

**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 10:00 a.m. on December 20, 2022, being the third Tuesday 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, Vice-President, Ward 2; Kenneth Stokes, Ward 3 (via teleconference); Brian Grizzell, Ward 4; Vernon Hartley, Ward 5; Aaron Banks, Ward 6 and Virgi Lindsay, Ward 7. Directors: Chokwe Antar Lumumba, Mayor; Shanekia Mosley-Jordan, Clerk of Council, Sabrina Shelby, Chief Deputy Clerk of Council and Catoria Martin, City Attorney.

Absent: None.

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

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The invocation was offered by **Dr. Ronald K. Moore of Stronger Hope Church**

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

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**APPROVAL OF THE NOVEMBER 21, 2022 REGULAR ZONING COUNCIL MEETING MINUTES.**

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

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

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There came on for Introduction Agenda Item No. 4:

**ORDINANCE AMENDING THE CITY OF JACKSON CLASSIFICATION AND COMPENSATION PLAN TO ADD THE JOB CLASSIFICATION OF PROGRAM ADMINISTRATOR.** **President Foote** recognized **Council Member Banks** who requested that the Council suspend the rules to adopt said item.

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**President Foote** recognized **Council Member Banks** who moved, seconded by **Council Member Grizzell**, to suspend the rules to make said item effective immediately. The motion prevailed by the following vote:

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

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Thereafter, **President Foote** requested that the Clerk read the order:

**ORDINANCE AMENDING THE CITY OF JACKSON CLASSIFICATION AND COMPENSATION PLAN TO ADD THE JOB CLASSIFICATION OF PROGRAM ADMINISTRATOR.**

**WHEREAS**, based on the receipt of grant funds to create a special program, the Office of the Mayor requested that the Department of Human Resources conduct a job analysis to create the classification, salary and job description of Program Administrator; and

**WHEREAS**, the creation of this classification is necessary for managing certain current and future projects and programs essential to the success of the City; and

**WHEREAS**, the tasks performed by the Program Administrator include, but are not limited to (1) develop and implement strategies aiming to promote citywide goals (2) direct and oversee special programs (3) assemble data, analyze needs and functions of the City to formulate and implement recommendations for improving assistance provided to citizens for critical services; and

**WHEREAS**, the qualifications of the Program Administrator position will include, but not be limited to, a combination of desired education/work experiences: a minimum of ten (10) years of experience in the desired program or related area, undergraduate/graduate degrees from accredited universities in the desired field of study and/or comparable management experience; and

**WHEREAS**, inquiries, for the classification of Program Administrator were submitted to the following Southeastern cities; Savannah, Georgia and Little Rock, Arkansas; and

**WHEREAS**, the response from the Cities surveyed concerning the median salary paid for the position equivalent of the Program Administrator exceeded the range of \$73,148.44 - \$88,646.24; and

**WHEREAS**, the best interest of the City of Jackson would be served by adding the Program Administrator classification to the current pay plan at an affordable salary comparable to the compensation paid by other Southeastern cities such as those cited; and

**WHEREAS**, it is recommended that the job classification of Program Administrator be added as a pay range 38 with annual compensation being between \$73,148.44 - \$88,646.24; and

**WHEREAS**, the Office of the Mayor has informed the Department of Human Resources that there is sufficient grant funding for this position, therefore, they have the monies in the budget to cover the recommended position that will be added to the compensation plan.

**IT IS, THEREFORE, ORDERED** that the Pay Plan adopted by the City Council on September 22, 1998, found in the Minute Book 4Y, be further amended to add the Program Administrator with a pay range of 38 (\$73,148.44 - \$88,646.24) to be effective immediately.

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

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**President Foote** recognized **Catoria Martin, City Attorney**, who stated that an amendment was needed in said ordinance. The ordinance needed to be amended to read in Section 10, as follows: "WHEREAS, the position of Program Administrator will not be a civil service protected classification".

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**Vice President Lee** moved; seconded by **Council Member Grizzell**, to amend said order to reflect the changes as stated by **Catoria Martin, City Attorney**. The motion prevailed by the following vote:

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

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

**ORDINANCE AMENDING THE CITY OF JACKSON CLASSIFICATION AND COMPENSATION PLAN TO ADD THE JOB CLASSIFICATION OF PROGRAM ADMINISTRATOR.**

**WHEREAS**, based on the receipt of grant funds to create a special program, the Office of the Mayor requested that the Department of Human Resources conduct a job analysis to create the classification, salary and job description of Program Administrator; and

**WHEREAS**, the creation of this classification is necessary for managing certain current and future projects and programs essential to the success of the City; and

**WHEREAS**, the tasks performed by the Program Administrator include, but are not limited to (1) develop and implement strategies aiming to promote citywide goals (2) direct and oversee special programs (3) assemble data, analyze needs and functions of the City to formulate and implement recommendations for improving assistance provided to citizens for critical services; and

**WHEREAS**, the qualifications of the Program Administrator position will include, but not be limited to; a combination of desired education/work experiences: a minimum of five (5) years of experience in the desired program or related area, undergraduate/graduate degrees from accredited universities in the desired field of study and/or comparable management experience; and

**WHEREAS**, inquiries, for the classification of Program Administrator were submitted to the following Southeastern cities; Savannah, Georgia and Little Rock, Arkansas; and

**WHEREAS**, the response from the Cities surveyed concerning the median salary paid for the position equivalent of the Program Administrator exceeded the range of \$73,148.44 - \$88,646.24; and

**WHEREAS**, the best interest of the City of Jackson would be served by adding the Program Administrator classification to the current pay plan at an affordable salary comparable to the compensation paid by other Southeastern cities such as those cited; and

**WHEREAS**, it is recommended that the job classification of Program Administrator be added as a pay range 38 with annual compensation being between \$73,148.44 - \$88,646.24; and

**WHEREAS**, the Office of the Mayor has informed the Department of Human Resources that there is sufficient grant funding for this position, therefore, they have the monies in the budget to cover the recommended position that will be added to the compensation plan; and

**WHEREAS**, the position of Program Administrator will not be a civil service protected classification.

**IT IS, THEREFORE, ORDERED** that the Pay Plan adopted by the City Council on September 22, 1998, found in the Minute Book 4Y, be further amended to add the Program Administrator with a pay range of 38 (\$73,148.44 - \$88,646.24) to be effective immediately.

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

Nays – Stokes.

Absent – None.

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**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
MODIFYING CHAPTER 26: ARTICLE XII ADDITIONAL REQUIREMENTS  
FOR RENTAL HOUSING.**

**WHEREAS**, Article XII establishes rules for regulating and governing the conditions and maintenance of all rental property by providing the standards for conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and

WHEREAS, the City of Jackson finds it necessary to amend rules and regulations relating to Chapter 26: Article XII Additional Requirements for Rental Housing in order to continue to reasonably protect health, safety, and welfare of tenants through the enforcement of property maintenance codes; and

WHEREAS, as of the year 2022, there are more rental units than homeowner occupied units in the city of Jackson and the city finds it necessary to enforce a registration and inspection program to prevent future large-scale neglect of properties from developing in the city; and

WHEREAS, the Department of Planning and Development recommends the proposed text amendments to Ordinance Chapter 26: Article XII Additional Requirements for Rental Housing.

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

Chapter 26, Article XII of the Code of Ordinances of the City of Jackson, Mississippi, is hereby to read as follows:

**ARTICLE XII. – RENTAL REGISTRATION PROGRAM**

**Sec. 26-521. – Purpose and Authority.**

The purpose of this article is to establish a Registration requirement for owners of Rental Housing Units to protect the health, safety and welfare of the public insofar as they are affected by the maintenance of said Units and the occupancy thereof. The purpose shall be accomplished by requiring rental housing units to be registered and inspected. This article shall be construed to secure this express intent.

The Department of Planning and Development shall be responsible for the administration and enforcement of this article.

**Sec. 26-522. – Definitions.**

Unless the context clearly indicates otherwise, the following words and phrases as used in this article shall have the following meanings:

*Certificate of Compliance* – a document provided by the City of Jackson's Department of Planning Division of Rental Registration upon successful application submission, approval, inspection and fee payment.

*Local Agent*: A real person who resides in the city limits of Jackson, Mississippi who is able to respond reasonably to contact made by the Director of Planning or designee on a 24-hour basis. The local agent must be able to legally represent the owner.

*Owner*: Any person or legal entity which owns an interest in the property in question or any legal entity which serves as a managing agent for the property in question.

*Property Maintenance Code*: The provisions of City of Jackson's Code of Ordinances, the 2018 International Property Maintenance Code, and any other housing standards and ordinances adopted by the City Council.

*Rental Housing Unit*: Any dwelling, dwelling unit, or part thereof, including but not limited to, any single-family housing unit, duplex, triplex, quadruplex, multifamily unit, apartment, condominium, bed and breakfast, inn, hotel or motel, rooming house, boarding house, lodging house, tourist home and short-term rentals.

*Tenant*: A person occupying a rental housing unit pursuant to a written or oral agreement.

***Sec 26-523. – Applicability.***

The registration fees and inspection provisions and of this article shall apply to all rental housing units except:

- (1) Rental Housing Units that a government entity or housing authority owns, operates or manages and;
- (2) institutional dormitories or rental housing units that receive funding or subsidies from federal, state, or local government, only if the units are subject to federal, state, or local inspections.

***Sec 26-524. – Registration Requirement.***

(a) Owners or their authorized agents shall register all rental housing units with the Department of Planning and Development according to the following schedule:

- (1) Owners or their authorized agents shall register all rental housing units with the Department of Planning and Development by August 30th, 2023;

(b) After the applicable registration deadline in Section 26-524, no owner shall permit occupancy of a rental housing unit by a tenant without first registering the rental unit.

***Sec 26-525. – Inspection Requirements.***

- (a) No later than sixty (60) days after receiving a completed application and fee, the Department shall notify the owner(s) of an inspection date and time.
- (b) Inspection of rental housing units shall be conducted as follows:
  - (1) 1-4 units – 100% of units inspected;
  - (2) 5-29 units – at least 20% of units inspected;
  - (3) 30-49 units – at least 15% of units inspected;
  - (4) 50 or more units – at least 10% of units inspected.
- (c) If the rental housing unit fails the initial inspection, the Department shall notify the owner in writing of the deficiencies within ten (10) business days of the inspection. The owner shall be given forty-five (45) days from the date of the notice to schedule a second inspection. If an inspection has not been scheduled within that time, the rental housing unit shall be listed as being out-of-compliance and shall remain out-of-compliance until a satisfactory inspection is received.
- (d) Any owner denied a Certificate of Compliance after a fourth unsatisfactory inspection may appeal the determination in writing to the Director of the Planning Department within 30 days of the failed inspection. The Director will have the authority to conduct an inspection to determine if the units pass or fails the inspection.
- (e)

***Sec. 26-526. Certificate of Compliance, Renewal and Change of Ownership.***

(a) The Certificate of Compliance shall expire one (1) year from the date of issuance by the Department, or renewal thereof. Owners must apply to renew a Certificate of Compliance and pay the renewal fee at least thirty (30) days before an active Certificate of Compliance expires.

(b) Any person or entity who acquires ownership of a rental housing unit with an active registration shall update the registration information or register the unit within ninety (90) days of acquiring the unit.

***Sec. 26-527. – Fees.***

Rental Registration Fee (1 <sup>st</sup> inspection is included)	\$50.00 – per unit
Re-inspection Fee	\$100.00 – per unit
Annual Renewal Registration Fee	\$50.00 – per unit

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**Sec. 26-528. Enforcement and penalties**

Failure to register rental unit by deadline	\$500.00 – per unit
Occupancy without Certificate of Compliance after deadline	\$150.00 – per unit

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

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that an amendment was needed in said ordinance. The ordinance needed to be amended to add in Section 26-522, Certificate of Compliance, “as may be applicable”.

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**President Foote** moved; seconded by **Vice President Lee** to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion failed by the following vote:

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

**Note:** Said amendment failed for a lack of majority vote.

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that a third amendment was needed in said ordinance. The ordinance needed to be amended to remove in Section 26-522, Rental Housing Unit, “bed and breakfast, inn, hotel or motel, rooming house, boarding house, lodging house, tourist home and short-term rental”.

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**Council Member Banks** moved; seconded by **Council Member Grizzell**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**.

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**President Foote** recognized **Council Member Stokes** moved; seconded by **Council Member Grizzell**, to amend said order to modify said amendment in Section 26-522, Rental Housing Unit, “bed and breakfast, inn, hotel or motel, lodging house, tourist home and short-term rental” leaving rooming house and boarding house within the ordinance. The motion prevailed by the following vote:

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

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that a fourth amendment was needed in said ordinance. The ordinance needed to be amended to add in Section 26-524, (b), “An owner is authorized to permit occupancy of a rental housing unit that is timely registered until the Department makes a final decision on whether to issue a Certificate of Compliance”.

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**Council Member Banks** moved; seconded by **Council Member Grizzell**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion prevailed by the following vote:

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

**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that a fifth amendment was needed in said ordinance. The ordinance needed to be amended to add in Section 26-525, (e), "If the owner, local agent, or tenant of any rental housing unit refuses entry upon request of City officials to carry out inspections under this article, the City shall apply to the appropriate judicial officer for a warrant based on constitutional standards in effect at the time of application. No City official shall enter a rental housing unit to carry out an inspection under this article without consent, lawful warrant, or other legal authority."

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**Council Member Banks** moved; seconded by **Council Member Grizzell**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion prevailed by the following vote:

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

Nays – None.

Absent – None.

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that a sixth amendment was needed in said ordinance. The ordinance needed to be amended to add in Section 26-526, (c), "If a tenant has been lawfully evicted, the owner shall remove any personal property or trash left on the curb by the tenant within five (5) days after a warrant for removal has been executed".

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**Council Member Grizzell** moved; seconded by **Council Member Banks**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**.

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**Council Member Banks** moved; seconded by **Council Member Stokes**, to modify said amendment to remove in Section 26-526, (c), "by the tenant".

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**Council Member Banks** moved; seconded by **Council Member Stokes**, to modify said amendment to read as, "When a tenant has been lawfully evicted, the owner shall, properly dispose of and properly remove personal property or trash left on the curb within five (5) days after a warrant for removal has been executed by taking the materials to a legal landfill or storage and must show proof of said action." The motion prevailed by the following vote:

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

Nays – None.

Absent – None.

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that a seventh amendment was needed in said ordinance. The ordinance needed to be amended in Section 26-528 to change the following, "Unauthorized Occupancy without Certificate of Compliance will be \$150.00 per unit".

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**Council Member Banks** moved; seconded by **Council Member Grizzell**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion prevailed by the following vote:

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

Nays – None.

Abstention – Stokes.

Absent – None.

**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that an amendment was needed in said ordinance. The ordinance needed to be amended to add in Section 26-528, "Failure to remove evicted tenant's property as required under Sec. 26-526(c) \$500.00".

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**Council Member Grizzell** moved; seconded by **Council Member Banks**, to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion prevailed by the following vote:

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

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**President Foote** recognized **Council Member Stokes** who moved to amend said ordinance to add "it is unlawful for any property owner to increase rent based upon this ordinance."

Note: Said motion failed for a lack of second.

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**President Foote** recognized **Council Member Stokes** who moved to amend said ordinance to add "it is unlawful for any property owner to illegally increase rent based upon this ordinance."

Note: Said motion failed for a lack of second.

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**President Foote** recognized **Kristie Metcalfe, Deputy City Attorney**, who stated that an amendment was needed in said ordinance. The ordinance needed to be amended to add Sec. 26-529. Severability Clause: If any section, subsection or clause of this article shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected.

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**Council Member Lindsay** moved; seconded by **Council Member Grizzell** to amend said order to reflect the changes as stated by **Kristie Metcalfe, Deputy City Attorney**. The motion prevailed by the following vote:

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

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

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
MODIFYING CHAPTER 26: ARTICLE XII ADDITIONAL REQUIREMENTS  
FOR RENTAL HOUSING.**

**WHEREAS**, Article XII establishes rules for regulating and governing the conditions and maintenance of all rental property by providing the standards for conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and

**WHEREAS**, The City of Jackson finds it necessary to amend rules and regulations relating to Chapter 26: Article XII Additional Requirements for Rental Housing in order to continue to reasonably protect health, safety, and welfare of tenants through the enforcement of property maintenance codes; and

**WHEREAS**, as of the year 2022, there are more rental units than homeowner occupied units in the city of Jackson and the city finds it necessary to enforce a registration and inspection program to prevent future neglect of properties in the city; and

**WHEREAS**, The Department of Planning and Development recommends the proposed text amendments to Ordinance Chapter 26: Article XII Additional Requirements for Rental Housing.

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

Chapter 26, Article XII of the Code of Ordinances of the City of Jackson, Mississippi, is hereby to read as follows:

**ARTICLE XII. – RENTAL REGISTRATION PROGRAM**

**Sec. 26-521. – Purpose and Authority.**

The purpose of this article is to establish a registration requirement for owners of Rental Housing Units to protect the health, safety and welfare of the public insofar as they are affected by the maintenance of said Units and the occupancy thereof. The purpose shall be accomplished by requiring rental housing units to be registered and inspected. This article shall be construed to secure this express intent.

The Department of Planning and Development shall be responsible for the administration and enforcement of this article.

**Sec. 26-522. – Definitions.**

Unless the context clearly indicates otherwise, the following words and phrases as used in this article shall have the following meanings:

*Certificate of Compliance* – a document provided by the City of Jackson’s Department of Planning Division of Rental Registration upon successful application submission, approval, inspection, **as may be applicable**, and fee payment.

*Local Agent*: A real person who resides in the city limits of Jackson, Mississippi who is able to respond reasonably to contact made by the Director of Planning or designee on a 24-hour basis. The local agent must be able to legally represent the owner.

*Owner*: Any person or legal entity which owns an interest in the property in question or any legal entity which serves as a managing agent for the property in question.

*Property Maintenance Code*: The provisions of City of Jackson's Code of Ordinances, the 2018 International Property Maintenance Code, and any other housing standards and ordinances adopted by the City Council.

*Rental Housing Unit*: Any dwelling, dwelling unit, or part thereof, including but not limited to, any single-family housing unit, duplex, triplex, quadruplex, multifamily unit, apartment, condominium, **rooming house**, or **boarding house**.

*Tenant*: A person occupying a rental housing unit pursuant to a written or oral agreement.

**Sec 26-523. – Applicability.**

The registration fees and inspection provisions and of this article shall apply to all rental housing units except:

- (1) Rental Housing Units that a government entity or housing authority owns, operates or manages; and

(2) Institutional dormitories or rental housing units that receive funding or subsidies from federal, state, or local government, only if the units are subject to federal, state, or local inspections.

***Sec 26-524. – Registration Requirement.***

(a) Owners or their authorized agents shall register all rental housing units with the Department of Planning and Development according to the following schedule:

(1) Owners or their authorized agents with more than one hundred (100) rental units shall register all rental housing units with the Department of Planning and Development by March 30, 2023;

(2) Owners or their authorized agents with between fifty (50) and ninety-nine (99) rental units shall register all rental housing units with the Department of Planning and Development by June 30, 2023;

(3) Owners or their authorized agents with less than fifty (50) rental units shall register all rental housing units with the Department of Planning and Development by August 30, 2023;

(b) After the applicable registration deadline in Section 26-524(a), no owner shall permit occupancy of a rental housing unit by a tenant without first registering the rental unit. **An owner is authorized to permit occupancy of a rental housing unit that is timely registered until the Department makes a final decision on whether to issue a Certificate of Compliance.**

***Sec 26-525. – Inspection Requirements.***

(2) No later than sixty (60) days after receiving a completed application and fee, the Department shall notify the owner(s) of an inspection date and time.

(3) Inspection of rental housing units shall be conducted as follows:

- a. 1-4 units – 100% of units inspected;
- b. 5-29 units – at least 20% of units inspected;
- c. 30-49 units – at least 15% of units inspected;
- d. 50 or more units – at least 10% of units inspected.

(4) If the rental housing unit fails the initial inspection, the Department shall notify the owner in writing of the deficiencies within ten (10) business days of the inspection. The owner shall be given forty-five (45) days from the date of the notice to schedule a second inspection. If an inspection has not been scheduled within that time, the rental housing unit shall be listed as being out-of-compliance and shall remain out-of-compliance until a satisfactory inspection is received.

(5) Any owner denied a Certificate of Compliance after a fourth unsatisfactory inspection may appeal the determination in writing to the Director of the Planning Department within 30 days of the failed inspection. The Director will have the authority to conduct an inspection to determine if the units passes or fails the inspection.

**(6) If the owner, local agent, or tenant of any rental housing unit refuses entry upon request of City officials to carry out inspections under this article, the City shall apply to the appropriate judicial officer for a warrant based on constitutional standards in effect at the time of the application. No City official shall enter a rental housing unit to carry out an inspection under this article without consent, lawful warrant, or other legal authority.**

***Sec. 26-526. Certificate of Compliance, Renewal and Change of Ownership.***

(a) The Certificate of Compliance shall expire one (1) year from the date of issuance by the Department, or renewal thereof. Owners must apply to renew a Certificate of Compliance and pay the renewal fee at least thirty (30) days before an active Certificate of Compliance expires.

(b) Any person or entity who acquires ownership of a rental housing unit with an active registration shall update the registration information or register the unit within ninety (90) days of acquiring the unit.

**(c) When a tenant has been lawfully evicted, the owner shall properly dispose of or otherwise remove any personal property or trash left on the curb within five (5) days after a warrant for removal has been executed. Personal property or trash shall be disposed of in a legal landfill or moved to storage, and the owner must be able to provide proof of said action.**

**Sec. 26-527. – Fees.**

Rental Registration Fee (1 <sup>st</sup> inspection is included)	\$50.00 – per unit
Re-inspection Fee	\$100.00 – per unit
Annual Renewal Registration Fee	\$50.00 – per unit

**Sec. 26-528. Enforcement and penalties**

Failure to register rental unit by deadline	\$500.00 - per unit
<b><u>Unauthorized</u></b> Occupancy without Certificate of Compliance	\$150.00 - per unit

**Failure to remove evicted tenant’s property as required under Sec. 26-526(c) \$500.00**

**Sec. 26-529. Severability**

**If any section, subsection or clause of this article shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected.**

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

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**ORDER APPROVING CLAIMS NUMBER 28208 to 28292 APPEARING AT PAGES 147 TO 176 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$4,515,707.95 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 28208 to 28292 appearing at pages 147 to 176, inclusive thereon in the Municipal “Docket of Claims”, in the aggregate amount of \$4,515,707.95 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	1,275,957.37
TECHNOLOGY FUND	329,632.34
PARKS & RECR. FUND	75,176.43
LANDFILL SANITATION FUND	160,664.27

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.**

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STATE TORT CLAIMS FUND	1,445.00
WATER/SEWER REVENUE FUND	240.74
WATER/SEWER OP & MAINT FUND	695,893.56
WATER/SEWER CAPITAL IMPR FUND	1,186,418.22
DISABILITY RELIEF FUND	41,503.18
EMPLOYEES GROUP INSURANCE FUND	127,646.21
KELLOGG FOUNDATION PROJECT	32,651.73
HOUSING COMM DEV ACT (CDBG) FD	2,786.45
UNEMPLOYMENT COMPENSATION REVO	7,286.71
HOME PROGRAM FUND	74.32
H O P W A GRANT – DEPT. OF HUD	124,220.22
TITLE III AGING PROGRAMS	695.00
INFRASTRUCTURE BOND 2020 \$32M	34,842.95
1% INFRASTRUCTURE TAX	61,381.66
MADISON SEWAGE DISP OP & MAINT	27.04
WATER/SEWER CAP IMP NOTE 7M	85,101.94
TRANSPORTATION FUND	18,352.21
RESURFACING – REPAIR & REPL. FD	22,965.50
POLICE PROP EVIDENCE CASH FUND	487.00
P E G ACCESS – PROGRAMMING FUND	7,291.28
HUMAN AND CULTURE GRANTS	21,551.20
CDBG COVID CARES	2,946.67
ZOOLOGICAL PARK	9,327.03
DFA-LAKE HICO AND NORTHGATE	4,996.73
MDOT – CMPDD PROJECTS	184,144.99
<b>TOTAL</b>	<b><u>\$4,515,707.95</u></b>

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

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**President Foote** recognized **Fidelis Malembeka, Chief Financial Officer**, who provided a brief overview of the larger claims at the request of **President Foote**.

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

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

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 28208 TO 28296 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 28208 to 28292 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$110,291.06 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:

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.**

480

<b>FROM:</b>	<b>TO ACCOUNTS PAYABLE FUND</b>	<b>TO PAYROLL FUND</b>
GENERAL FUND		2,421,301.61
PARKS & RECR FUND		97,288.46
LANDFILL FUND		16,455.37
SENIOR AIDES		3,360.24
WATER/SEWER OPER & MAINT		247,268.95
PAYROLL	110,291.06	
HOUSING COMM DEV		9,451.30
TITLE III AGING PROGRAMS		5,719.55
TRANSPORTATION FUND		17,175.79
PEG ACCESS-PROGRAMMING FUND		4,970.54
2020 SAKI GRAND DOJ		7,350.76
ZOOLOGICAL PARK		28,280.48
AMERICAN RESCUE PLAN ACT 2021		19,816.02
<b>TOTAL</b>		<b>\$2,878,439.07</b>

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

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

Nays – None.

Absent – None.

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**President Foote** requested that Agenda Item No. 21 be moved forward on the agenda. Hearing no objections, the clerk read the following:

**ORDER APPOINTING FRANCIS BRIDGES AS DEPUTY CLERK OF COUNCIL  
ON A PART-TIME BASIS.**

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

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

**WHEREAS**, the Jackson City Council has not appointed any individuals to fill the position Deputy Clerk of the Council; and

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

**IT IS HEREBY ORDERED** that *Francis Bridges* shall be appointed to serve as Deputy Clerk of the Council with part-time service commencing on December 20, 2022.

**IT IS HEREBY ORDERED** that the compensation to be paid *Francis Bridges* upon commencement of her service as Deputy Clerk of the Council shall be \$15.23 per hour at a maximum of 20 hours per week or \$15,838.16 annually excluding any applicable fringe benefits.

**IT IS HEREBY ORDERED** that *Francis Bridges* tenure as Deputy Clerk of the Council shall continue and be at the will and pleasure of the Jackson City Council.

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

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

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

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**President Foote** recognized **Francis Bridges**, who gave her personal statement and answered questions posed to her by Council Members.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ENGAGEMENT AGREEMENT WITH MGT OF AMERICA CONSULTING, LLC TO PREPARE A COST ALLOCATION PLAN FOR THE PURPOSE OF DETERMINING AN INDIRECT COST RATE FOR FISCAL YEAR 2022.**

**WHEREAS**, the Department of Administration, through the Finance Division, seeks professional services to prepare a cost allocation plan; and

**WHEREAS**, the City of Jackson receives and administers various grants funds that allow the City to charge indirect costs provided that the City has an indirect cost allocation plan; and

**WHEREAS**, the Department of Administration received a one-year proposal from MGT of America Consulting, LLC, ("MGT") with offices located at 4320 West Kennedy Boulevard, Tampa, FL 33609, to perform an indirect cost rate proposal based on the City's audited financial records for the fiscal year ended September 30, 2020 to arrive at an indirect cost rate for the fiscal year ending September 30, 2022; perform a cost allocation plan; identify all expenditures that are properly allocated to or among the City departments, fund, programs, activities, and/or fees charged by the City services; develop an indirect cost rate proposal and create overhead rates that can be applied to contractor or consultant rates when seeking cost recovery through fees and other direct charge mechanics; present preliminary indirect cost rated proposal; present preliminary cost allocation rate proposal; and deliver Microsoft Excel-based model(s) to the Finance Director; and

**WHEREAS**, MGT proposes a total cost of six thousand and four hundred dollars (\$6,400.00) for the aforementioned services. This is an all-inclusive fee for professional services that is to be billed fifty percent (50%) upon submission of draft documents and fifty percent (50%) upon completion and acceptance by the City of Jackson; and

**WHEREAS**, the proposed agreement shall be effective on the date of execution and shall continue for a period of one year unless otherwise terminated; and

**WHEREAS**, each party shall have the right to terminate the agreement by giving thirty (30) days prior written notice to the other party; and

**WHEREAS**, a contract for professional services is not applicable to the public purchasing statutes and is exempted from the competitive bidding process; and

**WHEREAS**, the Department of Administration recommends that the City of Jackson enter a one-year agreement with MGT to perform a cost allocation plan for the purpose identified herein for an amount not to exceed six thousand and four hundred dollars (\$6,400.00).

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a consulting agreement with MGT of America Consulting, LLC to perform a cost allocation plan for the purpose of determining an indirect cost rate for the fiscal year 2022, in an amount not to exceed six thousand and four hundred dollars (\$6,400.00).

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

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

Nays – None.

Absent – None.

\*\*\*\*\*

**ORDER TO AWARD THE CONTRACT FOR THE PUBLICATION OF LEGAL NOTICES OF THE CITY OF JACKSON FOR THE CALENDAR YEAR 2023.**

**WHEREAS**, on December 6, 2022, the City received three (3) sealed bids from the Northside Sun, the Jackson Advocate and the Mississippi Link for the publication of legal notices of the City required by law to be published in the 2023 calendar year; and

**WHEREAS**, The Mississippi Link submitted the lowest bid, it being in the amount of \$0.08 per word for the first publication; \$0.02 per word for the second publication; and \$0.00 per word for the third publication, with a \$0.00 charge for the proof of publication; and

**WHEREAS**, the Council finds that The Mississippi Link satisfies the statutory requirements set forth in Section 13-3-31, Miss. Code of 1972, as amended, for newspaper printing of legal publications.

**IT IS, THEREFORE, ORDERED** that the bid of The Mississippi Link in the amount of \$0.08 per word for the first publication; \$0.02 per word for the second publication; and \$0.00 per word for the third publication, with a \$0.00 charge for the proof of publication be accepted as the lowest and best bid.

**IT IS FURTHER ORDERED** that the Municipal Clerk be authorized to publish legal notices as required by law to be published during the period January 1, 2023 through December 31, 2023, in said newspaper on an item-by-item basis as best suits the needs and convenience of the City, and in accordance with the applicable law thereto.

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

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

Nays – None.

Abstention – Stokes.

Absent – None.

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**ORDER AUTHORIZING THE MAYOR TO RATIFY AND EXECUTE THE FY22 UNITED STATES DEPARTMENT OF JUSTICE MICROGRANTS COMMUNITY POLICING DEVELOPMENT (COPS) APPLICATION TO RECEIVE GRANT FUNDS FOR OFFICER RECRUITMENT AND RETENTION.**

**WHEREAS**, the FY22 United States Department of Justice Microgrants-Community Policing Development Solicitation administered by Community Oriented Policing Services (COPS) had an original closing date of June 21, 2022; and

**WHEREAS**, the City of Jackson Police Department submitted the FY22 Microgrants — Community Policing Development Solicitation application administered by COPS on June 13, 2022; and

**WHEREAS**, the grant funds will assist the City of Jackson Police Department with officer recruitment and retention to attract and retain the best law enforcement candidates who represent diverse backgrounds, knowledge, and the experience essential to supporting the implementation of community policing; and

**WHEREAS**, the primary goal of officer recruitment and retention is to provide the City of Jackson Police Department funding to increase its capacity to implement innovative projects that engage the community on a broad range of public safety issues and increase engagement between law enforcement and the communities they serve; and

**WHEREAS**, the FY22 United States Department of Justice Microgrants-Community Policing 'Development Solicitation administered by Community Oriented Policing Services Grant does not require matching funds from the City of Jackson; and

**WHEREAS**, the term of the agreement began on September 1, 2022, with a duration period of twelve (12) months; and

**WHEREAS**, the City of Jackson Police Department has not yet been awarded any grant funds; and

**WHEREAS**, the City of Jackson Police Department is anticipating an award amount of one hundred seventy-five thousand dollars (\$175,000.00).

**IT IS, HEREBY, ORDERED** that the Mayor is authorized to ratify and execute the application for the FY22 United States Department of Justice Microgrants-Community Policing Development Solicitation administered by Community Oriented Policing Services (COPS).

**IT IS FURTHERED ORDERED** that the Mayor be authorized to execute all documents necessary to accept all awarded grant funds.

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

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**President Foote** recognized **Juan Gray, Grants Division of JPD**, who provided a brief overview of said item.

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

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

Nays – None.

Absent – Grizzell.

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**Note: Council Member Grizzell** left the meeting.

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**ORDER AUTHORIZING THE MAYOR TO RATIFY AND ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN JACKSON STATE UNIVERSITY AND THE CITY OF JACKSON POLICE DEPARTMENT TO PROVIDE SECURITY AT THE VETERANS MEMORIAL STADIUM.**

**WHEREAS**, the City of Jackson (“City”) and Jackson State University (“JSU”) located at 1400 John R. Lynch Street desire to enter into a Memorandum of Understanding (“MOU”) for the Jackson Police Department (“JPD”) to provide police officers at JSU football games held at the Veterans Memorial Stadium during the 2022 Spring Football Season; and

**WHEREAS**, the City agrees to provide twenty-five (25) officers (includes one (1) supervisor) at five (5) designated JSU football games and one (1) tentative football game during the 2022 Spring Football Season; and

JSU vs. Grambling State University	September 17, 2022
JSU vs Mississippi Valley State University	September 24, 2022
JSU vs Campbell College	October 22, 2022
Southern University	October 28, 2022 and October 29, 2022
SWAC Championship (Tentative)	December 3, 2022

**WHEREAS**, in the event, the SWAC Championship is hosted at the Veterans Memorial Stadium, parties may in writing, make amendments to the MOU, executed by authorized representative from both parties; and

**WHEREAS**, the MOU commenced on September 17, 2022 and will terminate on June 30, 2023; and

**WHEREAS**, either party may terminate the MOU, in the event of a material breach (event that JSU fails to pay undisputed amounts within forty-five (45) days of receiving an invoice or JPD fails to provide agreed upon officers and supervisor for designated event or repeated occurrences of a non-material breach), the MOU shall be terminable at the option of the nonbreaching party by providing a thirty (30) day written notice of the material breach; and

**WHEREAS**, all assigned JPD officers and supervisor will have normal and usual police power, authority, and discretion at designated and tentative JSU football games held at Veterans Memorial Stadium; and

**WHEREAS**, the JPD scope of service will be to (1) provide law enforcement and traffic control services for non-private areas surrounding Veterans Memorial Stadium, (2) work with other event law enforcement personnel during the event and event related activities, and (3) provide additional escort services for football teams, bands, coaches, and referees that enter and exit the premises of the Veterans Memorial Stadium; and

**WHEREAS**, payment for services rendered prior to the execution of the MOU are paid in full in accordance to terms of the MOU; and

**WHEREAS**, JSU will pay JPD assigned officers an anticipated rate of thirty-six dollars (\$36) per hour, the aggregate value of the MOU shall not exceed thirty-nine thousand six hundred dollars (\$39,600.00).

**IT IS HEREBY ORDERED** that the Mayor is authorized to ratify and enter into a Memorandum of Understanding between the City of Jackson Police Department and Jackson State University for City of Jackson Police Department to provide police officers at Jackson State University football games held at the Veterans Memorial Stadium during the 2022 Spring Football Season for an amount not to exceed thirty-nine thousand six hundred dollars (\$39,600.00).

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

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

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**President Foote** recognized **Tiny Harris, Deputy Chief of JPD**, who provided a brief overview of said item.

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

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

Nays – None.

Absent – Grizzell.

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**ORDER AUTHORIZING THE TRANSFER OF GENERAL FUNDS FROM SALARIES TO OTHER PROFESSIONAL SERVICES.**

**WHEREAS**, the City of Jackson Police Department requests to transfer funds to cover the settlement of *Gray Media Group, Inc. d/b/a WLBT-TV vs. City of Jackson, R-19-054*; and

**WHEREAS**, the Jackson Police Department is in need of funds in the amount of \$96,000.00 that will go towards the cost of settlement in the above-referenced matter.

**IT IS, THEREFORE, ORDERED** that the transfer of funds be moved as follows:

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.**

485

<u>TO/FROM</u>	<u>FUNDS/ACCOUNT NUMBER</u>	<u>AMOUNT</u>
From:	001.442.40.6111 (Police Salaries)	\$96,000.00
To:	001.442.24.6419 (Other Professional Salaries)	\$96,000.00

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

**President Foote** recognized **James Davis, Chief of JPD**, who provided a brief overview of said item.

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

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

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**ORDER ACCEPTING THE BID OF FISKE INTERNATIONAL GROUP, CORPORATION FOR A TWENTY-FOUR-MONTH SUPPLY OF SERVICES FOR CHIPPING, GRINDING, HAULING AND DISPOSAL OF VEGETATIVE DEBRIS, (BID NO. 98846-092722).**

**WHEREAS**, sealed bids for a twenty-four-month supply of services for chipping, grinding, hauling, and disposal of vegetative debris were opened September 27, 2022, wherein four (4) bids were received; and

**WHEREAS**, the Solid Waste Division will use these services to free up much needed disposal space at the City of Jackson’s Class I Rubbish Site; and

**WHEREAS**, the contractor will be on site throughout the year at the City’s landfill, to chip, grind and haul vegetative debris for disposal; and

**WHEREAS**, the Solid Waste Division of the Department of Public Works has reviewed all bids submitted and recommends that the governing authorities deem the bid submitted by Fiske International Group, Corporation, 50 Northtown Drive, Jackson, MS 39211, received September 27, 2022, to be the overall lowest and best bid received, as follows:

<u>COMPANY NAME</u>	<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE PER CUBIC YARD</u>
Fiske International Group, Corp. 50 Northtown Drive Jackson, MS 39211	1.	Unit price per cubic yard to load & transport debris from city site to vendor’s reduction site.	\$1.50
	2.	Unit price per cubic yard to chip/grind debris.	\$4.50
	3.	Unit price per cubic yard to dispose of debris	\$1.40
	4.	Percentage paid per unit to city for sale of reduced material as mulch	\$0.40/cy-mulch

**IT IS, THEREFORE, ORDERED** that the bid of Fiske International Group, Corporation, 50 Northtown Drive, Jackson, MS 39211, for a twenty-four-month supply of services for chipping, grinding, hauling and disposal of vegetative debris, beginning upon approval of council and proceeding for the next twenty-four months with an option for a one-year extension, meets the City’s specifications and is accepted as the overall lowest and best bid received, as follows:

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.**

<u>COMPANY NAME</u>	<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE PER CUBIC YARD</u>
Fiske International Group, Corp. 50 Northtown Drive Jackson, MS 39211	1.	Unit price per cubic yard to load & transport debris from city site to vendor's reduction site.	\$1.50
	2.	Unit price per cubic yard to chip/grind debris.	\$4.50
	3.	Unit price per cubic yard to dispose of debris	\$1.40
	4.	Percentage paid per unit to city for sale of reduced material as mulch	\$0.40/cy- mulch

**IT IS FURTHER ORDERED** that payment for said landfill services will be made from the Solid Waste Enterprise Fund in an amount not to exceed \$300,000.00 annually.

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

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

Nays – None.

Absent – None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH ENVIRONMENTAL MANAGEMENT PLUS, INC. FOR ENVIRONMENTAL TESTING FOR RENOVATION AND IMPROVEMENT WORK AT FIRE STATIONS 6, 7, 10, 11 AND 23.**

**WHEREAS**, the City of Jackson solicited proposals for hazardous material consulting services for renovation and improvement projects at City Fire Stations 6, 7, 10, 11, and 23; and

**WHEREAS**, two proposals for sampling, testing, and reporting services were received; and

**WHEREAS**, Environmental Management Plus, Inc. submitted the best proposal at a cost of \$22,500.00; and

**WHEREAS**, the Engineering Division of the Department of Public Works recommends that the governing authorities authorize a contract with the best proposal of Environmental Management Plus, Inc. in the amount of \$22,500.00.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute a contract with Environmental Management Plus, Inc. for hazardous material consulting services to include sampling, testing, and reporting services at City Fire Stations 6, 7, 10, 11, and 23 in an amount not to exceed \$22,500.00.

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

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

Nays – None.

Absent – None.

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**ORDER RATIFYING AN EXTENSION OF A CONTRACT WITH ADVANTAGE BUSINESS SYSTEMS FOR THE RENTAL OF A KONICA MINOLTA BIZHUB C458 COPIER/PRINTER FOR THE WATER-SEWER ENGINEERING DIVISION.**

**WHEREAS**, the Water-Sewer Utility Division of the Department of Public Works previously entered into a contract with Advantage Business Systems to rent a Konica Minolta Bizhub C458 Copier/Printer; and

**WHEREAS**, due to supply chain issues and manufacturing backlogs, a replacement copier/printer was not available for rental at the expiration of the current rental contract and continues to be unavailable currently; and

**WHEREAS**, Advantage Business Systems has agreed to an extension of the existing rental contract for an additional twelve (12) months due to the supply chain issues and manufacturing backlogs; and

**WHEREAS**, the existing contract expired as of May 2022 without the ratification of an extension for twelve (12) months; and

**WHEREAS**, the Water-Sewer Utility Division of the Department of Public Works recommends ratifying this extension for a period beginning May 11, 2022 through May 10, 2023 at a cost of \$228.00 per month for equipment and \$51.40 per month for maintenance to include 3000 black and white copies per month with overages billed at \$0.0073 per copy, and 500 color copies per month with overages billed at \$0.059 per copy.

**IT IS, THEREFORE, ORDERED** that the extension of a contract for the rental of a Konica Minolta Bizhub C458 from Advantage Business Systems is hereby ratified consistent with the terms set forth above for a term beginning May 11, 2022 and ending May 10, 2023.

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

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

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**ORDER AMENDING THE FISCAL YEAR 2022-2023 BUDGET OF THE DEPARTMENT OF PUBLIC WORKS, SOLID WASTE DIVISION.**

**WHEREAS**, certain unbudgeted needs and allocations in the amount of \$600,000.00 have arisen since the adoption of the Fiscal Year 2022-2023 City of Jackson Budget for the Department of Public Works, Solid Waste Division; and

**WHEREAS**, the Fiscal Year 2022-2023 City of Jackson Budget needs to be amended to provide funding for these unbudgeted needs by moving budgeted funds within the Solid Waste Fund where they are needed to fund additional, unfunded contractual services; and

**WHEREAS**, additional funding \$300,000.00 is needed for the chipping and grinding contract that is necessary to reduce the volume of vegetative debris at the City rubbish facility, which will assist in maintaining compliance with environmental regulations of rubbish facilities enforced by the Mississippi Department of Environmental Quality; and

**WHEREAS**, no money was budgeted for a litter pickup contract to assist in maintaining the appearance of City roadways and an amount of \$300,000.00 is needed to fund this litter pickup contract for the year; and

**WHEREAS**, the additional funding for the chipping and grinding contract will be transferred from the budget line item for equipment in the Sanitation Fund; and

**WHEREAS**, the funding for the litter contract will be transferred from the budget line item of solid waste disposal in the Sanitation Fund; and

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

009-455.10.6426	\$300,000.00
009-506.10.6872	\$300,000.00

REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.

009-506.10-6419

\$600,000.00

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2020-2021 Budget of the Department of Public Works, Solid Waste Division be amended as follows:

To/From	Fund/Account Number	Amount
From:	009-455.10.6426	\$300,000.00
To:	009-506.10-6419	\$300,000.00
From:	009-455.10.6426	\$300,000.00
To:	009-506.10-6419	\$300,000.00

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

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

Nays – None.

Absent – None.

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**ORDER AMENDING THE FISCAL YEAR 2022-2023 BUDGET OF THE GENERAL GOVERNMENT – OFFICE OF THE CITY ATTORNEY.**

**WHEREAS**, the Office of the City Attorney Fiscal Year 2022-2023 budget needs to be amended to provide essential funds to salaries due to the addition of the Civil Service Commission to the Office of the City Attorney budget and other budgetary needs for recruitment and retention; and

**WHEREAS**, the Office of the City Attorney Fiscal Year 2022-2023 budget needs to be amended to provide funds to the line item established for computer software equipment.

**IT IS, THEREFORE, ORDERED** that the Fiscal Year 2022-2023 Budget be amended in the amount of \$60,000.00 for salaries and \$14,000.00 for the computer line item

To/From	Fund/Account Number	Amount
To:	001-407.00-6111	\$60,000.00
From:	001-407.00-6414	(\$60,000.00)
To:	001-407.00-6242	\$14,000.00
From:	001-407.00-6414	(\$14,000.00)

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

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

Nays – None.

Absent – None.

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There came for consideration Agenda Item No.18:

**ORDER OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ABOLISHING THE JACKSON REDEVELOPMENT AUTHORITY.** President Foote stated said item would be tabled until a later date at the request of **Council Member Stokes**.

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**RESOLUTION ADOPTING THE 2023 REGULAR COUNCIL MEETING SCHEDULE OF THE JACKSON CITY COUNCIL.**

**WHEREAS**, Section 21-8-11(2) of the Mississippi Code Annotated (1972), as amended, specifies that, under the mayor-council form of government, that “regular public meetings of the council shall be held on the first Tuesday after the first day of July after the election of the members of the council that is not on a weekend and at least monthly thereafter on the first Tuesday after the first Monday in each month, or at such other times as the council by order may set; and

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, DECEMBER 20, 2022 10:00 A.M.**

**WHEREAS**, Jackson Code of Ordinances, Section 2-62(b), states that “regular meetings of the council shall be held on every other Tuesday at 10:00 a.m.; and

**WHEREAS**, Section 2-62(b) further states that at 4:00 p.m. on each Monday preceding a regular Tuesday council meeting the council will also hold a planning session to discuss the business to be considered at the following regular Tuesday council meeting; and

**WHEREAS**, the Office of the Clerk of the Council has determined the 2023 Regular Council Meeting Schedule of the Jackson City Council, pursuant to the above-referenced statute and ordinances, as follows:

**2023  
Regular City Council Meeting Schedule**

<b>City Council Regular Meeting Dates</b>	<b>Time of Meeting</b>
January 3, 2023	10:00 a.m.
January 17, 2023	10:00 a.m.
January 31, 2023	10:00 a.m.
February 14, 2023	10:00 a.m.
February 28, 2023	10:00 a.m.
March 14, 2023	10:00 a.m.
March 28, 2023	10:00 a.m.
April 11, 2023	10:00 a.m.
April 25, 2023	10:00 a.m.
May 9, 2023	10:00 a.m.
May 23, 2023	10:00 a.m.
June 6, 2023	10:00 a.m.
June 20, 2023	10:00 a.m.
July 4, 2023 (Meeting will be rescheduled due to holiday)	10:00 a.m.
July 18, 2023	10:00 a.m.
August 1, 2023	10:00 a.m.
August 15, 2023	10:00 a.m.
August 29, 2023	10:00 a.m.
September 12, 2023	10:00 a.m.
September 26, 2023	10:00 a.m.
October 10, 2023	10:00 a.m.
October 24, 2023	10:00 a.m.
November 7, 2023	10:00 a.m.
November 21, 2023	10:00 a.m.
December 5, 2023	10:00 a.m.
December 19, 2023	10:00 a.m.

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

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

Nays – None.

Absent – None.

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

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

Nays – None.

Absent – None.

**RESOLUTION ADOPTING THE 2023 REGULAR COUNCIL MEETING  
SCHEDULE OF THE JACKSON CITY COUNCIL.**

**WHEREAS**, Section 21-8-11(2) of the Mississippi Code Annotated (1972), as amended, specifies that, under the mayor-council form of government, that “regular public meetings of the council shall be held on the first Tuesday after the first day of July after the election of the members

of the council that is not on a weekend and at least monthly thereafter on the first Tuesday after the first Monday in each month, or at such other times as the council by order may set; and

**WHEREAS**, Jackson Code of Ordinances, Section 2-62(b), states that “regular meetings of the council shall be held on every other Tuesday at 10:00 a.m.; and

**WHEREAS**, Section 2-62(b) further states that at 4:00 p.m. on each Monday preceding a regular Tuesday council meeting the council will also hold a planning session to discuss the business to be considered at the following regular Tuesday council meeting; and

**WHEREAS**, the Office of the Clerk of the Council has determined the 2023 Regular Council Meeting Schedule of the Jackson City Council, pursuant to the above-referenced statute and ordinances, as follows:

**2023**

**Regular City Council Meeting Schedule**

<b>City Council Regular Meeting Dates</b>	<b>Time of Meeting</b>
January 3, 2023	10:00 a.m.
January 17, 2023	10:00 a.m.
January 31, 2023	10:00 a.m.
February 14, 2023	10:00 a.m.
February 28, 2023	10:00 a.m.
March 14, 2023	10:00 a.m.
March 28, 2023	10:00 a.m.
April 11, 2023	10:00 a.m.
April 25, 2023	10:00 a.m.
May 9, 2023	10:00 a.m.
May 23, 2023	10:00 a.m.
June 6, 2023	10:00 a.m.
June 20, 2023	10:00 a.m.
July 4, 2023 (Meeting will be rescheduled due to holiday)	10:00 a.m.
July 18, 2023	10:00 a.m.
August 1, 2023	10:00 a.m.
August 15, 2023	10:00 a.m.
August 29, 2023	10:00 a.m.
September 12, 2023	10:00 a.m.
September 26, 2023	10:00 a.m.
October 10, 2023	10:00 a.m.
October 24, 2023	10:00 a.m.
November 7, 2023	10:00 a.m.
November 21, 2023	10:00 a.m.
December 5, 2023	10:00 a.m.
December 19, 2023	10:00 a.m.

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

Yeas—Banks, Footé, Hartley, Lee, Lindsay and Stokes.

Nays—None.

Absent—Grizzell.

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**Note: Council Member Grizzell** left the meeting during the discussion.

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**Note: Council Member Lindsay** left the meeting.

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**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

January 10, 2023

January 24, 2023

February 7, 2023

February 21, 2023

March 7, 2023

March 21, 2023

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, September 28, 2021, October 26, 2021, November 23, 2021, December 21, 2021, January 25, 2022, February 15, 2022, March 29, 2022, April 26, 2022, May 24, 2022, June 21, 2022, July 19, 2022, August 30, 2022, September 27, 2022, October 25, 2022 and November 22, 2022 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; **Council Member Hartley** seconded.

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

Nays – None.

Absent – Grizzell and Lindsay.

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**Note: Council Member Lindsay** returned to the meeting.

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**ORDER RATIFYING THE PAYMENT OF AN INVOICE FOR CERTAIN COMMODITIES PURCHASED FOR THE PURPOSE OF ADVANCING THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE CITY OF JACKSON DURING THE COVID-19 PANDEMIC.**

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

**WHEREAS**, the Mayor of the City of Jackson declared a civil emergency in the City of Jackson pursuant to Section 45-17-3 of the Mississippi Code based on the COVID-19 pandemic beginning March 16, 2020; and

**WHEREAS**, the Jackson City Council declared a state of local emergency throughout the City of Jackson, and the areas encompassed by the boundaries of the City of Jackson pursuant to Section 33-15-17(d) of the Mississippi Code based on the COVID-19 pandemic beginning March 16, 2020; and

**WHEREAS**, City of Jackson personnel procured various emergency services and commodities pursuant to Section 31-7-13(k) of the Mississippi Code of 1972, in full cooperation with the March 16, 2020 Proclamation of Civil Emergency; and

**WHEREAS**, said services and commodities were purchased for the purpose of urgently advancing the public health, safety and welfare of the City of Jackson during the COVID-19 pandemic from vendors and in amounts as follows:

A2Z PRINTING 2125 TV ROAD JACKSON, MS 39204	Signage for COVID-19 Vaccination Day	\$300.00
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**IT IS, THEREFORE, ORDERED** that payment of the invoices identified herein for the purpose of urgently advancing the public health, safety and welfare of the City of Jackson during the COVID-19 pandemic is hereby authorized.

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

Yeas – Banks, Foote, Lee and Stokes.

Nays – Hartley and Stokes.

Absent – Grizzell.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORTY-EIGHT (48) MONTH RENTAL AGREEMENT AND RELATED DOCUMENTS WITH ADVANTAGE BUSINESS SYSTEMS TO BE USED BY THE MAYOR’S OFFICE.**

**WHEREAS**, the Mayor’s Office desires to enter into a 48-month rental agreement for a copier and scanner; and

**WHEREAS**, Advantage Business Systems has agreed to provide a Konica Minolta Bizhub C360i Digital Color Copier System and Scanner with auxiliary equipment through State of Mississippi Contract #8200062059; and

**WHEREAS**, Advantage Business Systems Company is located at 5442 Executive Place, Jackson, MS 39206; and

**WHEREAS**, it is the recommendation of the Mayor’s Office that this contract be approved.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute the forty-eight month rental agreement and related documents with Advantage Business Systems to rent the Konica Minolta Bizhub C360i Digital Color Copier System and Scanner with certain auxiliary equipment required to meet those special needs of the Mayor’s Office as related to the functions of said division, at a cost of \$481.00 per month for the copier and scanner, plus a copy charge of \$.0079 for all (black and white) and \$.055 (color) per copy to include: labor, parts, toner, finisher with hole punch.

**IT IS FURTHER ORDERED** that payment for said copier and scanner rental be made from the General Fund.

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

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

Nays – None.

Absent – Grizzell.

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**RESOLUTION DESIGNATING APPLICANT AGENT FOR PUBLIC ASSISTANCE ON BEHALF OF THE CITY OF JACKSON, MISSISSIPPI.**

**WHEREAS**, on August 25, 2022, a local emergency was declared by the governing authorities of the City of Jackson, Mississippi due to the threat of extensive rainfall and extreme flooding; and

**WHEREAS**, in order for the City of Jackson, Mississippi to receive public assistance from the Mississippi Emergency Management Agency and the Federal Emergency Management Agency, an applicant agent must be designated to act on behalf of the City; and

**WHEREAS**, the applicant agent cannot be the Certifying Official, which is Mayor Chokwe Antar Lumumba; and

**WHEREAS**, the Administration recommends Fidelis Malembeka be designated as the Applicant Agent for Public Assistance.

**IT IS, THEREFORE, ORDERED** that Fidelis Malembeka is designated as the Applicant Agent for Public Assistance for the declared local emergency declared on August 25, 2022 and for all future disasters unless otherwise stated.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute the Federal Funding Accountability and Transparency Act of 2006 Reporting Form, Designation of Applicant Agent for Public Assistance Form, State-Local Disaster Assistance Agreement, and any and all other documents related to the same.

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

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

Nays – None.

Absent – Grizzell.

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**President Foote** recognized **Vice President Lee** who moved, seconded by **Council Member Banks** to add an item to the agenda on an emergency basis, Order reviewing and continuing August 29, 2022 state of emergency. The motion prevailed by the following vote:

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

Nays – None.

Absent – Grizzell.

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There came on as the Emergency Agenda Item: ORDER REVIEWING AND CONTINUING AUGUST 29, 2022 STATE OF EMERGENCY: Hearing no objections, the Clerk read the following:

**ORDER REVIEWING AND CONTINUING AUGUST 29, 2022 STATE OF EMERGENCY.**

**WHEREAS**, on August 29, 2022, the Mayor issued a proclamation of emergency as a result of (1) excessive rainfall and extreme flooding, (2) the March 7, 2020 Safe Drinking Water Act (SDWA) Emergency Administrative Order (EAO); (3) the February 2021 system-wide failure due to extreme water conditions that caused pipes to freeze and lose pressure; (4) the July 1, 2021 SDWA Administrative Order of Consent (AOC); (5) the July 29, 2022 Boil Water Notice which existed for more than thirty (30) days; and (6) the August 25, 2022 flooding of the Pearl River, which lead to problems with treating water at the O.B. Curtis Water Plant; and

**WHEREAS**, Section 33-15-17(d) of the Mississippi Code allows the mayor of a municipality to proclaim a local emergency and 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 or at a special meeting; and

**WHEREAS**, Section 33-15-5 (h) of the Mississippi Code 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) of the Mississippi Code 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**, pursuant to Section 33-15-17 (b) of the Mississippi Code, 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....

**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(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 approve of the continued need for a civil emergency for the entire City of Jackson for the reasons set forth in this Order.

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

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

Nays – None.

Absent – Grizzell.

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There came on for Discussion, Agenda Item No. 25:

**DISCUSSION: AMAZON:** **President Foote** stated said item would be tabled until a later date at the request of **Council Member Stokes**.

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There came on for Discussion, Agenda Item No. 26:

**DISCUSSION: SEWER/SEWER TRUCKS:** **President Foote** stated said item would be held until a later date at the request of **Council Member Stokes**.

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There came on for Discussion, Agenda Item No. 27:

**DISCUSSION: TRIBUTE TO CHARLIE BROWN:** **President Foote** recognized **Council Member Hartley**, who thanked all the community workers who have helped during the crisis and who have been the glue that holds the community together; wanted to express to his Council colleagues that there has to be a better way to celebrate those citizens/community workers who have helped or proven excellence within the City of Jackson.

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There came on for Discussion, Agenda Item No. 28:

**DISCUSSION: REVIEW AND CONTINUATION OF COVID-19 LOCAL EMERGENCY:** President Foote and the City Council members discussed to continue the emergency.

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There came on for Discussion, Agenda Item No. 29:

**DISCUSSION: PENDING LITIGATION:** President Foote stated said item would be held until a later date.

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• **Mayor Chokwe Antar Lumumba** announced the following:

- The Jackson Fire Department toy drive will be December 22, 2022 located at 1244 South Gallatin St.
- The Jackson Police Department toy drive will be December 22, 2022 located at 3000 St. Charles St.
- The Stephen James Foundation presents a New Year's Eve celebration December 31, 2022 from 10:30 pm until 12:15 am at the Jackson Convention Center 105 East Pascagoula St.
- The 2<sup>nd</sup> Annual New Year's Eve Sneaker Ball December 31, 2022 form 8:00 pm until at the Jackson Convention Center 105 East Pascagoula St.

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**MONTHLY FINANCIAL REPORTS AS REQUIRED ACCORDING TO SECTION 21-35-13 OF THE MISSISSIPPI CODE ANNOTATED OF 1972.** President Foote stated that all City Council members had received the monthly financial report for review.

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the Regular Council Meeting at 10:00 a.m. on January 3, 2023. At 2:17p.m., the Council stood adjourned.

**PREPARED BY:**

Shamekia Mosley-Blandan  
CLERK OF COUNCIL

**APPROVED:**

W. Foote, 1/17/2023  
COUNCIL PRESIDENT    DATE

Chokwe  
MAYOR

**ATTEST:**

Angela Harris  
CITY CLERK

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