

**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi was convened in the Council Chambers in City Hall at 10:00 a.m. on December 29, 2015, being the fifth Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Melvin Priester, President, Ward 2; Tyrone Hendrix, Vice-President, Ward 6; Ashby Foote (via teleconference), Ward 1; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4. Directors: Tony Yarber, Mayor; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk; Allice Lattimore, Deputy City Clerk and Monica Joiner, City Attorney.

Absent: Charles Tillman, Ward 5 and Margaret Barrett-Simon, Ward 7.

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

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The invocation was offered by **Bishop Ronnie Crudup** of New Horizon Church International.

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

- **Shannon and Jason Cockrell** expressed concerns regarding inclusion of businesses to the proposed resort status.
- **Sheila O'Flaherty** expressed concerns regarding Jatran.

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**President Priester** requested that Agenda Items No. 40, 41, 42 and 43 be moved forward on the agenda. Hearing no objections, the following was presented:

**President Priester** recognized **Council Member Stokes** who presented the **MARGARET WALKER ALEXANDER AWARD TO MRS. EMMA SANDERS**. Accepting the Award with appropriate remarks was **Keelan Sanders**.

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**President Priester** recognized **Mayor Tony Yarber** who **PRESENTED AN AWARD TO COPORAL CAESAR HAMILTON FOR TWENTY YEARS OF SERVICE WITHIN THE JACKSON POLICE DEPARTMENT**. Accepting the Award with appropriate remarks was **Corporal Caesar Hamilton**.

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**President Priester** recognized **Council Member Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING THE JACKSON STEELERS SPORTS ORGANIZATION AND TO CONGRATULATE THE TEAM MEMBERS, COACHES, AND PARENTS FOR A STELLAR SEASON EARNING THE STATE SOUTH EAST REGION'S CHAMPIONSHIP AND EARNING AN OPPORTUNITY TO COMPETE FOR THE SOUTH EAST REGION'S 2016 NATIONAL TITLE**. Accepting the Resolution with appropriate remarks were **Kevin Green and Gerald Simmons**.

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President Priester recognized Council Member Hendrix who presented a RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MRS. GENNY SEELEY FOR OUTSTANDING CONTRIBUTIONS IN THE SOUTH JACKSON COMMUNITY. Accepting the Resolution with appropriate remarks was Mrs. Genny Seeley.

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President Priester requested that Agenda Items No. 25, 26 and 27 be moved forward on the agenda. Hearing no objections, the Clerk read the following:

**RESOLUTION DECLARING THE CITY OF JACKSON'S INTENTION TO ISSUE TAX INCREMENT FINANCING BONDS 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 PROJECT WITHIN SAID CITY IN ACCORDANCE WITH THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN MISS. CODE ANN. 21-45-1, AS AMENDED, AND DETERMINING THAT THE FONDREN 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.**

WHEREAS, the Mississippi "Tax Increment Financing Act", Miss. Code Ann. 21-45-1, 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 ("TIF"), and also to carry out such projects jointly with other local governmental units pursuant to the Interlocal Cooperation Act, Title 17, Chapter 13, Mississippi Code of 1972, as amended (the "Interlocal Act"); and

WHEREAS, the governing authorities for the City of Jackson, Mississippi, (the "Council" of the "City"), acting for and on behalf of the City is authorized by Sections 21-45-1 et seq., of the above referenced Act to undertake redevelopment projects, including, but not limited to the acquisition of project areas within the City, the removal of existing buildings and other improvements upon such project areas, the installation, construction or reconstruction of streets, utilities and site improvements on such project areas and/or preparatory work incidental thereto in order to encourage private development within the City; and

WHEREAS, the governing authorities, acting for and behalf of the City, is also authorized by the Act, to issue tax increment financing bonds ("TIF Bonds") to finance such redevelopment projects; and

WHEREAS, The Fondren, LLC, a Mississippi limited liability company, together with Whitney Place, LLC, a Mississippi limited liability company (collectively, the "Developers"), propose to construct a Fondren Development Project in the City consisting of the following components:

- The Fondren is 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.
- Whitney Place is 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.

**WHEREAS**, the Developers will request that the City issue TIF Bonds in a principal amount not to exceed Three Million One Hundred Thousand Dollars (\$3,100,000) in order to finance the installation and construction of various infrastructure improvements, which may include but are not limited to, demolition of buildings, installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curb and gutters, sidewalks, on site parking, parking structures, relocation of electrical lines, 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 (the "Infrastructure Improvements") located within the city limits of Jackson and encompassing an entire city block bound by streets Tombigbee, Court, Congress and West, and including the former Mississippi Valley Title Building; and

**WHEREAS**, the Developers have estimated the total cost of the projects to be approximately Sixty-One Million Dollars (\$\$61,185,741); and

**WHEREAS**, in connection with the Infrastructure Improvements, the Developer will incur expenses for which the Developer will advance funds and the City will reimburse the Developer for a portion of such expenses from the proceeds of such TIF Bonds; and

**WHEREAS**, pursuant to the Act, such TIF Bonds will be sized by using one hundred percent (100%) of the incremental increases in general fund ad valorem taxes (both real and personal) generated by the Project within the TIF District (the "Tax Increment"); and

**WHEREAS**, as authorized by the Act, the City will agree to pledge the Tax Increment for payment of debt service on such TIF Bonds; and

**WHEREAS**, the Council shall publish a public hearing notice and conduct a public hearing in accordance with 21-45-11 of the Act.

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

**SECTION ONE.** Pursuant to the Act, the Council, acting for and on behalf of the City, does hereby declare its intention to sell and issue TIF Bonds of the City in a total aggregate principal amount of not to exceed Three Million One Hundred Thousand Dollars (\$3,100,000) for the Project.

**SECTION TWO.** The Council shall be presented with a Tax Increment Financing Plan entitled Tax Increment Financing Plan, Fondren Development Project, City of Jackson, Mississippi, January 2016 (the "TIF Plan"), the purpose of which is to provide a financing mechanism to construct various infrastructure improvements, which may include but are not limited to, demolition of buildings, installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curb and gutters, sidewalks, on site parking, parking structures, relocation of electrical lines, 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. The TIF Plan has attached as exhibits the map and legal description of the land to be included in the proposed TIF District.

**SECTION THREE.** The TIF District to be established shall be described in the TIF Plan which shall be adopted and approved as a part of the Redevelopment Plan after holding a public hearing on the matter. The Council hereby gives notice of its intention to create and establish the TIF District and to approve the TIF Plan as a part of the Redevelopment Plan as well as hold a public hearing as prescribed by law.

SECTION FOUR. The Council hereby declares its intention, upon establishment of the TIF District and the approval of the Redevelopment Plan and the TIF Plan as a part thereof, to issue TIF Bonds not to exceed Three Million One Hundred Thousand Dollars (\$3,100,000), in one or more series. One hundred percent (100%) of the increase in general fund ad valorem taxes (real and personal) generated from the construction of the Project within the TIF District will be used to service the debt on the TIF Bonds. The funds derived from the sale of the Bonds will be used for the Infrastructure Improvements as described herein. These bonds shall never constitute an indebtedness of the City within the meaning of any state constitutional provision or statutory limitation and shall never constitute or give rise to a pecuniary liability of the City, other than from the sources set forth herein, or a charge against its general credit or taxing powers.

SECTION FIVE. The Developer intends to acquire and construct the Infrastructure Improvements at its expense and to facilitate the development of the Project based on the anticipation that TIF moneys will be available in the future. Upon establishment of the TIF District, and the approval of the inclusion of the TIF Plan as a part of the Redevelopment Plan, the City wishes to reimburse the Developer for this expense in whole or part, up to the amount of moneys available from the proceeds of TIF Bonds in the principal amount not to exceed Three Million One Hundred Thousand Dollars (\$3,100,000), at the time TIF Bonds are issued in the future. The TIF Bonds will be sized by using one hundred percent (100%) of the general fund ad valorem tax increases (real and personal property) generated from the construction of the Project within the TIF District and as specified in the TIF Plan. The funds derived from the sale of the Bonds will be used to acquire and construct or reimburse the Developer for the costs of the Infrastructure Improvements.

SECTION SIX. The Project appears to be a project of major economic significance within the City and to qualify as a project eligible for TIF under the Redevelopment Plan; and the participation on the part of the City is necessary and would be in the public interest and would benefit the economic and financial well-being and the public health, safety and welfare of the City.

SECTION SEVEN. 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.

SECTION EIGHT. The Council hereby declares its intention to hold a public hearing with respect of the TIF Plan and the issuance of the TIF bonds at the regular meeting room of the Council at the City Hall of the City of Jackson, Mississippi at \_\_\_:00 \_\_.m. on the \_\_\_ day of \_\_\_\_\_, 2015.

SECTION NINE. The City Clerk is hereby directed to publish the attached notice in the 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 7 hereof and pursuant to and in compliance with the requirements of Section 21-45-11 of the Act. A copy of the TIF Plan will be available for examination in the office of the City Clerk at City Hall, Jackson, Mississippi.

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

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**President Priester** recognized **Christiana Sugg**, a representative of Gouras and Associates, who provided Council with a brief explanation regarding the request for a of joint TIF district.

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**President Priester** recognized **Roy Decker**, owner of Duvall Decker Architects, who provided the Council with details regarding the proposed projects.

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

Yeas- Hendrix, Priester, Stamps and Stokes.

Nays- Foote.

Absent- Barrett-Simon and Tillman.

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**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, SUPPORTING THE FONDREN PROJECT AS A QUALIFIED PROJECT PURSUANT TO MISS. CODE ANN. SECTION 57-26-1, AND ACKNOWLEDGING THAT SALES TAX COLLECTED FROM THE FONDREN PROJECT WILL BE DIVERTED TO THE TOURISM PROJECT SALES TAX INCENTIVE FUND PER THE MISSISSIPPI TOURISM REBATE PROGRAM, AND FOR RELATED PURPOSES.**

**WHEREAS**, pursuant to the provisions of the Miss Code Ann. 57-26-1, the Fondren, LLC (the “Developer”) proposes to construct a high quality mixed-use development (the “Project”) within the West Fondren neighborhood in the city of limits of Jackson, Mississippi, described as a city block bound by North State Street, Mitchell Avenue, and Oxford Avenue; and

**WHEREAS**, in connection therewith, the Developer plans to submit an application to the Mississippi Development Authority for the benefits provided by the Statute; and

**WHEREAS**, the City of Jackson, Mississippi (the “City”) has been advised that the Project is a mixed use development that includes a full service hotel with a minimum private investment of \$21,295,741 in land buildings, architecture, engineering, fixtures, equipment, furnishings, amenities and other related soft costs (and included therein a minimum investment of \$200,000 per guest room or suite) and thus qualifies as an eligible project in accordance with the statute; and

**WHEREAS**, the City is in support of the Project and supports the application of the Developer pursuant to the Tourism Act; and

**WHEREAS**, the City acknowledges that, pursuant to the Act, applicable sales tax collected from the Project will be diverted to the Mississippi Tourism Project Sales Tax Incentive Fund for a period of up to fifteen years.

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

SECTION 1. All of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION 2. The City hereby supports the tourism designation for the Project in accordance with the requirements as set forth in the Tourism Act.

SECTION 3. The City hereby approves the tourism designation for the Project in accordance with the requirements as set forth in the Tourism Act.

SECTION 4. The City hereby authorizes the diversion of sales taxes from the Project to the Tourism Project Sales Tax Incentive Fund and for the prescribed term.

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

Yeas- Hendrix, Priester, Stamps and Stokes.

Nays- Foote.

Absent- Barrett-Simon and Tillman.

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**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, SUPPORTING WHITNEY PLACE, LLC, AS A QUALIFIED PROJECT PURSUANT TO MISS. CODE ANN. SECTION 57-26-1, AND ACKNOWLEDGING THAT THE SALES TAX COLLECTED FROM WHITNEY PLACE, LLC'S PROJECT WILL BE DIVERTED TO THE TOURISM PROJECT SALES TAX INCENTIVE FUND PER THE MISSISSIPPI TOURISM REBATE PROGRAM.**

**WHEREAS**, pursuant to the provisions of the Mississippi Tourism Incentive Program, as set forth in House Bill 1142, passed in the 2007 Regular Session of the Mississippi Legislature (the "Act"), Whitney Place, LLC (the "Developer") proposes to construct a high quality mixed-use development (the "Project") within a West Fondren neighborhood in the city limits of Jackson, Mississippi, described as a city block bound by North State Street, Hartfield Street, and Oxford Avenue and in connection therewith will make application to the Mississippi Development Authority for the benefits provided by the Act; and

**WHEREAS**, the City of Jackson, Mississippi (the "City") has been advised that the Project is a mixed use development that includes a full service hotel with a minimum private investment of \$15,000,000 (included therein a minimum investment of \$200,000 per guest room or suite) in land buildings, architecture, engineering, fixtures, equipment, furnishings, amenities and other related soft costs and thus qualifies as an eligible project in accordance with Section 57-26-1(d)(iv) of the Code; and

**WHEREAS**, the City is in support of the Project and supports the application of the Developer pursuant to the Tourism Act; and

**WHEREAS**, the City acknowledges that, pursuant to the Act, applicable sales tax collected from the Project will be diverted to the Mississippi Tourism Project Sales Tax Incentive Fund for a period of up to fifteen years.

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

SECTION 1. All of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

SECTION 2. The City hereby supports the tourism designation for the Project in accordance with the requirements as set forth in the Tourism Act.

SECTION 3. The City hereby approves the tourism designation for the Project in accordance with the requirements as set forth in the Tourism Act.

SECTION 4. The City hereby authorizes the diversion of sales taxes from the Project to the Tourism Project Sales Tax Incentive Fund and for the prescribed term.

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

Yeas- Hendrix, Priester, Stamps and Stokes.

Nays- Foote.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND SELVAGE, JOYCE/SELVAGE CONSTRUCTION - P.O. BOX 471 - BOLTON, MS 39041, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE 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 #2012-4050 - 240 COTTONWOOD DRIVE - \$3,500.00.**

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 13, 2013 for the following case: Case #2012-4050 located in Ward #2; and

WHEREAS, on September 25, 2015, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

WHEREAS, on September 30, 2015, quotes were received by the Office of the City Clerk; and

WHEREAS, the Chief of Police determined that Selvage, Joyce/Selvage Construction submitted the lowest and best quote to provide stated services for the property located at: 1.) 240 Cottonwood Drive; and

WHEREAS, the quote submitted by Selvage, Joyce/Selvage Construction for the demolishing and cleaning of the aforementioned parcel was \$3,500.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Selvage, Joyce/Selvage Construction providing to demolish and remove remains of dilapidated house, trash and debris, foundation, steps and driveway; cutting of grass and weeds on the stated property.

**IT IS, THEREFORE, ORDERED** that the payment for the said contract be made from the CDBG Funds.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LOVE, DENNIS/LOVE TRUCKING, INC. - 6341 ASHLEY CIRCLE, JACKSON, MS 39213, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE 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 #2013-1379 - 4265 OAKLAWN AVENUE - \$4,888.00.**

WHEREAS, on July 30, 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 hearing date for the following case: Case #2013-1379 located in Ward #3; and

WHEREAS, on September 25, 2015, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

WHEREAS, on September 30, 2015, quotes were received by the Office of the City Clerk; and

WHEREAS, the Chief of Police determined that Love, Dennis/Love Trucking, Inc. submitted the lowest and best quote to provide stated services for the property located at: 1.) 4265 Oaklawn Avenue; and

WHEREAS, the quote submitted by Love, Dennis/Love Trucking, Inc. for the demolishing and cleaning of the aforementioned parcel was \$4,888.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Love, Dennis/Love Trucking, Inc. providing to demolish and remove remains of burned house, trash and debris, foundation, steps and driveway; cutting of grass and weeds on the stated property.

IT IS, THEREFORE, ORDERED that the payment for the said contract be made from the CDBG Funds.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND SELVAGE, JOYCE/SELVAGE CONSTRUCTION - P.O. BOX 471, BOLTON, MS 39041, FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, THE 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 #2013-1866 - 1252-54 WIGGINS STREET - \$3,600.00.**

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 October 8, 2013 for the following case: Case #2013-1866 located in Ward #5; and

WHEREAS, on September 25, 2015, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

WHEREAS, on September 30, 2015, quotes were received by the Office of the City Clerk; and

WHEREAS, the Chief of Police determined that Selvage, Joyce/Selvage Construction submitted the lowest and best quote to provide stated services for the property located at: 1.) 1252-54 Wiggins Street; and

WHEREAS, the quote submitted by Selvage, Joyce/Selvage Construction for the demolishing and cleaning of the aforementioned parcel was \$3,600.00.



**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Selvage, Joyce/Selvage Construction providing to demolish and remove remains of dilapidated house, trash and debris, foundation, steps and driveway; cutting of grass and weeds on the stated property.

**IT IS, THEREFORE, ORDERED** that the payment for the said contract be made from the CDBG Funds.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND DONALD JONES/DBA/JONES LANDSCAPE & CONTRACTOR SERVICES, 148 IRIS AVENUE, JACKSON, MS 39206 FOR THE 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 #2014-2384 - 0 MAPLE STREET/LOT E 539 MAPLE STREET - \$384.00.**

**WHEREAS**, on April 7, 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 January 13, 2015 for the following case: Case #2014-2384 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**, Donald Jones/DbA/Jones Landscape & Contractor Services appeared next on the rotation list and has agreed cutting grass and weeds, and remedy the conditions for Case # 2014-2384 located at 1.) 0 Maple Street/Lot E 539 Maple Street; and

**WHEREAS**, Donald Jones/DbA/Jones Landscape & Contractor Services has agreed to perform the services described for the sum of \$384.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Donald Jones/DbA/Jones Landscape & Contractor Services providing the cutting of grass weeds, fence line, bushes, saplings, and removing of trash, debris, tree limbs, tree parts, clean curbside on the stated property.

**IT IS, THEREFORE, ORDERED** that the sum not to exceed \$384.00 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- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND DONALD JONES/DBA/JONES LANDSCAPE & CONTRACTOR SERVICES, 148 IRIS AVENUE, JACKSON, MS 39206 FOR BOARD UP AND SECURING OF STRUCTURE(S) AND 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 #2014-2677 – 4075 WARNER AVENUE - \$725.00.**

WHEREAS, on January 27, 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 October 28, 2014 for the following case: Case #2014-2677 in Ward #4; 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, Donald Jones/Db/Jones Landscape & Contractor, appeared next on the rotation list and has agreed to board up and securing of house and/or cutting grass and weeds, and remedy the conditions for Case #2014-2677 located at 1.) 4075 Warner Avenue; and

WHEREAS, Donald Jones/Db/Jones Landscape & Contractor Services has agreed to perform the services described for the sum of \$725.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Donald Jones/Db/Jones Landscape & Contractor Services, providing the board up and securing house, cutting of grass, weeds, shrubbery, fence line, bushes, and removing of trash, debris, tree limbs, tree parts, clean curbside on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed \$725.00 to be paid upon completion of the work Community Improvement Unit's Budget.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AMENDING SECTION 2-107 - GOVERNMENT OPERATIONS COMMITTEE OF THE JACKSON, MISSISSIPPI CODE OF ORDINANCES TO INCLUDE THE FUNCTION OF HEARING APPEALS FROM AN ADMINISTRATIVE HEARING ON THE MATTER OF CUTOFF NOTICES SENT OR MAILED OUT BY THE CITY WATERWORKS.**

WHEREAS, the Jackson, Mississippi Code of Ordinances Section 122-40 currently provides that anyone aggrieved by the findings of the administrative hearing on the matter of cutoff notices sent or mailed out by the city waterworks may appeal to the City Council; and

WHEREAS, the City of Jackson's Water and Sewer Business Administration Office recently implemented a new Customer Care and Billing System ("CC&B) to provide a software platform with enhanced management tools; and

WHEREAS, as a result of this implementation, customers now have a new account number associated with their water bills; and

WHEREAS, customers receive monthly water bills, instead of every other month, for more timely information and more efficient budget management; and

**WHEREAS**, due to the new billing system, some customers have not received bills for several months. Customers have also lamented that monthly bills have been extremely higher than previous bills received every other month; and

**WHEREAS**, some customers have received estimated bills that have been based on an average of actual consumption from prior billing periods; and

**WHEREAS**, governing authorities must balance the charge to remain good stewards and the need for more public information that may help good faith customers address outstanding bills while these customers resolve service charges for water consumption; and

**WHEREAS**, because water serves as one of the City's greatest revenue sources, it is important to address aggrieved persons as quickly as possible to resolve issues impacting City revenue.

**THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI** that Section 2-107 of the Jackson, Mississippi Code Ordinances shall be amended to read as follows:

Sec. 2-107. - Government operations committee.

The function of this committee is to streamline internal processes as it relates to government spending, stewardship and accountability. This committee will review the efficiencies and policies that may be outdated. This committee will hear the written appeal from anyone aggrieved by the administrative hearing on the matter of cutoff notices sent or mailed out by the city waterworks as set forth in Section 122-40 of the Jackson, Mississippi Code of Ordinances. This committee will also review change order requests for efficiencies. Additional duties may be assigned as needed.

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

Yeas- Foote, Priester and Stamps.

Nays- Hendrix and Stokes.

Absent- Barrett-Simon and Tillman.

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**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
REGARDING OPEN DATA ACCESSIBILITY FOR THE CITY OF JACKSON.**

**WHEREAS**, the City Council of Jackson, Mississippi believes it is in the best interest of the City of Jackson and its departments to make their data available online utilizing open standards; and

**WHEREAS**, cities such as Boston, Pittsburgh, San Francisco, Louisville and New York that have adopted open data ordinances reported an increase in transparency, effectiveness, collaboration and communication among city departments and other government entities, and accountability to the public. It provides a forum for citizens to identify efficient solutions, innovative strategies and economic opportunities for government; and

**WHEREAS**, codified legislation creates consistency, institutionalizes a culture of open government and creates a equilibrium between transparency and privacy; and

**WHEREAS**, the implementation of an open data ordinance creates accessibility to government programs, services and proceedings by requiring city departments to make datasets available in a timely and efficient manner; and

**WHEREAS**, in commitment to the spirit of open government, the City of Jackson will consider public information to be open by default and will proactively publish data and data containing information; and

WHEREAS, the enacting of an open data ordinance increases the availability of information, civic engagement, interoperability among city departments, and innovative solutions to government problems.

IT IS THEREFORE ORDERED the following shall take effect upon passage:

#### SECTION 1: DEFINITIONS

- a. "Chief Information Officer" means the person who represents innovation, technology and or performance.
- b. "Data" means final versions of factual, statistical, geographical information in alphanumeric form, that's regularly created or maintained by a department that records a measurement, transaction or determination related to the mission of the City of Jackson.
- c. "Department" means any City of Jackson department, office, administrative unit, commission, board, advisory committee, authority, or division, including City Council.
- d. "Governance Committee" means the Committee which consists of at least fifteen (15) persons, designated by the Mayor of the City of Jackson. The pool of designees shall consist of City employees and local community leaders.
- d. "Public Data" means data available for disclosure.
- e. "Open Data" means the free accessibility and availability of data to increase citizen participation.
- f. "Open Data Portal" means the internet site established and maintained on behalf of the City of Jackson.

#### SECTION 2: OPEN DATA AVAILABILITY

- a. Within one month of the effective date of this article, all departments shall make public data available on the internet through the data portal.

#### SECTION 3: OPEN DATA PORTAL

- a. The Open Data Portal shall serve as the authoritative source for open data provided by the City of Jackson.
- b. Any Open Data made accessible on the City of Jackson's open data portal shall use an Open Format.

#### SECTION 4: OPEN DATA AUTHORITY AND RESPONSIBILITIES

- a. All departments shall:
  - i. Make reasonable efforts to make publicly available all data under the City's control in compliance with the rules, guidelines, and technical standards promulgated by the Chief Information Officer (CIO). If the City is unable to disclose particular data sets, it must report its reasons to the CIO and the City Council;
  - ii. Designate Data Coordinators ("DC") after the effective date of this Article, who will oversee implementation and compliance with applicable Open Data Policies. The DC shall assist the CIO in preparing a public open data plan for the City, which shall include a timeline, a summary description of all data sets under the control of the City, and proposed data sets to be made public data. The DCs shall also attend Open Data Governance Committee meetings at the request of the CIO.

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- iii. The CIO shall create an online mechanism for public participation in order to receive feedback regarding the City's public data. The CIO shall respond to the feedback when appropriate in a timely manner.
- b. The CIO of the City of Jackson shall have the following responsibilities:
- i. After public participation and consultation with the departments, create rules and guidelines to determine which data sets are appropriate for public disclosure. These rules and guidelines shall be made publicly available on [www.jacksonms.gov](http://www.jacksonms.gov). These rules and guidelines shall be promulgated within a year of the effective date and amended as needed.
  - ii. After public participation and consultation with the departments, create technical standards to ensure the public data's uniformity of format(s), machine readability, downloadable and accessibility to the public at no cost. These technical standards shall be made publicly available on [www.jacksonms.gov](http://www.jacksonms.gov) or its successor website. These technical standards shall be promulgated within a month of the effective date of this Article and amended as needed.
  - iii. After public participation and consultation with agencies, develop terms of use that makes public data free of charge. The terms of use shall be promulgated within a month of the effective date of this Article and amended as needed.
  - iv. Work with the Purchasing/Procurement Manager to develop contract provisions to promote open data policies in the City's procurement.
  - v. In promulgating rules, guidelines, technical standards, or other open data policies, appropriately consider and balance the benefits of open data and government transparency with the need to protect from disclosure that is proprietary, confidential, privileged, or protected by other applicable law or contract.
  - vi. Convene a Governance Committee composed of DCs when necessary.
  - vii. Provide an annual public report to the Mayor and City Council on the implementation, progress, and evolution of the city's Open Data policies.
  - viii. Establish an online mechanism for public participation in order to receive and respond to feedback regarding public data and Open Data policies.
  - ix. Proactively partner with other cities and localities and other relevant entities as appropriate to expand the city's public data to reflect and meet the needs of the actual lived experience in the Jackson metro area.
- c. Governance:
- i. Implementation of the open data initiative and legislation will be overseen by the Governance Committee, which will work with the City's departments and divisions to:
    - 1. Identify a lead open data coordinator for each City department. This lead will be responsible for management that department's participation in the Open Data Initiative;
    - 2. Oversee the creation of a comprehensive inventory of datasets held by each City department which is published to the Open Data Portal and regularly updated;

3. Develop and implement a process for determining the relative level of risk and public benefit associated with potentially sensitive, non-protected information so as to make a determination about whether and how to publish it;
  4. Develop and implement a process for prioritizing the release of datasets to the Open Data Portal which takes into account new and existing signals of interest from the public, the City's programmatic priorities, existing opportunities for data use in the public interest; and cost;
  5. Establish processes for publishing datasets to the Open Data Portal, including processes for ensuring that datasets are reviewed for use-appropriate formats, quality, timeliness, and exclusion of protected and sensitive information;
  6. Develop and oversee a routinely updated, public timeline for new dataset publication; and
  7. Ensure that published datasets are available for bulk download.
- ii. In order to increase and improve use of the City's Open Data, the Governance Committee will actively encourage department and public participation by providing regular opportunities for feedback and collaboration.
- d. Office of Innovation and Performance:
- i. Maintain and keep secure the data portal.
  - ii. Provide education and analytical tools for departments to improve their open data efforts.
  - iii. Assist departments with open data policy compliance by working with the DCs, collecting and reviewing departments' proposed public data.
  - iv. Analyze and report the usage of open data on the data portal.

#### SECTION 5: OPEN DATA LEGAL POLICY

- a. Public data made available on the City of Jackson's data portal shall be provided as a public service, on an "as is" basis, and for informational purposes only. Although the City will strive to ensure that such public data are accurate, the City shall make no warranty, representation or guaranty of any type as to the content, accuracy, timeliness, completeness or fitness for any particular purpose or use of any public data provided on such portal; nor shall any such warranty be implied, including, without limitation, the implied warranties of merchantability and fitness for a particular purpose. The City shall assume no liability for:
  - i. Any errors, omissions or inaccuracies in the public data provided on the data portal regardless of how caused; or
  - ii. Any decision made or action take or not taken by anyone using or relying upon such public data;
  - iii. Any virus or other damage to any computer that might occur during or as a result of accessing such portal or the public data provided therein; or
  - iv. Any other act identified in any disclaimer of liability or indemnification provision or any other provision set forth in this Article.

- b. The City shall reserve the right to discontinue availability of content on the data portal at any time and for any reason. If a data set is made accessible by a city department on the data portal and such city department is notified or otherwise learns that any data set or portion thereof posted on the data portal is factually inaccurate or misleading or is protected data, the city department shall, as appropriate, promptly correct or remove, or cause to be corrected or removed, such data from the data portal and shall so inform the CIO.
  
- c. Nothing in this Article shall be construed to create a private right of action to enforce any provision of this Article Failure to comply with any provision of this Article shall not result in any liability to the City.

**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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There came on for consideration Agenda Item No. 10:

**ORDER APPROVING CLAIMS NUMBER 2350 TO 2783, APPEARING AT PAGES 372 TO 437 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$3,999,529.41 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.** Said item would be held until the end of the meeting.

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 2350 TO 2783 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 2350 to 2783 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$146,856.39 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:

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>	<b>TO PAYROLL FUND</b>
GENERAL FUND		2,055,954.01
PARKS & RECR		70,952.23
LANDFILL FUND		22,174.92
SENIOR AIDES		2,578.72
WATER/SEWER OPER & MAINT		201,677.24
PAYROLL FUND		906.00
PAYROLL	146,856.39	
EARLY CHILDHOOD		59,788.81
HOUSING COMM DEV		6,745.27
TITLE III AGING PROGRAMS		4,182.72
AMERICORP CAPITAL CITY REBUILD		11,072.40
TRANSPORTATION FUND		8,522.62
T-WARNER PA/GA FUND		4,553.89
SAMSHA		2,406.80

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TOTAL \$2,451,515.63

**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 RESCIND AN AMENDMENT TO ANTENNA SITE LICENSE AGREEMENT WITH VERIZON WIRELESS PERSONAL COMMUNICATIONS, LP D/B/A VERIZON WIRELESS, A DELAWARE LIMITED LIABILITY COMPANY.**

**WHEREAS**, on June 30, 2015 the governing authorities for the City of Jackson authorized the Mayor to execute amendments to an Antenna Site License Agreement with Verizon Wireless; and

**WHEREAS**, pursuant to the Order, Verizon Wireless was to install additional antennas or equipment to the Police Training Academy/196966; and

**WHEREAS**, shortly after obtaining Council approval, Verizon Wireless informed the Telecommunication Division that the planned project had been cancelled and that it no longer planned to install the additional antennas/equipment on the above-referenced sites; and

**WHEREAS**, Verizon Wireless' decision not to pursue this project has resulted in the City's need to rescind the previously executed order.

**IT IS HEREBY ORDERED** that the June 30, 2015 order authorizing the Mayor to execute an agreement with Verizon Wireless be rescinded as indicated.

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

Yeas- Hendrix, Priester, Stamps and Stokes.

Nays- Foote.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MOBILE APPLICATION CUSTOMER AGREEMENT WITH CITY SOURCED, INC.**

**WHEREAS**, the City of Jackson's Information Technology Division solicited quotes from local and other information technology providers requesting quotes for a mobile application services agreement; and

**WHEREAS**, two vendors responded to the request; and

**WHEREAS**, Citysourced, Inc.'s proposed quote was the lowest and best quote received; and

**WHEREAS**, Citysourced will provide, among other things, a custom co-branded app, a smart phone app store entry, unlimited telephone support, live online training seminar, and integration with major CRM providers; and

**WHEREAS**, the system will interface with the City's current Cityworks system which stores 311 calls; and

**WHEREAS**, the system also will import existing questions, workflow, departments, divisions, service request, and categories from Timmon's Request Logistics into new service request web platform front-end for CityWorks; and



**WHEREAS**, the system will provide full featured mobile-app (Apple and Android) for phones and tablets that integrates with new service request web platform, CityWork, and GIS servers; and

**WHEREAS**, implementation and maintenance of the Service Request Mobile and Web based system have been analyzed and execution of an agreement for the Citysourced system is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute the agreement with Citysourced, Inc., and any other necessary documents, providing for the implementation and maintenance of the system comprising the Mobile Application Customer Agreement, at a total cost of \$17,900.00.

**Council Member Stamps** moved adoption; **Council Member Stokes** 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 AN AGREEMENT WITH MYTHICS FOR THE MAINTENANCE OF SIX ORACLE SUN T3 SERVERS, TWO SUN FIRE X2270 SERVERS AND ASSOCIATED HARDWARE ITEMS.**

**WHEREAS**, the City of Jackson owns six Oracle Sun T3 servers, two Sun Fire X2270 servers, and associated hardware items; and

**WHEREAS**, the maintenance agreement on the servers and the associated hardware expires on February 23, 2016; and

**WHEREAS**, the maintenance needs for this hardware have been analyzed and it determined that there is a continued need for maintenance support on the servers and related hardware; and

**WHEREAS**, Mythics has agreed to provide maintenance support on the servers and related hardware at a cost of \$17,286.67 per year.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute maintenance agreements with Mythics for the maintenance of the City's six Oracle Sun T3 servers, two Sun Fire X2270 servers, and associated hardware items, at a cost of \$17,286.67 per year, beginning on the last date of contract execution by both parties through February 22, 2016.

**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 AN AGREEMENT WITH CIVICPLUS FOR THE PURCHASE OF ANNUAL MAINTENANCE FOR THE GOVERNMENT CONTENT MANAGEMENT SYSTEM.**

**WHEREAS**, the City of Jackson purchased the Government Content Management System ("GCMS") software and associated product and service package from CivicPlus; and

**WHEREAS**, the GCMS software provides support for the City of Jackson's website hosting; and

**WHEREAS**, the GCMS software also allows municipal website administrators to manage critical aspects of their online presence; and

**WHEREAS**, the maintenance agreement for the GCMS software expired on December 31, 2015 and is currently due for renewal; and

**WHEREAS**, CivicPlus is the sole provider of GCMS software and the associated product and service package; and

**WHEREAS**, maintenance and hosting needs for this site have been analyzed and purchase of maintenance for this site is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute an agreement with CivicPlus for the purchase of a maintenance agreement for the Government Content Management System software at a cost of \$14,543.28, for the period beginning on the final date of contract execution by both parties through December 31, 2016.

**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 AN AGREEMENT WITH DLT SOLUTIONS, LLC FOR MAINTENANCE RENEWAL OF ORACLE FINANCIALS AND ORACLE FINANCIALS INTELLIGENCE SOFTWARE.**

**WHEREAS**, the City of Jackson uses Oracle to operate its Oracle Financial Intelligence, and Oracle Financials systems; and

**WHEREAS**, these systems are used to run our budget database; and

**WHEREAS**, the maintenance agreement for the software has expired and needs to be renewed; and

**WHEREAS**, the City received quotes from two vendors, Mythics, Inc and DLT Solutions, LLC; and

**WHEREAS**, the quote from DLT Solutions, LLC was the lowest and best quote; and

**WHEREAS**, DLT Solutions, LLC proposed a one-year maintenance agreement that covers the Oracle Financials and Oracle Financials Intelligence Software Systems; and

**WHEREAS**, maintenance needs for all Oracle software have been analyzed and execution of maintenance agreements for the Oracle software is recommended.

**IT IS THEREFORE ORDERED** that the Mayor be authorized to execute agreements with DLT Solution, LLC providing for maintenance of software comprising the Oracle Financials and Oracle Financials Intelligence, said maintenance being provided at a cost of \$55,122.76 per year.

**IT IS, FURTHER, ORDERED** that authorization be granted for automatic renewal of Oracle software maintenance on an annual basis, at a cost to be determined, unless advance notice of termination is given by the City.

**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 AMENDMENT NO. 1 TO THE BANC OF AMERICA PUBLIC CAPITAL CORPORATION MASTER LEASE PURCHASE AGREEMENT.**

**WHEREAS**, Banc of America Public Capital Corporation (“Banc”) and the City of Jackson, Mississippi (“City”) are parties to a Master Lease Purchase Agreement dated September 30, 2015 (“Agreement”); and

**WHEREAS**, Banc and City desire to amend a provision of the Agreement that relates to timely payments for undisputed lease payments.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute Amendment No. 1 to the Master Lease Purchase Agreement to amend a provision of the Agreement that relates to timely payments for undisputed lease payments.

**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 AN AGREEMENT WITH FIS FOR THE PURCHASE OF AN ANNUAL MAINTENANCE SERVICES FOR THE CITY OF JACKSON’S ONESOLUTION PERMITTING SYSTEM SOFTWARE.**

**WHEREAS**, the City of Jackson previously purchased OneSolution software from SunGard Public Sector, Inc., which is now FIS; and

**WHEREAS**, the City of Jackson uses the OneSolution software for its permitting system; and

**WHEREAS**, the maintenance agreement for the OneSolution software has expired and is due for renewal; and

**WHEREAS**, FIS is the sole provider of maintenance agreements for the OneSolution software; and

**WHEREAS**, the maintenance needs for this system have been analyzed and the purchase of maintenance for this system is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute an agreement with FIS for the purchase of a maintenance service agreement at a cost of \$24,647.10 for the period beginning on the last date of execution by both parties and lasting through October 31, 2016.

**IT IS, FURTHER, ORDERED** that the Mayor is authorized to execute any and all documents necessary to affect this Order.

Council Member Stokes moved adoption; Council Member Stamps seconded.

Yeas- Foote, Priester, Stamps and Stokes.

Nays- Hendrix.

Absent- Barrett-Simon and Tillman.

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**ORDER ACCEPTING THE BID OF JEFCOAT CONSTRUCTION, LLC FOR CONSTRUCTION SERVICES FOR THE BATTLEFIELD PARK PROJECT, PROJECT NUMBER 3B8001.**

WHEREAS, the Battlefield Park Project advertised for bids on September 3 and 10, 2015; and

WHEREAS, two (2) bids were received in response to the City's advertisement for bids and opened on October 6, 2015; and

WHEREAS, the bid received from Jefcoat Construction, LLC, in the amount of \$407,000.00, was the lowest bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Jefcoat Construction, LLC as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Jefcoat Construction, LLC, in the total amount of \$407,000.00, for the Battlefield Park Project is accepted as the lowest and best bid in accordance with the City's Advertisement For Bidders; said bid and the specifications are placed on file with the Department of Public Works, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

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 ACCEPTING THE BID OF JEFCOAT RECREATION, LLC, FOR CONSTRUCTION SERVICES FOR THE JAYNE AVENUE PARK PLAYGROUND RESURFACING PROJECT, PROJECT NUMBER 5B8002 AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH SAID COMPANY.**

WHEREAS, the Jayne Avenue Park Playground Resurfacing Project advertised for bids on May 28 and June 4, 2015; and

WHEREAS, three (3) bid(s) were received in response to the City's advertisement for bids and opened on July 7, 2015; and

WHEREAS, the bid received from Jefcoat Recreation, LLC in the amount of \$12,252.39, was the lowest bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Jefcoat Recreation, LLC as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Jefcoat Recreation, LLC opened July 7, 2015, being the lowest and best bid for Jayne Avenue Park Playground Resurfacing Project, at and for the total amount of \$12,252.39, is accepted.

**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 SOLE SOURCE ANNUAL SERVICE MAINTENANCE CONTRACT FOR THE TROJAN UV SWIFT LOCATED AT THE O.B. CURTIS AND THE J.H. FEWELL WATER TREATMENT PLANTS.**

**WHEREAS**, the City has purchased ultraviolet (UV) disinfection systems to produce drinking water at O.B. Curtis Water and J.H. Fewell Water Treatment Plants; and

**WHEREAS**, the ultraviolet (UV) lamps require annual service and will fail if not properly maintained by a factory-authorized technician; and

**WHEREAS**, Environmental Technical Sales, Inc., (ETEC), 7731 Office Park Blvd., Baton Rouge, LA 70809, is the sole source provider of the required labor and service; and

**WHEREAS**, the cost for the labor and service for the Annual Service Maintenance Contract includes four (4) quarterly maintenance trips by a certified Trojan Service Technician and up to two (2) emergency trips if required. The total cost for the Annual Service Maintenance Contract is \$72,128.00.

**IT IS HEREBY ORDERED** that an agreement is authorized with Environmental Technical Sales, Inc. (ETEC) in the amount of \$72,128.00 for the annual service maintenance to the ultraviolet (UV) disinfection systems.

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

**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 AMENDING THE FISCAL YEAR 2015-2016 BUDGET OF THE CITY OF JACKSON WATER AND SEWER BUSINESS ADMINISTRATION AND AUTHORIZING THE PURCHASE OF SEVEN (7) 5500 SERIES SENSUS TOUCHREAD HANDHELD DEVICES TO INPUT FIELD METER READINGS.**

**WHEREAS**, Sensus Water Meter Devices are a sole source product, sold and distributed in Mississippi by HD Supply Waterworks exclusively. No other company makes a similar or competing product. There are no other agents or dealers authorized to represent this product in Mississippi; and

**WHEREAS**, the water meter readers presently only have five (5) handheld devices that are in fair working condition and eleven (11) that are not repairable; and

**WHEREAS**, the seven (7) new 5500 Series Sensus Touchread Handheld Devices will replace seven (7) of the eleven (11) devices that are not repairable. These handheld devices are necessary for continued meter reading in the event of a possible electrical outage, for manual meter readings through the transition period to AMI and for the customers in Byram, Mississippi; and

**WHEREAS**, these unanticipated needs and allocations in the amount of \$35,000.00 have arisen since the adoption of the Fiscal Year 2015-2016 City of Jackson Budget for the Water and Sewer Business Administration; and

**WHEREAS**, the Fiscal Year 2015-2016 City of Jackson Budget needs to be amended to provide funding for these specific unanticipated needs; and

**WHEREAS**, the following fund is being amended:

From: 031-520106431 (\$35,000.00)  
To: 031-520206847 \$35,000.00

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2014-2015 Budget be revised in the amount of \$35,000.00 as follows:

To/From	Fund/Account Number	Amount
From	031-520106431	(\$35,000.00)
To	031-520206847	\$35,000.00

**IT IS FURTHER ORDERED** that a purchase agreement is authorized with HD Supply Waterworks Company for seven (7) new 5500 Series Sensus Handheld Devices for a total cost of \$29,734.32 to be paid from the Water Enterprise Fund.

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

Yeas- Foote, Hendrix, Priester and Stokes.

Nays- Stamps.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A 48-MONTH RENTAL AGREEMENT WITH THE ADVANTAGE BUSINESS SYSTEM FOR A BIZHUB 364 DIGITAL SYSTEM PRINTER TO BE USED BY THE WATER MAINTENANCE DIVISION OF THE DEPARTMENT OF PUBLIC WORKS.**

**WHEREAS**, the Water Maintenance & Distribution of the Department of Public Works desires to enter into a 48-month rental agreement of a copier machine; and

**WHEREAS**, the Advantage Business System provides a BIZHUB 364 Printer with auxiliary equipment through State of Mississippi Contract 5-600-13963; and

**WHEREAS**, the Advantage Business System has an office located in the City of Jackson; and

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

**IT IS, THEREFORE, ORDERED** that an agreement is authorized with the Advantage Business System providing for the 48-month rental of a BIZHUB 364 Printer with auxiliary equipment at a cost of \$157.00 per month, which includes 6,000 b/w copies and overages to be billed \$0.79 per copy, maintenance all supplies except staples and paper.

**IT IS FURTHER ORDERED** that payment for said rental is made from Water/Sewer 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 Items No. 31 and 34 be moved forward on the agenda. Hearing no objections, the Clerk read the following:

**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH HINDS COUNTY, MISSISSIPPI RELATED TO THE MOTOROLA RADIO-SYSTEM E-911 SERVICE SYSTEM.**

**WHEREAS**, the City of Jackson, Mississippi (“City”) and Hinds County, Mississippi (“County”) previously entered into an Interlocal Agreement to combine radio communications operations for the City’s Police and Fire Departments and Hinds County, Mississippi; and

**WHEREAS**, recently, the County informed the City that it had elected to join the MSWIN system; and

**WHEREAS**, the MSWIN system is a system promoted by the State of Mississippi that provides a state-wide radio communications system for first-responders; and

**WHEREAS**, Motorola engineered and designed a system expansion of the statewide MSWIN system to include the City of Jackson and Hinds County; and

**WHEREAS**, pursuant to the agreement Motorola has agreed to provide the City with, among other things, all new P25 Phase 2 compliant radio dispatcher console system management terminal equipment, mobiles, portable radios, control stations for the City’s Police and Fire Departments, and fire alert system for the City’s fire Department; and

**WHEREAS**, these items will ensure that the City of Jackson’s Police and Fire Departments have equipment that is up to date and efficient; and

**WHEREAS**, the equipment and services are being provided at no additional cost to the City, except for maintenance and software upgrades for an amount not to exceed One Hundred and Forty Thousand Dollars and No Cents (\$140,000.00); and

**WHEREAS**, based on the above, the City’s Telecommunications Division, recommends that the City of Jackson, Mississippi execute an Interlocal agreement with Hinds County, Mississippi regarding the Motorola Radio System for the E-911 services, pending final in-building test results, for a five year term for an amount not to exceed One Hundred and Forty Thousand Dollars and No Cents (\$140,000.00).

**IT IS THEREFORE ORDERED**, pursuant to Miss. Code Ann. § 17-13-1, et seq, as amended, that the Mayor be authorized to execute an Interlocal agreement with Hinds County, Mississippi related to the Motorola Radio System for the E-911 services for a five year term for an amount not to exceed One Hundred and Forty Thousand Dollars and No Cents (\$140,000.00).

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

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**Council Member Priester** recused himself due to a conflict of interest and left the room at 12:03 p.m.

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**Vice President Hendrix** recognized **Paula Merritt, Armaan Anding** and **Willie Bozeman** of Motorola, Inc. who provided the Council with a brief overview of the proposed Interlocal agreement.

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After a thorough discussion, **Vice President Hendrix** called for a vote:

Yeas- Foote, Hendrix and Stokes.

Nays- Stamps.

Recusal- Priester.

Absent- Barrett-Simon and Tillman.

**Note: Council Member Stokes** stated for the record that none of the Council members were in favor of said interlocal agreement but for the safety of the employees of the Jackson Fire and Police Departments, the majority of the Council voted in favor of said item.

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**President Priester** returned to the meeting at 12:45 p.m.

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**ORDER AUTHORIZING THE CHIEF OF POLICE AND THE MAYOR OF THE CITY OF JACKSON TO ENTER INTO THE "FEDERAL EQUITABLE SHARING AGREEMENT."**

**WHEREAS**, the City of Jackson Police Department wishes to continue a Federal Equitable Sharing Agreement with the Federal Government; and

**WHEREAS**, the Equitable sharing Agreement sets forth the requirements for participating in the Federal Equitable Sharing program and outlines the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably-shared with participating law enforcement agencies; and

**WHEREAS**, the agreement will allow the City of Jackson Police Department to receive its equitable share of federally forfeited cash, property proceeds, and interest earned based upon the department's contribution to the case(s) being worked; and

**WHEREAS**, signatures of the agency head and governing body are required by the United States Department of Justice annually to acknowledge the parties understanding of the agreement being entered.

**IT IS HEREBY ORDERED** that the Mayor is authorized to enter into the Federal Equitable Sharing Agreement.

**IT IS FURTHER ORDERED** that the Mayor may execute any and all documents and agreements necessary to accomplish and affect the purposes and intent of this order.

**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 48-MONTH RENTAL AND MAINTENANCE AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR DIGITAL IMAGING SYSTEMS TO BE USED BY THE DEPARTMENT OF PUBLIC WORKS, DIVISION WATER/SEWER BUSINESS ADMINISTRATION.**

**WHEREAS**, the Department of Public Works, Water/Sewer Business Administration desires to enter into a 48- month rental and maintenance agreement for a digital copier/printer; and



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

- BIZHUB 227 to replace BIZHUB 223 for Meter Reading Service Connections – At a monthly rental of \$81.00 and maintenance of \$11.85, includes all supplies except paper and staples, includes 1,500 b/w copies and overages at .0079 cents per copy all over 1,500.

WHEREAS, the digital copier/printer offered by Advantage Business Systems is capable of producing service order requests accurately and efficiently.

IT IS, THEREFORE, ORDERED that an agreement be authorized with Advantage Business System providing for the 48-month rental and maintenance of said equipment for a monthly cost of \$92.85, which includes 1,500 b/w copies, overages at .0079 cents per copy, all supplies except staples and paper.

IT IS FURTHER ORDERED that payment for said rental and maintenance be made from the Water Enterprise Fund.

Council Member Stokes moved adoption; Council Member Stamps seconded.

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

Nays- None.

Absent- Barrett-Simon and Tillman.

\*\*\*\*\*

**ORDER AUTHORIZING AND APPROVING THE CDBG REPAYMENT SCHEDULE TO THE CITY'S LINE OF CREDIT AS REQUIRED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) PURSUANT TO THE 2014 CDBG MONITORING OF THE JRA/FARISH STREET PROPERTIES.**

WHEREAS, the City of Jackson's Community Development Block Grant (CDBG) program underwent a compliance monitoring review during the period of July 28 – August 5, 2014 for funds expended and projects open for Program Years 1997, 1998, 1999, 2010, 2011 and 2012 by the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, a written report was issued to the City on September 8, 2014 as a result of the monitoring review in which findings were cited where regulatory or statutory requirements were violated; and

WHEREAS, HUD, by said written report, has required the City to reimburse the City's CDBG Line of Credit for expenditures on projects that HUD determined to be ineligible pursuant to a specified repayment schedule.

IT IS, THEREFORE, ORDERED that the Mayor be authorized and approved to execute any and all documents necessary to comply with the repayment schedule reimbursing the City's CDBG Line of Credit using non-federal funds as required by HUD as follows:

First payment:	December 31, 2016	\$503,603.34
Second payment:	December 31, 2017	\$503,603.33
Third payment:	December 31, 2018	\$503,603.33

Council Member Stokes moved adoption; Council Member Hendrix seconded.

Yeas- Foote, Hendrix, Stamps and Stokes.

Nays- Priester.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AND SUBMIT AN APPLICATION AND RELATED DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT A CERTIFIED LOCAL GOVERNMENT GRANT FISCAL YEAR 2016 (CLGFY2016) FROM THE MISSISSIPPI DEPARTMENT OF ARCHIVES AND HISTORY (MDAH) TO PERFORM PHASE II FOR WINDOW REHABILITATION OF SMITH ROBERTSON MUSEUM AND CULTURAL CENTER.**

**WHEREAS**, the City of Jackson is a Certified Local Government (CLG) designated by the Mississippi Department of Archives and History (MDAH), and as such, is eligible for state grant monies to implement the goals of Jackson's historic preservation program; and

**WHEREAS**, the Jackson Historic Preservation Commission is mandated by Ordinance to ensure harmonious, orderly and efficient growth and development of the City, and to effect and accomplish the protection, enhancement and perpetuation of historic properties which represent distinctive elements of the City's cultural, social, economic, political and architectural heritage; and

**WHEREAS**, the City of Jackson has received grant funds for thirteen(13) important preservation planning projects in past years, including the survey and national registration for Poindexter Park Neighborhood in 1995; the survey to identify the potential for local or national designation in 1996, which include Alta Woods, Washington Addition, Glenmary Street and others; preparation of the Belhaven & Heights Historic District Design Guidelines in 2001; a 2004 CLG grant to begin the project to replace signs; preparation for Downtown Design Guidelines in 2008; a 2010 CLG grant to replace the street signs in the Farish Neighborhood Historic District; national registration nomination for the Belhaven Historic District in 2011 and the national register nomination for the Medgar Evers Historic Neighborhood District in 2012; and

**WHEREAS**, the City of Jackson has received a CLGFY2015 Grant to perform phase I for window rehabilitation of Smith Robertson Museum and Cultural Center; and

**WHEREAS**, the MDAH has informed the Department of Planning and Development and the Jackson Historic Preservation Commission that the City of Jackson is eligible to submit a Certified Local Government Grant Application to apply for the CLGFY2016 for the phase II window rehabilitation of the Smith Robertson Museum; and

**WHEREAS**, this project is an eligible activity under the CLGFY2016 Grant.

**IT IS, THEREFORE ORDERED** that the Mayor is authorized to execute and submit an application and related documents necessary to apply for and accept for a CLGFY2016 Grant from the Mississippi Department of Archives and History for the phase II window rehabilitation of the Smith Robertson Museum, and to execute any and all related documents pertaining to the receipt of said grant.

**Council Member Stamps** moved adoption; **Council Member Stokes** 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 AND SUBMIT AN APPLICATION AND RELATED DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT A CERTIFIED LOCAL GOVERNMENT GRANT FISCAL YEAR 2016 (CLGFY2016) FROM THE MISSISSIPPI DEPARTMENT OF ARCHIVES AND HISTORY (MDAH) TO PERFORM PHASE II FOR WINDOW REHABILITATION OF SMITH ROBERTSON MUSEUM AND CULTURAL CENTER.**

**WHEREAS**, the City of Jackson is a Certified Local Government (CLG) designated by the Mississippi Department of Archives and History (MDAH), and as such, is eligible for state grant monies to implement the goals of Jackson's historic preservation program; and

**WHEREAS**, the Jackson Historic Preservation Commission is mandated by Ordinance to ensure harmonious, orderly and efficient growth and development of the City, and to effect and accomplish the protection, enhancement and perpetuation of historic properties which represent distinctive elements of the City's cultural, social, economic, political and architectural heritage; and

**WHEREAS**, the City of Jackson has received grant funds for thirteen (13) important preservation planning projects in past years, including the survey and national registration for Poindexter Park Neighborhood in 1995; the survey to identify the potential for local or national designation in 1996, which include Alta Woods, Washington Addition, Glenmary Street and others; preparation of the Belhaven & Heights Historic District Design Guidelines in 2001; a 2004 CLG grant to begin the project to replace signs; preparation for Downtown Design Guidelines in 2008; a 2010 CLG grant to replace the street signs in the Farish Neighborhood Historic District; national registration nomination for the Belhaven Historic District in 2011 and the national register nomination for the Medgar Evers Historic Neighborhood District in 2012; and

**WHEREAS**, the City of Jackson has received a CLGFY2015 Grant to perform phase I for window rehabilitation of Smith Robertson Museum and Cultural Center; and

**WHEREAS**, the MDAH has informed the Department of Planning and Development and the Jackson Historic Preservation Commission that the City of Jackson is eligible to submit a Certified Local Government Grant Application to apply for the CLGFY2016 for the phase II window rehabilitation of the Smith Robertson Museum; and

**WHEREAS**, this project is an eligible activity under the CLGFY2016 Grant.

**IT IS, THEREFORE ORDERED** that the Mayor is authorized to execute and submit an application and related documents necessary to apply for and accept for a CLGFY2016 Grant from the Mississippi Department of Archives and History for the phase II window rehabilitation of the Smith Robertson Museum, and to execute any and all related documents pertaining to the receipt of said grant.

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

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**ORDER AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE MISSISSIPPI TRANSPORTATION COMMISSION ACTING BY AND THROUGH THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION FOR THE PROVISION OF TRANSPORTATION SERVICES TO ELDERLY INDIVIDUALS AND INDIVIDUALS WITH DISABILITIES IN THE CITY OF JACKSON FOR FY 2015-16, AFFECTING RESIDENTS CITYWIDE.**

**WHEREAS**, the City of Jackson has sponsored a transportation program benefitting elderly individuals and individuals with disabilities since 1972; and

**WHEREAS**, the Mississippi Department of Transportation has previously awarded monies to the assist the City of Jackson in its efforts to provide transportation to elderly individuals and individuals with disabilities; and

**WHEREAS**, the Mississippi Department of Transportation's assistance has been in the form of providing approximately 80% of funding required to procure vehicles used for the program; and

**WHEREAS**, the City of Jackson provides matching funds equivalent to 20% for the procurement of the vehicles and also provides other resources and in-kind services for the program, including but not limited to paying salary and fringe benefits for drivers; and

**WHEREAS**, the City Council by Council Order dated March 5, 2015 and found in Book 6G at Page 449 authorized an application for funding through the Mississippi Department of Transportation 5310 Grant Program for the provision of transportation services to elderly individuals and individuals with disabilities; and

**WHEREAS**, the Transit Services Division has identified a need to purchase passenger vans to support and enhance its transportation services to elderly individuals and individuals with disabilities; and

**WHEREAS**, the Mississippi Department of Transportation has offered and agreed to purchase on behalf of the City under the 5310 Program two 17-passenger vans having a total cost of \$85,970, for which the City of Jackson will provide a 20% match towards the purchase in the amount of \$17,194.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute an Agreement to accept funding through the Mississippi Department of Transportation pursuant to a Section 5310 Program Agreement for the provision of transportation services to elderly individuals and individuals with disabilities in the City of Jackson.

**IT IS FURTHER ORDERED** that the City will provide the 20% match required in the amount of \$17,194 toward the purchase of two 17-passenger vans to support and enhance transportation services to elderly individuals and individuals with disabilities.

**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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There came on for consideration Agenda Item No. 32:

**ORDER AUTHORIZING THE CITY OF JACKSON TO RESOLVE ALL CLAIMS ARISING FROM THE MATTER STYLED "AMICA CEASAR VS. THE CITY OF JACKSON MISSISSIPPI; REBECCA COLEMAN, IN HER OFFICIAL CAPACITY AS THE CHIEF OF POLICE; OFFICER JUSTIN HARPER AND JOHN DOES 1-5; ET AL"; UNITED STATES DISTRICT COURT SOUTHERN DISTRICT NO: 3:12CV687-CWR-FKB.** Said item would be held until the end of the Agenda.

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**ORDER REVISING THE FISCAL YEAR 2016 BUDGET FOR CONSTITUENT SERVICES.**

**WHEREAS**, certain needs and allocations in the amount of \$48,288.46 have arisen since the adoption of Fiscal Year 2015-2016 budget; and

**WHEREAS**, the Fiscal Year 2015-2016 budget needs to be revised to provide funding to P.E.G. from the Department of Constituent Services; and

**WHEREAS**, the following fund is being revised:  
300-44346-6112 - \$48,288.46

**IT IS, THEREFORE ORDERED** that the Fiscal Year 2015-2016 budget be revised in the amount of \$48,288.46 as follows:

To/From	Fund/Account Number	Amount
From:	001-40170-6112	(\$48,288.46)
To:	300-44346-6112	(\$48,288.46)

**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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**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AUTHORIZING THE SUBMITTAL OF APPLICATIONS TO HAVE BUSINESSES BOUNDED BY PEARL STREET, STATE STREET, COMMERCE STREET, AND TOMBIGBEE STREET, JACKSON, MISSISSIPPI DESIGNATED AS A QUALIFIED RESORT AREA.**

**WHEREAS**, the City Council of Jackson acknowledges the importance of promoting downtown Jackson's range of uses, marketing its distinction, and encouraging activity around the clock to attract a broader range of users and tourists; and

**WHEREAS**, the City Council of Jackson recognizes the support of arts, culture, and entertainment contributes broadly to the revitalization of urban areas; and

**WHEREAS**, City Council of Jackson appreciates the long-term investments, operations and associated activities made by the businesses within the bounded area; and

**WHEREAS**, the City Council of Jackson is authorizing the submission of applications to the State Tax Commission, Alcoholic Beverage Control Division that the businesses in the bounded area be designated as a qualified resort area pursuant to Miss. Code Ann. 67-1-5; and

**WHEREAS**, the specific area under consideration is bounded by Pearl Street, State Street, Commerce Street, and Tombigbee Street.

**IT IS THEREFORE ORDERED** that the Mayor be authorized to submit applications to the Mississippi State Tax Commission to have the above referenced declared as a qualified resort area as defined in Miss. Code Ann. 67-1-5.

**IT IS FURTHER ORDERED** that pending the above-referenced approval, the City of Jackson recognize the aforementioned as an Qualified Resort Area, according to the statute of the State of Mississippi and the State Tax Commission.

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

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**President Priester** recognized **Council Member Hendrix** who requested that said item be tabled until the next Regular Council meeting to allow further amendments to be made. Thereafter, **Council Members Stokes** and **Stamps** withdrew their motion and second.

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**President Priester** tabled said item until the next Regular Council meeting to be held on January 12, 2016 at 6:00 p.m.

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**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
WELCOMING, MR. TONY HUGHES AS THE NEW HEAD FOOTBALL  
COACH AT JACKSON STATE UNIVERSITY.**

**WHEREAS**, Jackson State University has named Mr. Tony Hughes as its new Head Football Coach, JSU Athletic Director Mr. Wheeler Brown announced at a press conference on the JSU campus on Monday morning in the Lee E. Williams Athletic and Assembly Center Hall of Fame Room; and

**WHEREAS**, Mr. Hughes becomes the nineteenth head coach in Jackson State University's history. "Coach Hughes brings over 31 years of experience to the position." Hughes, a Mississippi native, comes to Jackson State University from Mississippi State University, where he spent seven seasons as a key member of the Bulldogs football coaching staff; and

**WHEREAS**, Mr. Hughes is known as one of the top recruiting coordinators in the nation. In 2015, 247Sports.com tabbed him as one of America's top 10 recruiters after Mississippi State hauled in one of the nation's top 16 classes, according to recruiting services. In the Spring he was named assistant head coach; and

**WHEREAS**, "We will recruit players from the state of Mississippi and the local Jackson area," Mr. Hughes said. "I believe that there are enough players in the state;" and

**WHEREAS**, Coach Hughes is married to Mrs. Marion Hughes and they have two sons, Jamison and Jay.

**THEREFORE, BE IT RESOLVED**, that the City Council of Jackson, Mississippi hereby Welcomes, Mr. Tony Hughes as the new Head Football Coach at Jackson State University.

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

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

Nays- None.

Absent- Barrett-Simon and Tillman.

\*\*\*\*\*

**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 2016.**

**WHEREAS**, on November 24, 2015, the City received two sealed bids from The Mississippi Link, 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 2015 calendar year; and

**WHEREAS**, The Mississippi Link submitted the lowest bid, it being in the amount of \$0.05 per word for the first publication; \$0.05 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 \$0.05 per word for the first publication; \$0.05 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 as lowest bid.

**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, 2016 through December 31, 2016, 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 Stamps** moved adoption; **Council Member Priester** seconded.

Yeas- Foote, Hendrix, Priester and Stamps.

Nays- Stokes.

Absent- Barrett-Simon and Tillman.

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**President Priester** requested that Agenda Item No. 39 be moved up on the Agenda. Hearing no objections, the following was discussed:

**DISCUSSION: JACKSON MUNICIPAL AIRPORT AUTHORITY: President Priester** recognized **Council Member Stokes** who expressed concerns regarding possible legislation being proposed in the current Legislative Session that would allow the State of Mississippi to take over operation of the Jackson Municipal Airport.

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**DISCUSSION: REV. DR. MARTIN LUTHER KING, JR.'S ACTIVITIES: President Priester** recognized **Council Member Stokes** who provided the following activities in honor of the Dr. Martin Luther King, Jr. holiday:

- On January 4, 2016 a gospel celebration would be held at Mt. Vision Baptist Church at 6:00 p.m.
- On January 9, 2016 a clean-up campaign would be held at Freedom Corner.
- On January 15, 2016 a MLK Literary contest would be held at Medgar Evers library at 9:00 a.m.
- On January 16, 2016 the Martin Luther King, Jr. Day parade would be held at Freedom Corner at 10:00 a.m.
- On January 18, 2016 a Wreath laying ceremony would be held at 10:00 a.m. at Freedom Corner.

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**ORDER AUTHORIZING THE CITY OF JACKSON TO RESOLVE ALL CLAIMS ARISING FROM THE MATTER STYLED "AMICA CEASAR VS. THE CITY OF JACKSON MISSISSIPPI; REBECCA COLEMAN, IN HER OFFICIAL CAPACITY AS THE CHIEF OF POLICE; OFFICER JUSTIN HARPER AND JOHN DOES 1-5; ET AL"; UNITED STATES DISTRICT COURT SOUTHERN DISTRICT NO: 3:12CV687-CWR-FKB.**

**WHEREAS**, the City of Jackson, Mississippi is a Defendant in the lawsuit styled "Amica Ceasar vs. City of Jackson, et al", in the United States District Court; and

**WHEREAS**, there is a dispute as to the facts and liability in this matter; and

**WHEREAS**, on December 18, 2015, a settlement conference \was held with all parties involved and an agreement was reached; and

**WHEREAS**, the City Council has determined that it is in the best interests on the City of Jackson to resolve all issues and claims against all parties; 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 in return for a complete and final release of the City; and

**WHEREAS**, it is in the best interests of the City of Jackson, Mississippi that the City of Jackson resolve this matter in an amount not exceed \$52,500.00.

**NOW, THEREFORE, IT IS HEREBY ORDERED** by the City Council for the City of Jackson, Mississippi that the Office of the City Attorney should be and is hereby authorized to settle all claims against all parties in the above entitled matter, and to pay Amica Ceasar and her attorney the of \$52,500.00 in return for a complete and final release of the City form any and all liability.

**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 APPROVING CLAIMS NUMBER 2350 TO 2783, APPEARING AT PAGES 372 TO 437 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$3,999,529.41 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 2350 to 2783 appearing at pages 372 to 437, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$3,999,529.41 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:

**TO**

**ACCOUNTS PAYABLE**

**FROM:**

**FUND**

2008 GO STREET CONSTRUCTION FD	78,281.40
2012 ED BYRNE MEMORIAL JUSTICE	199.95
AMERICORP CAPITAL CITY REBUILD	8,026.76
CAPITAL CITY REVENUE FUND	2,110.10
EARLY CHILDHOOD (DAYCARE)	11,170.24
ECONOMIC DEVELOPMENT FUND	1,800.00



**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 29, 2015 10:00 A.M.**

**350**

EDI – SPECIAL PROJECT	61,514.13
EMPLOYEES GROUP INSURANCE FUND	1,713.44
FIRE PROTECTION	4,276.57
G O PUB IMP CONS BD 2003 (\$20M)	9,605.00
GENERAL FUND	525,111.74
HAIL DAMAGE MARCH 2013	4,926.00
HOME PROGRAM FUND	74,358.57
HOUSING COMM DEV ACT (CDBG) FD	56,711.54
JXN CONVENTION & VISITORS BUR	304,319.73
LANDFILL/SANITATION FUND	97,910.53
MADISON SEWAGE DISP OP & MAINT	66.13
NCSC SENIOR AIDES	114.98
P E G ACCESS – PROGRAMMING FUND	8,216.55
PARKS & RECR. FUND	44,660.48
RESURFACING – REPAIR & REPL. FD	114,561.56
SAMSHA – 1 U79 SM061630-01	570.24
STATE TORT CLAIMS FUND	5,890.00
TECHNOLOGY FUND	32,056.72
TRANSPORTATION FUND	973,042.89
VEHICLE POOL FUND	20,278.00
WATER/SEWER CAPITAL IMPR FUND	1,247,801.63
WATER/SEWER OP & MAINT FUND	261,457.37
WATER/SEWER REVENUE FUND	1,772.16
WIRELESS RADIO COMMUNCATION FUND	47,015.00

**TOTAL** **\$3,999,529.41**

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

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**President Priester** recognized **Trivia Jones**, 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 final vote on the Claims Docket:

Yeas- Hendrix, Priester and Stamps.

Nays- Foote and Stokes.

Absent- Barrett-Simon and Tillman.

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The following reports/announcements were provided during the meeting:

- **Mayor Yarber** announced that the City would hold a Roll-Off Dumpster Day on Saturday, January 16, 2016 from 8:00 a.m. until 2:00 p.m. at the following locations:
  - **North-** Smith Wills Stadium, 1200 block of Lakeland Drive, east of the softball field
  - **Central-** Gravel lot just east of 2550 Medgar Evers Boulevard, old Pepsi building west of Jackson Medical Mall
  - **West-** Raines Park, 5260 Clinton Boulevard & Flag Chapel Road, located in the parking lot
  - **South-** Tennis South Court, 1517 McDowell Road, located in the parking lot

- Council Member Stokes announced that the Ward 3 Community meeting would be held on January 4, 2016 at 6:00 p.m. at the Medgar Evers library.

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The meeting was closed in memory of the following individual:

- Lt. Zachary Donaldson

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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 Council Meeting to be held at 6:00 p.m. on Tuesday, January 12, 2016; at 1:51 p.m., the Council stood adjourned.

ATTEST:

APPROVED:

  
\_\_\_\_\_  
CITY CLERK

  
\_\_\_\_\_  
MAYOR                  DATE

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