

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 June 11, 2019, being the second Tuesday of said month, when and where the following things were had and done to wit:

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

Absent: None.

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

The invocation was offered by **Reverend Katie Bradshaw**, Associate Priest of Saint Andrews Episcopal Cathedral.

President Priester requested that Agenda Items No. 69, 70, 71, 72, 73, 67, 68 and 66 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

President Priester recognized **Council Member Foote** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND RECOGNIZING COLONEL PAUL WILLIS FOR HIS OUTSTANDING DEDICATION AND 40 YEARS OF SERVICE TO HIS COUNTRY, COMMUNITY AND JACKSON PUBLIC SCHOOLS.** Accepting the Resolution with appropriate remarks was **Colonel Paul Willis.**

President Priester recognized **Council Member Tillman** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. RUBEN BANKS FOR BEING SELECTED AS THE 2019 U.S. PRESIDENTIAL SCHOLAR.** Accepting the Resolution with appropriate remarks was **Mr. Ruben Banks.**

President Priester recognized **Council Member Stamps** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RECOGNIZING AND HONORING DR. JAYNE WASHINGTON FOR HER 35 YEARS OF SERVICE AS AN EDUCATOR IN THE STATE OF MISSISSIPPI.** Accepting the Resolution with appropriate remarks was **Dr. Jayne Washington.**

President Priester recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. GREGORY PIPPIN, WARD THREE'S FATHER OF THE YEAR.** Accepting the Resolution with appropriate remarks was **Mr. Gregory Pippin.**

President Priester recognized Council Member Stokes who presented a RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING PASTOR D. L. AND MRS. HELEN GOVAN, EXEMPLARY CHRISTIAN MODELS, UPON SEVENTY YEARS IN THE INSTITUTION OF MARRIAGE. Accepting the Resolution with appropriate remarks were Pastor D. L. and Mrs. Helen Govan.

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

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ANNELLE PRIMOS AND ASSOCIATES TO ERECT A 49 SQUARE FOOT BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE.

There was no representation from the Applicant.

There came on for consideration Agenda Item No. 3, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR ANNELLE PRIMOS AND ASSOCIATES TO ERECT A 49 SQUARE FOOT BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE.

There was no opposition from the public.

There came on for consideration Agenda Item No. 4, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR TACO BELL TO ERECT A 197 SQUARE FOOT GROUND SIGN AT 38 FEET IN HEIGHT WITHIN THE HIGH STREET OVERLAY DISTRICT WHICH ONLY ALLOWS A MONUMENT SIGN AT 6 FEET IN HEIGHT NOT TO EXCEED 25 SQUARE FEET.

There was no representation from the Applicant.

There came on for consideration Agenda Item No. 5, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR TACO BELL TO ERECT A 197 SQUARE FOOT GROUND SIGN AT 38 FEET IN HEIGHT WITHIN THE HIGH STREET OVERLAY DISTRICT WHICH ONLY ALLOWS A MONUMENT SIGN AT 6 FEET IN HEIGHT NOT TO EXCEED 25 SQUARE FEET.

There was no opposition from the public.

There came on for consideration Agenda Item No. 6, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR SPRINT MART #102 TO EXCEED THE 15 PERCENT OF SIGNAGE PER CANOPY FAÇADE AND ERECT 2 CANOPY SIGNS TOTALING 67 SQARE FEET OF SIGNAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 PERCENT PER CANOPY FACADE.

President Priester recognized **Carrie Little**, a representative of the Applicant, who spoke in support of approval of the sign variance request.

There came on for consideration Agenda Item No. 7, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR SPRINT MART #102 TO EXCEED THE 15 PERCENT OF SIGNAGE PER CANOPY FAÇADE AND ERECT 2 CANOPY SIGNS TOTALING 67 SQARE FEET OF SIGNAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 PERCENT PER CANOPY FACADE.

There was no opposition from the public.

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

- **Emon Thompson** expressed concerns regarding potholes and drainage issues within the Brookleigh Neighborhood.
- **Enoch Sanders** expressed concerns regarding gun violence.
- **Lee King** spoke in support of the resolution designating the City of Jackson as the Home of Southern Soul.
- **Jessie Thompson** spoke in support of the resolution designating the City of Jackson as the Home of Southern Soul.

Note: Vice President **Lindsay** arrived at the meeting during public comments.

President Priester requested that Agenda Item No. 59 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
DECLARING THE CITY OF JACKSON AS THE HOME AND BIRTHPLACE OF
THE GREAT AMERICAN MUSIC GENRE KNOWN AS SOUTHERN SOUL.**

WHEREAS, Mississippi has a long historic lineage for being the birthplace of many American music genres to include Blues, Gospel, Jazz, Country and Rock & Roll. From artists such as Robert Johnson of Clarksdale, B.B. King from Indianola, Jimmie Rodgers of Meridian, the world renown Mississippi Mass Choir and Elvis Presley of Tupelo, MS. One genre in particular whose audience is growing more and more each day is Southern Soul Music; and

WHEREAS, from the legendary Malaco Records which was founded in 1967 in Jackson, MS to private recording studios, Mississippi has become fertile ground for Southern Soul artists. Singing their "Southern Souls Out" are artists such as Vick Allen, Bobby Rush, Willie Clayton, Dorothy Moore, The Williams Brothers, Canton Spirituals and many, many more; and

WHEREAS, Mississippi has one of the first and only pure Southern Soul radio stations in the country, WRTM 100.5, located in Jackson, MS is dedicated to promoting Southern Soul artists; and

WHEREAS, has produced the oldest and most recognized Southern Soul music awards show for the past 45 years, the Jackson Music Awards. Its mission is to recognize the accomplishments of all outstanding recording artists and performers in Jackson, MS and internationally; and

WHEREAS, Mr. Lee King of Lee King Entertainment and Mr. Jesse Thompson, Founding Partner of the Jackson Music Awards as Southern Soul promoters have combined experience of 95 years endorsing Southern Soul artists, locally, regionally, nationally and internationally; and

WHEREAS, Jackson, Mississippi is home of the second oldest festival in Mississippi and the oldest Southern Soul festival in the world, the Farish Street Heritage Festival, holding that record for 39 years to date. The festival features several stages of live entertainment presenting local, regional and national artists and performers. The Farish Street Heritage Festival also provided an extravaganza for the entire family and offers a diverse array of cultural programming in Mississippi exposing festival participants to artists that cannot frequently see; and

WHEREAS, Mississippi has produced an endless list of Southern Soul artists who have not only created, but have also transformed this musical genre into what it has become.

NOW, THEREFORE BE IT RESOLVED that the City Council of Jackson, Mississippi would like to declare Jackson, Mississippi as the **HOME OF SOUTHERN SOUL MUSIC**.

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

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

Thereafter, **President Priester** continued public comments with the following individual:

- **Judge Frank Sutton** expressed support in the street renaming for his father, **Reverend Frank Sutton, Jr.**

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 ON MAY 14, 2019 FOR THE FOLLOWING CASES:

**2019-1063 2019-1064 2019-1072 2019-1073 2019-1074 2019-1075
2019-1076**

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

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

WHEREAS, hearings in the May 14, 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 #2019-1063: Parcel #53-104-6** located at 3809 N West 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, saplings, shrubbery, fence line, bushes, and removal of trash and debris, crates, appliances, building materials, tree limbs, old furniture, old bricks, tree parts, tires and clean curbside.

- 2) **Case #2019-1064: Parcel #56-62-11** located at 142 Taylor 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 the assessment of actual costs and a penalty of \$500.00. Ward 7

Scope of Work: Board-up and secure house; cut grass, weeds, cut shrubbery, bushes, saplings, and remove trash, debris, fallen tree, building material, tree limbs, old furniture, tree parts, tires, and clean curbside.

- 3) **Case #2019-1072: Parcel #633-194** located at 1409 Maria 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 the assessment of actual costs and a penalty of \$500.00. Ward 4

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

- 4) **Case #2019-1073: Parcel #629-114** located at 4242 Meadowmont 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. Ward 4

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

- 5) **Case #2019-1074: Parcel #303-8** located at 926 Glenwood Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 5

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

- 6) **Case #2019-1075: Parcel #629-162** located at 4343 Meadowmont Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety. Ward 4

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

- 7) **Case #2019-1076: Parcel #39-66-1** located at 511 E. Fortification 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 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.

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

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

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

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

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

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

Nays- Stamps.

Absent- None.

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 PARTEE & ASSOCIATES, LLC, FOR THE BOARD-UP AND SECURING OF STRUCTURE(S) AND/OR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1228 - 127 NEATHERWOOD DRIVE - \$1,241.50.

WHEREAS, on March 19, 2019, the 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 5, 2018 for Case #2018-1228 located in Ward 7; 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 Manager, Christopher Partee has agreed to the board up and securing of structure(s) and/or the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and remove trash, debris, fallen tree, limbs, tree parts, wooden boards, crates, old furniture, building materials, appliances, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 127 Neatherwood Drive for the sum of \$1,241.50 and

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

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Partee & Associates, LLC, to board up and secure structure(s), cut grass and weeds, remove trash and debris, and remedy conditions on private property which constitute a menace to public health and welfare for the parcel located at 127 Neatherwood Drive for the sum of \$1,241.50.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,241.50 shall be paid to Partee & Associates, LLC, for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC, FOR THE BOARD-UP AND SECURING OF STRUCTURE(S) AND/OR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2095 - 510 HEATHERWOOD DRIVE - \$1,546.42.

WHEREAS, on March 19, 2019, the City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-2095 located in Ward 6; 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 Manager, Christopher Partee has agreed to the board up and securing of structure(s) and/or the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and remove trash, debris, fallen tree, limbs, tree parts, wooden boards, crates, old furniture, old bricks, building materials, tires, appliances, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 510 Heatherwood Drive for the sum of \$1,546.42 and

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

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Partee & Associates, LLC, for the boarding up and securing of structure(s) and/or the cutting of grass and weeds and remedying of conditions constituting a menace to public health and welfare for the parcel located at 510 Heatherwood Drive.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,546.42 shall be paid to Partee & Associates, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND PARTEE & ASSOCIATES, LLC, FOR THE BOARD-UP AND SECURING OF STRUCTURE(S) AND/OR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2060 - 913 WINN STREET -\$2,372.00.

WHEREAS, on March 19, 2019, the City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-2060 located in Ward 6; 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 Manager, Christopher Partee has agreed to the board up and securing of structure(s) and/or the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and remove trash, debris, fallen tree, limbs, tree parts, wooden boards, crates, old furniture, old bricks, building materials, tires, appliances, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 913 Winn Street for the sum of \$2,372.00 and

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

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Partee & Associates, LLC, for the boarding up and securing of structure(s) and/or the cutting of grass and weeds and remedying of conditions constituting a menace to public health and welfare for the parcel located at 913 Winn Street.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$2,372.00 shall be paid to Partee & Associates, LLC, for the services provided from funds budgeted for the Division.

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

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

Nays- Stamps.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND L & L LAWN SERVICE, LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1132 – 904-02 UNIVERSITY BOULEVARD - \$1,220.56.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on April 3, 2018 for Case #2018-1132 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, L & L Lawn Service appeared next on the rotation list and through its Manager, Rozell Harrison has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removal of trash, debris, wooden boards, crates, tires and clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 904-02 University Boulevard for the sum of \$1, 220.56; and

WHEREAS, L & L Lawn Service has a principal office address of 1231 Dixon Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with L & L Lawn Service, for the cutting of vegetation, and remedying of other conditions on the property located at 904-02 University Boulevard deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,220.56 shall be paid to L & L Lawn Service, for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND L & L LAWN SERVICE, LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1213 – 0 BRADLEY ST/N OF 228 BRADLEY STREET - \$960.00.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1213 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, L & L Lawn Service appeared next on the rotation list and through its Manager, Rozell Harrison has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removal of trash, debris, tree parts and limbs, clean curbside; and remedy conditions constituting a menace to public health and welfare for the parcel located at 0 Bradley Street/N of 228 Bradley Street for the sum of \$960.00; and

WHEREAS, L & L Lawn Service has a principal office address of 1231 Dixon Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with L & L Lawn Service for the cutting of vegetation, and remedying of other conditions on the property located at 0 Bradley Street/N of 228 Bradley Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$960.00 shall be paid to L & L Lawn Service, for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND L & L LAWN SERVICE, LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1211 – 124 WESTON STREET - \$1,050.00.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1211 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, L & L Lawn Service appeared next on the rotation list and through its Manager, Rozell Harrison has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, wooden boards, appliances, building materials, old furniture, old bricks, tree parts, limbs, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 124 Weston Street for the sum of \$1,050.00; and

WHEREAS, L & L Lawn Service has a principal office address of 1231 Dixon Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with L & L Lawn Service, for the cutting of vegetation, and remedying of other conditions on the property located at 124 Weston Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,050.00 shall be paid to L & L Lawn Service, for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND L & L LAWN SERVICE, LLC FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1180 – 1312 REDDIX STREET - \$369.39.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 5, 2018 for Case #2018-1180 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, L & L Lawn Service, appeared next on the rotation list and through its Manager, Rozell Harrison has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removing of trash, debris, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 1312 Reddix Street for the sum of \$369.39; and

WHEREAS, L & L Lawn Service has a principal office address of 1231 Dixon Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

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

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$369.39 shall be paid to L & L Lawn Service, for the services provided from funds budgeted for the Division.

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

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

Nays- Stamps.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TABB LAWN & CLEANING SERVICE, LLC, FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1235 – 5649 CONCORD DRIVE - \$804.00.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1235 located in Ward 1 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, Tabb Lawn & Cleaning Service, LLC appeared next on the rotation list and through its Manager, Ambresha Tabb has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removal of trash, debris, tires, tree parts, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 5649 Concord Drive for the sum of \$804.00; and

WHEREAS, Tabb Lawn & Cleaning Service, LLC has a principal office address of 1608 Morson Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Tabb Lawn & Cleaning Service, LLC for the cutting of vegetation, and remedying of other conditions on the property located at 5649 Concord Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$804.00 shall be paid to Tabb Lawn & Cleaning Service, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TABB LAWN & CLEANING SERVICE, LLC, FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1241 – 5134 PARKWAY DRIVE - \$907.20.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on June 19, 2018 for Case #2018-1241 located in Ward 1 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, Tabb Lawn & Cleaning Service, LLC appeared next on the rotation list and through its Manager, Ambresha Tabb has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removal of trash, debris, wooden boards, tires, tree parts, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at 5649 Concord Drive for the sum of \$907.20; and

WHEREAS, Tabb Lawn & Cleaning Service, LLC has a principal office address of 1608 Morson Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State’s website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Tabb Lawn & Cleaning Service, LLC for the cutting of vegetation, and remedying of other conditions on the property located at 5649 Concord Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$907.20 shall be paid to Tabb Lawn & Cleaning Service, LLC for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND TABB LAWN & CLEANING SERVICE, LLC, FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2061 – LOT SOUTH OF 3049 BIENVILLE DRIVE - \$702.00.

WHEREAS, on March 19, 2019 the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an administrative hearing held on January 8, 2019 for Case #2018-1252 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, Tabb Lawn & Cleaning Service, LLC appeared next on the rotation list and through its Manager, Ambresha Tabb has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, and removal of trash, debris, tires, wooden boards, crates, appliances, building materials, furniture, fallen tree, tree parts, clean curbside, and remedy conditions constituting a menace to public health and welfare for the parcel located at Lot South of 3049 Bienville Drive for the sum of \$702.00; and

WHEREAS, Tabb Lawn & Cleaning Service, LLC has a principal office address of 1608 Morson Road, Jackson, Mississippi 39209 according to information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Tabb Lawn & Cleaning Service, LLC for the cutting of vegetation, and remedying of other conditions on the property located at Lot South of 3049 Bienville Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$702.00 shall be paid to Tabb Lawn & Cleaning Service, LLC for the services provided from funds budgeted for the Division.

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

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

Nays- Stamps.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND J.B.S LAWN CARE CO., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-1383 - 0 LOT (LOT BETWEEN 102 AND 106 SANFORD ST.) \$325.00.

WHEREAS, on December 18, 2018 the City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-1383 located in Ward 4; 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, J.B.S Lawn Care Co. appeared next on the rotation list and through its Incorporator, Shanora Amons has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, remove trash, debris, fallen tree, tree limbs, tree parts, wooden boards, crates, old furniture, appliances, building materials, old bricks, tires, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 0 Lot (Lot between 102 and 106 Sanford Street) for the sum of \$325.00; and

WHEREAS, J.B.S Lawn Care Co. has a principal office address of 4609 Will O Wood Blvd., Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with J.B.S Lawn Care Co., for the cutting of grass and weeds and remedying of conditions constituting a menace to public health and welfare for the parcel located at 0 Lot (Lot between 102 and 106 Sanford Street).

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$325.00 shall be paid to 0 Lot (Lot between 102 and 106 Sanford Street), for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND J.B.S LAWN CARE CO., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2097 - 1528 TRACEWOOD DRIVE - \$936.00.

WHEREAS, on December 18, 2018, the 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 September 18, 2018 for Case #2018-1383 located in Ward 7; 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, J.B.S Lawn Care Co. appeared next on the rotation list and through its Incorporator, Shanora Amons has agreed to the cutting of grass and weeds, shrubbery, fence line bushes, saplings, removal of trash, debris, tree parts, tires, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 1528 Tracewood Drive for the sum of \$936.00; and

WHEREAS, J.B.S Lawn Care Co. has a principal office address of 4609 Will O Wood Blvd., Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with J.B.S Lawn Care Co., for the cutting of grass and weeds and remedying of conditions constituting a menace to public health and welfare for the parcel located at 1528 Tracewood Drive.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$936.00 shall be paid to J.B.S Lawn Care Co., for the services provided from funds budgeted for the Division.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND J.B.S LAWN CARE CO., FOR THE CUTTING OF GRASS AND WEEDS, REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATION SECTION 21-19-11 FOR CASE #2018-2074 - 5072 LURLINE DRIVE - \$912.00.

WHEREAS, on March 19, 2019 the City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an Administrative Hearing held on January 8, 2019 for Case #2018-2074 located in Ward 4; 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, J.B.S Lawn Care Co. appeared next on the rotation list and through its Incorporator, Shanora Amons has agreed to the cutting of grass, weeds, shrubbery, fence line, bushes, saplings, removal of trash, debris, fallen tree, tree limbs, tree parts, wooden boards, crates, old furniture, appliances, building materials, old bricks, tires, and clean curbside and perform services related to the remedying of conditions constituting a menace to public health and welfare for the parcel located at 5072 Lurline Drive for the sum of \$912.00; and

WHEREAS, J.B.S Lawn Care Co. has a principal office address of 4609 Will O Wood Blvd., Jackson, Mississippi 39212.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with J.B.S Lawn Care Co. for the cutting of grass and weeds and remedying of conditions constituting a menace to public health and welfare for the parcel located at 5072 Lurline Drive.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$912.00 shall be paid to J.B.S Lawn Care Co., for the services provided from funds budgeted for the Division.

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

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

Nays- Stamps.

Absent- None.

ORDER ACCEPTING PAYMENT OF \$718.50 FROM ALLSTATE INSURANCE COMPANY ON BEHALF OF ITS INSURED {OLIVIA & BRITTANY BOLDEN} AS A PROPERTY DAMAGE SETTLEMENT.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$718.50 as a property damage settlement for damage sustained to a City of Jackson vehicle {PC- 1680} on April 28, 2018.

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

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

Nays- Stamps.

Absent- None.

There came on for Introduction Agenda Item No. 24:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ESTABLISHING THE HONORARY RENAMING OF FARISH STREET (FROM OAKLEY STREET TO MONUMENT STREET) TO GEORGE ALLEN "DOC" HARMON DRIVE. Said item was referred to the Planning Committee.

There came on for Introduction Agenda Item No. 25:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI REGULATING THE CRIMINAL CHARGES IN OFFENSES OF THE UNLAWFUL DISCHARGE OF A FIREARM IN THE CITY OF JACKSON. Said item would be tabled until the next Regular City Council meeting to be held on June 25, 2019 at 6:00 p.m.

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
RENAMING PEAR STREET TO REVEREND JESSE SUTTON, JR. STREET.**

WHEREAS, Reverend Jesse Sutton, Jr., is a native of Jackson, Mississippi and previous served as the pastor of New McRaven Hill Missionary Baptist Church, located at 1530 Pear Street; and

WHEREAS, Reverend Jesse Sutton, Jr., is the son of the late Reverend J. S. Sutton, Sr., and Mrs. Flora Mae Sutton. He is the stepson of Mrs. Alleane Sutton and was married to the late Della King Sutton. He is the father of three children; Reverend Frank Larose Sutton, Doris Renee Coleman, and Reverend Arthur Alvin Sutton of Jackson, Mississippi; and

WHEREAS, Reverend Sutton received his bachelor's degree from Mississippi Industrial College in Holly Springs, Mississippi, earned his Master of Education from Jackson State University, and furthered his study at Alcorn State University, Mississippi State University, Dillard, Jackson State University, and the Jackson Area COPP Program; he is the recipient of a Honorary Doctoral Degree in Humanitarianism; and

WHEREAS, Reverend Jesse Sutton, Jr., is the co-founder of the Hinds County Teachers Legal Defense Fund and has served in a number of leadership roles, including Chairman of the Public Access for the City of Jackson; board member of Jackson Mental Health, and Textbook Review Committee for the National Baptist Convention USA; and

WHEREAS, Reverend Sutton's employment has included Florida School for Boys, Oakley Training School, West Side Junior High School, and Blackburn Junior High, where he served as assistant principal, teacher, and coach; and

WHEREAS, Reverend Jesse Sutton, Jr., served as the newly appointed State Missionary of the General Baptist State Convention and previously served as the Dean of the Mississippi Baptist Congress of Christian Education; and

WHEREAS, the City Council of Jackson, Mississippi finds that renaming of Pear Street to Reverend Jesse Sutton, Jr. Street is appropriate.

THEREFORE, BE IT ORDAINED that the City Council of Jackson, Mississippi hereby renames Pear Street to Reverend Jesse Sutton, Jr. Street.

IT IS FURTHER ORDERED that the city engineer is hereby authorized to make appropriate revisions to the official map of the City of Jackson, Mississippi to reflect the renaming of said Public Street and to take appropriate action as required to affect said street name change.

IT IS FURTHER ORDERED that the City Clerk of the City of Jackson, Mississippi is authorized and directed to transmit a certified copy of this Ordinance to the Director of the Mississippi Highway Department and to notify the Department of Transportation, Public Safety Communication Division; Hinds County Tax Assessor, the United States Postal Service, appropriate City Departments, and all other necessary parties of the renaming street of said street.

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

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

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

Vice President Lindsay requested that Agenda Item No. 58 be moved forward on the Agenda at the request of Council Member Stokes. Hearing no objections, the Clerk read the following:

**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
AUTHORIZING A MATCHING GRANT TO THE JACKSON MUSIC AWARDS
FOR THE DEVELOPMENT AND PROMOTION OF THE ARTS.**

WHEREAS, Section 39-15-1 of the Mississippi Code Annotated (1972), as amended, authorizes payments of matching funds from municipal general funds for the purpose of supporting the development, promotion and coordination of arts within the municipality; and

WHEREAS, the City Council of the City of Jackson recognizes the contribution of the Jackson Music Awards to the quality of life for the citizens of Jackson; and

WHEREAS, the Jackson Music Awards Association, Inc. began with Rhythm and Blues in 1971, and with the Gospel Music in 1974, and with the Hip Hop in 2005; and

WHEREAS, it is in the best interest of the City of Jackson to support the ambassador efforts of the Jackson Music Awards to support the arts in our community.

IT IS, THEREFORE, ORDERED that a grant of Five Thousand Dollars (\$5,000.00) be made to the Jackson Music Awards for the purpose of developing and presenting ongoing arts and cultural programming in the City of Jackson, Mississippi.

IT IS FURTHER ORDERED that the Mayor is authorized to execute a contract agreement with the Jackson Music Awards to memorialize said grant award.

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

Council Member Stokes moved adoption; Council Member Banks seconded.

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

Council Member Stokes left the meeting.

**ORDER APPROVING CLAIMS NUMBER 6931 TO 7329 APPEARING AT PAGES
1064 TO 1124 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS",
IN THE AMOUNT OF \$3,481,461.97 AND MAKING APPROPRIATIONS FOR THE
PAYMENT THEREOF.**

IT IS HEREBY ORDERED that claims numbered 6526 to 7329 appearing at pages 1064 to 1124, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$3,481,461.97 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

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

FROM:	TO ACCOUNTS PAYABLE FUND
09 TAX INCREMENT BD FD \$1.6M	154,012.50
1% INFRASTRUCTURE TAX	505,129.57
2016A G.O. REFUNDING BONDS	122,835.63
BUSINESS IMPROV FUND (LANDSCP)	11,918.23

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 11, 2019 10:00 A.M.**

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CAPITAL CITY REVENUE FUND	1,571.41
CONVEN REFUNDING, SERIES 2013A	1,375.00
DEPARTMENT OF PUBLIC SAFETY	15,575.82
DISABILITY RELIEF FUND	120,791.58
EARLY CHILDHOOD (DAYCARE)	1,499.97
EMPLOYEES GROUP INSURANCE FUND	160,432.52
FIRE PROTECTION	4,479.34
GENERAL FUND	731,262.51
H O P W A GRANT – DEPT. OF HUD	86,050.61
HAIL DAMAGE MARCH 2013	61,947.79
HOME PROGRAM FUND	2,400.00
HOUSING COMM DEV ACT (CDBG) FD	104,087.21
LANDFILL/SANITATION FUND	553,615.61
LIBRARY FUND	42,055.43
MADISON SEWAGE DISP OP & MAINT	31.60
NCSC SENIOR AIDES	68.38
P E G ACCESS- PROGRAMMING FUND	8,643.25
PARKS & RECR FUND	203,187.80
REPAIR & REPLACEMENT FUND	13,065.00
RESURFACING- REPAIR & REPL. FD	40,577.39
SEIZURE & FORFEITED PROP-STATE	2,303.17
STATE TORT CLAIMS FUND	4,565.00
TECHNOLOGY FUND	125,004.76
TRANSPORTATION FUND	35,122.56
WATER/SEWER OP & MAINT FUND	359,456.93
WATER/SEWER REVENUE FUND	8,395.40
TOTAL	<u>\$3,481,461.97</u>

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

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

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

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

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 6931 TO 7329 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 6931 to 7329 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$179,319.82 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the payroll fund for the immediate payment thereof.

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

FROM:	TO ACCOUNTS PAYABLE FUND	TO PAYROLL FUND
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**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 11, 2019 10:00 A.M.**

GENERAL FUND		1,910,570.05
PARKS & RECR FUND		69,229.15
LANDFILL FUND		13,354.81
SENIOR AIDES		2,500.48
WATER/SEWER OPER & MAINT		204,757.78
PAYROLL FUND		615.00
PAYROLL	179,319.82	
EARLY CHILDHOOD		28,322.07
HOUSING COMM DEV		8,843.12
TITLE III AGING PROGRAMS		4,253.34
TRANSPORTATION FUND		14,661.69
T-WARNER PA/GA FUND		5061.11
TOTAL		<u>\$2,262,168.60</u>

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

Yeas- Banks, Foote, Lindsay and Stamps.

Nays- None.

Absent- Priester, Stokes and Tillman.

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF JACKSON, MISSISSIPPI TO REIMBURSE ITSELF FROM THE PROCEEDS OF THE MASTER LEASE PURCHASE AGREEMENT FOR THE PURCHASE OF THREE (3) VEHICLES; TWO (2) FOR PLANNING DEPARTMENT AND ONE (1) FOR PUBLIC WORKS DEPARTMENT.

WHEREAS, in connection with the purchase of three (3) vehicles; two (2) for Planning Department and one (1) for Public Works Department, the City has advanced and will advance internal funds; and

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

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

Section 1. Declaration of official intent. The City of Jackson, Mississippi, hereby declares its official intent to reimburse itself from the proceeds of the Master Lease Purchase Agreement for the purchase of three (3) vehicles; two (2) for Planning Department and one (1) for Public Works Department, prior to and subsequent to the date of this Resolution in accordance with Treasury Regulations 1.150-2. This Resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The debt to be issued to finance the purchase of three (3) vehicles; two (2) for Planning Department and one (1) Public Works Department is expected not to exceed an aggregated principal amount of \$69,812.00.

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

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

Yeas- Banks, Foote, Lindsay and Stamps.

Nays- None.

Absent- Priester, Stokes and Tillman.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND FAEGRE BAKER DANIELS, A CONSULTANT, TO PROVIDE ANALYSIS OF WATER RELATED ASSETS.

WHEREAS, the City desires to engage Faegre Baker Daniels, a firm that is willing to act as an independent consultant to the City, to perform in a manner satisfactory to the City and consistent with the scope of services and terms of the contractual agreement; and

WHEREAS, Faegre Baker Daniels is a firm with substantial experience in water and waste water management, analysis and legal contracts; and

WHEREAS, with respect to the City of Jackson's water and waste water related assets, Faegre Baker Daniels will provide an analysis that reviews and compares multiple strategies to enhance the water and waste water operations; and

WHEREAS, Faegre Baker Daniels is willing to perform specific work to include, but not be limited to, the following scope of engagement:

- review and summarize analysis of the potential for a peer model delivery, an operations and maintenance contract, a long-term lease or concession agreement and a potential asset sale versus the existing public-sector deliver;
- summarize the various options, along with their respective advantages and disadvantages including a review of regulatory risk and operational issues identifying any key legal issues that would need to be addressed;
- determine transaction values or comparable transaction values of the various option, where possible;
- meet with the City and Public Works Department officials to discuss the options and to support the City in selecting the preferred path forward;
- evaluate which of the various options could continue public, non-profit or quasi-governmental ownership that would protect the water supply for residents while also addressing the important issues facing employees and ratepayers; and

WHEREAS, Faegre Baker Daniels will provide services beginning Monday, June 17, 2019, and continue services for the period necessary to complete the herein stated scope of engagement; and

WHEREAS, in consideration of the services to be provided the City will compensate Faegre Baker Daniels at a fee not to exceed Forty-Eight Thousand Dollars (\$48,000.00) and expenses not to exceed Three Thousand Dollars (\$3,000.00); and

WHEREAS, Faegre Baker Daniels will provide the City with monthly invoices and detailed, itemized statements of work performed.

IT IS, THEREFORE, ORDERED that the Mayor of the City of Jackson, Mississippi, is authorized to execute an engagement letter to retain the independent counsel of Faegre Baker Daniels to provide analysis of the City's water related assets, with such services to include but not be limited to (1) reviewing and summarizing analysis of the potential for a peer model delivery, an operations and maintenance contract, a long-term lease or concession agreement and a potential asset sale versus the existing public-sector deliver; (2) summarizing the various options along with their respective advantages and disadvantages including a review of regulatory risk and operational issues identifying any key legal issues that would need to be addressed; (3) determining transaction values or comparable transaction values of the various options, where possible; (4) meeting with the City and Public Works Department officials to discuss the options and to support the City in selecting the preferred path forward; and (5) evaluating which of the various options could determine public, non-profit or quasi-governmental ownership that would protect the water supply for residents while also addressing the important issues facing employees and ratepayers, for the period of time necessary to complete the herein stated scope of engagement, beginning Monday, June 17, 2019, at a fee not to exceed Forty-Eight Thousand Dollars (\$48,000.00) and expenses not to exceed Three Thousand Dollars (\$3,000.00).

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

Vice President Lindsay recognized Bo Kemp, a representative of Faegre Baker Daniels, who provided a brief presentation of the services his firm would provide to the City relating to its water system.

Note: President Priester and Council Member Tillman returned to the meeting during the presentation by **Mr. Kemp**.

President Priester recognized **Council Member Stamps** who withdrew his motion. The motion was replaced by **President Priester**.

After a lengthy discussion, **President Priester** called for a vote:

Yeas- Lindsay, Priester and Tillman.

Nays- Banks, Foote and Stamps.

Absent- Stokes.

Note: Said item failed for a lack of a majority vote.

ORDER RATIFYING SERVICES PROVIDED FOR THE TECH JXN CONFERENCE AND FESTIVAL HELD APRIL 16-18, 2019, AND AUTHORIZING EXPENDITURES RELATED THERETO.

WHEREAS, Section 17-3-1 of the Mississippi Code Annotated (1972), as amended, allows for the governing authorities of a municipality to appropriate and expend moneys to bring into favorable notice the opportunities, possibilities and resources of the municipality; and

WHEREAS, the City applied and received grant funding from the W. Kellogg Foundation to host the TECH JXN Conference; and

WHEREAS, the City of Jackson, Mississippi ("City of Jackson") hosted the TECH JXN Conference and Festival on April 16-18, 2019; and

WHEREAS, the governing authorities were aware of the TECH JXN Conference, and authorized the Mayor to execute a contract to host the conference at the Jackson Convention Center; and

WHEREAS, several services were provided and various goods ordered for this conference to bring into favorable notice the opportunities, possibilities, and resources of the City of Jackson, and were in conformity with the grant, all previously approved by the City Council, with the following remaining:

Hilton Garden Inn provided food, audio visual, and room rental services for planners and organizers of the Tech JXN in the amount of \$8,835.75.

IT IS, THEREFORE, ORDERED that the following services that were rendered for the success and impact of the TECH JXN Conference to bring into favorable notice the opportunities, possibilities, and resources of the City of Jackson are hereby ratified: Hilton Garden Inn for food, audio visual, and room rental services for planners and organizes of the Tech JXN Conference in the amount of \$8,835.75.

IT IS FURTHER ORDERED that the City is authorized to remit payment for said services rendered and/or goods received immediately.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH HINDS COUNTY BOARD OF SUPERVISORS AND THE CITY OF JACKSON EARLY CHILDHOOD DEVELOPMENT & NUTRITION PROGRAM.

WHEREAS, Hinds County Board of Supervisors in Jackson, Mississippi, in collaboration with Jackson Public School Career Development Center is a school-to-career summer internship program designed to building leadership through employment; and

WHEREAS, the goal of this program is to provide youth with a set of work-related experiences that can better prepare them to succeed in employment; and

WHEREAS, the City of Jackson is mutually interested in placing students between two (2) early childhood centers (Westside & Jones) to receive hands-on-experiences in the chosen career area and provide the relevance of their academics to the skills needed in the workplace; and

WHEREAS, Hinds County Board of Supervisors has agreed to provide full implementation of the school-to-career summer internship program; and

WHEREAS, the best interest the City of Jackson Early Childhood Development Program will be served by authorizing the Mayor to execute an MOU with the Hinds County Board of Supervisors.

IT IS, THEREFORE, ORDERED that the Mayor shall be authorized to execute an MOU with the Hinds County Board of Supervisors in Jackson, Mississippi, for a term beginning May 31, 2019 at execution and continuing until August 31st, 2020, unless terminated prior to.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE CITY OF JACKSON CHILD DEVELOPMENT CENTERS AND THE MISSISSIPPI FAMILIES AS ALLIES DBA FAMILIES AS ALLIES.

WHEREAS, the City of Jackson (COJ), Early Childhood Development Centers (Jones & Westside) is seeking to develop a partnership with Families as Allies in supporting families of children at Jones & Westside Early Childhood Development Centers with appropriate information and resources in education and development; and

WHEREAS, the purpose of the MOU is to continue the collaborative relationship between the City of Jackson Child Development Centers and Families as Allies; and

WHEREAS, this MOU is at-will and may be modified by mutual consent of authorized officials from either party, and shall become effective upon signature and will remain in effect until modified or terminated by any of the partners by mutual consent; and

WHEREAS, Mississippi Families as Allies, DBA doing business as Families as Allies, located at 840 East River Place, Suite 500, Jackson, Mississippi 39202 agrees to provide a family partner on site at child care centers at time designated by the COJ for up to five hours per week; and

WHEREAS, resources include supporting families with challenges they face in learning and emotional development, gather feedback from families and staff, provide flyers, offer trainings to staff and families upon requests, and include at least five (5) COJ parents/caregivers in Families as Allies Leadership Trainings each year at no cost; and

WHEREAS, the City of Jackson P.O. Box 17, Jackson, Mississippi 30205 agrees to provide space to Families as Allies for individual and groups support/trainings for families and staff, assist in outreach to COJ center families about activities and support available through Families as Allies in general and this MOU specifically, help identify beneficial training topics, distribute flyers and other notices families, and assist with identifying families for leadership training.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute an MOU with Families as Allies to provide space for individual and group support/training for families and staff, assist in outreach to support Families as Allies, help identify topics for trainings, distribute flyers and other notices to families at child care centers and assist with identifying families for leadership training.

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

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

Nays- None.

Absent- Stokes.

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR ANELLE PRIMOS AND ASSOCIATES TO ERECT A 49 SQUARE FOOT BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE.

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

WHEREAS, Annelle Primos and Associates, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect a 49 square foot building sign within a CMU-1 zone which only allows a total of 15 square feet for building signage.

IT IS, THEREFORE, ORDERED that Annelle Primos and Associates is hereby approved a variance from the Sign Ordinance regulations to erect a 49 square foot building sign within a CMU-1 zone which only allows a total of 15 square feet for building signage, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant has not met the necessary criteria for the requested variance.

IT IS FURTHER ORDERED that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

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

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

Nays- Stamps.

Absent- Stokes.

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR TACO BELL TO ERECT A 197 SQUARE FOOT GROUND SIGN AT 38 FEET IN HEIGHT WITHIN THE HIGH STREET OVERLAY DISTRICT WHICH ONLY ALLOWS A MONUMENT SIGN AT 6 FEET IN HEIGHT NOT TO EXCEED 25 SQUARE FEET.

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

WHEREAS, Taco Bell, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect a 197 square foot ground sign at 38 feet in height within the High Street Overlay District which only allows a monument sign at 6 feet in height not to exceed 25 square feet.

IT IS, THEREFORE, ORDERED that Taco Bell is hereby approved a variance from the Sign Ordinance regulations to erect a 197 square foot ground sign at 38 feet in height within the High Street Overlay District which only allows a monument sign at 6 feet in height not to exceed 25 square feet, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant has met the necessary criteria for the requested variance.

IT IS FURTHER ORDERED that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

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

President Priester recognized **Vice President Lindsay** who requested that the Council adhere to the sign variance requirements for the High Street Overlay District.

Thereafter, **Council Members Banks** and **Tillman** withdrew their motion and second.

Note: Said item died for a lack of a motion.

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR TACO BELL TO ERECT A 197 SQUARE FOOT GROUND SIGN AT 38 FEET IN HEIGHT WITHIN THE HIGH STREET OVERLAY DISTRICT WHICH ONLY ALLOWS A MONUMENT SIGN AT 6 FEET IN HEIGHT NOT TO EXCEED 25 SQUARE FEET.

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

1. Special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;

2. The literal interpretation of the provisions of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance;
3. The special conditions and circumstances do not result from actions of the applicant; and
4. Granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district; and

WHEREAS, Taco Bell, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect a 197 square foot ground sign at 38 feet in height within the High Street Overlay District which only allows a monument sign at 6 feet in height not to exceed 25 square feet.

IT IS, THEREFORE, ORDERED that Taco Bell is hereby denied a variance from the Sign Ordinance regulations to erect a 197 square foot ground sign at 38 feet in height within the High Street Overlay District which only allows a monument sign at 6 feet in height not to exceed 25 square feet, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant has not met the necessary criteria for the requested variance.

IT IS FURTHER ORDERED that the City Council has considered the variance application and denies the variance requested therein based on a finding that no special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance would not deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested will confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

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

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

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR SPRINT MART #102 TO EXCEED THE 15 PERCENT OF SIGNAGE PER CANOPY FACADE AND ERECT 2 CANOPY SIGNS TOTALING 67 SQUARE FEET OF SIGNAGE WITHIN A C-3 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 PERCENT PER CANOPY FACADE.

WHEREAS, the public health, safety or general welfare of the community may require that variances be granted in specific cases as set forth in City of Jackson Sign Ordinance, Sections 102-26, et seq., of the City of Jackson Code of Ordinances; and

WHEREAS, pursuant to Section 102-40, no action by the City Council may be taken concerning a variance from the sign regulations until after a public hearing in relation thereto, at which parties in interest and the general citizenry shall have an opportunity to be heard; and

WHEREAS, no variance from the Sign Ordinance shall be passed by the City Council unless and until an application seeking the variance is filed with the City's Signs and License Division, with such application containing, at a minimum, a legal description, location map, plot plan, the exact nature of the requested variance, the grounds upon which it is requested, and/or such other information as may be required by the Signs and License Division manager; and

WHEREAS, said variance application shall also demonstrate that:

WHEREAS, Sprint Mart #102, the applicant herein, has requested a variance from the Sign Ordinance regulations to exceed the 15 percent of signage per canopy façade and erect 2 canopy signs totaling 67 square feet of signage within a C-3 zone which only allows a total of 15 percent per canopy facade.

IT IS, THEREFORE, ORDERED that Sprint Mart #102 is hereby approved a variance from the Sign Ordinance regulations to exceed the 15 percent of signage per canopy façade and erect 2 canopy signs totaling 67 square feet of signage within a C-3 zone which only allows a total of 15 percent per canopy façade, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant has met the necessary criteria for the requested variance.

IT IS FURTHER ORDERED that the City Council has considered the variance application and grants the variance requested therein based on a finding that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; the literal interpretation of the provision of the Sign Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the provisions of the Sign Ordinance; the special conditions and circumstances do not result from actions of the applicant; and granting the variance requested will not confer upon the applicant any special privilege that is denied by the Sign Ordinance to other similar lands, structures, or buildings in the same district.

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

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

Nays- Stamps.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR ENTER INTO AN AGREEMENT WITH MICHAEL BAKER INTERNATIONAL FOR THE PROVISION OF BUS STOP IMPROVEMENT PROGRAM OF JACKSON'S PUBLIC TRANSPORTATION SYSTEM (JATRA).

WHEREAS, the City of Jackson (City) has determined that it is in the City's best interest to seek a professional company for site design, engineering, and project management services for bus shelters, benches, bus stop signs and associated improvements; and

WHEREAS, the City issued an Invitation for Bids on January 15, 2019 for a qualified architectural/design/landscape architecture/engineering firm for the site design, engineering, and project management and received responses from four firms; and

WHEREAS, based on the procurement policy, reviewed by the review committee, City staff and administration, Michael Baker International has been determined to be the best qualified to provide the bus stop improvements; and

WHEREAS, the City shall pay Michael Baker International Incorporation an estimated amount for Task 1: Design and Engineering of \$56,555.84; Task 2: Bid Phase of \$8,002.13; Task 3: Construction, Engineering and Inspection of \$18,237.89; and Task 4: Post Construction of \$5,514.06 for a total cost not to exceed \$88,309.92.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to enter into an Agreement with Michael Baker International for the provision of Bus Stop Improvement Program of the public transportation system (JATRA).

IT IS, FURTHER ORDERED that the City shall pay Michael Baker International an estimated amount in Task 1: Design and Engineering of \$56,555.84; Task 2: Bid Phase of \$8,002.13; Task 3: Construction, Engineering and Inspection of \$18,237.89; and Task 4: Post Construction of \$5,514.06 for a total cost not to exceed \$88,309.92.

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

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

ORDER ACCEPTING THE BASE BID, ADD ALTERNATE #1, AND ADD ALTERNATE #4 OF JEFCOAT RECREATION, LLC, FOR CONSTRUCTION SERVICES FOR THE SPLASH PAD PROJECT - PHASE ONE, CITY PROJECT NUMBER 19B4005.

WHEREAS, the Splash Pad Project - Phase One, City Project Number 19B4005 advertised for bids on April 4 and 11, 2019; and

WHEREAS, three (3) bids were received in response to the City’s advertisement for bids and opened on May 7, 2019; and

WHEREAS, the Base Bid received from Jefcoat Recreation, LLC, was the lowest bid received and met specifications; and

WHEREAS, the Department of Parks and Recreation recommends that the City accept the Base Bid, Add Alternate #1, and Add Alternate #4.

IT IS, THEREFORE, ORDERED that the Base Bid, Add Alternate #1, and Add Alternate #4 of Jefcoat Recreation, LLC in the total amount of \$480,520.40 for Splash Pad Project - Phase One, City Project Number 19B4005 is accepted as the lowest and best bid in accordance with the City’s Advertisement For Bidders, said bid, and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street, the Department of Parks and Recreation at 1000 Metrocenter in Suite 104, and the City Clerk, Jackson, Mississippi.

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

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

ORDER AUTHORIZING THE MAYOR TO PAY VEAL PRINTING IMPRESSIONS, LLC (VPI), TO PROVIDE AUDIO, LIGHTING, HYDRAULIC STAGE, BACKLINE STAGING AND EQUIPMENT SERVICES FOR BLUES IN THE PARK, JACKSON’S SUMMER JAM R&B FEST & JACKSON’S MIND, BODY & SOUL HEALTH FAIR EVENT PERFORMANCES.

WHEREAS, the City of Jackson, Parks and Recreation Department is hosting three (3) major events in the 2019 Jackson Soulful Music Concert and Event Series: Blues In the Park on June 15; Jackson’s Summer Jam R&B Fest on July 20, and Jackson’s Mind Body & Soul Health Fair on August 24, 2019; and

WHEREAS, all three (3) major concert events will require special audio, lighting, staging and equipment, to ensure fifteen (15) professional artists, can provide quality performances at each concert event; and

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

WHEREAS, Veal Printing Impressions, LLC (VPI) submitted the lowest and best quote for the following concerts:

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 11, 2019 10:00 A.M.**

Event	Location & Event Date	Artists	Services
Blues In The Park	Battlefield Park June 15, 2019	1) 601 Live 2) Bigg Robb 3) Omar Cunningham 4) Krishunda Echols 5) LJ Echols 6) Dave Mack 7) Tre Williams 8) Midnight Star	Audio, Lighting, Hydraulic, Backline Staging & Equipment Services
Jackson's Summer Jam R&B Fest	Thalia Mara Hall July 20, 2019	1) Eric Benet 2) JJ Williamson 3) Michel'le 4) Regina Belle 5) Freedom Band	
Jackson's Mind Body & Soul Health Fest	Jackson Convention Complex August 24, 2019	5K Adult Run/Walk 1K Youth Fun Run/Walk Health Fitness Expo: 1) James Fortune Featuring Titus Showers	

WHEREAS, the cost for professional service for all three (3) concert events will cost up to Thirty-Two Thousand Dollars (\$32,000.00); and

WHEREAS, the Department believes authorizing the payment to Veal Printing Impressions, LLC (VPI) (audio, staging and lighting equipment provider), in the amount of, up to Thirty-Two Thousand, Dollars (\$32,000.00), is in the best interest of the City of Jackson.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to allow the Department of Parks and Recreation to pay Veal Printing Impressions, LLC (VPI) to facilitate and secure quality audio, staging and lighting services for three (3) major concert events, featuring fifteen professional artists at Blues in the Park on June 15; Jackson's Summer Jam R&B Fest on July 20, and Jackson's Mind Body & Soul Health Fair on August 24, 2019.

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

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

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE PURCHASE OF TRUCK ACCESSORIES FROM BIG 10 TIRE PROS FOR THE JACKSON POLICE DEPARTMENT'S BOMB SQUAD UNIT NEW TRUCK.

WHEREAS, the City of Jackson Police Department's Bomb Squad Unit is in need of truck accessories to operate successfully; and

WHEREAS, Big 10 Tire Pros 712 South State Street Jackson MS has such accessories according to the requirements, specifications and needs of the Jackson Police Department's Bomb Squad Unit for the amount of \$1,993.98.

IT IS, THEREFORE, ORDERED that the purchase be made from Big 10 Tire Pros for the accessories for the 2019 Ford F-350 Crew Cab 4X4 in the amount of \$1,993.98.

IT IS FURTHER ORDERED that payment for said services be made from the Jackson Police Equipment Fund (001.442.40.6855).

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

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

ORDER AUTHORIZING THE PURCHASE OF A NEW VEHICLE FOR THE JACKSON POLICE DEPARTMENT'S PATROL OPERATIONS PARKING ENFORCEMENT.

WHEREAS, the City of Jackson Police Department's Patrol Operations is in need of vehicles to operate successfully; and

WHEREAS, the City of Jackson Police Department's Patrol Operations Parking Enforcement require a vehicle that is adequate in size to better serve and protect the citizens and complete their lawful duties; and

WHEREAS, Paul Barnett Nissan, has provided such a vehicle according to State Contract and the specification and needs of the Jackson Police Department's Patrol Operations Parking Enforcement for the amount of \$13,000.00.

IT IS, THEREFORE, ORDERED that the purchase be made from Paul Barnett Nissan for the purchasing of (1) 2019 Nissan Versa SV in the amount of \$13,000.00.

IT IS FURTHER ORDERED that payment for said services be made from the 2018 budget (001.442.40.6868).

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

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

ORDER AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH REVCORD FOR THE RENEWAL OF THE ANNUAL SERVICE AGREEMENT.

WHEREAS, the Jackson Police Department previously purchased a logging system "Revcord" for logging radio traffic and telephone data for the public safety communications system; and

WHEREAS, the logging system requires an annual service agreement for recording and maintaining radio traffic and telephone information; and

WHEREAS, the previous agreement with Revcord has expired; and

WHEREAS, the cost of the service for the period of April 1, 2018 to March 31, 2019 is \$6,800.00.

IT IS HEREBY ORDERED that the City of Jackson Police Department be authorized to pay the amount of \$6,800.00 to REVCORD for the renewal of its annual service agreement on the (Revcord) logging system.

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 agreement.

Council Member Banks moved adoption; Council Member Tillman seconded.

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

ORDER AUTHORIZING THE MAYOR'S SUBMISSION AND ACCEPTANCE OF AN AGREEMENT MADE BETWEEN THE CITY OF JACKSON AND THE MISSISSIPPI ANIMAL RESCUE LEAGUE TO PROVIDE EUTHANASIA SERVICES AS NEEDED OR REQUESTED BY THE CITY OF JACKSON ANIMAL CONTROL SHELTER.

WHEREAS, the City of Jackson has been granted the opportunity enter into this agreement between the City of Jackson and the Mississippi Animal Rescue League; and

WHEREAS, the agreement between the City of Jackson and the Mississippi Animal Rescue League will require either a rate of \$12.00 per cat, dog or wildlife and \$100.00 per livestock animal, i.e. cow or horse; or a flat rate to be determined at a later date.

IT IS, HEREBY, ORDERED that the Mayor's submission to accept the memorandum of understanding for services provided by the Mississippi Animal Rescue League, be granted.

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

Council Member Stamps moved adoption; Council Member Banks seconded.

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

ORDER RATIFYING A CONTRACT WITH FINANCIAL CRIMES INVESTIGATIVE, COMPLIANCE & SECURITY, LLC.

WHEREAS, the Director of the Department of Public Works received information that led him to believe that certain employees of the Water-Sewer Business Administration Division are engaging in activities that are harmful to the interests of the City of Jackson and may possibly be criminal; and

WHEREAS, the Department of Public Works is not equipped to conduct investigations; and

WHEREAS, if the activities observed by employees of the Department of Public Works were to be substantiated, they would have a deleterious effect on the Department's efforts to instill confidence in the City's ability to generate accurate water bills at a time when the survival of the Utility depends upon customers paying their bills in and on time; and

WHEREAS, the Director of the Department of Public Works recommended retaining Mr. Phil Hull, a retired Internal Revenue Service Special Agent, who was previously retained by the City Council to conduct an investigation into the findings in the report about the billing system prepared by Raftelis Financial Consultants, Inc.; and

WHEREAS, Mr. Hull's company through which he provides professional investigative services is Financial Crimes Investigative, Compliance, and Security, LLC; and

WHEREAS, due to the necessity of immediately beginning the investigation before those involved had an opportunity to hide their wrongdoing, the Mayor invoked the emergency procurement process, pursuant to Section 31-7-13 (k), a copy of which is attached to this Order and made a part of these minutes; and

Council Member Banks moved adoption; Council Member Tillman seconded.

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

ORDER AUTHORIZING THE MAYOR'S SUBMISSION AND ACCEPTANCE OF AN AGREEMENT MADE BETWEEN THE CITY OF JACKSON AND THE MISSISSIPPI ANIMAL RESCUE LEAGUE TO PROVIDE EUTHANASIA SERVICES AS NEEDED OR REQUESTED BY THE CITY OF JACKSON ANIMAL CONTROL SHELTER.

WHEREAS, the City of Jackson has been granted the opportunity enter into this agreement between the City of Jackson and the Mississippi Animal Rescue League; and

WHEREAS, the agreement between the City of Jackson and the Mississippi Animal Rescue League will require either a rate of \$12.00 per cat, dog or wildlife and \$100.00 per livestock animal, i.e. cow or horse; or a flat rate to be determined at a later date.

IT IS, HEREBY, ORDERED that the Mayor's submission to accept the memorandum of understanding for services provided by the Mississippi Animal Rescue League, be granted.

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

Council Member Stamps moved adoption; Council Member Banks seconded.

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

ORDER RATIFYING A CONTRACT WITH FINANCIAL CRIMES INVESTIGATIVE, COMPLIANCE & SECURITY, LLC.

WHEREAS, the Director of the Department of Public Works received information that led him to believe that certain employees of the Water-Sewer Business Administration Division are engaging in activities that are harmful to the interests of the City of Jackson and may possibly be criminal; and

WHEREAS, the Department of Public Works is not equipped to conduct investigations; and

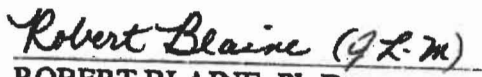
WHEREAS, if the activities observed by employees of the Department of Public Works were to be substantiated, they would have a deleterious effect on the Department's efforts to instill confidence in the City's ability to generate accurate water bills at a time when the survival of the Utility depends upon customers paying their bills in and on time; and

WHEREAS, the Director of the Department of Public Works recommended retaining Mr. Phil Hull, a retired Internal Revenue Service Special Agent, who was previously retained by the City Council to conduct an investigation into the findings in the report about the billing system prepared by Raftelis Financial Consultants, Inc.; and

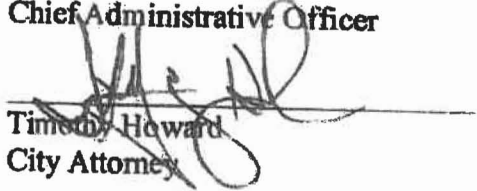
WHEREAS, Mr. Hull's company through which he provides professional investigative services is Financial Crimes Investigative, Compliance, and Security, LLC; and

WHEREAS, due to the necessity of immediately beginning the investigation before those involved had an opportunity to hide their wrongdoing, the Mayor invoked the emergency procurement process, pursuant to Section 31-7-13 (k), a copy of which is attached to this Order and made a part of these minutes; and

II. REVIEWED AND APPROVED


ROBERT BLAINE, Ph.D.
Chief Administrative Officer

4/3/19
DATE



Timothy Howard
City Attorney

4/3/19
DATE

III. DETERMINATION OF EMERGENCY

I hereby determine that the discovery of certain information about activities at the Water/Sewer Business Administration Office that are harmful the interests of the City of Jackson and involve criminal activity constitute an emergency as that term is defined under Section of 31-7-1, so that the delay incident to giving opportunity for competitive bidding would be detrimental to the interest of the City of Jackson, Mississippi and that the City is authorized to enter into a professional services contract with Phillip D. Hull d/b/a Financial Crimes Investigative, Compliance & Security, LLC to conduct an investigation of the Water/Sewer Business Administration Office, including the Public Works Department Director, supervisors, customer service representative, meter technicians, meter readers, and any other employee or person who may be involved in any activity designed to defraud the City of Jackson through stealing water and adjusting bills, pursuant to Section 31-7-13 (k) of the Mississippi Code Annotated of 1972, as amended.

Accordingly, this request is approved.


CHOKWE ANTAR LUMUMBA
Mayor

4/3/2019
DATE

PROFESSIONAL INVESTIGATIVE SERVICES AGREEMENT BY AND BETWEEN THE CITY OF JACKSON, MISSISSIPPI AND FINANCIAL CRIMES INVESTIGATIVE, COMPLIANCE & SECURITY, LLC.

This Agreement is made and entered into by and between FINANCIAL CRIMES INVESTIGATIVE, COMPLIANCE & SECURITY, LLC, having its principal place of business and mailing address at 121 Adderley Boulevard, Madison, Mississippi 39110 (hereinafter "CONSULTANT"), and the CITY OF JACKSON, MISSISSIPPI, a municipal corporation and political subdivision of the State of Mississippi (hereinafter "CITY").

WHEREAS, recently, the Director of the Department of Public Works received information that leads him to believe that certain employees of the Water/Sewer Business Administration Office are engaging in activities that are harmful to the interests of the City of Jackson and may possibly be criminal. He cannot at this point determine how widespread these practices may be, though the present information indicates that a number of employees may be involved; and

WHEREAS, the Department of Public Works is not equipped to conduct investigations. The Director of the Department of Public Works is recommending Mr. Phillip D. Hull based on this experience as a retired Internal Revenue Service Revenue Agent and familiarity with the Water/Sewer Business Administration Office and the employees responsible for meter reading and maintenance; and

WHEREAS, Mr. Hull, doing business as Financial Crimes Investigative, Compliance & Security, LLC was one of the two persons hired by the Jackson City Council in 2015 to investigate the findings in the report prepared by Raftelis Financial Consultants, Inc. about the Siemens Performance Contract and other matters relating to the Water-Sewer Utility; and

WHEREAS, Mr. Hull, doing business as Financial Crimes Investigative Compliance & Security, LLC has agreed to undertake this investigation on an hourly rate basis in an amount not to exceed the aggregate cost of Twenty-Five Thousand Dollars (\$25,000.00).

NOW, THEREFORE, in consideration of the mutual benefits and advantages each to the other, as hereinafter set forth, the parties hereto agree as follows:

ARTICLE 1 -EFFECTIVE DATE AND TERM

The effective date of this Agreement shall be _____, ____ 2019 and shall continue until the investigative work herein described is completed or, unless there is an amendment to this Agreement approved by the governing authorities of CITY upon expenditure of the funding provided in Article 3, below.

ARTICLE 2 SERVICES TO BE PERFORMED BY CONSULTANT

The CONSULTANT shall perform the services specifically set forth in ATTACHMENT A, SCOPE OF SERVICES (hereinafter "SERVICES") and as may be specifically designated and additionally authorized by the CITY.

The CONSULTANT shall submit to the Director of the Department of Public Works, Robert K. Miller, the Internal Audit Department of the City of Jackson, and Detective Terrance Jackson of the City of Jackson Police Department weekly reports of the CONSULTANT's activities and investigation results.

The CONSULTANT shall submit all invoices, correspondence, documents and information related to the management of this Agreement, but that do not pertain to the results of the investigation to Robert K. Miller, Director, Department of Public Works.

ARTICLE 3 -COMPENSATION AND INVOICES

The City shall compensate the CONSULTANT on an hourly basis for SERVICES rendered during the term of the Agreement, unless the Agreement is terminated prior to the end of the term. The hourly rate for Phillip D. Hull shall be Ninety-Five Dollars and No 00 (\$95.00) with total compensation not to exceed Twenty-Five Thousand Dollars and No 00 (\$25,000.00), subject to the availability of funds. Payment shall be due no earlier than forty-five (45) days after receipt of an invoice and receipt, inspection and approval of an invoice detailing the SERVICES rendered in accordance with this Agreement.

CONSULTANT may retain additional subconsultants to perform services under this Agreement subject to approval by the City. CONSULTANT shall charge the cost of the subconsultants to the City for work performed on an hourly rate basis negotiated between the CONSULTANT and the subconsultant. The cost charged for subconsultant work shall be included in the total compensation authorized of \$25,000.00.

Payments for SERVICES rendered shall be made and remittance information provided either by check or electronically as directed by CITY. The CITY may at its sole discretion require the CONSULTANT to submit invoices and supporting documentation at any time during the term of this Agreement. Invoices submitted more than sixty (60) days after performance of SERVICES under the Agreement will not be paid. CONSULTANT understands and agrees the CITY is exempt from the payment of taxes.

CONSULTANT shall submit to the CITY at such times and in such form and manner as the CITY may direct, an itemized invoice for SERVICES rendered in an amount compatible with the consideration fixed herein. CITY shall have the right to request additional information pertaining to each invoice. In addition, the CITY shall have the right to inspect and audit the books and records of CONSULTANT pertaining to the work performed in furtherance of this Agreement. Such books and records shall be retained and maintained by CONSULTANT for a minimum of three (3) years following the termination of or the expiration of this Agreement.

ARTICLE 4 -STANDARD OF CARE

CONSULTANT shall exercise the same degree of care, skill and diligence in the performance of the SERVICES as is ordinarily provided by a professional CONSULTANT under similar circumstances and CONSULTANT shall, at no additional cost to the CITY, re-perform services which fail to satisfy the foregoing standard of care. CONSULTANT represents and warrants that the SERVICES performed shall be of professional quality consistent with and in accordance with generally accepted industry standards for the performance of such SERVICES.

ARTICLE 5-INSURANCE

The CONSULTANT shall procure and maintain professional liability insurance for the life of this Agreement, plus two (2) years after completion. This insurance shall provide coverage for liability resulting from this Agreement. The minimum limits of coverage shall be \$1,000,000 and the CONSULTANT shall name CITY as an additional insured; the deductible will be the responsibility of the CONSULTANT.

Additionally, the CONSULTANT shall procure and maintain any other necessary and appropriate insurance.

ARTICLE 6 -CITY'S RESPONSIBILITIES

The CITY shall be responsible for providing all reasonably necessary data that is available in the files of the CITY and for timely responding to the reasonable requests of the CONSULTANT.

ARTICLE 7 -TERMINATION

The obligation to continue the performance of SERVICES under this Agreement may be terminated for cause by either party upon seven (7) days' written notice of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party.

CITY shall have the right to terminate this Agreement or suspend performance thereof without cause for the CITY's convenience upon seven (7) days written notice to CONSULTANT, and CONSULTANT may terminate or suspend performance of SERVICES with seven (7) days' notice to CITY.

In the event of termination or suspension, CITY shall pay CONSULTANT for SERVICES performed through the date of notice of termination or suspension. In the event of termination or suspension, all finished or unfinished work product completed by the CONSULTANT in furtherance of this Agreement, shall be submitted to the CITY and shall remain the property of the CITY.

ARTICLE 8 -INDEMNIFICATION

CONSULTANT shall indemnify, defend, save and hold harmless, protect, and exonerate the CITY from and against all claims, demands, liabilities, suits, actions, damages, losses and costs of every kind and nature whatsoever including, without limitation, court costs, investigative fees and expenses, and attorney's fees, arising out of or caused by the CONSULTANT and/or its partners, principals, agents, and/or employees in the performance of or failure to perform this agreement. In the CITY's sole discretion, the CONSULTANT may be allowed to control the defense of any such claim, suit, etc. In the event the CONSULTANT defends said claim, suit, etc., the CONSULTANT shall use legal counsel acceptable to the CITY. The CONSULTANT shall be solely responsible for all costs and/or expenses associated with such defense, and the CITY shall be entitled to participate in said defense. The CONSULTANT shall not settle any claim, suit, etc. without the CITY's concurrence, which the CITY shall not unreasonably withhold.

ARTICLE 9 -CONFLICT OF INTEREST

The CONSULTANT shall notify the CITY of any potential conflicts of interest associated with the performance of the terms of this Agreement. If such conflicts cannot be resolved to the CITY's satisfaction, the CITY reserves the right to terminate this Agreement.

The CONSULTANT represents that it has not retained a person to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee.

ARTICLE 10 -THIRD PARTY BENEFICIARIES

Nothing contained in this Agreement shall create a contractual relationship with or a claim in favor of a third party against either the CITY or the CONSULTANT. CONSULTANT's services under this agreement are being performed solely for the CITY's benefit and no other entity shall have any claim against the CONSULTANT because of this Agreement or the performance or non-performance of services hereunder.

ARTICLE 11 -COMPLIANCE WITH THE LAWS

In performing the SERVICES, the CONSULTANT shall comply with applicable laws regulatory requirements including federal, state and local laws. CONSULTANT understands that the CITY is an equal opportunity employer and therefore maintains a policy which prohibits unlawful discrimination based upon race, color, creed, sex, age, national origin, physical handicap, disability, genetic information, or any other consideration made unlawful by federal, state or local laws.

ARTICLE 12 -NONDISCLOSURE OF CONFIDENTIAL AND PROPRIETARY INFORMATION

The CONSULTANT acknowledges that it may have access to certain confidential and proprietary information of the CITY and that such information may include financial data, proprietary lists, operational method, policy statements, and other confidential data. The CONSULTANT warrants that it will not share any such information with others without authorization from the CITY and will maintain its confidentiality.

Any writings, reports, forms, information, ideas, data, electronic or otherwise given to, prepared by, or in any way generated, accomplished or accessed by CONSULTANT in carrying out the terms of this Agreement shall be kept confidential by CONSULTANT and no such information shall be made available to any individual, organization, or otherwise by CONSULTANT without the prior written approval of CITY.

ARTICLE 13 -INDEPENDENT CONSULTANT

The CONSULTANT shall carry out the terms of this Agreement as an independent CONSULTANT and not as an agent, servant, or employee of the CITY. CONSULTANT shall not receive any employee benefits. Likewise, the employees of the CONSULTANT, if any, are not the agents, servants, or employees of the CITY. For all purposes hereunder, CONSULTANT is and shall be deemed to be an independent CONSULTANT as it is mutually agreed that nothing contained herein shall be deemed or construed to constitute a partnership or joint venture between CONSULTANT and the CITY. In the performance of the SERVICES, CONSULTANT agrees not to subcontract any portion of the work and not to retain additional or outside assistance without prior approval of the CITY. At no time shall CONSULTANT represent to any individual or any entity that the CONSULTANT is or possesses the authority to act as an agent, servant, or employee of the CITY.

ARTICLE 14 -CONSULTANT AUTHORITY TO CONTRACT

CONSULTANT warrants the following:

1. that it is a validly organized business with valid authority to enter this Agreement; and
2. that it is a qualified to do business and is in good standing with the Federal government, the State of Mississippi and the City; and
3. that entry into and performance under this Agreement it not restricted or prohibited by any loan, security, financing, contractual, or other agreement of any kind; and
4. notwithstanding any other provision of this Agreement to the contrary, that there are no existing legal proceedings or prospective legal proceedings, either voluntary or otherwise, which may adversely affect its ability to perform its obligations under this Agreement.

ARTICLE 15 -ASSIGNMENT

The CONSULTANT shall not assign this agreement or any of the rights hereunder, in whole or in part, to any person, firm or corporation, without the prior written consent of the CITY.

ARTICLE 16 -RECORD RETENTION AND ACCESS TO RECORDS

Provided the CONSULTANT is given reasonable advance written notice and such inspection is made during normal business hours of the CONSULTANT, the CITY shall have unimpeded, prompt access to any of the CONSULTANT's books, documents, papers and/or records which are maintained or produced in furtherance of this Agreement for the purpose of responding to requests for public records, making audits, examinations, excerpts and transcriptions.

All records related to this Agreement shall be retained by the CONSULTANT for three (3) years after final payment is made under this Agreement and all pending matters are closed; however, if any audit, litigation or other action arising out of or related in any way to documents produced in furtherance of this Agreement, the records shall be retained for one (1) year after all issues arising out of the action are finally resolved or until the end of the three (3) year period, whichever is later.

ARTICLE 17 -OWNERSHIP OF DOCUMENTS

The CONSULTANT agrees that reports, computer information, notes and other documents, prepared by and for CITY under the terms of the Agreement shall be delivered to, become and remain in the property of the CITY upon termination or completion of services, or upon request of the CITY regardless of any claim or dispute between the parties. Such data shall be delivered within seven (7) days of receipt of a written request by the CITY. The CITY shall have the right to use same without restriction or limitation and without compensation to the CONSULTANT other than that provided for this Agreement. However, the CONSULTANT shall have no liability arising out of the reuse of these documents by the CITY for use outside of that which is specified in this Agreement.

ARTICLE 18 -GOVERNING LAW AND VENUE

This Agreement shall be construed under and in accordance with the laws of the State of Mississippi, and venue for any action at law or in equity shall be a court of competent jurisdiction in Hinds County, Mississippi.

ARTICLE 19 -CHANGES TO AGREEMENT

This Agreement contains all the terms, conditions and obligations between the parties and may only be amended, changed, modified, or expanded in scope of work or otherwise by formal written amendment duly executed by both parties. The parties acknowledge and accept that the CITY may execute any and/or each amendment only upon official authorization first duly obtained from its governing authorities.

Additional services may be added to this Agreement by mutual consent of the parties in writing as an amendment to this Agreement. All other terms and conditions not affected by such an amendment shall remain the same.

ARTICLE 20 -NOTICES

All notices, comments, requests, demands, or other communications required by this Agreement or desired to be given or made by either of the parties to the other shall be given or made by personal delivery or by mailing the same in a sealed envelope, postage prepaid, and addressed to the parties at their respective addresses set forth below in this Agreement. The parties may designate such other address at which they wish to receive notice by designating the new address to a notice given in the manner provided in this section.

All communications should be address to the following:

For the CITY:

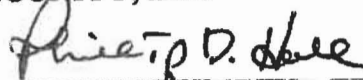
Robert K. Miller, Director
Department of Public Works
City of Jackson, Mississippi
Warren Hood Building
200 South President Street
Jackson, MS 39201

IN WITNESS WHEREOF, THE CITY and CONSULTANT, acting herein by their duly authorized representatives, have executed Agreement as of the date first written above.

CITY OF JACKSON, MISSISSIPPI

**FINANCIAL CRIMES
INVESTIGATIVE, COMPLIANCE
& SECURITY, LLC**

By: 
Chokwe A. Lumumba, Mayor

By: 
Mr. Phillip D. Hull

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

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

ORDER RATIFYING A TASK ORDER FOR MAY 2019 UNDER THE BUSINESS OPERATIONS AND DELIVERY SUPPORT STATEMENT OF WORK WITH ORIGIN CONSULTING, LLC FOR THE CITY'S CUSTOMER CARE AND BILLING SYSTEM.

WHEREAS, on March 21, the City Council authorized a Business Operations and Delivery Support Statement of Work with Origin Consulting, LLC for the City's Customer Care and Billing system (CC&B); and

WHEREAS, the not to exceed amount of that statement of work is \$708,877; and

WHEREAS, under the order, authorization for the work was contingent on the collections for the preceding month exceeding the reported monthly expenses required for operation and maintenance and debt service for the Water/Sewer Utility Division and the work under the Agreement will be limited to such excess collections for the preceding month; and; and

WHEREAS, for April 2019 the collections failed to generate any excess; and

WHEREAS, for March 2019, he collections failed to generate any excess; and

WHEREAS, collections failed to exceed operations and maintenance and debt service, in part, because Origin was unavailable to provide services under the Business Operations Delivery Support Statement of Work; and

WHEREAS, without some decree of assistance Origin, collections will likely continue to lag and the Water-Sewer Utility may fail to collect sufficient funds this fiscal year to meet its operations and maintenance requirements and debt service; and

WHEREAS, due to financial circumstances the Water-Sewer Utility will face in generating sufficient collections without the assistance Origin Consulting, LLC through the Business Operations and Delivery Support Statement of Work, the Mayor invoked the emergency procurement process, pursuant to Section 31-7-13 (k) on May 10, 2019, a copy of which is attached to this Order and made a part of these minutes.

IT IS, THEREFORE, ORDERED that Task Order 1 under the Business Operations and Delivery Support Statement of Work with Origin Consulting, LLC in an amount not to exceed \$105,925 is ratified.

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

President Priester recognized **Robert Miller**, Director of Public Works, who provided an overview of said order.

After a lengthy discussion, **President Priester** and **Vice President Lindsay** removed their motion and second. **President Priester** stated that said item would be held for a Special Council Meeting on June 14, 2019.

ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH SOUTHERN CONSULTANTS, INC., FOR THE EUBANKS CREEK INTERCEPTOR REHABILITATION, CITY PROJECT NUMBER 19B05010.701.

WHEREAS, the Department of Public Works desires to have design engineering and construction inspection services for the Eubanks Creek Interceptor Rehabilitation Project, Jackson, Mississippi, Hinds County, Mississippi; and

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

WHEREAS, Southern Consultants, Inc., has submitted a proposal based on its Statement of Qualifications to provide the City of Jackson with design and construction engineering services at a cost not to exceed \$313,244.00 for the Eubanks Creek Interceptor Rehabilitation Project; and

WHEREAS, the Department of Public Works recommends the City of Jackson enter into an Engineering Services Agreement with Southern Consultants, Inc., in the amount not to exceed \$313,244.00, for the Eubanks Creek Interceptor Rehabilitation Project, City Project Number 19B05010.701.

IT IS, THEREFORE, ORDERED that an engineering services agreement with Southern Consultants, Inc., in an amount not to exceed \$314,244.00, for the Eubanks Creek Interceptor Rehabilitation Project, City Project Number 19B05010.701 is accepted.

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

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

ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC., FOR THE RIDGEWOOD ROAD SEWER EMERGENCY REHAB PROJECT (NORTHSIDE DRIVE TO MEADOWBROOK ROAD), CITY PROJECT NUMBER 19B0511.101.

WHEREAS, on May 21, 2019, the City of Jackson received three sealed bids for the Ridgewood Road Sewer Emergency Rehab Project (Northside Drive to Meadowbrook Road), City Project No.19B0511.101; and

WHEREAS, the bid received from Utility Constructors, Inc., in the amount of \$435,940.00, was the lowest and best bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Utility Constructors, Inc., as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Utility Constructors, Inc., in the amount of \$435,940.00, is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

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

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

ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC., FOR THE EASTOVER DRIVE WATER MAIN REPLACEMENT PHASE 2, CITY PROJECT NUMBER 18B0101.101.

WHEREAS, on May 21, 2019, the City of Jackson received three sealed bids for the Eastover Drive Water Main Replacement Phase 2, City Project No.18B0101.101; and

WHEREAS, the bid received from Utility Constructors, Inc., in the amount of \$1,134,019.00, was the lowest and best bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Utility Constructors, Inc., as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Utility Constructors, Inc., in the amount of \$1,134,019.00, is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Council Member Banks moved adoption; Vice President Lindsay seconded.

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

Nays- None.

Absent- Stokes.

ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC., FOR THE MCDOWELL ROAD BRIDGE REPLACEMENT PROJECT, CITY PROJECT NUMBER 17B4502.902.

WHEREAS, on May 21, 2019, the City of Jackson received three sealed bids for the McDowell Road Bridge Replacement Project, City Project Number 17B4502.902; and

WHEREAS, the bid received from Utility Constructors, Inc., in the amount of \$695,137.00, was the lowest and best bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Utility Constructors, Inc., as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Utility Constructors, Inc., in the amount of \$695,137.00, is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Council Member Banks moved adoption; Vice President Lindsay seconded.

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

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PRELIMINARY ENGINEERING SERVICES CONTRACT WITH VOLKERT, INC. FOR THE MILL STREET TOWN CREEK BRIDGE PROJECT, FEDERAL AID PROJECT NO. STP-7261-00(002) LPA/108070, CITY PROJECT NO. 19B4502.701.

WHEREAS, the City of Jackson made application for and received \$1,500,000.00 in FAST Act federal transportation funds through the Jackson MPO to replace the Mill Street bridge over Town Creek with a required minimum 25% match; and

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

WHEREAS, Volkert, Inc. has provided a cost estimate of \$160,363.10 to provide preliminary engineering services for the project.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a preliminary engineering services contract with Volkert, Inc. for the Mill Street Town Creek Bridge Project, Federal Aid Project No. STP-7261-00(002) LPA/108070, City Project No. 19B4502, for an amount not to exceed \$160,363.10.

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

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

ORDER ACCEPTING THE BID OF SIMMONS EROSION CONTROL, INC. FOR CONSTRUCTION OF THE BARR SAFE ROUTES TO SCHOOL PROJECT, FEDERAL AID PROJECT NUMBER TCSP-0250-00(051)/105812, CITY PROJECT NUMBER 16B4007-501, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH SAID COMPANY SUBJECT TO THE CONCURRENCE OF THE MISSISSIPPI TRANSPORTATION COMMISSION.

WHEREAS, the City of Jackson solicited sealed, competitive bids for the construction of the Barr Safe Routes to School Project; and

WHEREAS, one bid was submitted to the City Clerk on April 2, 2019; and

WHEREAS, the base bid of Simmons Erosion Control, Inc. in the amount of \$710,457.55 was the only bid received; and

WHEREAS, the Public Works Department recommends that the governing authorities deem the bid of Simmons Erosion Control, Inc. in the amount of \$710,457.55, for the Barr Safe Routes to School Project to be the lowest and best bid; and

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

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

IT IS, THEREFORE, ORDERED that the bid of Simmons Erosion Control, Inc. for the construction of the Barr Safe Routes to School Project, Federal Aid Project Number TCSP-0250-00(051)/105812, City Project Number 16B5007-501 in the amount of \$710,457.55, is accepted as the lowest and best bid.

IT IS FURTHER ORDERED that the Mayor is authorized to execute and the City Clerk is authorized to attest a contract with Simmons Erosion Control, Inc. for the construction of the Barr Safe Routes to School Project, Federal Aid Project Number TCSP-0250-00(051)/105812, City Project Number 16B5007-501 in the amount of \$710,457.55.

IT IS FURTHER ORDERED that the Mayor be authorized to execute any and all no-cost item documents necessary for the administration and construction of the Barr Safe Routes to School Project, Federal Aid Project Number TCSP-0250-00(051)/105812, City Project Number 16B4007-501 and to submit the same to MDOT as needed.

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

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

ORDER AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CITY'S CLAIMS AGAINST AT&T AND ITS EMPLOYEE TOBY R. KING AND THE CLAIM OF A JACKSON POLICE DEPARTMENT OFFICER FOR WORKERS COMPENSATION BENEFITS IN ACCORDANCE WITH SECTION 71-3-71 OF THE MISSISSIPPI CODE.

WHEREAS, an officer of the Jackson Police Department sustained injuries in a motor vehicle accident on March 31, 2016 when TOBY R. KING, who was employed by AT& T and performing services for AT& T struck the rear of his vehicle on Highway 18; and

WHEREAS, the officer was in the course and scope of his employment at the time of the motor vehicle accident and sustained injuries; and

WHEREAS, consistent with the Mississippi Workers Compensation Act, the City of Jackson's self-funded workers' compensation plan provided indemnity benefits and medicals to the officer totaling \$12,046.87; and

WHEREAS, the officer retained Sam Creasy, an attorney at the firm of Morgan & Morgan to pursue recovery for his injuries from TOBY R. KING and AT& T; and

WHEREAS, the Risk Management Division sent notice dated April 27, 2018 to Sedgwick Claims that the City had provided benefits under the Mississippi Workers Compensation Act and expected reimbursement; and

WHEREAS, Sam Creasy filed a complaint on July 3, 2018 in Hinds County Circuit court, and the action is pending in Hinds County Circuit Cause #18-376; and

WHEREAS, the Division of Risk Management indicates that it did not receive notice of the filing of the complaint; and

WHEREAS, the City of Jackson did not intervene in the action because it was not aware of the filing of the complaint; and

WHEREAS, even though the City of Jackson did not intervene, the officer's attorney was made aware of the benefits paid by the City of Jackson pursuant to the Mississippi Workers Compensation Act and initiated negotiations related to the reimbursement of the City and the compromise of the officer's claim for benefits pursuant to Section 71-3-71 of the Mississippi Code; and

WHEREAS, AT& T's insurer offered the sum of \$100,000.00 to the officer as settlement of the officer's claim, and the officer accepted; and

WHEREAS, the Office of the City Attorney recommends that the City agree to compromise and settle its claim for reimbursement for the sum of \$10,000.00 which is to be paid from the proceeds recovered by the officer; and

WHEREAS, the Office of the City Attorney recommends that the difference of \$2,046.87 paid on behalf of the officer pursuant to the Mississippi Workers Compensation Act be used to discharge the City's workers' compensation liability pursuant to Section 71-3-71 of the Code; and

WHEREAS, AT& T's offer to settle is subject to the City agreeing to release its claims pursuant to Section 71-3-71 of the Code; and

WHEREAS, the best interest of the City of Jackson would be served by accepting reimbursement of the sum of \$10,000.00 and permitting the difference of \$2,046.87 to be used to discharge its workers' compensation liability because of the uncertainties of proceeding to trial by a jury.

IT IS, THEREFORE, ORDERED that the sum of \$10,000.00 shall be accepted in full and complete settlement of the City's claim(s) against AT& T and Toby R. King.

IT IS, THEREFORE, ORDERED that the sum of \$2,046.87 shall be used to discharge the City's workers' compensation liability.

IT IS, THEREFORE, ORDERED that the City Attorney or his designee shall be authorized to join in any petition for approval of settlement and execute a Release which discharges and acquits AT&T and Toby R. King from additional claims related to the subject accident of March 31, 2016 and its provision of workers' compensation benefits.

IT IS, THEREFORE, ORDERED that the City Attorney or his designee shall also be authorized to perform those acts required to secure payment of the sum of \$10,000.00 to the City and conclude the settlement described in this Order.

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

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

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

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

WHEREAS, the City of Jackson has received a proposal from Southgroup Insurance Services on behalf of Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2019 to August 1, 2020, at an average rate of 0.6522 per \$100.00 of payroll, with a deposit premium of \$225,170.00 and annual premium of \$2,024,882.00; and

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

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

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

IT IS HEREBY ORDERED that the proposal of Southgroup Insurance Services on behalf of Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2019 to August 1, 2020, at an average rate of 0.6522 per \$100.00 of payroll, with a deposit premium of \$225,170.00 and annual premium of \$2,024,882.00, be accepted.

IT IS HEREBY ORDERED that this agreement be renewed for two additional years at the same cost, or lower, if it is mutually agreeable to both parties.

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

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

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

DISCUSSION: BROOKLEIGH HOMEOWNER'S ASSOCIATION: Said item was discussed during public comments.

DISCUSSION: JACKSON ZOO: President Priester recognized Council Member Foote, who requested a status update on the Zoo. Dr. Robert Blaine, Chief Administrative Officer stated that a contract with an accounting firm is underway to conduct a full audit on the Zoo and thereafter, the new management with ZoOceanrium will begin.

DISCUSSION: CONVENTION CENTER PROPERTIES: President Priester recognized Dr. Mukesh Kumar, Director of Planning and Development, who provided a brief update on the (RFP) Request For Proposals submitted for development of the Convention Center properties. Dr. Kumar stated that two (2) proposals were received, the evaluation committee has completed their evaluations and the responders will be notified of the results from the committee.

There came on for Discussion Agenda Item No. 63:

DISCUSSION: JACKSON PUBLIC SCHOOLS: Said item was held due to the absence of Council Member Stokes.

There came on for Discussion Agenda Item No. 64:

DISCUSSION: RETIRED JACKSON POLICE OFFICERS: Said item was held due to the absence of Council Member Stokes.

There came on for Discussion Agenda Item No. 65:

DISCUSSION: AIR CONDITIONING AND CONDITIONS AT METRO CENTER: President Priester recognized Timothy Howard, City Attorney, who requested that said item be discussed in Executive Session due to potential litigation and strategies.

President Priester requested that reports/announcements be presented:

- Mayor Chokwe Antar Lumumba announced the following:
 - Citizens are encouraged to sign up for Code Red that would allow citizens to receive notifications regarding emergency situations within the City of Jackson.
 - Applications for the Mayor's Youth Council are available for pickup at City Hall located at 219 S. President Street, Jackson, Mississippi and the deadline for submission is June 28, 2019 at 5:00 p.m.
 - Blues in the Park will be held on June 15, 2019 in Battlefield Park.
 - City of Jackson's Firework Extravaganza will be held on Saturday, June 29, 2019 at 7:00 p.m. at Smith Wills Stadium located at 1200 Lakeland Drive.
 - City of Jackson's Back-to-School event will be held on July 27, 2019 from 2:00 p.m. until 6:00 p.m. at the Jackson Convention Complex.
 - National Night Out will be held on October 1, 2019.

President Priester recognized **Council Member Tillman** who moved, seconded by **Council Member Banks** to discuss going into Executive Session regarding potential litigation relating to Agenda Item No. 65. The motion prevailed by the following vote:

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

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

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

President Priester announced to the public that the Council voted to go into Executive Session to discuss potential litigation.

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

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

Note: Council Member Stamps left the meeting during Executive Session.

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

The meeting was closed in memory of the following individuals:

- **Mr. Jimmy Wilson**
- **Mr. Earl Suddeth**
- **Mr. Leroy King, Jr.**
- **Mr. Raymond Brown**

There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Special Council meeting at 9:00 a.m. on June 14, 2019; at 1:53 p.m. the Council stood adjourned.

ATTEST:

APPROVED:

Keith Moore
CITY CLERK

Chas. L. L. 7/15/19
MAYOR *MOORE* DATE
