

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, MARCH 21, 2023 10:00 A.M.**

778

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 March 21, 2023, 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; 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: Kenneth Stokes, Ward 3.

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

The invocation was offered by **Pastor Tonya Ware of Church Triumphant Global**.

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

President Foote welcomed the Leadership Greater Jackson Class of 2023 to the City Council Meeting.

APPROVAL OF THE FEBRUARY 28, 2023 REGULAR COUNCIL MEETING MINUTES.

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

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

Nays – None.

Absent – Stokes.

APPROVAL OF THE MARCH 1, 2023 SPECIAL COUNCIL MEETING MINUTES.

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

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

Nays – None.

Absent – Stokes.

ORDER APPROVING CLAIMS NUMBER 28618 to 28663 APPEARING AT PAGES 341 TO 362 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$6,528,396.17 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 28618 to 28663 appearing at pages 341 to 362, inclusive thereon in the Municipal “Docket of Claims”, in the aggregate amount of \$6,528,396.17 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	428,749.82
SEIZURE & FORF PORP-STATE	22,825.50
SEIZURE & FORF PORP-FED	129,333.34
TECHNOLOGY FUND	43,629.48
PARKS & RECR. FUND	96,896.25
LANDFILL/SANITATION FUND	151,710.78
STATE TORT CLAIMS FUND	1,140.00
WATER/SEWER OP & MAINT FUND	56,037.63
EMPLOYEES GROUP INSURANCE FUND	36,507.16
KELLOGG FOUNDATION PROJECT	6,041.67
PAYROLL FUND	18,033.74
HOUSING COM DEV ACT (CDBG) FD	48.793
HOME PROGRAM FUND	25.09
H O P W A GRANT – DEPT. OF HUD	128,508.05
INFRASTRUCTURE BOND 2020 \$32M	649,206.93
1% INFRASTRUCTURE TAX	106,246.23
TRANSPORTATION FUND	1,009,844.33
JXN CONVENTION & VISITORS BUR	272,608.57
RESURFACING – REPAIR & REPL.FD	80,973.88
P E G ACCESS – PROGRAMMING FUND	7,291.28
MONDERNIZATION TAX	77,100.00
ESG COVID CARES ACT	34,823.07
CDBG COVID CARES	149,751.09
ZOOLOGICAL PARK	2,560.43
DFA – PW – SB2948	3,000,000.00
LIBRARY FUND	9,453.50
DFA – SB2971 – PETE BROWN GOLF	9,050.12
TOTAL	<u>\$6,528,396.73</u>

Vice President Lee moved adoption; Council Member Lindsay seconded.

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

Thereafter, President Foote, called for a vote of said item:

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

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 28618 TO 28663 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 28618 to 28663 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$94,195.60 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		2,422,857.74
PARKS & RECR FUND		105,080.89
LANDFILL FUND		19,605.69
SENIOR AIDES		3,440.23
WATER/SEWER OPER & MAINT		200,072.24
PAYROLL	94,195.60	
HOUSING COMM DEV		8,218.37
TITLE III AGING PROGRAMS		6,002.21
TRANSPORTATION FUND		18,213.18
PEG ACCESS-PROGRAMMING FUND		5,462.62
2020 SAKI GRAND DOJ		7,405.71
ZOOLOGICAL PARK		28,696.45
AMERICAN RESCUE PLAN ACT 2021		10,427.45
TOTAL		\$2,655,482.78

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

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

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF JACKSON, MISSISSIPPI TO REIMBURSE ITSELF FROM THE PROCEEDS OF THE MASTER LEASE PURCHASE AGREEMENT FOR THE PURCHASE OF TWENTY-ONE (21) VEHICLES FOR THE JACKSON POLICE DEPARTMENT.

WHEREAS, in connection with the purchase of twenty-one (21) vehicles for the Jackson Police Department, the City has advanced and will advance internal funds from fund 001; and

WHEREAS, the City intends to reimburse itself for all of such expenses from the proceeds of the Master Lease Purchase Agreement.

IT IS, THEREFORE, ORDERED:

Section 1. Declaration of official intent. The City of Jackson, Mississippi, hereby declares its official intent to reimburse itself from the proceeds of the Master Lease Purchase Agreement for the purchase of twenty-one (21) vehicles for the Jackson Police Department, prior to and subsequent to the date of this Resolution in accordance with Treasury Regulations 1.150-2. This Resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The debt to be issued to finance the purchase of twenty-one (21) vehicles for the Jackson Police Department is expected not to exceed an aggregated principal amount of \$794,501.00.

Section 2. Incidental action. The Mayor is authorized to take such action as may be necessary to carry out the purpose of this Resolution and is authorized to execute necessary and related documents required for the issuance of the debt.

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

President Foote recognized **Fidelis Malembeka**, **Chief Financial Officer** and **George Jimerson**, **Captain of the Jackson Police Department** who provided a brief overview of said item.

President Foote recognized **Catoria Martin, City Attorney** and **Sharon Thames, Deputy Director of Finance and Administration**, who provided a brief overview of said item.

Thereafter, **President Foote**, called for a vote of said item:

Yeas – Foote, Lee and Lindsay.

Nays – Banks and Grizzell.

Abstention - Hartley

Absent – None.

* * * * *

ORDER ACCEPTING THE BID OF HEMPHILL CONSTRUCTION COMPANY, INC AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND RELATED DOCUMENTS WITH HEMPHILL CONSTRUCTION COMPANY, INC TO SUPPLY THE LABOR AND MATERIALS NECESSARY FOR THE JTRAN BUS STOP SIGNAGE REPLACEMENT PROJECT.

WHEREAS, the City of Jackson (“City”) has determined that it is in the City’s best interest to seek a construction company for the bus stop improvement project of the City’s public transit system; and

WHEREAS, on December 8, 2022, the Department of Planning and Development, through its Transit Division, issued a Request for Proposal seeking a qualified contractor to supply all labor and materials necessary to replace the JTRAN bus stop signage; and

WHEREAS, in response to the Request for Proposal, the Transit Division received a response from one (1) company qualified to provide the work and materials necessary for the bus stop sign replacement project; and

WHEREAS, the bid of Hemphill Construction Company, Inc. in the amount of four hundred thirty-seven thousand three hundred and eighty-five dollars (\$437,385.00) was the only bid received; and

WHEREAS, the Transit Division is recommending that the governing authorities authorize the Mayor to execute a contract and related documents with Hemphill Construction Company, Inc. to supply all labor and materials necessary to replace the bus stop signage of the City’s public transportation system at a cost not to exceed four hundred thirty-seven thousand three hundred and eighty-five dollars (\$437,385.00); and

WHEREAS, the Federal Transit Administration will pay eighty percent (80%) of the cost or three hundred forty-nine thousand nine hundred and eight dollars (\$349,908.00), and the remaining twenty percent (20%) of the cost or eighty-seven thousand four hundred and seventy-seven dollars (\$87,477.00) will be paid from the Transit Division’s FY2023 budget.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract and related documents with Hemphill Construction Company, Inc. to supply all labor and materials necessary to replace bus stop signage at a cost not to exceed four hundred thirty-seven thousand three hundred and eighty-five dollars (\$437,385.00), with eighty percent (80%) of the cost or three hundred forty-nine thousand nine hundred and eight dollars (\$349,908.00) to be paid by the Federal Transit Administration and twenty percent (20%) or eighty-seven thousand four hundred and seventy-seven dollars (\$87,477.00) to be paid from the Transit Division’s FY2023 Budget.

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

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

Nays – None.

Absent – Stokes.

* * * * *

ORDER RATIFYING PURCHASES AND PROCUREMENT OF SERVICES FROM ONE (1) VENDOR AND AUTHORIZING PAYMENT TO SOUTHEASTERN AUTOMATIC SPRINKLER.

WHEREAS, the Transit Services Division of the Department of Planning and Development had need of certain necessary parts, equipment, and services necessary to the operation and maintenance of the City's transit system; and

WHEREAS, the Transit Services Division had to replace a fire panel that presented a safety issue at the JTRAN Administrative and Maintenance Facility (JAMF); and

WHEREAS, due to emergency circumstances, the purchase and procurement of these necessary parts, equipment, and services was done without prior approval of the City Purchasing Manager; and

WHEREAS, the parts and equipment set forth in the invoices were delivered and used in the safety, operation, and maintenance of the City's transit system; and

WHEREAS, in order to ensure the continued safety, proper operation, and maintenance of the City's transit system, the Transit Services Division is requesting that the purchases and procurement of services from Southeastern Automatic Sprinkler for seven hundred and twenty dollars (\$720.00) be ratified.

IT IS, THEREFORE, ORDERED that the purchases and procurement of services from one (1) vendor be ratified and payment authorized to Southeastern Automatic Sprinkler for seven hundred and twenty dollars (\$720.00).

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

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

Nays – None.

Absent – Stokes.

* * * * *

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT AND CONSTRUCTION AGREEMENT WITH THE MISSISSIPPI TRANSPORTATION COMMISSION REGARDING FEDERAL AID PROJECT IM-0020-01(269)/108902301000, 302000, 303000, AND 304000.

WHEREAS, the Mississippi Transportation Commission (the "Commission"), by and through the Mississippi Department of Transportation (MDOT), seeks to resurface Interstate 20 between Interstate 220 and the Pearl River bridge in a manner that will require the full closure of each direction of Interstate 20 for a 10-day time period; and

WHEREAS, pursuant to the Easement and Construction Agreement, the Commission will as a part of the project (1) operate and maintain the traffic signals located on University Blvd/Terry Road at Linde Road, Raymond Road, and Wilmington Street during those times that Interstate 20 is closed in one or both directions; (2) be responsible for maintaining all temporary traffic control devices; (3) be responsible for ensuring that the street is returned to the City in the same condition as it was prior to construction pursuant to Mississippi Code Section 65-1-171; and (4) advise the City of the commencement and completion of the pavement rehabilitation project; 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) subsequent to the project resume and maintain responsibility for all usual maintenance of University Boulevard/Terry Road; and

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

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an easement and construction agreement with the Mississippi Transportation Commission regarding Federal Aid Project IM-0020-01(269)/108902301000, 302000, 303000, and 304000.

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

President Foote recognized **Robert Lee, Interim Director of Public Works**, who provided a brief overview of said item.

Thereafter, **President Foote**, called for a vote of said item:

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

Nays – None.

Absent – Stokes.

* * * * *

ORDER AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ADMINISTER A GRANT FROM THE MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY FOR FUNDING A WASTE TIRE RECYCLING PROGRAM.

WHEREAS, tires are collected from tire abatement projects and the Waste Tire Program, which includes the collection of illegally dumped tires, the collection of tires brought into the City's landfill by residents, and the collection of tires from City right-of-ways and City facilities; and

WHEREAS, the Mississippi Department of Environmental Quality offers a Waste Tire Grant on an as-needed basis; and

WHEREAS, the Solid Waste Division of the Public Works Department has need of funds to pay its contractor to recycle for alternative uses the waste tires it collects; and

WHEREAS, the Solid Waste Division of the Public Works Department recommends requesting a grant in the amount of \$100,000.00 from the Mississippi Department of Environmental Quality to enable it to continue recycling the tires it collects.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute any and all documents necessary apply for and administer a grant of \$100,000.00 from the Mississippi Department of Environmental Quality to fund the City's Waste Tire Recycling Program.

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

President Foote recognized **Lakesha Weathers, Solid Waste Manager**, who provided a brief overview of said item.

Thereafter, **President Foote**, called for a vote of said item:

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

Nays – None.

Absent – Stokes.

* * * * *

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE 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 entered into a contract with Environmental Management Plus, Inc., for hazardous material consulting services for renovation and improvement projects at five City Fire Stations; and

WHEREAS, after the contract was executed, the City expanded the scope of proposed improvements to Fire Station 6 requiring full testing for that station and removing Fire Stations 10 & 11 from the project due to construction cost considerations; and

WHEREAS, the change in scopes will reduce the contract amount from \$22,500.00 to \$17,500.00.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an amendment to the contract with Environmental Management Plus, Inc. for hazardous material consulting services to include sampling, testing, and reporting services at Fire Stations 6, 7, and 23 in an amount not to exceed \$17,500.00.

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

President Foote recognized **Robert Lee, Interim Director of Public Works**, who provided a brief overview of said item.

Thereafter, **President Foote**, called for a vote of said item:

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

Nays – None.

Absent – Stokes.

ORDER AMENDING THE FISCAL YEAR 2023 BUDGET OF THE CITY OF JACKSON DEPARTMENT OF PUBLIC WORKS.

WHEREAS, certain unbudgeted needs and allocations have arisen since the adoption of the Fiscal Year 2023 City of Jackson budget for the Department of Public Works; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for the West Bank Interceptor Flow Monitoring Contract with CSL and the Billing Meter Contract with CSL; and

WHEREAS, the following accounts should be amended as follows:

From Account	To Account	Amount
031 52030 6115	031 52210 6419	\$ 21,390.00
031 52280 6115	031 52210 6419	\$ 100,000.00
174 94400 6115	174 94400 6419	\$ 35,000.00
174 94400 6317	174 94400 6419	\$ 6,000.00
175 94510 6115	175 94510 6419	\$ 5,000.00
175 94510 6299	175 94510 6419	\$ 5,000.00
175 94510 6847	175 94510 6419	\$ 5,000.00

NOW, IT IS THEREFORE ORDERED that the Fiscal Year 2022-2023 budget be revised for the Department of Public Works:

From Account	To Account	Amount
031 52030 6115	031 52210 6419	\$ 21,390.00
031 52280 6115	031 52210 6419	\$ 100,000.00
174 94400 6115	174 94400 6419	\$ 35,000.00
174 94400 6317	174 94400 6419	\$ 6,000.00
175 94510 6115	175 94510 6419	\$ 5,000.00

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, MARCH 21, 2023 10:00 A.M.**

785

175 94510 6299	175 94510 6419	\$ 5,000.00
175 94510 6847	175 94510 6419	\$ 5,000.00

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

President Foote recognized **Catoria Martin, City Attorney**, who recommended an amended replacement order for said item.

Council Member Banks moved; seconded by **Vice President Lee**, to substitute said order with the recommended order provided by City Legal. The motion prevailed by the following votes:

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

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

ORDER AMENDING THE FISCAL YEAR 2023 BUDGET OF THE CITY OF JACKSON DEPARTMENT OF PUBLIC WORKS.

WHEREAS, certain unbudgeted needs and allocations have arisen since the adoption of the Fiscal Year 2023 City of Jackson budget for the Department of Public Works; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for the West Bank Interceptor Flow Monitoring Contract with CSL and the Billing Meter Contract with CSL; and

WHEREAS, the following accounts should be amended as follows:

From Account	To Account	Amount
031 52030 6115	031 52210 6419	\$ 21,390.00
031 52280 6115	031 52210 6419	\$ 100,000.00
174 94400 6115	174 94400 6419	\$ 35,000.00
174 94400 6317	174 94400 6419	\$ 6,000.00
175 94510 6115	175 94510 6419	\$ 5,000.00
175 94510 6299	175 94510 6419	\$ 5,000.00
175 94510 6847	175 94510 6419	\$ 5,000.00

NOW, IT IS THEREFORE ORDERED that the Fiscal Year 2022-2023 budget be revised for the Department of Public Works:

From: Account	To: Account	Amount
031 52030 6115	031 52210 6419	\$ 21,390.00
031 52280 6115	031 52210 6419	\$ 100,000.00
174 94400 6115	174 94400 6419	\$ 35,000.00
174 94400 6317	174 94400 6419	\$ 6,000.00
175 94510 6115	175 94510 6419	\$ 5,000.00
175 94510 6299	175 94510 6419	\$ 5,000.00
175 94510 6847	175 94510 6419	\$ 5,000.00

IT IS, THEREFORE, FURTHER ORDERED pursuant to Miss. Code Ann. Section 21-35-25, this budget revision shall be published or posted within two (2) weeks of approval, in a newspaper in the same manner as the final adopted budget. In accordance with Miss. Code Ann. Section 21-35-25, the published notice shall contain a description of the amendment, the amount of money and funds affected, and a detailed statement explaining the need and purpose of the amendment, as well as, the vote of each City Council member.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE SUBAWARD AGREEMENTS WITH THE MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY FOR MISSISSIPPI MUNICIPALITY AND COUNTY WATER INFRASTRUCTURE GRANTS.

WHEREAS, on September 22, 2022, the City Council authorized the submission of applications to the Mississippi Department of Environmental Quality for grants under the Mississippi Municipality & County Water Infrastructure (MMCWI) Grant Program; and

WHEREAS, the Mississippi Department of Environmental Quality awarded the City grants for all the applications it submitted; and

WHEREAS, due to the entry of the Interim Stipulated Order and its terms, the Interim Third-Party Manager appointed under that Order is responsible for administering several of the projects that received a grant award and will be responsible for signing the Subward Agreements associated with those grant awards; and

WHEREAS, the City remains responsible for managing two of the projects that were award grants under the MMCWI Grant Program because they are projects involving the City's sewer system; and

WHEREAS, the Mayor is required to sign a Subaward Agreement with the Mississippi Department of Environmental Quality for the West Bank Interceptor Sewer Line Repair and Rehabilitation Project and the Mill St Sewer Basin Reconstruction in order for the City to receive the matching fund grant for each project; and

WHEREAS, the Department of Public Works recommends entering into the two Subaward Agreements.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a Subward Agreement for a MMCWI grant with the Mississippi Department of Environmental Quality for the West Bank Interceptor Sewer Line Repair and Rehabilitation Project and to sign all documents necessary to administer the Subaward Agreement on behalf of the City.

IT IS FURTHER ORDERED that the Mayor is authorized to execute a Subward Agreement for a MMCWI grant with the Mississippi Department of Environmental Quality for the Mill St Sewer Basin Reconstruction and to sign all documents necessary to administer the Subaward Agreement on behalf of the City.

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

President Foote recognized **Robert Lee, Interim Director of Public Works**, who provided a brief overview of said item.

Thereafter, **President Foote**, called for a vote of said item:

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

ORDER RATIFYING CONTRACTS RELATED TO THE EMERGENCY REPAIRS TO THALIA MARA HALL AND THE ARTS CENTER OF MISSISSIPPI IN PREPARATION FOR THE U.S.A. INTERNATIONAL BALLET COMPETITION.

WHEREAS, the City of Jackson Department of Public Works and Department of Human and Cultural Services are currently in the process of preparing Thalia Mara Hall and the Arts Center of Mississippi for the USA International Ballet Competition ("USA IBC"); and

WHEREAS, the USA IBC is a two-week Olympic-style competition for top young dancers from all over the world, which occurs every four (4) years in the City of Jackson and is scheduled to take place June 10, 2023 through June 24, 2023; and

WHEREAS, the 2018 USA IBC was attended by more than 44,000 people generating a combined economic impact of \$12.5 million for the City of Jackson and the State of Mississippi; and

WHEREAS, the USA IBC is scheduled to begin June 10, 2023 and there are necessary repairs which must take place at both Thalia Mara and the Arts Center of Mississippi prior to June 10, 2023; and

WHEREAS, the City of Jackson previously contracted with Cooke Douglass Farr Lemons ("CDFL") to produce a scope of work for Thalia Mara Hall; and

WHEREAS, the City recently contracted Canizaro Cawthon Davis, A Professional Association to produce a scope of work for the Arts Center of Mississippi, which scope is to include an update to the existing public restrooms to bring them into compliance with the ADA due to performance issues with Construction Specialists, LLC, which recently caused the City to terminate that construction agreement; and

WHEREAS, the City has authorized a contract with Benchmark Construction Corporation, whose principal office address is 1867 Crane Ridge Drive #200A, Jackson, MS 39216, to provide general contractor services to assist the City of Jackson with completing the proposed scope of work for Thalia Mara Hall by June 1, 2023; and

WHEREAS, pursuant to Miss. Code Ann. § 31-7-13(k), due to the threat of economic loss based on the restricted time period, limitations of available equipment, materials and delivery schedules, and to protect and preserve the facilities, the City of Jackson invoked the emergency procurement procedure for the intended repairs to Thalia Mara and the Arts Center, a copy of which is attached hereto; and

WHEREAS, pursuant to the emergency procurement process, the following proposals have been accepted for work or materials, which constitute a contract for the work, a copy of said contracts being attached to this Order and made a part of the minutes of this meeting:

Vendor	Services/Materials	Amount
J.L. Roberts Mechanical, LLC	1) Stub out of mechanical pump rooms (qty of 2) with two-3/4" water pipes with valves for irrigation contractor to connect to 2) Furnish/install 1 hose bibb in each of two mechanical pump rooms; 3) Demo/cap existing pipes in fountains; 4) Repair wall hydrant	\$ 4,650.00
Elite Paint LLC	1) UConcrete ceiling (1st floor); 2) Bridge; 3) Canopies; 4) Brick touchup; 5) 2 pools; 6) Concrete handrail holders	\$65,854.00
Larry C. Reeves, Contracting	1) Demo sidewalk between steps; 2) Pour Curb for landscaping; 3) Pour sidewalk Between steps	\$16,350.00
Adco Electric, Inc.	Balcony LED Retrofit trial run	\$10,580.00
Acoustics, Inc.	1) Replace damaged/stained ceiling tiles per walk-thru 3/9/2023; 2) Front area all three floors; 2) Backstage area 1st & 2nd floor (no	

	work in basement)	\$20,725.00
Benchmark Construction Corporation	Purchase 8 Aqua Marine floating fountains	\$ 9,196.00
Capitol Hardware Company, Inc.	(2) New KD HM Frames Primed; (2) New Premachined paint grade wood doors-Field finishing by others; (2) New sets hardware; (1) Lot door & hardware installation—Frame Installation by others; (4) New galv. HM doors primed; (4) new sets finish hardware; 1 lot door & hardware installation; (2) New galv. HM Doors primed; (2) New galv. HM transom panels Primed; (2) New sets finish hardware; (1) Lot door & hardware installation; (1) Lot cylinders only for Existing exterior alum. doors; (1) Lot installation for cylinders only; (1) New KD HM Frame Primed; (1) New premachined paint grade wood door—field finishing by others; (1) New set finished hardware; (1) Lot door & hardware installation—frame installation by others; (1) New premachined paint grade door—field finishing by others; (1) New set finish hardware; (1) Lot door & hardware installation	\$40,352.00
CraftCroswell	1) Demo existing auditorium carpet and install new carpet and edging; 2) Demo existing auditorium base on outside walls and install new; 3) Patch and repair ceramic tile in one bathroom; 4) clean existing carpet at 2 lobbies; 5) Patch VCT up to 44 sqft; 6) Repair back stair threads; 7) Furnish and install LVT and rubber in dressing rooms and corridor \$122,197.00	
Garry Graves' Landscapes	Incorporated 1) Removal and disposal of all existing plant material around both fountain areas and in all areas covered in this proposal. 2) Topsoil installed as needed to smooth and repair the above demolition. 3) Spray all proposed 600 areas with roundup prior to 600 installation 4) Fine grading/soil preparation of all areas to receive sod 5) Application of i 3-1 3-13 prior to installation of sod 6) Installation of number 1 grade centipede sod in all areas around both fountains (from sidewalk in front to fountain and to east/west walk on eastside and up to the crosswalk on the west side of the building. 7) Planting of four proposed areas (see attached sketch) including the following: 1700 square feet of bed prep including soil conditioner, fertilizer, till, rake, plant, mulch, clean up. 10 liberty holly 15 gallon 24 indica azalea 7 gallon 290 Green liriopse 1 gallon 40 Parson juniper 3 gallon 6 Cy soil mix 16 Cy hardwood mulch Owner may choose to plant all areas with green liriopse in lieu of plants	

	shown above. price can be adjusted accordingly. irrigation including the following: 30 Rotor sprinkler heads 25 Spray Heads 7 Zones 1 Electric controller 2 Battery Powered Controllers 3 Bores as required Connection to existing water source All related labor and materials	\$62,204.00
U.S. Coating Specialties & Supplies	Remove failed topping from steps approximately ¼" thick and replace with Flexcrete TM 102 slope from ½" thick to end of step 1 foot wide to prevent water from setting on step approximately 1,300 sq. ft.	\$21,184.00
Total of all work and materials		\$373,292.00

IT IS, THEREFORE, ORDERED that the contracts for work listed in the proposals listed above at the amounts stated are hereby ratify.

**DECLARATION INVOKING THE EMERGENCY
PROCUREMENT PROCEDURE**

I. REQUEST

The City of Jackson Department of Public Works and Department of Human and Cultural Services are currently in the process of preparing Thalia Mara Hall and the Arts Center of Mississippi for the USA International Ballet Competition ("USA IBC"). The USA IBC is a two-week Olympic-style competition for top young dancers from all over the world, which occurs every four (4) years in the City of Jackson and is scheduled to take place June 10, 2023 through June 24, 2023. The 2018 USA IBC was attended by more than 44,000 people generating a combined economic impact of \$12.5 million for the City of Jackson and the State of Mississippi.

The USA IBC is scheduled to begin June 10, 2023 and there are necessary repairs which must take place at both Thalia Mara and the Arts Center of Mississippi prior to June 10, 2023. The City of Jackson previously contracted with Cooke Douglass Farr Lemons ("CDFL") to produce a scope of work for Thalia Mara Hall. The City recently retained Canizaro Cawthon Davis, A Professional Association to produce a scope of work for the Arts Center of Mississippi, which scope is to include an update to the existing public restrooms to bring them into compliance with the ADA due to performance issues with Construction Specialists, LLC, which recently caused the City to terminate that construction agreement.

Today, the City authorized a contract with Benchmark Construction Corporation, whose principal office address is 1867 Crane Ridge Drive #200A, Jackson, MS 39216, to provide general contractor services to assist the City of Jackson with completing the proposed scope of work for Thalia Mara Hall by June 1, 2023.

Without the completion of the repairs, the City will be greatly hampered in its effort to host the USA IBC. Hosting the event without these repairs will reflect badly on the City of Jackson, could damage the City's efforts to host USA IBC in the future, and could result in a significant economic loss to the City.

As a result, I am requesting the procurement of the construction services and materials necessary to make the repairs and renovations to Thalia Mara Hall and the Arts Center of Mississippi identified by the two architectural firms and Benchmark Construction Corporation.

Accordingly, I request that you declare that this situation constitutes an "emergency" as that term is defined in Section 31-7-1 of the Mississippi Code Annotated of 1972, as amended, and authorize contracts for the construction services and materials necessary to make the repairs and renovations to Thalia Mara Hall and the Arts Center of Mississippi identified by the two architectural firms and Benchmark Construction Corporation, pursuant to Section 31-7-13 (j) of the Mississippi Code Annotated of 1972, as amended.

Page 2

January 30, 2023

As background information to assist in your determination that an emergency exists, I have attached a memorandum. I have also obtained the review and approval of the Office of the City Attorney, the Chief Financial Officer, and the Chief Administrative Officer as evidenced by the signatures below.



Robert Lee, P.E.
City Engineer and Interim Director



DATE

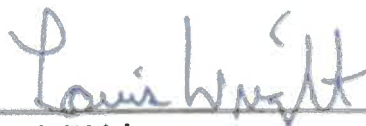
II. REVIEWED AND APPROVED



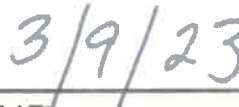
Torri Martin
City Attorney



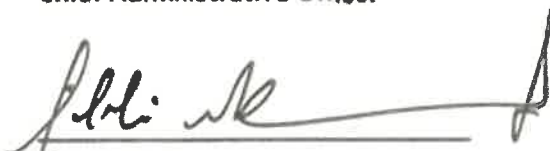
DATE



Louis Wright
Chief Administrative Officer



DATE



Fidelis Malembeka
Chief Financial Officer



DATE

III. DECLARATION OF EMERGENCY

I hereby determine that present physical condition of the City of Jackson Arts Center constitutes an emergency as that term is defined under Section 31-7-1 of the Mississippi Code Annotated of 1972, as amended, so that the delay incident to giving opportunity for competitive bidding would be detrimental to the interest of the City of Jackson, Mississippi and its citizens, and that contracts for the construction services and materials necessary to make the repairs and renovations identified by the two architectural firms and Benchmark Construction Corporation are authorized pursuant to Section 31-7-13 (k) of the Mississippi Code Annotated of 1972, as amended.

Accordingly, this request is approved, effective February 28, 2023.



CHOKWE A. LUMUMBA
Mayor



DATE



March 10, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara Hall, exterior plumbing

Dear Ms. Martin:

Please find attached a proposal from J.L. Roberts Mechanical in the amount of \$4,650.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 
City of Jackson, Mississippi

1887 Crane Ridge Dr., Suite 200-A, Jackson, MS 39216 • P.O. Box 31177 Jackson, MS 39286-1177
Phone 601-362-6110 • Fax 601-362-9612 • www.benchmarkms.com



PROPOSAL

COMPANY BENCHMARK CONSTRUCTION
CONTACT DAVID MARSH
PROJECT THALIA MARA FOUNTAIN

DATE March 10, 2023
CR # 13941-MC

SCOPE OF WORK

Plumbing

- Stub out of mechanical pump rooms (qty of 2) with two – ¾" water pipes with valves for irrigation contractor to connect to.
- Furnish/install 1 hose bibb in each of two mechanical pump rooms.
- Demo/Cap existing pipes in fountain
- Repair wall hydrant

Not Included

Tax, bond, dumpster, fire protection, site utility work, electrical, roofing, structural supports, painting, patching of walls, floors, ceiling. Concrete equipment/housekeeping pads, pumps,

PRICING

BASE BID PRICE:	\$4,650.00

ACCEPTANCE

This proposal may be withdrawn by J.L. Roberts Mechanical if not accepted within 30 days. PROPOSAL ACCEPTANCE The above prices, specifications and conditions are satisfactory and are hereby accepted. J.L. Roberts Mechanical is authorized to perform the work as specified. Payment will be made as outlined in the contract documents.	David Graves
	J.L. Roberts Mechanical Authorized Representative



March 10, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara Hall, exterior painting and fountains

Dear Ms. Martin:

Please find attached a proposal from Elite Paint in the amount of \$65,854.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 
City of Jackson, Mississippi

1867 Crane Ridge Dr., Suite 200-A, Jackson, MS 39216 • P.O. Box 31177 Jackson, MS 39286-1177
Phone 601-362-6110 • Fax 601-362-9812 • www.benchmarkms.com



ELITE PAINT LLC
156 Greenfield Ridge Dr.
Brandon, Ms, 39042
josef@elitepaintllc.com
Cell 601-717-2976

TO: BENCHMARK CONSTRUCTION
1867 Crane Ridge Drive Suite 200-A
Jackson, MS 39216

Estimate	Date
#022	Mar/10/23

Project: Thalia Mara Hall
Address: 265 E Pascagoula St.
Jackson, MS 39201

UConcrete ceiling (1st floor)
Bridge
Canopies
Brick touchup
2 pools
Concrete handrail holders
Total Estimate \$ 65,854

Respectfully, Jose Fonseca



March 10, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara Hall, demolish landing and repour. Install new curb between stairs.

Dear Ms. Martin:

Please find attached a proposal from Larry Reeves in the amount of \$16,350.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 
City of Jackson, Mississippi

1867 Crane Ridge Dr., Suite 200-A, Jackson, MS 39216 • P.O. Box 31177 Jackson, MS 39296-1177
Phone 601-362-6110 • Fax 601-362-9812 • www.benchmarkms.com

Proposal

LARRY C. REEVES, CONTRACTING
P.O. BOX 97223
PEARL, MS 39288
PHONE-(601)932-5549 FAX-(601)932-5528

Proposal No.:
Date:

C L I E N T	Benchmark Construction CONSTRUCTION MANAGER THALIA MARA HALL JACKSON, MS	Job Name: Start Date: Job Location: 255 E. PASCAGOULA ST Jackson, MS Job Phone:
----------------------------	---	---

WE PROPOSE TO:

DEMO SIDEWALK BETWEEN STAIRS
POUR CURB FOR LANDSCAPE
POUR SIDEWALK BETWEEN STAIRS

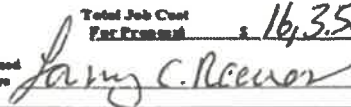
Additional information pertaining to this Proposal

Any alteration or deviation from above specifications involving extra costs will be executed only upon written order and will become an extra charge over and above the estimate. All agreement contingent upon strikes, accidents, or delays beyond our control. Charge is \$100 per hour plus materials.

X

Authorized
Signature

Total Job Cost
For Proposal \$16,350.00



ACCEPTANCE OF PROPOSAL

Conditions Of Proposal

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Signature _____

Date _____

CLIENT COPY--FOR CLIENTS RECORDS



March 10, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara Hall, investigative electrical work

Dear Ms. Martin:

Please find attached a proposal from Adco Electric in the amount of \$10,580.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 

City of Jackson, Mississippi

1867 Crane Ridge Dr., Suite 200-A, Jackson, MS 39216 • P.O. Box 31177 Jackson, MS 39286-1177
Phone 601-362-6110 • Fax 601-362-9812 • www.benchmarkms.com

ADCO ELECTRIC INC.
CONTRACTORS ENGINEERS



2236 MADDOX ROAD P.O. BOX 7396
JACKSON, MISSISSIPPI 39262-7396
(601) 922-3676 FAX (601) 922-9706

March 8, 2023

Mr. David Marsh
Benchmark Construction

(via email)

Re: Thalia Mara Hall, Balcony LED Retrofit trial run cost proposal

Dear David,

As we discussed, we have come up with a solution to the Relighting of all the outside Light Fixtures Thalia Mara Hall we were asked to update/correct/replace within the timeframe given (March to June 1st of this year). In order to verify our solution for the 2nd Floor Balcony will work, we need to run a trial run and install the proposed Solution in one of the existing light fixtures to be sure it will work and give the correct look to match as close as possible, the existing, outdated Metal Halide lamp output.

In order to do this, we will need to rent both a large Forklift or "Lull" that is capable of lifting another rented, small Scissor Lift up over the Railing and place down on the upper balcony deck. This will allow us to get up to a fixture, make the required re-wiring needed and install our LED Retrofit solution. At that point, we can then observe it at night against the existing MH fixtures and lamps so we are all satisfied with the result. Then we proceed with pricing and estimating what it will take to retrofit all (52) fixtures above the 2nd Floor Balcony for the total project.

The cost to do this initial trial run and leave the retrofit in place for 3-days for observation before removing it and taking the Lifts down will be:

Initial Survey proposal cost including 8% Tax is: \$10,580

Please advise whether we are to proceed with this trial run and we will obtain the needed Retrofit materials and set up a date to install.

This proposal is based on the execution of an AIA or other mutually acceptable subcontract or Work Order. Due to the escalation of raw materials this quote is valid for 10 days.

Page 2

The opportunity to quote you on this work is appreciated and we look forward to a favorable response. Please let us know if you have any questions or if further information is needed.

Sincerely,
Andy Hardin
Vice President
Adco Electric, Inc.

TMHIP01



March 13, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara, replace damaged/stained ceiling tile in front area, all 3 floors, \$15,050.
Replace damaged/ceiling tiles backstage on 1st & 2nd floor, \$5,675.

Dear Ms. Martin:

Please find attached a proposal from Acoustics Inc. totaling \$20,725.00 I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 

City of Jackson, Mississippi

ACOUSTICS INC
209 PARK COURT
RIDGELAND, MS 39157

PROPOSAL

DATE: March 10, 2023

TO: BENCHMARK CONSTRUCTION

ATTN: DAVID MARSH

RE: THALIA MARA HALL

Provide labor and materials to install:

—REPLACE DAMAGED / STAINED CEILING TILES PER WALK-THRU 3/9/2023:

FRONT AREA ALL THREE FLOORS.....\$15,850 PLUS SALES TAX

PRICE INCLUDES TRASH DUMPSTER FOR 3 MONTHS WITH 3 PULLS & PORTABLE TOILET
FOR 3 MONTHS

BACK STAGE AREA 1ST & 2ND FLOOR (NO WORK IN BASEMENT) ...ADD.....\$5,675 PLUS SALES TAX

QUALIFICATIONS:

PROPOSAL BASED ON CONTRACT TERMS CONSISTENT WITH CONSENSUSDOCS 750

NO TAXES FEES OR PERMITS

NO P&P BOND INCLUDED, CAN BE ADDED FOR ADDITIONAL COST (RATES VARY DEPENDING ON CONTRACT AMT)

TRASH PLACED AT CENTRAL LOCATION ON JOBSITE, REMOVAL BY OTHERS

If any amount is not paid within 30 days of the invoice on which the charge first appears, the customer shall pay interest on the delinquent amount at the maximum rate permitted by law and all expenses of collection, including attorney fees.

Conditions: Standard AIA contract to be used. All materials guaranteed to be as specified above. All work is to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from work specified above and involving additional costs will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements are contingent upon, accidents, or delays beyond our control. Owner to carry standard Builders Risk Insurance. Our workers are fully covered by Workman's Compensation Insurance.

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work. Payment will be made as outlined above.

Date of Acceptance:

Respectfully Submitted

By:

John Lyle

Note: This proposal is valid for 30 days.



March 13, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara, fountains, REVISED

Dear Ms. Martin:

Please find attached a proposal from Aqua Marine Fountains in the amount of \$9,196.00 (8 required). I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by:


City of Jackson, Mississippi

[Deliver to David Jackson 38262](#)

[Home & Kitchen](#) ▾ Search Amazon

All Live Medical Color Private Video Amazon Prime Best Sellers Today's Deals Prime

[Amazon Home](#) [Shop by Room](#) [Discover](#) [Shop by Style](#) [Home Decor](#) [Furniture](#) [Kitchen & Dining](#) [Bed & Bath](#) [Garden & Outdoor](#) [Home Improvement](#)

Pools, Lawn & Garden • Outdoor Décor • Water Gardens & Ponds • Pond Décor • Pond Fountains

HALF OFF PONDS

Aqua Marine Floating Fountain with Large Float, (6) Interchangeable Nozzles for 8 Unique Spray Patterns, 1 HP with 100' Cord, (3) 9-Watt Color Changing Light Kit - AQF100003X9-100

Visit the HALF OFF PONDS Store

7 ratings

\$1,149⁵⁰

FREE delivery Tuesday, March 14. Order within 1 hr 46 mins.

[Details](#)

[Seller to Sell - Johnson W33W](#)

In Stock

Qty: 1

Add to Cart

Buy Now

Secure transaction

Ships from [Amazing Pond Supplies](#)

Sold by [Amazing Pond Supplies](#)

Returns [Warranty for Returns, Ref...](#)

Details

Add a Protection Plan:

- 3-Year Protection for \$109.00
- 4-Year Protection for \$184.00

Add to List

Have one to sell? Sell on Amazon

Power House Aeration Floating Fountain | F300F Energy Efficient...
\$1,915⁵⁰
Save 7% with coupon

Sponsored

Roll over image to zoom in

You could have earned \$1,158.30 in rewards on your Amazon purchases over the past year with 5% back with an Amazon Prime Store Card. Apply now and get a \$60 Amazon Gift Card upon approval. [Learn more](#)

Delivery & Support

Select to learn more

[Ships from](#) [Warranty for Customer](#) [Amazing Pond Supplies](#) [Returns](#) [Support](#) [Pond Replacement](#) [within 30 days of receipt](#)

Size:	10,000 GPH Pump w/ 100' Cord
	3,000 GPH Pump w/ 100' Cord
	5,200 GPH Pump w/ 100' Cord
	6,100 GPH Pump w/ 100' Cord
	8,000 GPH Pump w/ 100' Cord
	8,000 GPH Pump w/ 200' Cord
	10,000 GPH Pump w/ 100' Cord
	10,000 GPH Pump w/ 200' Cord
	12,500 GPH Pump w/ 100' Cord
	12,500 GPH Pump w/ 200' Cord
	15,000 GPH Pump w/ 100' Cord
	15,000 GPH Pump w/ 200' Cord

Color: (3) 9-watt Color Changing Light Kit

NO LIGHT KIT

Default Yellow Nozzle

Enhance your purchase

Payment plans

1 option from \$48.77/mo at example APR of 30% (rates from 10-30% APR)

One-time payment
\$1,149.30

Affirm
(approval required. No late fees.) [Learn more](#)

\$48.77/mo or less (\$5 mo)
(10-30% APR) [affirm](#)

- Checking your eligibility will not affect your credit
- Payment plan applies to entire cart

Color	(3) 9-watt Color Changing Light Kit
Material	Plastic
Brand	HALF OFF PONDS
Special Feature	Lighted
Item Dimensions LxWxH	36 x 36 x 15 inches
Item Weight	71 Pounds
Power Source	Corded Electric

About this item

- On-free and low-voltage energy-efficient operation.
- Includes: 10,000 GPH low-voltage Aqua Pulse Series Submersible Pump with a 100' Cord that can operate at a fraction of the power consumption as other fountain pumps in the industry) in depths as shallow as 3' deep, Large Floating Fountain with Quick Release Nozzle Flange with (6) Nozzles that create 8 different Spray Pattern, (2) 25' pieces of mooring rope, Debris Net, (3) 9-Watt Color Changing Light Kit with Remote, and all necessary hardware.
- Aqua Marine Fountains are easy to assemble, install, and maintain while aerating your water feature. Aeration significantly clears up ponds and water gardens. This unit also operates oil-free to avoid unnecessary pond pollution while being fish and wildlife safe.
- Pump Spec: Volts 120, Hertz 60, Watts 750, Head 31". Output 3" MPPT.
- Warranty Information: Pump - 2-Year Manufacturer's Warranty; Float - 5-Year Manufacturer's Warranty; Light Kit - 5-Year Manufacturer's Warranty (Best Warranty on the Market)

[Report incorrect product information](#)



March 9, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Arts Center, doors, frames, hardware

Dear Ms. Martin:

Please find attached a proposal from Capitol Hardware in the amount of \$40,352.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 
City of Jackson, Mississippi

1887 Crane Ridge Dr., Suite 200-A, Jackson, MS 39216 • P.O. Box 31177 Jackson, MS 39288-1177
Phone 601-362-6110 • Fax 601-362-9812 • www.benchmarkms.com


HARDWARE / BUILDING PRODUCTS
112 Business Park Dr. Ridgeland, MS 39157

PROPOSAL

ISSUE DATE: 3/9/23

TO: CITY OF JACKSON
C/O BENCHMARK CONST. MGMT.

JOB: ARTS CENTER RENOVATIONS
JACKSON, MS.

WE PROPOSE TO FURNISH THE FOLLOWING MATERIAL FOR THE SUM OF \$ 40,352.00

FORTY THOUSAND THREE HUNDRED FIFTY TWO AND NO/100

MARK #'S 127 & 128

- (2) NEW KD HM FRAMES PRIMED
- (2) NEW PREMACHINED PAINT GRADE WOOD DOORS - FIELD FINISHING BY OTHERS
- (2) NEW SETS HARDWARE
- (1) LOT DOOR & HARDWARE INSTALLATION - FRAME INSTALLATION BY OTHERS

MARK #'S 158A, 159A, 202 & 203 - EXISTING FRAMES TO BE REUSED

- (4) NEW GALV. HM DOORS PRIMED
- (4) NEW SETS FINISH HARDWARE
- (1) LOT DOOR & HARDWARE INSTALLATION

MARK #'S 201 & 204 - EXISTING FRAMES TO BE REUSED

- (2) NEW GALV. HM DOORS PRIMED
- (2) NEW GALV. HM TRANSOM PANELS PRIMED
- (2) NEW SETS FINISH HARDWARE
- (1) LOT DOOR & HARDWARE INSTALLATION

PAGE 1 OF 2

CONTINUED ON NEXT PAGE

601.977.9990 • Fax 601.977.9638 • P.O. Box 12730 • Jackson, MS 39234-2730

MINUTE BOOK 6W



PROPOSAL

EXTERIOR ALUMINUM DOORS

- (1) LOT CYLINDERS ONLY FOR EXISTING EXTERIOR ALUM. DOORS
- (1) LOT INSTALLATION FOR CYLINDERS ONLY

MARK #108

- (1) NEW KD HM FRAME PRIMED
- (1) NEW PREMACHINED PAINT GRADE WOOD DOOR - FIELD FINISHING BY OTHERS
- (1) NEW SET FINISH HARDWARE
- (1) LOT DOOR & HARDWARE INSTALLATION - FRAME INSTALLATION BY OTHERS

MARK #151 - EXISTING FRAME TO BE REUSED

- (1) NEW PREMACHINED PAINT GRADE WOOD DOOR - FIELD FINISHING BY OTHERS
- (1) NEW SET FINISH HARDWARE
- (1) LOT DOOR & HARDWARE INSTALLATION

PAGE 2 OF 2

EXCLUSIONS

1. ACCESS CONTROL /ELECTRONIC LOCKING & AUTOMATIC DOOR OPERATORS
2. ALL ALUM. DOOR HDWE. FOR EXTERIOR DOORS W/EXCEPTION OF CYLINDERS
3. FIELD PAINTING OR STAINING OF NEW OR EXIST. HM AND /OR WOOD DOORS
4. REPAIR OF EXISTING FRAMES, DOORS AND /OR HARDWARE
5. NEW HARDWARE FOR EXISTING HM AND /OR WOOD DOORS

Terms are net 30 days of delivery, without retainage, and plus any and all applicable taxes; FOB warehouse with freight allowed to motor freight station nearest job site. Delivery to carrier shall constitute delivery to purchaser. This proposal is subject to acceptance within 30 days, or before earlier withdrawal by Seller. Installation and/or allowances are not included in the above pricing unless otherwise noted.

Accepted:

By:

Date:

CHARLES D. STACY

CAPITOL HARDWARE COMPANY, INC.

601.977.9990 • Fax 601.977.8838 • P.O. Box 12730 • Jackson, MS 39234-2730



March 13, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara, carpet, base, ceramic, VCT, backstage Included

Dear Ms. Martin:

Please find attached a proposal from Craft Croswell in the amount of \$122,197.00 I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,

David Marsh,
President

Accepted by:

City of Jackson, Mississippi

SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, MARCH 21, 2023 10:00 A.M.

800

Craft Crowwell 116 Ridgeland Plaza Ridgeland, MS 39157 601-856-8881 Fax 601-856-0475		Quotation / Bid	
Benchmark Construction		TODAY'S DATE: March 10, 2023	
ATTN: David Marsh We are pleased to offer the following quotation. Offer good for 30 days from the above date. Please call 601-856-8881 if you have any questions. Out of town call 1-800-279-8881.		PROJECT: Thalia Mara Hall Renovations BID DATE/TIME: February 8, 2023	
Certificate of Responsibility No: MS #21117-44C LA #82168 TN #00082422 AL #8-65508 AR #0408590122			
Quantity:	Description:	Unit Price:	TOTAL:
1.00	Demo Existing Auditorium Carpet and Install New Carpet and Edging		\$80,508
1.00	Demo Existing Auditorium Base on Outside Walls and Install New		\$1,543
1.00	Patch and Repair Ceramic Tile in One Restroom		\$774
1.00	Clean Existing Carpet at 2 Lobbies		\$3,721
1.00	Patch VCT up to 44 SqFt		\$427
Alternates: Repair Bank Stair Treads Furnish and Install LVT and Rubber in Dressing Rooms and Corridor This includes Stripping existing VCT and Demo existing Carpet		\$883 \$34,371	
Notes: The Lead time on the Carpet is 2 to 3 Weeks. MPC to be supplied by GC. Carpet Cleaning can be scheduled 2 weeks from now. This proposal is valid for 45 days at which time material and freight prices may be increased			
STANDARD CONDITIONS OF THIS BID / QUOTATION: (To be incorporated into any final contract): PRICE DOES NOT INCLUDE ANY REMEDIAL WORK ON THE CONCRETE TO BRING IT INTO REQUIRED MOISTURE TOLERANCES TO RECEIVE FLOORING.		Subtotal \$86,873 No Sales Tax is included in quote. TOTAL QUOTE \$86,973	
CraftCrowwell will furnish, deliver, and install the above material in accordance with all transmitted plans, specifications and general conditions for the listed price. Proposal is based on using ConsensusDOCS Sub-Contract Form #750. Any non-ConsensusDOCS Sub-Contract Form #750 shall not be binding upon CraftCrowwell, unless and until signed by CraftCrowwell. Unless specifically included in this proposal, CraftCrowwell excludes all demolition, repair or take-up of existing flooring; excludes vacuuming, damp mopping, buffing, waxing or floor protection; excludes floor floating, leveling or repair; excludes sealing of floor, cleaning or removal of oil, grease, solvents, paints, plaster or other foreign substances; excludes asbestos control/abatement; The owner or general contractor must submit to the flooring contractor a written Asbestos Inspection Report by a Certified Asbestos Inspector; includes work only during regular hours and for a single phase job; Per CR-104-2002, 7. site conditions; CraftCrowwell, shall not be responsible for any installation made by it upon surfaces that do not meet the specified contractural tolerance and/or manufacturer recommended installation requirements as to: Moisture, pH, surface variations (unevenness & smoothness), or suitability of the subfloor. These standard conditions supersede any corresponding items in the subcontract, plans, and/or specifications. No subcontract item or items are valid or binding unless signed by CraftCrowwell. Floor preparation will be billed on a time and material basis at \$45.00 per man-hour plus the cost of the materials. Client is subject to payment for stored materials. CraftCrowwell will not accept charge backs of damage or cleaning without the option to inspect daily to repair or without the option to make arrangements for acceptable repairs at their expense. CraftCrowwell is not responsible for any claims that might result from product delivery date changes beyond their control. If a manufacturer requires a deposit to manufacture certain items, client will pay that amount. This proposal is valid for thirty (30) days. Full payment is due ten (10) days from receipt of invoice unless otherwise specified.			
WARRANTY DOES NOT INCLUDE ANY MOISTURE RELATED SUBFLOOR FAILURES			
CraftCrowwell By: Sid Nowell, Estimator		Approved for order by: _____	



March 16, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

Re: Thalia Mara – Landscaping & Irrigation

Dear Ms. Martin:

Please find attached a proposal from Garry Graves Landscaping in the amount of \$62,204.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,

David Marsh,
President

Accepted by:
City of Jackson, Mississippi



GARRY GRAVES
LANDSCAPES
INCORPORATED
2800 LAKELAND DRIVE FLOWOOD, MS 39228 (601) 638-8461



RECEIVED

Benchmark Construction
Corporation

Thalia Mara Hall City of Jackson Sod and Landscape Proposal

March 16, 2023

THE FOLLOWING ITEMS ARE INCLUDED IN THIS PROPOSAL:

- REMOVAL AND DISPOSAL OF ALL EXISTING PLANT MATERIAL AROUND BOTH FOUNTAIN AREAS AND IN ALL AREAS COVERED IN THIS PROPOSAL.
- TOPSOIL INSTALLED AS NEEDED TO SMOOTH AND REPAIR THE ABOVE DEMOLITION.
- SPRAY ALL PROPOSED SOD AREAS WITH ROUNDUP PRIOR TO SOD INSTALLATION
- FINE GRADING/SOIL PREPARATION OF ALL AREAS TO RECEIVE SOD
- APPLICATION OF 13-13-13 PRIOR TO INSTALLATION OF SOD
- INSTALLATION OF NUMBER 1 GRADE CENTPEDE SOD IN ALL AREAS AROUND BOTH FOUNTAINS (FROM SIDEWALK IN FRONT TO FOUNTAIN AND TO EAST/WEST WALK ON EAST SIDE AND UP TO THE CROSSWALK ON THE WEST SIDE OF THE BUILDING.
- PLANTING OF FOUR PROPOSED AREAS (SEE ATTACHED SKETCH) INCLUDING THE FOLLOWING:
1700 SQUARE FEET OF BED PREP INCLUDING SOIL CONDITIONER, FERTILIZER, TILL, RAKE, PLANT, MULCH, CLEAN UP.
10 LIBERTY HOLLY 15 GALLON
24 INDICA AZALEA 7 GALLON
290 GREEN LIRIOPE 1 GALLON
40 PARSON JUNIPER 3 GALLON
6 CY SOIL MIX
16 CY HARDWOOD MULCH

OWNER MAY CHOOSE TO PLANT ALL AREAS WITH GREEN LIRIOPE IN LIEU OF PLANTS SHOWN ABOVE. PRICE CAN BE ADJUSTED ACCORDINGLY.
- IRRIGATION INCLUDING THE FOLLOWING:
30 ROTOR SPRINKLER HEADS
25 SPRAY HEADS
7 ZONES
1 ELECTRIC CONTROLLER
2 BATTERY POWERED CONTROLLERS
3 BONES AS REQUIRED
CONNECTION TO EXISTING WATER SOURCE
ALL RELATED LABOR AND MATERIALS
- TOTAL AS SHOWN: \$63,804.00

PRICE AND PROPOSAL ARE CONTINGENT ON IRRIGATION BEING SUPPLIED TO ALL AREAS AND MONITORED BY OWNER AS NEEDED. ANY WARRANTY IS CONTINGENT UPON SAID OWNER SUPPLYING ADEQUATE MAINTENANCE, WATER, AND CARE.

ACCEPTED BY: _____ DATE: _____

DATE: _____



March 16, 2023

Catoria P. Martin
City Attorney
City of Jackson, MS
Post Office Box 2779
Jackson, MS 39207

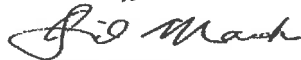
Re: Thalia Mara - Coating of Concrete Stairs

Dear Ms. Martin:

Please find attached a proposal from U. S. Coating Specialties & Supplies in the amount of \$21,184.00. I have reviewed the proposal and recommend it be accepted.

Please let me know if you have any questions.

Sincerely,


David Marsh,
President

Accepted by: 
City of Jackson, Mississippi



RECEIVED
Benchmark Construction Corporation

March 15, 2023
Mr. David Marsh
President
Benchmark Construction Corporation
1867 Crane Ridge Drive, suite 200-A
Jackson, MS 39286-1177

RE: Thalia Mara Hall: Remove fail topping from steps approximately 1/4" thick and replace with Flexkrete TM 102 slope from 1/4" thick to end of step 1 foot wide to prevent water from setting on step approximately 1,300 sq. ft.

Dear Mr. Marsh,
Please accept the following to remove fail topping on steps at Thalia Mara Hall. Saw cut perimeter and replace with FlexKrete 102 TM. To approximately 1,300 sq. ft.,

- Your cost will be as following:
- Material Cost: ----- \$8,298.00
- Freight: ----- \$565.00
- Equipment & Generator: ----- \$1,150.00
- Labor Cost: ----- \$6,800.00
- Total: ----- \$16,813.00
- Profit & Over Head: ----- \$4,371.00
- Grand Total Cost: ----- \$21,184.00

All of us here at U.S. Coating send our heartfelt thanks to you and your Firm. May God's richest blessing be yours.

Sincerely,
Earl Washington
Earl Washington

STRUCTURAL & CONCRETE REPAIR

PRODUCT DATA SHEET
Version 5.15.2018 | FlexKRETE 102

FlexKRETE 102

Thermoset Vinyl Polymer

Description

Where to Use

Advantages

Theoretical Coverage

Packaging

Physical Data

Chemical Resistance

Shelf Life

FlexKrete 102 is a multi-purpose, two-component, thermoset vinyl polymer, formulated for early high strength, quick set times, and structural bonding to concrete, masonry, metals, wood, etc.

- Repairs broken concrete, cracks, potholes, joints, spalls, vertical, overhead
- Rebuild curbs, decks, docks, floors, platforms, parking surfaces & structures, ramps, runways, sidewalks, slabs, steps, stairways, road & bridge
- Non-skid, broadcast, coating for anchor bolts and posts

- Return repair areas to traffic in less than 1 hour or 15 minutes w/ FlexTEMP
- Use in cold weather and freezer rooms below -37° F (traffic in 1-3 hours)
- 3-times harder than concrete at 10,000 psi
- Restore integrity of distressed concrete
- Feather edge or use full depth, doesn't crack or pop-out

1-five gal. pail yields approx. 22 gals. or 3 cu. ft. of repair material. For broadcast, approx. 50-100 sf per gallon depending on type and porosity of substrate. Yield may vary based on aggregate.
1Gallon of FlexKRETE + 4-g #3 Medium Grade Sand =128 sf @ 1/16" avg. depth
84 sf @ 1/8" average depth | 32 sf @ 1/4" average depth
16 sf @ 1/2" average depth | 8 sf @ 1" average depth

5 gallon steel pail, 1-gallon kits (containing FlexKRETE, catalyst, FlexPRIME, aggregate, mixing pails, shipped in 5 gallon pail)

Shipping weight (resin only) per gallon = 9.2 pounds (4.1 kilograms)

Solids by weight: approx @ 77°	98%
Solids by volume: approx.. @77°	98% Specific
Gravity @ 77°	1.08
Viscosity @ 77°	500-600 cps
Flash Point: (ASTM-D-93 open cup)	141° F
Pot life w/ 80% aggregate:	@ 77° approx. 20 min. @100° approx. 12 min.
Pot life w/o aggregate:	@ 77° approx. 13 min. @100° approx.7 min.
Linear Shrinkage	Filled: 0 Unfilled: 1.1%
Tensile Modulus (ASTM D 790)	182,000 psi
Tensile Strength (ASTM D 638	5,630 lb/in 2
Flexural Modulus (ASTM D 790)	390,000 psi
Flexural Strength (ASTM D 790)	7,340 lb/in 2
Elongation % (ASTM D 638)	30%
Water Absorption (ATSM D 570)	0.64%
Compressive Strength	>10,000 psi
TXDOT-Test14-J	350 psi
Hardness-Shore D (ASTM D2240)	0.64
VOC:	0
Temperature Limits:	Continuous 175° F Intermittent 220° F

EXPOSURE	IMMERSION	SPLASH & SPILL
ACIDS	GOOD	EXCELLENT
ALKALIES	GOOD	EXCELLENT
PETROLEUM	GOOD	GOOD
SALTWATER	EXCELLENT	EXCELLENT
WATER	EXCELLENT	EXCELLENT

NOTE: For specific harsh chemical environments, contact FlexKRETE.

1 year in original unopened container.

STRUCTURAL & CONCRETE REPAIR

How to Use Surface Prep	CLEAN SURFACE: Cut or chip vertical lip around repair area to 1/4" depth or more. Remove dirt, debris, paint and contaminants to produce a clean, dry solid base. Mechanically clean area with blaster, scarifier, chipping hammer, grinder or wire wheel as needed. Vacuum or blow clean to remove excess dust.
Horizontal Surface	FLEXPRIME: Mix equal parts A & B and apply very thin coat to prepped area using brush, roller or sprayer (avoid puddles/ridges). Thin w/ 10%-20% acetone for easy application and penetration. Allow FlexPRIME to become very tacky before applying FlexKRETE. FLEXKRETE: Open pail, power-mix with corded drill to disperse material. MEASURE: Measure and pour amount needed into clean mixing pail. CATALYZE: Loosen catalyst bottle lid, fill chamber with amount needed. Remove lid and pour catalyst into mixing pail, power-mix for 30 seconds. MEASURE & ADD AGGREGATE: Add 3 to 3.5 parts clean dry sand into mixing pail containing catalyzed FlexKRETE, then power-mix until well blended. APPLY MATERIAL: Pour into void and fill flush, pushing firmly into voids. Trowel smooth using long, smooth strokes. Sprinkle sand onto wet surface to reduce tack.
Vertical & Overhead	Same as Horizontal EXCEPT: SPECIAL PRIMING: Allow FlexPRIME to become very tacky before applying FlexKRETE to achieve chemical bond. Catalyzed FK may be substituted for FlexPRIME on dry concrete. In cold temps, use torch to heat up concrete before applying FlexPrime, allowing primer to set up quicker. VERTICAL APPLICATIONS: Mix catalyzed FlexKRETE w/ 2-parts blast sand + 2 to 3-parts fumed silica. 3-parts fumed silica produces a stiff, doughy consistency to be hand-placed and troweled smooth. 2-parts fumed silica + 2-parts sand produces a less-stiff material and recommended as a good starting point to evaluate ratios needed. OVERHEAD APPLICATIONS: After measuring & catalyzing FlexKRETE, mix 1-part blast sand and 2 to 3-parts fumed silica. If material is too heavy, decrease amount or eliminate sand, and use fumed silica only. For stronger adhesion, mix 1-part catalyzed FlexKRETE w/ 1-part fumed silica.
Overlays, Self-leveling/Slurry-Broadcast	Same as Horizontal, then MEASURE & ADD AGGREGATE: Add 1.5 to 2-parts clean dry sand into mixing pail containing catalyzed FlexKRETE, then power-mix until well blended. APPLY MATERIAL: Pour ribbon of slurry-mix on repair area w/ notched squeegee or gauge rake, apply material to desired depth. Immediately broadcast w/ aggregate and allow curing. SELF-LEVELING: Pour material onto surface and leave alone, or for a fine slurry-broadcast repair, immediately broadcast with aggregate and allow curing.
Coating with Broadcast	APPLY CATALYZED FLEXKRETE: Pour Ribbon of material onto repair area. Using a 3/8" roller or squeegee, apply the material to desired depth. Normal thicknesses for coating-broadcasts are 10-mil to 20-mils. This translates to 80-160 sq. ft. per gallon depending on broadcast material and substrate condition. Back roll material and then immediately broadcast. APPLY BROADCAST: Immediately broadcast to refusal with aggregate and allow curing. Sweep excess aggregate from surface & open to traffic. TOPCOAT: A final topcoat may be applied, such as FlexAspartic or FlexSealer.

KEEP CONTAINER TIGHTLY CLOSED • KEEP OUT OF REACH OF CHILDREN • FOR INDUSTRIAL USE ONLY FOR PROFESSIONAL

All information provided by FlexKRETE Technologies ("FK") concerning FK products, including but not limited to, any recommendations and advice relating to the application and use of FK products, is given in good faith based on FK's current experience and knowledge of its products when properly stored, handled and applied under normal conditions in accordance with FK instructions. In practice, the differences in materials, substrates, storage and handling conditions, actual site conditions and other factors outside of FK's control are such that FK assumes no liability for the provision of such information, advice, recommendations or instructions related to its products, nor shall any legal relationship be created by or arise from the provision of such information, advice, recommendations or instructions related to its products. User of FK product(s) must test the product(s) for suitability for intended application and purpose before proceeding with full application of the product(s). FK reserves the right to change properties of products without notice. Sales of FK product(s) are subject to its current terms and conditions of sale, which are available at <http://flexcrete.com/> or by calling 972.964.5707. FK warrants this product for 1 year from date of installation to be free from manufacturing defects and to meet the technical properties on the current Product Data Sheet if used as directed within shelf life. User determines suitability of product for intended use and assumes all risks. Buyer's sole remedy shall be limited to the replacement of product exclusive of labor or cost of labor.

NO OTHER WARRANTIES EXPRESS OR IMPLIED SHALL APPLY INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR PARTICULAR PURPOSE. FK SHALL NOT BE LIABLE UNDER ANY LEGAL THEORY FOR SPECIAL OR CONSEQUENTIAL DAMAGES. FK SHALL NOT BE RESPONSIBLE FOR THE USE OF THIS PRODUCT IN A MANNER TO INFRINGE ON ANY PATENT OR ANY OTHER INTELLECTUAL PROPERTY RIGHTS HELD BY OTHERS.

FlexKRETE Technologies | 581 N. Louisiana Dr. | Celina, TX 75009 | 972-964-5707 | flexcrete.com | info@flexcrete.com



Product Details	
Catalog Page	US Sieve 30-60
2404	
Media Type	UNSPSC 31191512
Garnet	
Media Grit	Country of Origin USA (subject to
change)	
60	
Nominal Dia. Micron Range	
297 to 710	
Media Container Size	
55 lb	
Media Container	
Box	
Nominal Dia. Range	
0.0117 in to 0.0278 in	

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

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

Nays – None.

Absent – Stokes.

* * * * *

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

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

Nays – None.

Absent – 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; Caney 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, November 22, 2022, December 20, 2022, January 31, 2023 and February 28, 2023 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 Grizzell** seconded.

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

Nays – None.

Absent – Stokes.

* * * * *

There came on for Discussion, Agenda Item No. 18:

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

* * * * *

There came on for Discussion, Agenda Item No. 19:

DISCUSSION: LITIGATION: **President Foote** stated said item would need to be discussed in Executive Session.

* * * * *

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.

* * * * *

President Foote, called for a five (5) minute recess to take pictures with the Leadership Greater Jackson Class of 2023.

President Foote called the meeting back to order.

* * * * *

President Foote recognized **Council Member Hartley** who moved, seconded by **Vice President Lee** to go into Closed Session to discuss Agenda Item No. 19. The motion prevailed by the following vote:

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

* * * * *

President Foote announced to the public that the Council voted to go into Closed Session to discuss going into Executive Session regarding Agenda Item No. 19: Litigation.

* * * * *

During Closed Session, **Council Member Grizzell** moved, seconded by **Council Member Hartley** to go into Executive Session regarding “Litigation”.

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

* * * * *

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

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

* * * * *

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

* * * * *

There being no further business to come before the City Council, it was unanimously voted to adjourn until the Special City Council Meeting at 3:00 p.m. on March 30, 2023. At 12:53 p.m., the Council stood adjourned.

PREPARED BY:


CLERK OF COUNCIL

APPROVED:

 4/11/2023
COUNCIL PRESIDENT DATE



MAYOR

ATTEST:


CITY CLERK

* * * * *