

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 October 26, 2021, 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; Angelique Lee, Vice-President, Ward 2; Ashby Foote, Ward 1; Kenneth Stokes, Ward 3 (via teleconference); Brian Grizzell, Ward 4; Vernon Hartley, Ward 5 and Aaron Banks, Ward 6 (via teleconference). Directors: Chokwe Antar Lumumba, Mayor; Safiya Omari, Chief of Staff; Shanekia Mosley-Jordan, Clerk of the Council; Constance White, Chief Deputy Clerk of Council and Catoria Martin, City Attorney.

Absent: None.

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

The invocation was offered by **Father Clement Oyafemi – Holy Family Catholic Church of Jackson, MS**.

The Council recited the **Pledge of Allegiance**.

The following individual(s) provided public comments during the meeting:

- **Quinton Garrett** of Jackson Housing Authority who expressed there was a surplus of vouchers available for the Veterans Housing Program aimed at assisting homeless or at-risk veterans. For more information about the program, Garrett urged people to visit jacksonhousingauthority.gov or hud.gov.

ORDER ACCEPTING THE BID OF R & C SERVICES, LLC FOR THE DEMOLITION PROJECT LOCATED AT 1409 MARIA DRIVE, FOR CDBG 2021 DEMOLITION PROJECT 3: PARCEL NO. 633-194 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT AND RELATED DOCUMENTS, TO DEMOLISH STRUCTURES AND REMEDY CONDITIONS THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR PARCEL 633-194 - \$9,000.00.

WHEREAS, on June, 11, 2019, the Jackson City Council approved resolutions declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code Annotated following administrative hearing held on May 14, 2019 for Case # 2019-1072 located in Ward 6 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development solicited bids from vendors to perform professional services to remedy the conditions at 1409 Maria Drive; and

WHEREAS, on September 28, 2021, the City of Jackson received one (1) sealed bid for demolition and cleaning of Parcel No. 633-194; and

WHEREAS, based on stated requirements, R & C Services, LLC submitted the only bid to perform professional services for the sum of \$9,000.00; and

WHEREAS, R & C Services' principal office is located at 987 Gore Rd. Jackson, MS 39212; and

WHEREAS, the Department of Planning and Development recommends that the City accept the bid of R & C Services, LLC as the lowest and best bid and authorize the Mayor to execute the contract and related documents.

IT IS, THEREFORE, ORDERED that the bid of R & C Services, LLC in the amount of \$9,000.00 is accepted as the lowest and best bid and the Mayor is authorized to execute the contract and related documents with R & C Services, LLC to demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure the property is clear and free of any and all health hazards; and cut grass and weeds, for Parcel No. 633-194 located at 1409 Maria Drive; said bid and the specifications are placed on file with the Department of Planning and Development, Community Improvement Division, Room 331, at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER ACCEPTING THE BID OF R & C SERVICES, LLC FOR THE DEMOLITION PROJECT LOCATED AT 116 NEATHERWOOD DRIVE, FOR CDBG 2021 DEMOLITION PROJECT 5: PARCEL NO. 613-32 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT AND RELATED DOCUMENTS, TO DEMOLISH STRUCTURES AND REMEDY CONDITIONS THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR PARCEL 613-32 - \$8,000.00.

WHEREAS, on March 19, 2019, the Jackson City Council approved resolutions declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code Annotated following an administrative hearing held on June 19, 2018 for Case #2018-1208 located in Ward 7 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development solicited bids from vendors to perform professional services to remedy the conditions at 116 Neatherwood Drive; and

WHEREAS, on September 28, 2021, the City of Jackson received two (2) sealed bids for demolition and cleaning of Parcel No. 613-32; and

WHEREAS, based on stated requirements, R & C Services, LLC submitted the lowest and best bid to perform professional services for the sum of \$8,000.00; and

WHEREAS, R & C Services' principal office is located at 987 Gore Rd. Jackson, MS 39212; and

WHEREAS, the Department of Planning and Development recommends that the City accept the bid of R & C Services, LLC as the lowest and best bid and authorize the mayor to execute the contract and related documents.

IT IS, THEREFORE, ORDERED that the bid of R & C Services, LLC in the amount of \$8,000.00 is accepted as the lowest and best bid and the Mayor is authorized to execute the contract and related documents with R & C Services, LLC to demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to ensure the property is clear and free of

any and all health hazards; and cut grass and weeds, for Parcel No. 613-32 located at 116 Neatherwood Drive; said bid and the specifications are placed on file with the Department of Planning and Development, Community Improvement Division, Room 331, at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER ACCEPTING THE BID OF R & C SERVICES, LLC FOR THE DEMOLITION PROJECT LOCATED AT 2373 LAKE GLEN DRIVE, FOR CDBG 2021 DEMOLITION PROJECT 2: PARCEL NO. 721-683 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT AND RELATED DOCUMENTS, TO DEMOLISH STRUCTURES AND REMEDY CONDITIONS THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED, SECTION 21-19-11 FOR PARCEL NO. 721-683 - \$9,000.00.

WHEREAS, on May 14, 2019, the Jackson City Council approved resolutions declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code annotated following an administrative hearing held on December 18, 2018 for Case #2018-2012 located in Ward 2 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development solicited bids from vendors to perform professional services to remedy the conditions at 2373 Lake Glen Drive; and

WHEREAS, on September 28, 2021, the City of Jackson received two (2) sealed bids for demolition and cleaning of Parcel No.721-683; and

WHEREAS, based on stated requirements, R & C Services, LLC submitted the lowest and best bid to perform professional services for the sum of \$9,000.00; and

WHEREAS, R & C Services' principal office is located at 987 Gore Rd. Jackson, MS 39212; and

WHEREAS, the Department of Planning and Development recommends that the City accept the bid of R & C Services, LLC as the lowest and best bid and authorize the Mayor to execute the contract and related documents.

IT IS, THEREFORE, ORDERED that the bid of R & C Services, LLC in the amount of \$9,000.00 is accepted as the lowest and best bid and the Mayor is authorized to execute the contract and related documents with R & C Services, LLC to demolish and remove remains of dilapidated structure, trash, debris, foundation, steps, driveway, tires, and any other items to insure property is clear and free of any and all health hazards; and cut grass and weeds, for Parcel No. 721-683 located at 2373 Lake Glen Drive; said bid and the specifications are placed on file with the Department of Planning and Development, Community Improvement Division, Room 331, at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

There came on for Introduction Agenda Item No. 6:

ORDINANCE AMENDING PARTS OF SECTION 118-266 OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON. President Lindsay stated that said item would be placed on the next Regular Council agenda to be held on November 9, 2021.

There came on for Introduction Agenda Item No. 7:

ORDINANCE CLOSING AND VACATING AN UNIMPROVED PORTION OF THE WEST END OF BELMONT STREET IN FAVOR OF THE ABUTTING LANDOWNERS. President Lindsay stated that said item would be placed on the next Regular Council agenda to be held on November 9, 2021.

ORDER APPROVING CLAIMS NUMBER 26216 to 26286 APPEARING AT PAGES 35 TO 68 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$3,353,867.53 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 26216 to 25870 appearing at pages 35 to 68, inclusive thereon in the Municipal "Docket of Claims", in the aggregate amount of \$3,353,867.53 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	892,789.69
SEIZURE & FORF PROP-STATE	5,867.20
TECHNOLOGY FUND	54,990.07
PARKS & RECR. FUND	81,301.76
LANDFILL SANITATION FUND	172,027.74
STATE TORT CLAIMS FUND	5,700.00
WATER/SEWER REVENUE FUND	7,015.81
WATER/SEWER OP & MAINT FUND	499,618.80
EMPLOYEES GROUP INSURANCE FUND	93,814.16
KELLOGG FOUNDATION PROJECT	20,000.00
NARCOTIS EVIDENCE ESCROW	1,934.00
PAYROLL FUND	4,335.23
EARLY CHILDHOOD (DAYCARE)	1,712.55
HOUSING COMM DEV ACT (CDBG) FD	1,957.86
H O P W A GRANT – DEPT. OF HUD	77.60
INFRASTRUCTURE BOND 2020 \$32M	121,672.89
1% INFRASTRUCTURE TAX	456,237.40
TRANSPORTATION FUND	131.38
JXN CONVENTION & VISITORS BUR	357,018.57
RESURFACING – REPAIR & REPL. FD	53,465.12
P E G ACCESS – PROGRAMMING FUND	7,648.33
CAPITAL CITY REVENUE FUND	4,235.70
MHC BLIGHT ELIMINATION PROGRAM	11,540.55

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 26, 2021 10:00 A.M.**

COVID-19 ELIMINATION PROGRAM	403,553.37
MODERNIZATION TAX	18,148.04
ESG COVID CARES ACT	25,644.93
ZOOLOGICAL PARK	45,832.38
WATER/SEWER CON FD 2013-\$89.9M	5,596.40
TOTAL	<u>\$3,353,867.53</u>

President Lindsay moved adoption; Vice **President Lee** seconded.

President Lindsay recognized **Louis Wright, Chief Administrative Officer**, who provided a brief overview of larger claims at the request of **President Lindsay**.

President Lindsay recognized **Lawanda Horton, Director of Administration**, who recommended an amendment adding a loan payment to the claims docket in the amount of \$3,449.54, changing the total claims amount to \$3,357,317.07.

President Lindsay recognized **Council Member Stokes** who moved; seconded by **Council Member Banks**, to amend said order to reflect the recommendation made by **LaaWanda Horton, Director of Administration**. The motion prevailed by the following vote:

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.
Nays – None.
Absent – None.

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

ORDER APPROVING CLAIMS NUMBER 26216 to 26286 APPEARING AT PAGES 35 TO 68 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$3,357,317.07 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 26216 to 26286 appearing at pages 35 to 68, inclusive thereon in the Municipal “Docket of Claims”, in the aggregate amount of \$3,357,317.07 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	892,789.69
SEIZURE & FORF PROP-STATE	5,867.20
TECHNOLOGY FUND	54,990.07
PARKS & RECR. FUND	84,751.30
LANDFILL/SANITATION FUND	172,027.74
STATE TORT CLAIMS FUND	5,700.00
WATER/SEWER REVENUE FUND	7,015.81
WATER/SEWER OP & MAINT FUND	499,618.80
EMPLOYEES GROUP INSURANCE FUND	93,814.16
KELLOGG FOUNDATION PROJECT	20,000.00
NARCOTICS EVIDENCE ESCROW	1,934.00
PAYROLL FUND	4,335.23

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 26, 2021 10:00 A.M.**

EARLY CHILDHOOD (DAYCARE)	1,712.55
HOUSING COMM DEV ACT (CDBG) FD	1,957.86
H O P W A GRANT - DEPT. OF HUD	77.60
INFRASTRUCTURE BOND 2020 \$32M	121,672.89
1% INFRASTRUCTURE TAX	456,237.40
TRANSPORTATION FUND	131.38
JXN CONVENTION & VISITORS BUR	357,018.57
RESURFACING -REPAIR & REPL. FD	53,465.12
P E G ACCESS- PROGRAMMING FUND	7,648.33
CAPITAL CITY REVENUE FUND	4,235.70
MHC BLIGHT ELIMINATION PROGRAM	11,540.55
COVID-19 RESPONSE FUND	403,553.37
MODERNIZATION TAX	18,148.04
ESG COVID CARES ACT	25,644.93
ZOOLOGICAL PARK	45,832.38
WATER/SEWER CON FD 2013-\$89.9M	5,596.40
TOTAL	3,357,317.07

Yeas – Foote, Grizzell, Lee, and Lindsay.

Nays – Banks, Hartley, and Stokes.

Absent – None.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 26216 TO 26286 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 26216 to 26286 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$105,199.40 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		2,204,974.17
PARKS & RECR FUND		92,526.69
LANDFILL FUND		15,367.35
SENIOR AIDES		1,574.93
WATER/SEWER OPER & MAINT		211,406.46
PAYROLL	105,199.40	
EARLY CHILDHOOD		24,751.82
HOUSING COMM DEV		11,664.84
TITLE III AGING PROGRAMS		5,492.28
TRANSPORTATION FUND		12,716.18
PEG ACCESS-PROGRAMMING FUND		8,689.13
ZOOLOGICAL PARK		25,493.94
TOTAL		\$2,614,657.79

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER CONFIRMING THE MAYOR’S APPOINTMENT OF FIDELIS MALEMBEKA AS CHIEF FINANCIAL OFFICER, CITY OF JACKSON, MISSISSIPPI.

WHEREAS, on October 26, 2021, the Mayor appointed Fidelis Malembeka as Chief Financial Officer for the City of Jackson, Mississippi; and

WHEREAS, the appointment came before the City Council for confirmation as required by Section 21-8-23, Mississippi Code of 1972, as amended; and

WHEREAS, the City Council has considered the appointment, and a majority of the Council present and voting has determined that the appointment should be confirmed.

IT IS, THEREFORE, ORDERED by the City Council of the City of Jackson, Mississippi, that the appointment of Fidelis Malembeka as Chief Financial Officer for the City of Jackson, Mississippi, is hereby confirmed.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

President Lindsay recognized **Fidelis Malembeka**, who gave his personal statement and answered questions posed to him by Council Members.

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

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER CONFIRMING THE MAYOR’S APPOINTMENT OF CATORIA P. MARTIN AS CITY ATTORNEY, CITY OF JACKSON, MISSISSIPPI.

WHEREAS, on October 26, 2021, the Mayor appointed Catoria P. Martin as City Attorney for the City of Jackson, Mississippi; and

WHEREAS, the appointment came before the City Council for confirmation as required by Section 21-8-23, Mississippi Code of 1972, as amended; and

WHEREAS, the City Council has considered the appointment, and a majority of the Council present and voting has determined that the appointment should be confirmed.

IT IS, THEREFORE, ORDERED by the City Council of the City of Jackson, Mississippi, that the appointment of Catoria P. Martin as City Attorney for the City of Jackson, Mississippi, is hereby confirmed.

Vice President Lee moved adoption; **President Lindsay** seconded.

President Lindsay recognized **Catoria Martin**, who gave her personal statement and answered questions posed to her by Council Members.

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

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.
Nays – None.
Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH OCTAGON GROUP, LLC TO PROVIDE LOBBYING SERVICES TO THE CITY OF JACKSON FOR THE YEAR COMMENCING OCTOBER 13, 2021.

WHEREAS, Octagon Group, LLC is a Mississippi Limited Liability Company in good standing, whose principal office address is 100 West Amite Street, Jackson, Mississippi according to the MS Secretary of States online database; and

WHEREAS, Quincy Mukoro is a member of Octagon Group, LLC; and

WHEREAS, the City of Jackson previously entered into a contract with Octagon Group, LLC to provide lobbying services at federal and state levels of government for a (12) month period, which was to commence upon execution of the agreement by both parties; and

WHEREAS, the twelve (12) month period has expired, and the 2021 legislative sessions have commenced; and

WHEREAS, Octagon Group, LLC has advised the City that it is amenable to providing lobbying services to the City of Jackson on the same terms and conditions contained within the previous contract except for amending the period of service and compensation; and

WHEREAS, the compensation contained within the prior contract set forth a compensation of \$135,000.00 for a twelve (12) month period inclusive of expenses save for extraordinary expenses which must be approved by the City in writing; and

WHEREAS, the best interest of the City of Jackson would be served by authorizing the Mayor of the City of Jackson to execute a contract with Octagon Group, LLC to provide state and federal lobbying services to the City.

IT IS, THEREFORE, ORDERED that the Mayor shall be authorized to execute an agreement with Octagon Group, LLC to provide state and federal lobbying services to the City of Jackson upon updated terms and conditions with a twenty-four (24) month agreement beginning on October 13, 2021 and expiring October 12, 2023.

IT IS FURTHER ORDERED that a sum not to exceed \$200,000.00 may be paid to Octagon Group, LLC for services provided under the twenty-four (24) month agreement, which shall include all fees and expenses associated with the services with the exception of extraordinary expenses that must be authorized and approved by the City in writing.

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

President Lindsay recognized **Quincy Mukoro**, who provided a brief overview of said item.

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

Yeas – Banks, Grizzell and Lee.
Nays – Foote, Hartley, Lindsay and Stokes.
Absent – None.

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

ORDER RATIFYING AN EMERGENCY SOLID WASTE COLLECTION AND HAULING AGREEMENT WITH WASTE MANAGEMENT OF MISSISSIPPI, INC. FOR A TERM OF SIX (6) MONTHS.

V E T O

WHEREAS, the City of Jackson had an Agreement for Solid Waste Services that expired on September 30, 2021; and

WHEREAS, the City of Jackson issued a Request for Proposals for Solid Waste Collection and Hauling Services to obtain a new contract to provide residential solid waste collection services for the City; and

WHEREAS, the City received response to that Request for Proposals, attempted to negotiate contracts with the vendors submitting proposals, but was unable to approve a new agreement for solid waste collection and hauling services; and

WHEREAS, on September 30, 2021, the Mayor proclaimed the existence of a local emergency, pursuant to his authority under Section 33-15-17 of the Mississippi Code of 1972, as amended; and

WHEREAS, following the emergency proclamation, the City entered into an emergency contract with Waste Management of Mississippi, Inc., the solid waste collection vendor under the expiring contract, a copy of said contract being attached hereto and spread upon the minutes; and

WHEREAS, the emergency contract adopts the terms, conditions, and scope of services of the expiring contract; and

WHEREAS, the emergency contract establishes a monthly rate of \$10.56 per residential unit for the month of October 2021 and establishes a monthly rate of \$15.00 per residential unit beginning November 1, 2021 through March 31, 2021; and

WHEREAS, the City also agrees to use best efforts to make payment for the services within 15 days of the end of each month of the term of the contract; and

WHEREAS, the emergency contract with Waste Management of Mississippi, Inc. for the period of October 1, 2021 through March 31, 2021 should be ratified to continue residential solid waste collection for City of Jackson residents.

IT IS, THEREFORE, ORDERED that the emergency contract with Waste Management of Mississippi, Inc. for Solid Waste Services attached hereto and spread upon the minutes is ratified.

8 7 3 4

Contract for Waste Collection Services

Waste Management of Mississippi, Inc. and the City of Jackson, Mississippi agree to enter into this contract for the provision of solid waste collection services from October 1, 2021 through March 31, 2022. The parties agree to adhere to the terms, conditions and current scope of work of the October 1, 2015 contract between the parties which expires on September 30, 2021, a copy of which is attached hereto as Exhibit A. Waste Management of Mississippi, Inc. will provide services at the existing rate of \$10.56 per Residential Unit for the month of October 2021. For the period of November 1, 2021 through March 31, 2022, the rate shall be \$15.00 per Residential Unit. The City of Jackson is authorized to enter into this contract and agrees to use best efforts to make payment for the services at these rates within 15 days of the end of each month of the term of this contract.

Agreed this the 25th of Sept, 2021

THE CITY OF JACKSON, MISSISSIPPI

BY: [Signature]
ITS: Mayor

Angela Harris
Witness: Municipal Clerk

WASTE MANAGEMENT OF MISSISSIPPI, INC.

BY: Domenica Farmer
ITS: President

Witness:

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – Stokes.

Absent – None.

V E T O

ORDER TO AMEND ORDER AUTHORIZING THE MAYOR TO EXECUTE A PROGRAM MANAGEMENT AND PUBLIC ASSISTANCE GRANTS MANAGEMENT CONSULTANT AGREEMENT WITH JAMES & ASSOCIATES, LLC TO INCREASE COMPENSATION AND ADD ADDITIONAL SERVICES.

WHEREAS, on July 20, 2021, the Jackson City Council approved an Order that authorized the Mayor to execute a program management and public assistance grants management consultant agreement with James & Associates, LLC, 246 Briarwood Drive, Suite 102, Jackson, Mississippi 39206, for incentive based compensation at the rate of \$150.00 per hour not to exceed the amount of Sixty Thousand Dollars and No Cents (\$60,000.00) and not to exceed the five percent (5%) federal administrative fee for services rendered from the main office of James & Associates, LLC and on-site at the facilities of the City of Jackson and will not exceed the allowable and allocable indirect costs of the grants secured and managed under said agreement, commencing upon execution, and ending three years after execution; and

WHEREAS, said vendor has requested the City of Jackson reconsider the compensation authorized in the July 20, 2021 Order and adjust the not to exceed amount of Sixty Thousand Dollars and No Cents (\$60,000.00) to a not to exceed amount of Three Hundred Thousand Dollars and No Cents (\$300,000.00) based on additional management and monitoring services associated with American Rescue Plan Act (ARPA) of 2021 expenditures; and

WHEREAS, the Office of the Mayor recommends the City execute a program management and public assistance grants management consultant agreement with James & Associates, LLC, 246 Briarwood Drive, Suite 102, Jackson, Mississippi 39206, for incentive based compensation at the rate of \$150.00 per hour not to exceed the amount of Three Hundred Thousand Dollars and No Cents (\$300,000.00) and not to exceed the five percent (5%) federal administrative fee for services rendered from the main office of James & Associates, LLC and on-site at the facilities of the City of Jackson and will not exceed the allowable and allocable indirect costs of the grants secured, managed and/or monitored under said agreement, commencing upon execution, and ending three years after execution.

IT IS HEREBY ORDERED that the July 20, 2021 Order that authorized the Mayor to execute a program management and public assistance grants management consultant agreement with James & Associates, LLC, 246 Briarwood Drive, Suite 102, Jackson, Mississippi 39206, is hereby amended to authorize the Mayor to execute a program management and public assistance grants management consultant agreement with James & Associates, LLC, 246 Briarwood Drive, Suite 102, Jackson, Mississippi 39206, for incentive-based compensation at the rate of \$150.00 per hour not to exceed the amount of Three Hundred Thousand Dollars and No Cents (\$300,000.00) and not to exceed the five percent (5%) federal administrative fee for services rendered from the main office of James & Associates, LLC and on-site at the facilities of the City of Jackson and will not exceed the allowable and allocable indirect costs of the grants secured, managed and/or monitored under said agreement, commencing upon execution, and ending three years after execution.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER RATIFYING THE SERVICES PROVIDED BY GREENBROOK FLOWERS AND AUTHORIZING PAYMENT FOR SAID SERVICES.

WHEREAS, the City of Jackson received services from Greenbrook Flowers by decorating City Hall for the Christmas holiday; and

WHEREAS, \$3,540.30 covers labor, supplies, trees, poinsettias and decorations.

IT IS, THEREFORE, ORDERED that the invoice provided by Greenbrook Flowers is hereby ratified; and said payment is authorized.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Foote, Grizzell, Lee and Lindsay.
Nays – Hartley.
Abstention– Banks and Stokes.
Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH ICE MILLER STRATEGIES, LLC TO PROVIDE LOBBYING SERVICES TO THE CITY OF JACKSON FOR THE YEAR COMMENCING OCTOBER 13, 2021.

WHEREAS, Ice Miller Strategies, LLC an Indiana chartered limited liability corporation with an office in Washington D.C.; and

WHEREAS, the City solicited the professional services of a lobbyist to represent its interest before various governmental agencies, quasi-governmental agencies and/or entities, including but not limited the United States Congress and the federal executive branch; and

WHEREAS, Ice Miller Strategies is a full-service public affairs firm that provides its clients with public affairs, legislative and regulatory advocacy, and strategic consulting; and

WHEREAS, the City's governing authorities authorized an Agreement between Ice Miller Strategies, LLC and the City, for Jarrod Loadholt to serve as lobbyist for the City for federal purposes.

WHEREAS, the compensation contained with the contract set forth a compensation of \$67,500.00 inclusive of expenses save for extraordinary expenses which must be approved by the City in writing; and

WHEREAS, the best interest of the City of Jackson would be served by authorizing the Mayor of the of Jackson to execute a contract with Ice Miller Strategies, LLC to provide federal lobbying services to the City; and

IT IS, THEREFORE, ORDERED that the Mayor shall be authorized to execute an agreement with Ice Miller Strategies, LLC to provide federal lobbying services to the City of Jackson with a twelve (12) month agreement beginning on October 13, 2021 and expiring October 12, 2022.

IT IS FURTHER ORDERED that a sum not to exceed \$67,500.00 may be paid to Ice Miller Strategies, LLC which shall include all fees and expenses associated with the services with the exception of extraordinary expenses that must be authorized and approved by the City in writing.

Vice President Lee moved adoption; **Council Member Hartley** seconded.

President Lindsay recognized **Jarrod Lordholt, Representative of Ice Miller Strategies, LLC**, who provided a brief overview of said item.

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

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.
Nays – Stokes.
Absent – None.

ORDER RATIFYING THE SPONSORSHIP FOR THE 2021 SOUL-FILLED WEEKEND, SEPTEMBER 25TH - SEPTEMBER 26TH.

WHEREAS, the City of Jackson supports Visit Jackson in its efforts to spearhead events that promote the City's business community, including our hotels and restaurants; and

WHEREAS, the inaugural "Soul Filled Weekend" showcased the W.C. Gorden Classic featuring Jackson State University vs. Delta State University that was held on Saturday, September 25th, and the Delta-Bayou Clash featuring Mississippi Valley State University vs. Southern University that was held on Sunday, September 26th; and

WHEREAS, this \$50,000.00 sponsorship assisted with Veterans Memorial Stadium's accelerated rental associated with the double-header weekend.

IT IS, THEREFORE, ORDERED that the invoice provided by Visit Jackson for the 2021 Soul Fill Weekend is hereby ratified; and said payment is authorized.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

Yeas – Foote, Grizzell, Lee, and Lindsay.

Nays – None.

Abstention– Banks, Hartley and Stokes.

Absent – None.

* * * * *

ORDER DECLARING THE NEED TO CONTINUE DECLARED STATE OF EMERGENCY.

WHEREAS, on September 30, 2021, the Mayor issued a proclamation of emergency as a result of the expiration of the City's Solid Waste Service Agreement, which provided for the collection of residential solid waste; and

WHEREAS, Section 33-15-17(8)(d) authorizes the governing body of a municipality to review and approve or disapprove the need for continuing the local emergency at its first regular meeting following such proclamation; and

WHEREAS, Section 33-15-5 (h) defines an emergency as "any occurrence, or threat thereof, whether natural, technological, or man-made, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to loss of property;" and

WHEREAS, Section 33-15-5 (g) defines a local emergency as "the duly proclaimed existence of conditions of disaster or extreme peril to the safety of person and property within the territorial limits of a...municipality caused by such conditions as...water pollution...or other natural or man-made conditions, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of the political subdivision and require the combined forces of other subdivisions or of the state to combat;" and

WHEREAS, the City was unable to reach an agreement with any of the companies that submitted responses to the Request for Proposals; and

WHEREAS, beginning October 1, 2021, that without an emergency contract entered into pursuant to the authority provided in Section 33-15-17 (b) of the Mississippi Code of 1972, as amended, the City had no means by which to collect garbage from residences throughout the City, which garbage, if uncollected for the period of time that would be required to conduct a new procurement in accordance with Section 31-7-13 (r), would create throughout the City a risk of disease and cause unsanitary conditions contrary to the public health; and

WHEREAS, the failure to collect garbage and properly dispose of it at a permitted landfill will result in putrid, rotting food and other deleterious contaminants flowing into the City's municipal separate storm sewer system, which will cause water pollution to local creeks, streams, and waterways, including, but not limited to the Pearl River and Bogue Chitto Creek; and

WHEREAS, the failure to fulfill its statutory duty to properly collect and dispose of residential solid waste will expose the City to the risk of civil penalties at the rate of up to \$25,000

each day residential solid waste remains uncollected and to other legal action by the Mississippi Department of Environmental Quality; and

WHEREAS, pursuant to Section 33-15-17 (b), the City “is authorized to exercise the powers vested under [Section 33-15-1, *et seq.*] in 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, the incurring of obligations...and the expenditure of public funds...” and

WHEREAS, in order to combat the dangers to the public health that will arise if residential garbage remains uncollected for six months or longer, while the City attempts to procure a contract for the collection of residential solid waste in accordance with Section 31-7-13 (r), the City has contracted on an emergency basis with Waste Management of Mississippi, Inc. for the collection of residential solid waste beginning on October 1, 2021 continuing for period of six (6) months; and

WHEREAS, pursuant to the above referenced statutory sections, the governing body has the authority to extend the local emergency for a period of thirty (30) days before being required to reaffirm the need for the continued emergency proclamation.

NOW, THEREFORE, IT IS ORDERED that we the governing body of the City of Jackson, Mississippi, pursuant to the authority vested in the body by Section 33-15-17(8)(d) of the Mississippi Code of 1972, as amended, and in the public interest and for the general welfare of the City of Jackson, do hereby declare a continuing civil emergency for the entire City of Jackson, and the state of the emergency will be reviewed every thirty (30) days until such local emergency is no longer in effect and proclaimed terminated by the governing body of the City of Jackson, State of Mississippi.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – Foote.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH WISE STAFFING SERVICES INC. 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 Human Resources is responsible for securing temporary staffing services for all City Departments; and

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

WHEREAS, the Department of Human Resources sends a request to temporary agencies when there is a need for services; and

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

WHEREAS, the Department of Human Resources selects the agency with the lowest quote; and

WHEREAS, Wise Staffing Services Inc. will provide the City of Jackson on request with qualified temporary staffing services for the classification specifications; and

WHEREAS, Wise Staffing Services Inc. has an office located at 432 Magazine Street, Tupelo, Mississippi; and

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WHEREAS, Wise Staffing Services Inc. submitted a rate sheet for the temporary positions provided to the City of Jackson as follows:

Position	Rate	Bill Rate
Communications Clerk	\$11.63	\$16.23
Public Safety Dispatcher	\$13.30	\$18.62
Records Clerk	\$9.89	\$13.85
Data Entry Clerk	\$9.89	\$13.85
Custodian	\$9.89	\$13.85
Golf Course Attendant	\$9.70	\$13.58
Zoo Keeper	\$12.72	\$17.81

WHEREAS, Wise Staffing Services Inc. will submit time sheets documenting the time worked and invoices to the City for services performed by assigned employees on a weekly basis, and the City will remit payment within 30-45 days consistent with the statute for timely payment by governmental entities; and

WHEREAS, the term of the contract will be one (1) year from the date of execution of the agreement; and

WHEREAS, Wise Staffing Services Inc. 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 Wise Staffing Services Inc. offers to them; and

WHEREAS, Wise Staffing Services Inc. 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, Wise Staffing Services Inc. 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 American 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, Wise Staffing Services Inc. 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, Wise Staffing Services Inc. will have the right to physically inspect the work site and work processes to review and address unilaterally or in coordination with the City work performance issues of the assigned employee and to enforce Wise Staffing Services Inc. employment policies related to the assigned employees conduct at the worksite; and

WHEREAS, the City will properly supervise the assigned employee performing its work and be responsible for its business operations, products, services, and intellectual property; and

WHEREAS, the City will supervise, control, and safeguard its premises, processes, or systems and not permit assigned employees to operate any vehicle or mobile equipment or entrust them with unattended premises, cash, checks, keys, credit cards, merchandise, confidential or trade secret information, negotiable instruments, or other valuables without Wise Staffing Services Inc. express prior written approval or as strictly required by the job description provided to Wise Staffing Services Inc.; and

WHEREAS, the City will not change the assigned employees job duties without Wise Staffing Services Inc. 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 City and Wise Staffing Services Inc. agree to hold confidential information in strict confidence and not disclose the information to third parties or use the information for any purpose other than performing the Agreement as required; and

WHEREAS, knowledge, possession or use of the City's information will not be imputed to Wise Staffing Services Inc. as a result of an assigned employee having access to the information; 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, Wise Staffing Services Inc. will provide proof of liability and workers compensation coverage upon request of the City.

IT IS, HEREBY ORDERED that the Mayor be authorized to execute a contract with Wise Staffing Services Inc. 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 Wise Staffing Services Inc.

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

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.
Nays – None.
Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A RENEWAL AGREEMENT AND THE REQUIRED DOCUMENTS WITH DELTA DENTAL CONCERNING THE PROVISION OF A FULLY FUNDED DENTAL INSURANCE PLAN FOR MUNICIPAL EMPLOYEES AND RETIREES FOR THE PERIOD JANUARY 1, 2022 THROUGH DECEMBER 31, 2023.

WHEREAS, Section 25-15-101 of the Mississippi Code provides that the governing board of a municipality may negotiate and secure for all or specified groups of employees and their dependents a policy or policies of group insurance covering health and group contract or contracts covering hospital and/or medical services or benefits of its employees and their dependents as may desire such insurance and other coverage; and

WHEREAS, pursuant to the authority provided in Section 25-15-101, the governing authorities for the City of Jackson has previously offered dental insurance coverage to municipal employees and also retirees of the municipality through Delta Dental; and

WHEREAS, the City's agreement with Delta Dental for the current plan year will expire on December 31, 2021; and

WHEREAS, employees and their dependents, and retirees participating in the group dental plans of the City have the option of choosing from among three types of plans; and

WHEREAS, the Gold Plan offers the following benefits and coverages at the rates specified; and

WHEREAS, the Platinum Plan offers the following benefits and coverages at the rates specified; and

WHEREAS, the Silver Plan offers the following benefits and coverages at the rates specified; and

WHEREAS, Delta Dental has informed the Department of Personnel Management that it is amenable to renewing its agreement with the City of Jackson and offering the same plans to municipal employees without a change in the benefits, coverage, and rates; and

WHEREAS, considering the uncertainties in the economic sector and insurance trends resulting from the pandemic, the best interest of the City of Jackson, the employees, dependents, and retirees would be served by renewing the agreement with Delta Dental for the Plan Year commencing January 1, 2022 and ending December 31, 2023.

IT IS HEREBY ORDERED that the Mayor may execute an agreement with Delta Dental renewing the plan offerings, coverages, and benefits at the rates currently in effect;

IT IS HEREBY ORDERED that the cost of the coverage shall be fully paid by the employees and retirees electing to participate in the plans offered.

IT IS FINALLY ORDERED that the cost of the coverage may be deducted from the wages paid to the employee by the City of Jackson upon written consent of the employee.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.
Nays – None.
Absent – None.

ORDER RATIFYING THE PROCUREMENT OF TEMPORARY EMPLOYEES AND AUTHORIZING PAYMENT TO STAFFERS INC. FOR SERVICES RENDERED IN VARIOUS MUNICIPAL DEPARTMENTS BY TEMPORARY EMPLOYEES FURNISHED BY STAFFERS INC.

WHEREAS, the governing authorities for the City of Jackson previously entered into an agreement with Staffers Inc., to provide temporary employees; and

WHEREAS, the term of the agreement expired on May 6, 2021; and

WHEREAS, the Department of Human Resources did not recognize that the agreement had expired and temporary workers continued to provide services in the various municipal departments following the agreement's expiration; and

WHEREAS, invoices have been received from Staffers, Inc., for the services provided to the various municipal departments by temporary employees; and

WHEREAS, the invoices submitted by Staffers, Inc. for services provided by temporary employees in various municipal departments subsequent to the expiration of the agreement remain unpaid and are as follows:

Invoice Number	Invoice Date	Amount of Invoice
87306	4/16/2021	\$873.83
87376	4/23/2021	\$385.77
87450	4/30/2021	\$908.91
87454	4/30/2021	\$245.28

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87523	5/07/2021	\$736.48
87595	5/14/2021	\$794.92
87667	5/21/2021	\$1,250.83
87740	5/28/2021	\$841.68
87818	6/4/2021	\$865.06
87841	6/4/2021	\$428.89
87886	6/4/2021	\$1,815.82
87894	6/11/2021	\$794.92
87917	6/11/2021	\$323.06
87961	6/11/2021	\$1,425.92
87972	6/18/2021	\$409.15
87998	6/18/2021	\$445.60
88050	6/18/2021	\$1,748.98
88060	6/25/2021	\$794.92
88087	6/25/2021	\$378.76
88088	6/25/2021	\$277.64
88140	6/25/2021	\$1,166.92
88089	6/25/2021	\$330.00
88148	7/2/2021	\$344.86
88176	7/2/2021	\$623.84
88177	7/2/2021	\$1,423.27
88178	7/2/2021	\$550.00
88223	7/2/2021	\$1,180.84
88259	7/9/2021	\$434.46
88260	7/9/2021	\$3,262.06
88261	7/9/2021	\$550.00
88311	7/9/2021	\$980.32
88362	7/16/2021	\$397.46
88387	7/16/2021	\$562.57
88388	7/16/2021	\$2,722.96
88389	7/16/2021	\$440.00
88435	7/16/2021	\$779.80
88472	7/23/2021	\$534.72
88473	7/23/2021	\$2274.45
88474	7/23/2021	\$550.00
88522	7/23/2021	\$852.21
88558	7/30/2021	\$874.49
88559	7/30/2021	\$793.75
88608	7/30/2021	\$595.99
88610	7/30/2021	\$353.62
88645	8/06/2021	\$359.47

WHEREAS, the Department of Human Resources received confirmation from the various municipal departments that temporary employees were assigned to the department and provided the services invoiced by Staffers; and

WHEREAS, time records were maintained and approved for the services provided to the various municipal departments by the temporary employees; and

WHEREAS, the Department of Human Resources believes that ratifying the procurement of the temporary employee services and authorizing payment to Staffers for the services provided by temporary employees serves the municipality's best interest because there is a continuing need for services of temporary employees furnished by Staffers; and

WHEREAS, the outstanding invoices above total \$38,684.48.

IT IS HEREBY ORDERED that the procurement of the temporary employee services for the various municipal departments be ratified.

IT IS HEREBY ORDERED that payment may be made for each of the invoices cited above in this order upon verification that the services were performed by the temporary employees and for the time invoiced.

IT IS HEREBY ORDERED that the total payment to Staffers for the outstanding invoices may not exceed the sum of \$38,684.48.

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

Yeas – Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Abstentions – Banks.

Absent – None.

There came on for Introduction Agenda Item No. 24:

ORDER AUTHORIZING THE MAYOR TO EXECUTE FOUR (4) LIMITED LICENSE AGREEMENTS WITH PALY NATURE ART, LLC TO EXHIBIT THE PALY FOUNDATION NATURE GRAPHICS, FOR A 12-MONTH PERIOD, WITH SUBSEQUENT 12 MONTH AUTOMATIC RENEWALS, TO BE USED BY THE JACKSON ZOO. Said item was pulled by the Administration.

ORDER AUTHORIZING THE MAYOR TO ENTER INTO A 3-YEAR SERVICE AGREEMENT WITH BENCHMARK ANALYTICS FOR LAW ENFORCEMENT HUMAN RESOURCE MANAGEMENT SOFTWARE FOR JPD INTERNAL AFFAIRS AND APPROVING THE PAYMENT THEREOF.

WHEREAS, the City of Jackson Police Department’s Internal Affairs Division is responsible for investigating, documenting, presenting and filing cases of employee misconduct within the Jackson Police Department; and

WHEREAS, the JPD Internal Affairs Division is in need of a technology system that will allow it to manage such cases; and

WHEREAS, it is of the utmost importance that documentation in such cases be kept confidential and available only for those reasons deemed legally necessary; and

WHEREAS, in order for cases to be kept confidential in a technology system, such system will need to be separate from and independent of all other department programs; and

WHEREAS, the Internal Affairs Division has identified Benchmark Analytics as a Software as a Service (SaaS) provider that is able to meet these requirements through their sole-sourced software platform for human resource management of law enforcement personnel; and

WHEREAS, Benchmark Analytics has proposed a 3-year service agreement for said software at a cost of \$23,000.00 the first year, and not more than a 4% increase of said cost in subsequent years; and

WHEREAS, the Jackson Police Department would like to utilize this software for the purposes of managing cases in the Internal Affairs Division; and

WHEREAS, the Jackson Police Department has sufficient funding for this expenditure in its General Fund Budget.

IT IS HEREBY ORDERED that the Mayor is authorized to execute the 3-year service agreement with Benchmark Analytics for its law enforcement human resource management software at a cost of \$23,000.00 the first year, and not more than a 4% increase of said cost the two subsequent years.

IT IS, FURTHER ORDERED that the payment for this software will be expended from GL account 001-442-15-6231 Computer Software.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

**ORDER AUTHORIZING THE PROCUREMENT OF FIRE DEPARTMENT
TURNOUT APPAREL FROM EMERGENCY VEHICLE SPECIALISTS
PURSUANT TO STATE CONTRACT 8200055323 AND AUTHORIZING THE
FINANCING OF THE ITEMS PURCHASE UPON TERMS DEEMED
REASONABLE.**

WHEREAS, the Emergency Services Division of the Jackson Fire Department has a need for turnout apparel; and

WHEREAS, the State of Mississippi Department of Finance and Administration has negotiated an agreement with Morning Pride Manufacturing dba Honeywell to furnish fire protection uniforms, boots, hats and gloves on a nonexclusive basis for twelve months beginning March 1, 2021 and ending on February 28, 2022 in accordance with the State of Mississippi Proposal Format and Guidelines for firefighting uniforms, boots, hats and gloves and the proposal submitted by the vendor on December 3, 2020; and

WHEREAS, the state contract was entered into for the benefit of municipalities as well as state agencies, boards, commissions, departments, institutions, and counties; and

WHEREAS, the contract negotiated by the Mississippi Department of Finance and Administration was assigned Contract number #8200055323; and

WHEREAS, items purchased or procured from a state negotiated contract are exempt from the bid requirements pursuant to Section 31-7-13(m)(i) of the Mississippi Code; and

WHEREAS, Emergency Vehicle Specialist was approved as an authorized dealer of Morning Pride Manufacturing dba Honeywell; and

WHEREAS, a coat assigned Part Number MSMISC00459 LTO62B3TB appears on State Contract #8200055323 at the negotiated price of \$1,745.75 per unit; and

WHEREAS, Emergency Vehicle Specialist quoted the Jackson Fire Department the price of \$975.00 per unit for MSMISC00459 LTO62B3TB, which is less than the state negotiated contract price of \$1,745.75; and

WHEREAS, pants assigned Part Number MSMISC00460 LTO62B3PB appears on State Contract #8200055323 at the negotiated price of \$1,514.09 per unit; and

WHEREAS, Emergency Vehicle Specialist quoted the Jackson Fire Department the price of \$845.00 per unit for MSMISC00460 LTO62B3PB, which is less than the state negotiated contract price of \$1,514.09; and

WHEREAS, the best interest of the City of Jackson would be served by purchasing 300 units of MSMISC00459 LTO62B3TB at the price of \$975.00 per unit and 300 units of MSMISC00460 LTO 62B3PB at the price of \$845.00 per unit; and

WHEREAS, three hundred (300) units of MSMISCOO459 LTO 626B3TB at \$975.00 per unit has a total cost of \$\$292,500.00; and

WHEREAS, three hundred (300) units of MSMISC00460 LTO 62B3PB at \$845.00 per unit has a total cost of \$253,500.00; and

WHEREAS, the total cost of procuring the items referenced in this order is \$546,000.00; and

WHEREAS, the Jackson Fire Department is proposing that the governing authorities finance the procurement from the vendor or a third party; and

WHEREAS, Republic First National has submitted a proposal for the financing of the items as follows: Net Financed is \$546,000.00; Annual Payments of \$86,608.66 over a seven-year term with an APR of 3.13%; and

WHEREAS, the principal and interest amount over the seven-year term is \$606,260.62; and

WHEREAS, Republic First National has a documentation fee of \$299.00; and

WHEREAS, the first lease payment is due April 2022; and

WHEREAS, the proposal for the financing of the items is reasonable and serves the best interest of the City of Jackson and its citizenry.

IT IS HEREBY ORDERED that the items referenced may be procured subject to the securing of the financing from the vendor or a third party.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute a financing agreement with Republic First National which includes the following terms: seven- year annual payments of \$86,608.66 per year at an APR of 3.13% with the first lease payment due April, 2022. Total net financed is \$546,000.00.

Vice President Lee moved adoption; **Council Member Hartley** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

* * * * *

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI STATE FIRE ACADEMY (MSFA) TO PROVIDE THE NFPA 1001-I-II F COURSE TO THE JACKSON FIRE DEPARTMENT.

WHEREAS, Section 45-11, 253 of the Mississippi Code gives the Mississippi Fire Personnel and Minimum Standards Board the authority to establish minimum training standards for fire personnel and certify such persons as being qualified; and

WHEREAS, the Mississippi Fire Personnel and Minimum Standards Board has promulgated training standards for fire personnel and mandates that candidates enroll and successfully complete the NFPA Firefighter 1001-I-IIF as a prerequisite to the issuance of certification; and

WHEREAS, the NFPA Firefighter 1001-I-IIFcourse may be taken on the campus of the Mississippi State Fire Academy or through a field delivery program; and

WHEREAS, the Jackson Fire Department has candidates which it recommends for participation in the Mississippi State Fire Academy thru a field delivery program; and

WHEREAS, the anticipated date for commencement of the field delivery program is January 24, 2022; and

WHEREAS, the Mississippi State Fire Academy has provided the Jackson Fire Department with a Memorandum of Understanding related to the candidates it is recommending for participation in the field delivery program with provisions as follows:

(1) The location of the field delivery program will be the Jackson Fire Department Training Facility; and

(2) The Mississippi State Fire Academy will furnish to the course coordinator for the City of Jackson Fire Department the Fire Fighter 1001 I-II F Field Course and a complete package to manage delivery of the course; and

(3) **Books will not** be included in the materials furnished to the City of Jackson Fire Department, and the City of Jackson Fire Department is responsible for purchasing any required books from the textbook publisher; and

(4) All documents and curriculum furnished to the City of Jackson Fire Department shall constitute property of the Mississippi State Fire Academy and may not be duplicated or used outside of the subject delivery; and

(5) The Mississippi State Fire Academy will approve and administer all written and skill examinations; and

(6) Certificates will be issued upon the successful completion of the course; and

(7) The minimum number of candidates has been removed due to COVID and the maximum number of candidates for the field delivery course is fifteen (15); and

(8) The cost per candidate is \$500.00;

(9) The total cost of the service fee is \$10,000.00, which is \$500 per student multiplied by twenty (20) students; and

(10) The Mississippi State Fire Academy will invoice the City of Jackson Fire Department upon completion of the service, and payment will become due within thirty (30) days of completion of the services and receipt of the invoice; and

WHEREAS, it is the best interest of the public health, safety, and welfare for the Mayor to execute the MOU with the Mississippi State Fire Academy and authorize payment of the applicable service fee upon completion of the services rendered.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute the MOU with the Mississippi State Fire Academy for the delivery course anticipated to commence on January 24, 2022.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI STATE FIRE ACADEMY (MSFA) TO PROVIDE SERVICES ASSOCIATED WITH NFPA 1072 F COURSE TO THE JACKSON FIRE DEPARTMENT.

WHEREAS, the City of Jackson Fire Department will begin a recruit training class in January 2022; and;

WHEREAS, the City of Jackson Fire Department provides some training to recruits and other training is conducted by the Mississippi State Fire Academy; and

WHEREAS, the Mississippi State Fire Minimum Standards Board was authorized to promulgate regulations establishing minimum educational and training standards, and the process for certifying fire personnel in the State of Mississippi; and

WHEREAS, regulations of the Mississippi State Minimum Standards Board require the completion of the NFPA 1072 F by all candidates prior to entering into an approved Firefighter I and II training program; and

WHEREAS, the regulations further require that the NFPA 1072 F be administered at the Mississippi State Fire Academy or through a field delivery program; and

WHEREAS, the anticipated date for commencement of the field delivery program is January 3, 2022; and

WHEREAS, the Mississippi State Fire Academy has provided the Jackson Fire Department with a Memorandum of Understanding related to the candidates it is recommending for participation in the field delivery program with provisions as follows:

(1) The location of the field delivery program will be the Jackson Fire Department Training Facility; and

(2) The Mississippi State Fire Academy will furnish to the course coordinator for the City of Jackson Fire Department the Fire Fighter NFPA 1072 F course and a complete package to manage delivery of the course; and

(3) Books will not be included in the materials furnished the City of Jackson Fire Department, and the City of Jackson is responsible for purchasing any required books from the textbook publisher; and

(4) All documents and curriculum furnished to the City of Jackson Fire Department shall constitute property of the Mississippi State Fire Academy and may not be duplicated or used outside of the subject delivery; and

(5) The Mississippi State Fire Academy will approve and administer all written and skill examinations; and

(6) Certificates will be issued upon the successful completion of the course; and

(7) The minimum number of candidates has been removed due to COVID and the maximum number of candidates for the field delivery course is 15 (exceeded due to COVID); and

(8) The Jackson Fire Department will have a total of twenty (20) students participating. There is no charge (GRANT FUNDED).

WHEREAS, the best interest of the public health, safety, and welfare would be served by authorizing the Mayor to execute the MOU with the Mississippi State Fire Academy.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute the MOU with the Mississippi State Fire Academy for the delivery course anticipated to commence on January 3, 2022.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

**ORDER DECLARING PARCEL NO. 58-119-5 SURPLUS PROPERTY AND
AUTHORIZING DISPOSAL OF SAME TO MIDTOWN PARTNERS, INC. FOR
RESIDENTIAL DEVELOPMENT.**

WHEREAS, Midtown Partners, Inc. submitted an application to the City of Jackson's Surplus Property Division requesting that Parcel 58-119-5, 1817 Wightman Street, be declared

surplus and conveyed to Midtown Partners, Inc., to convert the existing multi-unit structure into a single-family unit for rental; and

WHEREAS, on September 13, 2021, the City of Jackson's Surplus Property Committee voted to declare the above-referenced parcel surplus property and to dispose of the pursuant to Section 21-17-1(2)(a) of the Mississippi Code, as amended; and

WHEREAS, no City department expressed a municipal need for the property; and

WHEREAS, the Surplus Property Committee recommends that the City Council declare the property surplus and authorize its disposal to Midtown Partners, Inc., pursuant to Section 21-17-1(2)(a) of the Mississippi Code, as amended; and

WHEREAS, the City of Jackson has ownership of Parcel No. 58-119-5 fully described below and having the physical address of 1817 Wightman Street:

All of Lots 8 and 13, and 3 feet off of the South side of Lots 1, 2, 3 all in Block N of Howie-Roell Subdivision, less 10 feet off of the West end of Lot 13 of Block N of said Subdivision, but is better described as follows, to wit:

Beginning at a point 148' N of the SE corner of said Block N, thence run North 39' 8" along West Side of Wightman Street to a point, thence run West at right angles a distance of 26', then South at right angles a distance of 44', thence run East at right angles a distance of approximately 176' to the west line of Wightman Street to the point of beginning.

IT IS, THEREFORE, ORDERED that Parcel No. 58-119-5 fully described below and having the physical address of 1817 Wightman Street:

All of Lots 8 and 13, and 3 feet off of the South side of Lots 1, 2, 3 all in Block N of Howie-Roell Subdivision, less 10 feet off of the West end of Lot 13 of Block N of said Subdivision, but is better described as follows, to wit:

Beginning at a point 148' N of the SE corner of said Block N, thence run North 39' 8" along West Side of Wightman Street to a point, thence run West at right angles a distance of 26', then South at right angles a distance of 44', thence run East at right angles a distance of approximately 176' to the west line of Wightman Street to the point of beginning. is no longer necessary or needed for municipal or related purposes and is not to be used in the operation of the municipality, that the sale of such property in another manner is not necessary or desirable for the financial welfare of the municipality, and using the property for development of an affordable residential facility will promote and foster the development and improvement of the community and the civic, social, educational, cultural, moral, economic or industrial welfare, and the property is, hereby, declared to be surplus property.

IT IS FURTHER ORDERED that the Mayor is authorized to execute a quitclaim deed, with a right of reverter, deeding the property to Midtown Partners, Inc. for a residential development.

IT IS FURTHER ORDERED that this conveyance is subject to any and all easements, rights-of-way, restrictive covenants or building restrictions of record concerning subject property.

IT IS FURTHER ORDERED that the City retains any and all mineral rights, as well as the right of ingress and egress to remove same.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER DECLARING PARCEL 65-63 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME TO MIDTOWN PARTNERS, INC. FOR DEVELOPMENT OF A MULTI-UNIT AFFORDABLE HOUSING FACILITY.

WHEREAS, Midtown Partners, Inc. submitted an application to the City of Jackson's Surplus Property Division requesting that Parcel 65-63, 0 Noel Street, be declared surplus and conveyed to Midtown Partners, Inc., to use to develop a multi-unit affordable housing facility; and

WHEREAS, on September 13, 2021, the City of Jackson's Surplus Property Committee voted to declare the above-referenced parcel surplus property and to dispose of the pursuant to Section 21-17-1(2)(a) of the Mississippi Code, as amended; and

WHEREAS, no City department expressed a municipal need for the property; and

WHEREAS, the Surplus Property Committee recommends that the City Council declare the property surplus and authorize its disposal to Midtown Partners, Inc., pursuant to Section 21-17-1(2)(a) of the Mississippi Code, as amended.

IT IS, THEREFORE, ORDERED that the property bearing the legal description:

LOT 15 & 13 FT E/S LOT 14 BLK C SCHOOL SUBN, Hinds County, Mississippi is no longer necessary or needed for municipal or related purposes and is not to be used in the operation of the municipality, that the sale of such property in another manner is not necessary or desirable for the financial welfare of the municipality, and using the property for development of a multi-unit affordable housing facility will promote and foster the development and improvement of the community and the civic, social, educational, cultural, moral, economic or industrial welfare, and the property is, hereby, declared to be surplus property.

IT IS FURTHER ORDERED that the Mayor is authorized to execute a quitclaim deed, with a right of reverter, deeding the property to Midtown Partners, Inc. to develop a multi-unit affordable housing facility.

IT IS FURTHER ORDERED that this conveyance is subject to any and all easements, rights-of-way, restrictive covenants or building restrictions of record concerning subject property.

IT IS FURTHER ORDERED that the City retains any and all mineral rights, as well as the right to ingress and egress to remove same.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE THE EVENT LICENSE AGREEMENT WITH THE JACKSON CONVENTION COMPLEX/OVG TO HOST THE CITY OF JACKSON'S "DOING BUSINESS WITH THE CITY" NETWORKING RECEPTION ON DECEMBER 9, 2021.

WHEREAS, the City of Jackson, through its Department of Planning and Development, Minority Business Unit, desires to use the Jackson Convention Complex to host its "Doing Business with the City" Networking Reception; and

WHEREAS, the City of Jackson recognizes that networking for the minority business community is a necessary tool to increase capacity and awareness; and

WHEREAS, the Jackson Convention Complex has agreed to waive the rental of the facility for the networking event on December 9, 2021; and

WHEREAS, the City of Jackson is responsible for the security during the event at a cost of \$100.00.

IT IS, HEREBY, ORDERED that the Mayor is authorized to execute the event license agreement and related documents to use the Jackson Convention Complex/OVG to host the “Doing Business with the City” Networking Reception on December 9, 2021.

IT IS FURTHER ORDERED that the Department of Planning and Development is authorized to pay \$100.00 for security for the event.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AMENDING THE SEPTEMBER 1, 2020, ORDER WHICH AUTHORIZED THE SALVATION ARMY, A GEORGIA CORPORATION, TO USE CARES ACT FUNDS RECEIVED FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO PREPARE, PREVENT, AND RESPOND TO THE CORONAVIRUS FOR EMERGENCY SOLUTIONS GRANT (ESG) IN THE CITY OF JACKSON, AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND RELATED DOCUMENTS EXTENDING THE COMPLETION DATE TO SEPTEMBER 30, 2022.

WHEREAS, by Order entered on September 1, 2020, recorded in Minute Book 6R, Page 544, the governing authorities authorized the Mayor to execute the contract and related documents with the Salvation Army, a Georgia Corporation, to prepare, prevent, and respond to the Coronavirus for Emergency Solutions Grant (ESG) in the City of Jackson; and

WHEREAS, pursuant to the contract, the Salvation Army agreed to provide Homelessness Prevention Services to citizens in the City of Jackson who are at risk of becoming homeless, at a program cost not to exceed \$517,706.00 for eligible expenses; and

WHEREAS, as a result of the coronavirus pandemic and the eviction moratorium placed by the Center for Disease and Control Prevention, the Homelessness Prevention Program experienced substantial challenges and delays; and

WHEREAS, the Department of Planning and Development, through its Office of Housing and Community Development, is recommending that the time for completion of the program be extended to September 30, 2022; and

WHEREAS, there is a contract balance of \$468,529.78 to be used by the Salvation Army for reimbursable eligible expenses beginning October 1, 2021 through September 30, 2022.

IT IS, THEREFORE, ORDERED that the contract between the City of Jackson and the Salvation Army be amended to extend the contract end date to September 30, 2022; that the contract balance of \$468,529.78 be used by the Salvation Army for reimbursable eligible expenses pursuant to the 2020 ESG CARES Act guidelines; and that the Mayor is authorized to execute the amendment and related documents.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A 48-MONTH LEASE AGREEMENT WITH RJ YOUNG COMPANY FOR DIGITAL IMAGING

SYSTEMS WITH MAINTENANCE, TO BE USED BY THE MUNICIPAL GARAGE, A DIVISION OF THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, the Department of Public Works, Municipal Garage, desires to enter into a 48-month rental agreement of a copier machine; and

WHEREAS, the R J Young Company, whose principal place of business is 730 Freeland Station Road, Nashville, Tennessee 37228 and whose local office address is 2030 NW Progress Parkway, Jackson, MS 39213, provides through state contract 8200050618 the following copiers:

- 1. Canon 4745i
- 2. Canon 1643iF; and

WHEREAS, the monthly expense throughout the term of the rental agreement will be \$133.00, which includes maintenance an all supplies except paper and staples; and

WHEREAS, the black and white cost per copy for the Canon 4745i is \$0.0088 and for the Canon 1643iF is \$0.0185.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a 48-month lease agreement with R J Young Company for the following copiers: 1) Canon 4745i; and 2) Canon 1643iF, at a total cost of \$133.00 per month, including maintenance and all supplies, except for paper and staples, and a black and white cost per copy for the Canon 4745i of \$0.0088 and for the Canon 1643iF of \$0.0185.

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER REVISING THE FISCAL YEAR 2021-2022 BUDGET OF THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, a need arises to cross categories to move remaining monies from the Special Obligation Bonds, Series 2020 (Jackson, Mississippi Sales Tax Revenue Infrastructure Project); and

WHEREAS, the Fiscal Year 2021 – 2022 City of Jackson Budget needs to be revised to move the remaining Special Obligation Bonds, Series 2020 (Jackson, Mississippi Sales Tax Revenue Infrastructure Project) to fund remaining infrastructure project needs by moving budgeted funds from one account to another account where it is needed to fund under-budgeted needs; and

WHEREAS, the following fund is being revised:

157-45135-6760	\$23,547,443.00
157-45190-6824	\$23,547,443.00

IT IS, THEREFORE, ORDERED that the Fiscal Year 2021 – 2022 budget of the Department of Public Works be revised in the amount of \$23,547,443.00 as follows:

<u>From/To</u>	<u>Fund/Account Number</u>	<u>Amount</u>
From:	157-45135-6740	\$23,547,443.00
To:	157-45190-6824	\$23,547,443.00

Council Member Grizzell moved adoption; **Vice President Lee** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – Stokes.

Absent – None.

ORDER ACCEPTING THE BID OF HEMPHILL CONSTRUCTION COMPANY, INC., FOR THE RIVERSIDE DRIVE IMPROVEMENTS PROJECT.

WHEREAS, on Tuesday, August 31, 2021, the City of Jackson received two sealed bids for the Riverside Drive Improvements Project; and

WHEREAS, the bid received from Hemphill Construction Company, Inc. in the amount of \$13,882,599.60, was the lowest and best bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Hemphill Construction Company, Inc., as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Hemphill Construction Company, Inc., in the amount of \$13,882,599.60 is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – Stokes.

Absent – None.

ORDER ACCEPTING THE BID OF HEMPHILL CONSTRUCTION COMPANY, INC. FOR THE PRESIDENTIAL HILLS WATER TANK VALVE REPAIR.

WHEREAS, the Department of Public Works discovered an inoperable water valve at the Presidential Hills Water Storage Tank; and

WHEREAS, the Department of Public Works solicited sealed, competitive quotes to replace the inoperable water valve from Hemphill Construction Company, Inc. and Utility Constructors Incorporated; and

WHEREAS, the bid received from Hemphill Construction Company, Inc., in the amount of \$6,065.00, was the lowest bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the sealed, competitive quote of Hemphill Construction Company, Inc., as the lowest and best bid.

IT IS, THEREFORE, ORDERED that the bid of Hemphill Construction Company, Inc., in the amount of \$6,065.00, is accepted by the City of Jackson.

IT IS FURTHER ORDERED that the Mayor is authorized to execute all documents necessary to proceed with the solicited work.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – None.

Abstentions – Stokes.

Absent – None.

ORDER AUTHORIZING FINAL PAYMENT TO DICKERSON & BOWEN, INC., FOR THE 2019/2020 CITYWIDE STREET RESURFACING PROJECT CONTRACT B, CITY PROJECT NUMBER 20B4001.901.

WHEREAS, on March 17, 2020 the City of Jackson accepted Dickerson & Bowen, Inc. bid of \$5,275,949.51 for the 2019/2020 Citywide Street Resurfacing Project Contract B, City Project No.20B4001.901; and

WHEREAS, the contract work involved the removal and replacement of the existing curb types and asphalt on the 2019/2020 Citywide Street Resurfacing Project Contract B Streets within the City of Jackson corporate limits; and

WHEREAS, a final field inspection was held by the Department of Public Works, and the Department recommends acceptance of the project; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$121,450.89 to Dickerson & Bowen, Inc.; and

WHEREAS, the bonding company Hartford Accident and Indemnity Company, Attorney-in-fact, surety on performance of the said contract, has authorized release and payment of all money due under said contract.

IT IS, THEREFORE, ORDERED that the City make final payment in the amount of \$121,450.89 and release all securities held to Dickerson & Bowen, Inc. for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the 2019/2020 Citywide Street Resurfacing Project Contract B, City Project No.20B4001.901.

Vice President Lee moved adoption; **Council Member Foote** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT #2 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH WAGGONER ENGINEERING FOR THE RIVERSIDE DRIVE IMPROVEMENTS PROJECT.

WHEREAS, the City of Jackson needs construction administration services to make improvements to Riverside Drive; and

WHEREAS, the City of Jackson selected Waggoner Engineering to provide construction engineering and inspection services for the project; and

WHEREAS, Waggoner Engineering has provided an estimated fee of \$1,360,986.00 for construction engineering and inspection services work; and

WHEREAS, the Department of Public Works recommends the City of Jackson authorize Amendment #2 to the professional general engineering services agreement with Waggoner Engineering, in an amount not to exceed \$1,360,986.00, for a total contract amount of \$2,586,452.00.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Amendment #2 to the professional engineering services agreement with Waggoner Engineering to provide construction engineering and inspection services for the Riverside Drive Improvements Project, in an amount not to exceed \$1,360,986.00.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – Stokes.

Absent – None.

ORDER AUTHORIZING CHANGE ORDER NO. 1/FINAL TO THE CONTRACT WITH MANDAL'S, INC. TO PROVIDE CONSTRUCTION SERVICES FOR ROOF REMOVAL AND REPLACEMENT FOR THE RUSSELL C. DAVIS PLANETARIUM BUILDING, AND FURTHER AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION.

WHEREAS, the City entered into a contract with Mandal's, Inc. in an amount not to exceed \$349,985.00; said contract having been approved by the City Council on December 4, 2018, to provide construction services for Roof Removal and Replacement the Russell C. Davis Planetarium Building City of Jackson Project No. 18B7000.0701; and

WHEREAS, the Mayor executed this contract on January, 2019; and

WHEREAS, Change Order No. 1/Final represents a decrease to the current contract amount due to the adjustment for unused contingency funds; and

WHEREAS, the current contract amount is \$349,985.00 and the decreased contract amount will be \$224,873.00; and

WHEREAS, all work under this contract has been completed; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$11,243.65 to Mandal's, Inc.; and

WHEREAS, the bonding company, U.S. Specialty Insurance Company, Lisa R. Butler, Attorney-In-Fact Surety on performance of said contract, has authorized release and payment of all money due under said contract.

IT IS, THEREFORE, ORDERED that Change Order No. 1/Final to the contract of Mandal's, Inc. decreasing the contract amount by \$125,112.00 to a final contract amount of \$11,243.65 is authorized.

IT IS FURTHER ORDERED that the City make final payment in the amount of \$11,243.65 and release all securities held to Mandal's, Inc. for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion for Roof Removal and Replacement Russell C Davis Planetarium Building, City of Jackson Project No. 18B7000.0701.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER AUTHORIZING CHANGE ORDER NO. 1/FINAL TO THE CONSTRUCTION CONTRACT WITH HOPKINS CONSTRUCTION & MAINTENANCE, LLC TO PROVIDE CONSTRUCTION SERVICES FOR THE DAVIS PLANETARIUM DEMOLITION PROJECT.

WHEREAS, the City entered into a contract with Hopkins Construction & Maintenance LLC in the amount of \$278,500.00; said contract having been approved by the City Council on March 16, 3021, to provide construction services for Davis Planetarium Demolition; and

WHEREAS, the Mayor executed this contract dated on April 8, 2021; and

WHEREAS, Change Order No. 1/Final represents a \$13,434.21 decrease to the current contract amount due to the adjustment for unused contingency funds; and

WHEREAS, the current contract amount is \$278,500.00 and the decreased contract amount will be \$265,065.79; and

WHEREAS, all work under this contract has been completed; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$13,509.79 to Hopkins Construction & Maintenance LLC; and

WHEREAS, the bonding company, SureTec Insurance Company, Attorney-In-Fact Surety on performance of said contract, has authorized release and payment of all money due under said contract.

IT IS, THEREFORE, ORDERED that Change Order No. 1/Final to the contract of Hopkins Construction & Maintenance LLC decreasing the contract amount by \$13,434.21 to a final contract amount of \$265,065.79 is authorized.

IT IS FURTHER ORDERED that the City make final payment in the amount of \$13,509.79 and release all securities held to Hopkins Construction & Maintenance LLC., for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion for the Davis Planetarium Demolition project.

Vice President Lee moved adoption; **Council Member Grizzell** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – None.

Abstentions – Stokes.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT #1 TO THE CONTRACT OF HEMPHILL CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF THE CAPITOL STREET IMPROVEMENTS PHASE 2 PROJECT, FEDERAL AID PROJECT NUMBER TCSP-8312-00(002) LPA/106058-802000, CITY PROJECT NUMBER 10B4004-703.

WHEREAS, the City of Jackson executed a contract with Hemphill Construction Company, Inc. for the Capitol Street Improvements Phase from Lamar Street to West Street; and

WHEREAS, during construction, underground obstructions were discovered that required adjustments to proposed drainage improvements and repairs to one cross drain; and

WHEREAS, the City and contractor mutually agree that an additional pay item is necessary for the requisite work, and the additional cost will be an amount not to exceed \$17,789.73 with no additional working days to be added to the contract; and

WHEREAS, the Department of Public Works recommends acceptance of Supplemental Agreement #1 to the contract Hemphill Construction Company, Inc.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Supplemental Agreement #1 to the contract of Hemphill Construction Company, Inc. for the Capitol Street Phase 2 Improvements Project, Federal Aid Project Number TCSP-8312-00(002) LPA/106058-802000, City Project Number 10B4004-703, increasing the contract not to exceed amount by \$17,789.73 to a total of \$572,276.73.

Vice President Lee moved adoption; **Council Member Hartley** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.

Nays – Stokes.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT AND CONSTRUCTION AGREEMENT WITH THE MISSISSIPPI TRANSPORTATION

**COMMISSION FOR THE I-20/I-55 PEARL RIVER JETTY REPAIR PROJECT,
FEDERAL AID PROJECT STBG-0055-02(263)/107569-304000.**

WHEREAS, the Mississippi Transportation Commission (the “Commission”), by and through the Mississippi Department of Transportation (MDOT), seeks to make repairs to the existing jetty along the Pearl River near Interstate 20/55, and will require access across a City-owned parcel; and

WHEREAS, pursuant to the Easement and Construction Agreement, the Commission will (1) construct or repair the river jetty structures in accordance with certain plans and specification for Federal Aid Project No. STBG-0055-02(263)/107569-304000; (2) be responsible for maintaining all roadway, rights-of-way, and traffic control devices; (3) be responsible for overseeing all utility adjustments made necessary by plan changes; (4) maintain all right-of-way secured for the project; and (5) perform minor clearing/grubbing and grading along the access roadway and contract a connecting path to Commission right-of-way; and

WHEREAS, pursuant to the Easement and Construction Agreement, the City will (1) release the Commission from any and all damages arising as a result of the Commission altering, relocating, or changing the grade of City streets intersecting said project, or the altering or changing the grade of any other street including existing streets, unplatted streets, or unopened streets in any location adjacent to the project; and (2) allow the Commission to access the referenced project by City-owned property along and within the formerly owned right-of-way of the Gulf, Mobile, and Northern Railroad lying east of and adjacent to the Mississippi Department of transportation right-of-way on State Street; and

WHEREAS, the Department of Public Works recommends granting an easement to the Commission for the purposes of the referenced jetty repair project.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an easement and construction agreement with the Mississippi Transportation Commission for the I-20/I-55 Pearl River Jetty Repair Project, Federal Aid Project STBG-0055-02(263)/107569-304000.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

**RESOLUTION AUTHORIZING THE SUBMISSION OF APPLICATIONS TO
THE JACKSON METROPOLITAN PLANNING ORGANIZATION FOR
FEDERAL SURFACE TRANSPORTATION BLOCK GRANTS AND
COMMITTING MATCHING FUNDS FOR PROJECTS IF AWARDED FEDERAL
FUNDS.**

WHEREAS, federal Surface Transportation Block Grant (STBG) Program funds have been made available for transportation improvements within the Jackson Urbanized Area; and

WHEREAS, the City of Jackson has selected projects to submit to the Jackson Metropolitan Planning Organization (MPO) for consideration for funding; and

WHEREAS, the selected projects consist of the following:

Pavement Preservation Projects:

- Resurfacing and related work on Bailey Ave Extension from Mayes Street to Northside Drive
- Resurfacing and related work on McDowell Road from the beginning of curb and gutter section west of Cliffwood Drive to Belvedere Drive
- Resurfacing and related work on McDowell Road Extension from Highway 18 to Raymond Road
- Resurfacing and related work on Old Canton Road from 350 feet south of N Canton Club Circle to County Line Road

- Resurfacing and related work on State Street from the Town Creek Bridge to 625 feet north of Rankin Street
 - Resurfacing and related work on State Street from McNutt Street to Capitol Street
- Bridge Projects:
- Reconstruction of the Officer Thomas Catching Drive Bridge at Lynch Creek
 - Reconstruction of the Monument Street Bridge at Town Creek
- Traffic Operation Projects:
- Installation of a new traffic signal and left turn lane at Beasley Road and Highland Drive
 - Replacement of the traffic signal at Medgar Evers Boulevard and Northside Drive
 - Replacement of the traffic signal at Raymond Road and McDowell Road Extension
 - Replacement of the traffic signal at Terry Road and McDowell Road
 - Replacement of the traffic signal at Ellis Avenue and Robinson Street
 - Replacement of the traffic signal at Ellis Avenue and Lynch Street
 - Replacement of the traffic signal at Highway 80 and Ellis Avenue
 - Replacement of the traffic signal at Highway 80 and Westhaven Boulevard
 - Replacement of the traffic signal, cameras, and connecting fiber optic cable at the three signals at I-55 and County Line Road
 - Replacement of the traffic signal at Ridgewood Road and Old Canton Road; and

WHEREAS, the City of Jackson hereby requests Federal STBG funding from the Jackson MPO and agrees to provide matching funds in the amounts listed below in a timely manner:

- Bailey Avenue Extension from Mayes Street to Northside Drive
Estimated construction cost: \$3,480,917.70
Federal funds requested: \$2,784,734.16
Committed city matching funds: \$696,183.54
- McDowell Road from the beginning of curb and gutter section west of Cliffwood Drive to Belvedere Drive
Estimated construction cost: \$4,536,933.78
Federal funds requested: \$3,629,547.02
Committed city matching funds: \$907,386.76
- McDowell Road Extension from Highway 18 to Raymond Road
Estimated construction cost: \$2,909,268.23
Federal funds requested: \$2,327,414.59
Committed city matching funds: \$581,853.65
- Old Canton Road from 350 feet south of N Canton Club Circle to County Line Road
Estimated construction cost: \$4,808,009.79
Federal funds requested: \$3,846,407.83
Committed city matching funds: \$961,601.96
- State Street from the Town Creek Bridge to 625 feet north of Rankin Street
Estimated construction cost: \$1,478,160.69
Federal funds requested: \$1,182,528.55
Committed city matching funds: \$295,632.14
- State Street from McNutt Street to Capitol Street
Estimated construction cost: \$3,428,873.24
Federal funds requested: \$2,743,098.59
Committed city matching funds: \$685,774.65
- Officer Thomas Catching Drive Bridges over Lynch Creek
Estimated construction cost: \$1,725,000.00
Federal funds requested: \$1,380,000.00
Committed city matching funds: \$345,000.00
- Monument Street Bridge over Town Creek
Estimated construction cost: \$1,725,000.00
Federal funds requested: \$1,380,000.00
Committed city matching funds: \$345,000.00
- Installation of a new traffic signal and left turn lane at Beasley Road and Highland Drive
Estimated construction cost: \$862,500.00
Federal funds requested: \$750,000.00
Committed city matching funds: \$172,500.00

- Traffic signal at Medgar Evers Boulevard and Northside Drive
Estimated construction cost: \$400,000.00
Federal funds requested: \$400,000.00
Committed city matching funds: \$0
- Traffic signal at Raymond Road and McDowell Road Extension
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signals at Terry Road and McDowell Road
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signal at Ellis Avenue and Robinson Street
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signal at Ellis Avenue and Lynch Street
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signal at Highway 80 and Ellis Avenue
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signal at Highway 80 and Westhaven Boulevard
Estimated construction cost: \$350,000.00
Federal funds requested: \$350,000.00
Committed city matching funds: \$0
- Traffic signal, cameras, and fiber optic cable at the three signals at I-55 and County Line Road
Estimated construction cost: \$1,330,053.00
Federal funds requested: \$1,330,053.00
Committed city matching funds: \$0
- Traffic signal at Ridgewood Road and Old Canton Road
Estimated construction cost: \$300,000.00
Federal funds requested: \$300,000.00
Committed city matching funds: \$0

NOW, THEREFORE, BE IT RESOLVED that the City of Jackson acknowledges if one or more said projects are selected for funding through the MPO selection process said projects are subject to all applicable Federal and State laws and regulations regarding STBG funding, as well as subject to the rules and procedures established by the Jackson MPO regarding approved STBG projects.

NOW, THEREFORE, BE IT RESOLVED that the Mayor is authorized to submit applications to the Jackson MPO.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.
Nays – None.
Absent – None.

There came on for consideration Agenda Item No. 44:

ORDER AUTHORIZING PAYMENT OF FULL AND FINAL SETTLEMENT OF ALL CLAIMS IN THE CIRCUIT COURT OF HINDS COUNTY, MS FIRST JUDICIAL DISTRICT; CAUSE NO.: 18-84. **President Lindsay** stated that said item would be discussed later in the meeting.

There came on for consideration Agenda Item No. 45:

ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AUTHORIZING THE REMOVAL OF THE SANITATION CHARGES (GARBAGE COLLECTION CHARGES) FROM THE CITY OF JACKSON WATER BILLS. President Lindsay stated that said item would be tabled due to the absence of Council Member Stokes.

ORDER REVIEWING AND CONTINUING STATE OF EMERGENCY.

WHEREAS, on February 18, 2020, the Jackson City Council, pursuant to Section 33-15-17(8)(d) of the Mississippi Code of 1972, as amended, passed an Order Declaring the Need to Continue the State of Emergency that was issued on February 13, 2020 by Chokwe A. Lumumba, Mayor of the City of Jackson, Mississippi; and

WHEREAS, the Jackson City Council, in the February 18, 2020 Order, found that flood waters and wide spread drainage system issues had affected several Jackson creeks, including, but not limited to: Belhaven Creek; Bogue Chitto Creek; Canney Creek; Eubanks Creek; Hanging Moss Creek; Lynch Creek; Purple Creek; Three Mile Creek; Town Creek; Travon Creek; and White Oak Creek; and

WHEREAS, the Jackson City Council, in the February 18, 2020 Order, found that the flood waters and wide spread drainage system issues caused extensive damages to homes, business, public property, and threatened the safety of the citizens and property of the City of Jackson, Mississippi, requiring the exercise of extraordinary measures; and

WHEREAS, the Jackson City Council, in the February 18, 2020 Order, found that all efforts should be taken to protect people and property in consideration of the health, safety, and welfare of the City's residents and the protection of their property within the affected areas; and

WHEREAS, the Jackson City Council, on March 17, 2020; April 14, 2020; May 12, 2020, June 9, 2020, July 7, 2020, August 4, 2020, September 1, 2020, September 29, 2020, October 27, 2020, November 24, 2020, December 22, 2020, January 19, 2021, February 17, 2021, March 30, 2021, April 27, 2021, May 25, 2021, June 22, 2021, July 20, 2021, August 31, 2021 and September 28, 2021, pursuant to Section 33-15-17(8)(d) of the Mississippi Code of 1972, reviewed the need for and continued the local emergency; and

WHEREAS, pursuant to Section 33-15-17(8)(d) of the Mississippi Code of 1972, as amended, the Jackson City Council has again reviewed the need for continuing the local emergency and determined that the emergency should be continued.

IT IS THEREFORE HEREBY ORDERED that said Order Declaring the Need to Continue the Declared State of Emergency as delineated by the Jackson City Council, remains in full force and effect and shall be reviewed again in thirty (30) days in accordance with Section 33-15-17(8)(d) of the Mississippi Code of 1972, as amended.

Vice President Lee moved adoption; **President Lindsay** seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lee, Lindsay and Stokes.

Nays – None.

Absent – None.

ORDER REVISING THE BUDGET FOR FISCAL YEAR 2021-2022 FOR THE CITY COUNCIL.

WHEREAS, certain unanticipated needs have arisen since the adoption of Fiscal Year 2020-2021 budget; and

WHEREAS, Fiscal Year 2020-2021 budget need to be revised to provide funding for these needs; and

WHEREAS, the following line items are being revised:

416006414 - \$45,179.80

IT IS, THEREFORE, ORDERED that Fiscal Year 2021-2022 budget be revised in the amount of \$45,179.80, as follows:

From Account #	To Account #	Amount
0015899	416006414	\$45,179.80

President Lindsay moved adoption; Council Member Hartley seconded.

Yeas – Banks, Foote, Grizzell, Hartley, Lindsay and Stokes.

Nays – None.

Abstention – Lee.

Absent – None.

There came on for consideration Agenda Item No. 48:

ORDER AUTHORIZING THE JACKSON CITY COUNCIL TO RETAIN THE LAW FIRM RESNICK AND LOUIS PC AS COUNCIL FOR CAUSE NUMBER 21-646 IN THE CIRCUIT COURT OF HINDS COUNTY MISSISSIPPI. President Lindsay stated that said item was pulled.

There came on for Discussion, Agenda Item No. 49:

DISCUSSION: Veterans Affairs Supportive Housing: President Lindsay stated that said item had been discussed during Public Comments.

There came on for Discussion, Agenda Item No. 50:

DISCUSSION: Election Commissioners: President Lindsay recognized Council Member Banks who stated that said item would be tabled after having a brief discussion during Monday’s work session.

There came on for Discussion, Agenda Item No. 51:

DISCUSSION: EPA Status Report: President Lindsay recognized Council Member Banks who express concerns in regards to the EPA Status report. Council Member Banks requested that a memo be sent to all Council members from the Mayor’s administration in regards to the EPA Status Report. President Lindsay recognized Dr. Omari who agreed to send a said memo.

There came on for Discussion, Agenda Item No. 52:

DISCUSSION: PROSPERITY STREET: President Lindsay stated that said item would be held until a later date due to the absence of Council Member Stokes.

There came on for Discussion, Agenda Item No. 53:

DISCUSSION: PROSPERITY STREET: President Lindsay stated that said item would be held until a later date due to the absence of Council Member Stokes.

There came on for Discussion, Agenda Item No. 54:

DISCUSSION: Review and Continuation of COVID-19 Local Emergency: President Lindsay stated that the local state of emergency would continue due to the ongoing pandemic.

There came on for Discussion, Agenda Item No. 55:

DISCUSSION: Litigation: President Lindsay stated that this discussion item would be taken up in an executive session.

The following reports/announcements were provided during the meeting:

- **Mayor Chokwe Antar Lumumba** announced the following:
 - Halloween or Harvest Fest will be observed for the City of Jackson on Saturday, October 30, 2021.
 - Encouraged residents to drive through the City of Jackson Trunk or Treat will be held on Thursday, October 28, 2021 starting at 5:00 p.m. at the V.A. Legion Softball Complex 4500 Officer Thomas Catchings, Sr. Drive Jackson, MS 39209.
 - Encouraged all citizens to view the State of the City will be held on Facebook Live on Tuesday, October 26, 2021 at 6:30 p.m.

Note: Council Member Banks and Stokes left the meeting.

President Lindsay recognized **Council Member Hartley** who moved, seconded by **Vice President Lee** to go into Closed Session to discuss litigation. The motion prevailed by the following vote:

Yeas – Foote, Grizzell, Hartley, Lee and Lindsay
Nays – None.
Absent – Banks and Stokes.

President Lindsay announced to the public that the Council voted to go into Closed Session to discuss litigation.

Note: Council Member Banks returned to the meeting and **Council Member Foote** left the meeting.

During Closed Session, **Council Member Hartley** moved and **Vice President Lee** seconded to go into Executive Session to discuss litigation regarding Agenda Items No. 44 and 55. The motion prevailed by the following vote:

Yeas – Banks, Grizzell, Hartley, Lee and Lindsay
Nays – None.
Absent – Foote and Stokes.

President Lindsay announced that the Council voted to go into Executive Session to discuss litigation regarding Agenda Items No. 44 and 55.

Council Member Hartley moved, seconded by **Vice President Lee** to come out of Executive Session. The motion prevailed by the following vote:

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay
Nays – None.
Absent –Stokes.

Note: Council Member Foote returned to the meeting during Executive Session.

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

ORDER AUTHORIZING PAYMENT OF FULL AND FINAL SETTLEMENT OF ALL CLAIMS IN THE CIRCUIT COURT OF HINDS COUNTY, MS FIRST JUDICIAL DISTRICT; CAUSE NO.: 18-84.

WHEREAS, on February 15, 2018, a Complaint was filed naming the City of Jackson, Mississippi, as Defendant, in the Circuit Court of Hinds County, Mississippi, First Judicial District, Cause No. 18-84; and

WHEREAS, the parties, through counsel, participated in settlement negotiations and reached a proposed agreement to settle the aforementioned lawsuit; and

WHEREAS, such settlement shall not constitute an admission of liability on the part of the City of Jackson, Mississippi; and

WHEREAS, based on the economic value to the City of Jackson and without admitting any liability, it is in the best interest of the citizenry that the City of Jackson resolve this matter.

NOW, THEREFORE, IT IS HEREBY ORDERED, by the City Council of the City of Jackson, Mississippi, that the City of Jackson, Mississippi resolve this matter for a total sum not to exceed \$100,000.00 in return for a complete release of the City of Jackson, Mississippi from any and all liability.

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

Yeas – Banks, Foote, Grizzell, Hartley, Lee and Lindsay.
Nays – None.
Absent – Stokes.

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 26, 2021 10:00 A.M.**

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the Special Council Meeting at 1:00 p.m. on November 1, 2021. At 12:00 p.m., the Council stood adjourned.

PREPARED BY:

Shanika Mosley-Jones
CLERK OF COUNCIL

APPROVED:

Charles L. ..., *4/5/22*
MAYOR DATE

ATTEST:

Angela Harris
CITY CLERK