.79
FIRE PROTECTION	408.08
GENERAL FUND	1,084,104.05
H O P W A GRANT – DEPT. OF HUD	48,026.55
HOME PROGRAM FUND	22.28
HOUSING COMM DEV ACT (CDBG) FD	28,573.41
HUMAN AND CULTURE GRANTS	17,492.00
JXN CONVENTION & VISITORS BUR	338,868.41
KELLOGG FOUNDATION PROJECT	23,495.24
LANDFILL/SANITATION FUND	152,299.73

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 1, 2019 10:00 A.M.**

LIBRARY FUND	50,540.38
MADISON SEWAGE DISP OP & MAINT	24,009.30
NCS SENIOR AIDES	136.76
P E G ACCESS- PROGRAMMING FUND	721.52
PARKS & RECR FUND	158,481.90
RESURFACING – REPAIR & REPL. FD	29,141.23
RIDGELAND-WEST SEWAGE DISP O&M	4,162.30
STATE TORT CLAIMS FUND	2,760.00
TECHNOLOGY FUND	81,002.88
TIGER GRANT	1,447,957.41
TITLE III AGING PROGRAMS	2,584.84
TRAFFIC – REPAIR & REPL FD	10,049.23
TRANSPORTATION FUND	7,315.41
WATER/SEWER CAPITAL IMPR FUND	345,505.77
WATER/SEWER OP & MAINT FUND	1,865,773.51
WATER/SEWER REVENUE FUND	7,157.79
TOTAL	<u>\$7,354,259.54</u>

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

President Lindsay recognized **Mayor Chokwe Antar Lumumba**, who requested that an amendment be made to include the \$13,071.00 payment to the Jackson Zoo.

Council Member Tillman moved, seconded by **Council Member Priester** to amend the Claims Docket to include a payment in the amount of \$ 13,071.00 to the Jackson Zoo. The motion prevailed by the following vote:

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

President Lindsay recognized **LaaWanda Horton**, Director of Administration, who provided a brief overview of the Claims Docket at the request of President Lindsay.

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

ORDER APPROVING CLAIMS NUMBER 1 TO 413 APPEARING AT PAGES 1 TO 63 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$7,354,259.54 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 1 to 413 appearing at pages 1 to 63, inclusive thereon, in the Municipal “Docket of Claims”, in the aggregate amount of \$7,367,330.54 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	877,641.81

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 1, 2019 10:00 A.M.**

BUSINESS IMPROV FUND (LANDSCP)	55,697.83
CAPITAL CITY REVENUE FUND	3,113.65
CAPITOL STREET 2-WAY PROJECT	4,298.65
DISABILITY RELIEF FUND	476,083.77
DPS- HOMELAND SECURITY	16,544.50
DRAINAGE – REPAIR & REPL. FD	93,885.59
EARLY CHILDHOOD (DAYCARE)	20,597.32
EMERGENCY SHELTER GRANT (ESG)	37,956.05
EMPLOYEES GROUP INSURANCE FUND	37,849.79
FIRE PROTECTION	408.08
GENERAL FUND	1,097,175.05
H O P W A GRANT – DEPT. OF HUD	48,026.55
HOME PROGRAM FUND	22.28
HOUSING COMM DEV ACT (CDBG) FD	28,573.41
HUMAN AND CULTURE GRANTS	17,492.00
JXN CONVENTION & VISITORS BUR	338,868.41
KELLOGG FOUNDATION PROJECT	23,495.24
LANDFILL/SANITATION FUND	152,299.73
LIBRARY FUND	50,540.38
MADISON SEWAGE DISP OP & MAINT	24,009.30
NCS SENIOR AIDES	136.76
P E G ACCESS- PROGRAMMING FUND	721.52
PARKS & RECR FUND	158,481.90
RESURFACING – REPAIR & REPL. FD	29,141.23
RIDGELAND-WEST SEWAGE DISP O&M	4,162.30
STATE TORT CLAIMS FUND	2,760.00
TECHNOLOGY FUND	81,002.88
TIGER GRANT	1,447,957.41
TITLE III AGING PROGRAMS	2,584.84
TRAFFIC – REPAIR & REPL FD	10,049.23
TRANSPORTATION FUND	7,315.41
WATER/SEWER CAPITAL IMPR FUND	345,505.77
WATER/SEWER OP & MAINT FUND	1,865,773.51
WATER/SEWER REVENUE FUND	7,157.79
TOTAL	<u>\$7,367,330.54</u>

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 1 TO 413 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 1 to 413 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$136,603.05 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:	ACCOUNTS PAYABLE FUND	PAYROLL FUND
GENERAL FUND		1,859,125.76
PARKS & RECR FUND		67,859.99
LANDFILL FUND		13,120.88
SENIOR AIDES		2,500.48
WATER/SEWER OPER & MAINT		191,892.84
PAYROLL FUND		453.00
PAYROLL	136,603.05	
EARLY CHILDHOOD		27,607.34
HOUSING COMM DEV		8,843.12
TITLE III AGING PROGRAMS		4,246.18
TRANSPORTATION FUND		15,294.45
T-WARNER PA/GA FUND		4,654.59
TOTAL		\$2,195,608.63

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

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

ORDER APPROVING MUNICIPAL COMPLIANCE QUESTIONNAIRE FOR THE 2019 AUDIT AND AUTHORIZING MAYOR TO EXECUTE SAID DOCUMENT.

WHEREAS, as part of the municipality's annual audit, the City must complete the Municipal Compliance Questionnaire for Fiscal Year 2019; and

WHEREAS, The Municipal Compliance Questionnaire must be approved by the governing authorities and executed by the Mayor.

IT IS, THEREFORE, ORDERED that the Municipal Compliance Questionnaire for the 2019 City Audit be approved and that the Mayor be authorized to execute said questionnaire and made part of the minutes.

Municipal Compliance Questionnaire

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

Information

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no," and, as a result, more information on this questionnaire may be required and/or separate work papers may be needed.

1. Name and address of municipality:

City of Jackson, MS P.O. Box 17, Jackson, MS 39205

2. List the date and population of the latest official U.S. Census or most recent official census:

Based on 2010 Census, Population 173,514

3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).

SEE ATTACHED

4. Period of time covered by this questionnaire:

From: 10-1-2018

To: 9-30-2019

5. Expiration date of current elected officials' term: JUNE 30, 2021

MUNICIPAL COMPLIANCE QUESTIONNAIRE

Year Ended September 30, 2019

Answer All Questions: **Y** - YES, **N** - NO, **N/A** - NON APPLICABLE

Part I - General

- | | |
|--|----------|
| 1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) | <u>Y</u> |
| 2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) | <u>Y</u> |
| 3. Are municipal records open to the public? | <u>Y</u> |
| 4. Are meetings of the board open to the public? (Section 25-41-5) | <u>Y</u> |
| 5. Are notices of special or recess meetings posted? (Section 25-41-13) | <u>Y</u> |
| 6. Are all required personnel covered by appropriate surety bonds? | |
| * Board or council members (Section 21-17-5) | <u>Y</u> |
| * Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) | |
| *Municipal clerk (Section 21-15-38) | <u>Y</u> |
| *Deputy Clerk (Section 21-15-23) | <u>Y</u> |
| *Chief of police (Section 21-21-1) | <u>Y</u> |
| *Deputy police (Section 45-5-9) (if hired under this law) | <u>Y</u> |
| 7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) | <u>Y</u> |
| 8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting? (Section 21-15-33) | <u>Y</u> |

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 1, 2019 10:00 A.M.**

57

-
-
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) Y
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) Y
11. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Sections 21-35-31 or 21-17-19) Y

PART II - Cash and Related Records

1. Where required, is a claims docket maintained? (Section 21-39-7) Y
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) Y
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7) Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) Y
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-15, 21-35-7, and 21-35-9) Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) Y
8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, 27-39-205) Y
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) Y
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) N/A
11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) Y
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) Y
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) Y
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) Y

-
-
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) Y

 16. Are donations restricted to those specifically authorized by law? (Section 21-17-5 (Section 66, Miss. Constitution)-- Sections 21-19-45 through 21-19-59, etc.) Y

 17. Are fixed assets properly tagged and accounted for? Section II - Municipal Audit and Accounting Guide) Y

 18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? Y

 19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) Y

PART III - Purchasing and Receiving

1. Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] Y

2. Are all lowest and best bids decisions properly documented? [Section 31-7-13(d)] Y

3. Are all one-source item and emergency purchases documents on the board's minutes? [Section 31-7-13(m) and (k)] Y

4. -Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) Y

PART IV - Bonds and Other Debt

1. Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) Y

2. Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) Y

3. Have the required trust funds been established for utility revenue bonds? (Sections 21-27-65) Y

4. Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) Y

5. Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) Y

PART V - Taxes and Other receipts

1. Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) Y

2. Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) Y

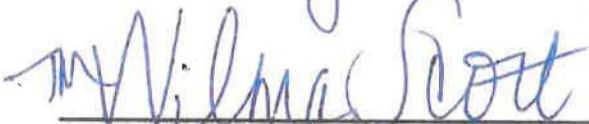
3. Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) N/A

-
4. Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) Y
 5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) Y
 6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) Y
 7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) Y
 8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) Y
 9. Has the municipality levied or appropriated not less than 1/4 mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Section 83-1-37 and 83-1-39) Y
 10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.) Y
 11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) Y
 12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) Y
 13. Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347) Y
 14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage or rubbish collection or disposal system? (Section 17-17-348) Y
 15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG) Y

APPROVAL OF
MUNICIPAL COMPLIANCE QUESTIONNAIRE
SEPTEMBER 30, 2019



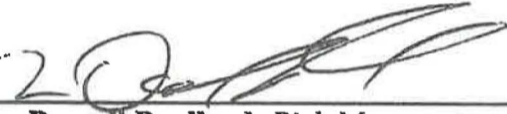
LaaWanda Jones Horton, Director of Administration



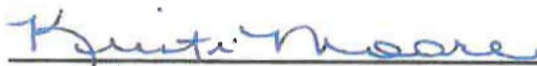
Wilma Scott, Personnel Director



Robert Miller, Public Works Director



MacDarrell Poullard, Risk Manager



Kristi Moore, City Clerk

**Certification to Municipal Compliance
Questionnaire Year Ended September 30, 2019**

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of _____, and, to the best of our knowledge and belief, all responses are accurate.

Kristi Moore, City Clerk

Chokwe A. Lumumba, Mayor

Date

Date

Minute Book References:

Book Number _____

Page _____

CITY OF JACKSON
MML MEMBERSHIP INFORMATION

MAYOR	CHOKWE A. LUMUMBA	601-960-1084	calumumba@city.jackson.ms.us
CITY COUNCIL, WARD 1	ASHBY FOOTE	601-960-2051	afoote@city.jackson.ms.us
CITY COUNCIL, WARD 2	MELVIN PRIESTER, JR.	601-960-1091	mpriester@city.jackson.ms.us
CITY COUNCIL, WARD 3	KENNETH STOKES	601-960-1090	kstokes@city.jackson.ms.us
CITY COUNCIL, WARD 4	DE'KEITHER STAMPS	601-960-2052	dekeithers@city.jackson.ms.us
CITY COUNCIL, WARD 5	CHARLES TILLMAN	601-960-1092	tillmanc@city.jackson.ms.us
CITY COUNCIL, WARD 6	AARON BANKS	601-960-1089	abanks@city.jackson.ms.us
CITY COUNCIL, WARD 7, PRESIDENT	VIRGI LINDSAY	601-960-1063	vlindsay@city.jackson.ms.us
CHIEF OF STAFF	SAFIYA OMARI	601-960-1084	somari@city.jackson.ms.us
CHIEF ADMINISTRATIVE OFFICER	ROBERT BLAINE	601-960-2312	rblaine@city.jackson.ms.us
CHIEF, JACKSON POLICE DEPARTMENT	JAMES DAVIS	601-960-1217	jdavis@city.jackson.ms.us
CHIEF, JACKSON FIRE DEPARTMENT	WILLIE OWENS	601-960-1392	wowens@city.jackson.ms.us
CITY ATTORNEY	TIM HOWARD	601-960-1799	thoward@city.jackson.ms.us
CITY PROSECUTOR	WENDY WILSON-WHITE	601-960-1197	wendyw@city.jackson.ms.us
CITY CLERK	KRISTI MOORE	601-960-2381	kristim@city.jackson.ms.us
COURT ADMINISTRATOR	CHIQUITA JIMERSON	601-960-2062	cjlmerson@city.jackson.ms.us
DIRECTOR, ADMINISTRATION	LAA WANDA J. HORTON	601-960-2312	lhorton@city.jackson.ms.us
DIRECTOR, COMMUNICATIONS	CANDICE COLE	601-960-2378	ccole@city.jackson.ms.us
DIRECTOR, HUMAN & CULTURAL SERVICES	ADRIANE DORSEY-KIDD	601-960-0764	adkidd@city.jackson.ms.us
DEPUTY DIRECTOR, HUMAN & CULTURAL SVC	JOHN DAVID LEWIS	601-960-1537	jlewis@city.jackson.ms.us
DIRECTOR, HUMAN RESOURCES	WILMA SCOTT	601-960-1327	wiscott@city.jackson.ms.us
DEPUTY DIRECTOR, HUMAN RESOURCES	TOYA MARTIN	601-960-1327	tmartin@city.jackson.ms.us
DIRECTOR, PARKS & RECREATION	ISON HARRIS	601-960-0716	iharris@city.jackson.ms.us
DIRECTOR, PLANNING AND DEVELOPMENT	JORDAN HILLMAN	601-960-1993	jhillman@city.jackson.ms.us
DIRECTOR, PUBLIC WORKS	ROBERT MILLER	601-960-1178	rmiller@city.jackson.ms.us
DEPUTY DIRECTOR, PUBLIC WORKS	CARLA DAZET	601-960-2367	cdazet@city.jackson.ms.us
DEPUTY DIRECTOR, INFORMATION TECHNOLOGY	FREDRICK WILSON	601-960-1395	fwilson@city.jackson.ms.us
EXECUTIVE ASSISTANT TO THE MAYOR	HALIMA OLUFEMI	601-960-6433	holufemi@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	ALI SHAMSIDDEEN	601-960-0947	ashamsiddeen@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	HENRY C. CLAY, III	601-960-0947	hclay@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	JEFFERY REYNOLDS	601-960-0947	jreynolds@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	TAUREAN BUCHANAN	601-960-0947	tbuchanan@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	JUNE HARDWICK	601-960-0947	jhardwick@city.jackson.ms.us
JUDGE, MUNICIPAL COURT	WILLIAM (BILL) WALKER, JR	601-960-0947	wwalker@city.jackson.ms.us
MANAGER, ACTION LINE / 311	ANDY BOONE	601-960-1111	aboone@city.jackson.ms.us
MANAGER, CONSTITUENT SERVICES	KEYSHIA SANDERS	601-960-2324	ksanders@city.jackson.ms.us
MANAGER, FINANCE	JILLIAN CALDWELL	601-960-2422	jcaldwell@city.jackson.ms.us
MANAGER, ENGINEERING	CHARLES WILLIAMS	601-960-1651	cwilliams@city.jackson.ms.us
RISK MANAGEMENT	MACDARRELL POUILLARD	601-960-1048	macpouillard@city.jackson.ms.us
ZONING ADMINISTRATOR	ESTER AINSWORTH	601-960-2365	eainsworth@city.jackson.ms.us

Council Member Tillman moved adoption; President Lindsay seconded.

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH AVTEX FOR THE REPLACEMENT OF OUR VOICE MAIL & INTERACTIVE CALL CENTER FOR THE WSBA.

WHEREAS, AVTEX, formally AUTOMATED VOICE & DATA SOLUTIONS(AVDS), has proposed to replace our older equipment with two new appliances which run our voice mail and call center; and

WHEREAS, this replacement, which is needed because the current systems will no longer be supported, or work, after November 1, 2019, has been analyzed and execution of this agreement for appliances and implementation is recommended.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute agreements with AVTEX providing for replacement appliances and implementation for the voice mail and interactive call center, said replacement and implementation being provided at a cost of \$11,999.50.

IT IS, FURTHER, ORDERED that the Mayor is authorized to execute any and all documents necessary to affect this Order, and that said Mayor is further authorized to grant automatic renewal of AVDS software maintenance on an annual basis.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

There came on for consideration Agenda Item No. 35:

ORDER AUTHORIZING THE MAYOR TO APPOINT VONDA REEVES TO THE JACKSON REDEVELOPMENT AUTHORITY (JRA) BOARD. Said item was tabled until the next Regular Council Meeting to be held on October 15, 2019 at 6:00 p.m.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN UNITED WAY OF THE CAPITAL AREA, INCORPORATED, THE CITY OF JACKSON/OFFICE OF THE MAYOR, AND THE JACKSON PUBLIC SCHOOL DISTRICT.

WHEREAS, United Way of the Capital Area (“United Way”), the City of Jackson, Mississippi, by and through the Office of the Mayor (“City”), and Jackson Public School District (“JPS”) (each a “Party” and collectively the “Parties”) have a common interest in ensuring that all children in Jackson, Mississippi, are adequately prepared for kindergarten; and

WHEREAS, each party desires to engage in strategic planning and implementation of strategies toward the goal of creating a citywide system where in all children have access to early childhood development that prepares them to enter kindergarten with the necessary tools to succeed; and

WHEREAS, the purpose of this Memorandum of Understanding (“MOU”) is to create a collaboration among the parties to support the development of an inter-organizational, collective impact initiative for the purpose of improving kindergarten readiness and, by extension, grade-level reading for children from birth through the third grade in the City of Jackson, Mississippi (the “Goal”); and

WHEREAS, in addition, this MOU outlines the understanding and intentions of the Parties with respect to working toward the Goal. The Parties agree to share their respective strengths, experiences, and resources in order to achieve the Goal.

IT IS, THEREFORE, ORDERED that the Mayor is hereby authorized to execute a Memorandum of Understanding between United Way of the Capital Area, Incorporated, the City of Jackson/Office of the Mayor, and the Jackson Public School District.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A FACILITIES USE AGREEMENT BETWEEN THE CITY OF JACKSON, MISSISSIPPI AND THE LIFE ENHANCEMENT AND ACHIEVEMENT PROGRAM (LEAP), INC., D/B/A FIRST TEE OF CENTRAL MISSISSIPPI, FOR USE OF CITY-OWNED MUNICIPAL GOLF COURSES LOCATED AT 1800 WALTER WELCH DRIVE AND 3200 WOODROW WILSON DRIVE, JACKSON, MISSISSIPPI.

WHEREAS, LEAP, Inc., an organization d/b/a The First Tee of Central Mississippi Chapter (“LEAP”), has partnered with the City of Jackson, Mississippi (“City”) to introduce the game of golf to youth in the metro Jackson area; and

WHEREAS, LEAP, Inc., will continue to cultivate productive and proactive youth, teach life-enhancing skills, build character and promote diversity in the game of golf, abiding by all mutual agreements with the City; and

WHEREAS, in furtherance of this goal, LEAP, Inc., would like to execute a facilities use agreement to continue with the City of Jackson, whereby it is allowed to continue use of the golf course facilities at the Grove Park Municipal Golf Course located at 1800 Walter Welch Drive and the Pete Brown Golf Facility located at 3200 Woodrow Wilson Drive; and

WHEREAS, LEAP, Inc., will provide the City proof of liability insurance in the amount of one million dollars (\$1,000,000), and will add the City as an additional insured on or before December 31, 2020; and

WHEREAS, LEAP shall continue to operate its youth golf program in accordance with the rules and regulations established by the Pete Brown Golf Facility, Grove Park Junior Golf and the City of Jackson.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a Facilities Use Agreement with LEAP, INC., an organization d/b/a The First Tee of Central Mississippi Chapter, for its renewed use of the Pete Brown Municipal Golf Course and the Sonny Guy Municipal Golf Course for the period beginning on the last date of execution by both parties, and ending on December 31, 2020, unless terminated earlier.

IT IS FURTHER ORDERED that a copy of said agreement be filed for record in the Office of City Clerk.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TICKETLAND, LLC TO PROVIDE TICKETING AND BOX OFFICE MANAGEMENT SERVICES AT THALIA MARA HALL.

WHEREAS, the City of Jackson, Mississippi (“City of Jackson”) issued a Request for Proposals to provide ticketing and box office management services at Thalia Mara Hall; and

WHEREAS, only one proposal was received, with the same being Ticketland, LLC; and

WHEREAS, Ticketland, LLC, provides certain ticket sales and related box office management services to businesses in the entertainment industry; and

WHEREAS, Ticketland, LLC, is an authorized seller/outlet for TICKETMASTER, LLC, a Virginia limited liability company; and

WHEREAS, Ticketland, LLC, desires to occupy and conduct box office management operations for the Thalia Mara Hall Box Office, and the Department of Human and Cultural Services is in agreement with the engagement of Ticketland, LLC, to occupy and conduct management operations for the Thalia Mara Hall Box Office; and

WHEREAS, Ticketland, LLC, will remit to the City of Jackson payment as expressed in the contract during the Agreement Term beginning on October 1, 2019, and ending on August 31, 2023.

IT IS HEREBY ORDERED that the Mayor is authorized to approve a box office rental contract between the City of Jackson and Ticketland, LLC, for a term beginning October 1, 2019 and ending August 31, 2023.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND INNOVATION ARTS AND ENTERTAINMENT FOR THE 2019-2020 BROADWAY IN JACKSON AND JACKSON LIVE! SERIES.

WHEREAS, the City of Jackson, Mississippi (“City of Jackson”) and Thalia Mara Hall are committed to bringing and attracting a diverse offering of live entertainment, including a vibrant Broadway series; and

WHEREAS, Innovation Arts and Entertainment, Ltd., has brought four remarkable seasons of live theatre entertainment to the City of Jackson, including 42 unique acts for 59 performances and drawing an attendance of over 82,000; and

WHEREAS, the 2019-2020 Broadway in Jackson series will include performances of Fiddler on the Roof, Cats, Beautiful; the Carole King Musical, and an American in Paris; and

WHEREAS, the 2019-2020 Jackson LIVE! Series will include We Will Rock You – a Queen musical, The Color Purple, Cirque Dreams Holidaze, and The Blue Man Group; and

WHEREAS, Innovation Arts and Entertainment, Ltd., will additionally be bringing Air Supply, Harry Potter and the Chamber of Secrets, and The Temptations to Thalia Mara Hall during this season.

IT IS HEREBY ORDERED that the Mayor is authorized to execute a contract between the City of Jackson and Innovation Arts and Entertainment, Ltd., for the 2019-2020 Broadway in Jackson and Jackson LIVE! Series.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A LOAN AGREEMENT BETWEEN THE CITY OF JACKSON AND THE MISSISSIPPI SYMPHONY ORCHESTRA TO DISPLAY A LARGE WORK OF ART AT THALIA MARA HALL.

WHEREAS, the City of Jackson, Mississippi (“City of Jackson”) owns and manages Thalia Mara Hall, home to Mississippi’s prominent arts organizations; and

WHEREAS, the Mississippi Symphony Orchestra is one of those Resident Partner Arts Organizations and is celebrating their 75th Season – the Diamond Season; and

WHEREAS, the Mississippi Symphony Orchestra has received the donation of a large collage work of art, titled “75 Years of MSO” by William Goodman celebrating the history of the Mississippi Orchestra; and

WHEREAS, William Goodman is a Jacksonian and nationally known and respected contemporary artist based in the Fondren neighborhood, with works featured in the Mississippi Museum of Art's Art Garden, Fine & Dandy, The Westin Jackson, and Beckham Jewelry; and

WHEREAS, the Mississippi Symphony Orchestra desires to have the work of art measuring sixteen (16) feet long and eight (8) high for an extended and undefined period of time in the main lobby of Thalia Mara Hall; and

WHEREAS, Thalia Mara Hall welcomes the work of art that will be displayed in its main lobby for citizens, guests, visitors, and others to enjoy for many years to come, learning more about the Mississippi Symphony Orchestra as they experience the piece.

IT IS HEREBY ORDERED that the Mayor is authorized to execute a loan agreement between the City of Jackson and the Mississippi Symphony Orchestra to display the large work of art at Thalia Mara Hall.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN JACKSON STATE UNIVERSITY AND THE CITY OF JACKSON, MS AND ITS POLICE DEPARTMENT FOR THE JACKSON POLICE DEPARTMENT TO PROVIDE SECURITY AT JACKSON STATE UNIVERSITY ATHLETIC FOOTBALL EVENTS.

WHEREAS, the City of Jackson has a longstanding agreement with Jackson State University ("JSU") to provide trained police security at athletic football events; and

WHEREAS, the parties desire to enter into a document titled "Memorandum of Understanding Between Jackson State University and the City of Jackson, Mississippi and its Police Department", hereinafter referred to as ("MOU"); and

WHEREAS, pursuant to the MOU, JSU agrees to pay to the City of Jackson for all police officers and supervisors who provide security services at designated athletic football events as follows; for all services rendered by the officers and/or supervisors, pursuant to their salary ranges, inclusive of fringe benefits plus any overtime costs incurred by the City of Jackson Police Department, shall not exceed the total sum of Thirty Thousand, Two hundred Forty Dollars and No Cents (\$30,240.00) for the term of the agreement.

IT IS, HEREBY, ORDERED that the Mayor of the City of Jackson and Chief of Police Department are authorized to enter into the herein-described Memorandum of Understanding between the City of Jackson, Mississippi and its Police Department and JSU where JSU pays to the City of Jackson, for police security services at designated athletic football events, at the salary ranges of the officers and/or supervisors utilized, inclusive of fringe benefits costs, plus any overtime costs incurred by the City of Jackson Police Department, with the total costs to JPD not to exceed \$30,240.00.

IT IS FURTHER ORDERED that the Mayor, or his designee, be authorized to execute any and all documents necessary to facilitate the terms of the herein-described Memorandum of Understanding.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO LEASE ADDITIONAL ORACLE CLOUD INFRASTRUCTURE STORAGE AND SERVICES TO MIGRATE CC&B TO ORACLE CLOUD INFRASTRUCTURE AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,194.24.

WHEREAS, the City of Jackson entered into an Agreement with Mythics, Inc. on or about May 30, 2019 for the purpose of migrating the City's Water Billing System, Oracle Customer Care & Billing, to Oracle Cloud Infrastructure; and

WHEREAS, the original agreement included Oracle Cloud Infrastructure storage of an estimated quantity needed for the project; and

WHEREAS, during the progress of the work Mythics, Inc. has determined that additional Oracle Cloud Infrastructure is needed; and

WHEREAS, the addition Oracle Cloud Infrastructure is necessary to successfully complete the migration project; and

WHEREAS, in order to lease the additional storage, the Mayor is required to execute certain documents addressed to Mythics, Inc. and Oracle agreeing to the terms of the lease; and

WHEREAS, these terms are the same as the terms for the previously approved lease of storage space; and

WHEREAS, the cost of the additional Oracle Cloud Infrastructure storage is \$4,194.24.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute all documents necessary to lease additional Oracle Cloud Infrastructure Storage and associated services.

IT IS FURTHER ORDERED that payment in the amount of \$4,194.24 to Mythics, Inc. is authorized for additional Oracle Cloud Infrastructure and associated services.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

There came on for consideration Agenda Item No. 44:

ORDER RATIFYING A CONTRACT WITH HEMPHILL CONSTRUCTION COMPANY, INC. FOR THE NORTH STATE STREET AT COLLEGE STREET SEWER EMERGENCY REPAIR. Said item was pulled from the Agenda by the Administration.

President Lindsay recognized **Monica Allen**, Special Assistant to the City Attorney, who stated that Agenda Items No. 45 and 46 would have to be discussed in Executive Session in order to provide a status update as requested by **Council Member Tillman**.

President Lindsay stated that Agenda Items No. 45 and 46 would be moved to the end of the Agenda for Executive Session.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE HINDS COUNTY BOARD OF SUPERVISORS FOR PUBLIC INFRASTRUCTURE PROJECT 2019-25.

WHEREAS, the Hinds County Board of Supervisors is willing to provide funding to assist in paving the following streets in the City of Jackson within the project amounts indicated:

1. Ellis Avenue in an amount not to exceed \$100,000.00 (Ward 5)
2. O’Ferrell Avenue in an amount not to exceed \$54,000.00 (Wards 3 & 5)

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 for the City of Jackson to enter into an interlocal agreement with the Hinds County Board of Supervisors accepting the funds for the paving of streets within the City of Jackson; and

WHEREAS, the Department of Public Works has review the interlocal and concurs with work to be performed under this interlocal.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an Interlocal Agreement with the Hinds County Board of Supervisors accepting funding for the paving of the following streets in the City of Jackson within the project amounts indicated:

1. Ellis Avenue in an amount not to exceed \$100,000.00 (Ward 5)
2. O’Ferrell Avenue in an amount not to exceed \$54,000.00 (Wards 3 & 5)

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

There came on for consideration Agenda Item No. 50:

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SOLICITING THE COMMISSION ESTABLISHED PURSUANT TO SECTION 27-65-241, MISSISSIPPI CODE OF 1972 ANNOTATED, TO CEASE AND DESIST FROM THE UNLAWFUL INTERFERENCE IN THE SELECTION OF CITY STREETS TO BE PAVED AND OTHER MATTERS IN THE LAWFUL OPERATION OF THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON. Said item was held due to the absence of **Council Member Stokes**.

There came on for consideration Agenda Item No. 51:

ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AUTHORIZING THE BOND PROPOSAL OF FIFTY MILLION DOLLARS FOR INFRASTRUCTURE REPAIR AND PAVING STREETS. Said item was held due to the absence of **Council Member Stokes**.

There came on for consideration Agenda Item No. 52:

ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI MANDATING NO DISCONNECT OF WATER TO JACKSON RESIDENTS PENDING OUTCOME OF THE SIEMENS LAWSUIT. Said item was held due to the absence of **Council Member Stokes**.

There came on for Discussion Agenda Item No.53:

DISCUSSION: FARISH STRETT DEVELOPMENT: President Lindsay stated that said item had been addressed during Work Session on September 30, 2019.

There came on for Discussion Agenda Item No. 54:

DISCUSSION: CASA GRANDE: President Lindsay stated that said item would be held due to the absence of Council Member Banks.

DISCUSSION: WALTER "DUTCH" WELCH DRIVE/GROVE PARK: President Lindsay recognized Mayor Chokwe Antar Lumumba, who provided information regarding the bridge on Walter "Dutch" Welch Drive.

There came on for Discussion Agenda Item No. 56:

DISCUSSION: SIEMENS LAWSUIT SETTLEMENT: President Lindsay stated that said item would be held due to the absence of Council Member Stokes.

President Lindsay recognized Council Member Priester who moved, seconded by Council Member Tillman to go into Closed Session to discuss going into Executive Session to discuss litigation. The motion prevailed by the following vote:

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

President Lindsay announced to the public that the Council voted to go into Closed Session to discuss litigation.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

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

President Lindsay requested that the Clerk read Agenda Item No. 45:

ORDER AUTHORIZING THE MAYOR TO EXTEND AND EXECUTE AN AGREEMENT WITH CARROLL WARREN & PARKER, PLLC TO REPRESENT THE CITY IN ANNEXATION MATTERS.

WHEREAS, on December 4, 2018, the governing authorities of the City of Jackson, Mississippi ("City") retained Carroll Warren & Parker, PLLC, to represent the City in certain annexation matters that require expertise and training specific to this area of law; and

WHEREAS, the City seeks to continue to defend its interest, and to also possibly expand its boundaries; and

WHEREAS, Carroll Warren & Parker, PLLC, currently represents the City in annexation matters related to the City of Flowood, the City of Pearl, and other related matters; and

WHEREAS, on August 16, 2019, a Notice of Appeal was filed in the following matter against the City, which is directly related to the matters being handled by Carroll Warren & Parker, PLLC: City of Pearl, Mississippi; City of Flowood, Mississippi; and Rankin County, Mississippi vs. Cause No.: 19-570 City of Jackson, Mississippi; and

WHEREAS, it would be in the best interests of the City to extend the current agreement with Carroll Warren & Parker, PLLC to expand their representation of the City to include said matter.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to extend, expand, and execute an agreement with Carroll Warren & Parker, PLLC, to represent the City in annexation matters related to the City of Flowood, the City of Pearl and any other related matters in an amount not to exceed \$75,000.00, unless so authorized to amend said agreement.

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

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- None.

Absent- Banks, Stamps and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXTEND, EXPAND, AND EXECUTE LETTER OF AGREEMENT TO CONTINUE THE RETAINAGE OF SLAUGHTER & ASSOCIATES, PLLC, TO PROVIDE PLANNING AND CONSULTING SERVICES AS EXPERTS IN THE FIELD OF URBAN AND REGIONAL PLANNING IN ANNEXATION MATTERS.

WHEREAS, on February 19, 2019, the governing authorities of the City of Jackson, Mississippi ("City") retained Slaughter & Associates, PLLC to provide planning and consulting services as experts in the field of Urban and Regional Planning in certain annexation matters that require expertise and training specific to this area; and

WHEREAS, more specifically, Slaughter & Associates, PLLC was retained as consultants as experts in the lawsuits styled: "IN THE MATTER OF THE ENLARGEMENT AND EXTENSION OF THE MUNICIPAL BOUNDARIES OF THE CITY OF FLOWOOD VS. CITY OF JACKSON CONSOLIDATED WITH IN THE MATTER OF THE ENLARGING, EXTENDING AND DEFINING THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF PEARL V. CITY OF JACKSON"; CIVIL ACTION NO. 61CCH1:18-cv-01395 and 18-1714; and

WHEREAS, the City seeks to continue to defend its interest, and to also possibly expand its boundaries; and

WHEREAS, Slaughter & Associates, PLLC currently provides planning and consulting services as experts in the field of Urban and Regional Planning for the City in annexation matters related to the City of Flowood, the City of Pearl, and other related matters; and

WHEREAS, on August 16, 2019, a Notice of Appeal was filed in the following matter against the City, which is directly related to the matters being handled by Slaughter & Associates, PLLC: “City of Pearl, Mississippi; City of Flowood, Mississippi; and Rankin County, Mississippi vs. Cause No.: 19-570 City of Jackson, Mississippi”, and it is desired to extend the retainage of Slaughter & Associates, PLLC as consultants/experts in the same; and

WHEREAS, it would be in the best interests of the City to extend and execute a letter of agreement with Slaughter & Associates, PLLC to extend and expand the firm’s retainage for provision of planning and consulting services as experts on behalf of the City.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to extend, expand, and execute a letter of agreement with Slaughter & Associates, PLLC, to continue the provision of planning and consulting services at a maximum cost of \$175.00 per hour not to exceed \$25,000.00 without further Council approval, plus direct reimbursement for out of pocket expenses including travel, per diem expenses for personnel, purchased information and services, copies, graphic materials and other necessary expenses at actual cost, in the above styled lawsuits.

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

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

There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Regular Council meeting at 6:00 p.m. on October 15, 2019; at 1:08 p.m. the Council stood adjourned.

ATTEST:

APPROVED:

Kristi Moore
CITY CLERK

Ch. Foote, 10/8/2019
MAYOR DATE *moose*
