

**SPECIAL MEETING OF THE CITY COUNCIL  
THURSDAY, MARCH 10, 2016 10:00 A.M.**

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**BE IT REMEMBERED** that a Special Meeting of the City Council of Jackson, Mississippi, was convened in the Council Chambers in City Hall at 10:00 a.m. on March 10, 2016, being the second Thursday of said month, when and where the following things were had and done to wit:

Present: Council Members: Melvin Priester, Jr., President, Ward 2; Tyrone Hendrix, Vice-President, Ward 6; Ashby Foote, Ward 1; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4; Charles Tillman, Ward 5 and Margaret Barrett-Simon, Ward 7. Directors: Marshand Crisler, Deputy Chief Administrative Officer; Debra Jones, Assistant City Clerk; Angela Harris, Deputy City Clerk; Allice Lattimore, Deputy City Clerk and Monica Joiner, City Attorney.

Absent: None.

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

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The invocation was offered by **Pastor James Henley** of Fresh Start Christian Center.

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

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR EASTOVER JACKSON, LLC TO ERECT TWO 148 SQ. FT. BUILDING SIGNS TOTALING 297 SQ. FT. FOR BAKER DONELSON LAW FIRM (THE PRIMARY BUILDING TENANT), WITHIN A CMU-1 ZONE WHICH ALLOWS BUILDING SIGNS TO ONLY BE 15 SQ. FT. IN TOTAL SIGN AREA .**

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**President Priester** recognized **Bill Painter**, a Partner at Baker Donelson Law Firm, who spoke in favor of said Order and requested that the Council approve said variance.

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**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR EASTOVER JACKSON, LLC TO ERECT TWO 148 SQ. FT. BUILDING SIGNS TOTALING 297 SQ. FT. FOR BAKER DONELSON LAW FIRM (THE PRIMARY BUILDING TENANT), WITHIN A CMU-1 ZONE WHICH ALLOWS BUILDING SIGNS TO ONLY BE 15 SQ. FT. IN TOTAL SIGN AREA.**

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There was no opposition from the Public.

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

**ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR EASTOVER JACKSON, LLC TO ERECT TWO 148 SQ. FT. BUILDING SIGNS TOTALING 297 SQ. FT. FOR BAKER DONELSON LAW FIRM (THE PRIMARY BUILDING TENANT), WITHIN A CMU-1 ZONE WHICH ALLOWS BUILDING SIGNS TO ONLY BE 15 SQ. FT. IN TOTAL SIGN AREA.**

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

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

**WHEREAS**, said variance application shall also demonstrate that:

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

**WHEREAS**, Eastover Jackson, LLC, the applicant herein, has requested a variance from the Sign Ordinance regulations to erect two 148 sq. ft. building signs totaling 297 sq. ft. for Baker Donelson Law Firm (the primary building tenant), within a CMU-1 zone which allows building signs to only be 15 sq. ft. in total sign area.

**IT IS THEREFORE, ORDERED** that Eastover Jackson, LLC is hereby (approved) a variance from the Sign Ordinance regulations to erect two 148 sq. ft. building signs totaling 297 sq. ft. for Baker Donelson Law Firm (the primary building tenant), within a CMU-1 zone which allows building signs to only be 15 sq. ft. in total sign area, it being determined that the parties in interest and the general citizenry first had their opportunity to be heard and that the applicant (has) met the necessary criteria for the requested variance.

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

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

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

Nays- None.

Absent- None.

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**President Priester** recognized **Marshand Crisler** who introduced the following individual during the meeting:

- **Judge Winston Kidd**

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The following individuals provided public comments during the meeting:

- **Chandra Frazier** requested assistance from the City in preventing a 50 ft. dirt mining pit from opening behind her home located in the Presidential Hills Natchez Trace subdivision.
- **Dorothy Davis**, president of the Farish Street Industry of Shalom, expressed concerns regarding the development of Farish Street.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND STEWART, CLEMIE DBA MS YARD BARBER, 173 NORTH WIND DR, MADISON, MS 39110 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1011 – 0 ATWOOD ST/LOT W OF LOT @ SW CORNER OF ATWOOD & PLEASANT - \$631.00.**

**WHEREAS**, on June 16, 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 February 24, 2015 for the following case: Case #2015-1011 located in Ward 7; 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**, Stewart, Clemie/DbA/MS Yard Barber appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2015-1011 located at 1.) 0 Atwood St/Lot W of Lot @ SW Corner of Atwood & Pleasant; and

**WHEREAS**, Stewart, Clemie/DbA/MS Yard Barber has agreed to perform the services described for the sum of \$631.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Stewart, Clemie/DbA/MS Yard Barber providing the cutting of grass, weeds, shrubbery, fence line, and removing of trash, debris, fallen tree, tires and clean curbside on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed \$631.00 to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND SCOTT CLIFTON/DBA/BIG ACE STRUCTURE DEMO AND EXCAVATION SERVICES, PO BOX 471, JACKSON, MS 39215 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2012-2487 – 0 DEER PARK STREET/LOT @ SOUTHEAST CORNER OF CHICAGO AVE - \$780.00.**

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 March 26, 2013 for the following case: Case #2012-2487 located in Ward 5; and

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

WHEREAS, Scott Clifton/Big Ace Structure Demo and Excavation Services appeared next on the rotation list and has agreed to cutting grass and weeds, and remedy the conditions for Case #2012-2487 located at 1.) 0 Deer Park Street/Lot @ Southeast corner of Chicago Avenue; and

WHEREAS, Scott Clifton/Big Ace Structure Demo and Excavation Services has agreed to perform the services described for the sum of \$780.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Scott Clifton/Big Ace Structure Demo and Excavation Services providing the cutting of grass, weeds, fence line, bushes, saplings, and removing of trash and debris, tree limbs, tires, clean curbside on the stated property.

**IT IS, THEREFORE, ORDERED** that a sum not to exceed \$780.00 to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND DENNIS LOVE/DBA/LOVE TRUCKING, INC – 6341 ASHLEY DRIVE, 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 #2012-2995 – 450 HIAWATHA STREET - \$2,609.00.**

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 June 4, 2013 for the following case: Case #2012-2995 located in Ward 7; and

WHEREAS, on June 10, 2014, the Jackson Police Department, Community Improvement Unit, solicited quotes from the qualified contractors to provide the stated services; and

**WHEREAS**, on June 17, 2014, quotes were received by the Office of the City Clerk; and

**WHEREAS**, the Chief of Police determined that Dennis Love/Dbal/Love Trucking, Inc. submitted the lowest and best quote to provide stated services for the property located at: 1.) 450 Hiawatha Street; and

**WHEREAS**, the quote submitted by Dennis Love/Dbal/Love Trucking, Inc. for the demolishing and cleaning of the aforementioned parcel was \$2,609.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with Dennis Love/Dbal/Love Trucking, Inc. providing for the demolition and removal of structure and the cutting of grass and weeds on the stated property.

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

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND HARDISON, KEN/DBA/HARDISON ENTERPRISES - 2279 FLOWOOD DRIVE, FLOWOOD, MS 39232 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-1767 – 1422 BRIEF STREET - \$4,170.00.**

**WHEREAS**, on February 24, 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 December 2, 2014 for the following case: Case #2014-1767 located in Ward 7; 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**, Hardison, Ken/Dbal/Hardison Enterprises, appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2014-1767 located at 1.) 1422 Brief Street; and

**WHEREAS**, the project accepted by Hardison, Ken/Dbal/Hardison Enterprises, is for the demolishing and cleaning of the aforementioned parcel for the amount of \$4,170.00.

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

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

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND HARDISON, KEN/DBA/HARDISON ENTERPRISES - 2279 FLOWOOD DRIVE, FLOWOOD, MS 39232 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2014-2592 – 1928 BARRETT AVENUE - \$3,977.00.**

**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 6, 2015 for the following case: Case #2014-2592 located in Ward #5; and

**WHEREAS**, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

**WHEREAS**, Hardison, Ken/DbA/Hardison Enterprises appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2014-2592 located at 1.) 1928 Barrett Avenue; and

**WHEREAS**, the project accepted by Hardison, Ken/DbA/Hardison Enterprises is for the demolishing and cleaning of the aforementioned parcel for the amount of \$3,977.00.

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

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

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND HARDISON, KEN/DBA/HARDISON ENTERPRISES FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1232 – 2863 GREENWOOD AVENUE - \$4,664.40.**

**WHEREAS**, on August 25, 2015 the City Council adopted the resolutions, declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code pursuant to Administrative Hearing held on May 19, 2015 for the following case: Case #2015-1232 located in Ward #7; 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**, Hardison, Ken/DbA/Hardison Enterprises appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2015-1232 located at 1.) 2863 Greenwood Avenue; and

**WHEREAS**, the project accepted by Hardison, Ken/DbA/Hardison Enterprises is for the demolishing and cleaning of the aforementioned parcel for the amount of \$4,664.40.

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

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

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

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

Nays- None.

Absent- None.

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There came on for Introduction Agenda Item No. 12:

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RENAMING LANGLEY STREET (FROM SILAS BROWN STREET TO WINTER STREET) TO DR. RAYMOND O. BIARD DRIVE.** Said item was referred to the Planning Committee.

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There came on for Introduction Agenda Item No. 13:

**ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI AMENDING CHAPTER 126 OF THE JACKSON MUNICIPAL CODE OF ORDINANCES TO MODERNIZE THE REGULATION OF VEHICLES FOR HIRE OF THE CITY OF JACKSON, MISSISSIPPI.** Said item was referred to the Planning Committee.

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**ORDINANCE CLOSING AND VACATING A PORTION OF TUPELO STREET  
IN FAVOR OF THE ABUTTING LANDOWNER.**

**WHEREAS**, Mount Nebo Baptist Church hereinafter referred to as "Petitioners", petitioned the City of Jackson, Mississippi to close and vacate a portion of an unnamed alley, hereinafter referred to as "Street", located in the City of Jackson, First Judicial District, Hinds County, Mississippi; and

**WHEREAS**, the Petitioners presented their petition pursuant to Section 110-5 of the Jackson Code of Ordinances; and

**WHEREAS**, the Petitioners are the owner of all property abutting the Street on both sides, and has, at its own expense, furnished the City of Jackson with a survey plat; and

**WHEREAS**, the Site Plan Review Committee of the City of Jackson reviewed the petition to close and vacate the Street on December 10, 2015, and approved the petition on January 12, 2016; and

**WHEREAS**, the City Council finds that the Street sought to be closed and vacated is no longer needed as a public thoroughfare and will not be needed as a public thoroughfare in the foreseeable future.

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

**SECTION 1.** The herein described portion of an unnamed alley constitutes a publicly dedicated right-of-way, with said right-of-way being described as follows:

Certain properties being described as the Tupelo Street right-of-way between Block 13 and 14 of the College Suburb Survey and recorded in Plat Book 1 at Page 66 of the Hinds County Chancery Clerk's Office, Hinds County, Mississippi, and being more particularly described as follows:

Beginning at the Northeast corner of Lot 6, Block 14 of said College Suburb Survey, being represented by a ½" iron rebar found on the west right-of-way of Tupelo Street and thence run South 00 degrees 01 minutes 46 seconds West, along said right-of-way, for a distance of 560.00 feet to a ½" iron rebar set on the north right-of-way of the Railroad Property; thence run South 88 degrees 29 minutes 41 seconds East, along said Railroad right-of-way, for a distance of 40.00 feet to a ½" iron rebar set on the east right-of-way of Tupelo Street; thence run North 00 degrees 01 minutes 46 seconds East, along said right-of-way, for a distance of 560.98 feet to a ½" iron rebar set; thence leave said right-of-way and run North 89 degrees 52 minutes 33 seconds West for a distance of 40.00 feet back to the Point of Beginning containing 0.515 acres, more or less.

**SECTION 2.** Pursuant to operation of law, a certified copy of this Ordinance shall serve to convey, quitclaim, and release the City's right, title, and interest in and to said right-of-way, as herein described, to the abutting landowners of record.

**SECTION 3.** The conveyance of said right-of-way is subject to any dedications, limitations, restrictions, reservations, or easements of record.

**SECTION 4.** The Petitioners shall assume all responsibility and liability for the herein described right-of-way.

**SECTION 5.** The herein described right-of-way is hereby closed and vacated.

**SECTION 6.** The Director of the Department of Public Works is hereby authorized and directed to indicate the closing and vacation of the herein described portion of the Street on the official map of the City of Jackson.

**SECTION 7.** Any and all ordinances of the City of Jackson, or any parts of ordinances, in conflict herewith shall be, and the same are hereby, repealed.



**SECTION 8.** The cost of publication of this Ordinance shall be borne by the Petitioner.

**SECTION 9.** This Ordinance shall be effective thirty (30) days after passage and after publication.

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

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

Nays- None.

Absent- None.

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**ORDINANCE CLOSING AND VACATING A PORTION OF AN UNNAMED ALLEY LOCATED IN BELHAVEN HEIGHTS PART 1 BLOCK 58 IN FAVOR OF THE ABUTTING LANDOWNER.**

**WHEREAS**, Seth K. Misener, Rachel L. Busler and Alexander Sullivan, hereinafter referred to as "Petitioners", petitioned the City of Jackson, Mississippi to close and vacate a portion of an unnamed alley, hereinafter referred to as "Street", located in the City of Jackson, First Judicial District, Hinds County, Mississippi; and

**WHEREAS**, the Petitioners presented their petition pursuant to Section 110-5 of the Jackson Code of Ordinances; and

**WHEREAS**, the Petitioners are the owner of all property abutting the Street on both sides, and has, at its own expense, furnished the City of Jackson with a survey plat; and

**WHEREAS**, the Site Plan Review Committee of the City of Jackson reviewed the petition to close and vacate the Street on December 3, 2016, and approved the petition on January 4, 2016; and

**WHEREAS**, the City Council finds that the Street sought to be closed and vacated is no longer needed as a public thoroughfare and will not be needed as a public thoroughfare in the foreseeable future.

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

**SECTION 1.** The herein described portion of an unnamed alley constitutes a publicly dedicated right-of-way, with said right-of-way being described as follows:

A twenty foot (20') alley adjacent to the East line of Lot 1 and adjacent to the East line of part of Lot 3 in Block 58, Map of Belhaven Heights, Part 1, and adjacent to the West line of Lot 2 and adjacent to the West line of part Lot 4 in Block 58, Map of Belhaven Heights, Part 1, a subdivision according to the map or plat thereof, on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi, as now recorded in Plat Book 1 at Page 41, in the City of Jackson, Hinds County, Mississippi, being more particularly described as follows:

Begin at an existing ½" iron pin on the South right-of-way line of Manship Street marking the Northeast corner of the aforesaid Lot 1, Block 58, Map of Belhaven Heights, Part 1 and run thence East along said South right-of-way line of Manship Street for a distance of 20.00 feet; leaving said South right-of-way line of Manship Street, run thence South 00 degrees 17 minutes 27 seconds East along said West line of Lot 2 and said West line of Lot 4 for a distance of 92.32 feet to a set ½" iron pin; run thence West for a distance of 20.00 feet to an existing 1 ½" pipe on the East line of said Lot 3; run thence North 00 degrees 17 minutes 27 seconds West along said East line of Lot 3 and along the East line of the aforesaid Lot 1 for a distance of 92.32 feet to the POINT OF BEGINNING, containing 1,846 square feet, more or less.

**SECTION 2.** Pursuant to operation of law, a certified copy of this Ordinance shall serve to convey, quitclaim, and release the City's right, title, and interest in and to said right-of-way, as herein described, to the abutting landowners of record.

**SECTION 3.** The conveyance of said right-of-way is subject to any dedications, limitations, restrictions, reservations, or easements of record.

**SECTION 4.** The Petitioners shall assume all responsibility and liability for the herein described right-of-way.

**SECTION 5.** The herein described right-of-way is hereby closed and vacated.

**SECTION 6.** The Director of the Department of Public Works is hereby authorized and directed to indicate the closing and vacation of the herein described portion of the Street on the official map of the City of Jackson.

**SECTION 7.** Any and all ordinances of the City of Jackson, or any parts of ordinances, in conflict herewith shall be, and the same are hereby, repealed.

**SECTION 8.** The cost of publication of this Ordinance shall be borne by the Petitioner.

**SECTION 9.** This Ordinance shall be effective thirty (30) days after passage and after publication.

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

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

Nays- None.

Absent- None.

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**ORDINANCE OF THE CITY COUNCIL OF JACKSON MISSISSIPPI  
REGULATING THE ANNUAL WATER SAMPLING OF MUNICIPAL WATER  
FOR THE DETECTION OF CONTAMINANTS OF LEAD OR COPPER.**

**WHEREAS**, the Jackson City Council finds that the public health, safety and general welfare are of paramount concern; and

**WHEREAS**, the United States Department of Environmental Protection Agency (EPA) has found that lead and copper enter drinking water primarily through plumbing materials. Exposure to lead and copper may cause health problems ranging from stomach distress to brain damage; and

**WHEREAS**, the Safe Drinking Water Act was originally passed by Congress in 1974 to protect public health by regulating the nation's public drinking water supply; and

**WHEREAS**, in 1991, EPA published a regulation known as the Lead and Copper Rule (LCR) to control lead and copper in drinking water. Under LCR, the treatment technique for the rule requires systems to monitor drinking water at customer taps. If lead concentrations exceed an action level of 15 ppb or copper concentrations exceed an action level of 1.3 ppm in more than 10% of customer taps sampled, the system must undertake a number of additional actions to control corrosion; and

**WHEREAS**, under LCR if the action level for lead is exceeded, the system must also inform the public about steps they should take to protect their health and may have to replace lead service lines under their control; and

**WHEREAS**, to ensure that drinking water is safe, EPA sets up multiple barriers against pollution. These barriers include: source water protection, treatment, distribution system integrity, and public information.

**NOW, THEREFORE BE IT BE ORDERED** by the City Council of Jackson, Mississippi that an ordinance is hereby created to ensure that the standards of drinking water and requirements for water systems to test for contaminants in the water to make sure standards are achieved annually and is regulated by an ordinance which shall read as follows:

**ORDINANCE OF THE CITY COUNCIL OF JACKSON MISSISSIPPI  
REGULATING THE ANNUAL WATER SAMPLING OF MUNICIPAL WATER  
FOR THE DETECTION OF CONTAMINANTS OF LEAD OR COPPER.**

**Monitoring requirements for lead and copper in tap water.**

Annually, or more frequently if so required by a state or federal agency, the Mayor is hereby authorized to require the Director of the Department of Public Works or his designee, to complete a materials evaluation of the City of Jackson distribution system in order to identify a pool of targeted sampling sites in the same manner as mandated by state and federal law, and which is sufficiently large to ensure that the water system can collect the number of lead and copper tap samples required for standard monitoring. All sites from which first draw samples are collected shall be selected from this pool of targeted sampling sites. Sampling sites may not include faucets that have point-of-use or point-of-entry treatment devices designed to remove inorganic contaminants.

Annually, or more frequently if so required by a state or federal agency, the Director of the Department of Public Works or his designee, shall identify whether the following construction materials are present in the City of Jackson distribution system and report to the State of Mississippi:

- a) Lead from piping, solder, caulking, interior lining of distribution mains, alloys and home plumbing;
- b) Copper from piping and alloys, service lines, and home plumbing;
- c) Galvanized piping, service lines, and home plumbing;
- d) Ferrous piping materials such as cast iron and steel;
- e) Asbestos cement pipe; and
- f) Other materials of construction present in distribution systems that may contribute contaminants to the drinking water, such as vinyl lined asbestos cement pipe or coal tar lined pipes and tanks.

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

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

Nays- None.

Absent- None.

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**ORDER APPROVING CLAIMS NUMBER 4598 TO 4885  
APPEARING AT PAGES 716 TO 761 INCLUSIVE THEREON, ON MUNICIPAL  
"DOCKET OF CLAIMS", IN THE AMOUNT OF \$6,363,538.41 AND MAKING  
APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 4598 to 4885 appearing at pages 716 to 761, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$6,363,538.41 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:

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>
GENERAL FUND	1,028,326.44
SEIZURE & FOREFEITED PROP- STATE	350.00

**SPECIAL MEETING OF THE CITY COUNCIL  
THURSDAY, MARCH 10, 2016 10:00 A.M.**

587

TECHNOLOGY FUND	20,503.75
PARKS & RECR FUND	41,065.76
BUSINESS IMPROV FUND (LANDSCP)	340,388.89
LANDFILL/SANITATION FUND	684,424.68
NCSC SENIOR AIDES	313.75
STATE TORT CLAIMS FUND	2,758.68
WATER/SEWER REVENUE FUND	3,932.68
WATER/SEWER OP & MAINT FUND	1,428,915.02
WATER/SEWER CAPITAL IMPR FUND	96,212.09
WATER/SEWER CONST FD 1999-\$35M	209,596.60
DISABILITY RELIEF FUND	1,404,688.77
EARLY CHILDHOOD (DAYCARE)	6,712.82
HOUSING COMM DEV ACT (CDBG) FD	7,840.40
M E M A- HOMELAND SECURITY GRAN	206.08
HOME PROGRAM FUND	44,587.25
AMERICORP CAPITAL CITY REBUILD	3,431.87
G O PUB IMP CONS BD 2003 (\$20M)	5,057.50
1% INFRASTRUCTURE TAX	30,192.45
MADISON SEWAGE DISP OP & MAINT	206.55
TRANSPORTATION FUND	947,262.15
DRAINAGE – REPAIR & REPL FD	5,360.31
ECONOMIC DEVELOPMENT FUND	12,995.00
HAIL DAMAGE MARCH 2013	28,593.22
POLICE PROP EVIDENCE CASH FUND	178.00
P E G ACCESS- PROGRAMMING FUND	5,106.73

**TOTAL** **\$6,363,538.41**

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**President Priester** recessed the meeting for fifteen (15) minutes to allow the Council time to review the Claims Docket.

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**Vice President Hendrix** called the meeting back to order.

-----  
**President Priester** recused himself due to a conflict of interest.

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

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**Council Member Stokes** left the meeting and did not participate in voting.

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 After a thorough discussion, **Vice President Hendrix** called for a vote on the Claims Docket:

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

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**President Priester** and **Council Member Stokes** returned to the meeting.

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 4598 TO 4885 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 4598 to 4885 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$5,596.08 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the payroll fund for the immediate payment thereof.

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

FROM:	TO ACCOUNTS PAYABLE FUND	TO PAYROLL FUND
GENERAL FUND		1,906,779.88
PARKS & RECR FUND		60,850.26
LANDFILL FUND		18,739.38
SENIOR AIDES		2,320.85
WATER/SEWER OPER & MAINT		194,312.36
PAYROLL FUND		1,123.50
PAYROLL	5,596.08	
EARLY CHILDHOOD		30,567.31
HOUSING COMM DEV		6,204.96
TITLE III AGING PROGRAMS		3,775.36
AMERICORP CAPITAL CITY REBUILD		10,447.08
TRANSPORTATION FUND		7,669.07
T-WARNER PA/GA FUND		4,087.66
SAMSHA		2,406.80

**TOTAL** **\$2,249,284.47**

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

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

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**President Priester** requested that Agenda Items No. 42, 43 and 44 be moved forward on the Agenda. Hearing no objections, the following were presented:

**President Priester** recognized **Council Member Stokes** who **PRESENTED THE B.B. KING WARD TO BLUES MAN**. Accepting the Award with appropriate remarks was **McKinney "Blues Man" Williams**.

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**President Priester** recognized **Mayor Tony Yarber** who presented a **PROCLAMATION HONORING THE BAILEY APAC KNIGHTS SOCCER TEAM**. Accepting the Proclamation with appropriate remarks was **Adrienne Dorsey-Kidd**.

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**President Priester** recognized Council Member Stokes who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. LEE ATWOOD HODGE, SR. ON HIS 80<sup>TH</sup> BIRTHDAY.** Accepting the Resolution with appropriate remarks was **Mr. Lee Atwood Hodge, Sr.**

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**President Priester** requested that Agenda Item No. 37 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

**RESOLUTION OF THE CITY OF JACKSON, MISSISSIPPI, IN SUPPORT OF A PROPOSED LOCAL AND PRIVATE ACT TO BE CONSIDERED DURING THE 2016 REGULAR SESSION OF THE MISSISSIPPI LEGISLATURE TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON TO CREATE SPECIAL LOCAL IMPROVEMENT ASSESSMENT DISTRICTS; TO AUTHORIZE THE LEVY OF AN ASSESSMENT OF UP TO SIX MILLS ON TAXABLE REAL PROPERTY LOCATED WITHIN SUCH ASSESSMENT DISTRICTS; TO PROVIDE FOR THE DUTIES AND POWERS OF SUCH ASSESSMENT DISTRICTS; TO REQUIRE THE DISSOLUTION OF SUCH ASSESSMENT DISTRICTS UNDER CERTAIN CIRCUMSTANCES; TO SPECIFY THE USE FOR THE PROCEEDS OF ANY SPECIAL ASSESSMENT; TO ALLOW SUCH DISTRICTS TO LEVY LESS THAN THE MAXIMUM ALLOWABLE ASSESSMENT LEVY; TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON TO ISSUE BONDS TO FUND PROJECTS OF ANY SPECIAL LOCAL IMPROVEMENT ASSESSMENT DISTRICT UNDER THIS ACT; TO PROVIDE THAT BONDS ISSUED BY THE CITY OF JACKSON UNDER THIS ACT SHALL BE PAYABLE OUT OF THE PROCEEDS OF THE SPECIAL ASSESSMENT AUTHORIZED UNDER THIS ACT; TO AUTHORIZE THE DELEGATION OF CERTAIN AUTHORITY UNDER THIS ACT; TO PROVIDE THAT BONDS ISSUED UNDER THIS ACT SHALL BE LEGAL INVESTMENTS; TO PROVIDE THAT BONDS ISSUED UNDER THIS ACT SHALL BE EXCLUDED FROM THE CITY OF JACKSON'S DEBT LIMITATION; AND FOR RELATED PURPOSES.**

**WHEREAS,** The governing authorities of the City of Jackson have determined that special local improvement districts can greatly improve quality of life by enabling neighborhoods to support specific projects and services such as landscaping, lighting, and traffic calming; and

**WHEREAS,** legislation authorizing the governing authorities of the City of Jackson to create special local improvement districts is necessary to supplement municipal services and to improve quality of life and public health and safety in the City of Jackson.

**THEREFORE, BE IT RESOLVED** that the governing authorities of the City of Jackson, Mississippi, support a proposed Local and Private Act to be considered during the 2016 Regular Session of the Mississippi Legislature to authorize them to create special local improvement assessment districts in the manner set forth in the Title of this Resolution.

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

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

Nays- None.

Absent- None.

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**ORDER REVISING THE FISCAL YEAR 2015-2016 BUDGET FOR THE DEPARTMENT OF ADMINISTRATION.**

**WHEREAS**, the City is planning to enter into an agreement with System’s Consultants Associates, Inc. to assist in financial advising, operational and efficiency evaluation; and related activities in the amount of \$90,000.00; and

**WHEREAS**, a budget revision is needed to the Fiscal Year 2015-2016 budget in order to make funding available to cover the costs associated with this agreement; and

**WHEREAS**, fund/account number 001-411.40-6419 is being revised in the amount of \$90,000.

**IT IS, THEREFORE ORDERED** that the Fiscal Year 2015-2016 budget be revised as follows:

Fund/Account Number	Debit	Credit
001-411.40-6419	90,000	
001-411.10-6111		33,559
001-411.40-6111		<u>56,441</u>
	<u>90,000</u>	90,000

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

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**President Priester** recognized **Michelle Day**, Deputy Director of Administration, who provided A brief explanation for the disbursement of said funds. **Ms. Day** stated that said funds would be used to pay for services to System Companies.

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**President Priester** recognized **Marshand Crisler** who introduced **Michael Thomas**, President of Systems Companies, who provided Council with a brief history of his professional background and provided an overview of the services his company would provide to the City of Jackson. **Mr. Thomas** stated that his company would assist the City with the current budget, the upcoming budget and make recommendations.

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

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

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**ORDER AUTHORIZING AN AGREEMENT BETWEEN SYSTEMS CONSULTANTS ASSOCIATES, INC. AND THE CITY OF JACKSON, MISSISSIPPI (CITY).**

**WHEREAS**, the City is in the process of evaluating various aspects of the municipal budget, as well as the functional impacts of staffing and operations on the municipal budget citywide; and

**WHEREAS**, the Department of Administration has determined that additional assistance is needed to undertake this task; and

**WHEREAS**, Systems Consultants Associates, Inc., proposes to assist in financial advising, operational and efficiency evaluation of the City, along with related municipal budgetary activities; and

**WHEREAS**, the Systems Consultants Associates, Inc., will providing financial advising and other efficiency recommendations and consulting services at a cost not to exceed Ninety Thousand Dollars (\$90,000.00) for a term ending October 15, 2016.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute an agreement between Systems Consultants Associates, Inc., and the City of Jackson, Mississippi, for the provision of financial advising, operational, and efficiency evaluation of the City in an amount not to exceed Ninety Thousand Dollars (\$90,000.00) for a term ending October 15, 2016.

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

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**Council Member Stamps** moved and **Council Member Stokes** seconded to amend Agenda Item No. 20 in paragraph four as follows:

**WHEREAS**, the Systems Consultants Associates, Inc. will provide financial advising and other efficiency recommendations and consulting services at a cost not to exceed Ninety Thousand Dollars (\$90,000.00) for a term ending October 15, 2016 with up to 120 hours reserved after August 1, 2016 during the budget process. The motion prevailed by the following vote:

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

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

**ORDER AUTHORIZING AN AGREEMENT BETWEEN SYSTEMS CONSULTANTS ASSOCIATES, INC. AND THE CITY OF JACKSON, MISSISSIPPI (CITY).**

**WHEREAS**, the City is in the process of evaluating various aspects of the municipal budget, as well as the functional impacts of staffing and operations on the municipal budget citywide; and

**WHEREAS**, the Department of Administration has determined that additional assistance is needed to undertake this task; and

**WHEREAS**, Systems Consultants Associates, Inc., proposes to assist in financial advising, operational and efficiency evaluation of the City, along with related municipal budgetary activities; and

**WHEREAS**, the Systems Consultants Associates, Inc., will providing financial advising and other efficiency recommendations and consulting services at a cost not to exceed Ninety Thousand Dollars (\$90,000.00) for a term ending October 15, 2016 with up to 120 hours reserved after August 1, 2016 during the budget process.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute an agreement between Systems Consultants Associates, Inc., and the City of Jackson, Mississippi, for the provision of financial advising, operational, and efficiency evaluation of the City in an amount not to exceed Ninety Thousand Dollars (\$90,000.00) for a term ending October 15, 2016.

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

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**Council Member Tillman** left the meeting at 1:40 p.m.

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**ORDER AUTHORIZING THE CONTRIBUTION OF MATCHING FUNDS TO EXCEL CONSULTING FOR DEVELOPMENT AND SUPPORT OF ARTS AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH EXCEL CONSULTING TO GOVERN THE AWARD AND RECEIPT OF THE CONTRIBUTION.**

**WHEREAS**, Section 39-15-1 of the Mississippi Code of 1972 as amended authorizes municipal governing authorities to expend monies from the general fund to match any other funds for the purpose of supporting the development, promotion, and coordination of the arts in the municipality; and

**WHEREAS**, the governing authorities for the City of Jackson budgeted funds for the 2015-2016 fiscal year for the promotion and development of the arts; and

**WHEREAS**, the budgeted funds were subject to be allocated on a competitive basis; and

**WHEREAS**, interested organizations were notified of the availability of the funds and invited to apply; and

**WHEREAS**, the administration recommends that the budgeted funds be awarded to the following organization:

Arts Grants	
Excel Consulting DBA Club Z Tutoring will partner with the City of Jackson to provide tutoring to pre-school children at child care centers.	\$6,315.00

**IT IS THEREFORE ORDERED** that matching funds in the amount of Six Thousand Three Hundred Fifteen Dollars and No Cents (\$6,315.00) be contributed to Excel Consulting DBA Club Z Tutoring.

**IT IS FURTHER ORDERED** that the Mayor shall be authorized to execute an agreement with the Excel Consulting DBA Club Z Tutoring to govern the contribution and receipt of the aforementioned funds.

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

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

Nays- None.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONSULTING AGREEMENT WITH EDELIA J CARTHAN, PH.D TO PROVIDE CHARACTER DEVELOPMENT TRAINING AND LIFE SKILLS EDUCATION TO THE CITY OF JACKSON AMERICOPS PROGRAM PARTICIPANTS.**

**WHEREAS**, the City of Jackson, Mississippi, (hereinafter "City") has a program known as the City of Jackson AmeriCorps; and

**WHEREAS**, approximately twenty (20) members provide services to various agencies providing services to youths and senior citizens in the community of the City; and

**WHEREAS**, the City of Jackson was awarded funds by the Mississippi Commission for Volunteer Service to provide character development training and life skills education to its AmeriCorps participants; and

**WHEREAS**, the Mississippi Commission of Volunteer Service requires that the participants receive character development training and life skills education; and

**WHEREAS**, character development training and life skill education will be comprised of five (5) sessions covering professional development and life after AmeriCorps training; and

**WHEREAS**, Edelia J Carthan, Ed.D is a resident of Jackson, Mississippi and has experience in workforce development and training and is qualified to provide the character development and life skills education sessions to the City's AmeriCorps program participants; and

**WHEREAS**, the cost of each session to be provided by Edelia Carthan, Ph.D is five hundred dollars (\$500.00), with a total amount of two thousand five hundred dollars (\$2,500.00) for the provision of all five sessions.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute a Consulting Agreement with Edelia J Carthan, Ph.D to provide character development training and life skills education to the City of Jackson's AmeriCorps Program participants.

**IT IS FURTHER ORDERED** that a sum not to exceed \$2,500.00 may be paid to Edelia J. Carthan, Ph.D for the provision of five (5) sessions that provide character development training and life skills education to the City of Jackson's AmeriCorps Program participants.

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

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

Nays- None.

Absent- Tillman.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI TRANSPORTATION COMMISSION RELATED TO THE ACCEPTANCE OF 2016 URBAN YOUTH CORPS FUNDS FROM THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION'S 2016 TRANSPORTATION ENHANCEMENT – URBAN YOUTH CORPS PROGRAM.**

**WHEREAS**, the Mississippi Transportation Commission announced the solicitation of project applications for the 2016 Transportation Enhancement-Urban Youth Corps Program ("Program") from eligible municipal governments; and

**WHEREAS**, the Program was established to offer (1) meaningful full-time or productive summer work for individuals between the ages of 16 and 25 in transportation-related settings; (2) a mix of work experience and on-the-job training that includes a minimum of 10% of the participants' time for basic life skills, education, training, safety, etc.; and (3) opportunities to develop citizenship values and skills through service to their communities and the State of Mississippi; and

**WHEREAS**, the Department of Human and Cultural Services for the City of Jackson, Mississippi ("City") applied for the Program to use its funds for its Youth Development Program to implement a landscaping and scenic beautification project that encompasses gateways, cornerstones and intermodal streets (hereinafter "Youth Development Project"); and

**WHEREAS**, on or about February 16, 2016, the Mississippi Department of Transportation offered to the City the 2016 Urban Youth Corps Funds in an amount not to exceed Thirty Five Thousand Dollars (\$35,000.00) in Federal SAFETEA-LU Funds with the stipulation that the City provide a match of twenty percent (20%) for the total cost of the Youth Development Project; and

**WHEREAS**, the City recommends that it is the best interest of the City and its citizenry for the City to accept the 2016 Urban Youth Corps Funds from the Mississippi Department of Transportation.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute a Memorandum of Understanding with the Mississippi Transportation Commission related to the acceptance of 2016 Urban Youth Corps Funds from the Mississippi Department of Transportation’s 2016 Transportation Enhancement – Urban Youth Corps Program.

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

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

Nays- None.

Absent- Tillman.

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**ORDER AUTHORIZING THE ACCEPTANCE OF 2016 URBAN YOUTH CORPS FUNDS FROM THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION’S 2016 TRANSPORTATION ENHANCEMENT – URBAN YOUTH CORPS PROGRAM.**

**WHEREAS**, the Mississippi Transportation Commission announced the solicitation of project applications for the 2016 Transportation Enhancement-Urban Youth Corps Program (“Program”) from eligible municipal governments; and

**WHEREAS**, the Program was established to offer (1) meaningful full-time or productive summer work for individuals between the ages of 16 and 25 in transportation-related settings; (2) a mix of work experience and on-the-job training that includes a minimum of 10% of the participants’ time for basic life skills, education, training, safety, etc.; and (3) opportunities to develop citizenship values and skills through service to their communities and the State of Mississippi; and

**WHEREAS**, the Department of Human and Cultural Services for the City of Jackson, Mississippi (“City”) applied for the Program to use its funds for its Youth Development Program to implement a landscaping and scenic beautification project that encompasses gateways, cornerstones and intermodal streets (hereinafter “Youth Development Project”); and

**WHEREAS**, on or about February 16, 2016, the Mississippi Department of Transportation offered the City the 2016 Urban Youth Corps Funds in an amount not to exceed Thirty Five Thousand Dollars (\$35,000.00) in Federal SAFETEA-LU Funds with the stipulation that the City provide a match of twenty percent (20%) for the total cost of the project; and

**WHEREAS**, the City recommends that it is the best interest of the City and its citizenry for the City to accept the 2016 Urban Youth Corps Funds from the Mississippi Department of Transportation.

**IT IS HEREBY ORDERED** that the City accepts the 2016 Urban Youth Corps Funds from the Mississippi Department of Transportation.

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

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

Nays- None.

Absent- Tillman.

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**ORDER REVISING THE FISCAL YEAR 2015-2016 BUDGET.**

**WHEREAS**, certain unanticipated needs and allocations in the amount of \$13,000.00 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 for these unanticipated needs; and

**WHEREAS**, the following funds are being revised:

436006221	\$ 1,000.00
436006240	\$ 4,000.00
436006218	\$ 1,000.00
436006299	\$ 3,000.00
436006313	<u>\$ 4,000.00</u>
	<b>\$13,000.00</b>

**IT IS THEREFORE, ORDERED** that the Fiscal Year 2015-2016 budget be revised in the amount of \$13,000.00 as follows:

To/From	Fund/Account Number	Amount
From	436006419	\$1,000.00
To	436006221	\$1,000.00
From	430066419	\$4,000.00
To	436006240	\$4,000.00
From	430066419	\$1,000.00
To	436006218	\$1,000.00
From	430066419	\$3,000.00
To	436006299	\$3,000.00
From	430066419	\$4,000.00
To	436006313	\$4,000.00

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

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

Nays- None.

Absent- Tillman.

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**FINAL ORDER GRANTING APPLICATION OF EATON AEROSPACE LLC, FOR A TAX EXEMPTION FROM AD VALOREM TAXES ON ADDITIONS TO AND EXPANSION OF ITS PLANT FACILITY COMPLETED DECEMBER 31, 2011, FOR A PERIOD OF FIVE (5) YEARS, AS AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.**

**WHEREAS**, Eaton Aerospace LLC (“Eaton”) submitted a sworn application to the City of Jackson for exemption from ad valorem taxation on additions to, and expansion of, its facility that were made in 2011; and

**WHEREAS**, Eaton submitted the application pursuant to the provisions of Section 27-31-101, et seq., Mississippi Code of 1972, as amended, seeking an exemption from ad valorem taxes for a period of five (5) years beginning December 31, 2011; and

**WHEREAS**, the property for which the tax exemption are sought are itemized and identified in the application filed by Eaton; and

**WHEREAS**, the book value of the new equipment and fixtures at Eaton’s plant facility for which a tax exemption sought is \$3,528,776.03, which were completed in 2011; and

**WHEREAS**, the City of Jackson, Mississippi, by a Resolution adopted on January 22, 2013, and recorded in Minute Book "6C", at Page 236, granted preliminary approval to the said Application for exemption from ad valorem taxes, subject to approval and certification by the State Tax Commission; and

**WHEREAS**, the State Tax Commission approved said Application for exemption from ad valorem taxes and issued a letter in regard thereto; and

**WHEREAS**, pursuant to the state’s correspondence, in accordance with the authority conferred upon the MS Department of Revenue by Miss. Code Ann. Section 27-31-105, the Department certified that Eaton was eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute; and

**WHEREAS**, pursuant with that determination found that the statutory requirements for granting the requested exemption from ad valorem taxes were met, and directed the City of Jackson to enter a final order in this matter.

**NOW, THEREFORE, BE IT ORDERED** by the City Council of the City of Jackson, Mississippi finds as follows:

1. Eaton’s application for exemption from ad valorem taxes on the improved value in the amount of \$3,528,776 of its plant facility for the additions to, or expansion of, its facilities or properties acquired for its Jackson Plant in 2011, which properties were completed and in place as of December 31, 2011, is hereby finally approved for a five (5) year period beginning January 1, 2012, provided further, however, that nothing herein shall be construed to exempt the said properties from state ad valorem taxation or from ad valorem taxation for school district purposes.

2. The City Clerk shall enter this final order on the minutes of the City Council of the City of Jackson, Mississippi; shall forward a certified copy of this final order to the State Auditor of Public Accounts of the State of Mississippi; and to the State Tax Commission; and to the City Tax Assessor and County Tax Assessor, and shall obtain from the Tax Assessor a certificate stating that the \$3,528,776 of properties acquired by Eaton in 2011, that were completed and in place as of December 31, 2011, have been placed on the appropriate tax roll as "Non-Taxable," except for state ad valorem taxation and ad valorem taxation for school district purposes, for a five (5) year period beginning December 31, 2011, and ending December 30, 2016.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS PERTAINING TO A LEASE AGREEMENT WITH CAPTURION NETWORK, LLC D/B/A BUSBY COMPANIES, FOR THE LEASE OF 5X5 SPACE ON THREE CITY OF JACKSON OWNED PROPERTIES ON WHICH BUSBY WILL PLACE ONE OUTDOOR L-E-D DIGITAL ADVERTISING SIGN ON EACH PROPERTY.**

**WHEREAS**, the City of Jackson is looking for opportunities to promote City resources and various City-wide initiatives; and

**WHEREAS**, to further that effort, the Economic Development Division recommends entering into a lease agreement with CAPTURION NETWORK, LLC D/B/A BUSBY COMPANIES (“Busby”) whereby Busby will lease a single 5x5 space on three City of Jackson owned properties; and

**WHEREAS**, the properties are located at the following locations:

Lease #1 – 5x5 space located on Parcel #738-7-1, Ridgewood Road and Ridgewood Ctr. Drive:

Lease #2 –5x5 space located on Parcel #1008-1-2, I-55 and Water Treatment Facility Property:

Lease #3 – 5x5 parcel located on Parcel #444-2, Lakeland Drive at the Baseball Field/Smith Wills(upgrading the existing sign);

**WHEREAS**, Busby will use the 5x5 space to erect an L-E-D sign at each of the locations at no cost to the City; and

**WHEREAS**, the primary purpose of the signs will be to provide useful information to citizens such as the advertisements of City resources and City initiatives such as the Stay, Eat, Shop Local campaign; and

**WHEREAS**, these advertisements will be free of cost to the City; and

**WHEREAS**, in exchange for providing the above-referenced services, the City will allow Busby to lease the excess space on the billboards to various third-parties; and

**WHEREAS**, the City will retain the right to veto any third party advertisements deemed to be inappropriate; and

**WHEREAS**, Busby will pay the City 15% of the advertising revenues it generates from the leasing of the excess space; and

**WHEREAS**, eleven point twenty-five percent (11.25%) of that amount will be deposited into the City's general fund, and three point seventy-five percent (3.75%) will be deposited into the City's economic development fund, within its general fund, to be used for any lawful purpose pertaining to the economic development efforts of the City

**WHEREAS**, the project is expected to begin generating revenues within 90-120 days from the City approving and permits being issued; and

**WHEREAS**, the lease agreement will last for a period of ten years; and

**WHEREAS**, based on the above, the Economic Development Division recommends entering into a lease agreement with CAPTURION NETWORK, LLC D/B/A BUSBY COMPANIES, for the lease of 5x5 space on the three City of Jackson owned properties referenced above.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a lease agreement, and all related documents necessary to effectuate said lease agreements, with CAPTURION NETWORK, LLC D/B/A BUSBY COMPANIES, related to the lease of a single 5x5 space on the following City of Jackson parcels:

Lease #1 – 5x5 space located on Parcel #738-7-1, Ridgewood Road and Ridgewood Ctr. Drive:

Lease #2 – 5x5 space located on Parcel #1008-1-2, I-55 and Water Treatment Facility Property:

Lease #3 – 5x5 parcel located on Parcel #444-2, Lakeland Drive at the Baseball Field/Smith Wills (upgrading the existing sign).

**IT IS FURTHER ORDERED** that the space be used to erect 3 L-E-D billboards with the primary purpose of providing useful information to citizens, as well as advertising and promoting resources of the City at no cost to the City, and that Busby be allowed to lease the excess space on the signs to third party vendors, and that the City receive fifteen percent of the revenues generating from such sales pursuant to the terms and conditions set forth above.

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

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**President Priester** recognized **Leonard Busby**, a representative of Busby Companies, who provided Council with a brief overview of his company and answered questions posed to him by Council.  
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After a lengthy discussion, **Council Members Stokes and Hendrix** withdrew their motion. Said item was referred to the Planning Committee.

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**ORDER AUTHORIZING THE MAYOR'S SUBMISSION OF THE 2016 SMART POLICING INITIATIVE COMPETITIVE GRANT PROGRAM APPLICATION ADMINSTRATED BY UNITED STATES DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$700,000.00.**

**WHEREAS**, the City of Jackson has been granted the opportunity to apply for the fiscal year 2016 Smart Policing Initiative Grant administered by the United States Department of Justice; and

**WHEREAS**, the 2016 Smart Policing Initiative Grant Program requires no matching funds; and

**WHEREAS**, the grant will assist the City in implementing and evaluating unique approaches to chronic crime problems, emerging crime problems, or barriers to Jackson Police Departments' ability to address such problems.

**IT IS, HEREBY, ORDERED** that the Mayor is authorized to submit an application for the 2016 Smart Policing Initiative Grant.

**IT IS FURTHERED ORDERED** that the Mayor or his designee be authorized to execute any and all documents necessary for the acceptance and administration of said grant if it is awarded.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE SALE OF LOST, STOLEN, ABANDONED, AND MISPLACED MOTOR VEHICLES AND EQUIPMENT AT A PUBLIC AUCTION ON JUNE 04, 2016.**

**WHEREAS**, the City of Jackson routinely receives and recovers lost, stolen, abandoned or misplaced motor vehicles which must be disposed of pursuant to the procedure set forth in Section 21-39-21, Mississippi Code of 1972, as Amended; and

**WHEREAS**, it is required under said statute to sell lost, stolen, abandoned, or misplaced motor vehicles and equipment at a public auction; and

**WHEREAS**, a list of said motor vehicles and equipment available for sale at a public auction will be placed on file with the City Clerk, and posted in accordance with Section 21-39-21, Mississippi Code of 1972, as Amended.

**IT IS HEREBY ORDERED** that motor vehicles and equipment be sold at a public auction to be held at 4225-C Michael Avalon Street on June 4, 2016, pursuant to compliance with Section 21-39-21, Mississippi Code of 1972, as Amended.

**IT IS FURTHER ORDERED** that the Jackson Police Department designee be authorized to sign such documents as necessary to declare those vehicles and equipment which are sold at said auction to be abandoned.

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

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

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**ORDER AUTHORIZING THE CITY OF JACKSON, MISSISSIPPI TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI TRANSPORTATION COMMISSION TO PARTICIPATE IN THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION INMATE LITTER REMOVAL PROGRAM.**

**WHEREAS**, the Jackson Police Department's Neighborhood Enhancement Program currently partners with the Mississippi Department of Transportation (MDOT)/MS Transportation Commission (MTC) to keep the state right of ways litter free; and

**WHEREAS**, the City of Jackson has been a part of this program since 2003 removing tons of litter and debris from state right of ways within the City limits of Jackson; and

**WHEREAS**, the City of Jackson will furnish the inmates to pick up litter or perform maintenance activities on MTC's maintained property within the City along with supervision by a Deputy Chief of Police; and

**WHEREAS**, the MTC will reimburse the City of Jackson for the costs associated with the execution of this agreement, including reimbursement to the City for the Chief of Police personnel's salary assigned to this duty, not to exceed \$10.00 per hour, and reimbursement to the City for travel expenses calculated at the State of Mississippi current mileage rate for transporting inmates to and from the work site.

**IT IS HEREBY ORDERED** that the Mayor of the City of Jackson is authorized to enter into the herein-described Memorandum of Understanding between the City of Jackson, Mississippi and the Mississippi Transportation Commission by and through the Mississippi Department of Transportation.

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

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

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

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**ORDER REVISING THE FISCAL YEAR 2015-2016 BUDGET OF THE CITY OF JACKSON.**

**WHEREAS**, the City of Jackson approved a budget that included certain projects to be funded by the Special Sales Tax designated for infrastructure repairs; and

**WHEREAS**, the City received a TIGER Grant from the U.S. Department of Transportation, which is being used to complete the State Street Improvement Project; and

**WHEREAS**, the original capital improvements plan on which the fiscal year 2015-2016 City of Jackson budget is based did not anticipate moving forward with the State Street Improvement Project until next fiscal year; and



**SPECIAL MEETING OF THE CITY COUNCIL  
THURSDAY, MARCH 10, 2016 10:00 A.M.**

**WHEREAS**, in order to meet the deadlines under the TIGER Grant, funds collected and on deposit in the Special Sales Tax Fund in the amount of \$1,285,151.61 need to be moved into the project fund for the State Street Improvements Project; and

**WHEREAS**, the following fund is being revised: 173.5937.

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2015-2016 Budget be revised in the amount of \$1,285,151.61 as follows:

To/From	Fund/Account Number	Amount
From	173-5937	(\$1,285,151.61)
To	173-451355B40073016413	\$1,285,151.61

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

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

Nays- None.

Absent- Tillman.

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

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

**WHEREAS**, resampling of the 57 original sample sites and an additional 43 samples resulted in the 90<sup>th</sup> percentile of samples still exceeding the action level for lead; and

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

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

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

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

- Corrosion Control Study for O.B. Curtis and J.H. Fewell Water Treatment Plants;
- Short Term Water Treatment Plant Operation Evaluation;
- Assistance with Analysis of Water Quality Parameters from Existing Sample Sites;
- Assistance in Reviewing Lead and Copper Sampling Site Plan Map;
- Assistance in Developing and Implementing a Special Water Quality Parameter Sampling Plan;
- Preparing Monthly Written Summary of Activities Related to Compliance Plan;
- Preparing a White Paper; and

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Providing Technical Information to City to assist with Public Information Requests; and

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

**IT IS, THEREFORE, ORDERED** that an Agreement with Trilogy Engineering Services LLC to provide the City with professional engineering services relating to the water system Compliance Plan of the Mississippi State Department of Health and for other related matters is authorized in an amount not to exceed \$400,000.

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

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**President Priester** recognized **Terry Williamson**, Consent Decree Manager and Legal Counsel for the Department of Public Works, who provided Council with a brief overview of the proposed agreement with Trilogy Engineering Services. **Mr. Williamson** stated said services are required under the Mississippi State Department of Health Compliance Plan for the City's surface water system.

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**President Priester** recognized **Phillip Gibson**, a representative of Trilogy Engineering Services, who provided Council with a brief description of the services his company would provide to the City.

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**President Priester** recognized **Jim Craig**, Director of Health Protection for the Mississippi State Department of Health, who answered questions posed to him by the Council regarding the City's water samples.

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**President Priester** recognized **Bill Moody**, Director of Bureau of Water Supply for the Mississippi State Department of Health, who provided information regarding municipals that have internal engineers and answered questions posed by Council.

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After a thorough discussion, **President Priester** called for a vote on said item:

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

Note: **Council Member Stokes** left the meeting after making the motion during discussion of said item.

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Note: Said item failed due to a lack of majority vote.

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**ORDER AUTHORIZING AN AGREEMENT WITH NEEL-SCHAFFER, INC. FOR ENGINEERING SERVICES FOR GREENING THE GATEWAYS: STATE STREET FROM HARTFIELD STREET TO SHEPPARD ROAD, CITY PROJECT NO. 15B4007.301.**

**WHEREAS**, the City of Jackson has received a TIGER grant for improvements to State Street from Hartfield Street to Sheppard Road; and

**WHEREAS**, the Department of Public Works solicited statements of qualification through a competitive process for the design of the improvements to State Street; and

**WHEREAS**, the Evaluation Committee reviewed the proposal solicited and recommended Neel-Schaffer, Inc. as the best qualified firm to provide the necessary engineering services for the improvements to State Street; and

**WHEREAS**, the Department of Public Works recommends that the governing authorities authorize an agreement with Neel-Schaffer, Inc. to provide professional engineering services for Greening the Gateways: State Street from Hartfield Street to Sheppard Road, City Project No. 15B4007.301 in an amount not to exceed \$1,285,151.61.

**IT IS, THEREFORE, ORDERED** that an agreement for professional services with Neel-Schaffer, Inc. for Greening the Gateways: State Street from Hartfield Street to Sheppard Road, City Project No. 15B4007.301 in the amount not to exceed \$1,285,151.61 is authorized.

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

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

Nays- None.

Absent- Stokes and Tillman.

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**ORDER AUTHORIZING FINAL PAYMENT TO JEFCOAT RECREATION, LLC, FOR THE BENJAMIN BROWN PARK PLAYGROUND RESURFACING PROJECT, PROJECT NUMBER 5B8001, AND AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION.**

**WHEREAS**, on October 6, 2015, the City Council authorized the Mayor to execute a contract of \$13,546.51 with Jefcoat Recreation, LLC, for the Benjamin Brown Park Playground Resurfacing Project, Project Number 5B8001; and

**WHEREAS**, the City of Jackson Engineering Division conducted a Final Inspection of the project on January 5, 2016; and

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

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

**IT IS, THEREFORE, ORDERED** that the City is authorized to make Final Payment of \$677.83 to Jefcoat Recreation, LLC, and that the City Clerk publish Notice of Completion of the Benjamin Brown Park Playground Resurfacing Project, Project Number 5B8001.

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

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

Nays- None.

Absent- Stokes and Tillman.

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There came on for consideration Agenda Item No. 38:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING AUTHORIZING THE MAYOR TO DESIGNATE STREETS AND HIGHWAYS IN THE CITY OF JACKSON TO SERVE AS TOLL ROADS FOR THE COLLECTION OF FUNDS TO BENEFIT CITY STREETS.** Said item was pulled at the request of **Council Member Stokes**.

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**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF DECLARING A CIVIL EMERGENCY AS IT RELATES TO EFFORTS TO REDUCE LEAD AND COPPER LEVELS IN ALL RESIDENTIAL WATER.**

**WHEREAS**, the governing authorities of the City of Jackson, Mississippi are authorized to declare civil emergencies for public safety and good order of its citizenry, pursuant to the authority vested under Section 45-17-1, *et seq.*, and Section 33-15-1, *et seq.*, of the Mississippi Code of 1972, as amended; and

**WHEREAS**, the Mississippi State Department of Health recently confirmed that water tests conducted in July of 2015 in Jackson, Mississippi from 13 of its 58-residence sample detected lead levels between 0.017 and 0.02 — above the federal action level of 0.015. Nearly 90% of all samples contained lead; and

**WHEREAS**, the City Council of Jackson, Mississippi finds that extraordinary measures must be taken to protect public health and safety of the community, especially to address the physical and mental health needs of children, pregnant women and families potentially impacted by lead-contaminated water; and

**WHEREAS**, these extraordinary measures shall include:

- 1) Testing all homes within 1/4 mile of contaminated area;
- 2) Increasing testing from 100 homes every six months to 100 homes every month; and
- 3) Requesting assistance from the U.S. Department of Health and Human Services, the U.S. Environmental Protection Agency, the U.S. Department of Housing and Urban Development, Mississippi Department of Health, and Mississippi Department of Environmental Quality; and

**WHEREAS**, in certain circumstances where lead contamination is an issue, the State and/or Federal regulatory agencies collect drinking water samples, conducts an analysis of the samples, share results with individual homeowners and posts results on a publicly accessible website; and

**WHEREAS**, in certain instances where lead contamination is an issue, the U.S. Department of Agriculture (USDA) Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) may allow participants to use WIC vouchers for ready-to-feed infant formula, which does not need to be mixed with water. Participants may also be allowed to swap powdered formula for ready-to-feed formulas. Participants may be referred to the health department for lead screenings and provided nutrition education on mitigating lead absorption through dietary changes; and

**WHEREAS**, in certain instances where lead contamination is an issue, the U.S. Department of Health and Human Services assists families in obtaining screening for their children; and

**WHEREAS**, in certain instances where lead contamination is an issue, the U.S. Department of Housing and Urban Development (HUD) works with the city on economic development and interagency coordination and assists the city with the purchase and installation of water filters.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Jackson, Mississippi fully supports declaring a civil emergency and supports efforts to test all homes within ¼ mile of contaminated area, to increase testing from 100 homes every six months to 100 homes every month, and to secure the assistance of the U.S. Department of Health and Human Services, the U.S. Environmental Protection Agency, the U.S. Department of Housing and Urban Development, Mississippi Department of Health, Mississippi Department of Environmental Quality, and other agencies to ensure that all the residents of City of Jackson have access to safe drinking water.

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

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

**Note:** Said item failed due to a lack of a majority vote.

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There came on for consideration Agenda Item No. 40:

**DISCUSSION: COMCAST:** Said item was tabled due to the absence of **Council Member Stokes.**

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There came on for consideration Agenda Item No. 41:

**DISCUSSION: WASTE MANAGEMENT:** Said item was tabled due to the absence of **Council Member Stokes.**

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The following reports/announcements were provided during the meeting:

- **Marshand Crisler** announced that the “We Are Jackson” Listening Tour would be held as follows:
  - March 15, 2016 at Provine High School auditorium from 6:00 p.m. until 7:30 p.m.
  - March 29, 2016 at Christ United Methodist Church from 6:00 p.m. until 7:30 p.m.
  - April 12, 2016 at Cornerstone M.B. Church from 6:00 p.m. until 7:30 p.m.
  - April 26, 2016 at Cardozo Middle School from 6:00 p.m. until 7:30 p.m.
- **Marshand Crisler** announced that the Neighbors First Program Education Workshop would be held as follows:
  - Saturday, March 19, 2016 at the Medgars Evers Library from 2:00 p.m. until 4:00 p.m.
  - Saturday, April 2, 2016 at the Metrocenter Mall Event Room from 9:00 a.m. until 11:00 a.m.
  - April 16<sup>th</sup> and 23<sup>rd</sup>, 2016 at the Jackson Police Department Training Academy from 9:00 a.m. until 11:00 a.m.
- **Council Member Priester** announced that a Ward 2 Community meeting would be held on March 21, 2016 at Fresh Start Church at 6:00 p.m.

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Zoning Council Meeting to be held at 2:30 p.m. on Monday, March 21, 2016 and at 4:56 p.m., the Council stood adjourned.

**ATTEST:**

**APPROVED:**

*Quita Moore*  
CITY CLERK

*[Signature]*, 3/23/16  
MAYOR DATE

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