

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, APRIL 8, 2014 10:00 A.M.**

**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi, was convened in the Council Chambers in City Hall at 10:00 a.m. on April 8, 2014, being the second Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Melvin Priester, Jr., President, Ward 2; De'Keither Stamps, Vice-President, Ward 4; Quentin Whitwell, Ward 1; LaRita Cooper-Stokes, Ward 3; Tony Yarber, Ward 6 and Margaret Barrett-Simon, Ward 7. Directors: Charles H. Tillman, Acting Mayor; Brenda Pree, City Clerk; and Gail Lowery, City Attorney.

Absent: None.

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The meeting was called to order by **President Melvin Priester, Jr.**

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The invocation was offered by **Pastor Calvin Waddy** of Central Community Church of God.

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**President Priester** recognized **Acting Mayor Tillman** who introduced the following individual during the meeting:

- **Jarratt Taylor**, a graduate of the Federal Bureau of Investigation National Academy.

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**President Priester** recognized the following individual who provided public comments:

- **Mallory Crawford** expressed concerns regarding the lack of communication from the Hinds County Detention Center in obtaining information concerning her son that was injured in a riot at the Detention Center.

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**ORDER ACCEPTING PAYMENT OF \$774.00 FROM STATE AUTO INSURANCE COMPANIES ON BEHALF OF ITS INSURED (SAMUEL HARRIS) AS A PROPERTY DAMAGE SETTLEMENT.**

**IT IS HEREBY ORDERED** by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$774.00 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1651) on October 21, 2013.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER ACCEPTING PAYMENT OF \$1,737.33 FROM NATIONWIDE INSURANCE COMPANY ON BEHALF OF ITS INSURED (JAMES NUN/OWNER) AS A PROPERTY DAMAGE SETTLEMENT.**

**IT IS HEREBY ORDERED** by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$1,737.33 as a property damage settlement for damage sustained to a City of Jackson vehicle (PT-742) on December 28, 2013.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER ACCEPTING PAYMENT OF \$2,652.00 FROM CONTINENTAL CASUALTY COMPANY ON BEHALF OF ITS INSURED (XAVIER SPROULLS) AS A PROPERTY DAMAGE SETTLEMENT.**

**IT IS HEREBY ORDERED** by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$2,652.00 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1583) on October 23, 2013.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING PAYMENT OF \$6,400.00 TO MIA DENMAN AS A FULL AND COMPLETE SETTLEMENT OF A PROPERTY DAMAGE CLAIM.**

**IT IS HEREBY ORDERED** that payment in the amount of \$6,400.00 be made to Mia Denman as full and complete settlement for any and all claims resulting from a vehicular accident that occurred on January 22, 2014, with a City of Jackson vehicle.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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There came on for Introduction Agenda Item No. 6:

**ORDINANCE ESTABLISHING ENTERPRISE COMMUNITY ZONES WITHIN THE CITY OF JACKSON.** Said item was referred to the Economic Development Committee.

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**ORDINANCE CLOSING AND VACATING A PORTION OF JOHN R. LYNCH STREET AND PRENTISS STREET IN FAVOR OF THE ABUTTING LANDOWNER.**

**WHEREAS,** Jackson State University, hereinafter referred to as "Petitioner", petitioned the City of Jackson, Mississippi to close and vacate John R. Lynch Street from east of Dr. Robert Smith, Sr. Parkway to Prentiss Street and Prentiss Street from John R. Lynch Street to south of Pearl Street, hereinafter referred to as "Street", located in the City of Jackson, First Judicial District, Hinds County, Mississippi; and

**WHEREAS,** the Petitioner presented their petition pursuant to Section 110-5 of the Jackson Code of Ordinances; and

**WHEREAS,** the Petitioner is the owner of all property abutting the Street on both sides, and has, at its own expense, furnished the City of Jackson with a survey plat; and

**WHEREAS,** the Site Plan Review Committee of the City of Jackson reviewed the petition to close and vacate the Street on July 12, 2012, and approved the petition on February 6, 2013, after all technical objections that were raised by the committee were addressed by the petitioner; and

**WHEREAS,** the Department of Public Works recommends that the City of Jackson retain two (2) permanent easements, right of entry, and subterranean rights for municipal utilities within the Street; and

**WHEREAS,** the City Council finds that the Street sought to be closed and vacated is no longer needed as a public thoroughfare and will not be needed as a public thoroughfare in the foreseeable future.

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

**SECTION 1.** The herein described portion of John R. Lynch Street and Prentiss Street constitute a publicly dedicated right-of-way, with said right-of-way being described as follows: A tract or parcel of land containing 3.37 acres (146,807 square feet), more or less, located in the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of Section 5 and in the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section 8, all in Township 5 North, Range 1 East in the City of Jackson, Hinds County, Mississippi and being more particularly described as follows, to wit; BEGINNING at a set #5 iron rod on the Eastern right-of-way line of Prentiss Street, as now (November 2012) laid out and in use, said point being 131.03 feet South of and 747.73 feet West of a set #5 rebar marking the intersection of the Northern right-of-way line of West Pearl Street and the Western right-of-way line of Chicago Avenue, as both are now, (November 2012), laid out and in use, said point also being further described as the Southeast Corner of Lot 16, Block 4 of the Huntonia Survey, a map or plat of which is on file in the Office of the Chancery Clerk of Hinds County, Mississippi; thence, following the aforesaid Eastern right-of-way line of Prentiss Street, run South 00 degrees 08 minutes 18 seconds West for a distance of 943.89 feet to a found P. K. nail marking the intersection of the aforesaid Eastern right-of-way line of Prentiss Street and the Southern right-of-way line of J. R. Lynch Street, as both are now, (November 2012), laid out and in use; thence, following the aforesaid Southern right-of-way line of J. R. Lynch Street, run North 89 degrees 05 minutes 48 seconds West for a distance of 944.60

feet to a set #5 rebar on the aforesaid Southern right-of-way line of J. R. Lynch Street; thence, leaving the aforesaid Southern right-of-way line of J. R. Lynch Street, run North 19 degrees 14 minutes 30 seconds East for a distance of 230.06 feet to a set #5 rebar located on a flare in the Eastern right-of-way line of Metro Parkway, as now, (November 2012), laid out and in use; thence, following the aforesaid flare in the Eastern right-of-way line of Metro Parkway, run South 35 degrees 12 minutes 47 seconds East for a distance of 183.71 feet to a set #5 rebar at the intersection of the aforesaid Eastern right-of-way line of Metro Parkway and the Northern right-of-way line of the aforesaid J. R. Lynch Street; thence, following the aforesaid Northern right-of-way line of the aforesaid J. R. Lynch Street, run South 89 degrees 05 minutes 48 seconds East for a distance of 682.98 feet to a found P. K. nail at the intersection of Northern right-of-way line of the aforesaid J. R. Lynch Street and the Western right-of-way line of the aforesaid Prentiss Street; thence, following the aforesaid Western right-of-way line of Prentiss Street, run North 00 degrees 08 minutes 18 seconds East for a distance of 872.85 feet to a chiseled "X" in the concrete on the aforesaid Western right-of-way line of Prentiss Street; thence, leaving the aforesaid Western right-of-way line of Prentiss Street, run South 89 degrees 51 minutes 42 seconds East for a distance of 80.00 feet back to the POINT OF BEGINNING.

**SECTION 2.** Pursuant to operation of law, a certified copy of this Ordinance shall serve to convey, quitclaim, and release the City's right, title, and interest in and to said right-of-way, as herein described, to the abutting landowners of record.

**SECTION 3.** The conveyance of said right-of-way is subject to any dedications, limitations, restrictions, reservations, or easements of record.

**SECTION 4.** The Petitioners shall assume all responsibility and liability for the herein described right-of-way.

**SECTION 5.** The herein described right-of-way and portions of John R. Lynch Street and Prentiss Street is hereby closed and vacated.

**SECTION 6.** The City of Jackson hereby reserves a permanent water utility easement within the herein described right-of-way, and shall retain the right of entry for public purposes and utilities maintenance, as well as all subterranean rights to the herein described right-of-way.

**SECTION 7.** The Director of the Department of Public Works is hereby authorized and directed to indicate the closing and vacation of the herein described portion of the Street on the official map of the City of Jackson.

**SECTION 8.** Any and all ordinances of the City of Jackson, or any parts of ordinances, in conflict herewith shall be, and the same are hereby, repealed.

**SECTION 9.** The cost of publication of this Ordinance shall be borne by the Petitioner.

**SECTION 10.** This Ordinance shall be effective thirty (30) days after passage and after publication.

**Council Member Yarber** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDINANCE CLOSING AND VACATING THE ROACH STREET KCS RAILROAD CROSSING IN FAVOR OF THE ABUTTING LANDOWNER.**

**WHEREAS**, Meridian Speedway, LLC, which owns the east-west railroad through Jackson commonly referred to as the Kansas City Southern Railroad, has requested that the City of Jackson close the Roach Street crossing as part of a larger project designed to institute a quiet zone through Jackson by reducing train horn usage at eleven railroad crossings through Jackson; and

**WHEREAS**, the Roach Street crossing, which carries a very low volume of vehicular traffic, currently requires the installation of a high cost warning light and crossing arms to meet current Federal Railroad Administration safety standards; and

**WHEREAS**, closing the Roach Street crossing would aid in the overall project of increasing train speeds through the Canadian National switch and greatly aid the City in meeting Federal Railroad Administration points criteria for establishing a quiet zone from Westhaven Boulevard to State Street; and

**WHEREAS**, the Kansas City Southern railway has offered to compensate the City \$50,000.00 for closing the crossing; and

**WHEREAS**, the City Council finds that it is in the safety and best interest of the City to close the Roach Street railroad crossing.

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

**SECTION 1.** The herein described portion of Roach Street constitutes a publicly dedicated right-of-way, with said right-of-way being described as follows:

A certain parcel of land being situated in the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 10, T5N-R1E in the City of Jackson, Hinds County, Mississippi, and being more particularly described as follows:

Commence at an existing  $\frac{1}{2}$ " iron pin marking the Point of Intersection of the South right-of-way line of Hudson Street and the East right-of-way line of South Roach Street (as both are now laid out and improved); said point also being the Northwest corner of Lot 1, Richardson Survey (unrecorded subdivision); run thence South 01 degrees 23 minutes 14 seconds West along said East right-of-way line of said South Roach Street for a distance of 387.95 feet to a set  $\frac{1}{2}$ " iron pin marking the Point of Intersection of said East right-of-way line of South Roach Street and the North right-of-way line of the Kansas City Southern Railway (as now laid out and improved) being the POINT OF BEGINNING of the parcel of land herein described; from said POINT OF BEGINNING, continue thence South 01 degrees 23 minutes 14 seconds West along said East right-of-way line of South Roach Street for a distance of 59.33 feet to a set  $\frac{1}{2}$ " iron pin marking the Point of Intersection of said East right-of-way line of South Roach Street with the South right-of-way line of said Kansas City Southern Railway; leaving said East right-of-way line of said South Roach Street, run thence North 56 degrees 02 minutes 48 seconds West along said South right-of-way line of the Kansas City Southern Railway for a distance of 38.29 feet to a set  $\frac{1}{2}$ " iron pin marking the Point of Intersection of said South right-of-way line of the Kansas City Southern Railway and the West right-of-way line of said South Roach Street; leaving said South right-of-way line of the Kansas City Southern Railway, run thence North 01 degrees 23 minutes 14 seconds East along said West right-of-way line of South Roach Street for a distance of 59.33 feet to a set  $\frac{1}{2}$ " iron pin on the aforesaid North right-of-way line of the Kansas City Southern Railway; leaving said West right-of-way line of South Roach Street, run thence South 56 degrees 02 minutes 48 seconds East along said North right-of-way of

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the Kansas City Southern Railway right-of-way line for a distance of 38.29 feet to the POINT OF BEGINNING, containing 1,915 square feet, more or less.

**SECTION 2.** Pursuant to operation of law, a certified copy of this Ordinance shall serve to convey, quitclaim, and release the City's right, title, and interest in and to said right-of-way, as herein described, to the abutting landowners of record.

**SECTION 3.** The conveyance of said right-of-way is subject to any dedications, limitations, restrictions, reservations, or easements of record.

**SECTION 4.** The Petitioners shall assume all responsibility and liability for the herein described right-of-way.

**SECTION 5.** The herein described right-of-way and portion of Roach Street is hereby closed and vacated.

**SECTION 6.** The Director of the Department of Public Works is hereby authorized and directed to indicate the closing and vacation of the herein described portion of the Street on the official map of the City of Jackson.

**SECTION 7.** The Mayor is authorized to accept payment from Meridian Speedway, LLC and/or its subsidiary or parent company as compensation for the closing of the Roach Street KCS Railroad Crossing.

**SECTION 8.** Any and all ordinances of the City of Jackson, or any parts of ordinances, in conflict herewith shall be, and the same are hereby, repealed.

**SECTION 9.** The cost of publication of this Ordinance shall be borne by the Petitioner.

**SECTION 10.** This Ordinance shall be effective thirty (30) days after passage and after publication.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDINANCE CLOSING AND VACATING A PORTION OF PINE STREET IN FAVOR OF THE ABUTTING LANDOWNER.**

**WHEREAS**, the Junior League of Jackson, Mississippi, hereinafter referred to as "Petitioner", petitioned the City of Jackson, Mississippi to close and vacate a portion of Pine Street, hereinafter referred to as "Street", located in the City of Jackson, First Judicial District, Hinds County, Mississippi; and

**WHEREAS**, the Petitioner presented their petition pursuant to Section 110-5 of the Jackson Code of Ordinances; and

**WHEREAS**, the Petitioner is the owner of all property abutting the Street on both sides, and has, at its own expense, furnished the City of Jackson with a survey plat; and

**WHEREAS**, the Site Plan Review Committee of the City of Jackson reviewed the petition to close and vacate the Street on January 23, 2014, and approved the petition on February 25, 2014, after all technical objections that were raised by the committee were addressed by the petitioner; and

**WHEREAS**, the Department of Public Works recommends that the City of Jackson retain one (1) permanent easement and subterranean rights for municipal utilities that cross the Street; and

**WHEREAS**, the City Council finds that the Street sought to be closed and vacated is no longer needed as a public thoroughfare and will not be needed as a public thoroughfare in the foreseeable future.

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

**SECTION 1.** The herein described portion of Pine Street constitutes a publicly dedicated right-of-way, with said right-of-way being described as follows: A certain parcel of land being situated in the West  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$  of Section 35, T6N, R1E, City of Jackson, Hinds County, Mississippi, and being more particularly described as follows: Commence at the NE corner of Lot 8 Block 1 Glenwood Place subdivision, recorded in Plat Cabinet A, Slide 171 in the records of the Hinds County Chancery Clerk; then run 101.48 feet east of and 318.76 feet north to the point of beginning, BEGIN at an existing iron pin marking the Point of Intersection of the south right-of-way line of Riverside Drive with the west right-of-way line of Pine Street (as both are now laid out and in use); run thence South 89 degrees 44 minutes 24 seconds East along said south right-of-way line for a distance of 62.84 feet to the east right-of-way line of Pine Street; thence, leaving said south right of way line, run South 17 degrees 39 minutes 36 seconds West along said east right-of-way line for a distance of 349.09 feet to the north line of Glenwood Place Subdivision; thence, leaving said east right-of-way line, run North 76 degrees 22 minutes 12 seconds West along said north line of Glenwood Place Subdivision for a distance of 60.11 feet to the west right of way line of Pine Street; thence, leaving said north line, run North 17 degrees 39 minutes 36 seconds East along said west right-of-way line for a distance of 334.53 feet back to the POINT OF BEGINNING, containing 0.47 acre, more or less.

**SECTION 2.** Pursuant to operation of law, a certified copy of this Ordinance shall serve to convey, quitclaim, and release the City's right, title, and interest in and to said right-of-way, as herein described, to the abutting landowners of record.

**SECTION 3.** The conveyance of said right-of-way is subject to any dedications, limitations, restrictions, reservations, or easements of record.

**SECTION 4.** The Petitioners shall assume all responsibility and liability for the herein described right-of-way.

**SECTION 5.** The City of Jackson hereby reserves a permanent utility easement more particularly described as follows: A certain parcel of land being situated in the West  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$  of Section 35, T6N, R1E, City of Jackson, Hinds County, Mississippi, and being more particularly described as follows: Commence at the NE corner of Lot 8 Block 1 Glenwood Place subdivision, recorded in Plat Cabinet A, Slide 171 in the records of the Hinds County Chancery Clerk; then run 101.48 feet east of and 318.76 feet north to the POINT OF BEGINNING; thence run South 17 degrees 39 minutes 36 seconds West along said west right-of-way line for a distance of 28.55 feet; thence, leaving said west right-of-way line, run North 89 degrees 05 minutes 36 seconds East for a distance of 63.25 feet to the east right-of-way line of Pine Street; thence run North 17 degrees 39 minutes 36 seconds East along said east right-of-way line for a distance of 27.20 feet to the south right-of-way line of Riverside Drive; thence, leaving said east right-of-way line, run North 89 degrees 44 minutes 24 seconds West along said south right-of-way line for a distance of 62.84 feet back to the POINT OF BEGINNING, containing 0.04 acre, more or less. The City of Jackson shall retain the right of entry to the described easement for public purposes and utilities maintenance, as well as all subterranean rights to the described easement.

**SECTION 6.** The herein described right-of-way and portion of Pine Street is hereby closed and vacated.

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SECTION 7. The Director of the Department of Public Works is hereby authorized and directed to indicate the closing and vacation of the herein described portion of the Street on the official map of the City of Jackson.

SECTION 8. Any and all ordinances of the City of Jackson, or any parts of ordinances, in conflict herewith shall be, and the same are hereby, repealed.

SECTION 9. The cost of publication of this Ordinance shall be borne by the Petitioner.

SECTION 10. This Ordinance shall be effective thirty (30) days after passage and after publication.

Council Member Barrett-Simon moved adoption; Council Member Yarber seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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ORDER APPROVING CLAIMS NUMBER 7446 TO 7785, APPEARING AT PAGES 1180 TO 1232 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$5,440,729.20 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 7446 to 7785, appearing at pages 1180 to 1232, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$5,440,729.20 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
08/09&10 COPS TECHNOLOGY GRNT	1,396.00
2008 GO STREET CONSTRUCTION FD	15,000.00
2011 ED BYRNE MEMORIAL JUSTICE	309.54
2012 ED BYRNE MEMORIAL JUSTICE	18,630.00
2012 G.O. NOTE-CAPITAL PROJECT	1,400.00
2013 ED BYRNE MEMORIAL JUSTICE	33,300.00
AMERICORP CAPITAL CITY REBUILD	2,609.99
BOND & INTEREST FUND	2,075,856.58
BUSINESS IMPROV FUND (LANDSCP)	105,205.41
CAPITOL STREET 2-WAY PROJECT	471,568.27
DISABILITY RELIEF FUND	767,379.33
EARLY CHILDHOOD (DAYCARE)	421.45
EMPLOYEES GROUP INSURANCE FUND	146,721.44
G O PUB IMP CONS BD 2003 (\$20M)	2,179.19
GENERAL FUND	1,246,562.30
HOME PROGRAM FUND	8,394.95
HOUSING COMM DEV ACT (CDBG) FD	8,227.96
LANDFILL/SANITATION FUND	64,673.91
MADISON SEWAGE DISP OP & MAINT	4.89
NCSC SENIOR AIDES	41.40
P E G ACCESS- PROGRAMMING FUND	1,580.90
PARKS & RECR FUND	34,064.94

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SEIZURE & FORFEITED PROP – FED	26.89
STATE TORT CLAIMS FUND	9,091.52
TECHNOLOGY FUND	46,118.34
TITLE III AGING PROGRAMS	226.22
TRANSPORTATION FUND	136,274.07
UNEMPLOYMENT COMPENSATION REVO	7,560.00
WATER/SEWER CAPITAL IMPR FUND	36,802.49
WATER/SEWER CONST FD 1999-\$35M	.95
WATER/SEWER OP & MAINT FUND	179,578.08
WATER/SEWER REVENUE FUND	19,522.19
<b>TOTAL</b>	<b>\$5,440,729.20</b>

**Note: President Priester** recused himself during the vote on the claims docket and left the room prior to any discussion on the matter.

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**Council Member Barrett-Simon** moved adoption; **Acting Mayor Tillman** seconded.

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**Vice-President Stamps** recognized **Lee Unger**, the City’s Director of Administration, who provided the Council with a brief overview of the Claims Docket at the request of **Council Member Whitwell**.

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Thereafter, **Vice-President Stamps** called for a final vote:

- Yeas- Barrett-Simon, Stamps, Tillman and Whitwell.
- Nays- Cooper-Stokes and Yarber.
- Recusal- Priester.
- Absent- None.

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 7446 TO 7785 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 7446 to 7785 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$213,201.35 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		1,983,223.68
PARKS & RECR.		74,998.39
LANDFILL FUND		24,280.87
SENIOR AIDES		2,578.72
WATER/SEWER OPER. & MAINT		215,920.35
PAYROLL	213,201.35	
PAYROLL FUND		1,147.50
EARLY CHILDHOOD		37,850.58
HOUSING COMM DEV		6,639.08

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TITLE III AGING PROGAMS		6,176.40
AMERICORP CAPITAL CITY REBUILD		9,161.84
TRANSPORTATION FUND		7,625.60
T-WARNER PA/GA FUND		6,614.31
COPS HIRING GRANT 2011		27,704.62

**TOTAL** **\$2,2403,921.94**

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH MYTHICS, INC., FOR THE MAINTENANCE FOR ORACLE DATABASE, DIAGNOSTIC PACK AND TUNING PACK.**

**WHEREAS**, Mythics, Inc. has proposed a one-year maintenance agreement that covers the Oracle Database, Diagnostic Pack and Tuning Pack; and

**WHEREAS**, maintenance needs for all Oracle software have been analyzed and execution of maintenance agreements for the Oracle software is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute agreements with Mythics, Inc., providing for maintenance of software comprising the Oracle Database, Diagnostic Pack and Tuning Pack, said maintenance being provided at a cost of \$38,177.58 per year, beginning March 13, 2014 until March 12, 2015.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER EXTENDING THE PROPOSAL FROM FIRST SOUTHWEST ASSET MANAGEMENT, INC. TO PROVIDE ARBITRAGE REBATE ANALYSIS SERVICES FOR THE CITY'S DEBT THROUGH SEPTEMBER 30, 2019, SAID EXTENSION TO BE UNDER THE SAME TERMS AND CONDITIONS AS PREVIOUSLY ACCEPTED BY THE CITY AND WITH A REDUCTION IN COST TO THE CITY.**

**WHEREAS**, on July 30, 2002 and recorded in minute book 5G page 261, the City accepted the proposal of First Southwest Asset Management, Inc. to provide arbitrage rebate analysis services for the City's debt through September 30, 2004; and

**WHEREAS**, the Request for Proposals provided that the City can extend the term of the engagement at the City's discretion; and

**WHEREAS**, on September 23, 2008 and recorded in minute book 5S page 501, the City extended the proposal of First Southwest Asset Management, Inc. to provide arbitrage rebate analysis services for the City's debt through September 30, 2010 said extension to be under the same terms and conditions previously accepted by the City; and

**WHEREAS**, to maintain consistency of the rebate calculations at a reduced cost it is in the best interest of the City to extend the proposal of First Southwest Asset Management, Inc. to provide arbitrage rebate services through September 30, 2019; and

**WHEREAS**, First Southwest Asset Management, Inc. has agreed to a reduction in cost for each bond issue to provide the annual rebate calculations; and

**WHEREAS**, the annual fee of \$1,400 will be reduced by 10% if the calculation data is provided to First Southwest Asset Management, Inc. in a spreadsheet or electronic text file format.

**IT IS, THEREFORE, ORDERED** that the proposal of First Southwest Asset Management, Inc. be extended to provide arbitrage rebate analysis services for the City's debt through September 30, 2019, said extension to be under the same terms and conditions as previously accepted by the city and with a reduction in cost to the City as specified in this council order.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER ACCEPTING \$1,000,000 FROM THE MISSISSIPPI DEPARTMENT OF FINANCE AND ADMINISTRATION AS AUTHORIZED IN SENATE BILL 2913 OF THE 2013 REGULAR SESSION OF THE MISSISSIPPI STATE LEGISLATURE TO PAY COST ASSOCIATED WITH THE REPAIR, RENOVATIONS, AND UPGRADES AND IMPROVEMENTS AT THALIA MARA HALL.**

**WHEREAS**, improvements are needed in the Thalia Mara Hall's restroom, heating, ventilation and air condition, and to comply with American with Disabilities Act; and

**WHEREAS**, a Memorandum of Understanding has been entered into by the Department of Finance and Administration and the City of Jackson pursuant to the use of such funds for repairs and upgrades; and

**WHEREAS**, the improvements and upgrades have begun in preparation for the International Ballet Competition.

**IT IS, THEREFORE, ORDERED** that the City accepts the \$1,000,000 authorized by 2013 Senate Bill 2913 for Thalia Mara Hall renovations and that the budget for the repair project be revised accordingly.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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REGULAR MEETING OF THE CITY COUNCIL

TUESDAY, APRIL 8, 2014 10:00 A.M.

12

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**ORDER AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AND SUBMIT UNCLAIMED PROPERTY CLAIMS TO THE STATE OF MISSISSIPPI TREASURY DEPARTMENT; TO ACCEPT AND DEPOSIT SAID UNCLAIMED PROPERTY UPON RECEIPT; AND TO ESTABLISH AN AUTHORIZATION TERMINATION DATE.**

**WHEREAS**, the Unclaimed Property Division of the State of Mississippi Treasury Department acts as custodian of unclaimed property reported to the State Treasurer and attempts to locate the rightful owners so that they may claim their property; and

**WHEREAS**, it has been discovered that the City of Jackson, Mississippi, has unclaimed property held by the Unclaimed Property Division; and

**WHEREAS**, claim forms must be submitted to the Unclaimed Property Division in order to receive the unclaimed property; and

**WHEREAS**, it is recommended that the Mayor, or his designee, be authorized to complete and submit the necessary claim forms and to accept and deposit the unclaimed property upon receipt.

**IT IS, THEREFORE, ORDERED** that the Mayor, or his designee, is authorized to execute and to submit to the Unclaimed Property Division of the State of Mississippi Treasury Department any and all documents necessary to claim any property due unto the City of Jackson, Mississippi.

**IT IS FURTHER ORDERED** that the Mayor, or his designee, is authorized to accept any unclaimed property upon receipt and to deposit the same into the appropriate municipal fund account(s).

**IT IS FINALLY ORDERED** that the authorization granted herein shall terminate on December 31, 2014.

**Council Member Barrett-Simon** moved adoption; **Council Member Whitwell** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR'S SUBMISSION TO APPLY FOR THE FY15 MISSISSIPPI OFFICE OF HIGHWAY SAFETY GRANT AND ADMINSTRATED BY THE STATE OF MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY.**

**WHEREAS**, the City of Jackson has been granted the opportunity to apply for the FY2015 Mississippi Highway Safety Grant administered by the Mississippi Department of Public Safety Office; and

**WHEREAS**, funds will be used to purchase a DUI/Mobile Command Center and provide overtime to officers in the DUI Unit to help keep the City of Jackson's highways and streets safe from impaired drivers; and

**WHEREAS**, the 2015 Mississippi Office of Highway Safety Grant Program requires no matching funds.

**IT IS HEREBY ORDERED** that the Mayor's submission to apply for the FY15 Mississippi Highway Safety Grant to the MS Department of Public Safety be ratified.

**IT IS FURTHERED ORDERED** that the Mayor or his designee be authorized to execute any and all documents necessary for the acceptance and administration of said grant.

**Council Member Barrett-Simon** moved adoption; **Council Member Whitwell** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING THE USE OF UNMARKED POLICE VEHICLES BY THE JACKSON POLICE DEPARTMENT.**

**WHEREAS**, Section 25-1-87, Mississippi Code of 1972, as amended, prescribes the manner in which municipal owned or leased vehicles are to be marked; and

**WHEREAS**, use of specified, unmarked police vehicles used in criminal investigations is permitted as long as municipal governing authorities adopt an order setting forth the manufacturer's serial number and why the vehicle should be exempted from the law requiring vehicle marking; and

**WHEREAS**, the vehicles listed in this order are used by police officers and investigations and identifying marks will hinder these investigations.

**IT IS, HEREBY, ORDERED** that since use of marked police vehicles by officers and investigations conducting detective work would impede their criminal investigations the following vehicles should be exempt from the "marking" requirements prescribed in Section 25-1-87, Mississippi Code, as amended:

PC-1754	1997 NISSAN ALTIMA	1N4BU31D9VC148031
PC-1755	2013 DODGE AVENGER	1C3CDZAB0DN626800
PC-1756	2013 DODGE AVENGER	1C3CDZAB2DN626801
PC-1757	2013 DODGE AVENGER	1C3CDZAB4DN626302
PC-1758	2013 DODGE AVENGER	1C3CDZAB6DN626803
PC-1764	2014 DODGE AVENGER	1C3CDZAB2EN178030
SUV-62	2014 FORD EXPLORER	1FM5K8AR7EGB38270
SUV-63	2014 FORD EXPLORER	1FM5K8AR9EGB38271
SUV-64	2014 FORD EXPLORER	1FM5K8AR9EGB38265
SUV-65	2014 FORD EXPLORER	1FM5K8AR5EGB38266
SUV-66	2014 FORD EXPLORER	1FM5K8AR7EGB38267
SUV-67	2014 FORD EXPLORER	1FM5K8AR0EGB38269
SUV-68	2014 FORD EXPLORER	1FM5K8AR5EGB38268
PT-691	2010 FORD F-150	1FTEX1CW5AFB90660
PT-787	2014 DODGE RAM 1500	1C6RR6KT5ES164595

**Council Member Stamps** moved adoption; **Council Member Barrett-Simon** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH PYROFIRE DISPLAYS, INC. FOR A PYROTECHNIC DISPLAY AT SMITH WILLS STADIUM, LOCATED AT 1200 LAKELAND DRIVE, ON JULY 3, 2014 FOR A COST OF FOUR THOUSAND NINE HUNDRED NINETY-FIVE DOLLARS & ZERO CENTS (\$4,995.00).**

**WHEREAS**, Pyrofire Displays, Inc., a Mississippi Corporation, has agreed to provide safe discharge of a fireworks display for the City of Jackson, Parks and Recreation Department at Smith Wills Stadium, located at 1200 Lakeland Drive, on Thursday, July 3, 2014; and

**WHEREAS**, Pyrofire Displays, Inc., has agreed to provide the City of Jackson with proof of liability insurance in the amount of at least \$1,000,000 listing the City of Jackson as an additional insured.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute an Agreement with Pyrofire Displays, Inc., for a fireworks display on July 3, 2014, or when practicable soon thereafter depending on weather and/or force majeure conditions, at Smith Wills Stadium, located at 1200 Lakeland Drive, with the total cost not to exceed \$4,995.00.

**IT IS FURTHER ORDERED** that the Mayor, or his designee, is authorized to execute any and all documents necessary to effect the terms of the Agreement and a copy of said Agreement shall be filed in the Office of City Clerk.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF JACKSON AND THE LEAVELL WOODS/SYKES ASSOCIATION, INC. FOR SUPERVISION, OPERATION, AND USE OF CITY-OWNED ATHLETIC FIELDS LOCATED AT LEAVELL WOODS/SYKES PARK FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014.**

**WHEREAS**, Leavell Woods/Sykes Association, Inc., has been a partner with the City of Jackson for the past eleven (11) years as the management group for the athletic fields at Leavell Woods/Sykes Park located at 347 Dona Drive; and

**WHEREAS**, Leavell Woods/Sykes Association, Inc., has agreed to provide the City of Jackson proof of liability insurance of at least \$1,000,000, with the City of Jackson as a co-insured; and

**WHEREAS**, Leavell Woods/Sykes Association, Inc., has abided by all mutual agreements with the City of Jackson and operated the fields according to the rules and regulations established by their youth association charter and the City of Jackson.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute an Agreement with the Leavell Woods/Sykes Association, Inc., for the supervision, operation, and use of the athletic fields at Leavell Woods/Sykes Park for the period January 1, 2014 through December 31, 2014.

**IT IS FURTHER ORDERED** that a copy of said agreement be filed for record in the Office of City Clerk.

**Council Member Stamps** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER ACCEPTING THE BID OF LESLIE'S POOLMART, INC., FOR AN EIGHTEEN-MONTH SUPPLY OF SWIMMING POOL PURIFICATION CHEMICALS, FOR THE DEPARTMENT OF PARKS AND RECREATION, (BID NO. 88598-031114).**

**WHEREAS**, sealed bids for Swimming Pool Purification Chemicals were opened on March 14, 2014, wherein two (2) bids were received; and

**WHEREAS**, the Parks and Recreation Department will use said chemicals to maintain the City of Jackson's swimming pools and provide a safe environment for the citizens of Jackson; and

**WHEREAS**, the staff at Parks and Recreation has reviewed the bids and recommends the bid submitted by Leslie's Poolmart, Inc., for an eighteen-month supply of Swimming Pool Purification Chemicals, received March 11, 2014, at the submitted price, be accepted as the lowest and best bid received as follows:

<u>Item</u>	<u>Description</u>	<u>Unit Price per Pound/Units Requested</u>
1.	Calcium Hypochlorite- 100 lb. plastic containers	\$159.95
2.	Chlorine Tablets- 35 lb. in plastic containers	\$ 84.95
3.	Algae Control- Quart Containers	\$ 15.95
4.	Clarifier- Quart Containers	\$ 6.95
5.	Soda Ash- 30 lb. containers	\$ 29.95
6.	Muriatic Acid- Gallon Containers	\$ 4.95

**IT IS HEREBY ORDERED** that the bid of Leslie's Poolmart, Inc., 2005 East Indian School Road, Phoenix, AZ 85016, received March 11, 2014, for an eighteen-month supply of Swimming Pool Purification Chemicals, (term to begin upon City Council Approval), be accepted as the lowest and best bid received; it being determined that said bid met the City's specifications.

**IT IS FURTHER ORDERED** that payment for said chemicals be made from the General Fund.

**Council Member Yarber** moved adoption; **Council Member Barrett-Simon** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**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 AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD JANUARY 28, 2014 FOR THE FOLLOWING CASES:**

2011-4036	2012-1761	2012-3791	2012-4017	2013-2106	2013-2282
2013-2395	2013-2611	2013-2624	2013-2710	2013-3167	

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended provides that a governing authority shall conduct a hearing to determine whether property or parcels of land located within a municipality is in such a state of uncleanness as to be a menace to the public health safety and welfare of the community; and

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended sets forth the procedure for mailing and posting notice of the hearing; and

**WHEREAS**, hearings in the above captioned cases were held before a hearing officer appointed by the Mayor on January 28, 2014; and

**WHEREAS**, the hearing officer determined that notice was provided in accordance with Section 21-19-11 prior to the hearings; and

**WHEREAS**, after hearing testimony and reviewing evidence, the hearing officer made findings and recommendations for adjudication concerning certain parcels as follows:

1) **Case #2011-4036: Parcel #425-212** located at *0 Edwards Avenue/House Between 3733 and 3745*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 3*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts.*

2) **Case #2012-1761: Parcel #407-44** located at *1437 Fernwood Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 3*

*Scope of Work: Board-up and secure structure. Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts*

3) **Case #2012-3791: Parcel #804-539** located at *6615 Abraham Lincoln Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 2*

*Scope of Work: Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and clean curbside*

4) **Case #2012-4017: Parcel #732-604** located at *2004 Chandler Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 4*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts, fallen tree, wooden boards, crates, building materials, tires and dead tree.*

5) **Case #2013-2106: Parcel #113-110** located at *1550A W. Capitol Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 5*

*Scope of Work: Cut grass and weeds, fence-line, bushes and remove trash, debris, tree limbs and clean curbside.*

6) **Case #2013-2282: Parcel #527-150** located at *516 Beaverbrook Road*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. *Ward 3*

*Scope of Work: Board-up and secure structure. Cut grass and weeds and remove trash, debris and hanging tree limbs in back yard.*

7) **Case #2013-2395: Parcel #140-38** located at *438 J.R. Lynch Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 5*

*Scope of Work: Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and clean curbside.*

8) **Case #2013-2611: Parcel #405-455** located at *2907 Lilly Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 3*

*Scope of Work: Board-up and secure structure. Cut grass and weeds, shrubbery, fence line, bushes, and saplings and remove trash, debris, tree limbs and parts and tires.*

9) **Case #2013-2624: Parcel #78-25** located at *0 Farish Street/Lot @ SW Corner of Oakley Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 7*

*Scope of Work: Cut grass and weeds, bushes, saplings and remove trash, debris and clean curbside.*

10) **Case #2013-2710: Parcel #803-30-3** located at *988 Flag Chapel Road*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 2*

*Scope of Work: Cut grass and weeds, fence-line, bushes and remove trash, debris, building materials, tires and clean curbside.*

11) **Case #2013-3167: Parcel #430-334** located at *0 Meadowbrook Road/Lot W of 433*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 1*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris and tree parts.*

**IT IS HEREBY ORDERED** that the above parcels be adjudicated a menace to public health as recommended by the hearing officer.

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, APRIL 8, 2014 10:00 A.M.**

**IT IS HEREBY ORDERED** that a copy of the notices mailed and posted to owners and interested parties of the above parcels shall be included in the minutes along with this resolution pursuant to Section 21-19-11 of the Mississippi Code as amended.

**IT IS HEREBY ORDERED** that the Administration shall be authorized to remedy conditions on the parcels posing a threat to public health and safety using municipal resources or contract labor if the owners fail to do so.

**IT IS HEREBY ORDERED** that the adjudication of penalties, if any, shall be reserved until such time that a resolution is approved assessing actual costs.

The Notices of Hearing pursuant to Section 21-19-11 of the Mississippi Code, as it relates to each parcel of property, is incorporated herein in their entirety, and located in Public Notices Docket Book A, located in the City Clerk's Office of the City of Jackson, Mississippi.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**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 AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD FEBRUARY 11, 2014 FOR THE FOLLOWING CASES:**

2012-3526	2013-1436	2013-1767	2013-1768	2013-1833	2013-1837
2013-1843	2013-2110	2013-2250	2013-2399	2013-2422	2013-2459
2013-2592	2013-2623	2013-2717	2013-2718		

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended provides that a governing authority shall conduct a hearing to determine whether property or parcels of land located within a municipality is in such a state of uncleanness as to be a menace to the public health safety and welfare of the community; and

**WHEREAS**, Section 21-19-11 of the Mississippi Code as amended sets forth the procedure for mailing and posting notice of the hearing; and

**WHEREAS**, hearings in the above captioned cases were held before a hearing officer appointed by the Mayor on February 11, 2014; and

**WHEREAS**, the hearing officer determined that notice was provided in accordance with Section 21-19-11 prior to the hearings; and

**WHEREAS**, after hearing testimony and reviewing evidence, the hearing officer made findings and recommendations for adjudication concerning certain parcels as follows:

1) **Case #2012-3526: Parcel #78-19** located at 0 W. Oakley Street/Lot W of Lot @ SW Corner of Ralphs Alley: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 7*

*Scope of Work: Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts and clean curbside.*

REGULAR MEETING OF THE CITY COUNCIL

TUESDAY, APRIL 8, 2014 10:00 A.M.

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2) **Case #2013-1436: Parcel #523-96** located at *634 Kirkley Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. *Ward 2*

*Scope of Work: Cut grass and weeds and remove trash, debris, auto parts and clean carport.*

3) **Case #2013-1767: Parcel #144-42-10** located at *0 W. Pascagoula St. /2<sup>nd</sup> Lot E of Lot @ NE Corner of Olin Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 3*

*Scope of Work: Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts, fallen tree, appliances, tires and clean curbside.*

4) **Case #2013-1768: Parcel #147-6** located at *0 W. Pascagoula Street/2<sup>nd</sup> Lot W of 1014*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 3*

*Scope of Work: Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts and clean curbside.*

5) **Case #2013-1833: Parcel #213-192** located at *2115 Oakhurst Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 5*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree parts and tires.*

6) **Case #2013-1837: Parcel #622-96** located at *3185 Monticello Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1000.00. *Ward 6*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree parts.*

7) **Case #2013-1843: Parcel #614-99** located at *2680 Key Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 6*

*Scope of Work: Board-up and secure structure. Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree parts.*

8) **Case #2013-2110: Parcel #847-342** located at *5526 Dogwood Trail*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 4*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash and debris.*

9) **Case #2013-2250: Parcel #606-61** located at *0 Grandview Circle/Lot S of 2832 Milton*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 7*

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*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts and fallen tree.*

10) **Case #2013-2399: Parcel #843-522** located at 2486 Twisted Oak Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Ward 4*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash and debris.*

11) **Case #2013-2422: Parcel #630-656** located at 1748 Southaven Circle: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 6*

*Scope of Work: Cut grass and weeds, bushes, saplings and remove trash, debris, tree limbs.*

12) **Case #2013-2459: Parcel #804-759** located at 630 Warren Harding Drive: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 2*

*Scope of Work: Cut grass and weeds, shrubbery, fence-line, bushes and remove trash, debris, tires and clean curbside.*

13) **Case #2013-2592: Parcel #149-7-1** located at 719 1/2 Ewing Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 3*

*Scope of Work: Demolish and remove remains of dilapidated structure, steps, foundation, driveway and cut grass and weeds.*

14) **Case #2013-2623: Parcel #78-22** located at 0 W. Oakley Street/Lot E of 133: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 7*

*Scope of Work: Cut grass and weeds, fence-line, saplings and remove trash, debris and clean curbside.*

15) **Case #2013-2717: Parcel #59-35** located at 194 Roosevelt Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Ward 7*

*Scope of Work: Demolish and remove remains of dilapidated structure, steps, foundation, driveway and cut grass and weeds.*

16) **Case #2013-2718: Parcel #60-6** located at 238 Whitfield Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. *Ward 2*

*Scope of Work: Demolish and remove remains of dilapidated structure, steps, foundation, driveway and cut grass and weeds.*

**IT IS HEREBY ORDERED** that the above parcels be adjudicated a menace to public health as recommended by the hearing officer.

**IT IS HEREBY ORDERED** that a copy of the notices mailed and posted to owners and interested parties of the above parcels shall be included in the minutes along with this resolution pursuant to Section 21-19-11 of the Mississippi Code as amended.

**IT IS HEREBY ORDERED** that the Administration shall be authorized to remedy conditions on the parcels posing a threat to public health and safety using municipal resources or contract labor if the owners fail to do so.

**IT IS HEREBY ORDERED** that the adjudication of penalties, if any, shall be reserved until such time that a resolution is approved assessing actual costs.

The Notices of Hearing pursuant to Section 21-19-11 of the Mississippi Code, as it relates to each parcel of property, is incorporated herein in their entirety, and located in Public Notices Docket Book A, located in the City Clerk's Office of the City of Jackson, Mississippi.

**Council Member Yarber** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER DECLARING PARCEL 74-72 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME ACCORDING TO APPLICABLE STATE LAW.**

**WHEREAS**, parcel 74-72 is no longer needed for municipal or related purposes and will not be used in the operation of the municipality in the foreseeable future; and

**WHEREAS**, the Surplus Property Committee has considered this property, and after having made it known that the property was available for use, found that no City department expressed an interest in utilizing the property for any municipal purpose; and

**WHEREAS**, on May 14, 2013, the City of Jackson City Council declared parcel 74-72 surplus property and authorized the City to dispose of the same by advertising for and accepting competitive sealed bids with \$17,500 being the minimum bid to be accepted; and

**WHEREAS**, no bids were received; and

**WHEREAS**, the Surplus Property Committee now recommends the appraisal method of disposal.

**IT IS HEREBY ORDERED** that the property in question, bearing the following legal description:

That certain lot described in Deed from John Hart to Sidney J. Hart dated July 24, 1917, as recorded in Book 112 at page 183 thereof, of the records of the Chancery Clerk aforesaid and being the East one-half (1/2) of the Lot number 2 of the Brown's Survey, this being the same property conveyed to J&B Hart August 6, 1901, by L.R. Hart, by Deed of record in said Chancery Clerk's office in Deed Book 36 at page 307 and also 750 feet off the West side of Lot One (1), Brown's Survey, according to a map or plat thereof of record in said Chancery clerk's office in Surveyor's record Book A; the Lot herein conveyed fronting 70 feet on the south side of Cohea Street and being the same property conveyed to J&B Hart by deed of John and Hattie Phillips through Lee R. Hart, Trustee, August 6, 1901, of record in said Chancery Clerk's office in Deed Book 36 at page 308 to which Deed reference is hereby made in aid as a part of this Description.

Said parcel being parcel number 74-72 on the Hinds County land roll being Described therein as follows:

189 FT. S/S COHEA ST X 185 FT N & S PT OF LOTS 1&2 BROWNS SUBN OF COHEA SY

is no longer necessary or needed for municipal purposes, and the property is, hereby, declared to be surplus property.

**IT IS FURTHER ORDERED** that pursuant to the terms of Section 21-17-1(2)(b)(i) of the Mississippi Code Annotated of 1972, as amended, the City may dispose of the subject property by the appraisal method to University Place II, LLC, an entity formed by Mid-South Housing Foundation, Inc. specifically to develop this portion of their homes in this area of Jackson, Mississippi.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER DECLARING PARCEL 75-70 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME ACCORDING TO APPLICABLE STATE LAW.**

**WHEREAS**, parcel 75-70 is no longer needed for municipal or related purposes and will not be used in the operation of the municipality in the foreseeable future; and

**WHEREAS**, the Surplus Property Committee has considered this property, and after having made it known that the property was available for use, found that no City department expressed an interest in utilizing the property for any municipal purpose; and

**WHEREAS**, the Surplus Property Committee recommends that the Council declare the property to be surplus and authorize its disposal according to applicable state law.

**IT IS HEREBY ORDERED** that the property in question, bearing the following legal description:

(Index: Part of Lots 6 and 7, of Dreyfus Subdivision, per Plat Book "A" at Page 284.)

22 feet off the North side of Lot 7, of Dreyfus Subdivision of Lots 11, 30, and 31, of Ewing Subdivision of Hughes Survey, according to the map thereof which is of record in the office of the Chancery Clerk of Hinds County, at Jackson, MS, in Plat Book "A" at Page 284, reference to which is hereby made, And

A strip of land off the South side of Lot 6, of Dreyfus subdivision of Ewing Subdivision of Hughes Survey, according to the map thereof which is of record in the Office of the Chancery Clerk of Hinds County, at Jackson, MS, in Plat Book "A" at page 284, described as follows, to-wit:

Beginning at the Southeast corner of Lot 6 of Dreyfus Subdivision on Western ROW line of Dreyfus Street and from said POB run in a Westerly direction along the Southern boundary line of said Lot 6 a distance of 50 feet to the Southwest corner of said Lot 6; run thence in the Northerly direction along the West line of said Lot 6 a distance of 7.4 feet to a point; run thence in an Easterly direction 50 feet, more or less, to a point on the East line of said Lot 6, which said point is 7.7

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feet North of the Southeast corner of said lot Lot 6; run thence in a Southerly direction along the East line of said Lot 6 a distance of 7.7 feet to the POB, being in the 1st. Jud. Dist., Hinds County, MS.

Note: Grantor will affirmatively save Grantee and its successors harmless from the effects of a repetitious scrivener's error in the chain of title as to the strip in Lot 6, which designates the "Southwest" corner as a point, where it should have read the "Southeast" corner.

is no longer necessary or needed for municipal purposes, and the property is, hereby, declared to be surplus property.

**IT IS FURTHER ORDERED** that pursuant to the terms of Section 21-17-1(2)(b)(i) of the Mississippi Code Annotated of 1972, as amended, the City may dispose of the subject property by the appraisal method to University Place II, LLC, an entity formed by Mid-South Housing Foundation, Inc. specifically to develop this portion of their homes in this area of Jackson, Mississippi.

**Acting Mayor Tillman** moved adoption; **Council Member Whitwell** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

\* \* \* \* \*

**ORDER DECLARING PARCEL 75-72 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME ACCORDING TO APPLICABLE STATE LAW.**

**WHEREAS**, parcel 75-72 is no longer needed for municipal or related purposes and will not be used in the operation of the municipality in the foreseeable future; and

**WHEREAS**, the Surplus Property Committee has considered this property, and after having made it known that the property was available for use, found that no City department expressed an interest in utilizing the property for any municipal purpose; and

**WHEREAS**, the Surplus Property Committee recommends that the Council declare the property to be surplus and authorize its disposal according to applicable state law.

**IT IS HEREBY ORDERED** that the property in question, bearing the following legal description:

W 50 FT OF 10 FT S/S LOT 7 & W 50 FT OF 22 FT N/S LOT 8 DREYFUS SUBDIVISION OF EWING SUBDIVISION a subdivision according to a map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County, in Jackson, Mississippi. (Hinds County parcel no. 75-72)

is no longer necessary or needed for municipal purposes, and the property is, hereby, declared to be surplus property.

**IT IS FURTHER ORDERED** that pursuant to the terms of Section 21-17-1(2)(b)(i) of the Mississippi Code Annotated of 1972, as amended, the City may dispose of the subject property by the appraisal method to University Place II, LLC, an entity formed by Mid-South Housing Foundation, Inc. specifically to develop this portion of their homes in this area of Jackson, Mississippi.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 2 TO CONTRACT WITH NEEL-SCHAFFER, INC. FOR ADDITIONAL SERVICES FOR THE FONDREN SIDEWALK AND LANDSCAPE IMPROVEMENTS PROJECT, FEDERAL AID PROJECT NUMBER STP-0250-00(038) LPA/106056-701000, CITY PROJECT NUMBER 0B4005.**

**WHEREAS**, on March 6, 2012, the City Council adopted an Order authorizing execution of a contract, in the amount of \$249,553.00, with Neel-Schaffer, Inc. for professional engineering services for the Fondren Sidewalk and Landscape Improvements Project, Project number 0B4005; and

**WHEREAS**, on June 11, 2013, the City Council authorized the Mayor to execute Supplemental Agreement No. 1 in the amount of \$89,413.00 for additional services; and

**WHEREAS**, Neel-Schaffer, Inc. is now required by the MDOT's LPA (Local Public Agency) Manual process to identify property parcels and to obtain temporary construction easements to allow for construction; and

**WHEREAS**, the City recognizes that the compensation for the required work is based upon the final design and the actual number of parcels which has been unknown until this time; and

**WHEREAS**, the City agrees that Neel-Schaffer, Inc. is entitled to additional compensation for this phase of required work; and

**WHEREAS**, Neel-Schaffer, Inc. agrees to perform the extra work for an additional cost not to exceed \$105,750.00.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute Supplemental Agreement No. 2 to the engineering services contract with Neel-Schaffer, Inc. for the Fondren Sidewalk and Landscape Improvements Project, Project No. 0B4005.

**Council Member Barrett-Simon** moved adoption; **Acting Mayor Tillman** seconded.

Yeas- Barrett-Simon, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- Cooper-Stokes.

Absent- None.

\*\*\*\*\*

**ORDER AUTHORIZING PAYMENT TO ENVIRONMENTAL TECHNICAL SALES, INC. FOR PARTS TO REPAIR THE ULTRA VIOLET DISINFECTION EQUIPMENT AT O.B. CURTIS WATER TREATMENT FACILITY AND J.H. FEWELL WATER TREATMENT PLANT.**

**WHEREAS**, the ultra violet disinfection equipment is in need of repair at both the City's water treatment plants, the O.B. Curtis Water Treatment Facility and J.H. Fewell Water Treatment Plant; and

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**WHEREAS**, the ultra violet disinfection equipment is necessary to maintain safe, high-quality potable water for the City of Jackson; and

**WHEREAS**, Environmental Technical Sales, Inc. has offered to sell the parts necessary for the repairs to the UV disinfection equipment to the City of Jackson at a cost of \$25,191.50 for the O.B. Curtis Water Treatment Facility and at a cost of \$33,349.25 for the J.H. Fewell Water Treatment Plant; and

**WHEREAS**, the Department of Public Works recommends that the governing authority accept this offer of Environmental Technical Sales, Inc.

**IT IS, THEREFORE, ORDERED** that offer of Environmental Technical Sales, Inc. to sell the parts necessary for the repairs to the UV disinfection equipment to the City of Jackson at a cost of \$25,191.50 for the O.B. Curtis Water Treatment Facility and at a cost of \$33,349.25 for the J.H. Fewell Water Treatment Plant is accepted and payments in such amounts are authorized.

**Council Member Barrett-Simon** moved adoption; **Acting Mayor Tillman** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

\* \* \* \* \*

**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONSTRUCTION ENGINEERING AND INSPECTION SERVICES CONTRACT WITH INTEGRATED MANAGEMENT SERVICES, P.A. FOR THE BARR ELEMENTARY SAFE ROUTES TO SCHOOL PROJECT, FEDERAL AID PROJECT NUMBER SRSP-0250-00(035)LPA/105812-401000, CITY PROJECT # 9AA4000-901.**

**WHEREAS**, the City of Jackson selected Integrated Management Services, P.A. (IMS Engineers) to perform preliminary engineering, and construction engineering and inspection services on the Barr Elementary Safe Routes to School Project; and

**WHEREAS**, IMS Engineers has completed the design of the project and MDOT requires the City to approve of a construction engineering and inspection services contract prior to advertising the project for construction bids; and

**WHEREAS**, IMS Engineers agrees to perform the construction engineering and inspection services for an amount not to exceed \$30,542.34 to compensate the consultant for those services necessary as part of the construction of the Barr Elementary Safe Routes to School Project; and

**WHEREAS**, the Department of Public Works recommends that the governing authorities authorize the proposed agreement; and

**WHEREAS**, the execution of this contract is subject to the concurrence of the Mississippi Department of Transportation.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute and the City Clerk is authorized to attest a Construction Engineering and Inspection Services Contract with Integrated Management Services, P.A. in an amount not to exceed \$30,542.34 for the Barr Elementary Safe Routes to School Project, Federal Aid Project Number SRSP-0250-00(035)LPA/105812-401000, City Project Number 9AA4000-901.

**Acting Mayor Tillman** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH STANTEC FOR THE LYNCH CREEK DRAINAGE IMPROVEMENTS, CITY PROJECT NO. 14B5009.**

**WHEREAS**, the City of Jackson advertised for consultant services to perform engineering design services not limited to hydraulic design analysis, surveying, preparation of temporary easements (plats), plans/specifications, environmental services, and other support roles as described within the agreed upon scope of services for the Lynch Creek Drainage Improvements, City Project No. 14B5009; and

**WHEREAS**, based on statements of qualifications submitted to the Department of Public Works selection committee for evaluation, the selection committee recommended Stantec Consulting Services, Inc. to provide the needed engineering services for this project; and

**WHEREAS**, Stantec Consulting Services, Inc. has agreed to provide the necessary consultant services for an amount not to exceed \$271,232.00; and

**WHEREAS**, the Public Works Department recommends that the governing authorities authorize the Mayor to enter into an engineering services agreement with Stantec Consulting Services, Inc. for the Lynch Creek Drainage Improvements, City Project No. 14B5009, to provide the necessary engineering services for an amount not to exceed \$271,232.00.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute and the City Clerk is authorized to attest an engineering services agreement with Stantec Consulting Services, Inc. for the Lynch Creek Drainage Improvements, City Project No. 14B5009, in an amount not to exceed \$271,232.00.

**Acting Mayor Tillman** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1/FINAL TO THE CONTRACT OF UNICON, INC. AND FURTHER AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION FOR THE CITY OF JACKSON COLONIAL CIRCLE NRCS DRAINAGE PROJECT, CITY PROJECT NO. 14B5000.**

**WHEREAS**, on November 12, 2013, the City of Jackson received the quote of Unicon, Inc. in the amount of \$58,250.00, to commence with work on the Colonial Circle NRCS Drainage Project, City Project No. 14B5000; and

**WHEREAS**, on January 30, 2014, the City accepted the bid of Unicon, Inc., in the amount of \$58,250.00, to commence work on the Colonial Circle NRCS Drainage Project, City Project No. 14B5000; and

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**WHEREAS**, a final inspection was held on March 21, 2014 and the Department of Public Works Departments recommends acceptance of the project; and

**WHEREAS**, Change Order No. 1/Final is a 7% decrease to the contract amount due to the adjustment of quantities, and the removal or addition of items; and

**WHEREAS**, the decrease in the contract amount is \$4200.00 and the new contract amount is \$54,050.00; and

**WHEREAS**, the Public Works Department recommends that the governing authorities approve Change Order No. 1/Final and authorize final payment to Unicon, Inc.; and

**WHEREAS**, the bonding company Travelers Casualty and Surety Company of America, Attorney-in-fact, surety on performance of said contract, has authorized release and payment of all money due under said contract.

**IT IS, THEREFORE, ORDERED** that Change Order No. 1/Final to the contract of Unicon, Inc., decreasing the contract amount by \$4200.00 to \$54,050.00, is approved and the Mayor is authorized to sign Change Order No. 1/Final.

**IT IS FURTHER ORDERED** that final payment in the amount of \$54,050.00 is authorized and that all securities held shall be released to Unicon, Inc.

**IT IS FURTHER ORDERED** that the City Clerk publish the Notice of Completion of the Colonial Circle NRCS Drainage Project, City Project No. 14B5000.

**Council Member Barrett-Simon** moved adoption; **Council Member Whitwell** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE RIGHT-OF-WAY PERMITS FROM THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO CONSTRUCT THE CITY OF JACKSON 48" WATER TRANSMISSION LINE, CITY PROJECT NO. 50193901.**

**WHEREAS**, the City of Jackson requires access to Mississippi Department of Transportation right-of-way for the purpose of installing a 48" Water Transmission Line, City Project No. 50193901; and

**WHEREAS**, the Mississippi Department of Transportation has no objection to this 48" water transmission line crossing its right-of-way, but has certain criteria with which contractors must comply when working within their right-of-way; and

**WHEREAS**, the Mississippi Department of Transportation has provided the City of Jackson two permit applications that when approved serve as permits construct the 48" Water Transmission Line along or across the Mississippi Department of Transportation right-of-way; and

**WHEREAS**, during the life of the project, it may be necessary for the Mayor to execute other documents related to the administration and construction of the 48" Water Transmission Line, City Project No. 50193901.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute permit applications with the Mississippi Department of Transportation to allow the City to construct its 48” water transmission line across right-of-way maintained and administered by the Mississippi Department of Transportation.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute other documents necessary for the administration and construction of the 48” Water Transmission Line, City Project No. 50193901.

**Council Member Barrett-Simon** moved adoption; **Acting Mayor Tillman** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH MAYRANT & ASSOCIATES, LLC TO PROVIDE GENERAL CONSTRUCTION SERVICES FOR RENOVATIONS TO CITY HALL.**

**WHEREAS**, competitive bids for renovations to City Hall were received on January 4, 2014; and

**WHEREAS**, a total of three bids were properly received, tabulated and reviewed; and

**WHEREAS**, Mayrant & Associates, LLC submitted the lowest bid; and

**WHEREAS**, the Public Works Department recommends that the governing authorities deem the bid of Mayrant & Associates, LLC. in the amount of \$373,600.00, to be the lowest and best bid.

**IT IS, THEREFORE, ORDERED** that the bid of Mayrant & Associates, LLC to provide General Construction Services for Renovations to City Hall, City of Jackson Project No. 2B700770, in an amount not to exceed \$373,600.00, is accepted as the lowest and best bid.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute a contract with Mayrant & Associates, LLC for construction services provided for Renovations to City Hall, City of Jackson Project No. 2B700770, in an amount not to exceed \$373,600.00.

**Council Member Barrett-Simon** moved adoption; **Council Member Stamps** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.

Nays- None.

Absent- None.

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There came on for consideration Agenda Item No. 33:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN OPPOSITION TO LOCATING CHARTER SCHOOLS IN PUBLIC SCHOOLS THAT ARE CURRENTLY IN OPERATION.** Said item was referred to the Education Committee.

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**RESOLUTION TO PURSUE THE INTERGRATION OF COMPRESSED NATURAL GAS VEHICLES INTO THE CITY OF JACKSON FLEET, AS AN ALTERNATIVE TO TRADITIONAL FUELED VEHICLES.**

**WHEREAS**, the Jackson City Council acknowledges its fiscal responsibility to serve as a prudent administrator and good steward concerning budgetary matters and taxpayer dollars; and

**WHEREAS**, research has shown that using natural gas instead of gasoline or diesel to power vehicles is a low-cost, low-emissions solution for reducing our city's dependence on foreign energy sources while also reducing greenhouse gas emissions and urban smog; and

**WHEREAS**, the Jackson City Council realizes that the procurement of natural gas vehicles is essential to preserving both natural resources and financial resources, as the City of Jackson currently has a fleet inventory of approximately 1,278 gas operated vehicles inclusive of cars, trucks, sports utility vehicles, fire trucks, vans, motorcycles, police vehicles and buses and has spent the following fuel expenses over the past three years as evidenced by the claims docket: \$2,401,287.82 in 2011; \$3,417,502.65 in 2012 and \$4,127,327.07 in 2013; and

**WHEREAS**, the Jackson City Council recognizes the benefits and unique attributes of clean burning natural gas and understands the significant opportunity compressed natural gas presents to save taxpayer dollars by encouraging an energy future that utilizes domestic energy resources to fuel our city's transportation needs; and

**WHEREAS**, Compressed Natural Gas Vehicles could reduce the average fuel cost from \$3.50/gallon to under \$1.00/gallon with the use of the city's own fueling equipment, while creating a market for economic growth and job opportunities.

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI**, that the City of Jackson intends to pursue the integration of Natural Gas Vehicles into the City of Jackson fleet as an alternative to traditional fueled vehicles in a manner that is appropriate and compatible with the city's operations, with 50% of the City's fleet operating on compressed natural gas within the next ten years.

**Council Member Barrett-Simon** moved adoption; **Council Member Yarber** seconded.

Yeas- Barrett-Simon, Cooper-Stokes, Priester, Stamps, Tillman, Whitwell and Yarber.  
Nays- None.  
Absent- None.

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There came on for consideration Agenda Item No. 35:

**DISCUSSION: CITY CONTRACTS: President Priester** recognized **Council Member Stamps** who requested that the Administration provide a list of all city contracts that had been voted upon and approved, but no action had been taken.

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There came on for consideration Agenda Item No. 36:

**DISCUSSION: JACKSON ZOO: President Priester** recognized **Council Member Cooper-Stokes** who expressed concerns regarding the lack of communication between Jackson Zoo officials and City of Jackson officials.

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There came on for consideration Agenda Item No. 37:

**DISCUSSION: CITY CLERK- PERSONNEL MATTERS:** President **Priester** recognized **Council Member Cooper-Stokes** who requested that the Council go into Executive Session to discuss personnel matters. **Council Member Cooper-Stokes** moved; and **Council Member Stamps** seconded, to go into Executive Session. The vote was as follows:

Yeas- Cooper-Stokes, Stamps and Tillman.  
Nays- Barrett-Simon, Priester, Whitwell and Yarber.

The motion failed due to a lack of majority vote.

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There came on for consideration Agenda Item No. 38:

**PROCLAMATION HONORING AND RECOGNIZING JACKSON LEMONADE DAY.** Said item was held by **Acting Mayor Tillman**.

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**President Priester** recognized **Council Member Cooper-Stokes** who presented a **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MR. JOE PITTMAN.** Accepting the Resolution with appropriate remarks was **Ineva Mae Pittman**.

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**President Priester** recognized **Council Member Stamps** who presented a **RESOLUTION HONORING AND COMMENDING THE MILITARY ORDER OF THE PURPLE HEART.**

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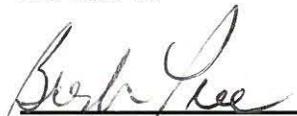
The following announcements/reports were provided during the meeting:

- **Council Member Cooper-Stokes** participated in a career fair at Marshall Elementary School on April 5, 2014.
- **Acting Mayor Tillman** encouraged citizens of the City of Jackson to exercise their right to vote in the April 8, 2014 Special Election.

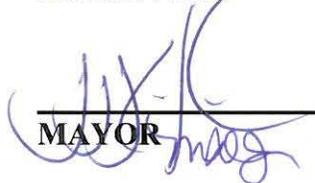
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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Special Meeting to be held at 4:00 p.m. on Monday, April 14, 2014; and at 11:01 a.m., the Council stood adjourned.

ATTEST:

  
CITY CLERK

APPROVED:

  
MAYOR, 5.5.14  
DATE

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