

**SPECIAL MEETING OF THE CITY COUNCIL  
MONDAY, DECEMBER 23, 2013 4:00 P.M.**

**BE IT REMEMBERED** that a Special Council Meeting of the City Council of Jackson, Mississippi, was convened in the Council Chambers in City Hall at 4:00 p.m. on December 23, 2013, being the fourth Monday of said month when and where the following things were had and done to wit:

- Present:** Council Members: Charles Tillman, President, Ward 5; Melvin Priester, Jr., Ward 2; De'Keither Stamps, Ward 4; Tony Yarber, Ward 6 and Margaret Barrett-Simon, Ward 7. Directors: Chokwe Lumumba, Mayor; Brenda Pree, City Clerk and Gail Wright Lowery, City Attorney.
- Absent:** Council Members: Quentin Whitwell, Ward 1 and LaRita Cooper-Stokes, Ward 3

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The meeting was called to order by **President Charles Tillman**.

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**ORDER APPROVING CLAIMS NUMBER 3058 TO 3281, APPEARING AT PAGES 491 TO 526 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$1,780,835.86 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 3058 to 3281 , appearing at pages 491 to 526, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$1,780,835.86, 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:

<u>FROM:</u>	<u>TO ACCOUNTS PAYABLE FUND</u>
EARLY CHILDHOOD (DAYCARE)	912.39
EMPLOYEES GROUP INSURANCE FUND	393.00
G O PUB IMP CONS BD 2003 (\$20M)	202.50
GENERAL FUND	672,832.83
HOUSING COMM DEV ACT (CDBG) FD	1,698.77
JXN CONVENTION & VISITORS BUR	275,067.86
LANDFILL/SANITATION FUND	697,367.57
MEMA- DOMESTIC PREPARDNSS EQUIP	1,294.24
P E G ACCESS- PROGRAMMING FUND	293.18
PARKS & RECR. FUND	27,062.42
STATE TORT CLAIMS FUND	2,500.00
TECHNOLOGY FUND	14,200.58
TITLE III AGING PROGRAMS	10.00
TRANSPORTATION FUND	8,969.67
VEHICLE POOL FUND	10.00
WATER/SEWER OP & MAINT FUND	56,957.03
WATER/SEWER REVENUE FUND	21,063.82

**TOTAL \$1,780,835.86**

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 3058 TO 3281 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 3058 to 3281 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$4,928.94 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:

<u>FROM</u>	<u>TO ACCOUNTS PAYABLE FUND</u>	<u>TO PAYROLL FUND</u>
GENERAL FUND		37,459.23
PARKS & RECR.		22,377.24
LANDFILL FUND		4,020.64
SENIOR AIDES		7,452.86
WATER/SEWER OPER. & MAINT		35,684.22
EARLY CHILDHOOD		2,514.66
TITLE III AGING PROGAMS		2,746.44
<b>TOTAL</b>		<b><u>\$112,255.29</u></b>

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE AUTHORIZING DIRECT APPROPRIATION OF FUNDS TO PROVIDE COMPENSATION FOR POLICE COVERAGE AND TRAFFIC CONTROL AT STATE EVENTS WITHIN THE CITY LIMITS, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee ("Legislative Committee") of the City of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

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**WHEREAS**, the Jackson Police Department is responsible for providing police coverage and ensuring traffic safety within the city limits of the City of Jackson; and

**WHEREAS**, the Jackson Police Department utilizes the City's resources and spends approximately \$100,000 annually in overtime to provide police coverage and traffic control at various State sponsored events, including the deployment of over seventy officers annually to the Mississippi State Fair alone; and

**WHEREAS**, the governing authorities of the City of Jackson support the authorization of the direct appropriation of funds to provide compensation for police coverage and traffic control at State events within the City limits to ensure continued public safety.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature for the authorization of direct appropriation of funds to provide compensation for police coverage and traffic control at State events within the City limits.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

**Council Member Barrett-Simon** moved adoption; and **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN  
SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE FOR A DEED  
ADJUSTMENT OF PROPERTY LOCATED ALONG LAKELAND  
DRIVE, TO BE CONSIDERED DURING THE 2014 SESSION OF THE  
MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee ("Legislative Committee") of the City of Jackson, Mississippi ("City of Jackson"), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the City of Jackson currently owns property located along Lakeland Drive (Smith Wills Stadium) that was previously conveyed to the City by the State of Mississippi; and

**WHEREAS**, the original conveyance of the property specifically restricts the use of the property to "park purposes and purposes incident to"; and

**WHEREAS**, the City of Jackson seeks to amend the deed to allow the City an opportunity to explore additional options for utilizing said property beyond park purposes and the right to pursue potential commercial interests.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature for a deed adjustment of property located along Lakeland Drive to allow the City an opportunity to explore different options for utilizing the property.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

**Council Member Barrett-Simon** moved adoption; and **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE AMENDING SECTION 21-23-3, MISSISSIPPI CODE (1972), RELATED TO THE APPOINTMENT OF MUNICIPAL JUDGES, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, Section 21-23-3 of the Mississippi Code Annotated (1972), as amended, currently provides for the appointment of not more than six municipal judges for municipalities having a population in excess of fifty thousand; and

**WHEREAS**, the governing authorities of the City of Jackson support the amendment of Section 21-23-3 to provide for the removal of the statutory limit on the number of municipal judges that may be appointed in an effort to ensure that the City’s needs are adequately met.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2013 Session of the Mississippi Legislature for the amendment of Section 21-23-3 of the Mississippi Code Annotated (1972), as amended, to provide for the removal of the statutory limit on the number of municipal judges that may be appointed.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

**Council Member Barrett-Simon** moved adoption; and **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF A PROPOSED LEGISLATIVE INITIATIVE FOR STATE MAINTENANCE OF FORMER U.S. HIGHWAY 49 BETWEEN I-55 AND I-220, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the public right-of-way comprised of Woodrow Wilson Drive, from the Interstate 55 interchange to its intersection with Medgar Evers Boulevard (formerly Delta Drive), Livingston Road, and Gordon Street, with said intersection commonly known within the City of Jackson as "5-Points"; and Medgar Evers Boulevard from "5-Points" to Interstate 220 interchange was formerly owned and maintained by the State of Mississippi as U.S. Highway 49; and

**WHEREAS**, the State of Mississippi transferred ownership and maintenance responsibility for said right-of-way to the City of Jackson in the 1980s ; and

**WHEREAS**, after thorough evaluation, it is not fiscally feasible for the City of Jackson to continue maintenance of the former U.S. Highway 49 right-of-way; and

**WHEREAS**, the best interests of the City of Jackson and the State's motorists and visitors would be served if the State resumed ownership and maintenance of said right-of-way as U.S. Highway 49.

**THEREFORE, BE IT RESOLVED** that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the its Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature strongly encouraging the State of Mississippi to resume ownership and maintenance of the former U.S. Highway 49 right-of-way along Woodrow Wilson Drive and Medgar Evers Boulevard within the bounds of Interstate 55 and Interstate 220.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County Legislative delegation.

**Council Member Barrett-Simon** moved adoption; and **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE AMENDING SECTION 37-7-203, MISSISSIPPI CODE (1972), RELATED TO SCHOOL BOARD OF TRUSTEES OF MUNICIPAL SEPARATE SCHOOL DISTRICTS, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, Section 37-7-203 of the Mississippi Code Annotated (1972), as amended, currently provides for the appointment by the mayor and confirmation by the City Council of board of trustees members under certain Mayor-Council forms of government; and

**WHEREAS**, in an effort to ensure accountability of board of trustees members and to ensure that City of Jackson residents have a direct voice in the selection process, it is in the best interest of the citizens of Jackson that board of trustees members be elected; and

**WHEREAS**, the governing authorities of the City of Jackson support the amendment of Section 37-7-203 to provide for the election of board of trustees members in municipal separate school districts in a municipality with a population greater than one hundred thousand (100,000) citizens.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature for the amendment of Section 37-7-203 of the Mississippi Code Annotated (1972), as amended, to provide for the selection of board of trustees members in municipal separate school districts in a municipality with a population greater than one hundred thousand (100,000) citizens.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

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

Yeas- Barrett-Simon, Priester, Stamps and Yarber.

Nays- None.

Abstention- Tillman.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE AUTHORIZING DIRECT APPROPRIATION OF REVENUE DERIVED FROM STATE GAS TAX COLLECTIONS WITHIN THE CITY OF JACKSON, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the City of Jackson has over 2,055 lane miles of City maintained streets and has made a strategic investment to address almost 160 miles of street repairs at an estimate of \$57.4 million dollars; and

**WHEREAS**, in light of the traffic demands placed on our roads by our local citizens, as well as by state and national visitors, the governing authorities of the City of Jackson support the authorization of the direct appropriation of revenue derived from a gas tax deferment of 1% to help address crumbling infrastructure within the Capital City.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature for the authorization of direct appropriation of revenue derived from a gas tax deferment of 1% to help address crumbling infrastructure.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE AMENDING SECTION 43-11-1, ET SEQ. OF THE MISSISSIPPI CODE (1972), RELATED TO THE LICENSURE OF PERSONAL CARE HOMES, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, Section 43-11-1, et seq., of the Mississippi Code Annotated (1972), as amended, governs the licensure of personal care homes within the State of Mississippi; and

**WHEREAS**, the regulation and oversight of personal care home continues to be a major challenge within the City of Jackson; and

**WHEREAS**, beyond requiring that personal care home providers purchase a privilege license for doing business within the City, the City of Jackson has no authority to monitor the operation of these facilities; and

**WHEREAS**, the governing authorities of the City of Jackson support the amendment of Section 43-11-1, et seq., to redefine a personal care home as a place, either governmental or private, that provides individual or group living arrangements for one or more person who are unrelated to the operator and who are being provided food, shelter, and personal care, whether any such place is organized or operated for profit or not and whether the place is for assisted living or residential living; and

**WHEREAS**, the governing authorities of the City of Jackson also support the amendment of Section 43-11-1, et seq., to provide for the registration of personal care homes and routine inspections by the Mississippi Department of Health.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature for the amendment of Section 43-11-1, et seq., of the Mississippi Code Annotated (1972), as amended, to redefine a personal care home as a place, either governmental or private, that provides individual or group living arrangements for one or more person who are unrelated to the operator and who are being provided food, shelter, and personal care, whether any such place is organized or operated for profit or not and whether the place is for assisted living or residential living, and to provide the registration of personal care homes and routine inspections by the Mississippi Department of Health.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE PROVIDING FOR NOTICE TO LOCAL LAW ENFORCEMENT UPON THE RELEASE OF OFFENDERS AND AUTHORIZING DIRECT APPROPRIATION OF FUNDS FOR OFFENDER RE-ENTRY AND SECOND CHANCE PROGRAMS, TO BE CONSIDERED DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**



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**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, the City of Jackson has an interest in receiving notice from the Mississippi Department of Corrections prior to the release of offenders within the City of Jackson; and

**WHEREAS**, the City also has an interest in the successful re-entry of offenders into the community; and

**WHEREAS**, in an effort to strengthen its offender re-entry and second chance programs, the governing authorities of the City of Jackson support legislation providing for notice to local law enforcement upon release of offenders within the City and the funding of offender re-entry and second chance programs.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature providing for notice to local law enforcement upon the release of offenders within the City and the direct appropriation of funds for offender re-entry and second chance programs.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of the Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN  
SUPPORT OF PROPOSED LEGISLATIVE INITIATIVE PROVIDING  
FOR THE EXPANSION OF COOPERATIVES, TO BE CONSIDERED  
DURING THE 2014 SESSION OF THE MISSISSIPPI LEGISLATURE.**

**WHEREAS**, the Municipal Legislative Committee (“Legislative Committee”) of the City of Jackson, Mississippi (“City of Jackson”), has met to consider support for certain proposed legislation during the 2014 Mississippi Legislative Session; and

**WHEREAS**, the Legislative Committee has recommended that the City Council resolve to support certain legislation deemed worthy by the City of Jackson; and

**WHEREAS**, currently, State law provides that only agricultural-based entities can form cooperatives within the State of Mississippi; other sectors must be chartered outside of the State; and

**WHEREAS**, a cooperative, which consists of individuals who come together to form an independent business entity to serve the needs of the collective membership, benefits its membership, the community, and the State as a whole; and

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**WHEREAS**, cooperatives provide avenues for families to build assets and create wealth, address market failures, stabilize communities, and routinely have lower failure rates than traditional corporations and small businesses; and

**WHEREAS**, the governing authorities of the City of Jackson support legislation providing for the expansion of cooperatives to cover all sectors of our local and State economy.

**THEREFORE, BE IT RESOLVED**, that the City Council for the City of Jackson, Mississippi, accepts the recommendation of the Legislative Committee and supports proposed legislative initiatives to be considered during the 2014 Session of the Mississippi Legislature providing for the expansion of cooperatives to cover all sectors of the local and State economy.

**IT IS FURTHER RESOLVED** that the City Clerk is directed to provide a certified copy of this Resolution to each Committee of the Mississippi Legislature to which such proposed legislation has been assigned, as well as a copy to each member of the Hinds County delegation.

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

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**ORDER RESCINDING THE COUNCIL'S PRIOR ORDER DATED  
DECEMBER 17, 2013 AWARDED A CONTRACT FOR LEGAL  
PUBLICATIONS FOR THE CITY OF JACKSON FOR CALENDAR  
YEAR 2014.**

**WHEREAS**, on December 17, 2013, the Jackson City Council awarded a contract for legal publications for the City of Jackson for calendar year 2014 to The Clarion-Ledger; and

**WHEREAS**, upon reconsideration, the Council finds that another bid submitted was in fact the lowest pursuant to Section 21-39-3, Miss. Code of 1972, as amended.

**IT IS THEREFORE ORDERED** that the order accepting the bid of The Clarion-Ledger for legal publications for calendar year 2014 and awarding a contract for the same is hereby rescinded.

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

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**President Tillman** recognized **Council Member Priester**, who suggested that the Council go into Executive Session to discuss Agenda Item Nos. 12 and 13. **Council Member Priester** moved and **Council Member Yarber** seconded to consider going into Executive Session. The motion prevailed by the following vote:

Yeas- Priester, Stamps, Tillman and Yarber.

Nays- Barrett-Simon.

Absent- Cooper-Stokes and Whitwell.

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**Council Member Stamps** moved and **Council Member Yarber** seconded to go into Executive Session. The motion prevailed by the following vote:

Yeas- Priester, Stamps, Tillman and Yarber.  
Nays- Barrett-Simon.  
Absent- Cooper-Stokes and Whitwell.

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**President Tillman** announced to the public that the Council voted to go into Executive Session to discuss Agenda Item Nos. 12 and 13 due to possible litigation.

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**Council Member Stamps** moved, and **Council Member Priester** seconded, that the Council come out of Executive Session. The motion prevailed by the following vote:

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.  
Nays- None.  
Absent- Cooper-Stokes and Whitwell.

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**President Tillman** announced that the Council voted to come out of Executive Session and that no action had been taken.

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**President Tillman** requested that the Clerk read Agenda Item No. 12:

**ORDER RESCINDING THE COUNCIL'S PRIOR ORDER DATED DECEMBER 17, 2013 AWARDING A CONTRACT FOR LEGAL PUBLICATIONS FOR THE CITY OF JACKSON FOR CALENDAR YEAR 2014.**

**WHEREAS**, on December 17, 2013, the Jackson City Council awarded a contract for legal publications for the City of Jackson for calendar year 2014 to The Clarion-Ledger; and

**WHEREAS**, upon reconsideration, the Council finds that another bid submitted was in fact the lowest pursuant to Section 21-39-3, Miss. Code of 1972, as amended.

**IT IS THEREFORE ORDERED** that the order accepting the bid of The Clarion-Ledger for legal publications for calendar year 2014 and awarding a contract for the same is hereby rescinded.

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

Yeas- Priester, Stamps and Tillman.  
Nays- Barrett-Simon and Yarber.  
Absent- Cooper-Stokes and Whitwell.

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**President Tillman** requested that the Clerk read Agenda Item No. 13:

**ORDER TO AWARD THE CONTRACT FOR PUBLICATION OF ALL ORDINANCES, RESOLUTIONS, NOTICES AND OTHER LEGAL PUBLICATIONS OF THE CITY OF JACKSON FOR THE CALENDAR YEAR 2014.**

**WHEREAS**, on November 26, 2013, the City received three sealed bids from The Mississippi Link, The Clarion-Ledger and The Jackson Advocate for the publication of ordinances, resolutions, notices and other legal publications of the City required by law to be published in the 2014 calendar year; and

**WHEREAS**, The Mississippi Link submitted the lowest bid, it being in the amount of \$0.030 per word for the first publication; \$0.020 per word for the second publication, and \$0.000 per word for the third publication, with a \$0.00 charge for the proof of publication; and

**WHEREAS**, the Council finds that The Mississippi Link satisfies the statutory requirements set forth in Section 13-3-31, Miss. Code of 1972, as amended, for newspaper printing of legal publications.

**IT IS, THEREFORE, ORDERED** that the bid of The Mississippi Link in the amount of \$0.030 per word for the first publication; \$0.020 per word for the second publication; and \$0.000 per word for the third publication, with a \$0.00 charge for the proof of publication be accepted; and the Mayor is authorized to execute any and all contracts and documents necessary to effectuate this Order.

**IT IS FURTHER ORDERED** that the City Clerk be authorized to publish any ordinances, resolutions, notices or other publication required by law to be published during the period January 1, 2014 through December 31, 2014 in said newspaper on an item-by-item basis as best suits the needs and convenience of the City, and in accordance with the applicable law thereto.

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

Yeas- Priester, Stamps and Tillman.  
Nays- Barrett-Simon and Yarber.  
Absent- Cooper-Stokes and Whitwell.

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**President Tillman** recognized **Mayor Chokwe Lumumba** who requested that Charles Williams of the Public Works Department and Terry Williamson of the City Attorney's Office provide an update in reference to a change order for C Perry Builders. Terry Williamson suggested the need for an Executive Session to discuss the change order.

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**Council Member Priester** moved and **Council Member Yarber** seconded to consider going into Executive Session. The motion prevailed by the following vote:

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.  
Nays- None.  
Absent- Cooper-Stokes and Whitwell.

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**Council Member Priester** moved and **Council Member Barrett-Simon** seconded to go into Executive Session. The motion prevailed by the following vote:

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**President Tillman** announced to the Public that the Council voted to go into Executive Session to discuss sensitive matters in reference to a change order for C Perry Builders.

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**Council Member Yarber** moved, and **Council Member Stamps** seconded, that the Council come out of Executive Session. The motion prevailed by the following vote:

Yeas- Barrett-Simon, Priester, Stamps, Tillman and Yarber.

Nays- None.

Absent- Cooper-Stokes and Whitwell.

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**President Tillman** announced that the Council voted to come out of Executive Session and that no action had been taken.

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The meeting was closed in memory of the following individuals:

- Mr. Henry Young III
- Mrs. Flora Marie Hinds Calhoun
- Ms. Sharon Bennett

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The following announcements/reports were provided during the meeting:

- **President Tillman** announced that the next Regular Council Meeting had changed from December 31, 2013 to December 30, 2013 at 10:00 a.m.
- A Public Hearing regarding various street renamings would be held on December 23, 2013 at 6:00 p.m.
- A 1% forum would be held at St. John M.B. Church located on Northside Dr. and Medgar Evers Blvd. on December 23, 2013 at 6:00 p.m.

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Regular Meeting to be held at 10:00 a.m. on Monday, December 30, 2013 and at 5:48 p.m., the Council stood adjourned.

ATTEST:

  
CITY CLERK

APPROVED:

  
MAYOR DATE

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