

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 June 22, 2023, being the fourth Thursday 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; 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 Terry Williamson, Legal Counsel.

Absent: None.

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

The invocation was offered by **Sabrina Shelby of Word of Life Church**.

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

The following individuals provided public comments during the meeting:

- **Shelia O’Flaherty** expressed concerns regarding Agenda Item No. 35.
- **Curtis Upkins, Entergy Region Customer Service Manager**, provided an update regarding the restoration of power to citizens as a result of recent storm damage.

APPROVAL OF THE MAY 25, 2023 SPECIAL COUNCIL MEETING MINUTES.

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

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

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

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND UNITY CLEANUP & REMOVAL LLC, TO BOARD UP AND SECURE THE STRUCTURE(S) AND/OR CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE

ANNOTATED SECTION 21-19-11 FOR CASE #CE-21-1418 LOCATED AT 187 ROOSEVELT STREET- PARCEL #59-42 – \$1,399.00.

WHEREAS, on September 27, 2022, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an administrative hearing held on August 30, 2022, for Case #CE-21-1418 located at 187 Roosevelt Street parcel # 59-42 in Ward 7 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Planning and Development Department maintains a list of licensed, bonded, and insured contractors that received and responded to the request for bids for the project located at 187 Roosevelt Street; and

WHEREAS, Unity Cleanup & Removal LLC submitted the lowest bid of \$1,399.00; and

WHEREAS, a municipal contract for the professional services of a contractor is not subject to advertising and bidding requirements set forth in Section 31-7-13 of the Mississippi Code of 1972; and

WHEREAS, upon receipt of a written Notice to Proceed, Unity Cleanup & Removal LLC through its representative, Calvin Hill, has agreed to board up and secure structure(s) and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, fallen tree parts, wooden boards, crates, appliances, old furniture, building materials, old bricks and clean curbside; and remedy conditions constituting a menace to public health, safety, and welfare for the parcel located at 187 Roosevelt Street in an amount not to exceed \$1,399.00; and

WHEREAS, Unity Cleanup & Removal LLC has a principal office located at 536 Eastview Street, #4 Jackson, Mississippi 39209, according to the information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Unity Cleanup & Removal LLC, upon receipt of a written Notice to Proceed, to board up and secure structure(s) and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, fallen tree parts, wooden boards, crates, appliances, old furniture, building materials, old bricks and clean curbside; and remedy conditions on the property located at 187 Roosevelt Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,399.00 shall be paid to Unity Cleanup & Removal LLC upon the completion of the services provided from funds budgeted for the Division.

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

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

Nays – Grizzell.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND XQUISITE LAWN CARE, LLC TO DEMOLISH A STRUCTURE, FOUNDATION, STEPS AND DRIVEWAY, TO CUT GRASS AND WEEDS, TO REMOVE TRASH AND DEBRIS, AND TO PERFORM OTHER WORK TO REMEDY THE CONDITIONS ON STATE-OWNED PROPERTY THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #CE-21-318 LOCATED AT 2955 SHEILA DRIVE – PARCEL #304-111 – \$6,400.00.

WHEREAS, the State of Mississippi received 2955 Sheila Drive due to delinquent taxes;
and

WHEREAS, said property must be maintained and conditions that constitute a menace to public health, safety and welfare remedied; and

WHEREAS, on January 2, 2023, the State of Mississippi Public Lands Division issued a Consent to Enter onto State-Owned Property to the City for the purpose of cleaning and demolishing the improvement on the property at no cost to the Office of the Mississippi Secretary of State for Case #CE-21-318 located at 2955 Sheila Drive parcel #304-111 in Ward 5 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property deemed to be a menace to public health, safety, and welfare submit bids; and

WHEREAS, Xquisite Lawncare, LLC submitted the lowest bid and through its Member, Steven Jones, agreed to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform other work to remedy conditions constituting a menace to public health, safety, and welfare on the parcel located at 2955 Sheila Drive for the sum of \$6,400.00; and

WHEREAS, Xquisite Lawncare, LLC has a principal office address of 210 Meadowbrook Road, Suite 102 Jackson, Mississippi 39206 according to the information appearing on the Mississippi Secretary of State’s website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Xquisite Lawncare, LLC to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform work to remedy the other conditions on the property located at 2955 Sheila Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$6,400.00 shall be paid to Xquisite Lawncare, LLC for the services provided from funds budgeted for the Division.

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

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

Nays – Grizzell.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND XQUISITE LAWNCARE, LLC TO DEMOLISH A STRUCTURE, FOUNDATION, STEPS AND DRIVEWAY, TO CUT GRASS AND WEEDS, TO REMOVE TRASH AND DEBRIS, AND TO PERFORM OTHER WORK TO REMEDY THE CONDITIONS ON STATE-OWNED PROPERTY THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #CE-21-1047 LOCATED AT 2731 TERRY ROAD – PARCEL #209-19 – \$6,200.00.

WHEREAS, the State of Mississippi received 2731 Terry Road due to delinquent taxes; and

WHEREAS, said property must be maintained and conditions that constitute a menace to public health, safety and welfare remedied; and

WHEREAS, on January 25, 2022, the State of Mississippi Public Lands Division issued a Consent to Enter onto State-Owned Property to the City for the purpose of cleaning and demolishing the improvement on the property at no cost to the Office of the Mississippi Secretary of State for Case #CE-21-1047 located at 2731 Terry Road parcel #209-19 in Ward 5 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property deemed to be a menace to public health, safety, and welfare submit bids; and

WHEREAS, Xquisite Lawncare, LLC submitted the lowest bid and through its Member, Steven Jones, agreed to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform other work to remedy conditions constituting a menace to public health, safety, and welfare on the parcel located at 2731 Terry Road for the sum of \$6,200.00; and

WHEREAS, Xquisite Lawncare, LLC has a principal office address of 210 Meadowbrook Road, Suite 102 Jackson, Mississippi 39206 according to the information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Xquisite Lawncare, LLC to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform work to remedy the other conditions on the property located at 2731 Terry Road deemed to be a menace to public health, safety, and welfare;

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$6,200.00 shall be paid to Xquisite Lawncare, LLC for the services provided from funds budgeted for the Division.

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

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

Nays – Grizzell.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND LOVE TRUCKING CO., INC. TO DEMOLISH THE STRUCTURE, FOUNDATION, STEPS, AND DRIVEWAY; CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #21-745 LOCATED AT 6444 LYNDON B. JOHNSON DRIVE – PARCEL #802-27 – \$5,400.00.

WHEREAS, on September 27, 2022, the Jackson City Council approved a resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety, and welfare pursuant to Section 21-19-11 of the Mississippi Code following an administrative hearing held on August 30, 2022 for Case #21-745 located at 6444 Lyndon B. Johnson Drive in Ward 2 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Planning and Development Department maintains a list of licensed, bonded, and insured contractors that received and responded to the request for bids for the demolition project located at 6444 Lyndon B. Johnson Drive; and

WHEREAS, Love Trucking Co., Inc. submitted the lowest bid of \$5,400.00; and

WHEREAS, a municipal contract for the professional services of a contractor is not subject to advertising and bidding requirements set forth in Section 31-7-13 of the Mississippi Code of 1972; and

WHEREAS, upon receipt of a written Notice to Proceed, Love Trucking Co., Inc. through its representative, Dennis Love, has agreed to demolish the structure, foundation, steps, driveway and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, crates, appliances, building materials, furniture, and fallen tree parts; clean curbside; and remedy

conditions constituting a menace to public health, safety, and welfare for the parcel located at 6444 Lyndon B. Johnson Drive in an amount not to exceed \$5,400.00; and

WHEREAS, Love Trucking Co., Inc. has a principal office located at 761 Woodlake Drive Jackson, Mississippi 39206, according to the information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute a contract with Love Trucking Co., Inc. upon receipt of a written Notice to Proceed, to demolish the structure and remedy conditions on the property located at 6444 Lyndon B. Johnson Drive deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$5,400.00 shall be paid to Love Trucking Co., Inc. upon the completion of the services provided from funds budgeted for the Division.

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

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

Nays – Grizzell.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JONES LANDSCAPE AND CONTRACTOR SERVICES LLC TO BOARD UP AND SECURE THE STRUCTURE(S) AND/OR CUT GRASS AND WEEDS; REMOVE TRASH AND DEBRIS; AND REMEDY CONDITIONS ON STATE-OWNED PROPERTY THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #CE-22-1725 LOCATED AT 424 CUMMINS STREET PARCEL #208-120 - \$1,200.00.

WHEREAS, the State of Mississippi received 424 Cummins Street due to delinquent taxes; and

WHEREAS, said property must be maintained and conditions that constitute a menace to public health, safety and welfare remedied; and

WHEREAS, on February 24, 2023, the State of Mississippi Public Lands Division issued a Consent to Enter onto State-Owned Property to the City for the purpose of cleaning and demolishing the improvement on the property at no cost to the Office of the Mississippi Secretary of State for Case #CE-22-1725 located at 424 Cummins Street parcel #208-120 in Ward 5 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property deemed to be a menace to public health, safety, and welfare submit bids; and

WHEREAS, Jones Landscape and Contractor Services LLC submitted the lowest bid and through its Member, Donald Jones, agreed to board up and secure structure(s) and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; remove trash, debris, tires, fallen tree parts, wooden boards, crates, appliances, old furniture, building materials, old bricks and clean curbside; and remedy conditions constituting a menace to public health, safety, and welfare for the parcel located at 424 Cummins Street for the sum of \$1,200.00; and

WHEREAS, Jones Landscape and Contractor Services LLC has a principal office address of 3172 Bilgray Drive Jackson, Mississippi 39212, according to the information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Jones Landscape and Contractor Services LLC, to board up and secure structure(s) and/or cut grass, weeds, shrubbery, fence line, bushes, and saplings; to remove trash, debris, tires, fallen tree

parts, wooden boards, crates, appliances, old furniture, building materials, old bricks and clean curbside; and to remedy other conditions on the property located at 424 Cummins Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$1,200.00 shall be paid to Jones Landscape and Contractor Services LLC, for the services provided from funds budgeted for the Division.

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

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

Nays – Grizzell.

Absent – None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND QUALITY LANDSCAPE AND LAWN MAINTENANCE, INC. TO DEMOLISH A STRUCTURE, FOUNDATION, STEPS AND DRIVEWAY, TO CUT GRASS AND WEEDS, TO REMOVE TRASH AND DEBRIS, AND TO PERFORM OTHER WORK TO REMEDY THE CONDITIONS ON STATE-OWNED PROPERTY THAT CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY, AND WELFARE ACCORDING TO MISSISSIPPI CODE ANNOTATED SECTION 21-19-11 FOR CASE #CE-21-1404 LOCATED AT 215 SIDWAY STREET – PARCEL #60-66-1 – \$4,600.00.

WHEREAS, the State of Mississippi received 215 Sidway Street due to delinquent taxes; and

WHEREAS, said property must be maintained and conditions that constitute a menace to public health, safety and welfare remedied; and

WHEREAS, on March 8, 2022, the State of Mississippi Public Lands Division issued a Consent to Enter onto State-Owned Property to the City for the purpose of cleaning and demolishing the improvement on the property at no cost to the Office of the Mississippi Secretary of State for Case #CE-21-1404 located at 215 Sidway Street parcel #60-66-1 in Ward 7 of the City of Jackson; and

WHEREAS, the Community Improvement Division of the Department of Planning and Development has a system in which vendors performing services related to the remedying of conditions on property deemed to be a menace to public health, safety, and welfare submit bids; and

WHEREAS, Quality Landscape and Lawn Maintenance, Inc. submitted the lowest bid and through its Member, Eric Kelly, agreed to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform other work to remedy conditions constituting a menace to public health, safety, and welfare on the parcel located at 215 Sidway Street for the sum of \$4,600.00; and

WHEREAS, Quality Landscape and Lawn Maintenance, Inc. has a principal office address of 133 Park Circle Jackson, Mississippi 39212 according to the information appearing on the Mississippi Secretary of State's website.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Quality Landscape and Lawn Maintenance, Inc. to demolish the structure, foundation, steps, and driveway, to cut grass and weeds, to remove trash and debris, and to perform work to remedy the other conditions on the property located at 215 Sidway Street deemed to be a menace to public health, safety, and welfare.

IT IS FURTHER HEREBY ORDERED that a sum not to exceed \$4,600.00 shall be paid to Quality Landscape and Lawn Maintenance, Inc. for the services provided from funds budgeted for the Division.

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

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

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There came on for Introduction, Agenda Item No. 11:

AN ORDINANCE INSTITUTING FOR A TEMPORARY MORATORIUM (TWELVE MONTHS) ON THE ESTABLISHMENT, CREATION OR EXPANSION OF BARS AND NIGHT CLUBS OPERATING ON OR ADJACENT TO CAPITOL STREET IN THE CITY'S CENTRAL BUSINESS DISTRICT. Council Member Lindsay requested that the Council suspend the rules to adopt said item.

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

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

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

AN ORDINANCE INSTITUTING FOR A TEMPORARY MORATORIUM (TWELVE MONTHS) ON THE ESTABLISHMENT, CREATION OR EXPANSION OF BARS AND NIGHT CLUBS OPERATING ON OR ADJACENT TO CAPITOL STREET IN THE CITY'S CENTRAL BUSINESS DISTRICT.

WHEREAS, there is a concern that the location of additional bars in a concentrated area on and around Capitol Street in the City's Central Business District, as established by Section 707-A of the City of Jackson Zoning Ordinance, is both imminent and detrimental to public safety and to the development of this area consistent with the City's comprehensive plan and zoning laws; and

WHEREAS, the purpose of the Central Business District (or "CBD")-which is in the vicinity of City Hall, the State Capitol, and numerous civic, commercial and residential buildings, as further defined in Sections 202.28 and 707-A of the Zoning Ordinance-is to "preserve and perpetuate an intensive and cohesive downtown urban core characterized as the center for employment and as the focus of commercial, governmental, and cultural activities" and "to develop a strong sense of place by extending the duration of downtown's activities by improving the pedestrian environment and creating mutually supportive land uses such as cultural arts, education, entertainment, housing, business, other commerce and government;"and

WHEREAS, the public safety and proper development of the Capitol Street Corridor-which is the downtown area adjacent to Capitol Street that is bounded by Amite Street on the north, Pearl Street on the south, State Street on the east, and Mill Street on the west (referred to hereafter as the "Capitol Street Corridor"), is vitally important to the overall success of the CBD and the City as a whole; and

WHEREAS, the existing bars within the Capitol Street Corridor have attracted large crowds to the CBD, which have frequently spilled out of the bars, to public sidewalks and streets creating dangerous traffic conditions and other concerns for downtown residents, guests of nearby hotels, and neighboring business and property owners; and

WHEREAS, in addition to the effects on the flow of traffic and public right-of-ways caused by the large crowds drawn to existing bars within the Capitol Street Corridor, the city has received reports of dangerous criminal conduct, including the sale of illegal drugs and discharge of firearms in a crowded area, which creates serious public safety concerns; and

WHEREAS, in one recent incident of dangerous criminal activity in the Capitol Street Corridor, which has received significant media attention that is detrimental to the CBD's development, residents reported over 100 rounds fired by semi-automatic weapons in or around a bar operating on Capitol Street during a time in which crowds were congregating in the area, putting patrons, residents, employees, and other persons at serious risk of bodily injury or death; and

WHEREAS, the Jackson Police Department ("JPD") has a significant shortage of officers, with approximately 150 unfilled officer positions, and has publicly encouraged business owners in downtown Jackson-including the CBD and Capitol Street Corridor-to hire private security officers to help combat crime, and protect people and property in the downtown area; and

WHEREAS, there are concerns that the concentration of an excessive number of bars and nightclubs in the Capitol Street Corridor could undermine the City's existing zoning and development plans for the CBD by squeezing out other desirable business and civic property uses, discouraging residential development; and adversely impacting neighboring property uses and property values; and

WHEREAS, the City desires a reasonable period of time to study the impacts of bars on the Capitol Street Corridor and determine whether adoption or amendment of zoning laws and ordinances applicable to the CBD and Capitol Street Corridor-including whether bars should be limited or restricted as permitted uses-is appropriate to address those impacts; and

WHEREAS, this interim moratorium is intended to be of temporary duration so that the impact of bars on the Capitol Street Corridor can be further studied and analyzed, with as little impact on neighboring property owners and businesses as possible, and is necessary as a temporary measure to preserve and promote the health, safety, and general welfare to citizens, the property owners, businesses, and visitors to the CBD and Capitol Street Corridor; and

WHEREAS, it is anticipated that such study and review can reasonably be completed within a period of twelve months; and

WHEREAS, nothing in this temporary moratorium is meant to restrict or limit the operations of any permitted "bar" that is lawfully operating in the Capitol Street Corridor at the time of adoption of the moratorium; and

WHEREAS, the City has authority to adopt an ordinance, order, or resolution providing for a temporary moratorium on bars and nightclubs pursuant to Mississippi Code Sections 21-17-1 et seq. and 21-13-1 et seq., including the authority to adopt ordinances, orders, and resolutions for the immediate and temporary preservation of the public peace, health, and safety within the City; and

WHEREAS, the City finds that a temporary moratorium on the location, operation, permitting, or construction of bars within the Capitol Street Corridor is necessary to address a significant threat to public safety and to preserve the public peace, health, and safety within the CBD and downtown Jackson more generally.

THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL FOR THE CITY OF JACKSON ADOPT THE FOLLOWING ORDINANCE:

- I. The City hereby adopts a temporary moratorium on the location, operation, permitting, or construction of bars within the Capitol Street Corridor-the downtown area adjacent to Capitol Street that is bounded by Amite Street on the north, Pearl Street on the south, State Street on the east, and Mill Street on the west;
2. This moratorium shall apply to any business that meets the definition of "bar" in Section 202.15 or "nightclub" in Section 202.106 of the Zoning Ordinance. For avoidance of doubt, those definitions are recited here. Section 202.15 defines "bar" as "[a] commercial establishment having as its principal use the serving of alcoholic beverages or liquor for consumption on the premises and providing entertainment for its patrons. Food may be

served as an accessory use." Section 202.106 defines "nightclub" as "[a] bar or similar establishment where a dance floor or live entertainment is provided."

3. This temporary moratorium shall remain in place for a period of twelve months, unless this moratorium is terminated prior to the end of that period by order of the City Council.

4. Based on the facts and circumstances of each individual case, and subject to approval by the Mayor and City Council, relief from the prohibitions of this moratorium may be granted to avoid undue hardship or for other good cause shown.

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

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

Nays – None.

Absent – None.

The following individuals provided public comments during the meeting:

- **Sandra McLain** who expressed concerns regarding Agenda Item No. 48.

President Foote requested that Agenda Items No. 15, 16, 17 and 14 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

ORDER CONFIRMING THE MAYOR’S REAPPOINTMENT OF MR. FRANK FIGGERS TO THE JACKSON PUBLIC SCHOOLS BOARD.

WHEREAS, the Jackson Public School Board consist of seven (7) members, for a term of five (5) years; and

WHEREAS, Mr. Frank Figgers, resident of Ward 3, after evaluation of his qualifications, has been reappointed by the Mayor to fill said vacancy.

IT IS, THEREFORE, ORDERED that the Mayor's reappointment of Mr. Figgers to the Jackson Public School Board be confirmed with said term to expire June 30, 2028.

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

President Foote recognized **Mayor Chokwe Antar Lumumba**, who provided a brief overview of said item.

President Foote recognized **Frank Figgers**, who gave his personal statement and answered questions posed to him by Council Members.

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.

ORDER CONFIRMING THE MAYOR'S NOMINATION OF MR. MITCH MCGUFFEY TO THE JACKSON PUBLIC SCHOOLS BOARD.

WHEREAS, the Jackson Public School Board consist of seven (7) members, for a term of five (5) years; and

WHEREAS, Mr. Mitch McGuffey, resident of Ward 7, after evaluation of his qualifications, has been nominated by the Mayor to fill said vacancy.

IT IS, THEREFORE, ORDERED that the Mayor's appointment of Mitch McGuffey to the Jackson Public School Board be confirmed with said term to expire on June 30, 2028.

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

President Foote recognized **Mayor Chokwe Antar Lumumba**, who provided a brief overview of said item.

President Foote recognized **Mitch McGuffey**, who gave his personal statement and answered questions posed to him by Council Members.

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.

ORDER CONFIRMING THE MAYOR’S APPOINTMENT OF DR. PAMELA SCOTT AS DIRECTOR OF THE DEPARTMENT OF HUMAN AND CULTURAL SERVICES, CITY OF JACKSON, MISSISSIPPI.

WHEREAS, on June 20, 2023, the Mayor appointed Dr. Pamela Scott as Director of the Department of Human and Cultural Services for the City of Jackson, Mississippi; and

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

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

IT IS, THEREFORE, ORDERED by the City Council of the City of Jackson, Mississippi, that the appointment of Dr. Pamela Scott as Director of the Department of Human and Cultural Services for the City of Jackson, Mississippi, is hereby confirmed.

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

President Foote recognized **Mayor Chokwe Antar Lumumba**, who provided a brief overview of said item.

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

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.

ORDER ESTABLISHING THE ASSESSMENT FOR THE FONDREN BUSINESS IMPROVEMENT DISTRICT.

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 22, 2023 10:00 A.M.**

WHEREAS, an election which ended on October 30, 2018, allowing district property owners to authorize the district boundaries, the district plan and the district management agency for a period of 10 years, and

WHEREAS, the results of said election exceeded the sixty-percent affirmative threshold; and

WHEREAS, pursuant to Mississippi Code Annotated, as amended, Section 21-43-123, the City is authorized to levy an assessment and distribute funds to the Management Agency now established as the Fondren Business Improvement District (B.I.D.); and

WHEREAS, this procedure has been followed since 1996 for prior improvement districts.

IT IS HEREBY ORDERED by the City Council of Jackson, Mississippi, there is levied on all taxable real property in the Fondren Business Improvement District (B.I.D.) within the corporate limits of the City of Jackson a levy of \$.08 on each square foot of buildings and unimproved real estate for the following properties:

Parcel #	Name of Owner	Total Sq Ft	Tax (\$)
2- 1-	Chasseur Realty Invest Jackson LLC	209,274	16,741.92
2- 3- 1	HGS Investments, LLC	14,709	1,176.72
2 - 5 - 2	St. Dominic Memorial Hospital	147,435	11,794.78
2 - 5 - 5	Jackson Heart Realty LLC	17,152	1,372.16
2- 6- 2	D C Builders, LLC	36,693	2,935.44
2- 8-	UMMC Meridian At Fondren LLC	424,250	33,940.00
2 - 10 - 1	St. Dominic Memorial Hospital	23,769	1,901.52
2- 13-	3120 Old Canton Rd LLC	15,786	1,262.88
2- 13- 2	JNP Properties LLC	6,548	523.84
2- 14-	Eastman & Sons, Inc.	10,158	812.64
2- 15-	Little York Capital DE LLC	97,040	7,763.20
2- 16-	Hood Fondren Property, LLC	31,130	2,490.40
2- 17-	Little York Capital DE, LLC	27,861	2,228.88
2- 17- 1	Dinkins, LP	17,212	1,376.96
2- 18-	Dinkins, LP	24,016	1,921.28
2- 19-	Pyramid Foods, LLC	10,913	873.04
2- 20-	Pyramid Foods, LLC	9,626	770.08
2- 21- 1	Surgical of Jackson, LTD	94,671	7,573.68
2- 22-	Little York Capital DE LLC	28,980	2,318.40
2- 25-	Lakeland Seniors LLC	106,860	8,548.80
2- 25- 3	HGS Investments, LLC	12,518	1,001.44

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2- 25- 4	Lakeland Seniors LLC	8,125	650
47- 1-	Bank of Mississippi	22,237	1,778.96
47- 1- 1	Bank of Mississippi	3,049	243.92
47- 2-	BancorpSouth Bank	11,563	925.04
47- 3-	WBA Investments, LLC	46,439	3,715.12
47- 3- 1	BancorpSouth Bank	3,200	25
47- 4- 1	MB2 Properties, LLC	25,547	2,043.76
47- 5-	RDM3, LLC	23,296	1,863.68
47- 5- 1	Patrick Harkins Properties LLC	19,877	1,590.16
47- 5- 2	Satcher Investment Group	11,776	942.08
47- 6-	2807 OCR Building, LLC	33,934	2,714.72
47- 6- 1	2807 OCR Building, LLC	18,636	1,490.88
47- 7-	Providence Properties, LLC	15,273	1,221.84
47- 11-	DMG Real Estate Holdings Fondren	21,499	1,719.92
47- 12-	DMG Real Estate Holdings Fondren	30,474	2,437.92
47- 13-	2906 North State, LLC	72,742	5,819.3
47- 15-	2906 North State, LLC	10,693	855.44
47- 16-	St. Lukes United Methodist Church Trustees	17,956	1,436.48
47- 17-	D & D Properties, LLC	9,362	748.96
47- 18-	Fresh Foods, LLC	10,436	834.88
47- 22-	Ronald H. & Beth B. Aldridge	11,004	880.32
47- 26-	Brown's Framing & Fine Arts &	32,030	2,562.40
47- 27-	DMG Company LLC	184,983	14,798.64
47- 27- 1	Fondren Village, LLC	46,120	3,689.60
47- 28-	Fondren Place Development Co., LLC	184,660	14,772.80
47-28-1	Trustmark National Bank	55,498	4,439.84
47- 32-	Fondren Place Development Co., LLC	10,036	802.8
47- 34-	Fondren Place Development Co., LLC	17,931	1,434.48
51- 7	Leonard McClellan	10,111	808.88
51- 8-	Thomas P. Grillo Life Estate	10,123	809.84

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51- 9-	MPC Management, LLC	12,048	963.84
51- 10-	MPC Management, LLC	14,035	1,122.80
51- 14-	Fondren Hospitality, LLC	103,789	8,303.12
51- 15-	MPC Management LLC	8,612	688.96
51- 16-	Richard B. & Roxanne M. Goulston	11,270	901.6
51- 17-	Spectre Fondren, LLC	10,023	801.84
51- 18-	Deposit Guaranty National Bank	56,632	4,530.56
51- 20-	TMCC Investments LLC	75,162	6,012.96
51- 27-	Grey Derek	9,888	791.04
51- 28	Hari Har P. Cohly	8,956	716.48
51- 29	Paramount Endeavors LLC	9,291	743.28
51- 51-	Melissa Martin	9,310	744.8
51- 52-	Kane R. Wong	10,189	815.12
51- 53-	Real Estate Solutions, LLC	8,976	718.08
51- 54-	Gary R. King	9,044	723.52
51- 54- 1	Gary R. King	12,386	990.88
51- 55-	Gary R. King	6,658	532.64
51- 57-	Chianti, LLC	40,934	3,274.72
51- 58-	James Washington	20,255	1,620.40
51- 60-	TMCC Investments, LLC	14,794	1,183.52
51- 125-	Michael J. Peters	14,774	1,181.92
51-126	Michael J. Peters	8,967	717.36
51- 127	Andrew J. Kochevar	9,406	752.48
51- 128	Tommy Dean & Glynn Margaret Dean Revocable Trust	7,278	582.24
51- 129-	Michael & Haley Kinard	6,846	547.68
51- 130-	Eldon Development, LLC	32,547	2,603.76
51- 131-	D & D Properties, LLC	10,603	848.24
51- 132-	Eldon Development, LLC	7,200	576
51- 133-	Eldon Development, LLC	7,200	576
51- 134-	Eldon Development, LLC	8,739	699.12
51- 135-	Eldon Development, LLC	9,221	737.68

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51- 136-	Eldon Development, LLC	7,994	639.52
51- 138-	Cooper Holdings, LLC	13,531	1,082.48
51- 139-	Cooper Holdings, LLC	13,822	1,105.76
51- 140-	Fondren Garage, LLC	9,600	768
51- 141-	Fondren Garage, LLC	11,289	903.12
51- 142-	DB1, LLC	11,053	884.2
51- 142- 1	Fondren Garage, LLC	10,104	808.32
51- 143	Balakiran Vadlani and Koti Susmitha	12,300	984
51- 143- 1	Fondren Garage LLC	10,413	833.04
51- 143- 2	Fondren Garage LLC	10,138	811.04
51- 143- 3	Fondren Garage LLC	10,309	824.72
51- 143- 4	Fondren Garage LLC	10,253	820.24
51- 143- 5	Fondren Garage LLC	10,426	834.08
51- 144-	Whitney Place LLC	10,135	810.8
51- 145-	Fondren Lodging Development LLC	8,400	672
51- 146	Matthew Goff	9,840	787.
51-147	James A. French	9,394	751.52
51- 148-	Jimmy L. Hughes	10,136	810.88
51- 149-	Real Estate Solutions LLC	9,641	771.28
51- 151-	Whitney Place LLC	174,902	13,992.16
51- 151- 1	Fondren Lodging Development LLC	80,368	6,429.44
51- 152-	Pix Redevelopment Company, LLC	24,646	1,971.68
51- 153-	Whitney Place LLC	20,289	1,623.12
51- 154-	CarterProp, INC	32,408	2,592.64
51- 156-	Mary D. Defore Revocable Trust	11,626	930.08
51- 157-	Fondren Lodging Development LLC	9,000	72
51- 158	David Knight & Natasha Phillips	10,212	816.96
51-162	Pix & Pins Development LLC	46,033	3,682.64
47- 7- 1	MP&L	37,256	2,980.48

**SPECIAL MEETING OF THE CITY COUNCIL
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2023 Total			\$285,260.94
<u>Past Years' Tax Assessments (2022, 2021, & 2020)</u>			
Tax Year 2022:		<u>Square Feet</u>	<u>Taxes (\$)</u>
2 - 5 - 2	St. Dominic Memorial	147,435	11,794.78
2 - 5 - 5	Jackson Heart Realty LLC	17,152	1,372.16
2 - 10 - 1	St. Dominic Memorial	23,769	1,901.52
47-28	Fondren Place Development	184,660	14,772.80
47-28-1	Trustmark National Bank	55,498	4,439.84
51-7	Leonard McClellan	10,111	808.88
51-28	Hari Har Cohly	8,956	716.48
51-29	Paramount Endeavors LLC	9,291	743.28
51-127	Andrew J. Kochevar	9,406	752.48
51-128	Tommy Dean & Glynn Margaret Dean Rev. Trust	7,278	582.24
51-146	Matthew Goff	9,840	787.2
51-147	James A. French	9,394	751.52
51-158	David Knight & Natasha Phillips	10,212	816.96
2022 Total			\$40,240.14
Tax Year 2021:		<u>Square Feet</u>	<u>Taxes (\$)</u>
2 - 5 - 2	St. Dominic Memorial	147,435	11,794.78
2 - 5 - 5	Jackson Heart Realty LLC	17,152	1,372.16
2 - 10 - 1	St. Dominic Memorial	23,769	1,901.52
47-28	Fondren Place Dev	184,660	14,772.80
47-28-1	Trustmark National Bank	55,498	4,439.84
51-7	Leonard McClellan	10,111	808.88
51-28	Hari Har Cohly	8,956	716.48
51-29	Paramount Endeavors LLC	9,291	743.28

**SPECIAL MEETING OF THE CITY COUNCIL
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51-127	Andrew J. Kochevar	9,406	752.48
51-128	Tommy Dean & Glynn Margaret Dean Rev. Trust	7,278	582.24
51-146	Matthew Goff	9,840	787.2
51-147	James A. French	9,394	751.52
51-158	David Knight & Natasha Phillips	10,212	816.9
51-162	Pix & Pins Development	37,446	2,995.68
2021 Total:			\$43,235.82
Tax Year 2020:		Square Feet	Taxes (\$)
2 - 5 - 2	St. Dominic Memorial	147,435	11,794.78
2 - 5 - 5	Jackson Heart Realty LLC	17,152	1,372.16
2 - 10 - 1	St. Dominic Memorial	23,769	1,901.52
51-7	Leonard McClellan	10,111	808.88
51-28	Hari Har Cohly	8,956	716.48
51-29	Paramount Endeavors LLC	9,291	743.28
51-127	Andrew J. Kochevar	9,406	752.4
51-128	Tommy Dean & Glynn Margaret Dean Rev. Trust	7,278	582.24
51-142	DB1, LLC	11,053	884.24
51-146	Matthew Goff	9,840	787.2
51-147	James A. French	9,394	751.52
51-158	David Knight & Natasha Phillips	10,212	816.96
51-162	Pix & Pins Development, LLC	37,446	2,995.68
2020 Total			\$24,907.42
Grand Total	(2023, 2022, 2021 & 2020 Taxes)		\$393,644.32

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

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

Nays – None.

Abstention – Stokes.

Absent – None.

President Foote requested that Agenda Item No. 42 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

ORDER REVISING THE BUDGET FOR FISCAL YEAR 2022-2023 FOR THE JACKSON CITYCOUNCIL AND OFFICE OF THE CLERK OF COUNCIL.

WHEREAS, certain unanticipated needs have arisen since the adoption of the Fiscal Year 2022-2023 budget; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for these unanticipated needs; and

WHEREAS, the following line items are being revised and increased by the following amounts to provide funds for Special Legal Services.

416006414 - \$48,011.71

IT IS, THEREFORE, ORDERED that the Fiscal Year 2022-2023 budget be revised in the amount of \$48,011.71, as follows to provide funds for Special Legal Services:

From Account #	To Account #	Amount
416006112	416006414	\$22,000.00
416006240	416006414	\$ 1,500.00
416006419	416006414	\$1,900.00
416006219	416006414	\$3000.00
416006218	416006414	\$3000.00
402006419	416006414	\$10,861.71
402006432	416006414	\$4,250.00
402006240	416006414	\$15,00.00

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

President Foote recognized **Council Member Stokes** who moved, seconded by **Council Member Banks** to substitute said order with the recommended amended order provided by **Shanekia Jordan, Clerk of Council**. The motion prevailed by the following vote:

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

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

ORDER REVISING THE BUDGET FOR FISCAL YEAR 2022-2023 FOR THE JACKSON CITYCOUNCIL AND OFFICE OF THE CLERK OF COUNCIL.

WHEREAS, certain unanticipated needs have arisen since the adoption of the Fiscal Year 2022-2023 budget; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for these unanticipated needs; and

WHEREAS, the following line items are being revised and increased by the following amounts to provide funds for Special Legal Services.

416006414 - \$48,011.71

IT IS, THEREFORE, ORDERED that the Fiscal Year 2022-2023 budget be revised in the amount of \$48,011.71, as follows to provide funds for Special Legal Services.

**SPECIAL MEETING OF THE CITY COUNCIL
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From Account #	To Account #	Amount
416006240	416006414	\$1,500.00
416006419	416006414	\$1,900.00
416006219	416006414	\$3,000.00
416006218	416006414	\$3,000.00
402006112	416006414	\$22,000.00
402006419	416006414	\$10,861.71
402006432	416006414	\$4,250.00
402006240	416006414	\$15,00.00

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

Nays – Grizzell.

Abstentions – Lindsay.

Absent – None.

ORDER APPROVING CLAIMS NUMBER 28954 to 29023 APPEARING AT PAGES 504 TO 533 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$7,545,242.80 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 28954 to 29023 appearing at pages 504 to 533, inclusive thereon in the Municipal “Docket of Claims”, in the aggregate amount of \$7,545,242.80 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	2,008,376.75
TECHNOLOGY FUND	34,530.00
PARKS & RECR. FUND	87,536.96
LANDFILL/SANITATION FUND	51,736.66
FIRE PROTECTION	9,417.50
STATE TORT CLAIMS FUND	138,195.83
WATER/SEWER REVENUE FUND	2,438.00
WATER/SEWER OP & MAINT FUND	2,587,298.36
EMPLOYEES GROUP INSURANCE FUND	164,449.61
KELLOGG FOUNDATION PROJECT	2,708.34
PAYROLL FUND	2,238.27
HOUSING COM DEV ACT (CDBG) FD	50,068.17
EMERGENCY SHELTER GRANT (ESG)	6,097.10
H O P W A GRANT – DEPT. OF HUD	96,066.98
INFRASTRUCTURE BOND 2020 \$32M	1,797,836.79
1% INFRASTRUCTURE TAX	41,681.92
MADISON SEWAGE DISP OP & MAINT	68.63
TRANSPORTATION FUND	51,592.21
RESURFACING – REPAIR & REPL. FD	19,145.10
POLICE PROP EVIDENCE CASH FUND	1,571.00
P E G ACCESS – PROGRAMMING FUND	10,336.63
MODERNIZATION TAX	135,775.01

**SPECIAL MEETING OF THE CITY COUNCIL
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ESG COVID CARES ACT	3,977.06
CDBG COVID CARES	12,063.66
2020 SAKI GRANT DOJ	2,467.06
ZOOLOGICAL PARK	10,967.92
AMERICAN RESCUE PLAN ACT 2021	24,000.00
LIBRARY FUND	9,453.50
DFA – LAKE HICO AND NORTHGATE	4,500.00
DFA – THALIA MARA HALL \$2M	41,372.00
MDOT – CMPDD PROJECTS	125,045.78
2022 GO PLANETARIUM BOND \$7.5M	1,730.00
HOME AMERICAN RESCUE PLAN	10,500.00
TOTAL	<u>\$7,545,242.80</u>

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

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

President Foote moved; seconded by **Council Member Hartley** to amend claims to add payments in the amount of \$9,652.50 and \$36,065.25 to Martin and Martin, and a payment to Mills, Scanlon, Dye, and Pittman in the amount of \$27,658.02 for a total of \$73,375.77. The motion prevailed by the following vote:

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

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

ORDER APPROVING CLAIMS NUMBER 28954 to 29023 APPEARING AT PAGES 504 TO 533 INCLUSIVE THEREON, ON MUNICIPAL “DOCKET OF CLAIMS”, IN THE AMOUNT OF \$7,618,618.57 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 28954 to 29023 appearing at pages 504 to 533, inclusive thereon in the Municipal “Docket of Claims”, in the aggregate amount of \$7,618,618.57 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	2,081,752.52
TECHNOLOGY FUND	34,530.00
PARKS & RECR. FUND	87,536.96
LANDFILL/SANITATION FUND	51,736.66
FIRE PROTECTION	9,417.50
STATE TORT CLAIMS FUND	138,195.83
WATER/SEWER REVENUE FUND	2,438.00
WATER/SEWER OP & MAINT FUND	2,587,298.36

**SPECIAL MEETING OF THE CITY COUNCIL
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EMPLOYEES GROUP INSURANCE FUND	164,449.61
KELLOGG FOUNDATION PROJECT	2,708.34
PAYROLL FUND	2,238.27
HOUSING COM DEV ACT (CDBG) FD	50,068.17
EMERGENCY SHELTER GRANT (ESG)	6,097.10
H O P W A GRANT – DEPT. OF HUD	96,066.98
INFRASTRUCTURE BOND 2020 \$32M	1,797,836.79
1% INFRASTRUCTURE TAX	41,681.92
MADISON SEWAGE DISP OP & MAINT	68.63
TRANSPORTATION FUND	51,592.21
RESURFACING – REPAIR & REPL. FD	19,145.10
POLICE PROP EVIDENCE CASH FUND	1,571.00
P E G ACCESS – PROGRAMMING FUND	10,336.63
MODERNIZATION TAX	135,775.01
ESG COVID CARES ACT	3,977.06
CDBG COVID CARES	12,063.66
2020 SAKI GRANT DOJ	2,467.06
ZOOLOGICAL PARK	10,967.92
AMERICAN RESCUE PLAN ACT 2021	24,000.00
LIBRARY FUND	9,453.50
DFA – LAKE HICO AND NORTHGATE	4,500.00
DFA – THALIA MARA HALL \$2M	41,372.00
MDOT – CMPDD PROJECTS	125,045.78
2022 GO PLANETARIUM BOND \$7.5M	1,730.00
HOME AMERICAN RESCUE PLAN	10,500.00

TOTAL **\$7,618,618.57**

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

President Foote requested that Discussion Items No. 46 and 48 be moved forward on the Agenda. Hearing no objections, the following was discussed:

DISCUSSION: EMS DISTRICT/AMBULANCE SERVICE: **President Foote** recognized **Vice President Lee** who expressed concerns regarding slow response times and unanswered calls with the current ambulance service provider. **Vice President Lee** stated that maybe a change was needed.

The following individuals provided public comments during the meeting:

- **Donna Echols** who expressed concerns regarding Agenda Item No. 46.

Note: Council Member Grizzell left the meeting.

There came on for Discussion, Agenda Item No. 48:

DISCUSSION: UPDATE ON KEYSHIA SANDERS INVESTIGATION: President Foote recognized Council Member Stokes who requested an update regarding the Keyshia Sanders investigation. Council Member Stokes stated a special meeting may be needed and expressed a desire to bring in someone to investigate.

Note: Council Member Stokes left the meeting.

President Foote requested that Agenda Items No. 26 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ENGINEERING AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. FOR THE EUBANKS CREEK DRAINAGE IMPROVEMENTS PROJECT (STATE STREET TO OLD CANTON ROAD).

WHEREAS, the Mississippi Legislature provided \$500,000.00 to the City of Jackson for drainage improvements to Eubanks Creek from State Street to Old Canton Road; and

WHEREAS, the City Engineer selected Stantec Consulting Services, Inc., which has previously completed some hydraulic and survey work on this section of Eubanks Creek, to provide engineering services for the entire stretch from State Street to Old Canton Road; and

WHEREAS, Stantec has provided a proposed contract for the project with an amount not to exceed \$144,156.18; and

WHEREAS, the scope of work under the project will consist of the following:

Phase 1 Services: Eagle Avenue to Old Canton Road

Engineer will perform the following services for Eubanks Creek from Eagle Avenue to Old Canton Road:

- a. Survey work to included: A topographical survey will not be performed for this hase of the project. LIDAR will be used to approximate existing contours.
- b. Review HEC-RAS modeling from previous study and make recommendations for channel lining.
- c. A field inspection will be performed to identify areas where erosion has occurred or is susceptible to occur.
- d. Review HEC-RAS modeling from previous study and make recommendations for channel lining.
- e. A report of recommendations for remediation will be provided to address the findings.

Phase 2 Services: State Stret to Eagle Avenue

Engineer will perform the following services for Eubanks Creek from State Street to Eagle Avenue.

1. Engineer will use the topographical survey data collected from the previous project. We will collect additional data as needed to support the hydraulic analysis.
2. Engineer will perform a hydrologic analysis of Eubanks Creek from State Street to Eagle Avenue to determine a proposed crosssection for channel improvements.
 - a. Analyze watersurface elevation information and compare to FFE (possible removal/relocation).
 - b. Determine possible locations for stormwater detention with n the project area.

- c. Provide recommendations for bridge removal/replacement.
 - d. Prepare report of conceptual recommendations.
3. A geotechnical investigation will not be conducted as part of this phase of the project since a previous report provided recommendations. If additional Geotechnical Engineering is required once it is determined how the city would like to proceed with Phase 2, a supplemental agreement will be required to perform these services.
 4. Once the hydraulic analysis has been performed, the Engineer shall develop up to three (3) conceptual drawings.
 5. Engineer will participate in a review meeting with the Owner to develop a scope of work to move forward with the design, bidding and right-of-way acquisition phases; and

WHEREAS, Stantec Consulting Services, Inc. will also conduct the following environmental activities as part of the scope of work:

We propose to complete a wetland and other waters assessment within the boundaries of the project from State Street to Old Canton Road to determine the extent and location of any jurisdictional wetlands and/or "other waters of the United States" that may exist under the U.S. Army of Engineers (USACE), Vicksburg District's purview. Once this is established, we would submit a preliminary map to you for review. If acceptable, we would then complete the mapping and draft the wetland and other water report. This report would contain the required information to coordinate our findings with the USACE for the issuance of a jurisdictional determination, if needed. This will define the extent and location of any jurisdictional waters on the property and include concurrence from the USACE after their review.

Prior to submitting any documentation to the USACE, we would first submit our initial findings to you for review and approval as well as to discuss any potential permit/mitigation requirements that may be needed prior to construction. The assessment would provide a baseline document that would be used to determine if any potential permitting, and mitigation requirements may be.

Phase I (Eagle Avenue to Old Canton Road) Nationwide Permit

For the purpose of this proposal, it is assumed that the U.S. Army Corps of Engineers, Vicksburg District (USACE) will require the project to be authorized under a Nationwide Permit. This includes preparation of the pre-construction notification (PCN) submittal, agency meetings, and agency meetings, and agency coordination required to complete the permit action. If an individual permit from the USACE is required, we would provide a separate budget specific to the permitting actions that would be required.

Phase II (State Street to Eagle Avenue) Nationwide Permit

For the purpose of this proposal, it is assumed that the U.S. Army Corps of Engineers, Vicksburg District (USACE) will require the project to be authorized under a Nationwide Permit. This includes preparation of the pre-construction notification (PCN) submittal, agency meetings, and agency coordination required to complete the permit action. If an individual permit from the USACE is required, we would provide a separate budget specific to the permitting actions that would be required.

USFWS Threatened & Endangered Species Coordination

We would complete the field surveys for listed species during the wetland delineation. Please note that if specialized surveys, including but not limited to audible, mist netting, or aquatic, are required we would coordinate with your company and submit a supplemental budget.

Cultural Resources Desktop Review

As part of the permitting process, the USACE will require a desktop review of the project area. The USACE Regulatory Division could require a cultural resources survey within jurisdictional waters and adjacent upland buffers for all permit actions as a condition of the Section 404 Wetlands Permit process. If additional survey requirements are necessary, we would submit an additional budget at that time.

Conclusion

It is important to understand with this type of stream project that slight variations in the project scope and design will determine the type of permit that will be necessary and the amount of mitigation that may be required. Early coordination will be extremely important in the execution of this project. This cost does not include any wetland or stream mitigation costs that may be associated with the construction of the project. Our goal is to obtain the permit authorization from the USACE and minimize wetland impacts, thus minimizing mitigation cost. If compensatory mitigation is required, the purchase of wetland/stream credits would be a transaction between the client and the mitigation bank. Headwaters neither owns nor brokers mitigation credits; and

WHEREAS, the cost of this agreement to the City, including the cost for subconsultants and reimbursable costs will not exceed \$144,156.18; and

WHEREAS, the Engineering Division of the Department of Public Works recommends that the governing authorities authorize the Mayor to execute the proposed professional engineering services with Stantec Consulting Services, Inc.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an professional services engineering agreement with Stantec Consulting Services, Inc., for the Eubanks Creek Project (State Street to Old Canton Road) in an amount not to exceed \$144,156.18, consistent with the scope of work set forth above.

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

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

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

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

Nays – None.

Absent – Grizzell and Stokes.

President Foote requested that Agenda Items No. 37 be moved forward on the Agenda. Hearing no objections, the Clerk read the following:

ORDER AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH NEEL-SCHAFFER, INC. FOR THE 2023 RESURFACING PROGRAM.

WHEREAS, on May 10, 2023 the Municipal Sales Tax Commission obligated \$300,000.00 toward developing scope of work and cost estimate for potential resurfacing of certain neighborhood streets developed from neighborhood association surveys received in 2022; and

WHEREAS, the City Engineer selected Neel-Schaffer, Inc., to perform the scope development and cost estimation as well as coordinate based on potential water projects and sewer projects; and

WHEREAS, Neel-Schaffer, Inc., has provided a proposed contract for the project with an amount not to exceed \$300,000.00; and

WHEREAS, the scope of work for the project includes Neel-Schaffer, Inc. performing the following work:

1. Engineer will evaluate the list of streets (Exhibit F) provided by the owner and included in Exhibit A as follows:
 - Visit and visually inspect each street listed in Exhibit F to observe its condition and determine if there is a reason that a listed street should not be included at this time due to specific conditionals such as the street having a sewer failure that the city cannot correct prior to the paving contract or the roadbed needs work other than a mill and overlay solution.
 - While conducting this evaluation, should the consultant observe other streets in the neighborhood that are geographically near a listed street that are in similar or worse condition, consultant will provide a list of those additional streets to the Commission for the consideration of including them in this program.
 - Measurements and will be taken for mill and overlay dimensions and photos will document the current street conditions. It is understood that only minor subgrade failures and short sections of curb and gutter replaced to eliminate ponding will be included as part of this project.
 - While conduction this evaluation, should the consultant find other streets in the neighborhood that are geographically near a listed street that are in similar or worse condition, consultant will provide a list of those additional streets to the Commission for the consideration of including them in this program.
 - Some of the identified streets listed in Exhibit F appear to have a sewer or storm drain collapse (suggested by the existence of a developing sinkhole); in those streets, needed repair of the collapsed lines should be completed by the appropriate agency separate from the proposed paving contract. Coordination with the appropriate entity should be conducted, along with coordination with any proposed water lines on any of the streets included in this program.
 - The Engineer will coordinate with Jackson Water LLC regarding plans for waterline replacements to verify that any streets planned for overlay as part of this resurfacing do not include waterlines planned for replacement.
 - Consultant will prepare an opinion of project cost and a scope of work to be included in the project contract(s) for consideration by the Commission. The recommendations will also include methods for bidding the construction project such as the use of term bids or multiple contracts based on geographic locations/proximity.
 - Should the number of streets which are added exceed twenty percent of the original total listed in Exhibit F, then Engineer will be entitled to additional services per 2023 hourly rates.

2. Engineer will prepare bid documents including plans and specifications and contract documents for the streets selected by the owner for inclusion in the project. Plans will be prepared from available electronic data. Since only mill and overlay of streets with minor subgrade repairs and short sections of curb and gutter replacements will be performed as necessary, topographic surveys will not be provided as part of this contract nor will we locate any utilities.

3. Engineer will assist the owner with bidding the project consisting of the following tasks:
 - Prepare and issue Contract Documents to prospective bidders and maintain a record of their issuance.
 - Prepare and issue addenda as appropriate to interpret, clarify, correct or expand Contract Documents to each known procurer of the Contracts Documents.
 - Provide information on the general scope, unusual conditions and desired sequence of construction as requested by procurers of Contract Documents.
 - Conduce a pre-bid conference if requested by the owner.
 - Assist the owner in advertising and obtaining bids for the contract for construction.

- Consult with and advise the owner as to the acceptability of subcontractors, suppliers, and other persons or organizations proposed by the prime Contractor as required by the Contract Documents.
- Consult with and advise the owner a to the acceptability of substitute materials and equipment proposed by the Contractor when substitution prior to the award of contracts is allowed by the Contract Documents.
- Attend the bid opening, prepare bid tabulation sheets and assist owners in evaluating bids.
- Assist the owner in the preparation of the documents necessary to complete the award.
- The Engineer will prepare contract documents for up to three separate construction bids. Any separate bids beyond three will entitle the Engineer to additional services based on 2023 hourly rates.
- The Bidding and Contracting Phase will be considered complete upon commencement of the Construction Phase or upon cessation of negotiations with prospective contractors; and

WHEREAS, the Engineering Division of the Department of Public Works recommends that the governing authorities authorize the Mayor to execute an agreement with Neel-Schaffer, Inc.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute an engineering agreement with Neel-Schaffer, Inc., for the 2023 Resurfacing Program for an amount not to exceed \$300,000.00, consistent with the scope of work set forth above.

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

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

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

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

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 28954 TO 29023 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 28954 to 29023 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$95,137.86 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		2,428,108.92
PARKS & RECR FUND		103,612.36
LANDFILL FUND		18,261.22
SENIOR AIDES		3,440.22
WATER/SEWER OPER & MAINT		116,597.66
PAYROLL	\$95,137.86	

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 22, 2023 10:00 A.M.**

HOUSING COMM DEV	8,425.27
TITLE III AGING PROGRAMS	6,010.52
TRANSPORTATION FUND	18,213.18
PEG ACCESS-PROGRAMMING FUND	5,463.95
2020 SAKI GRAND DOJ	7,405.71
ZOOLOGICAL PARK	33,088.30
AMERICAN RESCUE PLAN ACT 2021	9,950.37
NLC-MUNICIPAL REIMAGINING COMM	3,627.77
TOTAL	\$2,762,205.45

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

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

Nays – None.

Absent – Grizzell and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACT EXECUTION, MENTOR COMPENSATION, WORKSHOP PRESENTER COMPENSATION, AND FUNDS TRANSFER FOR FILM JXN YOUTH SUMMER CAMP.

WHEREAS, Section 21-17-5 of the Mississippi Code states that the governing authorities of every municipality in the state shall have the care, management, and control of municipal affairs and its property and finances and may adopt orders, resolutions, or ordinances with respect to same which are not inconsistent with the Mississippi Constitution of 1890, the Mississippi Code of 1972, or any other statute or law of the State of Mississippi; and

WHEREAS, the power granted to governing authorities of municipalities by Section 21-17-5 is complete without the existence of or reference to any specific authority granted in any other statute or law of the State of Mississippi; and

WHEREAS, the City of Jackson has had multiple incidents of violence perpetrated by youths and would like to prevent further incidents of violence among youths during hours in which many would normally be attending school; and

WHEREAS, the City of Jackson Summer Film Camp, also known as Film JXN Youth Summer Camp aims to provide a valuable four (4) week summer camp experience for youths between the ages of 14-18, introducing them to basic film concepts and encouraging interest in film, television, and video production; and

WHEREAS, the City of Jackson aims to prevent further incidents of youth violence and provide a valuable summer camp experience through the Film JXN Youth Summer Camp, introducing youths to film concepts and fostering their interest in film production; and

WHEREAS, experienced mentors are required to guide and support camp participants, providing technical guidance and fostering creativity; and

WHEREAS, Erika Holliday and McKenzie Haggard have been identified as qualified candidates possessing the necessary skills, expertise, and passion for mentoring young aspiring filmmakers; and

WHEREAS, it is in the best interest of the city to compensate the mentors for their valuable contributions to the Film JXN Youth Summer Camp; and

WHEREAS, up to seven workshop presenters have been identified as qualified candidates to enhance the participants' understanding of the film industry; and

WHEREAS, it is in the best interest of the city to compensate the workshop presenters for their valuable contributions to the Jackson Summer Youth Film Camp; and

WHEREAS, the Public, Educational, and Governmental Access Channel (PEG Network) recommends entering into service agreements with Erika Holliday and McKenzie Haggard to provide mentorship and guidance by offering a supportive and educational environment that enables campers to explore their creativity, develop their filmmaking skills, and forge lasting connections; and

WHEREAS, the Public, Educational, and Governmental Access Channel (PEG Network) recommends entering into service agreements with film industry professionals to provide workshops on various aspects of film and television production; and

WHEREAS, the proposed film industry professional agreements will become effective upon execution, with workshop services rendered at a cost not exceeding \$200.00 per workshop, up to a maximum of \$1,400.00 for seven workshops; and

WHEREAS, sponsoring a summer youth camp aligns with the provisions of the Mississippi Constitution and the Mississippi Code of 1972, constituting a social and community service program; and

WHEREAS, the Jackson Summer Youth Film Camp will be held at the Smith Robertson Museum & Cultural Center from June 19, 2023, to July 15, 2023, Monday through Friday from 9 am to 3 pm, and possibly on Saturdays; and

WHEREAS, Erika Holliday and McKenzie Haggard propose to provide mentor services, including instruction, collaboration with other mentors and camp staff, development of concepts into final film projects, teaching basic film production, providing feedback, ensuring safety compliance, and acting as positive role models for campers; and

WHEREAS, the proposed agreement with the mentors will be effective upon execution and continue until July 19, 2022, with compensation not exceeding \$2,500.00 each, totaling \$5,000 collectively, divided into two payments each, with half \$1,250.00 each to be paid as early as June 29th and the remainder to be paid upon the completion of services; and

WHEREAS, either Party may terminate this Agreement at any time upon the delivery of written notice to the other Party no less than 14 days prior to the intended termination date, provided however that in such event, the terminating Party agrees to act in good faith to assist the other Party with the orderly wind-down of such Party's work on any active and on-going assignment; and

WHEREAS, the upcoming summer film camp requires adequate funding to compensate mentors, presenters, and cover various camp-related expenses; and

WHEREAS, on April 25, 2023, the City Council unanimously approved a funds transfer of \$10,000 from the Sundry-Contingencies account 001-43300-6739 to account 300-44346-6299 for the Film Camp; and

WHEREAS, the Public, Educational, and Governmental Access Channel (PEG Network) recommends transferring \$6,400.00 from account 300-44346-6299 (other operating supplies) to account 300-44340-6419 (other professional services) to ensure sufficient funds for the successful execution of the summer film camp; and

WHEREAS, it is crucial to secure the necessary financial resources to support the upcoming summer film camp, as recommended by the PEG Network.

IT IS HEREBY ORDERED that the Mayor is authorized to execute

1. A contract between the City of Jackson and Erika Holliday and McKenzie Haggard for mentor compensation for the Film JXN Youth Summer Camp, with each mentor receiving a total compensation not exceeding \$2,500.00, and the agreement effective until July 19, 2022.
2. An agreement for workshop presenter compensation for the Film JXN Youth Summer Camp with up to six film industry professionals, with each workshop costing no more than \$200.00 and a maximum of six workshops totaling \$1,200.00.

3. An agreement for the transfer of funds from account 30044346-6299 (Public, Educational, and Governmental Access Channel - PEG Network) to account 300-44340-6419 (other professional services) as recommended by the PEG Network, with a total transfer amount of \$6,400.00.

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

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

Nays – None.

Absent – Grizzell and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE ROBERT WOOD JOHNSON FOUNDATION FOR THE SUBMISSION OF A REQUEST FOR A SIX-MONTH NO-COST GRANT EXTENSION FOR THE “GOING GREEN FOR A COOL HEALTHY JACKSON” PROJECT.

WHEREAS, on October 27, 2020, the Jackson City Council ratified the submission of the “Going Green for a Cool, Healthy Jackson” grant application to the Robert Wood Johnson Foundation (RWJF) and authorized the Mayor to accept the “Going Green for a Cool, Healthy Jackson” grant award from RWJF in the amount of \$650,000 to reduce mortality and prevent illness associated with urban-heat-island (UHI) effects in Jackson, Mississippi, while providing a range of social, economic, cultural, and ecological co-benefits for the City of Jackson’s at-risk residents for the term beginning November 1, 2020, and ending April 30, 2023; and

WHEREAS, on September 9, 2021, RWJF had agreed to amend the “Going Green for a Cool, Healthy Jackson” grant award to revise the budget and budget narrative to \$475,549 and to permit the City of Jackson to subcontract or subgrant funds to 2C Mississippi Toward Sustainable Educated & Empowered Mississippi (2CM); and

WHEREAS, on September 28, 2021, the Jackson City Council authorized the Mayor to execute an amendment to the “Going Green for a Cool, Healthy Jackson” grant award to revise the budget and budget narrative and to permit the City of Jackson to subcontract or subgrant funds to 2CM; and

WHEREAS, on May 5, 2023, RWJF has notified the Deputy Director of Economic Development that the grant period has been extended to October 31, 2023; however, the amendment does not increase the Foundation’s commitment.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to accept the six-month no-cost grant extension from the Robert Wood Johnson Foundation for the “Going Green for a Cool, Healthy Jackson” project and to execute any and all documents related to the acceptance of said grant extension.

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

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

Nays – None.

Absent – Grizzell and Stokes.

Note: Council Member Banks left the meeting.

ORDER AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE STATE OF MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY, DIVISION OF PUBLIC SAFETY PLANNING FOR A GRANT FROM THE EDWARD BYRNE MEMORIAL JUSTICE GRANT (JAG) HOT SPOTS POLICING SOLICITATION 15 PBJA-22-GG-00637-MUMU.

WHEREAS, Section 21-17-10 of the Mississippi Code authorizes the governing authority of any municipality to receive, expend and administer any grant, in accordance with and as may be authorized by any federal law, rule, or regulation creating, establishing or providing for any program, activity or service; and

WHEREAS, Mississippi Department of Public Safety Division of Public Safety Planning has limited funding from the United States Department of Justice to support local law enforcement agencies; and

WHEREAS, a solicitation for the Edward Byrne Memorial Justice Assistance Grant (JAG) Hot Spots Policing solicitation 15PBJA-22-GG-00637-MUMU has been announced; and

WHEREAS, the City of Jackson's law enforcement agency is eligible to apply and receive funds; and

WHEREAS, the purpose of the funding is to provide local enforcement agencies with funds to implement effective crime reduction and crime prevention strategies in select communities that exhibit high rates of crime; and

WHEREAS, the application deadline is July 14, 2023; and

WHEREAS, the funds may be used in the following targeted areas: (a) overtime (b) equipment and (c) personnel; and

WHEREAS, the Jackson Police Department has identified the community served by Precinct 3 as one exhibiting high rates of crime and in need of an effective crime reduction and prevention strategy; and

WHEREAS, if an application is authorized to be submitted and funds are awarded, the Jackson Police Department intends to procure a license plate reader, pole cameras, and related equipment; and

WHEREAS, the Jackson Police Department is interesting in applying for a grant in the amount of \$50,000; and

WHEREAS, no match will be required if funds are awarded; and

WHEREAS, the best interest of the City would be served by applying for the funding.

IT IS HEREBY ORDERED that the Mayor shall be authorized to submit and execute an application to the Mississippi Department of Public Safety Division of Public Safety Planning in response to the Hot Spots Policing Solicitation 15 PBJA-22-GG-00637-MUMU.

IT IS HEREBY ORDERED that the Mayor shall be authorized to accept and execute award acceptance documents required for receipt of the funds without further order of the Council.

IT IS HEREBY ORDERED that no matching funds may be expended without order of the Council.

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

Yeas –Foote, Hartley, Lee and Lindsay.

Nays – None.

Absent – Banks, Grizzell and Stokes.

ORDER AUTHORIZING THE JACKSON POLICE CHIEF TO EXECUTE A MEMORANDUM OF AGREEMENT WITH CHRISTIANS IN ACTION, INC., WHICH DOES BUSINESS AS CENTRAL MISSISSIPPI CHILDREN'S ADVOCACY CENTER.

WHEREAS, Section 21-17-5 of the Mississippi Code authorizes the governing authorities of a municipality to adopt any orders concerning municipal affairs not inconsistent with the Mississippi Constitution of 1890; and

WHEREAS, Christians in Action, Inc., is a non-profit corporation located in the City of Jackson, which does business as Central Mississippi Children's Advocacy Center (CMCAC); and

WHEREAS, CMCAC provides critical services to children who have been subjected to the trauma of abuse using a multidiscipline team approach comprised of medical, mental health, law enforcement, and prosecuting professionals; and

WHEREAS, the Jackson Police Department may be involved in the investigation and prosecution of children residing in the City of Jackson, who are subjected to abuse; and

WHEREAS, the safety of children residing within the City of Jackson constitutes a municipal affair; and

WHEREAS, the best interest of the City of Jackson would be served by authorizing the Jackson Police Chief to execute a Memorandum of Agreement (MOA) with Christians in Action doing business as Central Mississippi Children's Advocacy Center; and

WHEREAS, the term of the MOA is of indefinite duration; and

WHEREAS, the MOA requires the Jackson Police Department to provide referrals and participate in the multidisciplinary team meetings; and

WHEREAS, the multidisciplinary team will include child protection workers, law enforcement, family advocates, medical and mental health services, and the Hinds County Youth Court; and

WHEREAS, no monetary compensation is required for participation in the MOA, and it is understood that the purpose of the MOA is to establish a collaboration between CMCAC and the Jackson Police Department.

IT IS, THEREFORE, ORDERED that the Jackson Police Chief shall be authorized to execute an MOA with Christians in Action, Inc., doing business as Central Mississippi Children's Advocacy Center.

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

President Foote recognized **Tyrone Buckley, Deputy Chief of Investigative Services of the Jackson Police Department**, who provided a brief overview of said item.

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

Yeas – Foote, Hartley, Lee and Lindsay.

Nays – None.

Absent – Banks, Grizzell and Stokes.

Note: Council Member Banks returned to the meeting.

ORDER AMENDING THE FISCAL YEAR 2022-2023 BUDGET FOR THE DEPARTMENT OF PARKS AND RECREATION TO TRANSFER \$30,580.00 FROM THE PERSONAL SERVICES CATEGORY TO OTHER PROFESSIONAL SERVICES CATEGORY TO COVER UP-AND-COMING EVENTS, ENTERGY

BILLS, AND COMCAST INTERNET EQUIPMENT AND MONTHLY SERVICES FEES.

WHEREAS, Section 21-17-5(1) of the Mississippi Code Annotated, as amended, states that the governing authorities of every municipality of the state shall have the care, management, and control of its municipal affairs, property, and finances; and

WHEREAS, it is the sincere desire of the City of Jackson, Department of Parks and Recreation, to provide consistent and outstanding service to our youth and citizens of the City of Jackson, as well as our visiting guests; and

WHEREAS, Section 21-35-25 of the Mississippi Code Annotated, as amended, states that if it affirmatively appears at any time during the current fiscal year that there is in any fund or account any sum remaining unexpended and not needed or expected to be needed for the purpose or purposes for which appropriated in said budget, then the governing authorities may, in their discretion, transfer such sum or any part thereof to any other fund or funds or account or accounts where needed, by order to such effect entered upon their minutes. This shall not, however, authorize the expenditure of any funds for any purpose other than that for which the levy producing such funds was made; and

WHEREAS, the Department of Parks and Recreation represents that the Thirty Thousand Five Hundred and Eighty Dollars (\$30,580.00) currently located in the “Personal Services” Category, that it presently seeks to transfer to the “Other Professional Services” Category, is not needed or expected to be needed for the purpose(s) for which it was originally appropriated in the Fiscal Year 2022-2023 Budget; and

WHEREAS, the Thirty Thousand Five Hundred and Eighty Dollars (\$30,580.00) located in the “Personal Services” Category is comprised of unspent funds for vacant positions; and

WHEREAS, the Department of Parks and Recreation needs this requested Budget amendment so that the Parks and Recreations Department may continue to provide safe family entertainment events and services for the youth and citizens of Jackson; and

WHEREAS, the funds are requested to be transferred to the “Other Professional Services” Category below; and

FUNDS TRANSFER FROM:		FUNDS TRANSFER TO:	
Personal Services Category Account: 005-501.25-6112 005-501.26-6112 005-504.10-6111 005-504.30-6111	\$30,580.00	Other Professional Services Category Account: 005-501.10-6419	\$30,580.00
		Total Funds Transfer Request	\$30,580.00

WHEREAS, this intradepartmental transfer of Thirty Thousand Five Hundred and Eighty Dollars (\$30,580.00) is in statutory compliance with Section 21-35-25 of the Mississippi Code Annotated, as amended, because the transfer requested in this Order, added to any previous Fiscal Year 2022-2023 Department of Parks and Recreation Budget intradepartmental transfers, does not exceed ten percent (10%) of the total budget amount appropriated to the Fiscal Year 2022-2023 Department of Parks and Recreation Budget.

IT IS, THEREFORE, ORDERED that the Fiscal Year 2022-2023 Budget for the Department of Parks and Recreation be amended to authorize a Budget transfer of Thirty Thousand Five Hundred and Eighty Dollars (\$30,580.00) from the “Personal Services” Category, to be allocated to the “Other Professional Services” Category.

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

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

Absent – Grizzell and Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ARTISAN PYROTECHNICS, INC., FOR A FIREWORKS DISPLAY AT SMITH-WILLS STADIUM ON JULY 1, 2023, AT A COST OF SEVENTEEN THOUSAND FIFTY DOLLARS (\$17,050.00).

WHEREAS, the City of Jackson would like to provide a fireworks display to celebrate the 4th of July; and

WHEREAS, the fireworks display will take place on Saturday, July 01, 2023, at Smith-Wills Stadium, located at 1200 Lakeland Drive; and

WHEREAS, Artisan Pyrotechnics, Inc., (“Artisan Pyrotechnics”) has agreed to provide safe fireworks display on the above referenced date for a cost not to exceed Seventeen Thousand Fifty Dollars (\$17,050.00); and

WHEREAS, Artisan Pyrotechnics will provide the City of Jackson with proof of insurance coverage in connection with the Production of the fireworks display for bodily injury and property damage coverage in the amount of One Million Dollars (\$1,000,000.00), combined single limits. This policy will cover Artisan Pyrotechnics’ activities and services in connection with the fireworks display discussed above, and will list the City of Jackson as an additional insured under the terms of the coverage; and

WHEREAS, sufficient monies covering the cost of the fireworks display will be paid by the City of Jackson’s Parks and Recreations Department, upon acceptance by the governing authorities.

IT IS, THEREFORE, ORDERED that the Mayor shall be authorized to execute a contract with Artisan Pyrotechnics to provide a fireworks display at Smith Wills Stadium to be held on Saturday, July 01, 2023.

IT IS FURTHER ORDERED that payment to Artisan Pyrotechnics will not exceed Seventeen Thousand Fifty Dollars (\$17,050.00) and that said payment is to be made to Artisan Pyrotechnics after the exhibition.

Council Member Banks moved adoption; Council Member Hartley seconded.

President Foote recognized Ison Harris, Parks and Recreation Director, who provided a brief overview of said item.

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

Yeas – Banks, Hartley, Lee and Lindsay.

Nays – Foote.

Absent – Grizzell and Stokes.

ORDER RATIFYING PAYMENTS FOR ALARM SERVICES PROVIDED BY PENNINGTON AND TRIM ALARM SERVICES, INC., TO THE JACKSON ZOO GIFT SHOP, IN THE AMOUNT OF FORTY-TWO DOLLARS (\$42.00).

WHEREAS, Pennington and Trim Alarm Services, Inc., (“Pennington & Trim”) provided alarm services to the Jackson Zoo Gift Shop; and

WHEREAS, Pennington & Trim provided alarm services to the Jackson Zoo Gift Shop from May 1, 2023, to May 31, 2023; and

WHEREAS, Pennington & Trim is a for-profit corporation in good standing with the State of Mississippi since December 11, 1987; and

WHEREAS, Pennington & Trim provided services to the Jackson Zoo Gift Shop since the year 2020.

IT IS, THEREFORE, ORDERED that a payment in the amount of Forty-Two Dollars (\$42.00) be made to Pennington & Trim from account no. 390-498.00-6419 for providing alarm services to the Jackson Zoo Gift Shop from May 01, 2023, through May 31, 2023.

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

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

Nays – None.

Absent – Grizzell and Stokes.

President Foote requested that Discussion Items No. 47 be moved forward on the Agenda. Hearing no objections, the following was discussed:

DISCUSSION: SWIMMING POOLS: **President Foote** recognized **Vice President Lee** who expressed gratitude for the pool being open and operational in the Presidential Hills area and inquired about the operation schedules for the pool and splash pad. **Ison Harris, Director of Parks and Recreation** advised Council of the operation schedule for the City's pools and splash pads.

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

ORDER AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH VIEWPOINT (OPENGOV) GOVERNMENT SOLUTIONS, INC. FOR THE PROVISION OF PERMITTING, LICENSING, AND ENFORCEMENT SOFTWARE AND IMPLEMENTATION SERVICES.

WHEREAS, the Department of Planning and Development determined that it was in the City's best interest to seek a provider for Permitting, Licensing, and Enforcement Software and Implementation Services; and

WHEREAS, the City desired to have modern web form capabilities that allow staff to accept online applications, accept online payments, have full control to customize workflows, allow applicants to track applications, and to allow field staff to have full functionality to edit inspections in the field; and

WHEREAS, the City issued a Request for Proposal on January 10, 2019 for a Permitting, Licensing, and Enforcement Software and Implementation Services company for the Department of Planning and Development and received responses from three software companies; and

WHEREAS, ViewPoint Government Solutions, Inc. has been determined to provide the best value for its permitting, licensing, inspections, land use, and code enforcement software needs with the response from ViewPoint Government Solution; and

WHEREAS, the City has seen increased efficiency, predictability, and transparency with the implementation of the proposed software services in its permitting, licensing, inspection, land use, and code enforcement processes; and

WHEREAS, the City entered into a three-year contract with Viewpoint Government Solutions of which will expire October 1, 2023; and

WHEREAS, under Mississippi law, a contract for services in which software is an ancillary benefit is not subject to competitive bidding requirements; and

WHEREAS, the Department of Planning and Development recommends extending the Contract with ViewPoint Government Solutions, Inc. for an additional three years.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to enter into an agreement with ViewPoint Government Solutions, Inc. for the provision of permitting, licensing, and enforcement software and implementation services for FY 2023-2024 with options for annual subscription renewal through FY 2025-2026 at the rates stated for each annual subscription year.

IT IS, THEREFORE, ORDERED that the City shall pay ViewPoint Government Solutions, Inc. an estimated amount not to exceed \$39,081.82 for subscription costs remaining for FY 2022-2023.

IT IS FURTHER ORDERED that the City shall pay ViewPoint Government Solutions, Inc. an estimated amount in FY 2023-2024 not to exceed \$192,608.57 for the implementation and annual subscription.

IT IS FURTHER ORDERED that the Mayor shall be authorized to renew the subscription for the year 2024-2025 and pay a sum not to exceed \$202,238.99 for the annual subscription.

IT IS FURTHER ORDERED that the Mayor shall be authorized to renew the subscription for the year 2025-2026 and pay a sum not to exceed \$212,350.94.

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

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

Nays – None.

Absent – Stokes.

ORDER ACCEPTING THE COMPETITIVE PROPOSAL OF UPCHURCH SERVICE, LLC FOR A PREVENTIVE MAINTENANCE AGREEMENT FOR THE MISSISSIPPI MUSEUM OF ART BUILDING ENVIRONMENTAL SYSTEMS.

WHEREAS, the City of Jackson solicited seal competitive proposals from two contractors, Upchurch Service, LLC and Custom Fire and Security (CFS) a preventive maintenance agreement for the building environmental systems at the Mississippi Museum of Art, located at 380 S. Lamar Street, Jackson, MS 39201; and

WHEREAS, the proposal received from Upchurch Service, LLC was determined to be the lowest and best proposal; and

WHEREAS, the term of the agreement is one year, beginning July 1, 2023, at an annual cost of \$33,580.00, payable in quarterly installments of \$8,395.00; and

WHEREAS, the agreement is renewable annually upon the mutual consent of the parties for two additional terms at an annual cost of \$34,600.00 for year two and \$35,630.00 for year three; and

WHEREAS, the agreement provides an annual preventive maintenance on the covered equipment and three operation inspections per year; and

WHEREAS, the agreement provides filter changes four times a year, including the MERV 8 filters; and

WHEREAS, the preventive maintenance on the covered equipment includes:

-Job labor, and travel expenses required to clean, align, tighten, adjust, and lubricate equipment. These activities are intended to extend equipment life and assure proper operating condition and efficiency with the following typical activities included:

-Cleaning coil surfaces; electrical contacts; burner orifices; passages and nozzles; pilot and Igniter; cooling tower baffles, basin, sump and float; chiller, condenser and boiler tubes, etc.

-Changing belts and filters on air handling equipment.

-Aligning belt drives; drive couplings; etc.

-Tightening electrical connections; mounting bolts; pipe clamps; refrigerant piping fittings; damper sections, etc.

-Adjusting belt tension; super heat; fan RPM; water feed rate; burner fuel/air ratios; gas pressure; set point of controls and limits; compressor cylinder unloaders; damper close-off; sump floats, etc.;

-Lubricating motors; fan and damper bearings; valve stems; damper linkages; fan vane linkages, etc.; and

WHEREAS, the operational inspections of the covered equipment includes:

-Job labor and travel expenses required to visually INSPECT and TEST equipment to determine its operating condition and efficiency with the following typical activities included:

-Testing for excessive vibration; motor winding resistance; refrigerant charge; fan RPM; water condition; flue gas analysis; safety controls; combustion and draft; crankcase heaters; control system(s), etc.

-Inspecting for worn, failed or doubtful parts; mountings; drive couplings; oil level; rotation; soot; flame composition and shape; pilot and igniter; steam, water, oil and/or refrigerant leaks, etc.; and

WHEREAS, the equipment covered under the agreement is as follows:

Chiller 1 /155 ton
Chill water Pump
Chiller 2 /155 ton
Chill water Pump
Variable Frequency Drive #1
Variable Frequency Drive #2
Variable Frequency Drive #3
Variable Frequency Drive #4
Variable Frequency Drive #5
AHU 1
AHU 2
AHU 3
AHU 4
RTU 1
Humidifiers #1
Humidifiers #2
Humidifiers #3
Humidifiers #4

WHEREAS, the agreement covers preventive maintenance on all HVAC equipment, which includes the following:

- Filter changes four times per year;
- Belts will be changed on Air Handling Units one time per year;
- Chiller condenser coils will be chemically cleaned one time per year;
- One Annual HVAC Preventive Maintenance and three Operating inspections will be performed per year.

WHEREAS, the agreement provides basic preventative maintenance for building controls to include the following:

- Provide scissor lift to access VAV boxes for each scheduled controls preventative maintenance
- Quarterly site visits to monitor system operation and identify system deficiencies
- Update firmware when updates are available
- Backup of building controllers and graphics
- Support by Southern Controls Technicians

WHEREAS, all required repairs to covered equipment will be performed at “Preferred Customer Rates,” which are a discount on normal rates and which are subject to change on an annual basis or as economic or conditions change; and

WHEREAS, either party may terminate the agreement on a 30-day notification; and

WHEREAS, the Department of Public Works recommends that the governing authorities accept the competitive proposal of Upchurch Service, LLC. as the lowest and best proposal.

IT IS, THEREFORE, ORDERED that the competitive proposal of Upchurch Service, LLC., is accepted as the lowest and best proposal consistent with the terms of that proposal and the terms set forth herein for the preventive maintenance of the building environmental systems at the Mississippi Museum of Art, located at 380 S. Lamar Street, Jackson, MS 39201.

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

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

Nays – None.

Absent – Stokes.

ORDER AUTHORIZING CHANGE ORDER NO. 1/FINAL TO THE CONTRACT WITH CRAFT CROSWELL, LLC FOR FLOORING MATERIALS AND INSTALLATION AT THALIA MARA HALL IN PREPARATION FOR THE INTERNATIONAL BALLET COMPETITION AND AUTHORIZING PAYMENT.

WHEREAS, the Mayor issued his Declaration Invoking the Emergency Procurement Procedure for the purpose of preparing Thalia Mara Hall and The Arts Center of Mississippi for the USA International Ballet Competition, which began June 10, 2023; and

WHEREAS, the City entered into a professional services agreement with Benchmark Construction Corporation to provide project management services for the renovations to both facilities; and

WHEREAS, as a part of those renovations, the City Council ratified a contract with Craft Croswell, LLC to provide and install flooring materials at Thalia Mara Hall in an amount not to exceed \$122,197.00; and

WHEREAS, the original contract ratified by the City Council did not include the cost of the Material Purchase Certificate, which is a 3.5% tax on the total contract price where that price exceeds \$10,000, which is imposed on a general contractor for all non-residential construction contracts, including governmental entities; and

WHEREAS, because the City is performing all the renovation work on both facilities without a general contractor, each contractor providing materials and construction would be considered a general contractor; and

WHEREAS, the change order for the MPC is \$4,427.32, which increases the total contract amount for the contract with CraftCroswell, LLC to \$126,624.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Change Order No. 1/Final to the construction contract with CraftCroswell, LLC for flooring materials and their installation at Thalia Mara Hall in the amount of \$4,427,32.

IT IS FURTHER ORDERED that final payment in the amount of \$126,624.00 to CraftCroswell, LLC for flooring materials and their installation at Thaila Mara Hall is hereby authorized.



June 9, 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 revised proposal from Craft Croswell in the amount of \$126,624.00 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

ORIGINAL

Craft Croswell	Quotation / Bid
110 Ridgeland Plaza Ridgeland, MS 39157 601-850-8801 Fax 601-858-9476	

Bonhomet Construction TODAY'S DATE: March 10, 2023

Phone No: PROJECT: Thalia Mara Hall Renovations
FAX No:

ATTN: David Marsh BID DATE/TIME:

We are pleased to offer the following quotation. Offer good for 30 days from the above date. Please call 601-850-8801 if you have any questions. Out of town call 1-800-279-0881. Certificate of Responsibility Nos: MS #21117-MC LA #82168 TN #00082422 AL #6-65506 AR #040690122

Quantity:	Description:	Unit Price:	TOTAL:
1.00	Demo Existing Auditorium Carpet and Install New Carpet and Edging		\$80,500
1.00	Demo Existing Auditorium Base on Outside Walls and Install New		\$1,549
1.00	Patch and Repair Ceramic Tile in One Restroom		\$774
1.00	Clean Existing Carpet at 2 Lobby		\$3,721
1.00	Patch VCT up to 44 Sqft		\$427
Alternates:			
	Repair Deck Stair Treads	\$853	
	Furnish and install LVT and Rubber in Decoing Rooms and Corridor	\$34,371	
	This includes stripping existing VCT and Demo existing Carpet		
Notes:			
	The Lead time on the Carpet is 2 to 3 Weeks.		
	MPO to be supplied by GC.		
	Carpet Cleaning can be scheduled 2 weeks from now.		

A 86,973
3,853
34,371
\$122,197

STANDARD CONDITIONS ADDENDA READ: Subtotal \$86,673

OF THIS BID / QUOTATION No Sales Tax is included in quote.

(To be incorporated into any final contract): TOTAL QUOTE \$86,673

PRICE DOES NOT INCLUDE ANY REMEDIAL WORK ON THE CONCRETE TO BRING IT INTO REQUIRED MOISTURE TOLERANCES TO RECEIVE FLOORING.

CraftCroswell will furnish, deliver, and install the above material in accordance with all itemized plans, specifications and general conditions for the listed price. Proposal is based on using ConsensusDOCS Sub-Contract Form #760. Any non-ConsensusDOCS Sub-Contract Form #760 shall not be binding upon CraftCroswell, unless and until signed by CraftCroswell. Unless specifically included in this proposal, CraftCroswell excludes all demolition, repair or take-up of existing flooring, excludes vacuuming, damp mopping, buffing, waxing or floor protection; excludes floor leveling, 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; include work only during regular hours and for a single phase job; Per CFI-104-2002, 7. site conditions; CraftCroswell shall not be responsible for any installation made by it upon surfaces that do not meet the specified contractual tolerance and/or manufacturers recommended installation requirements as for: Moisture, pH, surface variations (bowlness & smoothness), or suitability of the substrate. These standard conditions supersede any corresponding items in the subcontract, plans, and/or specifications. No subcontract item or items are void or binding unless signed by CraftCroswell. 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. CraftCroswell will not accept charge back of damage or clearing without the option to inspect clean(s) to repair or without the option to make arrangements for acceptable repairs at their expense. CraftCroswell 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/ship 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 IN-FLOOR FAILURES

Craft Croswell Approved for order by:
8d Nowell, Estimator

Revised

Craft Crowwell 116 Ridgeland Plaza Ridgeland, MS 39167 601-856-8861 Fax 601-856-9475	Quotation / Bid
--	-----------------

Benchmark Construction

TODAY'S DATE: June 8, 2023

Phone No:
FAX No:

PROJECT: Thalia Mara Hall Renovations

ATTN: David Marsh

BID DATE/TIME: February 8, 2023

We are pleased to offer the following quotation. Offer good for 30 days from the above date. Please call 601-856-8861 if you have any questions. Out of town call 1-800-279-8861. Certificate of Responsibility Nos: MS #21117-MC LA #62166 TN #00062422 AL #S-55586 AR# 0406980122

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 Back Stair Treads		\$853
	Furnish and install LVT and Rubber in Dressing Rooms and Corridor This includes Stripping existing VCT and Demo existing Carpet		\$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.			
<i>"This proposal is valid for 45 days at which time material and freight prices may be increased"</i>			

STANDARD CONDITIONS OF THIS BID / QUOTATION: <i>(To be incorporated into any final contract):</i>	ADDENDA READ:	Subtotal
		\$122,197
		MPC TAX ADD
		4,427.32
		TOTAL QUOTE
		\$126,624

PRICE DOES NOT INCLUDE ANY REMEDIAL WORK ON THE CONCRETE TO BRING IT INTO REQUIRED MOISTURE TOLERANCES TO RECEIVE FLOORING.

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 leveling, 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 CFR-104-2002, 7, all conditions; CraftCrowwell shall not be responsible for any installation made by it upon surfaces that do not meet the specified contractual tolerance and/or manufacturers recommended installation requirements as to: Moisture, pH, surface variations (levelness & 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 claim(s) 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 Approved for order by:
 By: Sid Nowell _____
 Sid Nowell, Estimator

Council Member Lindsay moved adoption; Vice President Lee seconded.

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

Nays – None.

Absent – Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BENCHMARK CONSTRUCTION CORPORATION FOR EMERGENCY PROJECT MANAGEMENT.

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, necessary repairs which must take place at both Thalia Mara and the Arts Center prior to June 10, 2023 were successfully underway under the management of Benchmark Construction Corporation (Benchmark); and

WHEREAS, however, due to delays in the delivery of materials and the requirement that most contractors suspend work at The Arts Center of Mississippi as June 6, 2023 because of the security requirements for the USA IBC, Benchmark was required to suspend the project and demobilize its managerial efforts until after the end of the USA IBC on June 24, 2023; and

WHEREAS, additional funding allocated for renovations at The Arts Center of Mississippi and additional projects required at Thalia Mara Hall, particularly, the installation of a temporary chiller, resulted in additional project management for Benchmark; and

WHEREAS, the additions to the scope of work have resulted in Benchmark Construction Corporation expending additional time in the management of both Thalia Mara Hall and the Arts Center of Mississippi; and

WHEREAS, Benchmark Construction Corporation has estimated that management of the additional scopes of work will require additional management and supervisory services in an amount up to \$47,600/00, which will increase the not to exceed amount of the agreement from \$127,550.00 to 175,150.00; and

WHEREAS, the Department of Public Works recommends approving the amendment to accomplish the additional scopes of work prior to the U.S.A. International Ballet Competition.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Amendment No. 2 to the professional services agreement with Benchmark Construction Corporation to provide project management services to the City of Jackson to increase the not to exceed amount of the agreement to \$175,150.00.

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

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

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 22, 2023 10:00 A.M.**

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 has 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
Capitol Hardware	Fire Rated Doors	\$3,608.00
Capitol Hardware	Doors & Hardware	\$3,719.00
Elite Paint	Sand & Paint Metal Doors	\$9,400.00
Acoustics, Inc.	Sign Installation	\$1,947.00
West Architectural Specialties	Trash Cans	\$1,600.00
	Total	\$20,274.00

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



BENCHMARK

June 5, 2023

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

Re: Thalia Mara – Fire Rated Doors

Dear Ms. Martin:

Please find attached a proposal from Capitol Hardware in the amount of \$3,608.00. 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



PROPOSAL

ISSUE DATE: 6/5/23

TO: CITY OF JACKSON - THALIA MARA
C/O BENCHMARK CONST.
ATTN: DAVE MARSH

JOB: THALIA MARA SOUTHEAST INTERIOR
STAIR FIRE RATED DOOR
JACKSON, MS.

WE PROPOSE TO FURNISH THE FOLLOWING MATERIAL FOR THE SUM OF \$ 3,608.00

THREE THOUSAND SIX HUNDRED EIGHT AND NO/100

- (1) EACH FIRE RATED "F" HM DOOR PRIMED - FIELD PAINTED BY OTHERS
- (1) SET HARDWARE - CONT. HINGE, RIM EXIT DEVICE NON LOCKING X LEVER TRIM, STD. INSTALLATION DOOR CLOSER, KICKPLATE, STOP, GASKETING & SILENCERS
- (1) LOT INSTALLATION LABOR INCLUDED

EXCLUSIONS

1. FIELD PAINTING OF HM DOOR
2. HM DOOR IS FLUSH WITH NO VISION LITE

Terms are net 30 days of delivery, without retainage, and plus any and all applicable taxes; FOB warehouse with freight allowed to meter 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:

CHARLES D. STACY

Date:

CAPITOL HARDWARE COMPANY, INC.

401.977.9990 • Fax 601.977.8938 • P.O. Box 12738 • Jackson, MS 39234-2738



June 5, 2023

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

Re: Thalia Mara – Doors & Hardware

Dear Ms. Martin:

Please find attached a proposal from Capitol Hardware in the amount of \$3,719.00. 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



PROPOSAL

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

ISSUE DATE: 6/5/23

**TO: CITY OF JACKSON - THALIA MARA
C/O BENCHMARK CONST.
ATTN: DAVE MARSH**

**JOB: THALIA MARA - GREEN ROOM
DOOR
JACKSON, MS.**

WE PROPOSE TO FURNISH THE FOLLOWING MATERIAL FOR THE SUM OF \$ **3,719.00**

THREE THOUSAND SEVEN HUNDRED NINETEEN AND NO/100

- (1) EACH "F" GALV. HM DOOR PRIMED - FIELD PAINTED BY OTHERS
- (1) SET HARDWARE - CONT. HINGE, RIM EXIT DEVICE - NO OUTSIDE TRIM PA HEAVY ARM W/STOP DOOR CLOSER, KICKPLATE, THRESHOLD, W/STRIPPING & DRIP CAP.
- (1) LOT INSTALLATION LABOR INCLUDED

EXCLUSIONS

- 1. FIELD PAINTING OF HM DOOR
- 2. HM DOOR IS FLUSH WITH NO VISION LITE

Terms are net 30 days of delivery, without retainage, and plus any and all applicable taxes; FOB warehouse with freight allowed to meter 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:

CHARLES D. STACY

Date:

CAPITOL HARDWARE COMPANY, INC.

401.977.9196 • Fax 401.977.8838 • P.O. Box 12730 • Jackson, MS 39224-2730



BENCHMARK

CONSTRUCTION MANAGEMENT
CORPORATION

June 5, 2023

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

Re: Arts Center – Sand & Paint Metal Door Frames

Dear Ms. Martin:

Please find attached a proposal from Elite Paint, LLC in the amount of \$9,400.00. 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



ELITE PAINT LLC
158 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

PROPOSAL

estimate	Date
#062	June/5/23

Project: Art Center.
Address: Jackson MS.

HM frames
Sand & paint metal door frames
miscellaneous paint not in original scope

Total estimate \$ 9,400 .

Respectfully, Jose Fonseca



June 7, 2023

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

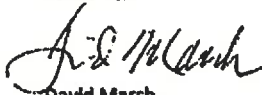
Re: Thalia Mara – Sign Installation

Dear Ms. Martin:

Please find attached a proposal from Acoustics, Inc. in the amount of \$1,947.00. 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
CR#02788**

DATE: June 07, 2023
TO: BENCHMARK CONSTRUCTION
ATTN: DAVID MARSH
RE: THALIA MARA HALL SIGN INSTALL

PROVIDE THE FOLLOWING TO HANG OWNER PROVIDED SIGN:

- LABOR
- SUPERVISION
- MISC MATERIALS
- EQUIPMENT RENTAL
- TRANSPORTATION
- MS SALES TAX

TOTAL PRICE.....\$1,947

QUALIFICATIONS:
PROPOSAL BASED ON CONTRACT TERMS CONSISTENT WITH CONSENSUSDOCS 750
SALES TAX INCLUDED IN ABOVE PRICE
NO P&P BOND INCLUDED, CAN BE ADDED FOR ADDITIONAL COST (RATES VARY DEPENDING ON CONTRACT AMT)

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.



BENCHMARK

June 7, 2023

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

Re: Arts Center – Trash Cans

Dear Ms. Martin:

Please find attached a proposal from West Architectural Specialties in the amount of \$1,600.00. 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

QUOTATION

291 Highway 51, Suite E-6
Ridgeland, MS 39157
Phone: 601/853-9908



P. O. Box 1828
Ridgeland, MS 39158-1828
Fax: 601/853-9921

To: City of Jackson

Date: 06.07.2023

C/o Benchmark Construction

PROJECT: Arts Center Renovations, City of Jackson, Jackson, Mississippi

Addenda Acknowledged: N/A

We propose to furnish for the above project materials listed below:

Waste Receptacles: as requested & as identified below

6 ea. Free-standing waste receptacles (15-gallon capacity) with domed top, open hole

Black powder coat finish

Safco Model 9639BL

Detail sheet provided to Steve Davis for review and approval. Approved 06.06.2023

Delivered and set in place in each restroom

FOR THE SUM OF.....\$ 1,600.00

Note: Due to current fluctuations in stainless steel and aluminum prices, we are required to review all pricing after 30 days prior to accepting a purchase order for any products containing stainless steel or aluminum.

INSTALLATION AVAILABLE ON ALL MATERIALS UPON REQUEST IF NOT SHOWN ABOVE

F.O.B. Factory, Freight allowed jobsite

MS COR# 17654-SC

Taxes: Not included

TERMS: NET, 30 DAYS

By: M. Keith West, FCSI, CCPR **

Accepted: _____

This proposal is subject to the approval of the architect.

Prices subject to change 30 days after date, and subject to acceptance by our suppliers. All agreements contingent upon strikes, accidents, or delays unavoidable or beyond our control.

Council Member Banks moved adoption; Council Member Lindsay seconded.

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

Nays – None.

Absent – Stokes.

ORDER AMENDING ORDER ACCEPTING THE TERM BIDS OF DICKERSON & BOWEN, INC., APAC-MISSISSIPPI, INC., AND ERGON ASPHALT, EMULSIONS, INC., & ADCAMP, INC. FOR A TWELVE-MONTH SUPPLY OF ASPHALT PAVING MATERIALS (BID NO. 74507-051623).

WHEREAS, bid number 74507-051623 for a twelve-month supply of Asphaltic Paving Materials was awarded June 6, 2023 and recorded at minute book 5I, page 370; and

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 22, 2023 10:00 A.M.**

420

WHEREAS, the bid order presented, contained a typographical error in the pricing of the bid of Dickerson & Bowen, Inc. for item 8., Hot Bituminous Pavement, Surface Course (SC-1); and

WHEREAS, the correct bid amount of Dickerson & Bowen, Inc. for item 8., Hot Bituminous Pavement, Surface Course (SC-1) is \$82.50 per ton.

IT IS, THEREFORE, ORDERED that bid 74507-051623 be amended and restated as follows:

Dickerson & Bowen, Inc., P. O. Box 1008, Brookhaven, MS 39602, 2642 S. Gallatin Street, Jackson, MS 39204, Blake Clarke, (601) 969-2002, bclarke@dickersonandbowen.com

ITEM	DESCRIPTION	PICK-UP PRICE	DELIVERY PRICE
1.	Asphaltic Black Base Course	\$75.00 Ton	No bid
2.	Asphaltic Binder Course	\$79.00 Ton	No bid
3.	Asphaltic Wearing Course, TYPE "C", Mix A	\$79.00 Ton	No bid
6.	Plant Mix Bituminous Base Course (BB-1)	\$75.00 Ton	No bid
7.	Hot Bituminous Pavement, Binder Course (BC-1)	\$82.50 Ton	No bid
8.	Hot Bituminous Pavement, Surface Course (SC-1)	\$82.50 Ton	No bid

***APAC-Mississippi, Inc. P. O Box 24508, Jackson, MS 39225-4508, 101 Riverview Drive, Richland, MS 39218, Terry May, (601) 376-4000, john.may@apac.com**

ITEM	DESCRIPTION	PICK-UP PRICE	DELIVERY PRICE
1.	Asphaltic Black Base Course	\$77.00 Ton	\$83.00 Ton
2.	Asphaltic Binder Course	\$79.00 Ton	\$85.00 Ton
3.	Asphaltic Wearing Course, TYPE "C", Mix A	\$81.00 Ton	\$87.00 Ton
4.	Asphaltic Cold Mix Material (Gravel & Sand)	\$149.00 Ton	\$157.00 Ton
6.	Plant Mix Bituminous Base Course (BB-1)	\$79.00Ton	\$85.00 Ton
7.	Hot Bituminous Pavement, Binder Course (BC-1)	\$84.00 Ton	\$89.00 Ton
8.	Hot Bituminous Pavement, Surface Course (SC-1)	\$84.00 Ton	\$89.00 Ton

***Ergon Asphalt & Emulsions, Inc., P. O. Box 23028, Jackson, MS 39225, 2829 Lakeland Drive, Flowood, MS 39232, Amy L. Walker, (601) 933-3000, amy.walker@ergon.com**

ITEM	DESCRIPTION	PICK-UP PRICE	DELIVERY PRICE
5.	Asphalt Emulsion (SS#1 Tack)	\$3.50 Gallon	\$3.75 Gallon
9.	Cationic Emulsified Asphalt, Grade CRS-2	\$4.00 Gallon	\$4.25 Gallon

***ADCAMP, INC., P.O. Box 54246, Jackson, MS, 39288-4246, 1353 Flowood Drive, Flowood, MS 39232, Ralph Barnes, (601) 939-4493, ralph@adcampinc.com**

**SPECIAL MEETING OF THE CITY COUNCIL
TUESDAY, JUNE 22, 2023 10:00 A.M.**

ITEM	DESCRIPTION	PICK-UP PRICE	DELIVERY PRICE
6.	Plant Mix Bituminous Base Course (BB-1)	\$85.00 Ton	\$105.00 Ton
7.	Hot Bituminous Pavement, Binder Course (BC-1)	\$92.00 Ton	\$112.00 Ton
8.	Hot Bituminous Pavement, Surface Course (Sc-1)	\$92.00 Ton	\$112.00 Ton

IT IS, THEREFORE, ORDERED that the bids of Dickerson & Bowen for bid items 1, 2, 3, 6, 7 & 8 for pick-up, in the amounts set forth above, are accepted as the lowest and best bids.

IT IS FURTHER ORDERED that the bid of APAC-Mississippi, Inc. for bid item 4 for both pick-up and delivery, in the amount set forth above, is accepted as the lowest and best bid and that the bids for bid items 1, 2, 3, 4, 6, 7 & 8 for delivery are accepted as the lowest and best bid.

IT IS FURTHER ORDERED that the bids of Ergon Asphalt & Emulsions, Inc. for bid items 5 & 9 for both pick-up and delivery, in the amounts set forth above, are accepted as the lowest and best bids.

IT IS FURTHER ORDERED that, in accordance with Section 31-7-13 (f) of the Mississippi Code, the following bids, in the amounts set forth above, are accepted as alternative bids in the event the commodity is unavailable from the lowest and best bidder:

APAC-Mississippi, Inc.: Items 1, 2, 3, 6, 7 & 8 for pick-up;

ADCAMP, Inc.: Items 6, 7 & 8 for pick-up or for delivery.

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

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, TRAFFIC MAINTENANCE DIVISION.

WHEREAS, certain unanticipated needs and allocations have arisen since the adoption of the Fiscal Year 2023 City of Jackson budget for the Department of Public Works, namely damage to traffic signals caused by motor vehicle accidents; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for these unanticipated needs; and

WHEREAS, the following accounts should be amended as follows:

From: Account	To: Account	Amount
001 44820 6485	001 44820 6826	\$ 69,900.00

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
001 44820 6485	001 44820 6826	\$ 69,900.00

IT IS FURTHER ORDERED that this revision to the budget of the Department of Public Works be published in accordance with Section 21-35-25 of the Mississippi Code.

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

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, SOLID WASTE DIVISION.

WHEREAS, certain unanticipated needs and allocations have arisen since the adoption of the Fiscal Year 2023 City of Jackson budget for the Department of Public Works, Solid Waste Division, namely the purchase much needed software and computer hardware for the continued functions of the division and the rental of a dump truck to complete the development of the cell expansion at the City Rubbish fill; and

WHEREAS, the Fiscal Year 2023 City of Jackson budget should be amended to provide funding for these unanticipated needs; and

WHEREAS, the following accounts should be amended as follows:

From: Account	To: Account	Amount
009-455.10.6317	009-455.10.6242	\$ 6,000.00
009-506.10.6916	009-506.10.6514	\$ 114,000.00

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
009-455.10.6317	009-455.10.6242	\$ 6,000.00
009-506.10.6916	009-506.10.6514	\$ 114,000.00

IT IS FURTHER ORDERED that this revision to the budget of Fund 9, the Solid Waste Fund, be published in accordance with Section 21-35-25 of the Mississippi Code.

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

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

ORDER REVISING THE FISCAL YEAR 2022-2023 BUDGET OF THE DEPARTMENT OF PUBLIC WORKS, CARE & MAINTENANCE DIVISION.

WHEREAS, certain unanticipated needs and allocations in the amount of \$8,661.77 have arisen within the adoption of the Fiscal Year 2022-2023 budget, namely to purchase computers and lawn care equipment for the Division; and

WHEREAS, the Fiscal Year 2022-2023 budget must be revised to provide funding to purchase equipment for daily operation at the facility etc.; and

WHEREAS, the following accounts should be amended as follows:

From: Account	To: Account	Amount
001-453.00.6468	001-453.00.6241	\$4,850.12
001-453.00.6468	001.453.00.6242	\$3,811.65

IT IS, THEREFORE, ORDERED that the Fiscal Year 2022-2023 budget of the Department of Public Works, Care & Maintenance Division, be revised in the amount of \$8,661.77 as follows:

From: Account	To: Account	Amount
001-453.00.6468	001-453.00.6241	\$4,850.12
001-453.00.6468	001.453.00.6242	\$3,811.65

IT IS FURTHER ORDERED that this revision to the budget of the Department of Public Works be published in accordance with Section 21-35-25 of the Mississippi Code.

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

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

ORDER RATIFYING AN EMERGENCY CONTRACT FOR WATER REMEDIATION WITH SERVPRO OF JACKSON FOR THE WILLIE MORRIS LIBRARY AND AUTHORIZING PAYMENT.

WHEREAS, the Building Maintenance Division of the Department of Public Works had need of services for water clean-up at the Willie Morris Library caused as a result of an internal plumbing break; and

WHEREAS, pursuant to Miss. Code Ann. § 31-7-13(k), in order to minimize damage to the building and to remove water damaged material to prevent the growth of mold and mildew, the City of Jackson invoked the emergency procurement procedure to provide clean up and to make any necessary repairs, a copy of which is attached hereto; and

WHEREAS, pursuant to the emergency procurement process, the Department of Public Works contacted ServPro of Jackson to investigate and make the necessary repair to prevent any further damage to the interior of the library; and

WHEREAS, Serv-Pro of Jackson immediately responded to the requested and provided the requested cleanup service at a cost of \$45,272.94, an invoice for which is attached hereto.

IT IS, THEREFORE, ORDERED that the contract with ServPro of Jackson described above in the amount of \$45,272.94 is hereby ratified.

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

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

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

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

ORDER RATIFYING PROCUREMENT OF COMMODITIES FROM AIRGAS USA, LLC FOR THE DEPARTMENT OF PUBLIC WORKS, BRIDGES & DRAINAGE DIVISION.

WHEREAS, the Bridges & Drainage Division of the Department of Public Works had need of argon, acetylene, and oxygen as part of standard duties; and

WHEREAS, due to exigent circumstances, the procurement of these commodities necessary for daily work including emergency repairs was done without prior approval by the City Purchasing Manager or the City Council of the City of Jackson; and

WHEREAS, the purchases from AirGas USA, LLC identified in the invoices attached this order and incorporated in it were for materials provided to the Bridges & Drainage Division for argon, acetylene, and oxygen, and said materials have been delivered.

IT IS, THEREFORE, ORDERED that payment to AirGas USA, LLC, in the amount of \$2,603.10 be made consistent with the attached invoices.

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

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

Nays – None.

Absent – Stokes.

ORDER RATIFYING PROCUREMENT OF ASPHALT FROM APAC MISSISSIPPI, INC. FOR THE DEPARTMENT OF PUBLIC WORKS, PAVED STREETS DIVISION, AND AUTHORIZING PAYMENT.

WHEREAS, the annual asphalt term bid expired on April 30, 2023, prior to the acceptance of bids for the new annual term bid; and

WHEREAS, the Paved Streets Division of the Department of Public Works had need of asphalt during the month of May 2023 prior to the acceptance of a new term bid in June 2023; and

WHEREAS, due to exigent circumstances, the procurement of this necessary commodity for the repair of City streets was done without prior approval by the City Purchasing Manager or the City Council of the City of Jackson; and

WHEREAS, purchases in the amount of \$19,494.01, as evinced by the invoices attached hereto, of asphalt from APAC Mississippi, Inc. was made by the Paved Streets Division for and said materials have been received.

IT IS, THEREFORE, ORDERED that payment to APAC Mississippi, Inc., in the amount of \$19,494.01 be made consistent with the attached invoices.

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

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

Nays – Foote.

Absent – Stokes.

ORDER AMENDING THE ORDER ACCEPTING THE BID OF FISKE INTERNATIONAL GROUP, CORPORATION FOR CHIPPING AND GRINDING OF DEBRIS AT THE CITY RUBBISH FACILITY FOR THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, Fiske International Group, Corporation was selected by the governing authorities of the City of Jackson and awarded a term bid for Twenty-Four Months of Service for Chipping, Grinding, Hauling and Disposal of Vegetative Debris on December 20, 2022; and

WHEREAS, it was 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, and

WHEREAS, due to increased severe storm activity, there has been an increase in wood debris disposed in the active face of the cell which must be chipped and ground to remain in compliance with regulations set forth in the Solid Waste Management Permit issued by the Mississippi Department of Environmental Quality; and

WHEREAS, it is the recommendation of the Department of Public Works that the amount authorized for the twenty-four-month term bid be increased from \$300,000.00 to \$500,000.00 to cover the increase in volume of wood debris that needs to be chipped and ground.

IT IS, THEREFORE, ORDERED that the amount authorized for the Twenty-Four Months of Service for Chipping, Grinding, Hauling and Disposal of Vegetative Debris awarded to Fiske International Group, Corporation be increased from \$300,000.00 to \$500,000.00 to cover the increase in vegetative debris that needs to be chipped and ground as a result of increased storm activity.

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

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

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 Banks** seconded.

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

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, February 28, 2023, March 21, 2023, April 25, 2023 and May 23, 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.

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

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

Nays – None.

Absent – Stokes.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI URGING THE MAYOR TO INITIATE AN RFP FOR A LONG-TERM SOLID WASTE COLLECTION AGREEMENT COMMENCING APRIL 1, 2024 TO AVOID ANOTHER GARBAGE CRISIS.

WHEREAS, currently the City of Jackson is under an emergency solid waste collection and hauling agreement with Richard’s Disposal, Inc. for a one-year term commencing April 19, 2023 through March 31, 2024; and

WHEREAS, the Emergency Agreement with Richard’s Disposal, Inc. for the period of April 19, 2023 through March 31, 2024, was approved to remedy the absence of residential solid waste collection for City of Jackson residents and comply with Mississippi state law; and

WHEREAS, the City of Jackson previously had a long-term Agreement for Solid Waste Collection Services that expired on September 30, 2021; and

WHEREAS, the City Council of Jackson, Mississippi does not currently have a long-term solid waste collections agreement; and

WHEREAS, not having a long-term solid waste collections agreement in place may cause unnecessary anxiety among Jackson’s citizens as we get close to March 31, 2024.

BE IT HEREBY RESOLVED that the City Council of Jackson, MS strongly urges the Mayor to initiate an RFP for a long-term solid waste collection agreement commencing April 1, 2024 to avoid another garbage crisis.

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

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

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

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

MONTHLY REPORT OF PRIVILEGE TAXES AS REQUIRED ACCORDING TO SECTION 27-17-501 OF THE MISSISSIPPI CODE ANNOTATED OF 1972. **President Foote** stated that all City Council members had received the monthly financial report for review.

There being no further business to come before the City Council, it was unanimously voted to adjourn until the Special Council Meeting at 4:00 p.m. on June 29, 2023. At 1:29 p.m., the Council stood adjourned.

PREPARED BY:

Shanekia Masley-Jordan
CLERK OF COUNCIL

APPROVED:

[Signature] 7/18/2023
COUNCIL PRESIDENT DATE

[Signature]

MAYOR

ATTEST:

Angele Harris
CITY CLERK
