

Banks _____
Foote _____
Lindsay _____
Priester _____
Tillman _____



RULES COMMITTEE MEETING
Tuesday, January 21, 2020
2:00 P.M.
AGENDA

1. Ordinance of the City Council of Jackson, Mississippi to amend the Code of Ordinances of the Internal Audit Committee. (Banks)
2. Resolution of the City Council of Jackson executing a vote of no confidence in the company: Veolia North America. (Banks)
3. Ordinance amending Article I, Section 110-2(a)(1) of the Jackson Code of Ordinances – Procedure for Renaming Streets and Public Facilities. (Stokes)
4. Ordinance of the City of Jackson, Mississippi amending Section 110-28, of the City of Jackson, Mississippi Code of Ordinance, procedures for the erection of public access Gates to neighborhoods. (Banks)
5. Ordinance of the City of Jackson, Mississippi requiring a mandatory punishment and fine for parents and/or guardians of minors under 18 years of age who have committed a crime with a handgun and/or found to have possession of a handgun. (Banks)
6. Ordinance of the City Council of Jackson, Mississippi prohibiting advertisement of images featuring guns and the likeness of guns in the City of Jackson. (Stokes)

REPORTS FROM MEMBERS, MAYOR, DEPARTMENT DIRECTORS

ANNOUNCEMENTS

ADJOURNMENT

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI TO AMEND THE CODE OF ORDINANCES OF THE INTERNAL AUDIT COMMITTEE.

WHEREAS, the City Council of Jackson, Mississippi is dedicated to increasing the accountability and transparency within the City of Jackson; and

WHEREAS, the City Council recognizes the need to ensure that the internal audit Committee maintains a keen sense of neutrality and objectivity with respect to auditing and preventing the assumption and perception of waste, fraud and abuse; and

WHEREAS, the governing authorities of the City of Jackson are in agreement that the Internal Audit Committee would serve the citizens of Jackson with the City Council having oversight over the Office of the Internal Auditor.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI that an ordinance to codify the principal function of the Internal Audit Committee be amended to read as follows:

Sec. 2-501.- Created.

There is hereby created an internal audit committee whose purpose shall be to have oversight and review the performance evaluation reports as prepared by the office of the internal auditor and any other reports as requested by the City Council of Jackson, Mississippi.

Sec. 2-502.- Composition.

The internal audit committee shall consist of five members. Three members shall be members of the city council, a chair and two council members shall be appointed by the president of the city council, one member shall be the mayor or his designee, and one member shall be a citizen of Jackson, Mississippi who is not an employee of the City of Jackson, nominated by the mayor and confirmed by the Council, who has educational or professional experience in accounting. Meetings shall be closed to only committee members.

Sec. 2-503. – Duties and responsibilities; annual work plan.

The internal audit committee shall review the performance evaluation reports as prepared by the office of the internal auditor and any other reports which may be requested.

Sec. 2-504. – Special projects.

Special projects may be directed to the internal audit committee by the Jackson City Council or by the mayor or chief administrative officer as conditions warrant. The special projects should require no more than 25 percent of the responsibilities and time of the office of the internal auditor.

Sec. 2-505. – Submission of findings.

Upon completion of any special internal audit or project, the office of the internal auditor shall submit all findings in writing to the mayor, chief administrative officer, the applicable department director, and to the internal audit committee.

ORDINANCE TO AMEND CHAPTER 2, ARTICLE V DIVISION 6, OF THE MUNICIPAL CODE OF ORDINANCES – INTERNAL AUDIT COMMITTEE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI THAT THE MUNICIPAL CODE OF ORDINANCES CHAPTER 2, ARTICLE V, DIVISION 6 – INTERNAL AUDIT COMMITTEE IS AMENDED TO READ AS FOLLOWS:

Section 2-501. Created.

There is hereby created an internal audit committee whose purpose shall be to ~~review the performance evaluation reports as prepared by the Office of the Internal Auditor and any other reports as requested by the mayor or the Chief Administrative Officer.~~ Shall be to establish an annual work plan; to monitor progress on a quarterly basis; to report findings and make recommendations to the Mayor and City Council on a quarterly basis; and to present an annual report to the Mayor and City Council on the financial condition and efficiency of city government.

Section 2-502. Composition.

The Internal audit committee shall consist of ~~three members. One member shall be a member of the city council who shall be appointed by the president of the city council, one member shall be the Mayor, or the Mayor may designate the Chief Administrative Officer or such other designee as he so elects, and one member shall be the City's Chief Financial Officer or other such designee.~~ five members. Two members shall be the President and the Vice President of the Finance committee, one member appointed by the President of the City Council who shall serve as chair, one member shall be the Chief Financial Officer or other such designee, one member shall be a Certified Public Accountant from the accounting firm retained by the City of Jackson to conduct its annual audit.

Section 2 – 503. Duties and Responsibilities.

The internal audit committee shall, ~~review the Performance Evaluation Reports as prepared by the Office of the Internal Auditor and any other reports which may be required by the Mayor or the Chief Administrative Officer.~~ In conjunction with the Internal Auditor, prepare an annual work plan prior to September 30 of each year. The plan shall set the work schedule for the Division of Internal Audit for the period of time from October 1 through September 30 of the following fiscal year. The annual work plan shall consist of a prioritized list of projects with associated deadlines. Up to 25% of the work plan shall be allocated for and/or City Council special or undesignated projects which may arise and as designated by the Mayor. Each committee member shall obtain appropriate information by July of each year in order to begin deliberations on the establishment of a work plan for the following fiscal year.

Section 2- 504. Special Projects

~~Special projects may be requested by the Mayor or Chief Administrative Officer as conditions warrant. The special projects should require no more than 25% of the responsibilities and time of the Office of the Internal Auditor.~~ The annual work plan shall allow sufficient time for special projects as conditions warrant and the Internal Audit Committee shall adjust the annual work plan on a quarterly basis to incorporate such special projects. Adjustments to the work plan may be brought before the Internal Audit Committee only by a member of the Committee.

Section 2-505. Submission of findings.

Upon Completion of any ~~special~~ internal audit or project, the Office of the Internal Auditor shall submit in writing all findings to the Mayor, Chief Administrative Officer, the applicable department director, and to the Internal Audit Committee

Section 2-506. Compensation.

REPEALED

THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

RESOLUTION OF THE CITY COUNCIL OF JACKSON EXECUTING A VOTE OF NO CONFIDENCE IN THE COMPANY: VEOLIA NORTH AMERICA.

WHEREAS, members of the City Council believe that it is in the best interest of the citizens of Jackson to hold prime companies accountable to their agreement and to ensure fairness for all; and

WHEREAS, members of the Jackson City Council request that there be mediation with previously terminated Fisher Construction; and

WHEREAS, Veolia violated its EBO Agreement by wrongfully terminating its Sub-Contractor without prior permission to do so, as in accordance with said agreement; and

WHEREAS, Veolia has refused to heed to the City Council adherence, and furthermore ignore request to have a healthy resolve.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi supports on this day a vote of No confidence in said contractor Veolia North America Incorporated.

ORDINANCE AMENDING ARTICLE I, SECTION 110-2(a)(1) OF THE JACKSON CODE OF ORDINANCES - PROCEDURE FOR RENAMING STREETS AND PUBLIC FACILITIES.

WHEREAS, Article I, Section 110-2 of the Jackson Code of Ordinances establishes the procedure for street/facility renaming in the City of Jackson, Mississippi; and

WHEREAS, Article I, Section 110-2 (a)(1) was amended by Council Order on August 24, 2010 to include additional requirement(s) upon a Council member seeking to rename a street; and,

WHEREAS, Article I, Section 110-2 (a)(1) regarding street renamings initiated by any member of the Jackson City Council, currently reads as follows:

“(a) Naming/Renamings initiated by any member of the Jackson City Council:

(1) Any Jackson City Council person may name or change the name of a street or public facility within the city by placing an ordinance on the regular council agenda. The party initiating the action shall complete an application and provide the following supporting documentation:

a. Name of the council person initiating said change. In cases of street or facility or renamings, the council person initiating the change shall notify, in writing at least one week prior to the item being placed on the agenda, all council persons whose ward may be affected by said change. A copy of such letter shall be attached as support documentation.

b. Current and proposed name of the street or facility

c. Reason(s) for the naming or renaming, including a biographical sketch of the person for whom the street or facility will be named.

d. In the case of street renaming, a petition with 50 percent plus one, of property owners located on the street affected by the naming or renaming, indicating their support of such action. A sworn affidavit or legal opinion attesting to the genuineness and validity of the signatures shall be attached to the petition, as well as a copy of the Hinds County Land Roll Tax Map.

e. Letters from affected utility agencies, stating their approval or disapproval, of the proposed naming or renaming.”

WHEREAS, Article I, Section 110-2 (a)(4) regarding street renamings initiated by any member of the Jackson City Council, currently reads as follows:

“(4) The director of planning and development, or his/her designee shall cause a sign providing notice of the requested name change and the date

and location a public hearing on the petition to be posted at the main entrance of the public facility sought to be named or renamed or at each right-of-way intersections of the street (or section thereof) to be named or renamed. The director or his/her designee shall also provide:

a. Public notice in a newspaper of general circulation within the City of Jackson, Mississippi, indicating the time and date of the hearing and a detailed description of the street or public facility to be named or renamed, the existing name, if applicable and the proposed name. The notice shall be published at least 15 days in advance of the public hearing.

b. Notice to all property owners and tenants within 160 feet and all neighborhood organizations registered with the department of planning and development with geographic boundaries within 1,000 feet in all directions from the street or public facility for which the application is being submitted. In the case of a bridge, notice shall be given to all property owners and residents and/or tenants, on both sides of the street between the closest two intersecting streets on opposite ends of the bridge.”

WHEREAS, the provision, 110-2(a)(4), placed upon an initiating Council member have proven to be onerous and unnecessary. Thus, it is in the best interest of the City of Jackson that Section 110-2(4) be stricken

WHEREAS, the petition provision, 110-2(a)(1) d., placed upon an initiating Council member have proven to be onerous and unnecessary. Thus, it is in the best interest of the City of Jackson to strike Section 110-2(a)(4) and to amend the provisions of Section 110-2(a)(1) as described below:

“(a) Naming/Renamings initiated by any member of the Jackson City Council:

(1) Any Jackson City Council person may name or change the name of a street or public facility within the city by placing an ordinance on the regular council agenda. The party initiating the action shall complete an application and provide the following supporting documentation:

a. Name of the council person initiating said change. In cases of street or facility or renamings, the council person initiating the change shall notify, in writing at least one week prior to the item being placed on the agenda, all council persons whose ward may be affected by said change. A copy of such letter shall be attached as support documentation.

b. Current and proposed name of the street or facility

c. Reason(s) for the naming or renaming, including a biographical sketch of the person for whom the street or facility will be named.

~~*d. In the case of street renaming, a petition with 50 percent plus one, of property owners located on the street affected by the naming or renaming, indicating their support of such action. A sworn affidavit or legal opinion attesting to the genuineness and validity of the signatures shall be attached to the petition, as well as a copy of the Hinds County Land Roll Tax Map.*~~

ed. Letters from affected utility agencies, stating their approval or disapproval, of the purposed naming or renaming.”

IT IS HEREBY ORDERED that Article I, Section 110-2(a)(4) be deleted and that Section 110-2(a)(1) of the Jackson Code of Ordinances shall be amended to read as follows:

“(a) Naming/Renamings initiated by any member of the Jackson City Council:

(1) Any Jackson City Council person may name or change the name of a street or public facility within the city by placing an ordinance on the regular council agenda. The party initiating the action shall complete an application and provide the following supporting documentation:

a. Name of the council person initiating said change. In cases of street or facility or renamings, the council person initiating the change shall notify, in writing at least one week prior to the item being placed on the agenda, all council persons whose ward may be affected by said change. A copy of such letter shall be attached as support documentation.

b. Current and proposed name of the street or facility.

c. Reason(s) for the naming or renaming, including a biographical sketch of the person for whom the street or facility will be named.

d. Letters from affected utility agencies, stating their approval or disapproval, of the purposed naming or renaming.”

IT IS FURTHER ORDERED This order and this amendment shall be effective and enforceable thirty (30) days after adoption and publication.

Agenda Item # _____
Date: October 23, 2018
By: Councilman Stokes

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI AMENDING SECTION 110-28, OF THE CITY OF JACKSON, MISSISSIPPI CODE OF ORDINANCES, PROCEDURES FOR THE ERECTION OF PUBLIC ACCESS GATES TO NEIGHBORHOODS.

WHEREAS, Mississippi Code Ann. Section 21-37-3 of the Mississippi Code empowers the governing authorities of a municipality with the power to exercise full jurisdiction in the matter of streets; and

WHEREAS, Section 21-19-15 of the Mississippi Code also provides in pertinent part that the governing authorities of a municipality shall have the power to make all needful police regulations necessary for the preservation of good order and peace of the municipality, to prevent injury to, destruction of, or interference with public or private property; and

WHEREAS, the governing authorities of the City of Jackson find that the installation of public access gates should be allowed under circumstances in which homeowners or residential neighborhoods seek to reduce traffic, deter crime, enhance their sense of community and/or improve their quality of life.

THEREFORE, BE IT ORDAINED BY THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON, MISSISSIPPI THAT SECTION 110-28 IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 1. APPLICABILITY.

This Ordinance shall apply to any residential street within the City of Jackson in which the homeowner's organization or other approved applicant agrees to install and maintain the gate(s) at applicant's sole expense.

SECTION 2. ACCESSIBILITY.

- A. Gates controlling entry to residential streets must provide full and equal access to the residential neighborhood to all members of the general public twenty-four (24) hours a day, seven (7) days a week.
- B. All public access gates should be marked with signage indicating that it is open to the public. Gates may only be erected in neighborhoods, which are defined as one or more of the following: (1) residential areas within the boundary of one homeowner's association; (2) residential areas shown on one or multiple recorded plats with the same or similar name commonly considered or referred to as one neighborhood that may or may not be the same name as the recorded plat(s); or (3) other areas determined by City staff to be distinctive and cohesive.
- C. Gates shall not be erected on or in conflict with any collector or arterial streets as shown on the current MDOT functional classification system map.

2. A turn around space shall be constructed at the expense of the applicant in an area at a distance in front of the public access gate to allow an average size passenger vehicle to turn around and leave without accessing the gate.
3. A sign shall be installed at the public access gate control mechanism, which states "Push Button for Access", for pedestrian and cyclist use. The absence of signage or use of signage, which in any manner discourages entrance by the public, shall not be allowed.
4. The gate shall have a Firebox and SOS system, which allows access by emergency vehicles, including fire and police department vehicles. Approach and departure areas on both side of a gated entrance must provide adequate set backs and proper alignment to allow free and unimpeded passage of emergency vehicles through the entrance area.
5. The area containing and adjacent to the public access gate shall be sufficiently lighted so that the public access gate may be easily seen at night.
6. All components of the gate system must be maintained in an approved operating condition, with all components serviced and maintained on a regular basis as needed to insure proper gate operation. A proper power supply shall be maintained to all electrical and electronic components at all times. In the event of a loss of power, a default open function shall be installed to keep the gate open until such time as power has been restored.
7. In neighborhoods where more multiple entrances exist, exit-only gates may be permitted so long as one entrance remains open to the general public at all times. In such a case where an entrance is adjacent to another neighborhood, exit-only gates shall not be permitted. The City shall determine whether or not a gate location is suitable to function as an "exit only" gate on a case-by-case basis in the Site Plan Review Process.
8. The public access gate shall comply with all other design standards consistent with a policy established by staff to implement said ordinance.

B. The applicant shall assume all costs and responsibility for planning, installation, and maintenance of the public access gate, including repair or replacement if the public access gate malfunctions, become inoperable, or is damaged.

C. City shall have the right to enter, inspect, disable, open, or remove any device or other feature that implements or controls vehicle access at the sole expense of the applicant. All gate signage and equipment are subject to periodic inspection by the City of Jackson and if found to be in a condition of disrepair must be repaired by the applicant within 5 days of written notice from the City to the applicant's listed point of contact. Any request for extension of time to repair must be approved, in writing, by City Staff. While the gate is under repair it shall remain in an open position at all times.

unconstitutional, and shall not affect the validity of the Code of Ordinances of the City of Jackson, Mississippi, as a whole.

SECTION 7. EFFECTIVE DATE.

This article shall be effective thirty days (30) days after its adoption by the City of Jackson.



CONFIDENTIAL

(Amended Ordinance passed by Council on September 12, 2017)

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI AMENDING SECTION 110-28, OF THE CITY OF JACKSON, MISSISSIPPI CODE OF ORDINANCES, PROCEDURES FOR THE ERECTION OF PUBLIC ACCESS GATES TO NEIGHBORHOODS.

WHEREAS, Mississippi Code Ann. Section 21-37-3 of the Mississippi Code empowers the governing authorities of a municipality with the power to exercise full jurisdiction in the matter of streets; and

WHEREAS, Section 21-19-15 of the Mississippi Code also provides in pertinent part that the governing authorities of a municipality shall have the power to make all needful police regulations necessary for the preservation of good order and peace of the municipality, to prevent injury to, destruction of, or interference with public or private property; and

WHEREAS, the governing authorities of the City of Jackson find that the installation of public access gates should be allowed under circumstances in which homeowners or residential neighborhoods seek to reduce traffic, deter crime, enhance their sense of community and/or improve their quality of life.

THEREFORE, BE IT ORDAINED BY THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON, MISSISSIPPI THAT SECTION 110-28 IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 1. APPLICABILITY.

This Ordinance shall apply to any residential street within the City of Jackson in which the homeowner's organization or other approved applicant agrees to install and maintain the gate(s) at applicant's sole expense.

SECTION 2. ACCESSIBILITY.

- A. Gates controlling entry to residential streets must provide full and equal access to the residential neighborhood to all members of the general public twenty-four (24) hours a day, seven (7) days a week.
- B. All public access gates should be marked with signage indicating that it is open to the public. Gates may only be erected in neighborhoods, which are defined as one or more of the following: (1) residential areas within the boundary of one homeowner's association; (2) residential areas shown on one or multiple recorded plats with the same or similar name commonly considered or referred to as one neighborhood that may or may not be the same name as the recorded plat(s); or (3) other areas determined by City staff to be distinctive and cohesive.
- C. Gates shall not be erected on or in conflict with any collector or arterial streets as shown on the current MDOT functional classification system map.
[\(http://mdot.ms.gov/documents/planning/?dir=Maps/Functional%20Class%20Maps/\)](http://mdot.ms.gov/documents/planning/?dir=Maps/Functional%20Class%20Maps/).

SECTION 3. PRIOR APPROVAL REQUIRED.

All applications for permits to install gates shall be submitted to the Department of Planning and Development's Site Plan Review Coordinator. All permit applications shall contain the following information:

- A. Scaled sketch plans or photographs showing proposed gate dimensions and details of surrounding streetscape elements, including property lines, sidewalks, curb lines, lighting, trees indicating size, tree grates, planters, street signs, bus stops and fire hydrants if relevant.
- B. A petition reflecting that at least seventy-five percent (75%) of the property owners who reside within the proposed gated area are in favor. In lieu of a petition, a ballot may be sent by mail to all property owners who reside within the proposed gated area. If seventy-five percent (75%) of those property owners vote in favor of the gate(s), a sworn letter confirming that the vote occurred as described shall be submitted in place of a petition. The names and addresses of property owners voting in favor of the public access gate must be provided with the sworn letter.
- C. Any other additional information required by law, rule, or ordinance, or that any department of the City or City Council, or the permit applicant reasonably deems appropriate to assist the City in determining whether the permit should be granted. The application can be supplemented prior to final determination.
- D. Upon filing an application a public notice sign, provided by City staff, shall be posted at all proposed gate locations 15 days prior to the Site Plan Review Committee hearing for the proposed gate. On the day of applicant's Site Plan Review Committee hearing, applicant shall provide visual time stamped evidence that public notice signs have been properly displayed.

SECTION 4. DESIGN STANDARDS.

A. All gate installations must conform to the following provisions:

1. Gates shall be designed in such way as to avoid damage to existing public infrastructure including road surface, base, and curbing.
2. A turn around space shall be constructed at the expense of the applicant or homeowners association in an area at a distance in front of the public access gate to allow an average size passenger vehicle to turn around and leave without accessing the gate.
3. A sign shall be installed at the public access gate control mechanism, which states "Push Button for Access." The absence of signage or use of signage, which in any manner discourages entrance by the public, shall not be allowed.

4. The gate shall have a Firebox and SOS system, which allows access by emergency vehicles, including fire and police department vehicles. Approach and departure areas on both side of a gated entrance must provide adequate set backs and proper alignment to allow free and unimpeded passage of emergency vehicles through the entrance area.
5. The area containing and adjacent to the public access gate shall be sufficiently lighted so that the public access gate may be easily seen at night.
6. All components of the gate system must be maintained in an approved operating condition, with all components serviced and maintained on a regular basis as needed to insure proper gate operation. A proper power supply shall be maintained to all electrical and electronic components at all times. In the event of a loss of power, a default open function shall be installed to keep the gate open until such time as power has been restored.
7. In neighborhoods where multiple entrances exist, exit-only gates may be permitted so long as one entrance remains open to the general public at all times. The City shall determine whether or not a gate location is suitable to function as an “exit only” gate on a case-by-case basis in the Site Plan Review Process.
8. The public access gate shall comply with all other design standards consistent with a policy established by staff to implement said ordinance.

B. The applicant shall assume all costs and responsibility for planning, installation, and maintenance of the public access gate, including repair or replacement if the public access gate malfunctions, become inoperable, or is damaged.

C. City shall have the right to enter, inspect, disable, open, or remove any device or other feature that implements or controls vehicle access at the sole expense of the applicant. All gate signage and equipment are subject to periodic inspection by the City of Jackson and if found to be in a condition of disrepair must be repaired by the applicant within 5 days of written notice from the City to the applicant’s listed point of contact. Any request for extension of time to repair must be approved, in writing, by City Staff. While the gate is under repair it shall remain in an open position at all times.

D. To protect the interests of the City, the applicant shall obtain a policy of liability insurance in an amount of not less than one million dollars (\$1 million), which policy will include the City as an additional insured interest and which will protect against costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate. Further, the applicant shall indemnify the City and hold harmless for any costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate.

E. Upon submission of application, to the Site Plan Review Committee, the applicant shall name an individual who will act as the point of contact for any issues relating to or regarding its gate. The applicant shall keep on file with the Planning and Development Department the name, telephone number, and email address of the point of contact. Additionally, each applicant shall provide the same information of an alternate to act in the absence of the point of contact.

SECTION 5. APPROVAL AND APPEALS PROCESS.

A. Within 60 days of receipt of the application, the Site Plan Review Committee shall make a written recommendation for approval or denial to be submitted to the Planning and Development Director. At that time, the Planning and Development Director shall notify the applicant of the determination, and shall also place upon the Jackson City Council Agenda its recommendation for the approval or denial of a permit to erect a public access gate. Council shall then, by regular or special called meeting, conduct a public hearing in which interested parties and general citizenry shall have an opportunity to be heard. Before the City Council holds such a hearing, there shall be two (2) advertisements of the hearing. Said advertisements set forth the time and place of the hearing, describe the nature of the proposed action. Such publications shall be submitted to the City Clerk's office for publication in a newspaper approved by staff and of general circulation within the City of Jackson, Mississippi. The first publication shall be made at least fifteen (15) calendar days before such hearing. All advertising costs shall be borne by the applicant. Proof of publication shall be provided to the Planning and Development Director five (5) calendar days prior to the scheduled hearing.

B. Any party aggrieved by a recommendation of the Site Plan Review Committee may, at the aforementioned public hearing, make known their opinions in support or in opposition to the Committee's recommendation.

SECTION 6. SEVERABILITY.

Should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional, and shall not affect the validity of the Code of Ordinances of the City of Jackson, Mississippi, as a whole.

SECTION 7. EFFECTIVE DATE.

This article shall be effective thirty days (30) days after its adoption by the City of Jackson.

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI REQUIRING A MANDATORY PUNISHMENT AND FINE FOR PARENTS AND OR GUARDIANS OF MINORS UNDER 18 YEARS OF AGE WHO HAVE COMMITTED A CRIME WITH A HANDGUN AND OR FOUND TO HAVE POSSESSION OF A HANDGUN.

WHEREAS, the City Council of Jackson, Mississippi is dedicated to increasing the accountability with parents and guardians when it comes to minors being in possession and or committing a crime with a handgun; and

WHEREAS, the City Council of Jackson, Mississippi is committed to reducing violent crimes where handguns are used, and

WHEREAS, the word handgun means a pistol, revolver or other firearm of any description, loaded or unloaded, from which any shot, bullet or other missile can be discharged, the length of the barrel of which, not including any revolving, detachable or magazine breech, is less than 16 inches; and

WHEREAS, this ordinance does exempt the possession of handgun by minor according to the exceptions in accordance with MS State Law Section 97-37-14; and

FURTHERMORE, the mandatory punishment and fine shall not exceed the allocated punishment provided in MS State Law Section 97-37-17 Possession of weapons by students; aiding or encouraging.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI that an ordinance to codify requiring a mandatory punishment and fine for parents and or guardians of minors under 18 years of age who have committed a crime with a handgun and or found to have possession of a handgun read as follows:

Section 86-92

- (a) Any parent and or guardian of a minor under 18 years of age who have committed a crime with a handgun and or found to have possession of a handgun for the 1st time shall serve a mandatory 24 hours in the county jail and pay a mandatory \$500 fine.
- (b) Any parent and or guardian of a minor under 18 years of age who have committed a crime with a handgun and or found to have possession of a handgun for the 2nd time shall serve a mandatory 48 hours in the county jail and pay a mandatory \$1500 fine.
- (c) Any parent and or guardian of a minor under 18 years of age who have committed a crime with a handgun and or found to have possession of a handgun for the 3rd time and each additional time shall serve a mandatory 72 hours in the county jail and pay a mandatory \$2500 fine.

IT IS THEREBY ORDERED that this ordinance shall be effective and enforceable thirty (30) days after adoption

Date: 6-27-19

By: Aaron B. Banks

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
PROHIBITING ADVERTISEMENT OF IMAGES FEATURING GUNS AND
THE LIKENESS OF GUNS IN THE CITY OF JACKSON**

WHEREAS, the public health, safety, and welfare shall be considered by this ordinance; and

WHEREAS, the proliferation of guns and gun violence in the City of Jackson has increased to record setting levels; and,

WHEREAS, the advertising of messages promoting guns and the likeness of guns is detrimental to the public safety, health, and welfare of the citizens of the City of Jackson- - especially the children; and,

WHEREAS, the Jackson City Council must address the ever present assault on the very fabric of a peaceful community by the proliferation of guns and the advertisement of images featuring guns and the likeness of guns.

NOW, THEREFORE, BE IT ORDAINED, that the Jackson City Council hereby prohibits the advertisement of images featuring guns and the likeness of guns in the City of Jackson.

SO ORDAINED, this the _____ day of January, 2020.

Agenda Item No.

Date: January 7, 2020

BY: STOKES