

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, APRIL 5, 2016 6:00 P.M.**

**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 6:00 p.m. on April 5, 2016, being the first 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; Tyrone Hendrix, Vice-President, Ward 6; Ashby Foote, Ward 1; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4; Charles Tillman, Ward 5 and Margaret Barrett-Simon, Ward 7. Directors: Tony Yarber, Mayor; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk; Allice Lattimore, Deputy City Clerk and Monica Joiner, City Attorney.

Absent: None.

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

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The invocation was offered by **Pastor Andrew Stamps** of Bethel AME Church.

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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 CAPITOL MAGNOLIA, LLC TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 80 SQ FT GROUND SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-2 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT.**

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**President Priester** recognized **John Ditto**, Applicant, who spoke in favor of said Order and requested that the Council approve said variance.

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There was no opposition from the public.

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**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR CAPITOL MAGNOLIA, LLC TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 80 SQ FT GROUND SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-2 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT.**

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There was no opposition from the Public.

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

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR JASCO LLC TO EXCEED THE 100 SQUARE FEET ALLOWED FOR GROUND SIGNAGE WITHIN A C-2 ZONE BY ADDING AN ADDITIONAL 57 SQUARE FEET OF SIGNAGE TO THEIR EXISTING 80 SQUARE FOOT GROUND SIGN TOTALING 137 SQUARE FEET.**

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**President Priester** recognized **Carl McCarthy** of Gator Signs Company, a representative for Jasco LLC, who spoke in favor of said Order and requested that the Council approve said variance.

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There was no opposition from the public.

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**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR JASCO LLC TO EXCEED THE 100 SQUARE FEET ALLOWED FOR GROUND SIGNAGE WITHIN A C-2 ZONE BY ADDING AN ADDITIONAL 57 SQUARE FEET OF SIGNAGE TO THEIR EXISTING 80 SQUARE FOOT GROUND SIGN TOTALING 137 SQUARE FEET.**

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There was no opposition from the public.

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**President Priester** requested that Agenda Items No. 26 and 28 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR CAPITOL MAGNOLIA, LLC TO NOT MEET THE REQUIRED SETBACK FOR GROUND SIGNS AND ERECT A 80 SQ FT GROUND SIGN AT 6 FT IN HEIGHT WITHIN A UTILITY EASEMENT INSIDE A C-2 ZONE THAT PROHIBITS SIGNS TO BE ERECTED OR PLACED ON, PROJECTED OVER, OR OVER HANG ANY PUBLIC RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT OTHER THAN SIGNS PLACED THERE BY THE GOVERNMENTAL AGENCY OWNING THE RIGHT-OF-WAY, WALKWAY, STREET, ALLEY OR EASEMENT.**

**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, Capitol Magnolia, LLC, the applicant herein, has requested a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 80 sq. ft. ground sign at 6 ft. in height within a utility easement inside a C-2 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement.

IT IS THEREFORE, ORDERED that Capitol Magnolia, LLC is hereby (approved) a variance from the Sign Ordinance regulations to not meet the required setback for ground signs and erect a 80 sq. ft. ground sign at 6 ft. in height within a utility easement inside a C-2 zone that prohibits signs to be erected or placed on, projected over, or over hang any public right-of-way, walkway, street, alley or easement other than signs placed there by the governmental agency owning the right-of-way, walkway, street, alley or easement, 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 Barrett-Simon moved adoption; Council Member Stokes seconded.

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

Nays- None.

Absent- None.

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**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR JASCO LLC TO EXCEED THE 100 SQUARE FEET ALLOWED FOR GROUND SIGNAGE WITHIN A C-2 ZONE BY ADDING AN ADDITIONAL 57 SQUARE FEET OF SIGNAGE TO THEIR EXISTING 80 SQUARE FOOT GROUND SIGN TOTALING 137 SQUARE FEET.**

WHEREAS, 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**, Jasco LLC, the applicant herein, has requested a variance from the Sign Ordinance regulations to exceed the 100 square feet allowed for ground signage within a C-2 zone by adding an additional 57 square feet of signage to their existing 80 square foot ground sign totaling 137 square feet.

**IT IS THEREFORE, ORDERED** that Jasco LLC is hereby (approved) a variance from the Sign Ordinance regulations to exceed the 100 square feet allowed for ground signage within a C-2 zone by adding an additional 57 square feet of signage to their existing 80 square foot ground sign totaling 137 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 Stokes** moved adoption; **Council Member Tillman** seconded.

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

Nays- None.

Absent- None.

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The following individuals were introduced during the meeting:

- **Dr. Hilliard Lackey**
- **Reverend Barron Banks**

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The following individuals provided public comments during the meeting:

- **Marla Johnes** expressed concerns regarding the contents of a billboard displayed on Northside Dr.
- **Reverend Barron Banks** expressed concerns regarding high speed chases within the City of Jackson.
- **Dr. Hilliard Lackey** expressed concerns regarding imposing stiff penalties for individuals involved in high speed chases within neighborhoods.
- **Linda Carter** invited citizens to attend the 25<sup>th</sup> Annual Lynch Street Festival to be held on Saturday, April 30, 2016.
- **Bob Bane**, a representative of the Rollingwood Community, expressed concerns regarding the need for traffic control measures within their neighborhood.
- **Joel Little** provided information regarding his families' military service.
- **Evelyn Reed**, Commissioner for the Jackson Municipal Airport Authority, invited citizens to participate in a Brown Bag lunch to be held at the Jackson Medical Mall on April 6, 2016.
- **Wilma Butler** expressed concerns regarding a missing sign and requested that the City to return the sign to the corner of Lynch St. and Valley St.
- **Dorothy Davis** expressed concerns regarding the restoration of Farish Street.
- **Mary Jackson** expressed concerns regarding illegal fees charged during an event within downtown Jackson.
- **John Knight** spoke in support of efforts to reduce crimes committed by the youth within the City of Jackson.
- **Ineva May Pittman** spoke in favor of establishing a curfew within the City of Jackson.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND AMERSON, CLEOPHUS/DBA/COPPERFIELD CONSTRUCTION, P.O. BOX 2176 RIDGELAND, MS 39158 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1903 – 3235 MEADOW LANE DRIVE - \$4,926.50.**

WHEREAS, on August 11, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on June 2, 2015 for the following case: Case #2015-1903 located in Ward 6; and

WHEREAS, the Jackson Police Department's Community Improvement Unit 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, Amerson, Cleophus/Db/Copperfield Construction appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2015-1903 located at 1.) 3235 Meadow Lane Drive; and

WHEREAS, the project accepted by Amerson, Cleophus/Db/Copperfield Construction is for the demolishing and cleaning of the aforementioned parcel for the amount of \$ 4,926.50.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Amerson, Cleophus/Db/Copperfield Construction providing for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris on the stated property.

**IT IS, THEREFORE, ORDERED** that the payment for the said contract be made from the Community Improvement Unit's Budget.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND AMERSON, CLEOPHUS/DBA/COPPERFIELD CONSTRUCTION, P.O. BOX 2176 RIDGELAND, MS 39158 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2011-1114 – 239 N PRENTISS ST - \$4,757.00.**

WHEREAS, on November 19, 2013 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on September 10, 2013 for the following case: Case #2011-1114 located in Ward 5; and

**WHEREAS**, the Jackson Police Department's Community Improvement Unit 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**, Amerson, Cleophus/Db/Copperfield Construction appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2011-1114 located at 1.) 239 N. Prentiss St.; and

**WHEREAS**, the project accepted by Amerson, Cleophus/Db/Copperfield Construction is for the demolishing and cleaning of the aforementioned parcel for the amount of \$4,757.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Amerson, Cleophus/Db/Copperfield Construction providing for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris on the stated property.

**IT IS, THEREFORE, ORDERED** that the payment for the said contract be made from the Community Improvement Unit's Budget.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ELTON SMITH/DBA/ACA DEMOLITION & PROJECT GROUP, LLC, 120 HILLCROFT PLACE, JACKSON, MS 39211 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-1147 – 1831 CAMELLIA LANE – \$617.00.**

**WHEREAS**, on June 3, 2014 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on April 15, 2014 for the following case: Case #2014-1147 located in Ward 6; and

**WHEREAS**, the Jackson Police Department's Community Improvement Unit 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**, Elton Smith/Db/ACA Demolition & Project Group, LLC appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2014-1147 located at 1.) 1831 Camellia Lane; and

**WHEREAS**, Elton Smith/Db/ACA Demolition & Project Group, LLC has agreed to perform the services described for the sum of \$617.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Elton Smith/Db/ACA Demolition & Project Group, LLC providing the cutting of grass, weeds, shrubbery, fence-line, bushes, saplings and removing of trash and debris and bricks and board-up storage door on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed \$617.00 to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ELTON SMITH/DBA/ACA DEMOLITION & PROJECT GROUP, LLC, 120 HILLCROFT PLACE, JACKSON, MS 39211 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2013-1575 - 3316 RIDGELAND DR - \$480.00.**

**WHEREAS**, on October 8, 2013 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on August 20, 2013 for the following case: Case #2013-1575 located in Ward 6; and

**WHEREAS**, the Jackson Police Department's Community Improvement Unit 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**, Elton Smith/DbA/ACA Demolition & Project Group, LLC, appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2013-1575 located at 1.) 3316 Ridgeland Dr.; and

**WHEREAS**, Elton Smith/DbA/ACA Demolition & Project Group, LLC has agreed to perform the services described for the sum of \$480.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Elton Smith/DbA/ACA Demolition & Project Group, LLC providing the cutting of grass, weeds, shrubbery, fence-line, bushes, saplings and removing of trash, debris and parts, furniture on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ELTON SMITH/DBA/ACA DEMOLITION & PROJECT GROUP, LLC, 120 HILLCROFT PLACE, JACKSON MS 39211 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2013-2461 – 3604 NORTHBROOK DR – \$609.00.**

WHEREAS, on January 14, 2014 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on October 29, 2013 for the following case: Case #2013-2461 located in Ward 3; and

WHEREAS, the Jackson Police Department's Community Improvement Unit 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, Elton Smith/DbA/ACA Demolition & Project Group, LLC, appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2013-2461 located at 1.) 3604 Northbrook Dr.; and

WHEREAS, Elton Smith/DbA/ACA Demolition & Project Group, LLC has agreed to perform the services described for the sum of \$609.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Elton Smith/DbA/ACA Demolition & Project Group, LLC providing the cutting of grass, weeds, shrubbery, fence-line, bushes, saplings and removing of trash and debris, wooden boards, tree limbs and tires on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ELTON SMITH/DBA/ACA DEMOLITION & PROJECT GROUP, LLC, 120 HILLCROFT PLACE, JACKSON, MS 39211 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-3231 – 3816 HOLLYWOOD AVENUE – \$825.00.**

WHEREAS, on August 25, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on April 14, 2015 for the following case: Case #2014-3231 located in Ward 3; and

WHEREAS, the Jackson Police Department's Community Improvement Unit 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**, Elton Smith/DbA/ACA Demolition & Project Group, LLC appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2014-3231 located at 1.) 3816 Hollywood Avenue; and

**WHEREAS**, Elton Smith/DbA/ACA Demolition & Project Group, LLC has agreed to perform the services described for the sum of \$825.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Elton Smith/DbA/ACA Demolition & Project Group, LLC providing the cutting of grass, weeds, and removing of trash, debris, tree parts, cut fence-line, cut bushes and cut saplings on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed \$825.00 to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE MONTHS SUPPLY OF FOODS-DAIRY PRODUCTS-GROUP IV, BID NO. 37301-022316.**

**WHEREAS**, on February 23, 2016, sealed bids were received for Dairy Products, Group IV; and

**WHEREAS**, certain dairy products are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend the bids submitted by Merchants Foodservice received on February 23, 2016, be accepted as the best bids received for those certain items; and

**WHEREAS**, the cost of said Dairy Products, Group IV, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received February 23, 2016, from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for a twelve-month supply of Dairy Products (starting March 01, 2016 through February 28, 2017) be accepted as the best bid received for each of the specified items as listed below, it being determined that said bids met the City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-2, 4, 8-9, 11, 13-14, 16, 19

**IT IS FURTHER ORDERED** that payment for said dairy products, Group IV, be made from various funds.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE MONTHS SUPPLY OF FOODS-CANNED AND/OR DRY, GROUP IIA, NO. 38701-022316.**

WHEREAS, on February 23, 2016, sealed bids were received and one (1) bid for Canned and/or Dry, Group IIA was received; and

WHEREAS, certain canned and/or dry are needed for children enrolled in the Early Childhood Development Program; and

WHEREAS, the Department of Human and Cultural Services has reviewed said bid and recommend the bid submitted by Merchants Foodservice received on February 23, 2016, be accepted as the lowest and best bids received for those certain items; and

WHEREAS, the cost of said Canned and/or Dry-Food Group IIA, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received on February 23, 2016, from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for a twelve-month supply, of Canned and/or Dry-Group IIA, (starting March 01, 2016 through February 28 2017), be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

<u>COMPANY NAME</u>	<u>ITEMS</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-15, 18-22, 24-25, 27-28, 31-35, 39

**IT IS FURTHER ORDERED** that payment for said Canned and/or Dry Group IIA, be made from various funds.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE MONTHS SUPPLY OF FOODS-CANNED AND/OR DRY, GROUP IIB, NO. 38702-022316.**

WHEREAS, on February 23, 2016, sealed bids were received and one (1) bid for Canned and/or Dry, Group IIB was received; and

WHEREAS, certain canned and/or dry foods are needed for children enrolled in the Early Childhood Development Program; and

WHEREAS, the Department of Human and Cultural Services has reviewed said bid and recommend the bids submitted by Merchants Foodservice received on February 23, 2016, be accepted as the lowest and best bids received for those certain items; and

WHEREAS, the cost of said Canned and/or Dry-Food Group IIB, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received on February 23, 2016, from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for a twelve-month supply, of Canned and/or Dry-Group IIB, (starting March 01, 2016 through February 28, 2017), be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

**COMPANY NAME**

**ITEMS**

Merchant Foodservice  
870 Boling Street  
Jackson, MS 39209

1, 3-9, 11-40, 44

**IT IS FURTHER ORDERED** that payment for said Canned and/or Dry Group II, be made from various funds.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE-MONTHS SUPPLY OF FOODS-FROZEN AND/OR CHILLED PRODUCTS, GROUP 1C BID NO. 38603-022316.**

**WHEREAS**, February 23, 2016, sealed bids were received and one (1) bid for Frozen and/or Chilled Group 1C was received; and

**WHEREAS**, certain frozen and/or chilled are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bid and recommend the bids submitted by Merchants Foodservice received on February 23, 2016, be accepted as the lowest and best bid received for those certain items; and

**WHEREAS**, the cost of said Frozen and/or Chilled-Food Group 1C, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bid received, February 23, 2016, from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for twelve-month supply of Frozen and/or Chilled-Group 1C, (starting March 01, 2016 through February 28, 2017), be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

**COMPANY NAME**

**ITEMS**

Merchants Foodservice  
870 Boling Street  
Jackson, MS 39209

1-50, 52-59

**IT IS FURTHER ORDERED** that payment for said frozen and/or Chilled products, Group 1C, be made from various funds.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE MONTHS SUPPLY OF FOODS-FROZEN AND/OR CHILLED, GROUP IA BID NO. 38601- 022316.**

**WHEREAS**, on February 23, 2016, sealed bids were received and one (1) bid for frozen and/or chilled were received; and

**WHEREAS**, certain frozen and/or chilled products are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend the bids submitted by Merchants Foodservice, received on February 23, 2016, be accepted as the best bid received for those certain items; and

**WHEREAS**, the cost of said frozen and/or chilled, Group IA, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received February 23, 2016, from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for a twelve-month supply of frozen and/or chilled (starting March 01, 2016 through February 28, 2017), be accepted as the best bid received for each of the specified items as listed below, because it has been determined that the bids met the City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-18, 22-23

**IT IS FURTHER ORDERED** that payment for said frozen and/or chilled products, Group IA, be made from various funds.

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

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR TWELVE MONTHS SUPPLY OF FOODS-FRESH PRODUCE, GROUP V, BID. NO. 37888-022316.**

**WHEREAS**, on February 23, 2016, sealed bids were received and one (1) bid for Fresh Produce, Group V was received; and

**WHEREAS**, certain fresh produce are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bid and recommend the bid submitted by Merchants Foodservice, received on February 23, 2016, be accepted as the best bid received for those certain items; and

**WHEREAS**, the cost of said fresh produce, food Group V, is based on an estimated number of children to be served.

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, APRIL 5, 2016 6:00 P.M.**

**IT IS HEREBY ORDERED** that the following bid received February 23, 2016, from Food service, 870 Boling Street, Jackson, MS 39209 for twelve-month supply of fresh produce Group V, (starting March 01, 2016 through February 28, 2017), be accepted as the best received for each of the specified items listed below, because it has been determined that the bids met City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-12

**IT IS FURTHER ORDERED** that payment for said foods-fresh produce, Group 1A, be made from various funds.

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

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

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**Council Member Stokes** left the meeting at 7:18 p.m.

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**ORDER APPROVING CLAIMS NUMBER 5222 TO 5641, APPEARING AT PAGES 814 TO 877 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$8,007,893.57 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 5222 to 5641 appearing at pages 814 to 877, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$8,007,893.57 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

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

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>
09 TIF BOND FUND \$407,000	850.00
1% INFRASTRUCTURE TAX	14,583.00
2012 ED BYRNE MEMORIAL JUSTICE	199.95
2012 G.O. NOTE	2,339,330.00
AMERICORP CAPITAL CITY REBUILD	452.55
CAPITAL CITY REVENUE FUND	58,564.37
DRAINAGE – REPAIR & REPL. FD	10,909.69
EARLY CHILDHOOD (DAYCARE)	9,102.05
ECONOMIC DEVELOPMENT FUND	6,173.17
EDI – SPECIAL PROJECT	887.83
GENERAL FUND	1,951,389.52
HAIL DAMAGE MARCH 2013	8,833.97
HOME PROGRAM FUND	14,449.65
HOUSING COMM DEV ACT (CDBG) FD	6,793.97
LANDFILL/SANITATION FUND	763,929.96
M E M A- HOMELAND SECURITY GRAN	7,682.49

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, APRIL 5, 2016 6:00 P.M.**

NCSC SENIOR AIDES	239.94
P E G ACCESS- PROGRAMMING FUND	1,656.02
PARKS & RECR FUND	53,225.62
POLICE FEDERAL GRANT FUND	200.00
SAMSHA – 1 U79 SM061630-01	6,967.98
STATE TORT CLAIMS FUND	254,393.62
TECHNOLOGY FUND	101,131.91
TRANSPORTATION FUND	5,844.00
VEHICLE POOL FUND	12,462.28
WATER/SEWER CAPITAL IMPR FUND	219,826.22
WATER/SEWER CON FD 2013- \$89.9M	1,465,000.00
WATER/SEWER OP & MAINT FUND	644,845.12
WATER/SEWER REVENUE FUND	47,968.69

**TOTAL** **\$8,007,893.57**

**Council Member Barrett-Simon** moved adoption; **Council Member Priester** seconded.

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**President Priester** recognized, **Michelle Day**, Deputy Director of Administration, who provided the Council with a brief overview of the Claims Docket at the request of **President Priester**.

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

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

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 5222 TO 5641 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 5222 to 5641 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$256,395.15 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the payroll fund for the immediate payment thereof.

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

FROM:	TO ACCOUNTS PAYABLE FUND	TO PAYROLL FUND
GENERAL FUND		1,962,158.57
PARKS & RECR FUND		51,089.58
LANDFILL FUND		17,120.70
SENIOR AIDES		2,320.86
WATER/SEWER OPER & MAINT		202,417.48
PAYROLL FUND		967.50
PAYROLL	256,395.15	
EARLY CHILDHOOD		31,219.54
HOUSING COMM DEV		6,204.97
TITLE III AGING PROGRAMS		2,664.44

AMERICORP CAPITAL CITY REBUILD		8,674.56
TRANSPORTATION FUND		9,942.61
T-WARNER PA/GA FUND		4,041.69
SAMSHA		2,406.80

**TOTAL** **\$2,311,229.30**

**Council Member Tillman** moved adoption; **Council Member Barrett-Simon** seconded.

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

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH TANN, BROWN & RUSS CO., PLLC TO PREPARE THE FEDERAL INDIRECT COST RATE PROPOSAL FOR FISCAL YEAR 2017.**

**WHEREAS**, the City receives external funds from various organizations, particularly federal agencies; and

**WHEREAS**, these organizations may allow the City to expend these external funds to cover the City's indirect costs provided the City has an approved Federal Indirect Cost Rate Allocation Plan; and

**WHEREAS**, Tann, Brown & Russ Co., LLC has expertise in preparing Indirect Cost Allocation Plans; and

**WHEREAS**, Tann, Brown & Russ Co., LLC previously prepared the FY 2011, FY 2012, FY 2013, FY 2014, FY 2015, and FY 2016 Indirect Cost Allocation Plans; and

**WHEREAS**, the Department of Administration recommends the City execute an agreement with Tann, Brown, & Russ Co., LLC to prepare the Federal Indirect Cost Rate Proposal for Fiscal Year 2017 for a fee not to exceed Six Thousand One Hundred Dollars (\$6,100).

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute an agreement with Tann, Brown & Russ Co., PLLC to prepare the Federal Indirect Cost Rate Proposal for Fiscal Year 2017 for a fee not to exceed Six Thousand One Hundred Dollars (\$6,100).

**Council Member Tillman** moved adoption; **Council Member Barrett-Simon** seconded.

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

Nays- None.

Absent- Stokes.

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**RESOLUTION DESIGNATING MICHELLE BATTEE-DAY, DEPUTY DIRECTOR OF ADMINISTRATION, AS PRIMARY APPLICANT AGENT OF THE CITY OF JACKSON, MISSISSIPPI OF HINDS COUNTY, TO FILE AND EXECUTE DOCUMENTS FOR THE PURPOSE OF OBTAINING AND ADMINISTERING CERTAIN FEDERAL, FINANCIAL ASSISTANCE UNDER THE DISASTER RELIEF ACT OF 1974, PUBLIC LAW-93-228, AMENDED BY ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT OF 1988, PUBLIC LAW 100-707.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI OF HINDS COUNTY THAT MICHELLE BATTEE-DAY, DEPUTY DIRECTOR OF ADMINISTRATION, at 200 South President Street, Jackson, MS 39201, telephone number 601-960-1005 and 601-960-1097, respectively, is hereby authorized to execute for and on behalf of the City of Jackson, Mississippi of Hinds County, a public entity established under the laws of the State of Mississippi, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974, Public Law-93-228, amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, Public Law 100-707, and to file with the Governor's Authorized Representative those documents required of the applicant agent.

**Council Member Hendrix** moved adoption; **Council Member Barrett-Simon** seconded.

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

Nays- None.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH RESULTS FOR AMERICA, JOHNS HOPKINS UNIVERSITY AND SUNLIGHT FOUNDATION TO INITIATE A SCOPE OF WORK FOR DATA ANALYTICS.**

**WHEREAS**, the City of Jackson is a member of the What Works Cities initiative; and

**WHEREAS**, the City previously committed to two separate scopes of work with the What Work Cities partners within the required span of time and became the first city to complete its engagement; and

**WHEREAS**, those scopes of work were for Open Data (Sunlight Foundation) and Performance Management (Center for Government Excellence); and

**WHEREAS**, the City of Jackson has made enormous progress with open data, performance management, and data-driven decision making as evidenced by the release of the City of Jackson's open data portal, mayoral dashboard, infrastructure explorer visualization, and bi-weekly JackStats meetings; and

**WHEREAS**, as such, the City of Jackson, a What Works Model City, has emerged as a national leader in the conversation around civic minded data usage, internal governmental efficiency through the use of data, and innovative uses of open data; and

**WHEREAS**, due to the success of the project, the What Works Cities partners would like to reengage the City in an additional scope of work with Data Analytics; and

**WHEREAS**, Data Analytics is the science of examining raw data with the purpose of drawing conclusions about that information. Data analytics is used in many industries to allow companies and organization to make better business decisions and in the sciences to verify or disprove existing models or theories; and

**WHEREAS**, Data Analytics will work with Mike Flowers, former Chief Analytics Officer from NYC, and GovEx, Jackson will launch projects that will provide genuine improvements in government service delivery via data analytics, as well as lay a foundation for a politically resilient data and evidence driven decision support infrastructure; and

**WHEREAS**, participating in this program will allow the City to increase its service delivery through detailed analytics of its data; and

**WHEREAS**, the City of Jackson will incur no cost for the duration of this engagement as the What Works Cities program is the only funding source for this project; and

**WHEREAS**, based on the above, the Office of Innovation and Performance recommends entering into this agreement.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute this amendment to the Memorandum of Understanding, and any other necessary documents, with Results for America, Johns Hopkins University, and the Sunlight Foundation, related to the City's goal of improving service delivery through advanced data analytics in the City of Jackson.

**Council Member Tillman** moved adoption; **Council Member Barrett-Simon** seconded.

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

Nays- Stamps.

Absent- Stokes.

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**ORDER AUTHORIZING THE MAYOR TO ENTER A MEMORANDUM OF UNDERSTANDING WITH STEPHANIE SINGER, JOHN SEBES, AND THE KNIGHT FOUNDATION TO IMPROVE DATA QUALITY AND INTEGRITY IN THE CITY OF JACKSON, MISSISSIPPI.**

**WHEREAS**, the Knight Foundation invests in civic innovators and civic minded cities that help attract and keep talented people, expand economic opportunity and create a culture of engagement; and

**WHEREAS**, the foundation has invested more than \$841 million in community initiatives since its creation in 1950; and

**WHEREAS**, as part of a longer-term project of developing tools and incentives for government agencies to improve the quality of the data they collect and use or make available to the public, the Knight Foundation is funding a prototype project; and

**WHEREAS**, the project work will be carried out by Stephanie Singer and John Sebes ("Project Team"); and

**WHEREAS**, the City of Jackson, a What Works Model City, has emerged as a national leader in the conversation around civic minded data usage, internal governmental efficiency through the use of data, and innovative uses of open data; and

**WHEREAS**, based on this recognition the City of Jackson was selected to participate in the first cohort of cities that the Project Team will focus on to help develop national data quality standards that currently do not exist; and

**WHEREAS**, the City will incur no cost for the engagement as the Knight Foundation is the only funding source for this project; and

**WHEREAS**, because the City of Jackson is committed to the use of data and evidence to become an "open" city and data quality and integrity are top priorities of Jackson's ability to be an "open" city, the Office of Innovation and Performance recommends entering into this memorandum of understanding for the purpose of improving data quality and integrity.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute the necessary documents with the Knight Foundation and the Project Team to enter into this Memorandum of Understanding improving data quality and integrity in the City of Jackson.

**Council Member Barrett-Simon** moved adoption; **Council Member Priester** seconded.

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

Nays- Stamps.

Absent- Stokes.

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**Council Member Stokes** returned to the meeting at 7:25 p.m.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AND SUBMIT A GRANT APPLICATION AND LETTER OF INTENT TO THE NISSAN FOUNDATION FOR FUNDING OF THE SMITH ROBERTSON MUSEUM & CULTURAL CENTER'S PERMANENT EXHIBITION: "SIT IN FOR CHANGE: JACKSON WOOLWORTH 1963".**

**WHEREAS**, the Smith Robertson Museum & Cultural Center ("Museum") desires to apply for a grant from the Nissan Foundation for funds to implement a new, permanent gallery exhibition entitled: "Sit in for Change: Jackson Woolworth 1963"; and

**WHEREAS**, the Museum is requesting in the grant application and submission of a Letter of Intent a grant in the amount of Twenty Thousand Dollars (\$20,000.00) to complete the permanent exhibition; and

**WHEREAS**, funds received from this grant will be used for fabrication, purchase of artifacts, and other items deemed necessary to complete the exhibition.

**IT IS THEREFORE ORDERED** that the Mayor be authorized to execute a grant application and Letter of Intent of the Nissan Foundation, and any and all documents related thereto, for funding in the amount of Twenty Thousand Dollars (\$20,000.00) to implement a new, permanent gallery exhibition at the Smith Robertson Museum & Cultural Center entitled: "Sit in for Change: Jackson Woolworth 1963".

**Council Member Stamps** moved adoption; **Council Member Barrett-Simon** seconded.

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS BETWEEN THE CITY OF JACKSON AND VARIOUS CONTRACTORS FOR THE USE OF 2015 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO IMPLEMENT LIMITED HOUSING REPAIR ACTIVITIES.**

**WHEREAS**, on August 11, 2015, found at Minute Book 6-H Page 550, the Mayor was authorized to submit the City of Jackson's 2015 – 2019 Five Year Consolidated Plan containing its 2015 One-year Action Plan to the U. S. Department of Housing and Urban Development; and

**WHEREAS**, on December 2, 2015, HUD notified the City of its approval of the 2015 One Year Action Plan and issued Grant Agreements; and

**WHEREAS**, the Housing Rehabilitation component of the Consolidated Plan described projects the City of Jackson would undertake with 2015 Program Year funds; and

**WHEREAS**, on September 4-10, 2014 and October 2-8, 2015, the Department of Planning and Development through the Office of Housing and Community Development advertised to accept Request for Qualifications (RFQs) for the Neighborhood Enhancement Division (NED) to invest Community Development Block Grant (CDBG) funds for the rehabilitation of owner-occupied homes; and

**WHEREAS**, on September 19, 2014 and October 17, 2015, the Office of Housing and Community Development received Five (5) RFQ's; and

**WHEREAS**, five (5) contractors met all the qualification to be included in OHCD's list of approved contractors eligible to bid on rehabilitation contracts; and

**WHEREAS**, two (2) contractors were the lowest and best bidders for the rehabilitation of five (5) units on the list of homes scheduled to receive limited housing repair activities and will be required to enter into HUD approved contract agreements with the City of Jackson to perform Limited Housing Rehabilitation activities for low to moderate income households; and

**WHEREAS**, the City wants to award contracts to various contractors to perform emergency housing repair activities subject to completion and acceptance of the appropriate environmental evaluations for an amount not to exceed \$20,000 per unit.

**IT, IS THEREFORE, ORDERED** that the Mayor is authorized to execute contracts and any and all documents necessary with various contractors for the use of 2015 Program Year CDBG funds for the rehabilitation of four (4) units on the list of homes scheduled to receive limited housing repair activities as follows:

Ben Wiggins	2 Units	\$44,900.00
Anderson and Associates	2 Units	\$47,000.00

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ADMINISTER THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S LEAD-BASED PAINT HAZARD CONTROL GRANT THAT WILL SUPPORT EXISTING HOUSING REHABILITATION PROGRAMS.**

**WHEREAS**, the overarching purpose of the Lead-Based Paint Hazard Control Grant Program is to assist states, cities, counties/parishes, Native American Tribes or other units of local government in undertaking comprehensive programs to identify and control lead-based paint hazards in eligible privately owned rental or owner-occupied housing; and

**WHEREAS**, more than half of the housing units in the City of Jackson were built prior to 1978 when Lead-Based Paint was abolished. Therefore, Lead-Based Paint programs are essential for existing and future housing rehabilitation programs; and

**WHEREAS**, the City of Jackson's Department of Planning and Development's Office of Housing and Community Development is requesting approximately \$1,650,000 million from the U.S. Department of Housing and Urban Development under the Fiscal Year (FY) 2015 Lead-Based Paint Hazard Control Grant Program; and

**WHEREAS**, matching CDBG funds of approximately \$150,000, will support healthy homes intervention activities, including a healthy homes assessment, Healthy Homes interventions, workforce training, and program evaluation. Additional leveraging funds will be provided by the Green & Healthy Homes Initiative through support of an Outcome Broker. The Outcome Broker will aid in program implementation, assessment training, best practices around integrating lead hazard reduction with other interventions, and data administration and support.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute any and all documents and agreements necessary to apply for, accept and administer the U. S. Department of Housing and Urban Development's Lead-Based Paint Hazard Control Grant.

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

**President Priester** recognized **Catherine Lee**, Healthy Homes Initiatives, who provided Council with an overview of programs available to assist low income families with children six years old and under that's been medically diagnosed with lead poisoning.

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

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**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, DETERMINING THAT THE TIMBER FALLS DEVELOPMENT IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE, THAT THE TAX INCREMENT FINANCING PLAN PREVIOUSLY APPROVED SHOULD BE AMENDED AS DESCRIBED HEREIN, THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, AS AMENDED, AND FOR RELATED PURPOSES.**

**WHEREAS**, the City Council of the City of Jackson, Mississippi (the "Governing Body" of the "City"), acting for and on behalf of the City, hereby find, determine and adjudicate as follows:

1. The Mississippi "Tax Increment Financing Act", Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Act"), authorizes municipalities and counties in the State of Mississippi to undertake and carry out redevelopment projects as defined therein with the use of tax increment financing as set forth in detail in the Act.
2. The Governing Body of the City has heretofore approved a Tax Increment Financing Redevelopment Plan (the "Redevelopment Plan"), and has conducted a public hearing on such Redevelopment Plan as required by law, which plan constitutes a qualified plan under the Act.
3. The Governing Body of the City has previously approved a Tax Increment Financing Plan entitled Timber Falls, Tax Increment Financing Plan of 2009, Jackson, Mississippi (the "Original TIF Plan") on December 29, 2009, which constituted a qualified plan under the Act. (All capitalized terms used, but not defined herein shall have the meaning assigned to the in the Original TIF Plan. A copy of the 2009 TIF plan is included for your review.)
4. Following the approval of the plan, the Developer determined that certain amendments should be made to the Original TIF Plan, namely:

- a. To amend the definition of the Improvements to be constructed under the Redevelopment Project.
  - b. To increase the estimated total cost of the Redevelopment Project from \$2,400,000.00 to \$3,000,000.00 in Section 4(b);
  - c. To adjust the projected tax increases in Section 4(b) and Section 7 to the actual tax increases realized between 2009 and 2015;
  - d. To increase the maximum amount of Bonds that may be issued from \$2,400,000 to \$3,000,000 in Section 7; and
  - e. To update the estimates of tax increment revenue resulting from the construction of the Redevelopment Project.
5. Accordingly, the Developer did not collect any money under the original TIF Plan.
6. The Developer will incur further expenditures for the public improvements to be made under the Redevelopment Plan. The City should declare its official intent to reimburse all or any portion of the aforesaid expenditures with the proceeds, of the Bonds upon the issuance thereof.
7. The City may exercise its authority as authorized by Section 21-45-3 of the Act.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the City, as follows:

**SECTION 1.** The Governing Body of the City does hereby declare its intention to amend the Original TIF Plan as follows:

- A. Items 1 and 2 of both the definition of "Improvements" and Section 2 in the Original TIF Plan are deleted in their entirety and replaced by the following:
  1. The extension of Timber Falls Parkway from the south of Cedar Grove Subdivision to the extension herein of Forest Hill Road.
  2. The straightening of Forest Hill Road from dead man's curve to connect with Raymond Road across from the intersection of Maddox Road.
- B. The second paragraph of "Section 1: Statement of Intent" is amended to authorize the issuance of tax increment limited obligation bonds in principal amount of up to \$3,000,000.
- C. Items (iii) and (iv) of the last paragraph of "Section 1: Statement of Intent" is amended to read, "(iii) creating estimated additional real property and personal property ad valorem tax revenues to the City of at least \$105,488.00 annually; and (iv) creating estimate additional County taxes of \$69,699.00 annually."
- D. "Section 4: Economic Development Impact Description" is amended as follows:
  1. Subparagraph (b) is amended to read, "Investment: Total cost of the Redevelopment Project is estimated to be \$3,000,000.
  2. Subparagraph (c) is amended to read, "Financial Benefits: It is conservatively estimated that the Redevelopment Project will create for the City over \$106,823.00 annually in real property and personal property ad valorem taxes and \$152,183.00 in ad valorem tax revenues for the County.
- E. Section 7 is amended as follows:
  1. The third sentence of Section 7 is amended to read, "The estimated cost of public improvements within the Redevelopment Project is projected to be approximately \$3,000,000 and the estimated annual ad valorem tax revenue resulting from the construction of the Redevelopment project is expected to be \$106,823.00 for the City upon full build out.

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2. A new fourth sentence is added to Section 7 and reads, "Although not available for the payment of Bonds, the estimated annual ad valorem tax revenue available for school purposes will be \$70,566.
  
  - F. Section 9 is amended to state, "The duration of the Tax Increment Financing Plan of 2009 for the Redevelopment Project is for a period not to exceed twenty (20) years from the date of issuance of the Bonds."
  
  - G. Section 10 is amended to reflect City and County mill rates of 5803 and 3733, respectively, resulting in incremental real and personal property ad valorem taxes of \$105,488.00 and \$69,699.00, respectively, and \$150,459.00 for City school district purposes.

**SECTION 2.** Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Governing Body hereby declares its official intent to reimburse expenditures made for the public improvement project, prior to the issuance of the Bonds with proceeds of the Bonds to the extent permitted by the Reimbursement Regulations if the Bonds are issued as tax-exempt obligations.

**SECTION 3.** A public hearing shall be held with respect to the TIF Plan at the Jackson City Hall, \_\_\_\_\_, Jackson, Mississippi at the hour of the regularly scheduled City Council meeting on \_\_\_\_\_, 2016.

**SECTION 4.** The Clerk is hereby directed to publish the attached notice in Mississippi Link one (1) time not less than ten (10) days nor more than twenty (20) days prior to the date set forth in Section 3 hereof.

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

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

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**Council Member Stamps** moved, seconded by **Council Member Stokes** to re-consider Agenda Item No. 32. The motion prevailed by the following vote:

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

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**President Priester** recognized **Michael Davis**, Office of Economic Development, who stated that an amendment was made to Agenda Item No. 32.

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**Council Member Stamps** moved and **Council Member Stokes** seconded to amend to change paragraph 4 b and d from \$2,400,000 to \$2,100,000. The motion prevailed by the following vote:

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

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**Council Member Tillman** left the meeting.

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President Priester requested that the Clerk read the Order as amended:

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, DETERMINING THAT THE TIMBER FALLS DEVELOPMENT IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE, THAT THE TAX INCREMENT FINANCING PLAN PREVIOUSLY APPROVED SHOULD BE AMENDED AS DESCRIBED HEREIN, THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, AS AMENDED, AND FOR RELATED PURPOSES.**

WHEREAS, the City Council of the City of Jackson, Mississippi (the "Governing Body" of the "City"), acting for and on behalf of the City, hereby find, determine and adjudicate as follows:

1. The Mississippi "Tax Increment Financing Act", Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Act"), authorizes municipalities and counties in the State of Mississippi to undertake and carry out redevelopment projects as defined therein with the use of tax increment financing as set forth in detail in the Act.
2. The Governing Body of the City has heretofore approved a Tax Increment Financing Redevelopment Plan (the "Redevelopment Plan"), and has conducted a public hearing on such Redevelopment Plan as required by law, which plan constitutes a qualified plan under the Act.
3. The Governing Body of the City has previously approved a Tax Increment Financing Plan entitled Timber Falls, Tax Increment Financing Plan of 2009, Jackson, Mississippi (the "Original TIF Plan") on December 29, 2009, which constituted a qualified plan under the Act. (All capitalized terms used, but not defined herein shall have the meaning assigned to the in the Original TIF Plan. A copy of the 2009 TIF plan is included for your review.)
4. Following the approval of the plan, the Developer determined that certain amendments should be made to the Original TIF Plan, namely:
  - a. To amend the definition of the Improvements to be constructed under the Redevelopment Project.
  - b. To increase the estimated total cost of the Redevelopment Project from \$2,100,000.00 to \$3,000,000.00 in Section 4(b);
  - c. To adjust the projected tax increases in Section 4(b) and Section 7 to the actual tax increases realized between 2009 and 2015;
  - d. To increase the maximum amount of Bonds that may be issued from \$2,100,000 to \$3,000,000 in Section 7; and
  - e. To update the estimates of tax increment revenue resulting from the construction of the Redevelopment Project.
5. Accordingly, the Developer did not collect any money under the original TIF Plan.
6. The Developer will incur further expenditures for the public improvements to be made under the Redevelopment Plan. The City should declare its official intent to reimburse all or any portion of the aforesaid expenditures with the proceeds, of the Bonds upon the issuance thereof.
7. The City may exercise its authority as authorized by Section 21-45-3 of the Act.



**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the City, as follows:

**SECTION 1.** The Governing Body of the City does hereby declare its intention to amend the Original TIF Plan as follows:

- A. Items 1 and 2 of both the definition of "Improvements" and Section 2 in the Original TIF Plan are deleted in their entirety and replaced by the following:
  1. The extension of Timber Falls Parkway from the south of Cedar Grove Subdivision to the extension herein of Forest Hill Road.
  2. The straightening of Forest Hill Road from dead man's curve to connect with Raymond Road across from the intersection of Maddox Road.
- B. The second paragraph of "Section 1: Statement of Intent" is amended to authorize the issuance of tax increment limited obligation bonds in principal amount of up to \$3,000,000.
- C. Items (iii) and (iv) of the last paragraph of "Section 1: Statement of Intent" is amended to read, "(iii) creating estimated additional real property and personal property ad valorem tax revenues to the City of at least \$105,488.00 annually; and (iv) creating estimate additional County taxes of \$69,699.00 annually."
- D. "Section 4: Economic Development Impact Description" is amended as follows:
  1. Subparagraph (b) is amended to read, "Investment: Total cost of the Redevelopment Project is estimated to be \$3,000,000.
  2. Subparagraph (c) is amended to read, "Financial Benefits: It is conservatively estimated that the Redevelopment Project will create for the City over \$106,823.00 annually in real property and personal property ad valorem taxes and \$152,183.00 in ad valorem tax revenues for the County.
- E. Section 7 is amended as follows:
  1. The third sentence of Section 7 is amended to read, "The estimated cost of public improvements within the Redevelopment Project is projected to be approximately \$3,000,000 and the estimated annual ad valorem tax revenue resulting from the construction of the Redevelopment project is expected to be \$106,823.00 for the City upon full build out.
  2. A new fourth sentence is added to Section 7 and reads, "Although not available for the payment of Bonds, the estimated annual ad valorem tax revenue available for school purposes will be \$70,566.
- F. Section 9 is amended to state, "The duration of the Tax Increment Financing Plan of 2009 for the Redevelopment Project is for a period not to exceed twenty (20) years from the date of issuance of the Bonds."
- G. Section 10 is amended to reflect City and County mill rates of 5803 and 3733, respectively, resulting in incremental real and personal property ad valorem taxes of \$105,488.00 and \$69,699.00, respectively, and \$150,459.00 for City school district purposes.

**SECTION 2.** Pursuant to Section 1.150-2 of the Treasury Regulations (the "Reimbursement Regulations"), the Governing Body hereby declares its official intent to reimburse expenditures made for the public improvement project, prior to the issuance of the Bonds with proceeds of the Bonds to the extent permitted by the Reimbursement Regulations if the Bonds are issued as tax-exempt obligations.

**SECTION 3.** A public hearing shall be held with respect to the TIF Plan at the Jackson City Hall, \_\_\_\_\_, Jackson, Mississippi at the hour of the regularly scheduled City Council meeting on \_\_\_\_\_, 2016.

**SECTION 4.** The Clerk is hereby directed to publish the attached notice in Mississippi Link one (1) time not less than ten (10) days nor more than twenty (20) days prior to the date set forth in Section 3 hereof.

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

\* \* \* \* \*

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

\* \* \* \* \*

**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI APPROVING THE ADOPTION AND IMPLEMENTATION OF THE TAX INCREMENT FINANCING PLAN, FONDREN PLACE DEVELOPMENT PROJECT, CITY OF JACKSON, MISSISSIPPI, DECEMBER 2015; AND FOR RELATED PURPOSES.**

**WHEREAS,** the Mayor and City Council of the City of Jackson, Mississippi (the "Council" of the "City"), acting for and on behalf of the City, hereby finds, determines and adjudicates as follows:

**SECTION 1.** Under the power and authority granted by the laws of the State of Mississippi and particularly under Chapter 45 of Title 21 (the "TIF Act"), the Council on December 29, 2015, did adopt a certain resolution entitled:

**RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, TO ISSUE TAX INCREMENT FINANCING BONDS OF SAID MUNICIPALITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000) TO FINANCE THE COST OF INSTALLING AND CONSTRUCTING CERTAIN IMPROVMENTS FOR A PROPOSED DEVELOPMENT WITHIN SAID CITY IN ACCORDANCE WITH THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, AND DETERMINING THAT THE FONDREN PLACE DEVELOPMENT PROJECT IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING ACCORDING TO SAID ACT; AND THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, AND FOR RELATED PURPOSES.**

**SECTION 2.** As directed by the aforesaid resolution, and as required by law, a Notice of Public Hearing with respect to the Tax Increment Financing Plan, Fondren Place Development Project, City of Jackson, Mississippi, December 2015 (the "TIF Plan"), was published in the Mississippi Link, a newspaper having a general circulation within the City, on February 25, 2016, as evidenced by the publisher's proof of publication of the same heretofore presented to the Council and filed with the City Clerk.

**SECTION 3.** The Notice of Public Hearing generally described the TIF Plan and further called for a public hearing to be held at City Hall, Jackson, Mississippi, at 6:00 p.m., March 8, 2016, to enable the general public to state or present their views on the TIF Plan.

**SECTION 4.** At 6:00 p.m. on March 8, 2016, the public hearing was held, and all in attendance were given an opportunity to state or present their oral and/or written comments on the TIF Plan.

**SECTION 5.** The Council has received the Tax Increment Financing Plan, Fondren Place Development Project, City of Jackson, Mississippi, December 2015 (the "City TIF Plan") and the City and has conducted hearings on the same. The TIF Plan is a qualified plan under the TIF Act and should be approved and accepted by the City.

**SECTION 6.** Pursuant to the Act, the Council hereby declares its intent to enter into an alliance with Hinds County, Mississippi (the "County"), pursuant to the Mississippi Interlocal Cooperation Act of 1974, codified as Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Interlocal Act") to support the payment of the Tax Increment Financing Revenue Bonds, (Fondren Place Development Project) in the maximum principal amount of Three Million One Hundred Thousand Dollars (\$3,100,000) (the "TIF Bonds") to be issued for the Project (as hereinafter defined) and the Mayor and Council and the City Clerk should be authorized and directed to proceed with regard thereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Council as follows:

The Council is now fully authorized and empowered under the provisions of the TIF Act, to accept, approve and implement the City TIF Plan (a copy of which is attached hereto as Attachment "A"), and does hereby adopt and approve such TIF Plan, in order to support the payment of TIF Bonds, which funds will be used to pay for or reimburse The Fondren, LLC and Whitney Place, LLC (the "Developers") for the cost of acquiring and constructing improvements, which may include, but are not necessarily limited to, installation, rehabilitation and/or relocation of utilities such as water and sanitary sewer; construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks; site improvements; offsite improvements and infrastructure which may include roads, rights-of-way, utilities, and water and sewer lines; surface and structured parking; relocation of electrical lines; lighting; signalization; landscaping of rights-of way; related architectural/engineering fees, attorney's fees, TIF Plan preparation fees; issuance costs, capitalized interest, and other related soft costs (collectively, the "Infrastructure Improvements") all as set forth in the TIF Plan.

**SECTION 2.** In accordance with the Act, school taxes cannot be used to service tax increment financing debt obligations.

**SECTION 3.** The Council does hereby approve and adopt the TIF Plan, in accordance with Sections 21-45-3 and 21-45-11 of the TIF Act.

**SECTION 4.** Pursuant to the Act or the Interlocal Act, the City is authorized to enter into an alliance or an interlocal agreement with the County with respect to the Project, the payment of the TIF Bonds for the Project and for related purposes. Such alliance or interlocal agreement will be carried out pursuant to an agreement to be subsequently presented to and approved by the Council.

"Exhibit A"

Article 1

**A. PREAMBLE**

1. The administration and implementation of this Tax Increment Financing Plan, Fondren Place Development Project, City of Jackson, Mississippi, December 2015 (the "TIF Plan") will be an undertaking of the City of Jackson, Mississippi (the "City"), authorized pursuant to Sections 21-45-1 et seq., Mississippi Code of 1972, as amended (the "TIF Act"), and in accordance with the City of Jackson, Tax Increment Financing Redevelopment Plan (the "Redevelopment Plan"), and will be administered and implemented as a joint undertaking of the City and Hinds County, Mississippi (the "County").
2. The Fondren, LLC, a Mississippi limited liability company, its successor or assign, together with Whitney Place, LLC, A Mississippi limited liability company, its successor or assign, (collectively, the "Developers"), propose to construct a development to be located in the Fondren neighborhood in the city consisting of the following components:

- The Fondren: A high-quality mixed use development comprised of approximately 6,193 square feet retail space; a 103-room hotel; 7,214 square feet of restaurant space; and surface and structured parking. The Fondren represents a private investment in excess of \$22,495,741 upon completion. The Fondren is anticipated to be built out within 24 months of the approval of this TIF Plan. The Fondren will be located on approximately 1.36 acres located between Mitchell Avenue, State Street and Oxford Street.
  - Whitney Place: A high-quality mixed use development comprised of approximately 39,175 square feet of retail; 10,850 square feet of restaurants; 66,850 square feet of leasable office space; a 111-room hotel; 144 planned residential units (mix of 1 and 2 bedroom units); and surface and structured parking. Whitney Place represents a private investment in excess of \$38,690,000 upon completion. Whitney Place is anticipated to be built out within 24 months of the approval of this TIF Plan. Whitney Place will be located between Mitchell Avenue, State Street and Oxford Street. For purposes of clarity, the Fondren and Whitney Place will be referenced to collectively as the "Project." The Project will be located on real property more particularly described in article VII of this TIF Plan and the plat attached hereto as "Exhibit A" (the "Plat"). The land described in the Plat and Article VII of this Plan being collectively referred to as the "TIF District."
3. The City and County will enter into an interlocal cooperation agreement which will designate the City as the primary party in interest in carrying the Project forward. The issuance of bonds to provide funds to finance the costs of infrastructure improvements identified in the TIF Plan shall be a joint undertaking of the City and County whereby the City may issue Tax Increment Financing Bonds in one or more series as authorized herein to finance the Projects as more fully described herein (the "TIF Bonds"). The TIF bonds authorized by this TIF Plan shall not exceed \$3,100,000.
  4. The Mayor and City Council of the City (the "Governing Body") does hereby find and determine that the Project is in the best interest of the City and its future development and that it is in the best interest of the City and its citizens that the provision of Section 21-45-9 of the TIF Act requiring dedication of the "redevelopment project" to the City not apply to those improvements which are constructed on the privately owned portion of the Project.
  5. The tax increment financing funds as identified herein will be used to defray the cost of infrastructure improvements to serve the Project and the community as a whole.
  6. The Developers have provided information to the City regarding the proposed site plans, the amounts of the private investments, sales taxes, and job creation projections. Estimates of ad valorem taxes were made through consultation with the office of the Hinds County Tax Assessor and valuations of similar projects in the region.

**B. STATEMENT OF INTENT**

1. The City may issue TIF Bonds in one or more series, pursuant to the authority outlined hereinabove, in an amount not to exceed Three Million One Hundred Thousand Dollars (\$3,100,000), which will be secured solely by a pledge of the increased ad valorem taxes from real and personal property generated within the TIF District, which funds will be used to pay the cost of acquiring and constructing improvements, which may include, but are not necessarily limited to, installation, rehabilitation and/or relocation of utilities such as water and sanitary sewer; construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks; site improvements; offsite improvements and infrastructure which may include roads, rights-of-way, utilities, and water and sewer lines; surface and structured parking; relocation of electrical lines; lighting, signalization; landscaping of rights-of-way; related architectural/engineering fees, attorney's fees,

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TIF Plan preparation fees; issuance cost, capitalized interest, and other related soft cost (collectively, the "Infrastructure Improvements").

2. After sufficient development of the Project has been substantially completed, either in total or in phases, the City will issue the TIF Bonds in one or more series and reimburse the Developers in accordance with development agreements to be entered into between the City and each Developer as authorized by the TIF Act.
3. The construction of the Infrastructure Improvements will be undertaken to provide for the public convenience, health, and welfare.
4. The TIF Bonds will never be a general obligation of the City secured by the full faith, credit, and taxing power of the City, or create any other pecuniary liability on the part of the City other than the pledge of the incremental increase in the ad valorem taxes set forth in this TIF Plan.
5. The TIF Bonds will never be a general obligation of the County secured by the full faith, credit, and taxing power of the County, or create any other pecuniary liability on the part of the County other than the pledge of the incremental increase in the ad valorem taxes set forth in this TIF Plan.

**C. PUBLIC CONVENIENCE AND NECESSITY**

1. The public convenience and necessity requires participation by the City and County in the Project. The Project will accomplish the following, which will provide for the public convenience and necessity and serve the best interests of the citizens of the City and County:
  - a. Construction of the Project will represent a private investment of approximately \$61,185,741.
  - b. It is estimated the Project will create over 500 construction jobs over the life of the Project with an estimated payroll of approximately \$31,000,000.
  - c. It is estimated that the Project will create approximately 250 new permanent full-time and part-time jobs.
  - d. It is expected that The Fondren will result in an annual real and personal property tax increase of about \$84,258.81 for the City, and that Whitney Place will result in an annual real and personal property tax increase of about \$270,160 for the City.
  - e. It is expected that The Fondren will result in an annual real and personal property tax increase of about \$55,655.24 for the County, and that Whitney Place will result in an annual real and personal property tax increase of about \$178,445.75 for the County.
  - f. It is anticipated that The Fondren will yield an annual real and personal property tax increase of about \$119,703.04 for the School District, and it is anticipated that Whitney Place will yield an annual real and personal property tax increase of about \$383,800 for the School District.
  - g. The annual sales generated by The Fondren are expected to reach \$6,797,524, and the annual sales generated by Whitney Place are expected to reach \$10,237,666.
  - h. The Fondren is expected to result in annual sales tax rebates to the City of about \$88,028. Additionally, it is anticipated that the Special Infrastructure Tax of 1% will result in additional annual revenue to the City of \$15,000. Furthermore, it is anticipated that the Project will yield over \$208,650 in special taxes to the City pursuant to its 1% Convention and Visitors Bureau Tax (\$52,975), the Capital City Convention Center Taxes of 1% (\$11,975) and 3% (\$123,000), and the Jackson Occupancy Tax of \$0.75 (\$20,700) per day for each occupied hotel room.

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These special taxes are not eligible for TIF Financing, and the projections are provided for informational purposes only.

- i. Whitney Place is expected to result in annual sales tax rebates to the City of about \$132,867. Additionally, it is anticipated that the Special Infrastructure Tax of 1% will result in annual revenue to the City of \$65,292. Furthermore, it is anticipated that the Project will yield over \$132,867 in special taxes to the City pursuant to its 1% Convention and Visitors Bureau Tax (\$37,083), the Capital City Convention Center Taxes of 1% (\$18,083) and 3% (\$57,000), and the Jackson Occupancy Tax of \$0.75 per day for each occupied hotel room. These special taxes are not eligible for TIF Financing, and the projections are provided for informational purposes only.
- j. The development of the Project will include new businesses and will help diversify and expand the tax base of the City.

## ARTICLE II PROJECT INFORMATION

### A. REDEVELOPMENT PROJECT DESCRIPTION

1. The Project is expected to consist of the following:
  - o The Fondren: A high-quality mixed use development comprised of approximately 6,193 square feet of retail space; a 103-room hotel; 7,214 square feet of restaurant space; and surface and structured parking. The Fondren represents a private investment in excess of \$22,495,741 upon completion. The Fondren is anticipated to be built out within 24 months of the approval of this TIF Plan. The Fondren will be located on approximately 1.36 acres located between Mitchell Avenue, State Street and Oxford Street.
  - o Whitney Place: A high-quality mixed use development comprised of approximately 39,175 square feet of retail; 10,850 square feet of restaurants; 66,850 square feet of leasable office space; a 111-room hotel; 144 planned residential units (mix of 1 and 2 bedroom units); surface and structured parking. Whitney Place represents a private investment in excess of \$38,690,000. This phase is anticipated to be built out within 24 months of the approval of this TIF Plan.
2. Project Location
  - a. Property Description and Map: The Project is located in the Fondren neighborhood between North State Street (to the East) and Oxford Street (to the West), as more particularly described in Article VII and Exhibit A attached hereto.
  - b. Environmental Characteristics and Zoning: Development of the Project site will require improvements such as (but not limited to) installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks, site improvements, surface parking, relocation of electrical lines, lighting, signalization, landscaping of rights-of way, related architectural/engineering fees, attorney's fees, TIF Plan preparation fees, issuance costs, capitalized interest, and other related soft costs. All proposed uses shall comply with the applicable zoning ordinances of the City. The property is currently zoned as Urban Town Center.

**B. DEVELOPERS' INFORMATION**

1. The Fondren, LLC  
A Mississippi limited liability company  
Attn: Roy Decker  
2915 North State Street  
Jackson, MS 39216
  
2. Whitney Place, LLC  
A Mississippi limited liability company  
Attn: Jason Watkins  
920 Meadowbrook Rd.  
Jackson, MS 39206

**ARTICLE III**

**ECONOMIC DEVELOPMENT IMPACT DESCRIPTION**

**A. JOB CREATION**

1. Construction Jobs: The Project is expected to create in excess of 500 construction jobs. Construction payroll is estimated to be \$31,000,000.
  
2. Permanent Jobs: It is estimated that the Project will create 250 new permanent full-time and part-time jobs.

**B. FINANCIAL BENEFIT TO THE COMMUNITY**

1. Ad Valorem Tax Increases: The construction and development of the Project will generate significant ad valorem tax revenues for the City, the County, and the School District. The following are estimates of new ad valorem tax revenues expected to be generated per phase (i.e.: The Fondren and Whitney Place) when each has been completed.
  - (a) The estimates for real property taxes for The Fondren are based on an assumed new combined true value of \$10,133,026 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$1,519,954.

<b>Projections for The Fondren</b>				
<b>ENTITY</b>	<b>MILLAGE RATE</b>	<b>CURRENT TAXES</b>	<b>AFTER PROJECT<sup>1</sup></b>	<b>INCREMENT<sup>2</sup></b>
<b>City of Jackson Real Property &amp; Personal Property</b>	58.03	\$3,944.11	\$88,203	<b>\$84,258.81</b>
<b>Hinds County Real Property &amp; Personal Property</b>	38.33	\$2,604.59	\$58,260	<b>\$55,655.24</b>
<b>School District Real Property Taxes<sup>3</sup></b>	82.44	\$5,601.96	\$125,305	<b>\$119,703.04</b>
<b>TOTAL</b>	<b>179.15</b>	<b>\$12,150.66</b>	<b>\$271,768</b>	<b>\$259,617.10</b>

<sup>1</sup> These projections assume constant values and millage rates

<sup>2</sup> One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

<sup>3</sup> This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.

(b) The estimates for real property taxes for Whitney Place are based on an assumed new combined true value of \$33,350,230 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$5,002,534.

<b>Projections for Whitney Place</b>				
<b>ENTITY</b>	<b>MILLAGE RATE</b>	<b>CURRENT TAXES</b>	<b>AFTER PROJECT<sup>4</sup></b>	<b>INCREMENT<sup>5</sup></b>
<b>City of Jackson Real Property &amp; Personal Property</b>	<b>58.03</b>	<b>\$10,562.08</b>	<b>\$280,722.13</b>	<b>\$270,160.05</b>
<b>Hinds County Real Property &amp; Personal Property</b>	<b>38.33</b>	<b>\$6,976.95</b>	<b>\$185,422.70</b>	<b>\$178,445.75</b>
<b>School District Real Property Taxes</b>	<b>82.44</b>	<b>\$15,005.99</b>	<b>\$398,806.34</b>	<b>\$383,800.30</b>
<b>TOTAL</b>	<b>179.15</b>	<b>\$32,545.02</b>	<b>\$864,951.17</b>	<b>\$832,406.15</b>

2. Retail Sales: It is estimated that the Project will generate approximately \$17,048.326 in sales annually which will create annual sales tax rebates of \$220,775.

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<sup>5</sup> These projections assume constant values and millage rates

<sup>5</sup> One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

<sup>6</sup> This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.



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**ARTICLE IV**  
**THE OBJECTIVE OF THE TAX INCREMENT FINANCING PLAN**

**A. PUBLIC CONVENIENCE AND NECESSITY**

The primary objective of this TIF Plan is to serve the public convenience and necessity by participating in the Project. The TIF Plan will provide financing to construct the Infrastructure Improvements to serve the general public and Whitney Place and The Fondren.

**B. LOCAL CODES AND ORDINANCES**

The Project and the Infrastructure Improvements will be constructed in accordance with standards, codes, and ordinances of the City.

**C. HEALTH AND WELFARE OF THE PUBLIC PROVIDED FOR**

The Infrastructure Improvements will provide for the health and welfare of the public by providing for safe and adequate infrastructure improvements which may include, but are not necessarily limited to, installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks, site improvements, surface and structured parking, relocation of electrical lines, lighting, signalization, landscaping of rights-of way, related architectural/engineering fees, attorney's fees, TIF Plan preparation fees, issuance costs, capitalized interest, and other related soft costs.

**ARTICLE V**

**A STATEMENT INDICATING THE NEED AND PROPOSED USE OF THE TAX INCREMENT FINANCING PLAN IN RELATIONSHIP TO THE REDEVELOPMENT PLAN.**

The proposed use of the TIF Plan is to provide a financing mechanism for the construction of Infrastructure Improvements necessary to serve the public that will utilize the induced development within the redevelopment project area and will be a joint undertaking of the City and the County all as described in the Redevelopment Plan.

**ARTICLE VI**

**A STATEMENT CONTAINING THE COST ESTIMATE OF THE REDEVELOPMENT PROJECT, PROJECTED SOURCES OF REVENUE TO MEET THE COSTS, AND TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED.**

**A. COST ESTIMATE OF REDEVELOPMENT PROJECT**

1. The development of the TIF District will represent a private investment of approximately \$61,185,741. The proceeds of the TIF Bonds will be used to pay the cost of constructing various Infrastructure Improvements, more particularly described in Article I, Section B.
2. The Governing Body does hereby find and determine that the Project is in the best interest of the City and its future development and that it is in the best interest of the City and its citizens that the provision of Section 21-45-9 of the TIF Act requiring dedication of the "redevelopment project" to the City not apply to those improvements which are constructed on the privately owned portion of the Project.
3. The construction of the Infrastructure Improvements will be undertaken to provide for the public convenience, health, and welfare.
4. Proceeds of the TIF Bonds may also be used to fund capitalized interest and/or a debt service reserve fund as may be permitted under the TIF Act.

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**B. PROJECTED SOURCES OF REVENUE TO MEET COSTS**

1. The Developers will secure financing to construct the Project including the work to be funded with TIF Bonds.
2. To secure the TIF Bonds the City shall pledge one hundred percent (100%) of ad valorem tax revenue increases generated from real and personal property in the TIF District.
3. To secure the TIF bonds, the County will pledge fifty percent (50%) of the increased ad valorem taxes generated by the County's general fund millage applied to the real and personal property within the TIF District.

**C. TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED**

1. The City will issue up to Three Million One Hundred Thousand Dollars (\$3,100,000) in TIF Bonds, in one or more series, which shall be secured as follows:
  - (a) The City shall pledge one hundred percent (100%) of ad valorem tax revenue increases generated from real and personal property in the TIF District; PLUS
  - (b) The County shall pledge fifty percent (50%) of the incremental increase in ad valorem tax revenues generated from the County's general fund millage applied to the real and personal property within the TIF District.
2. The TIF Bonds will be issued in one or more series, and shall be sized as follows:
  - (a) One hundred percent (100%) of the incremental increases in ad valorem tax revenues generated from real and personal property in the TIF District based on the City's general fund millage (which is currently 45 mills); PLUS
  - (b) Fifty percent (50%) of the incremental increase in ad valorem tax revenues generated from the County's general fund millage applied to the real and personal property within the TIF District.
3. The Redevelopment Plan and this Tax Increment Financing Plan, Fondren Place Development, City of Jackson, Mississippi, December 2015 shall be a joint undertaking by the City and the County including, but not necessarily limited to, the issuance of the TIF Bonds, which may include bonds, notes, or other debt obligations, in one or more series, to provide funds to defray the cost of the Infrastructure Improvements.
4. It is expected that \$3,100,000 in TIF Bonds or notes can be obtained at an annual interest rate of 4.5% for up to fifteen (15) years. Annual principal and interest payments are estimated to be up to approximately \$288,652 assuming the 4.5% rate and tax increment obligations over a period of up to fifteen (15) years.
5. The increase in ad valorem real and personal property revenues generated for the City is estimated to be \$354,480. The increase in sales tax revenues to be generated for the City is estimated to be \$216,775. The increase in ad valorem real and personal property revenues to be generated for the County are \$234,144.
6. The surplus for the City is estimated to be \$365,380 annually. After the annual debt service on the TIF Bonds has been paid, fifty percent (50%) of the remaining surplus is to be deposited into the general fund of the City to be used for any lawful purpose and fifty percent (50%) is to be deposited into the City's economic development fund to be used for any lawful purpose. The surplus for the County is estimated to be \$151,356 annually and is to be deposited into the general fund of the County to be used for any lawful purpose.
7. The amount and timing of the issuance of the TIF Bonds shall be determined pursuant to further proceedings of the City.

**ARTICLE VII**

**REAL PROPERTY TO BE INCLUDED IN TAX INCREMENT FINANCING DISTRICT**

**A. PARCEL NUMBERS FOR THE TIF DISTRICT**

The real property to be included in the TIF District from which the ad valorem real and personal property tax revenues will be generated to finance the TIF Bonds are described below and in the Plat.

<b>The Fondren True and Assessed Values</b>					
<b>PARCEL</b>	<b>TRUE</b>	<b>ASSESSED</b>	<b>COUNTY</b>	<b>CITY</b>	<b>SCHOOL</b>
51-130	\$ 261,250	\$ 39,188	\$ 1,502.07	\$ 2,274.93	\$ 3,230.66
51-132	\$ 25,200	\$ 3,780	\$ 144.89	\$ 219.35	\$ 311.62
51-133	\$ 38,410	\$ 5,762	\$ 220.85	\$ 334.37	\$ 475.02
51-134	\$ 55,000	\$ 8,250	\$ 316.23	\$ 478.75	\$ 680.13
51-135	\$ 42,540	\$ 6,381	\$ 244.58	\$ 370.29	\$ 526.05
51-136	\$ 45,910	\$ 4,591	\$ 175.97	\$ 266.42	\$ 378.48
<b>TOTALS</b>	<b>\$ 468,310</b>	<b>\$ 67,951</b>	<b>\$ 2,604.59</b>	<b>\$ 3,944.11</b>	<b>\$ 5,601.96</b>

<b>Whitney Place 2014 Values</b>					
<b>PARCEL</b>	<b>TRUE</b>	<b>ASSESSED</b>	<b>City</b>	<b>County</b>	<b>School</b>
51-138	\$ 187,780	\$ 28,167	\$ 1,634.53	\$ 1,079.64	\$ 2,322.09
51-139	\$ 149,530	\$ 22,430	\$ 1,301.61	\$ 859.74	\$ 1,849.13
51-145	\$ 50,260	\$ 7,539	\$ 437.49	\$ 288.97	\$ 621.52
51-151	\$ 448,240	\$ 67,237	\$ 3,901.76	\$ 2,577.19	\$ 5,543.02
51-152	\$ 207,010	\$ 31,052	\$ 1,801.95	\$ 1,190.23	\$ 2,559.93
51-153	\$ 135,550	\$ 20,333	\$ 1,179.21	\$ 779.37	\$ 1,676.25
51-154	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
51-157	\$ 35,100	\$ 5,265	\$ 305.53	\$ 201.81	\$ 434.05
<b>TOTAL:</b>	<b>\$ 1,213,470</b>	<b>\$ 182,023</b>	<b>\$ 10,562.08</b>	<b>\$ 6,976.95</b>	<b>\$ 15,005.99</b>

**ARTICLE VIII**

**DURATION OF THE TAX INCREMENT FINANCING PLAN'S EXISTENCE**

The duration of this TIF Plan shall be thirty (30) years from the date of approval thereof.

**ARTICLE IX**

**ESTIMATED IMPACT OF TAX INCREMENT FINANCING PLAN UPON THE REVENUES OF ALL TAXING JURISDICTIONS IN WHICH A REDEVELOPMENT PROJECT IS LOCATED**

**A. AD VALOREM TAX INCREASES**

The construction and development of the Project will generate significant ad valorem tax revenues for the City, the County, and the School District. The following are estimates of new ad valorem tax revenues expected to be generated per phase (ie: The Fondren and Whitney Place) when each has been completed.

1. The estimates for real property taxes for The Fondren are based on an assumed new combined true value of \$10,133,026 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$1,519,954.

<b>Projections for The Fondren</b>				
<b>ENTITY</b>	<b>MILLAGE RATE</b>	<b>CURRENT TAXES</b>	<b>AFTER PROJECT<sup>7</sup></b>	<b>INCREMENT<sup>8</sup></b>
<b>City of Jackson Real Property &amp; Personal Property</b>	<b>58.03</b>	<b>\$3,944.11</b>	<b>\$88,203</b>	<b>\$84,258.81</b>
<b>Hinds County Real Property &amp; Personal Property</b>	<b>38.33</b>	<b>\$2,604.59</b>	<b>\$58,260</b>	<b>\$55,655.24</b>
<b>School District Real Property Taxes<sup>9</sup></b>	<b>82.44</b>	<b>\$5,601.96</b>	<b>\$125,305</b>	<b>\$119,703.04</b>
<b>TOTAL</b>	<b>179.15</b>	<b>\$12,150.66</b>	<b>\$271,768</b>	<b>\$259,617.10</b>

2. The estimates for real property taxes for Whitney Place are based on an assumed new combined true value of \$33,350,230 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$5,002,534.

<sup>7</sup>These projections assume constant values and millage rates

<sup>8</sup>One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

<sup>9</sup> This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.

<b>Projections for Whitney Place</b>				
ENTITY	MILLAGE RATE	CURRENT TAXES	AFTER PROJECT	INCREMENT
City of Jackson Real Property & Personal Property	58.03	\$10,562.08	\$280,722.13	\$270,160.05
Hinds County Real Property & Personal Property	38.33	\$6,976.95	\$185,422.70	\$178,445.75
School District Real Property Taxes	82.44	\$15,005.99	\$398,806.34	\$383,800.30
<b>TOTAL</b>	<b>179.15</b>	<b>\$32,545.02</b>	<b>\$864,951.17</b>	<b>\$832,406.15</b>

**3. RETAIL SALES**

- a. The Fondren is expected to result in annual sales tax rebates to the City of about \$88,028. Additionally, it is anticipated that the Special Infrastructure Tax of 1% will result in additional annual revenue to the City of \$15,000. Furthermore, it is anticipated that the Project will yield over \$208,650 in special taxes to the City pursuant to its 1% Convention and Visitors Bureau Tax (\$52,975), the Capital City Convention Center Taxes of 1% (\$11,975) and 3% (\$123,000), and the Jackson Occupancy Tax of \$0.75 (\$20,700) per day for each occupied hotel room. These special taxes are not eligible for TIF Financing, and the projections are provided for informational purposes only.
  
- b. Whitney Place is expected to result in annual sales tax rebates to the City of about \$132,867. Additionally, it is anticipated that the Special Infrastructure Tax of 1% will result in annual revenue to the City of \$65,292. Furthermore, it is anticipated that the Project will yield over \$132,867 in special taxes to the City pursuant to its 1% Convention and Visitors Bureau Tax (\$37,083), the Capital City Convention Center Taxes of 1% (\$18,083) and 3% (\$57,000), and the Jackson Occupancy Tax of \$0.75 per day for each occupied hotel room. These special taxes are not eligible for TIF Financing, and the projections are provided for informational purposes only.

<sup>1</sup>These projections assume constant values and millage rates.

<sup>11</sup> One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

<sup>12</sup>This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.

**ARTICLE X**

**A STATEMENT REQUIRING THAT A SEPARATE FUND BE ESTABLISHED TO RECEIVE AD VALOREM TAXES AND THE PROCEEDS OF ANY OTHER FINANCIAL ASSISTANCE**

A separate fund entitled the "Tax Increment Fund: Fondren Place Development Project" shall be established by the City to receive ad valorem taxes in connection with this TIF Plan.

**ARTICLE XI**

**THE GOVERNING BODY OF THE CITY SHALL BY RESOLUTION FROM TIME TO TIME, DETERMINE (i) THE DIVISION OF AD VALOREM TAX RECEIPTS, IF ANY, THAT MAY BE USED TO PAY FOR THE COST OF ALL OR ANY PART OF A REDEVELOPMENT PROJECT; (ii) THE DURATION OF TIME IN WHICH SUCH TAXES MAY BE USED FOR SUCH PURPOSES; (iii) IF THE GOVERNING BODY SHALL ISSUE BONDS FOR SUCH REDEVELOPMENT PROJECT; AND (iv) SUCH OTHER RESTRICTIONS, RULES AND REGULATIONS AS IN THE SOLE DISCRETION OF THE GOVERNING BODY OF THE CITY SHALL BE NECESSARY IN ORDER TO PROMOTE AND PROTECT THE PUBLIC INTEREST.**

Through the adoption of the TIF Plan, the Governing Body of the City acknowledges the above and shall adopt the necessary resolutions when deemed necessary and appropriate.

**ARTICLE XII  
PLAN OF FINANCING**

**A. SECURITY FOR THE TIF BONDS**

The TIF Plan provides for the City to issue the TIF Bonds which will be secured by the pledge of incremental increases in ad valorem real and personal property taxes generated by the Project. To secure the TIF Bonds the City will pledge one hundred percent (100%) of the incremental increase in ad valorem tax revenues on real and personal property. To secure the TIF Bonds the County will pledge fifty percent (50%) of the incremental increase in ad valorem tax revenues generated by the County's general fund millage applied to the real and personal property within the TIF District. The TIF Bonds will be sized as set forth in Article VI(C)(2).

**B. FURTHER PROCEEDINGS OF THE CITY**

Such decision on the most advantageous method for the City to incur the debt will be made pursuant to further proceedings of the City.

**C. AMOUNT AND TIMING OF ISSUANCE**

The amount and timing of the issuance of the TIF Bonds shall be determined pursuant to further proceedings of the City.

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

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

Nays- None.

Absent- None.

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**ORDER ACCEPTING PAYMENT OF \$795.00 FROM SAFEWAY INSURANCE COMPANY ON BEHALF OF ITS INSURED (BRANDI JACKSON) 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 \$795.00 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1570) on October 25, 2015.

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

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

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**ORDER AUTHORIZING FULL AND FINAL SETTLEMENT OF ALL CLAIMS IN THE MATTER OF "JOYCE BANKS VS. CITY OF JACKSON, AND JOHN DOES 1-10, JOINTLY, SEVERALLY AND INDIVIDUALLY", HINDS COUNTY COURT; CAUSE NO. 2015-700.**

**WHEREAS**, on March 6, 2015, the Plaintiffs filed a Complaint in the matter styled "**JOYCE BANKS VS. CITY OF JACKSON, AND JOHN DOES 1-10 JOINTLY, SEVERALLY AND INDIVIDUALLY**", Hinds County Court Cause No. 2015-700; and

**WHEREAS**, the Plaintiff and the City having reached a proposed settlement; and

**WHEREAS**, the Office of the City Attorney is recommending that the City fully and finally resolve this matter with the Plaintiff and her attorney Willie T. Abston in return for a complete release of the City and Entry of an Agreed Order of Dismissal; and

**WHEREAS**, such Settlement Agreement shall not constitute an admission of liability on the part of the City of Jackson, Mississippi; and

**WHEREAS**, based on the economic value to the City and without admitting any liability, it is in the best interest of the City of Jackson, Mississippi that the City of Jackson resolve this matter in an amount not to exceed \$4,500.00.

**NOW, THEREFORE, IT IS HEREBY ORDERED** by the City Council of the City of Jackson, Mississippi, that the City of Jackson, Mississippi pay a total sum not to exceed \$4,500.00 to **JOYCE BANKS** and her attorney Willie T. Abston in return for a complete release of the City from any and all liability.

**Council Member Stokes** moved adoption; **Council Member Barrett-Simon** seconded.

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS WITH HATHORN'S PEST CONTROL, INC. AND VECTOR DISEASE CONTROL INTERNATIONAL FOR MOSQUITO ABATEMENT SERVICES.**

**WHEREAS**, sealed proposals for mosquito abatement services were opened March 1, 2016, and four (4) proposals were received; and

**WHEREAS**, The City of Jackson provides mosquito abatement services for the health, safety, and welfare for the citizens of Jackson and visitors; and

**WHEREAS**, the Public Works Department received proposals from Gregory Pest Solutions, Hathorn's Pest Control, Inc., Reed Exterminating Company, Inc., and Vector Disease Control International to provide mosquito abatement services to the City of Jackson beginning April 1, 2016 through October 31, 2016; and

**WHEREAS**, the Public Works Department recommends accepting the proposal of Hathorn's Pest Control, Inc. to conduct mosquito abatement services for the southern half (500 miles) of the City at a total cost of \$120,900.01; and

**WHEREAS**, the Public Works Department recommends accepting the proposal of Vector Disease Control International to conduct mosquito abatement services for the northern half (600 miles) of the City at a total cost of \$142,049.95.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute any other necessary documents with Hathorn's Pest Control, Inc., 2115 Bailey Avenue, Jackson, MS 39213 for mosquito abatement services beginning April 1, 2016 through October 31, 2016 for the southern half of the City at a total cost of \$120,900.01.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute any other necessary documents with Vector Disease Control International, 842 Foley Street, Jackson, MS 39201 for mosquito abatement services beginning April 1, 2016 through October 31, 2016 for the northern half of the City at a total cost of \$142,049.95.

**Council Member Barrett-Simon** moved adoption; **Council Member Stokes** seconded.

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**President Priester** requested that Council members withdrew their motion and second in order to move up Agenda Items No. 49, 50, 51 and 52. **Council Members Barrett-Simon** and **Stokes** withdrew their motion and second. Thereafter, **President Priester** requested that Agenda Items No. 49, 50, 51 and 52 be moved forward on the Agenda. Hearing no objections, the following were presented:

**President Priester** recognized **Council Member Stokes** who **PRESENTED THE CHARLES TISDALE AWARD TO DR. IVORY PHILLIPS**. Accepting the Award with appropriate remarks was **Dr. Ivory Phillips**.

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**President Priester** recognized **Mayor Yarber** who presented a **PROCLAMATION PROCLAIMING APRIL 9, 2016 AS AKA/NAMI MENTAL HEALTH AWARENESS DAY**. Accepting the Proclamation with appropriate remarks was **Sharon Bridges**.

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**President Priester** recognized **Mayor Yarber** who presented a **PROCLAMATION PRINCIPAL DIONE WOODY, PRINCIPAL OF KEY ELEMENTARY AND ADMINISTRATOR OF THE YEAR**. Accepting the Proclamation with appropriate remarks was **Dione Woody**.

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**President Priester** recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. LONDON JOHNSON THOMPSON AS AN EXEMPLARY CITIZEN AND MENTOR WITHIN THE CITY OF JACKSON, MISSISSIPPI**.

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Council Members Barrett-Simon and Tillman left the meeting.

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President Priester returned to Agenda Item No. 36 and requested that the Clerk read the Order:

**ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACTS WITH HATHORN'S PEST CONTROL, INC. AND VECTOR DISEASE CONTROL INTERNATIONAL FOR MOSQUITO ABATEMENT SERVICES.**

WHEREAS, sealed proposals for mosquito abatement services were opened March 1, 2016, and four (4) proposals were received; and

WHEREAS, The City of Jackson provides mosquito abatement services for the health, safety, and welfare for the citizens of Jackson and visitors; and

WHEREAS, the Public Works Department received proposals from Gregory Pest Solutions, Hathorn's Pest Control, Inc., Reed Exterminating Company, Inc., and Vector Disease Control International to provide mosquito abatement services to the City of Jackson beginning April 1, 2016 through October 31, 2016; and

WHEREAS, the Public Works Department recommends accepting the proposal of Hathorn's Pest Control, Inc. to conduct mosquito abatement services for the southern half (500 miles) of the City at a total cost of \$120,900.01; and

WHEREAS, the Public Works Department recommends accepting the proposal of Vector Disease Control International to conduct mosquito abatement services for the northern half (600 miles) of the City at a total cost of \$142,049.95.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute any other necessary documents with Hathorn's Pest Control, Inc., 2115 Bailey Avenue, Jackson, MS 39213 for mosquito abatement services beginning April 1, 2016 through October 31, 2016 for the southern half of the City at a total cost of \$120,900.01.

IT IS FURTHER ORDERED that the Mayor is authorized to execute any other necessary documents with Vector Disease Control International, 842 Foley Street, Jackson, MS 39201 for mosquito abatement services beginning April 1, 2016 through October 31, 2016 for the northern half of the City at a total cost of \$142,049.95.

Council Member Stamps moved adoption; Council Member Stokes seconded.

Yeas- Hendrix, Priester, Stamps and Stokes.

Nays- Foote.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING A 36-MONTH RENTAL AGREEMENT WITH DIGITEC FOR A CANON IR ADVANCE 400IF DIGITAL COPIER/PRINTER TO BE USED BY THE DEPARTMENT OF PUBLIC WORKS ADMINISTRATION OFFICE, A DIVISION OF PUBLIC WORKS.**

WHEREAS, the Department of Public Works, Administration desires to enter into a 36-month rental agreement for digital copier/printer; and

WHEREAS, Digitec, 811 Foley Street, Suite H, Jackson, MS 39202, provides through state contract 8200017716 the following:

CANON IR ADVANCE 400if to replace Canon Image Runner 173if-At a monthly rental of \$89.00, includes maintenance and all supplies except paper and staples, includes 1,500 b/w copies and overages to be billed monthly at .0136 per page all over 1,500.

**WHEREAS**, the digital copier/printer offered by Digitec is capable of processing PER3's, request for payments, and vendor invoices accurately and efficiently.

**IT IS, THEREFORE, ORDERED** that an agreement is authorized with Digitec providing for the 36-month rental of said equipment for a monthly cost of \$89.00, which includes 1,500 b/w copies, overages to be billed monthly at .0136 cents per copy, maintenance and all supplies, except staples and paper.

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A 48-MONTH RENTAL AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR A DIGITAL IMAGING SYSTEM AND MAINTENANCE TO BE USED IN THE INFRASTRUCTURE MANAGEMENT DIVISION OF THE DEPARTMENT OF PUBLIC WORKS.**

**WHEREAS**, the Traffic Section in the Infrastructure Management Division of the Department of Public Works desires to enter a 48-month rental agreement of a copier machine; and

**WHEREAS**, Advantage Business Systems - 5442 Executive Place, Jackson, MS 39206, provides through state contract 5-600-13963 the following; and

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

**WHEREAS**, it is the recommendation of the Department of Public Works that this contract be approved.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute the necessary documents with the Advantage Business Systems providing for the 48-month rental of a Konica Minolta Bizhub 364e copier at a cost of \$145.00 a month to include labor, parts, toner and drum, except paper or staples, plus a copy charge of \$0.0079 (black and white).

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING FINAL PAYMENT TO JEFCOAT RECREATION, LLC, FOR THE JAYNE AVENUE PARK PLAYGROUND RESURFACING PROJECT, PROJECT NUMBER 5B8002, AND AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION.**

**WHEREAS**, on December 29, 2015, the City Council authorized the Mayor to execute a contract of \$12,252.39 with Jefcoat Recreation, LLC, for the Jayne Avenue Park Playground Resurfacing Project, Project Number 5B8002; and

**WHEREAS**, the City of Jackson Engineering Division conducted a Final Inspection of the project on March 23, 2016; and

**WHEREAS**, the surety, Traveler's Casualty and Surety Company of America, G. Ford Mosby, Attorney-in-Fact, has authorized release and payment of all money due under this contract; and

**WHEREAS**, the Director of the Department of Public Works recommends that the City accept this project and make Final Payment to Jefcoat Recreation, LLC.

**IT IS, THEREFORE, ORDERED** that the City is authorized to make Final Payment of \$12,252.39 to Jefcoat Recreation, LLC, and that the City Clerk publish Notice of Completion of the Jayne Avenue Park Playground Resurfacing Project, Project Number 5B8002.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING AND OTHER DOCUMENTS NECESSARY TO ACTIVATE THE MILL STREET (CAPITOL STREET TO FORTIFICATION STREET) PROJECT FROM THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION.**

**WHEREAS**, the Mississippi Transportation Commission awarded the City of Jackson \$3 million for improvements to Mill Street, a designated Intermodal Connector Route; and

**WHEREAS**, the proposed project includes pavement reconstruction, bridge replacement, ADA improvements, signal replacements, and other work necessary; and

**WHEREAS**, during the life of this project it will be necessary for the Mayor to execute a Memorandum of Understanding and other documents related to the administration and construction of the project and to submit those documents to MDOT, which administers projects that utilize federal transportation funds.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a Memorandum of Understanding and other documents necessary for the administration of Mill Street (Capitol Street to Fortification Street) Project.

**IT IS FURTHER ORDERED** that the documents executed by the Mayor may not include the appropriation of funds not previously authorized.

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

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

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**ORDER AUTHORIZING A SOLE SOURCE AGREEMENT WITH GE INTELLIGENT PLATFORMS, INC. FOR THE ANNUAL GLOBALCARE SUPPORT SOFTWARE MAINTENANCE TO THE PROFICY HMI/SCADA IFIX SOFTWARE SUITE FOR THE OPERATION OF THE CITY OF JACKSON'S POTABLE WATER WORKS.**

**WHEREAS**, the water treatment SCADA (supervisory control and data acquisition) system for the City of Jackson is essential for treating water at the O.B. Curtis (conventional process) and J.H. Fewell Water Treatment Plants; and

**WHEREAS**, GlobalCare Support provides necessary updates and support to ensure the stable and secure operation of the SCADA system's software, Proficy HMI/SCADA iFIX; and

**WHEREAS**, GE Intelligent Platforms, Inc. is the sole support service provider in the United States for Proficy software products, and Gray Matter Systems is the sole authorized representative in the state of Mississippi; and

**WHEREAS**, the cost of the annual GlobalCare Support agreement totals \$30,103.55.

**IT IS, THEREFORE, ORDERED** that a sole source agreement is authorized with GE Intelligent Platforms, Inc., in the amount of \$30,103.55, for GlobalCare Support for the Proficy HMI/SCADA iFix software used at the water treatment plants.

**IT IS FURTHER ORDERED** that payment is made from the City of Jackson Enterprise Fund.

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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**President Priester** requested that Agenda Item No. 43 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**ORDER AUTHORIZING AN APPLICATION FOR AN EMERGENCY LOAN THROUGH THE DRINKING WATER SYSTEM EMERGENCY LOAN FUND ADMINISTERED BY THE MISSISSIPPI STATE DEPARTMENT OF HEALTH AND DESIGNATING THE MAYOR AS THE AUTHORIZED REPRESENTATIVE FOR SUCH LOAN.**

**WHEREAS**, the Mississippi State Department of Health operates the Drinking Water Systems Emergency Loan Fund (DWSELF) to provide low interest rate loans to address emergencies in drinking water systems; and

**WHEREAS**, the City of Jackson was advised by the MSDH in late January 2016 that its sampling under the Lead and Copper Rule resulted in over ten percent of its samples exceeding the lead action level of 15 parts per billion; and

**WHEREAS**, as a result of the sample results received in late January 2016 and subsequent re-sampling and new sampling in February 2016, the MSDH issued a Compliance Plan to the City of Jackson for its drinking water system; and

**WHEREAS**, the Compliance Plan requires the City to designate an engineer for the drinking water system whose responsibilities will include the creation and conducting of a corrosion control study; and

**WHEREAS**, the Compliance Plan also requires the City to optimize its corrosion control program based on the results of the corrosion control study; and

**WHEREAS**, the City has not budgeted this fiscal year for a drinking water system engineer or improvements to the water treatment plant corrosion control processes; and

**WHEREAS**, the Department of Public Works recommends applying for the maximum loan amount available under the DWSELF, \$500,000.00, for the immediate funding needed to meet the deadlines in the Compliance Plan.

**IT IS, THEREFORE, ORDERED** that an application for a loan in the amount of \$500,000.00 through the Drinking Water System Emergency Loan Fund administered through the Mississippi State Department of Health is authorized.

**IT IS FURTHER ORDERED** that the Mayor is designated as the representative of the City of Jackson for this loan and any associated projects with the authority to execute the loan agreement and any amendments, and to sign documents on behalf of the City of Jackson, required to undertake and complete the associated projects.

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING AN AGREEMENT WITH TRILOGY ENGINEERING SERVICES LLC FOR PROFESSIONAL ENGINEERING SERVICES RELATING TO THE MISSISSIPPI STATE DEPARTMENT OF HEALTH COMPLIANCE PLAN.**

**WHEREAS**, at the conclusion of the last compliance period for the Lead and Copper Rule of the Safe Drinking Water Act, the Mississippi State Department of Health informed the City of Jackson that the 90<sup>th</sup> percentile of its samples exceeded the action level for lead; and

**WHEREAS**, resampling of the 58 original sample sites and an additional 47 samples resulted in the 90<sup>th</sup> percentile of samples still exceeding the action level for lead; and

**WHEREAS**, the Lead and Copper Rule requires the City to take certain actions, including optimization of its corrosion control program; and

**WHEREAS**, the Mississippi State Department of Health, as the primacy regulator of the Safe Drinking Water Act, issued a Compliance Plan to the City requiring that it take certain actions with respect to testing of the City's water system for levels of lead, if any, preparing a new site plan for testing, designation of an engineer responsible for conducting studies necessary for determining the best method for optimizing the City's corrosion control program, and the implementation of interim, additional corrosion control measures and permanent corrosion control measures; and

**WHEREAS**, the Department of Public Works designated Trilogy Engineering Services LLC as its engineer for the Compliance Plan because of its existing knowledge of the O.B. Curtis Wastewater Plant, which will allow Trilogy to begin work immediately; and

**WHEREAS**, Trilogy will provide the following engineering services, along with any addition services need at the City's O.B. Curtis and J.H. Fewell Water Treatment Plants:

- Corrosion Control Study for O.B. Curtis and J.H. Fewell Water Treatment Plants;
- Short Term Water Treatment Plant Operation Evaluation;
- Assistance with Analysis of Water Quality Parameters from Existing Sample Sites;
- Assistance in Updating the City's Lead and Copper Site Plan;
- Assistance in Developing and Implementing a Special Water Quality Parameter Sampling Plan;
- Preparing Monthly Written Progress Report of Activities Related to Compliance Plan;
- and
- Providing Technical Information to City to assist with Public Information Requests; and

**WHEREAS**, the Department of Public Works recommends retaining Trilogy Engineering Services LLC to provide the City with professional engineering services relating to the water system Compliance Plan of the Mississippi State Department of Health and for other related matters.

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

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

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**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING AUTHORIZING THE MAYOR TO DESIGNATE STREETS AND HIGHWAYS IN THE CITY OF JACKSON TO SERVE AS TOLL ROADS FOR THE COLLECTION OF FUNDS TO BENEFIT CITY STREETS.**

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

**WHEREAS**, it is in the best interest of the citizens of the City of Jackson that the Mayor of the City of Jackson be granted the authority to designate streets and highways in the City of Jackson to serve as toll roads to collect funds to benefit the City streets in repair and maintenance projects; and

**WHEREAS**, the designation of toll roads in the City of Jackson has the potential to positively impact the collection of funds to provide much needed revenue for the City services regarding streets.

**THEREFORE, BE IT HEREBY RESOLVED** that the City Council of Jackson, Mississippi hereby supports authorizing the Mayor to designate streets and highways in the City of Jackson to serve as toll roads for the collection of funds to benefit the City streets.

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

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

\*\*\*\*\*

There came on for consideration Agenda Item No. 45:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING THE PARTNERSHIP BETWEEN JACKSON MISSISSIPPI AND THE IMBUMBA FOUNDATION.** Said item would be held until the next Regular Council meeting to be held on April 19, 2016 at 10:00 a.m.

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**DISCUSSION: MOSUITOES:** **President Priester** recognized **Council Member Stokes** who expressed concerns the spread of mosquitoes and what could be done to stop the spread of mosquitoes.

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**DISCUSSION: YOUTH CURFEW:** **President Priester** recognized **Council Member Stokes** who expressed concerns for the need to establish a curfew to help deter crime and possibly save lives.

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**DISCUSSION: UPDATE ON WATER/SEWER REVENUE AND EXPENSES:**  
**President Priester** stated that a thorough discussion of matter was discussed during the April 4, 2016 Budget Committee meeting.

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**President Priester** recognized **Council Member Hendrix** who requested that the Council consider an Agenda Item that had not been submitted to the City Clerk by the agenda deadline of 3:00 P.M., Wednesday, March 30, 2016 as mandated by Sec. 2-63 of the Jackson Code of Ordinances.

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**Council Member Stokes** moved and **Council Member Stamps** seconded to consider adding said item to the Agenda. The motion prevailed by the following vote:

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

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**President Priester** requested that the Clerk read the Resolution:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI'S  
COMMITMENT TO DIVERSITY AND HOSPITALITY.**

**WHEREAS**, the State of Mississippi recently adopted a bill, H.B. 1523, referred to as the Religious Liberty Accommodations Act, that purports to provide State legal protection for certain discriminatory acts of religious or moral conviction that otherwise could be construed as anti-gay and lesbian and transgender; and

**WHEREAS**, H.B. 1523 in effect broadly allows for State-sanctioned discrimination against certain sexual orientations or transgender individuals or groups as long as the discriminatory acts are grounded in sincerely held religious beliefs or moral conviction; and

**WHEREAS**, the Religious Liberty Accommodations Act could potentially sanction overt acts of discrimination against Mississippi citizens and visitors of certain sexual or gender preference based on undefined - and therefore any and all - claims of religious or moral conviction; and

**WHEREAS**, the City of Jackson understands, appreciates and celebrates that the Constitution of the United States of America prohibits governments from making laws "respecting an establishment of religion, or prohibiting the free exercise thereof," guarantees to all persons "the equal protection of the laws" and does not allow discrimination in any form against any person; and

**WHEREAS**, the City of Jackson believes in the essential worth and dignity of every human being, promotes fair and impartial treatment of all citizens, and encourages kindness, compassion, understanding and cooperation among all people; and

**WHEREAS**, the City of Jackson is widely known for its cultural diversity and hospitality to all people and welcomes all citizens and visitors; and

**WHEREAS**, the City of Jackson does not sanction or tolerate discrimination against its citizens or visitors and seeks to preserve and protect the rights of all individuals regardless of religion or identity; and

**WHEREAS**, the City of Jackson is open for business and tourism and residential development to all law-abiding individuals and groups regardless of religion or identity.

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**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI, AS FOLLOWS:**

**Section 1:** The findings, conclusions and statements of fact contained in the preamble are hereby adopted, ratified and incorporated herein.

**Section 2:** Mayor Tony T. Yarber and the Jackson City Council do hereby pledge to continue providing, under law, a municipal government and hospitable community that appreciates, celebrates and protects diversity and the individual rights of all its citizens, visitors and businesses.

**Section 3:** This resolution shall take effect and be in force from and after adoption.

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

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**President Priester** recognized **Council Member Stamps** who moved, seconded by **Council Member Stokes** to amend to add anti-African American and African American within the first two **WHEREAS** paragraphs as follows:

**WHEREAS**, the State of Mississippi recently adopted a bill, H.B. 1523, referred to as the Religious Liberty Accommodations Act, that purports to provide State legal protection for certain discriminatory acts of religious or moral conviction that otherwise could be construed as anti- African American, anti-gay and lesbian and transgender; and

**WHEREAS**, H.B. 1523 in effect broadly allows for State-sanctioned discrimination against African American, certain sexual orientations or transgender individuals or groups as long as the discriminatory acts are grounded in sincerely held religious beliefs or moral conviction.

The motion prevailed by the following vote:

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

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

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI'S  
COMMITMENT TO DIVERSITY AND HOSPITALITY.**

**WHEREAS**, the State of Mississippi recently adopted a bill, H.B. 1523, referred to as the Religious Liberty Accommodations Act, that purports to provide State legal protection for certain discriminatory acts of religious or moral conviction that otherwise could be construed as anti- African American, anti-gay and lesbian and transgender; and

**WHEREAS**, H.B. 1523 in effect broadly allows for State-sanctioned discrimination against African American, certain sexual orientations or transgender individuals or groups as long as the discriminatory acts are grounded in sincerely held religious beliefs or moral conviction; and

**WHEREAS**, the Religious Liberty Accommodations Act could potentially sanction overt acts of discrimination against Mississippi citizens and visitors of certain sexual or gender preference based on undefined – and therefore any and all – claims of religious or moral conviction; and



**WHEREAS**, the City of Jackson understands, appreciates and celebrates that the Constitution of the United States of America prohibits governments from making laws “respecting an establishment of religion, or prohibiting the free exercise thereof,” guarantees to all persons “the equal protection of the laws” and does not allow discrimination in any form against any person; and

**WHEREAS**, the City of Jackson believes in the essential worth and dignity of every human being, promotes fair and impartial treatment of all citizens, and encourages kindness, compassion, understanding and cooperation among all people; and

**WHEREAS**, the City of Jackson is widely known for its cultural diversity and hospitality to all people and welcomes all citizens and visitors; and

**WHEREAS**, the City of Jackson does not sanction or tolerate discrimination against its citizens or visitors and seeks to preserve and protect the rights of all individuals regardless of religion or identity; and

**WHEREAS**, the City of Jackson is open for business and tourism and residential development to all law-abiding individuals and groups regardless of religion or identity.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI, AS FOLLOWS:**

**Section 1:** The findings, conclusions and statements of fact contained in the preamble are hereby adopted, ratified and incorporated herein.

**Section 2:** Mayor Tony T. Yarber and the Jackson City Council do hereby pledge to continue providing, under law, a municipal government and hospitable community that appreciates, celebrates and protects diversity and the individual rights of all its citizens, visitors and businesses.

**Section 3:** This resolution shall take effect and be in force from and after adoption.

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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The following reports/announcements were provided during the meeting:

- **Council Member Stokes** announced the following:
  - Ward Three talent show would be held on April 9, 2016 at 1:00 p.m. at the Medgar Evers Library.
  - “Stop the Violence” rally would be held on April 10, 2016 at the Medgar Evers Community Center at 3:00 p.m.
- **Council Member Stamps** announced a “Kick the Violence” kickball game would be held on April 17, 2016 at 2:00 p.m. at the VA softball field.
- **Jackie Woods** announced the following:
  - Visit Jackson’s New Open Data Portal for Key Government Information at [data.jacksonms.gov](http://data.jacksonms.gov).
  - Neighbors’ First Program Educational Workshops would be held on Saturday, April 16, 2016 from 9:00-11:00 a.m. at the JPD Training Academy located at 3000 St. Charles Street and Saturday, April 23, 2016 at 9:00-11:00 a.m. at the JPD Training Academy located at 3000 St. Charles Street.

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- o Department of Parks and Recreation Summer Enhancement Program would be held June 6, 2016 thru July 21, 2016.

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The meeting was closed in memory of the following individuals:

- Janie Williams
- Bishop Gregory Smith

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Zoning Council Meeting to be held at 2:30 p.m. on Monday, April 18, 2016 and at 9:53 p.m., the Council stood adjourned.

ATTEST:

Kristi Moore  
CITY CLERK

APPROVED:

[Signature], 4-25-16  
MAYOR DATE

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