

**SPECIAL MEETING OF THE CITY COUNCIL
FRIDAY, AUGUST 5, 2022 1:00 P.M.**

546

BE IT REMEMBERED that a Special Meeting of the City Council of Jackson, Mississippi, was called by a majority of the City Council Members and notices having been placed by the Clerk of Council at 12:15 p.m. Thursday, August 4, 2022 in the Clerk of Council's Office, electronic notifications to all Council Members, on the City's website and on the public bulletin board in City Hall, relative to: (1) Order authorizing the renewing of worker's compensation coverage with Bitco insurance companies obtained through the Evans Agency for the period August 1, 2022 through August 1, 2023. (2) Discussion: EPA Consent Decrees. (3) Discussion: Pending Litigation. The meeting was convened in the Council Chambers located at 219 S. President Street at 1:00 p.m. on August 5, 2022 being the first Friday of said month, when and where the following things were had and done to wit:

Present: Council Members: Ashby Foote, Council President, Ward 1; Angelique Lee, Council Vice President, Ward 2; Vernon Hartley, Ward 5, Aaron Banks, Ward 6 and Virgi Lindsay, Ward 7. Directors: Louis Wright, Chief Administrative Officer; Shanekia Mosley-Jordan, Clerk of the Council; Sabrina Shelby, Chief Deputy Clerk of the Council and Catoria Martin, City Attorney.

Absent: Kenneth I. Stokes, Ward 3 and Brian C. Grizzell, Ward 4.

The meeting was called to order by **President Ashby Foote.**

**ORDER AUTHORIZING THE RENEWING OF WORKERS COMPENSATION
COVERAGE WITH BITCO INSURANCE COMPANIES OBTAINED THROUGH
THE EVANS AGENCY FOR THE PERIOD AUGUST 1, 2022 THROUGH
AUGUST 1, 2023.**

WHEREAS, the City of Jackson is statutorily required to have Worker's Compensation Insurance coverage for all employees; and

WHEREAS, the Evans Agency has been servicing the City of Jackson's worker's compensation coverage since 2017; and

WHEREAS, in April 2022, the Evans Agency provided notice to the Division of Risk Management that it had transitioned from the South Group Insurance and Financial to the Insurica Network effective January 1, 2022; and

WHEREAS, the Evans Agency advised the Division of Risk Management that the City of Jackson's current workers compensation policy with Bitco would continue to be serviced by the Evans Agency and invoiced by the Evans Agency; and

WHEREAS, the Risk Management Division received a proposal for the renewal of the coverage from The Evans Agency on behalf of Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2022 to August 1, 2023, with a deposit premium of \$343,091.00; and

WHEREAS, the total annual premium for the August 1, 2022 to August 2023 period will be \$1,715,455.00 including the initial deposit premium; and

WHEREAS, the policy will cover workers' compensation claims involving all employees for the City of Jackson; and

WHEREAS, the policy is a commercial "first dollar" policy wherein all costs, expenses, wages and fees will be paid by Bitco Insurance Companies. Therefore, no additional fees and/or SIR amounts will be paid by the City of Jackson or to Bitco Insurance Companies other than the premium installments; and

WHEREAS, the premium for workers' compensation coverage for the period August 1, 2021 to August 1, 2022 was \$1,758,676.00; and

WHEREAS, the workers' compensation premium for the period August 1, 2022 to August 1, 2023 was reduced by \$43,221.00 (\$1,758,676.00 - \$1,715,455.00); and

WHEREAS, the City of Jackson will pay an initial premium payment of \$343,091.00; and

WHEREAS, the remaining premium of \$1,372,364.00 will be paid in monthly installments based on monthly payroll and will not exceed the sum of \$1,372,364.00; and

WHEREAS, the best interest of the City of Jackson would be served by authorizing the renewal of the workers compensation coverage proposed by The Evans Agency and the carrier Bitco based on the premium reduction.

IT IS HEREBY ORDERED that the renewal proposal of The Evans Agency and Bitco Insurance Companies to provide specific workers' compensation coverage for employees of the City of Jackson during the period August 1, 2022 to August 1, 2023 be accepted.

IT IS HEREBY ORDERED that an initial premium payment of \$343,091.00 may be paid.

IT IS HEREBY ORDERED that the remaining premium of \$1,372,364.00 may be paid in monthly installments based on monthly payroll.

IT IS HEREBY ORDERED that coverage with Bitco Insurance Company may be renewed annually provided the premiums are the same or lower if mutually agreeable to both parties.

IT IS FURTHER ORDERED that the Mayor or his designee shall be authorized to execute the necessary documents to bind the proposed insurance coverage.

Council Member Foote moved adoption.

Note: Said item failed due to a lack of second.

President Foote recognized **Council Member Lindsay** who moved, seconded by **President Foote** to reconsider the previous item. The motion failed by the following vote:

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

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

President Foote recognized **Council Member Lindsay** who moved, seconded by **Vice President Lee** to go into Closed Session to discuss Agenda Items No. 2 and 3. The motion prevailed by the following vote:

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

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

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During Closed Session, Council Member Lindsay moved and Council Member Hartley seconded to go into Executive Session to Agenda Items No. 2 and 3. The motion prevailed by the following vote:

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

President Foote announced that the Council voted to go into Executive Session to discuss pending litigation.

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

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

President Foote announced that the Council voted to come out of Executive Session and no action was taken.

There were no reports/announcements provided during the meeting.

There being no further business to come before the City Council, it was unanimously voted to adjourn until the Emergency Special City Council Meeting at 1:20 p.m. on August 12, 2022. At 1:35 p.m., the Council stood adjourned.

PREPARED BY:

APPROVED:

Shanekia Mosley-Jordan

Shirley Foote, 8/30/22

CLERK OF COUNCIL

COUNCIL PRESIDENT DATE

Cheryl L.

MAYOR

ATTEST:

Angele Harris
CITY CLERK
