

BE IT REMEMBERED that a Special Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 10:00 a.m. on April 28, 2020, being the fourth Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Virgi Lindsay, Council President, Ward 7; De'Keither Stamps, Vice President, Ward 4; Ashby Foote, Ward 1; Melvin Priester, Jr., Ward 2 (Teleconference); Charles Tillman, Ward 5 and Aaron Banks, Ward 6. Directors: Chokwe Antar Lumumba, Mayor; Shanekia Mosely, Interim Clerk of the Council; Alice Patterson, Deputy Clerk of Council and Tim Howard, City Attorney.

Absent: Kenneth Stokes, Ward 3.

The meeting was called to order by **President Virgi Lindsay.**

The invocation was offered by **City Attorney, Tim Howard.**

The Council recited the Pledge of Allegiance.

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

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR CAMPBELL'S CRAFT DONUTS TO ERECT A 10 SQUARE FOOT PROJECTING BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 6 SQUARE FEET FOR PROJECTING BUILDING SIGNAGE. Said item was tabled for a Special Council Meeting to be held at a later date.

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

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR NURSERY RHYMES TO ERECT TWO BUILDING SIGNS TOTALING 71 SQUARE FEET WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE. Said item was tabled until a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 4, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR CAMPBELL'S CRAFT DONUTS TO ERECT A 10 SQUARE FOOT PROJECTING BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 6 SQUARE FEET FOR PROJECTING BUILDING SIGNAGE. Said item was tabled for a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 5, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR NURSERY RHYMES TO ERECT TWO BUILDING SIGNS TOTALING 71 SQUARE FEET WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE. Said item was tabled until a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 6, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR PJ'S COFFEE OF NEW ORLEANS TO ERECT A 15 SQUARE FOOT MONUMENT SIGN AT 6 FEET IN HEIGHT AT FIVE FEET FROM THE PUBLIC RIGHT-OF-WAY WITHIN A UTC ZONE WHICH REQUIRE MONUMENT SIGNS TO BE TEN FEET FROM THE PUBLIC RIGHT-OF-WAY. Said item was tabled for a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 7, Public Hearing:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR PJ'S COFFEE OF NEW ORLEANS TO ERECT A 15 SQUARE FOOT MONUMENT SIGN AT 6 FEET IN HEIGHT AT FIVE FEET FROM THE PUBLIC RIGHT-OF-WAY WITHIN A UTC ZONE WHICH REQUIRE MONUMENT SIGNS TO BE TEN FEET FROM THE PUBLIC RIGHT-OF-WAY. Said item was tabled for a Special Council Meeting to be held at a later date.

President Lindsay recognized **Tim Howard**, City Attorney, who stated that an order was passed unanimously by City Council Members, present and voting at the meeting, to temporarily suspend sections of the Jackson City Council's Regular Meeting agenda concerning public comments, proclamations, special presentations, commendations and resolutions honoring individuals, businesses, groups or organizations. This action was taken due to Mayor Chokwe Antar Lumumba Civil Emergency issued on March 16, 2020 regarding COVID-19.

President Lindsay recognized **Tim Howard**, City Attorney, who stated that an item needed to be added to the agenda on an emergency basis to discuss "Perspective litigation concerning Open Carry Law."

President Lindsay recognized **Council Member Stamps** who moved, seconded by **President Lindsay** to add an item to the agenda on an emergency basis regarding to discuss Perspective Litigation concerning Open Carry Law.

The motion prevailed by the following vote:

Yeas- Foote, Lindsay, Priester, Stamps and Tillman.
Nays- None.
Absent- Stokes.

There came on for **Discussion**: Perspective litigation concerning executive order rescinding open carry law.

DISCUSSION: President Lindsay recognized **Tim Howard**, City Attorney who expressed that the Council go into Executive Session to discussion a perspective litigation.

President Lindsay recognized **Council Member Banks** who moved, seconded by **Council Member Stamps** to go into Closed Session to discuss Perspective litigation concerning Open Carry Law. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester and Stamps.
Nays- None.
Absent-Stokes.

President Lindsay announced to the public that the Council voted to go into Closed Session to discuss going into Executive Session regarding "Perspective Litigation".

During Closed Session, **Council Member Banks** moved, seconded by **Council Member Stamps** to go into Executive Session to discuss Perspective litigation concerning Open Carry Law. The motion prevailed by the following vote:

Yeas - Banks, Foote, Lindsay, Priester, Stamps and Tillman.
Nays - None.
Absent - Stokes.

Council Member Banks moved, seconded by **Council Member Tillman** to come out of Executive Session. The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps, and Tillman.
Nays- None.
Absent- Foote and Stokes.

President Lindsay announced to the public that the Council voted to come out of Executive Session and action was taken.

During Executive Session, **Council Member Banks** moved, seconded by **Council Member Tillman** to add an item to the agenda on an emergency basis as follows:

ORDER APPROVING THE HIRE OF INDEPENDENT COUNSEL TO REPRESENT THE CITY OF JACKSON IN ALL LITIGATION MATTERS PERTAINING TO THE MAYOR'S EXECUTION OF AN EXECUTIVE ORDER SUSPENDING OPEN CARRY.

WHEREAS, on or about April 24, 2020, the Mayor of the City of Jackson signed an Executive Order suspending the *open carry* of firearms in the City of Jackson, Mississippi; and

WHEREAS, a lawsuit was filed in the United States District Court for the Southern District of Mississippi in Cause # 3:20-cv-294-DPJ-FKB; and

WHEREAS, the Office of the City Attorney advised the Jackson City Council that it had a conflict with respect to defending the City of Jackson concerning the action and recommended that the Jackson City Council immediately secure conflicts counsel to represent the City of Jackson in the litigation commenced in the Southern District of Mississippi; and

WHEREAS, the Jackson City Council reasonably believes that other litigation arising out of the Mayor's Executive Order may arise; and

WHEREAS, the Jackson City Council evaluated and determined that DeShun T. Martin, a local attorney, has the requisite qualifications and experience to represent the City of Jackson in the action; and

WHEREAS, Attorney DeShun T. Martin is willing to represent the City of Jackson in litigation related to the Mayor's Executive Order suspending open carry and has agreed to do so at the rate of \$185.00 per billable hour with the understanding that fees and costs billed the City will not exceed the sum of \$10,000.00 without approval of the Council; and

WHEREAS, the Jackson City Council finds that monies allocated in the Mayor's budget should be used and expended to pay fees and costs associated with litigation arising out of the litigation;

IT IS HEREBY ORDERED that Attorney Deshun T. Martin is willing to represent the City of Jackson in all litigation related to the Mayor's Executive Order Suspending Open Carry at the rate of \$185.00 per billable with the understanding that fees and costs billed will not exceed the sum of \$10,000.00 without approval of the Jackson City Council.

IT IS HEREBY ORDERED that fees and costs billed for litigation related to the Mayor's Executive Order shall be paid from funds allocated by the Jackson City Council in the budget of the Mayor's office.

Yeas - Banks, Lindsay, Stamps, and Tillman.

Nays - None.

Abstention – Priester.

Absent - Foote and Stokes.

Note: Council Member Foote left the meeting during discussion.

ORDER APPROVING CLAIMS NUMBER 22785 to 22859 APPEARING AT PAGES 23 TO 47, INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$3,309,175.11 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 22785 to 22859 appearing at pages 23 to 47, inclusive thereon in the Municipal "Docket of Claims", in the aggregate amount of \$3,309,175.11 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:

FROM:	TO ACCOUNTS PAYABLE FUND
GENERAL FUND	491,510.80
TECHNOLOGY FUND	345,673.92
PARKS & RECR. FUND	38,807.61
BUSINESS IMPROV FUND (LANDSCP)	12,336.18
LANDFILL/SANITATION FUND	3,197.43
FIRE PROTECTION	4,276.17
STATE TORT CLAIMS FUND	144,000.00

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, APRIL 28, 2020 10:00 A.M.**

WATER/SEWER REVENUE FUND	84.88
WATER/SEWER OP & MAINT FUND	355,389.08
WATER/SEWER CAPITAL IMPR FUND	282,610.67
EMPLOYEES GROUP INSURANCE FUND	70,891.57
KELLOGG FOUNDATION PROJECT	38,250.00
EARLY CHILDHOOD (DAYCARE)	834.25
HOUSING COMM DEV ACT (CDBG) FD	24,722.56
EMERGENCY SHELTER GRANT (ESG)	5,149.87
H O P W A GRANT – DEPT. OF HUD	112,653.95
TITLE III AGING PROGRAMS	57,020.00
1% INFRASTRUCTURE TAX	334,946.46
MADISON SEWAGE DISP OP & MAINT	49.64
WATER/SEWER CAP IMP NOTE 7M	90,642.36
TRANSPORTATION FUND	588,503.66
FONDREN BUSINESS IMPROV FUND	3,340.22
JXN CONVENTION & VISITORS BUR	239,854.08
RESURFACING – REPAIR & REPL FD	64,429.75
TOTAL	<u>\$3,309,175.11</u>

Council Member Banks moved adoption; **President Lindsay** seconded.

President Lindsay recognized **Dr. Robert Blaine, Chief Administrative Officer**, who provided a brief overview of the Claims Docket at the request of **Council Member Stamps**.

Thereafter, **President Lindsay** called for a vote on said item:

- Yeas- Foote, Lindsay, Priester and Tillman.
- Nays- Banks and Stamps.
- Absent- Stokes.

ORDER APPROVING GROSS PAYROLL APPEARING AT PAGES 22 TO 47 INCLUSIVE THEREON, ON MUNICIPAL ‘DOCKET OF CLAIMS’, IN THE AMOUNT OF \$126,598.18 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 22 to 47 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$126,598.18 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		1,805,050.58
PARKS & RECR FUND		80,498.49
LANDFILL FUND		17,355.06
SENIOR AIDES		10,149.07
WATER/SEWER OPER & MAINT		187,707.58
PAYROLL	126,598.18	
EARLY CHILDHOOD		30,780.06

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, APRIL 28, 2020 10:00 A.M.**

HOUSING COMM DEV		8,843.12
TITLE III AGING PROGRAMS		4,266.48
TRANSPORTATION FUND		4,585.72
TOTAL		\$2,163,974.16

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

Yeas- Banks, Foote, Lindsay, Priestler, Stamps, Stokes and Tillman.

Nays- None.

Absent- Stokes.

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ORDER AUTHORIZING THE MAYOR TO EXECUTE A PROJECT CHANGE REQUEST WITH TYLER TECHNOLOGIES, INC. FOR THE CONVERSION OF UNUSED FUNDS TO BE ALLOCATED FOR IMPLEMENTATION SERVICE HOURS.

WHEREAS, an agreement between the City of Jackson, Mississippi and Tyler Technologies, Inc. was signed in December 2018 for software, hardware and implementation services for an Enterprise Resource Planning System “ERP”; and

WHEREAS, all Payroll data (Accrual Balances, Certifications, Deductions, Education, PM Action History, Position Control, and Standard) was imported resulting in unused funds; and

WHEREAS, the agreement provides for converting unused funds for additional purposes such as this; and

WHEREAS, the unused accounting module fundswill be reallocated for one hundred and twenty-two (122) hours of implementation services totaling \$21,400 at a rate of \$175.00 per hour; and

WHEREAS, there is no cost associated with the Project Change Request; and

WHEREAS, the needs for this change have been analyzed and the Project Change Request is recommended.

IT IS THEREFORE ORDERED that the Mayor be authorized to execute a Project Change Request with Tyler Technologies, Inc. at no cost along with any other documents needed to implement this change.

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

Yeas- Banks, Foote, Lindsay, Priestler and Tillman.

Nays- Stamps.

Absent- Stokes.

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ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAYENTA, WHICH IS A DIVISION OF HARRIS COMPUTER CORPORATION, FOR THE PURCHASE OF A THIRD-PARTY MAINTENANCE AGREEMENT FOR THE CITY OF JACKSON’S CAYENTA “JIMS” FINANCIAL SOFTWARE SYSTEM.

WHEREAS, the City of Jackson purchased Cayenta “JIMS” software from Cayenta in 1994; and

WHEREAS, the “JIMS” software uses Actuate, ACU4GL, and AcuCobol for its financial system; and

WHEREAS, the maintenance agreement for Actuate, ACU4GL, and AcuCobolsoftware expired on March 31, 2019and needs to be renewed; and

WHEREAS, the cost of renewal is \$21,229.37; and

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

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a maintenance agreement with Cayenta, at a cost of \$21,229.37 for the period beginning on April 1, 2020 through March 31, 2021.

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

Yeas- Banks, Foote, Lindsay, Priester, Stamps, and Tillman.

Nays- None.

Absent- Stokes.

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ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ASSETWORKS USA, INC TO RENEW NECESSARY LICENSES FOR ASSET MANAGEMENT SOFTWARE.

WHEREAS, the City received a Restated Software License Agreement from AssetWorks USA, Inc. (“AssetWorks”) to renew non-exclusive and non-transferable licenses to the City of Jackson, Mississippi (“City”) to track municipal assets; and

WHEREAS, the renewal of said asset management software licenses from AssetWorks is important for the City to track its municipal assets; and

WHEREAS, the proposed AssetWorks Restated Software License Agreement includes a term period of one year set to commence on the effective date, as well as renewal and hosting fees of Ten Thousand, Six Hundred and Eighty-Five Dollars and Eighty-One Cents (\$10,685.81).

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a Restated Software License Agreement with AssetWorks USA, Inc. to renew asset management software licenses with the City of Jackson for a term period of one year set to commence on the effective date, as well as authorize payment of renewal and hosting fees of Ten Thousand, Six Hundred and Eighty-Five Dollars and Eighty-One Cents (\$10,685.81) as incorporated and set forth in said Agreement.

Council Member Tillman moved adoption; **President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH FAHRENHEIT CREATIVE GROUP, LLC TO PROVIDE SOCIAL MARKETING SERVICES TO THE CITY OF JACKSON.

WHEREAS, the W.K. Kellogg Foundation has awarded the City of Jackson, Mississippi (“City”) funds to establish a quality foundation of prekindergarten services that will ensure all Jackson’s four and five year old residents enter kindergarten ready to learn; and

WHEREAS, the W. K. Kellogg Foundation requires all funded recipients; to provide Social Marketing Services and report on the effectiveness of its programming; and

WHEREAS, it is the best interest of the City to hire an independent agent/agency to analyze, evaluate and report on effectiveness of the program; and

WHEREAS, Fahrenheit Creative Group, LLC is capable and qualified to conduct Social Marketing Services and prepare the report required by W. K. Kellogg Foundation.

IT IS HEREBY ORDERED that the Mayor be authorized to execute and submit an agreement with Fahrenheit Creative Group, LLC in an amount not to exceed Sixty Six Thousand and Two Hundred Dollars (\$66,200) for the provision of Social Marketing Services and prepare the report required by W. K. Kellogg Foundation including but not limited to printing and binding the aforementioned report.

Council Member Tillman moved adoption; **President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF JACKSON, MISSISSIPPI, AND GREENWOOD CEMETERY ASSOCIATION, INC. (GCA), TO PROVIDE CARE, MAINTENANCE, IMPROVEMENT AND PROMOTIONAL SERVICES AT GREENWOOD CEMETERY, FOR A PERIOD OF FIVE (5) YEARS, AT NO COST TO THE CITY OF JACKSON.

WHEREAS, the City of Jackson is the owner of and responsible for the care and maintenance of the approximate 21 acre cemetery (located in the downtown area of the City of Jackson, bounded by West Street on the east, George Street on the south, Lamar Street on the west, and Davis Street on the north), known as Greenwood Cemetery; and

WHEREAS, the City's funding and staffing limitations make it difficult for the City to increase the improvements it can make to the Cemetery; and

WHEREAS, the GCA is a private, non-profit organization comprised of individuals with an interest in assisting the City in the care, improvement, and beautification of Greenwood Cemetery, its grounds, graves, markers, monuments, streets and flora; and

WHEREAS, the GCA would like to promote the Cemetery, offer programs for and about the Cemetery, provide tours of the Cemetery, distribute literature about the Cemetery and engage in general public relations work to promote public awareness of the Cemetery and its historical associations; and

WHEREAS, the City and GCA desire to define and formalize a contractual relationship; and

WHEREAS, the term of this Agreement shall commence upon execution and shall expire five (5) years thereafter; and

WHEREAS, the Department of Parks and Recreation recommends the execution of the Agreement with the Greenwood Cemetery Association, Inc. (GCA).

NOW, THEREFORE, IT IS HEREBY ORDERED that the Mayor is authorized to execute an Agreement, and such other documents as necessary, with the Greenwood Cemetery Association, Inc. (GCA), to allow GCA to provide care, improvement and beautification of Greenwood Cemetery, its grounds, graves, markers, monuments, streets and flora, for a period of five (5) years, at no cost to the City of Jackson.

Council Member Tillman moved adoption; **President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SPECTRUM EMPLOYMENT AGENCY TO PROVIDE TEMPORARY STAFFING SERVICES TO VARIOUS CITY DEPARTMENTS.

WHEREAS, the City of Jackson has a need for temporary staffing services for various City Departments; and

WHEREAS, the Department of Personnel Management is responsible for securing temporary staffing services for all City Departments; and

WHEREAS, representatives from City Departments will notify the Department of Personnel Management when they are in need of temporary staffing services; and

WHEREAS, the Department of Personnel Management sends a request to temporary agencies when there is a need for services;

WHEREAS, the request includes the requesting Department, classification title, duties, quote and schedule; and

WHEREAS, the Department of Personnel Management selects the agency with the lowest quote; and

WHEREAS, Spectrum Employment Agency will provide the City of Jackson on request with qualified temporary staffing services for the classification specifications; and

WHEREAS, Spectrum Employment Agency has an office, 413 South President, Suite 205, Jackson, Mississippi, 39201; and

WHEREAS, Spectrum Employment Agency submitted a rate sheet for the temporary positions provided to the City of Jackson as follows:

\$ 9.65 - \$ 16.25	Administrative Assistant, Executive Secretary, Secretary Principal
\$ 9.50 - \$ 14.60	Secretary / Statistical Typist, Clerk Typist, Data Entry Operator, Word Processor, Computer Operator, Customer Service Representative, Claims Clerk
\$ 9.25 - \$ 13.50	Receptionist / Light Secretarial
\$ 9.49 - \$ 13.88	General Office Clerk, File Clerk, Copy Clerk
\$ 9.50 - \$ 12.60	General Laborer
\$ 9.48 - \$ 23.38	Accountant, Accounting Clerk, General Bookkeeping,
\$12.50 - \$ 19.33	Legal Secretary, Paralegal

WHEREAS, Spectrum Employment Agency will invoice for services provided under this Agreement on a weekly basis and the City of Jackson will remit payment within 30 days, which is consistent with the statute for timely payment by governmental entities; and

WHEREAS, Invoices will be supported by Spectrum Employment Agency time sheets documenting time worked by the assigned employees; and

WHEREAS, Temporary employees will be paid 1 ½ times for hours worked exceeding 40 hours per week, based on federal law;

WHEREAS, Spectrum Employment Agency employees will work no less than four (4) hours per, unless otherwise specified; and

WHEREAS, the term of the contract will be one (1) year from the date of execution of the agreement and may be extended for two (2) additional one (1) year terms on the same terms and condition subject to the right of succeeding governing authorities to cancel; and

WHEREAS, the City of Jackson may not employ or cause others to employ Spectrum Employment Agency's employees; and

WHEREAS, the City of Jackson will not authorize or direct Spectrum Employment Agency employee's to operate machinery, heavy duty equipment automotive or truck equipment without the prior written consent of Spectrum Employment Agency; and

WHEREAS, it is also understood and agreed that the Spectrum Employment Agency employee shall not be entrusted with cash, negotiables, or other valuables while performing services for the City of Jackson without prior written consent; and

WHEREAS, Spectrum Employment Agency will recruit, screen, interview, hire, and assign its employees to perform the work under the supervision of the City of Jackson and will be responsible for paying the assigned employees' wages and provide them with the benefits Spectrum Employment Agency offers to them; and

WHEREAS, Spectrum Employment Agency shall screen all employees working on behalf of this agreement to insure that none have a criminal record within the last five years or any felony conviction; and

WHEREAS, Spectrum Employment Agency employees will be required to sign a confidential statement in areas where it demands a non-disclosure of client information; and

WHEREAS, the City of Jackson reserves the right to reject or discontinue the work of any or all of Spectrum Employment Agency employees with or without cause but will provide Spectrum with an explanation if for cause; and

WHEREAS, rejection of assigned employees will not prohibit the assignment of additional personnel; and

WHEREAS, Spectrum Employment Agency will pay, withhold, and transmit payroll taxes, provide unemployment insurance and workers compensation benefits and handle unemployment and workers' compensation claims involving the assigned employees; and

WHEREAS, Spectrum Employment Agency will comply with federal, state and local labor and employment laws applicable to assigned employees including the Immigration Reform and Control Act of 1986, the Internal Revenue Code, the Employee Retirement Income Security Act, the Health Insurance Portability and Accountability Act, the Family Medical Leave Act, Title VII of the Civil Rights Act of 1964, the Americans With Disabilities Act, the Fair Labor Standards Act, the Consolidated Omnibus Budget Reconciliation Act, the Uniformed Services Employment and Reemployment Rights Act of 1994, and the Patient Protection and Affordable Care Act; and

WHEREAS, Spectrum Employment Agency will comply with all provisions of the Affordable Care Act applicable to assigned employees, including the employer shared responsibility provisions related to the offer of minimum essential coverage to "full-time" employees as those terms are defined in the United States Code and related regulations and the applicable employer information reporting provisions set forth in the United States Code and related regulations; and

WHEREAS, Spectrum Employment Agency may talk to or meet with any employee working pursuant to this agreement at the location of the employee's work at any time; and

WHEREAS, Spectrum Employment Agency may arrange to meet with any employee on the City of Jackson premises where the employee is based at any time with notice when possible to the manager, superintendent, or supervisor of the operation where the employee is working; and

WHEREAS, Spectrum Employment Agency will be provided the job descriptions, position, and duties of the work or categories of work the employees are to perform under this agreement for the various department's participation; and

WHEREAS, the City will not change the assigned employees job duties without Spectrum Employment Agency' express prior written approval; and

WHEREAS, the City will exclude assigned employees from its benefit plans, policies, and practices and not make any offer or promise relating to the assigned employee's compensation and benefits; and

WHEREAS, the terms of the agreement will be considered severable, such that if any provision or clause which conflicts with existing or future law or may not be given full effect because of the law, no other provision that can operate without the conflicting provision or clause will be affected; and

WHEREAS, neither party will be responsible for failure or delay in performance of the agreement if the delay in performance is due to labor disputes, strikes, fire, riot, war, terrorism, Acts of God or other causes beyond the control of the nonperforming party; and

WHEREAS, Spectrum Employment Agency will provide proof of liability and workers compensation coverage;

IT IS, HEREBY ORDERED that the Mayor be authorized to execute a contract with Spectrum Employment Agency for the purposes stated in this order.

IT IS, FURTHER ORDERED that the Mayor, or his designee, be authorized to execute any and all documents necessary to implement the contract described in this Order.

IT IS FURTHER ORDERED that payment for the services provided *after* the contract has been executed may be made to Spectrum Employment Agency.

Council Member Tillman moved adoption; **President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

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RESOLUTION DECLARING INTENT TO ESTABLISH AN EMERGENCY MEDICAL SERVICE DISTRICT IN THE CITY OF JACKSON, MISSISSIPPI AND AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO SUBMIT AN APPLICATION TO THE MISSISSIPPI EMERGENCY MEDICAL SERVICE BUREAU FOR FUNDING FROM THE EMERGENCY MEDICAL SERVICE OPERATING FUND UPON ELIGIBILITY.

WHEREAS, Section 41-59-51 of the Mississippi Code authorizes the governing authorities of a municipality to establish a *special subdivision* to be known as an emergency medical service district to provide hospital care and ambulance service for all or part of a geographical region under its jurisdiction; and

WHEREAS, Section 41-59-53 of the Mississippi Code specifies the procedure to be followed in establishing the emergency medical district and requires that the governing authority of the municipality to adopt a resolution specifying the area to be serve, the nature of the services provided, form of administration, and allocation of expenses; and

WHEREAS, Section 41-59-55 of the Mississippi Code provides that the administration of the emergency medical service district may be administered by the governing authorities either (a) appointing a person or persons, who may be an elected official to a board which promulgates policy for and guide the administration activities of the district *or* (b) the governing authorities appointing by mutual and unanimous agreement an executive manager who shall have full authority over operation of the district; and

WHEREAS, Section 41-59-57 of the Mississippi Code vests the emergency medical service district with the power to receive funds from all sources and expend funds for any necessary and proper purpose in the manner provided for by law for municipalities; and

WHEREAS, Section 41-59-59 authorizes an emergency medical service district to borrow monies in anticipation of receipt of tax monies as otherwise provided for by law for counties or municipalities; and

WHEREAS, Section 41-59-61(1) indicates that assessments collected under subsections (1) and (2) of Section 99-19-73 of the Mississippi Code are to be deposited in the State Treasury in a special fund known as the Emergency Medical Service Operation Fund, and the Legislature *may* make appropriations from the fund to the Mississippi State Department of Health to defray costs of the Emergency Medical Service Operation and for redistribution to municipalities, counties, and emergency medical service district to support the emergency medical service program; and

WHEREAS, Section 41-59-61(2) of the Mississippi Code provides that the funds shall be disbursed to the governmental unit based on its population in relation to the total population of the state on an annual basis at the end of the governmental unit's fiscal year; and

WHEREAS, Section 41-59-61(2) of the Mississippi Code states that funds distributed to the governmental unit shall be used in addition to existing annual Emergency Medical Services budgets of the governmental unit; and

WHEREAS, Section 41-59-61(2) of the Mississippi Code states that the Director of the Emergency Medical Service program or his designee is authorized to require from units utilizing the funding to provide satisfactory proof of the maintenance of the effort by the governmental unit; and

WHEREAS, the Emergency Medical Service Bureau (EMSB) of the Mississippi State Department of Health has promulgated regulations related to the Emergency Medical Services Operating Fund; and

WHEREAS, Rule 8.1.1 of the EMSB restricts applicants for Emergency Medical Services Operating Funds (EMSOF) counties, municipalities, and emergency medical service districts; and

WHEREAS, Rule 8.1.2 of the EMSB provides that to be eligible, in part for EMSOF, a governmental unit must have expended from local funds directly to the ambulance service, at minimum, an amount equal to or greater than \$0.15 per capita, with population computed from the most current federal census, the year the EMSOF was collected. For governmental units that own and operate governmental ambulance service, to be eligible, in part, the governmental unit must show equal to or greater than \$0.15 per capita with population computed from the most current federal census, in the year the EMSOF fund was collected; and

WHEREAS, pursuant to Rule 8.2.1 of the EMSB, applications for EMSOF funds are forwarded to applicants receiving EMSOF funds for the prior year; however, other counties, municipalities, and legal EMS districts wishing to receive applicants must submit a written request for the application on or before October 1 of the year in which they plan to request EMSOF; and

WHEREAS, Rule 8.2.1 of the EMSB establishes the deadline for submitting applications as 5:00 p.m. on the second Friday of November of each year; and

WHEREAS, Rule 8.2.2 of the EMSB provides that applications for EMSOF must have satisfactory proof of the maintenance of the funding effort by the governmental unit in the form of a line item local fund expense for ambulance in the fiscal year in which EMSOF funds were collected; and

WHEREAS, in addition to the line item local fund expense, satisfactory proof must also be provided in the form of a line item budget of local funds for ambulance in the fiscal year that EMSOF is being requested; and

WHEREAS, Rule 8.2.3 of the EMSB requires that a letter or memorandum of support for the application be submitted from the licensed ambulance provider(s) or the same will be returned without action; and

WHEREAS, Rule 8.2.5 of the EMSB requires applicants to attend an EMSOF grantee meeting before grant approval; and

WHEREAS, Rule 8.2.6 of the EMSB states that all EMSOF funds must be deposited into the governmental units' treasury and items purchased with EMSOF funds must be purchased in the name of the governmental unit and requires that existing rules for purchasing, inventory, and disposal of the items be followed; and

WHEREAS, Rule 8.3.1 of the EMSB provides that EMSOF funds must be expended or escrow by the end of the local fiscal year in which the EMSOF funds were disbursed to the governmental unit. Escrow is defined as depositing the funds in an interest bearing account in accordance with Section 27-105-1 of the Mississippi Code with funds being used only in accordance with the provisions of the EMSOF grant; and

WHEREAS, Rule 8.3.1 of the EMSB provides that EMSOF funds may only be expended for the direct benefit of a Mississippi licensed ambulance service and may *not* be used in support of EMS Support Services including but not limited to, local or county fire service rescue operations and local or county first responders other than training, medical supplies, or medical equipment to be used for direct patient care; and

WHEREAS, Rule 8.3.2 states that EMSOF funds may be used to pay payroll and benefit differential pay for governmental units for the first year that a governmental unit applies to improve its level of ambulance service licensure. No other personnel expenses are allowed under EMSOF; and

WHEREAS, the Jackson Fire Department recommends that the City of Jackson create an emergency medical service district for the geographical region of its incorporated territory and any future annexed territory situated within Hinds County, Mississippi; and

WHEREAS, the purpose for creating the emergency medical service district would be to improve the delivery of emergency medical services by providing basic and advanced life support ambulance and related emergency services; and

WHEREAS, the expenses of the emergency medical service district would be the responsibility of the City of Jackson, Mississippi; and

WHEREAS, the Jackson Fire Department recommends that the governing authorities for the City of Jackson appoint an executive manager of the district, who shall have full control of the operation of the district; and

WHEREAS, if the district is created, it is anticipated that an agreement with a licensed and permitted ambulance service will be negotiated.

IT IS HEREBY RESOLVED that it is the intent of the City of Jackson to establish an emergency service district for the geographical region of its incorporated territory and any future annexed territory situated within Hinds County Mississippi.

IT IS HEREBY RESOLVED that a written request for the submission of an application may be submitted to the Emergency Medical Services Bureau and upon receipt, the application may be completed and submitted by the Mayor if requisite criteria is met.

IT IS HEREBY RESOLVED that the emergency medical service district shall be administered by an executive manager which shall be appointed by the Mayor and confirmed by the Council in accordance with Section 41-59-55 of the Mississippi Code.

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

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

* * * * *

ORDER AUTHORIZING AMENDMENT NUMBER 2 TO A PROFESSIONAL SERVICES AGREEMENT WITH ORIGIN CONSULTING, LLC FOR BUSINESS OPERATIONS AND DELIVERY SUPPORT OF THE CITY'S CUSTOMER CARE AND BILLING SYSTEM AND AUTHORIZING PAYMENT.

WHEREAS, the City of Jackson Water/Sewer Business Administration Division, responsible for using the Oracle Customer Care & Billing enterprise software (CC&B) to generate monthly bills for water/sewer/sanitation customers, is in continuing need of support to implement recommendations in the Risk Remediation Plan; and

WHEREAS, Origin Consulting, LLC (Origin) has previously provided professional services supporting business operations and delivery support for CC&B during the previous fiscal year, Fiscal Year 2018-2019; and

WHEREAS, the support being provided by Origin is needed during the first quarter of Fiscal Year 2019-2020; and

WHEREAS, Origin will continue to assist with resolution of issues in bill generation and delivery, payment management, asset management, field work management, meter reading management, and credit and collections management; and

WHEREAS, Origin will continue you implement a plan to assist in the correction of the known data issues relating to meters, services, and other operations; and

WHEREAS, Origin will continue to correct additional stranded bills and address issues with CC&B batch processes; and

WHEREAS, the Water Ad Hoc Committee of the City Council authorized payment for services by Origin up to an amount of \$300,000.00 from the proceeds of the \$7,000,000.00 loan obtained by the City of Jackson to pay for work on the Water-Sewer Automated Metering Infrastructure; and

WHEREAS, in order to continue providing the professional services previously described during through December 2019, an amendment in an amount not to exceed \$210,196.00 was previously approved; and

WHEREAS, the previous order was intended to be in the amount approved by the Water Ad Hoc Committee, \$300,000.00; and

WHEREAS, the total amount approved by the Water Ad Hoc Committee is needed to pay for the work performed by Origin, which will require a second amendment of \$89,804.00.

IT IS, THEREFORE, ORDERED that an Amendment No. 2 to the Agreement with Origin Consulting, LLC for Business Operations and Delivery Support of the City's Customer Care and Billing System in an amount not to exceed \$89,804.00 to provide professional services under the Agreement through December 2019 is accepted.

IT IS FURTHER ORDERED that the Mayor is authorized to execute Amendment No. 2 Task Orders for the first quarter of Fiscal Year 2019-2020.

IT IS FURTHER ORDERED that payment is authorized as it becomes due and payable for professional services performed during the first quarter of Fiscal Year 2019-2020 by Origin Consulting LLC under the Agreement for Business Operations and Delivery Support and its Amendment No. 2.

President Lindsay moved adoption; **Council Member Tillman** seconded.

President Lindsay recognized **Tim Howard**, City Attorney, who stated that a substitution was needed for this order.

Council Member Banks moved; seconded by **President Lindsay** to amend said order to reflect the changes as stated by **City Attorney Tim Howard**. The motion prevailed by the following vote:

Yeas- Foote, Lindsay, Priester, and Tillman.

Nays- Banks and Stamps.

Absent- Stokes.

Thereafter, **President Lindsay** called for a vote on said Order as amended:

ORDER AUTHORIZING AMENDMENT NUMBER 2 TO A PROFESSIONAL SERVICES AGREEMENT WITH ORIGIN CONSULTING, LLC FOR BUSINESS OPERATIONS AND DELIVERY SUPPORT OF THE CITY'S CUSTOMER CARE AND BILLING SYSTEM AND AUTHORIZING PAYMENT.

WHEREAS, the City of Jackson Water/Sewer Business Administration Division, responsible for using the Oracle Customer Care & Billing enterprise software (CC&B) to generate monthly bills for water/sewer/sanitation customers, is in continuing need of support to implement recommendations in the Risk Remediation Plan; and

WHEREAS, Origin Consulting, LLC (Origin) has previously provided professional services supporting business operations and delivery support for CC&B during the previous fiscal year, Fiscal Year 2018-2019; and

WHEREAS, the support being provided by Origin is needed during the first quarter of Fiscal Year 2019-2020; and

WHEREAS, Origin will continue to assist with resolution of issues in bill generation and delivery, payment management, asset management, field work management, meter reading management, and credit and collections management; and

WHEREAS, Origin will continue you implement a plan to assist in the correction of the known data issues relating to meters, services, and other operations; and

WHEREAS, Origin will continue to correct additional stranded bills and address issues with CC&B batch processes; and

WHEREAS, the Water Ad Hoc Committee of the City Council authorized payment for services by Origin up to an amount of \$300,000.00 from the proceeds of the \$7,000,000.00 loan obtained by the City of Jackson to pay for work on the Water-Sewer Automated Metering Infrastructure; and

WHEREAS, in order to continue providing the professional services previously described during through December 2019, an amendment in an amount not to exceed \$210,196.00 was previously approved; and

WHEREAS, the previous order was intended to be in the amount approved by the Water Ad Hoc Committee, \$300,000.00; and

WHEREAS, the total amount approved by the Water Ad Hoc Committee is needed to pay for the work performed by Origin, which will require a second amendment of \$89,804.00 and

WHEREAS, there are remaining invoices for work performed in October and November pursuant to Amendment No. 1 in the amount of \$158,499.94 that require additional authorization by the City Council to be paid from the proceeds of the \$7,000,000.00 loan.

IT IS, THEREFORE, ORDERED that an Amendment No. 2 to the Agreement with Origin Consulting, LLC for Business Operations and Delivery Support of the City's Customer Care and Billing System in an amount not to exceed \$89,804.00 to provide professional services under the Agreement through December 2019 is accepted.

IT IS FURTHER ORDERED that the Mayor is authorized to execute Amendment No. 2 Task Orders for the first quarter of Fiscal Year 2019-2020.

IT IS FURTHER ORDERED that additional payment from the \$7,000,000.00 loan proceeds in the amount of \$68,695.94 for work performed in October and November under Amendment No. 1 is authorized.

After a thorough discussion, **President Lindsay** withdrew her motion and **Council Member Tillman** withdrew his second. **President Lindsay** stated that said item would be tabled until later in the meeting to allow for further research.

ORDER AUTHORIZING THE MAYOR TO APPLY FOR THE STATES' ECONOMIC DEVELOPMENT ASSISTANCE PROGRAM (SEDAP).

WHEREAS, The City of Jackson would like to submit applications to the Delta Regional Authority for the States' Economic Development Assistance Program; and

WHEREAS, The City of Jackson has identified potential water infrastructure projects at OB Curtis & JH Fewell Water Treatment Plants for consideration under the State’s Economic Development Assistance Program (SEDAP); and

WHEREAS, the Delta Regional Authority works to support and improve regional economic opportunities by helping to create jobs, build communities, and improve the lives of residents within the boundaries of the authority ; and

WHEREAS, the States’ Economic Development Assistance Program (SEDAP) administered by the Delta Regional Authority makes investments through:

- Basic public infrastructure
- Transportation infrastructure;
- Business Development with an emphasis on entrepreneurship; and
- Workforce Development

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute all related documents necessary to submit applications for the States’ Economic Development Assistance Program including no-cost items and a copy of said applications and all other related documents shall be filed for record with the City Clerk.

Council Member Banks moved adoption, **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.
Nays- None.
Absent- Stokes.

ORDER AUTHORIZING AMENDMENT NUMBER 2 TO A PROFESSIONAL SERVICES AGREEMENT WITH ORIGIN CONSULTING, LLC FOR BUSINESS OPERATIONS AND DELIVERY SUPPORT OF THE CITY'S CUSTOMER CARE AND BILLING SYSTEM AND AUTHORIZING PAYMENT.

WHEREAS, the City of Jackson Water/Sewer Business Administration Division, responsible for using the Oracle Customer Care & Billing enterprise software (CC&B) to generate monthly bills for water/sewer/sanitation customers, is in continuing need of support to implement recommendations in the Risk Remediation Plan; and

WHEREAS, Origin Consulting, LLC (Origin) has previously provided professional services supporting business operations and delivery support for CC&B during the previous fiscal year, Fiscal Year 2018-2019; and

WHEREAS, the support being provided by Origin is needed during the first quarter of Fiscal Year 2019-2020; and

WHEREAS, Origin will continue to assist with resolution of issues in bill generation and delivery, payment management, asset management, field work management, meter reading management, and credit and collections management; and

WHEREAS, Origin will continue you implement a plan to assist in the correction of the known data issues relating to meters, services, and other operations; and

WHEREAS, Origin will continue to correct additional stranded bills and address issues with CC&B batch processes; and

WHEREAS, the Water Ad Hoc Committee of the City Council authorized payment for services by Origin up to an amount of \$300,000.00 from the proceeds of the \$7,000,000.00 loan obtained by the City of Jackson to pay for work on the Water-Sewer Automated Metering Infrastructure; and

WHEREAS, in order to continue providing the professional services previously described during through December 2019, an amendment in an amount not to exceed \$210,196.00 was previously approved; and

WHEREAS, the previous order was intended to be in the amount approved by the Water Ad Hoc Committee, \$300,000.00; and

WHEREAS, the total amount approved by the Water Ad Hoc Committee is needed to pay for the work performed by Origin, which will require a second amendment of \$89,804.00 and

WHEREAS, there are remaining invoices for work performed in October and November pursuant to Amendment No. 1 in the amount of \$158,499.94 that require additional authorization by the City Council to be paid from the proceeds of the \$7,000,000.00 loan.

IT IS, THEREFORE, ORDERED that an Amendment No. 2 to the Agreement with Origin Consulting, LLC for Business Operations and Delivery Support of the City's Customer Care and Billing System in an amount not to exceed \$89,804.00 to provide professional services under the Agreement through December 2019 is accepted.

IT IS FURTHER ORDERED that the Mayor is authorized to execute Amendment No. 2 Task Orders for the first quarter of Fiscal Year 2019-2020.

IT IS FURTHER ORDERED that additional payment from the \$7,000,000.00 loan proceeds in the amount of \$68,695.94 for work performed in October and November under Amendment No. 1 is authorized.

Council Member Foote moved adoption; **President Lindsay** seconded.

Yeas- Foote, Lindsay, Priester and Tillman.

Nays- Banks and Stamps.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 1 TO THE 2017 CONTRACT BETWEEN THE CITY OF JACKSON AND MIDTOWN PARTNERS, INC. TO IMPLEMENT A COMMUNITY HOUSING AND DEVELOPMENT ORGANIZATION (CHDO) ELIGIBLE RENTAL NEW CONSTRUCTION PROJECT.

WHEREAS, the City of Jackson receives an annual allocation from the U. S. Department of Housing and Urban Development (HUD) of HOME Investment Partnership Grant (HOME) Funds to provide decent, safe and affordable housing to low-and moderate-income residents; and

WHEREAS, by Order entered on November 7, 2017, Minute Book 6-M, Page 94, the Mayor was authorized to execute a contract and related documents with Midtown Partners, Inc., to implement the Community Housing and Development Organization eligible rental new construction project, in the amount not to exceed \$556,965.84; and

WHEREAS, the City of Jackson and Mississippi Housing Partnership, Inc. entered into an Agreement on November 28, 2017, as authorized by the City Council; and

WHEREAS, it is necessary to extend the contract period an additional 180 days to ensure all rehabilitation activities are finalized and to ensure that sufficient time is available to complete all inspections and process required payments; and

WHEREAS, the extension is necessary to make up time from the extensive rainy season experienced in Jackson, Mississippi, and the necessary changes made in light of the Coronavirus Pandemic; and

WHEREAS, the amendment also ensures that the City of Jackson sufficiently addresses all HOME regulations and remains in compliance; and

WHEREAS, no additional cost will be associated with this Amendment.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Amendment No. 1 to the 2017 contract between the City of Jackson and Midtown Partners, Inc. for the completion of a Community Housing and Development Organization (CHDO) eligible Rental New Construction Project.

Council Member Stamps moved adoption; **President Lindsay** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ADMINISTER THE AFFORDABLE HOUSING PROGRAM GRANT THROUGH THE FEDERAL HOME LOAN BANK OF DALLAS IN PARTNERSHIP WITH BANKPLUS, THE LOCAL FHLB MEMBER FOR AN OWNER-OCCUPIED REHABILITATION PROGRAM.

WHEREAS, the Department of Planning and Development has identified the Washington Addition Neighborhood for the pilot Neighborhood Planning project; and

WHEREAS, the Department of Planning and Development's Office of Housing and Community Development is applying for an Affordable Housing Program grant through the Federal Home Loan Bank of Dallas in order to assist with facilitating a program to address that need for housing rehabilitation services in the Washington Addition Neighborhood; and

WHEREAS, the Office of Housing and Community Development is preparing to submit an application to the Federal Home Loan Bank in the amount of \$300,000.00 to provide housing rehabilitation services to homeowners in the Washington Addition Neighborhood; and

WHEREAS, the application will be submitted in partnership with BankPlus as the Federal Home Loan Bank member; and

WHEREAS, the funding will be used to assist homeowners who reside in the Washington Addition neighborhood with minor housing repair needs; and

WHEREAS, it is estimated that the funding will assist a total of thirty (30) families with repairs not to exceed \$10,000.00 per property.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute any and all documents and agreements necessary to apply for, accept and administer the Affordable Housing Program through the Federal Home Loan Bank of Dallas in the amount of \$300,000.00.

President Lindsay moved adoption; **Council Member Tillman** seconded.

Yeas- Banks, Foote, Lindsay, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH MULTI-CON, INC., MURPHY'S DEVELOPMENT, LLC, AND BEN WIGGINS REMODELING TO IMPLEMENT THE LEAD SAFE JACKSON HOUSING PROGRAM ACTIVITIES IN ACCORDANCE WITH THE LEAD-BASED PAINT HAZARD CONTROL GRANT, HEALTHY HOMES SUPPLEMENTAL AND COMMUNITY DEVELOPMENT BLOCK GRANT.

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

WHEREAS, Lead-Based programs are essential for existing and future housing rehabilitation programs; and

WHEREAS, more than half of the housing units in the City of Jackson were built prior to 1978 when Lead-Based Paint was abolished; and

WHEREAS, by Council Order dated April 5, 2016, found at Minute Book 6-J, page 20, the governing authorities authorized the Mayor to execute all documents necessary to apply and administer the Lead-Based Paint Hazard Control Grant to the Office of Lead Hazard Control and Healthy Homes administered by the U.S. Department of Housing and Urban Development (“HUD”); and

WHEREAS, on July 20, 2016, HUD announced the City of Jackson as one of its recipients to be awarded grant funds through the Lead-Based Paint Hazard Control Grant and Healthy Homes Supplemental Funds for a thirty-six (36) month funding period and issued Grant Agreements on October 17, 2016 to begin program activities for the City’s Lead Safe Jackson Housing Program; and

WHEREAS, by Council Order dated February 7, 2017, found at Minute Book 6-K, Page 517, the Mayor was authorized to execute any and all documents necessary to administer \$1,384,180.42 in funds awarded through HUD’s Lead-Based Paint Hazard Control Grant and Healthy Homes Supplemental Funds and \$487,377 of matching CDBG funds; and

WHEREAS, the Office of Housing and Community Development (OHCD) received seven (7) responses to its Request for Qualifications (“RFQs”) for the Lead Safe Jackson Housing Program to invest Lead-Based Paint Hazard Control Grant funds, Healthy Homes Supplemental funds, and Community Development Block Grant (CDBG) funds for the remediation of lead and healthy homes hazards to renter and owner occupied units throughout the City; and

WHEREAS, six (6) contractors met all the qualifications to be included in OHCD’s list of approved contractors eligible to bid on Lead Safe Jackson Housing Program contracts; and

WHEREAS, the City wants to award contracts to various contractors to perform Lead Safe Jackson Housing Program activities on five (5) eligible units scheduled to receive services through this program subject to the completion and acceptance of the appropriate environmental evaluations; and

WHEREAS, the contractors will be required to enter into a HUD approved contract agreement with the City of Jackson to perform Lead Safe Jackson Housing Program activities for low to moderate income households with children present under the age of six and/or households occupied by pregnant women.

IT, IS THEREFORE, ORDERED that the Mayor is authorized to execute the contract and related documents with Multi-Con, LLC, Murphy’s Development, LLC, and Ben Wiggins Remodeling for the use of Lead-Based Paint Hazard Control (LBPHC) Grant, Healthy Homes Supplemental, and Community Development Block Grant Funds to implement Lead Safe Jackson Housing Program activities on five (5) units scheduled to receive services through the Lead Safe Jackson Housing Program.

Multi-Con, Inc.	4418 Hoover Street	\$31,468.00
	772 Broadmoor Drive	\$22,917.00
Murphy’s Development, LLC	459 Williaman Street	\$ 5,160.00
	701 Combs Street	\$ 4,035.00
Ben Wiggins Remodeling	238 Lexington Avenue	\$14,000.00

IT IS FURTHER ORDERED that the Office of Housing and Community Development (OHCD) is authorized to review and approve change orders with Multi-Con, LLC in an amount not to exceed \$3,500.00 on the unit located at 4418 Hoover Street, and in an amount not to exceed \$3,500.00 on the unit located at 772 Broadmoor Drive; change orders with Murphy’s Development, LLC in an amount not to exceed \$3,500.00 on the unit located at 459 Williaman Street, and an amount not to exceed \$3,500.00 at the unit located on 701 Combs Street; and with Ben Wiggins Remodeling in an amount not to exceed \$3,500.00 on the unit located at 238 Lexington Avenue. Any cost that exceeds the authorized amounts must have prior Council approval.

Council Member Tillman moved adoption; Council Member Banks seconded.

Yeas- Banks, Foote, Lindsay, Priestler, Stamps and Tillman.
Nays- None.
Absent- Stokes.

There came on for consideration Agenda Item No. 22:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR CAMPBELL'S CRAFT DONUTS TO ERECT A 10 SQUARE FOOT PROJECTING BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 6 SQUARE FEET FOR PROJECTING BUILDING SIGNAGE. Said item was tabled for a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 23:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR CAMPBELL'S CRAFT DONUTS TO ERECT A 10 SQUARE FOOT PROJECTING BUILDING SIGN WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 6 SQUARE FEET FOR PROJECTING BUILDING SIGNAGE. Said item was tabled for a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 24:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR NURSERY RHYMES TO ERECT TWO BUILDING SIGNS TOTALING 71 SQUARE FEET WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE. Said item was tabled until a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 25:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR NURSERY RHYMES TO ERECT TWO BUILDING SIGNS TOTALING 71 SQUARE FEET WITHIN A CMU-1 ZONE WHICH ONLY ALLOWS A TOTAL OF 15 SQUARE FEET FOR BUILDING SIGNAGE. Said item was tabled until a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 26:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO APPROVE THE SIGN VARIANCE REQUEST FOR PJ'S COFFEE OF NEW ORLEANS TO ERECT A 15 SQUARE FOOT MONUMENT SIGN AT 6 FEET IN HEIGHT AT FIVE FEET FROM THE PUBLIC RIGHT-OF-WAY WITHIN A UTC ZONE WHICH REQUIRE MONUMENT SIGNS TO BE TEN FEET FROM THE PUBLIC RIGHT-OF-WAY. Said item was tabled until a Special Council Meeting to be held at a later date.

There came on for consideration Agenda Item No. 27:

ORDER REQUESTING THE CITY COUNCIL REVIEW AND VOTE TO DENY THE SIGN VARIANCE REQUEST FOR PJ'S COFFEE OF NEW ORLEANS TO ERECT A 15 SQUARE FOOT MONUMENT SIGN AT 6 FEET IN HEIGHT AT FIVE FEET FROM THE PUBLIC RIGHT-OF-WAY WITHIN A UTC ZONE WHICH REQUIRE MONUMENT SIGNS TO BE TEN FEET FROM THE PUBLIC RIGHT-OF-WAY. Said item was tabled until a Special Council Meeting to be held at a later date.

ORDER RATIFYING THE MAYOR'S EXECUTION OF A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF JACKSON AND HINDS COUNTY, MISSISSIPPI FOR THE DONATION OF 510 LOGIX SMART CORONAVIRUS DISEASE 2019 90 MINUTE TEST KITS TO THE COUNTY FOR KITS TO BE USED TO TEST DESIGNATED CITY AND COUNTY DETAINEES HOUSED AT VARIOUS HINDS COUNTY DETENTION FACILITIES.

WHEREAS, the City is a municipal corporation and a political subdivision of the State of Mississippi; and

WHEREAS, the County is a political subdivision of the State of Mississippi; and

WHEREAS, on March 13, 2020, the President of the United States declared the ongoing COVID-19 outbreak a pandemic of sufficient severity and magnitude to warrant an emergency declaration for all states, tribes, territories, and the District of Columbia pursuant to Section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. Secs. 512105207 (the "Stafford Act"); and

WHEREAS, on March 13, 2020, the President of the United States pursuant to Sections 201 and 301 of the National Emergencies Act, 50 U.S.C. Sec. 1601, *et seq.*, and consistent with Section 1135 of the Social Security Act, as amended (41 U.S.C. Sec. 1320b-5), declared that the COVID-19 outbreak in the United States constitutes a national emergency beginning March 1, 2020; and

WHEREAS, on March 14, 2020, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann. Sec. 33-15-11(b)(17), the Governor of the State of Mississippi issued a Proclamation declaring that a State of Emergency exists in the State of Mississippi as a result of the outbreak of COVID-19; and

WHEREAS, on March 16, 2020, pursuant to Section 45-17-3 of the Mississippi Code of 1972, as amended, the Chief Executive Officer of the City of Jackson, Mississippi issued a Proclamation declaring a Civil Emergency for the City of Jackson in the wake of the Coronavirus pandemic; and

WHEREAS, cases of COVID-19 have accelerated throughout the local community, even in the face of efforts to try to control its spread; and

WHEREAS, on April 14, 2020, the Mississippi State Department of Health reported that there were 3,360 positive cases of COVID-19 in the State of Mississippi, including 280 in Hinds County, where one detention officer at the Hinds County Detention Center in Raymond, Mississippi has tested positive; and

WHEREAS, personal hygiene, social distancing, and movement restrictions, while important, are not enough to extinguish the pandemic; and

WHEREAS, one of the most effective ways to prevent infections and save lives is breaking the chains of transmission, and to do that there must be aggressive and widespread testing and isolation; and

WHEREAS, aggressive testing allows health services to quickly identify who has the disease and arrange for them to receive the care needed; and

WHEREAS, aggressive testing will allow for people who've been in close contact with those who test positive to be identified and tested as well; and

WHEREAS, City and County detainees who are housed in various Hinds County detention facilities are in need of testing to minimize the spread of the highly infectious Coronavirus among the detainees and personnel; and

WHEREAS, many of the detainees are held in close quarters and have preexisting health conditions; and

WHEREAS, pursuant to Section 17-13-1, *et al.*, of the Mississippi Code of 1972, as amended, the City and the County may enter into collaborative agreements to facilitate the provision of equipment and services for the public benefit; and

WHEREAS, pursuant to Section 33-15-17(b) of the Mississippi Code of 1972, as amended, the City and the County possess the power and authority to enter into contracts and incur obligations necessary to combat such disaster, protecting the health and safety of persons and property, and providing emergency assistance to victims of such disaster; and

WHEREAS, pursuant to Section 33-15-17(b) of the Mississippi Code of 1972, as amended, the City and County are authorized to exercise the powers vested under this section in the light of the exigencies of the extreme emergency situation without regard to time-consuming procedures and formalities prescribed by law pertaining to the performance of public work, entering into contracts, and the incurring of obligations; and

WHEREAS, pursuant to Section 33-15-17(c)(1) of the Mississippi Code of 1972, as amended, the City and the County possess the power and authority to appropriate and expend funds, make contracts, obtain and distribute equipment, materials, and supplies for emergency management purposes; provide for the health and safety of person and property, including emergency assistance to the victims of any enemy attack or man-made, technological or natural disasters and to direct and coordinate the development of emergency management plans and programs in accordance with the policies and plans set by the federal and state emergency management agencies.

WHEREAS, the Coronavirus pandemic necessitates that the City and County share and use available resources to protect public health and safety as contemplated.

WHEREAS, the Mayor of the City and the President of the Hinds County Board of Supervisors determined that there was a significant need for creating a collaboration between the Parties in order to provide greater access to Coronavirus testing for designated City and County detainees; and

WHEREAS, in furtherance of the Parties interest to protect life, a Memorandum of Agreement (“MOA”) was entered into for the donation of test kits to Hinds County, Mississippi; and

WHEREAS, the City agreed in the MOA to donate to the County 510 LOGIX Smart Coronavirus Disease 2019 90 Minute Test Kits, including Facts Sheets required by the FDA, as well as the FDA Emergency Use Authorization Letter issued to Co-Diagnostics, Inc. and the Instructions for Use document; and

WHEREAS, the County agreed in the MOA to receive the Test Kits and use them to test designated City and County Detainees housed at the various Hinds County Detention Facilities; and

WHEREAS, the County agreed in the MOA to be responsible for properly storing the Test Kits and ensuring that the Kits are used in accordance with the manufacturer’s instructions; and

WHEREAS, the County agreed in the MOA to be responsible for paying all costs associated with the administration of tests and not seek any contribution from the City; and

WHEREAS, the City expressly made no warranty concerning the safety and effectiveness of the Kits and informed the County that the Kits did not have full FDA approval; and

WHEREAS, the Agreement was executed for the purpose of advancing the public health, safety, and welfare and was not unreasonable.

NOW THEREFORE, the Jackson City Council ratifies the herein described Agreement with Hinds County, Mississippi which has been executed by the Mayor.

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

Yeas- Banks, Foote, Lindsay, Priestler, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER APPOINTING VICTOR ALLEN AS DEPUTY COUNCIL CLERK.

WHEREAS, the governing authorities for the City of Jackson passed an ordinance on December 20, 2019, which is recorded in Minute Book 6Q on pages 319-322; and

WHEREAS, the position of Deputy Clerk of the Council was inherently established by the passage of the ordinance passed by the governing authorities on December 20, 2019; and

WHEREAS, after evaluating his qualifications and experience, the governing authorities for the City of Jackson have determined that *Victor Allen* is a suitable person to serve as Deputy Clerk of the Council.

IT IS HEREBY ORDERED that *Victor Allen* shall be appointed to serve as Deputy Clerk of the Council commencing on April 29, 2020.

IT IS HEREBY ORDERED that the *Victor Allen* upon commencement of his service as Deputy Clerk of the Council shall work at a maximum of 40 hours per week.

IT IS HEREBY ORDERED that the compensation to be paid *Victor Allen* upon commencement of his service as Deputy Clerk of Council shall be \$31,676.24 excluding any applicable fringe benefits.

IT IS HEREBY ORDERED that *Victor Allen's* tenure as Deputy Clerk of the Council shall continue and be at the will and pleasure of the Jackson City Council.

IT IS HEREBY ORDERED that no contract shall be construed as resulting from the appointment of *Victor Allen* as Deputy Clerk of the Council.

IT IS FINALLY ORDERED that Mississippi's law concerning at will employment shall remain unchanged by the appointment of *Victor Allen* as Deputy Clerk of the Council.

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

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER OF THE JACKSON CITY COUNCIL INSTITUTING A CURFEW IN RESPONSE TO THE COVID-19 PANDEMIC.

WHEREAS, on March 16, 2020, Mayor Chokwe Antar Lumumba, declared and issued a citywide Proclamation of Civil Emergency in the wake of the Coronavirus pandemic (COVID-19 spread); and

WHEREAS, Section 33-15-17(d) of the Mississippi Code Annotated (1972) as amended, states, in part, as follows: “[d]uring a local emergency, the governing body of a political subdivision may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety”; and

WHEREAS, over the past two weeks the spread of COVID-19 has continued and increased in the City of Jackson; and

WHEREAS, the City of Jackson does not have the luxury of a wait-and-see approach to the Coronavirus pandemic; and

WHEREAS, continued extraordinary measures related to preventing the spread of the Coronavirus are necessary and expedient for the health, safety, welfare and good order to protect the public peace and preserve lives.

NOW, THEREFORE, the City Council of the City of Jackson, Mississippi, pursuant to the authority set forth by Section 33-15-17(d) of the Mississippi Code Annotated (1972), as amended, and in the public interest and for the general welfare of the City of Jackson, do hereby institute an Order of Curfew.

IT IS ORDERED that a curfew is established within the entire geographical area of the City of Jackson.

IT IS FURTHER ORDERED that all pedestrian and vehicular movement, standing and parking, except for individuals commuting to and from places of "Essential Business or Operation" as defined in Executive Order No. 1463 - issued by the Governor of the State of Mississippi, places of employment, the provision of fire, police, emergency and hospital services, medical patients, utility repairs, state and local government employees providing services, and emergency calls by physicians within the above curfew area, are prohibited during curfew hours. Curfew hours during which such movement is prohibited shall be each day from 10:00 P.M. until 5:00 A.M., commencing on Wednesday, April 15, 2020 at 10:00 P.M. and shall remain in force until such time as the civil emergency regarding the COVID-19 spread is finally terminated and/or until this Order is rescinded by the governing authorities. This order shall not continue once the civil emergency has terminated.

IT IS FURTHER ORDERED that this Order be: (1) promptly filed with the City Clerk; (2) distributed to the news media and other organizations calculated to bring its content to the attention of the general public; and (3) distributed to others as necessary to ensure proper implementation of this Order.

IT IS FURTHER ORDERED that violations of the Order may be subject to misdemeanor prosecution.

IT IS FINALLY ORDERED that any variance or exception to the prohibitions and/or restrictions set forth herein shall be valid only when stated in writing and spread across the minutes of the municipality.

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

President Lindsay recognized **Tim Howard**, City Attorney, who stated that an amendment was needed in the "It is Further Order" paragraph to replace "April 15, 2020" with "April 29, 2020."

Council Member Stamps moved; seconded by **Council Member Banks** to amend said order to reflect the changes as stated by **Tim Howard**, City Attorney. The motion prevailed by the following vote:

Yeas- Foote, Banks, Lindsay, Priester, Stamps and Tillman.
Nays- None.
Absent- Stokes.

Thereafter, **President Lindsay** called for a vote on said Order as amended:

ORDER OF THE JACKSON CITY COUNCIL INSTITUTING A CURFEW IN RESPONSE TO THE COVID-19 PANDEMIC.

WHEREAS, on March 16, 2020, Mayor Chokwe Antar Lumumba, declared and issued a citywide Proclamation of Civil Emergency in the wake of the Coronavirus pandemic (COVID-19 spread); and

WHEREAS, Section 33-15-17(d) of the Mississippi Code Annotated (1972) as amended, states, in part, as follows: "[d]uring a local emergency, the governing body of a political subdivision may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety"; and

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IT IS FURTHER ORDERED that this Order be: (1) promptly filed with the City Clerk; (2) distributed to the news media and other organizations calculated to bring its content to the attention of the general public; and (3) distributed to others as necessary to ensure proper implementation of this Order.

IT IS FURTHER ORDERED that violations of the Order may be subject to misdemeanor prosecution.

IT IS FINALLY ORDERED that any variance or exception to the prohibitions and/or restrictions set forth herein shall be valid only when stated in writing and spread across the minutes of the municipality.

Yeas- Banks and Stamps.
Nays- Foote, Lindsay and Priester.
Abstention – Tillman.
Absent- Priester and Stokes.

Note: Said item failed for a lack of a majority vote.

Council Member Foote left the meeting.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON,
MISSISSIPPI PROCLAIMING A LOCAL EMERGENCY AND DECLARING THE
CITY OF JACKSON, MISSISSIPPI A DISASTER AREA FROM MARCH 16, 2020
AND GOING FORWARD.**

WHEREAS, on March 13, 2020, the President of the United States declared the ongoing COVID-19 outbreak a pandemic of sufficient severity and magnitude to warrant an emergency declaration for all states, tribes, territories, and the District of Columbia pursuant to Section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. Sec. 5121-5207 (the “Stafford Act”); and

WHEREAS, on March 13, 2020, the President of the United States pursuant to Sections 201 and 301 of the National Emergencies Act, 50 U.S.C. Sec. 1601, *et seq.*, and consistent with Section 1135 of the Social Security Act, as amended (42 U.S.C. Sec. 1320b-5), declared that the COVID-19 outbreak in the United States constitutes a national emergency beginning March 1, 2020; and

WHEREAS, on March 14, 2020, the Governor of the State of Mississippi, pursuant to Section 35-15-11(b)(17) of the Mississippi Code of 1972, as amended, declared that a state of emergency exists within the State of Mississippi because of the spread of the COVID-19 virus; and

WHEREAS, on March 16, the Mayor of the City of Jackson, Mississippi, pursuant to Section 45-17-3 of the Mississippi Code of 1972, as amended, executed and declared a civil emergency proclamation in the wake of the Coronavirus pandemic; and

WHEREAS, the worldwide outbreak of COVID-19 and the effects of its extreme risk of person-to-person transmission throughout the United States and the City of Jackson, Mississippi significantly impacts the life and health of the citizens of the City of Jackson, as well as the economy of the City; and

WHEREAS, the risk of the spread of COVID-19 within the City of Jackson, Mississippi constitutes a public emergency that may result in substantial injury or harm to life, health, and property within the City of Jackson; and

WHEREAS, Hinds County has the highest number of cases reported for COVID-19 in the State of Mississippi, at 415 as of April 25, 2020; and

WHEREAS, the City of Jackson is situated in Hinds County, Mississippi and may reasonably be presumed to have a substantial number of the cases reported for Hinds County, Mississippi; and

WHEREAS, Section 33-15-17(d) of the Mississippi Code of 1972, as amended, allows for a local emergency as defined in Section 33-15-5 – which expressly includes an epidemic – to be proclaimed by a governing body of a municipality; and

WHEREAS, the Jackson City Council finds that such local emergency exists within the geographical limits of the City of Jackson; and

WHEREAS, the emergency arising out of the public health crisis associated with COVID-19 continues to threaten the public health, safety, and welfare of the citizens of the City of Jackson.

NOW THEREFORE, BE IT RESOLVED:

1. Pursuant to Section 33-15-17(d) of the Mississippi Code of 1972, as amended, it is hereby resolved and proclaimed that a state of local emergency exists throughout the City of Jackson, Mississippi, and the areas encompassed by the boundaries of the City of Jackson are hereby declared an area of local emergency and disaster beginning March 16, 2020.
2. Said local emergency and emergency disaster area are deemed to continue to exist and the Jackson City Council will review the need for continuing the local emergency at least every thirty (30) days until such local emergency is terminated by the Jackson City Council.

Council Member Banks moved adoption; **President Lindsay** seconded.

Yeas- Banks, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Foote and Stokes.

There came on for Discussion Agenda Item No. 32:

DISCUSSION: COVID-19 RESPONSE UPDATE: President Lindsay recognized Mayor Lumumba who gave an update on the City of Jackson's response to Covid-19.

President Lindsay recognized Council Member Stamps who moved, seconded by Council Member Banks to add an item to the agenda on an emergency basis regarding "Resolution of the Jackson City Council disapproving the Mayor's Executive Order suspending the State Open Carry Law".

The motion prevailed by the following vote:

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

There came on as the **Emergency Agenda Item: RESOLUTION OF THE JACKSON CITY COUNCIL DISAPPROVING OF THE MAYOR'S EXECUTIVE ORDER SUSPENDING THE STATE OPEN CARRY LAW.** Hearing no objections, the Clerk read the following:

RESOLUTION OF THE JACKSON CITY COUNCIL DISAPPROVING OF THE MAYOR'S EXECUTIVE ORDER SUSPENDING THE STATE OPEN CARRY LAW.

WHEREAS, the City of Jackson is a municipality of the State of Mississippi and operates under the mayor-council form of government; and

WHEREAS, the Council is the legislative branch of government; and

WHEREAS, the Council in a mayor-council form of government speaks and acts only through its minutes; and

WHEREAS, the Jackson City Council recently became aware that the Mayor of the City of Jackson signed and issued an Executive Order on or about April 24, 2020, which contained language indicating that the open carry of firearms was suspended during the COVID-19 pandemic; and

WHEREAS, the Jackson City Council has not taken any action or adopted any ordinance whatsoever purporting to regulate the possession or carry of firearms during the COVID-19 pandemic; and

WHEREAS, the Jackson City Council supports the laws of the State of Mississippi.

NOW, THEREFORE, BE IT RESOLVED BY THE JACKSON CITY COUNCIL:
That the Jackson City Council hereby disapproves of the Mayor's Executive Order Suspending The Open Carry Law of the State of Mississippi.

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

Yeas- Banks, Foote, Lindsay, Priester, Stamps and Tillman.

Nays- None.

Absent- Stokes.

The following reports/announcements were provided during the meeting:

- **Dr. Safiya Omari** announced the following:
 - May 3rd – May 9th National Children’s Mental Health Awareness Week
 - Encouraged all citizens that experience symptoms of the COVID-19 virus to fill out the symptom collector form online.

There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Regular Council meeting at 10:00 a.m. on May 12, 2020. At 3:24 p.m., the Council stood adjourned.

PREPARED BY:

Shanique Moley
CLERK OF COUNCIL *SM*

APPROVED:

Charles L. ..., *5/28/2020*
MAYOR *max* DATE

ATTEST:

Angela Haner
CITY CLERK *AH*
