

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, OCTOBER 21, 2014, 6:00 P.M.**

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**BE IT REMEMBERED** that a Regular Meeting of the City Council of Jackson, Mississippi was convened in the Council Chambers in City Hall at 6:00 p.m. on October 21, 2014, being the third Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: De’Keither Stamps, President, Ward 4; Melvin Priester, Jr., Vice- President, Ward 2; LaRita Cooper-Stokes, Ward 3; Charles H. Tillman, Ward 5; Tyrone Hendrix, Ward 6 and Margaret Barrett-Simon, Ward 7. Directors: Tony Yarber, Mayor; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk; Alice Lattimore and Monica Joiner, City Attorney.

Absent: None.

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The meeting was called to order by **President De’Keither Stamps**.

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The invocation was offered by **Pastor Lionel Traylor** of Epicenter Church.

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**President Stamps** recognized the following individuals who provided public comments:

- **Bob Hickingbottom** requested that the Council consider a primary election for the Ward 1 City Council vacancy.
- **Mrs. Ineva Mae Pittman** congratulated two (2) City of Jackson employees for helping with the removal of an animal’s carcass within her neighborhood.
- **Surinder Singh** expressed concerns regarding the possible requirement for convenience store owners to hire security guards.
- **Jamal Clark** requested that the Jackson Police Department and the Hinds County Sheriff Department work closely with owners of convenience stores to offer protection.
- **Tracy Wade**, Community Event Specialist for the American Cancer Society, invited the citizens of Jackson to support the “Making Strides Against Breast Cancer Walk” that would be held on October 25, 2014 at 9:00 a.m. starting at Thalia Mara Hall.
- **Enoch Sanders** encouraged the citizens of Jackson to exercise their right to vote and vote in the upcoming November 4, 2014 election.

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**ORDER ACCEPTING THE BID OF MERCHANTS FOODSERVICE AND CENTRAL POLY-BAG CORPORATION FOR SIX MONTHS SUPPLY OF VARIOUS FOOD SUPPLIES, (BID NO. 24042-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, sealed bids were received and two (2) bids for various food service supplies were received; and

**WHEREAS**, certain food supplies are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend the bids submitted by Merchants Foodservice and Central Poly-Bag Corporation, received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the best bids received for those certain items; and

**WHEREAS**, the cost of said various food supplies is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received February 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209, and for six-month supply of various food service supplies (starting November 1<sup>st</sup> through April 30<sup>th</sup>, 2015) be accepted as the best bid received for each of the specified items as listed below, it being determined that said bids met the City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-4, 6-17
Central Poly-Bag Corporation 2400 Bedle Street Linden, NJ 07036	5

**IT IS FURTHER ORDERED** that payment for said various food service supplies, be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR SIX-MONTH SUPPLY OF FOODS-CANNED AND/OR DRY, GROUP IIA, NO. 38701-082614.**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 sealed bids were received and one (1) bid for canned and/or dry, Group IIA was received; and

**WHEREAS**, certain canned and/or dry are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bid and recommend the bid submitted by Merchants Foodservice received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014, be accepted as the lowest and best bids received for those certain items; and

**WHEREAS**, the cost of said canned and/or dry food, Group IIA is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boiling Street, Jackson, MS 39209 for a six-month supply of canned and/or dry, Group IIA (starting November 1, 2014 through April 30, 2015) be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

<u>COMPANY NAME</u>	<u>ITEMS</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-15, 17-27, 31-39

**IT IS FURTHER ORDERED** that payment for said canned and/or dry, Group IIA be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE AND LUVEL DAIRY FOR SIX MONTHS SUPPLY OF FOODS-DAIRY PRODUCTS-GROUP IV, (BID NO. 37301-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, sealed bids were received and two (2) bids for dairy products, Group IV were received; and

**WHEREAS**, certain dairy products are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend the bids submitted by Merchants Foodservice and Luvel Dairy received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the best bids received for those certain items; and

**WHEREAS**, the cost of said dairy products, Group IV is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boling Street, Jackson, Ms 39209 and Luvel Dairy, 427 Dory Street, Jackson, Ms for six-month supply of dairy products (starting November 1, 2014 - April 30, 2015) be accepted as the best bid received for each of the specified items as listed below, it being determined that said bids met the City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-4, 8-11-16, 19
Luvel Dairy 427 Dory Street Jackson, Ms 39201	5, 6-7, 15, 17, & 18

**IT IS FURTHER ORDERED** that payment for said dairy products, Group IV be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR SIX MONTHS SUPPLY OF FOODS-FRESH PRODUCE, GROUP V, (BID. NO. 37888-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 sealed bids were received and one (1) bid for Fresh Produce, Group V was received; and

**WHEREAS**, certain fresh produce are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bid and recommend the bid submitted by Merchants Foodservice, received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the best bid received for those certain items; and

**WHEREAS**, the cost of said fresh produce, Food Group V, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED**, that the following bid received August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209 for six-month supply of fresh produce Group V, (starting November 1, 2014 through April 30, 2015) be accepted as the best received for each of the specified items listed below, because it has been determined that the bids met City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, MS 39209	1-12

**IT IS FURTHER ORDERED** that payment for said foods-fresh produce, Group 1A, be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR SIX MONTHS SUPPLY OF FOODS-FROZEN AND/OR CHILLED PRODUCTS, GROUP 1B (BID. NO. 38602-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 sealed bids were received and one (1) bid for frozen and/or chilled products, Group 1B was received; and

**WHEREAS**, certain frozen and/or chilled are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend the bids submitted by Merchants Foodservice received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the lowest and best bids received from those certain items; and

**WHEREAS**, the cost of said frozen and/or chilled, Food Group 1B, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchant Foodservice, 870 Boling Street, Jackson, MS 39209 for six-month supply of frozen and/or chilled, Group1B (starting November 1, 2014 through April 30, 2015) be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

<u>Company Name</u>	<u>Item</u>
Merchant Foodservice 870 Boling Street Jackson, Ms 39209	1-30, 32, 39

**IT IS FURTHER ORDERED** that payment for said frozen and/or chilled products, Group 1B, be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR SIX-MONTHS SUPPLY OF FOODS-FROZEN AND/OR CHILLED PRODUCTS, GROUP 1C (BID NO. 38603-082614).**

**WHEREAS**, August 7<sup>th</sup> & 14<sup>th</sup>, 2014 sealed bids were received and one (1) bid for frozen and/or chilled, Group 1C was received; and

**WHEREAS**, certain frozen and/or chilled are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bid and recommend the bids submitted by Merchants Foodservice received on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the lowest and best bid received for those certain items; and

**WHEREAS**, the cost of said frozen and/or chilled, Food Group 1C, is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bid received, August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boling Street, Jackson, Ms 39209 for six-month supply of frozen and/or chilled, Group 1C (starting November 1, 2014 through April 30, 2015) be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

<u>COMPANY NAME</u>	<u>ITEMS</u>
Merchants Foodservice 870 Boling Street Jackson, Ms 39209	1-59

**IT IS FURTHER ORDERED** that payment for said frozen and/or chilled products, Group 1C, be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

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

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**ORDER ACCEPTING THE BIDS OF MERCHANTS FOODSERVICE FOR SIX MONTHS SUPPLY OF FOODS-CONDIMENTS-GROUP III, (BID NO. 38801-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 sealed bids were received and one (1) bid for condiments, Group III was received; and

**WHEREAS**, certain condiments are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has reviewed said bids and recommend that bids submitted by Merchants Foodservice, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the lowest and best bid, and

**WHEREAS**, the cost of said condiments, Group III is based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bids received August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice 870 Boling Street, Jackson, MS 39209, for a six month supply of condiments (starting November 1, 2014 - April 30, 2015) of foods-condiments, Group III be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bids met the City specifications.

<u>Company Name</u>	<u>Items</u>
Merchants Foodservice 870 Boling Street Jackson, Ms 39209	1-41

**IT IS FURTHER ORDERED** that payment for said foods-condiments, Group III be made from various funds.

**Council Member Tillman** moved adoption; **Council Member Priester** seconded.

Yeas- Cooper-Stokes, Hendrix, Priester, Stamps and Tillman.

Nays- None.

Absent- Barrett-Simon.

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**ORDER ACCEPTING THE BID OF MERCHANTS FOODSERVICE, FOR SIX MONTHS SUPPLY OF FOODS-BABY FOODS, (BID NO. 39331-082614).**

**WHEREAS**, on August 7<sup>th</sup> & 14, 2014 sealed bids were received and one (1) bid for baby food was received; and

**WHEREAS**, certain baby foods are needed for children enrolled in the Early Childhood Development Program; and

**WHEREAS**, the Department of Human and Cultural Services has received said bid and recommend that the bids submitted by Merchants Foodservice, on August 7<sup>th</sup> & 14<sup>th</sup>, 2014 be accepted as the lowest and best bid, and

**WHEREAS**, the cost of said baby foods are based on an estimated number of children to be served.

**IT IS HEREBY ORDERED** that the following bid received August 7<sup>th</sup> & 14<sup>th</sup>, 2014 from Merchants Foodservice, 870 Boling Street, Jackson, MS 39209; six-month supply (starting November 1, 2014 - April 30, 2015) of baby foods, be accepted as the lowest and best bid received for each of the specified items as listed below, it being determined that said bid met the City specifications.

<u>COMPANY NAME</u>	<u>ITEMS</u>
Merchants Foodservice 870 Boling Street Jackson, Ms 39209	2-4

**IT IS FURTHER ORDERED** that payment for said baby foods be made various funds.

Council Member Tillman moved adoption; Council Member Priester seconded.

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

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There came on for Introduction Agenda Item No. 10:

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
REQUIRING NO-TOUCH TEMPERATURE CHECKS OF PASSENGERS  
ARRIVING AT CITY-OWNED AIRPORTS.** Said item was referred to the Planning  
Committee.

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**President Stamps** requested that Agenda Items No. 44, 42 and 43 be moved forward on the  
Agenda. Hearing no objections the Clerk read the following:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI  
HONORING AND COMMENDING MS. GABRIELLE FRAZIER AS AN  
OUTSTANDING CITIZEN AND FOR HER INTERNATIONAL PROWESS.**  
Accepting the Resolution with appropriate remarks was **Gabrielle Frazier**.

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**Council Member Barrett-Simon** arrived to the meeting.

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**President Stamps** recognized **Council Member Cooper-Stokes** who **PRESENTED  
WARD THREE CERTIFICATES** to Tay's Soul Food Restaurant. Accepting the  
Certificate with appropriate remarks was **Fred Rufus** and **Lorene Green**.

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**President Stamps** recognized **Mayor Tony Yarber** who presented a  
**PROCLAMATION HONORING AND COMMENDING THE GREATER  
BELHAVEN COMMUNITY FOR BEING DESIGNATED AS ONE OF 10 GREAT  
NEIGHBORHOODS IN AMERICA BY THE AMERICAN PLANNING  
ASSOCIATION.** Accepting the Proclamation with appropriate remarks were **Virgie  
Lindsey** and **Steve Funderburg**.

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**ORDER APPROVING CLAIMS NUMBERED 528 TO 930,  
APPEARING AT PAGES 87 TO 147 INCLUSIVE THERE ON, ON MUNICIPAL  
"DOCKET OF CLAIMS", IN THE AMOUNT OF \$2,282,846.59 AND MAKING  
APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 528 to 930, appearing at pages 87 to  
147, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of  
\$2,282,846.59 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:

TO  
ACCOUNTS PAYABLE  
FUND

FROM:

2011 ED BYRNE MEMORIAL JUSTICE	56,905.00
2012 ED BYRNE MEMORIAL JUSTICE	5,887.57
AMERICORP CAPITAL CITY REBUILD	511.50
CAPITAL CITY REVENUE FUND	1,524.25
EARLY CHILDHOOD (DAYCARE)	6,194.50
EMPLOYEES GROUP INSURANCE FUND	9,235.56
GENERAL FUND	460,113.49
H O P W A GRANT – DEPT. OF HUD	20,168.22
HOUSING COMM DEV ACT (CDBG) FD	513.88
JXN CONVENTION & VISITORS BUR	285,091.71
LANDFILL/SANITATION FUND	18,665.02
NARCOTICS EVIDENCE ESCROW	3,545.50
NCSC SENIOR AIDES	2,648.67
PARKS & RECR. FUND	39,365.15
SEIZURE & FORFEITED PROP-STATE	478.45
STATE TORT CLAIMS FUND	3,349.38
TECHNOLOGY FUND	23,462.63
TITLE III AGING PROGRAMS	1,271.30
TRANSPORTATION FUND	1,208,091.84
VEHICLE POOL FUND	39.00
WATER/SEWER CAPITAL IMPR FUND	23,128.00
WATER/SEWER OP & MANIT FUND	93,987.72
WATER/SEWER REVENUE FUND	18,668.25
<b>TOTAL</b>	<b><u>\$2,282,846.59</u></b>

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

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President Stamps recognized Trivia Jones, Director of Administration, who provided the Council with a brief overview of the Claims Docket at the request of President Stamps.

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Thereafter, President Stamps called for a vote on the Claims Docket:

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

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 528 TO 930 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 528 to 930, inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$134,219.68 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the Payroll Fund for the immediate payment thereof.

**IT IS FINALLY ORDERED** that the following expenditures from the accounts Payable Fund be made in order to pay amounts transferred thereto from the Payroll Fund for payment of the payroll deduction claims authorized herein for payment:

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, OCTOBER 21, 2014, 6:00 P.M.**

<u>FROM</u>	<u>TO ACCOUNTS PAYABLE FUND</u>	<u>TO PAYROLL FUND</u>
GENERAL FUND		2,133,666.64
PARKS & RECR.		70,661.11
LANDFILL FUND		23,503.60
SENIOR AIDES		2,578.72
WATER/SEWER OPER. & MAINT		214,161.46
PAYROLL FUND		1,197.00
EARLY CHILDHOOD		33,903.78
HOUSING COMM DEV		6,622.24
TITLE III AGING PROGRAMS		5,303.60
AMERICORP CAPITAL CITY REBUILD		10,275.84
TRANSPORTATION FUND		8,147.96
T-WARNER PA/GA FUND		6,857.37
COPS HIRING GRANT 2011		29,680.03
PAYROLL	134,219.68	
<b>TOTAL</b>		<b><u>\$2,546,559.35</u></b>

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH NEUSTAR, INC., FOR THE REGISTRATION OF THE .US DOMAIN NAME WITH .US TOP LEVEL DOMAIN SERVICES.**

**WHEREAS**, NeuStar, Inc., is the .US Top Level Domain (“usTLD”) Administrator, which accepts and registers, .US domains in accordance with the United States Department of Commerce; and

**WHEREAS**, the City of Jackson, Mississippi, (“City of Jackson”) uses a .US domain name “city.jackson.ms.us” as its primary domain name; and

**WHEREAS**, the City of Jackson purchased the registration for up to five domains for three years; and

**WHEREAS**, to upgrade the City of Jackson’s current email infrastructure to the latest version requires a SSL Certificate and to receive this SSL Certificate the City of Jackson must register it’s .US domain name; and

**WHEREAS**, the benefits have been analyzed and execution of the Agreement is recommended.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute the Agreement with NeuStar, Inc., to provide the registration of the City of Jackson’s .US domain name.

**IT IS, FURTHER, ORDERED** that the Mayor is authorized to execute any and all documents necessary to effectuate this Order.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH GLOBAL SOFTWARE FOR COMPUTER SOFTWARE SUPPORT SERVICES.**

**WHEREAS**, Global Software has proposed a maintenance contract that covers all software and support for the existing Global Software, which comprises the Emergency Services System for the Jackson Police Department, Jackson Fire Department, Municipal Court, Impound Lot; and

**WHEREAS**, the need for maintenance for all Global Software has been analyzed by the Information System Division of the Department of Administration, and execution of the proposed maintenance agreement with Global Software is recommended; and

**WHEREAS**, Global Software is the sole source provider of Cisco Software products and the only company authorized to provide development and support services for this software.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute an agreement with Global Software, Inc. to provide maintenance of software for the City of Jackson's Emergency Services System, with said maintenance being provided at a cost of \$59,441.00 from November 1, 2014 through October 31, 2015.

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

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

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There came on for consideration Agenda Item No. 15:

**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF JACKSON, MISSISSIPPI, AND HINDS COUNTY, MISSISSIPPI, FOR THE METRO CENTER CITY SPACE PROJECT.** Said item was referred to the Budget Committee.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACT #76-0039-13-900 WITH THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION WHICH WILL PROVIDE FINANCIAL ASSISTANCE PURSUANT TO 49 USC SECTION 5310 FOR THE PROVISION OF TRANSPORTATION SERVICES TO THE ELDERLY AND DISABLED.**

**WHEREAS**, the City of Jackson has provided transportation services to elderly and disabled citizens since 1972; and

**WHEREAS**, the Mississippi Department of Transportation administers funds provided by the federal government in accordance with 49 USC Section 5310 formerly referred to as Section 16 of the Federal Transit Act; and

**WHEREAS**, the City of Jackson applied to the Mississippi Department of Transportation for financial assistance to provide services to residents of Hinds County, Mississippi; and

**WHEREAS**, the Mississippi Department of Transportation has indicated that it will provide financial assistance to the City in accordance with the application submitted by it for the period of October 1, 2014 through September 30, 2015; and

**WHEREAS**, the assistance provided by the Mississippi Department of Transportation will consist of providing 80% of the funding required for the procurement of vehicles necessary for the program's operation; and

**WHEREAS**, matching funds and other resources including, but not limited to, salaries and fringe benefits will be furnished by the City of Jackson; and

**WHEREAS**, it is anticipated that the sum of \$69,564.00 will be received from the Mississippi Department of Transportation and matching funds from the City in the amount of \$17,391.00 in addition to the other resources will be required;

**WHEREAS**, the best interest of the City of Jackson would be served by executing the agreement with the Mississippi Department of Transportation.

**IT IS HEREBY ORDERED** that the Mayor be authorized to execute Contract #76-0039-13-900 with the Mississippi Department of Transportation for the provision of transportation services to elderly and disabled citizens pursuant to 49 USC Section 5310.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE FINAL CLOSING DOCUMENTS FOR GRANT RELATED TO THE SENIOR SERVICE AMERICA PROGRAM FOR THE TWELVE-MONTH PERIOD COMMENCING JULY 1, 2013 AND ENDING JUNE 30, 2014.**

**WHEREAS**, the City of Jackson was awarded the sum of \$470,354.00 by Senior Service America, Inc., (SSAI) to sponsor and administer the Senior AIDES Program for Hinds, Rankin, Scott, and Warren Counties for the program year commencing July 1, 2013 and ending June 30, 2014; and

**WHEREAS**, a match of \$58,687.00 was required from the local sponsor and administering entity; and

**WHEREAS**, the costs expended by the City of Jackson for the program totaled \$468,738.00, and the City provided matching funds in the amount of \$58,687.00; and

**WHEREAS**, the City has received from SSAI funds totaling \$468,738.00; and

**WHEREAS**, there is an unexpended sum in the amount of \$1,616.00 from the funds awarded by Senior Service America which resulted from unsubsidized placements or the voluntary exiting of participants prior to the end of the fiscal year.

**IT IS HEREBY ORDERED** that the Mayor be authorized to execute any and all documents related to the closeout of the City of Jackson's Senior AIDES Program for the year 2013-2014.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE SUBGRANT AGREEMENT WITH SENIOR SERVICE AMERICA, INC. (SSAI) IN THE AMOUNT OF \$528,378 FOR THE CITY TO SPONSOR A SENIOR AIDES PROGRAM FOR TWELVE MONTHS FOR PERIOD JULY 1, 2014 THROUGH JUNE 30, 2015 FOR THE 2014-15 FISCAL YEAR.**

**WHEREAS**, the City of Jackson has implemented a Senior Aides Program since 1972; and

**WHEREAS**, the Senior Aides Program offers part-time employment training opportunities to low income individuals fifty-five (55) years of age or older; and

**WHEREAS**, the City has been awarded \$467,701.00 in grant funding to further the Senior Aides Program for a twelve-month period beginning July 1, 2014 through June. 30, 2015 for fiscal year 2012-2015; and

**WHEREAS**, a match of \$60,677 is required from the City of Jackson; and

**WHEREAS**, the program will enroll senior citizens in a four county service area: Hinds, Rankin, Scott, and Warren.

**THEREFORE, BE IT ORDERED** that the Mayor be authorized to execute a subgrant agreement with SSAI in the amount of \$528,378 for a twelve month period beginning July 1, 2014 through June 30, 2015 to sponsor a Senior Aides Program for the 2014-2015 fiscal year.

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

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

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**ORDER REDUCING PREVIOUSLY AUTHORIZED TICKET SURCHARGE FOR THALIA MARA HALL EVENTS FROM FIVE DOLLARS (\$5.00) PER TICKET TO THE SUM OF THREE DOLLARS (\$3.00) PER TICKET.**

**WHEREAS**, on November 19, 2013, the Jackson City Council approved an order which authorized the assessment of a five dollar (\$5.00) per ticket surcharge for events scheduled at Thalia Mara Hall which was recorded in Minute Book 6 E at pages 142 and 143; and

**WHEREAS**, the Department of Human and Cultural Services believes that the five dollar (\$5.00) per ticket surcharge has had an impact on event attendance at Thalia Mara Hall; and

**WHEREAS**, it is recommended that the current surcharge of five dollars (\$5.00) be reduced to three dollars (\$3.00) per ticket; and

**WHEREAS**, the best interest of the City of Jackson would be saved by reducing the per ticket surcharge to three dollars (\$3.00) per ticket; and

**IT IS HEREBY ORDERED** that the per ticket surcharge for events at Thalia Mara Hall be reduced to three dollars (\$3.00) per ticket; and

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**IT IS FURTHER HEREBY ORDERED** that the three dollar (\$3.00) per ticket surcharge be applicable to events scheduled at Thalia Mara Hall after the approval of this order.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN EVENT LICENSE AGREEMENT WITH METROCENTER MALL, LLC, FOR USE OF ITS FACILITY, THE PARKS AND RECREATION DEPARTMENT'S ANNUAL HARVEST CARNIVAL IN THE COMMON AREA OF THE MALL, IF INCLEMENT WEATHER PREVENTS THE EVENT FROM BEING HELD IN THE PARKING LOT FOR THE PROGRAMMING DIVISION OF THE PARKS AND RECREATION DEPARTMENT.**

**WHEREAS**, the City of Jackson will sponsor the Annual Harvest Carnival on November 1, 2014; and

**WHEREAS**, the event is for youth and residents residing in the City of Jackson interested in participating in a day of fun and excitement; and

**WHEREAS**, the Department of Parks and Recreation has determined that the Metrocenter Mall has suitable space for the Annual Harvest Carnival, as a back-up plan, in the event, inclement weather prevents the event from being held outdoors; and

**WHEREAS**, Metrocenter Mall, LLC has agreed to allow the City of Jackson to utilize its common area for the event; and

**WHEREAS**, Metrocenter Mall, LLC will not charge the City of Jackson rent for the use of the space; and

**WHEREAS**, the best interest of the City of Jackson would be served by authorizing the Mayor to execute an Event License Agreement with Metrocenter Mall, LLC for use of its common area to use as a back-up plan, for the Annual Harvest Carnival.

**IT IS HEREBY ORDERED** that the Mayor is authorized to execute an Event License Agreement with Metrocenter Mall, LLC, for the Annual Harvest Carnival for the citizens of Jackson, which is scheduled to be held on November 1, 2014, as well as any and all other documents necessary for fulfill this limited purpose.

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

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

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**ORDER AUTHORIZING FINAL PAYMENT TO PARKMAN WOODWARD CONTRACTORS, INC., AND PUBLICATION OF THE NOTICE OF COMPLETION FOR EMERGENCY DRAINAGE IMPROVEMENTS ON FONDREN PLACE-CITY PROJECT NO. 14B5010.**

**WHEREAS**, the City of Jackson Engineering Division determined the drainage system on Fondren Place is inadequate to handle rain storm events creating repetitive flooding for businesses; and

**WHEREAS**, the Department of Public Works requested the Mayor to declare an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, Due to repetitive flooding events caused by an inadequate drainage system located on Fondren Place; and

**WHEREAS**, the Mayor declared an emergency on July 28, 2014; and

**WHEREAS**, on July 18, 2014, the Public Works Department received two written, competitive quotes and Parkman Woodward Contractors, Inc., was the lowest and best competitive quote in the amount of \$72,150.00; and

**WHEREAS**, Parkman Woodward Contractors, Inc., was authorized to perform the drainage improvements based on their quote approved by the Jackson City Council on August 12, 2014; and

**WHEREAS**, Parkman Woodward Contractors, Inc., has completed the project and is due final payment in the amount of \$72,150.00; and

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

**IT IS THEREFORE ORDERED** that final payment is made to Parkman Woodward Contractors, Inc., in an amount of \$72,150.00 for Fondren Place Emergency Drainage Improvements.

**IT IS FURTHER ORDERED** that notice of completion for the Fondren Place Emergency Drainage Improvements is published.

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

Yeas- Barrett-Simon, Hendrix, Priester, Stamps and Tillman.

Nays- Cooper-Stokes.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE DECREASE CHANGE ORDER NO. 1/FINAL TO THE CONTRACT OF RIVERSIDE CONSTRUCTION COMPANY, INC. AND FURTHER AUTHORIZING PUBLICATION OF NOTICE OF COMPLETION FOR THE BIG CREEK DRAINAGE AND STABILIZATION PROJECT, CITY PROJECT NO. 12B5002.**

**WHEREAS**, the City of Jackson received bids for the construction of the Big Creek Drainage and Stabilization Project, City Project No. 12B5002; and

**WHEREAS**, the City accepted the bid of Riverside Construction Company, Inc., in the amount of \$558,700.00 to commence with work on the Big Creek Drainage and Stabilization Project, City Project No. 12B5002; and

**WHEREAS**, a final inspection was held on August 15, 2014 by the Engineering Division, and the project was accepted by Department of Public Works; and

**WHEREAS**, Change Order No. 1/Final represents a 2% decrease to the contract amount due to the adjustment of quantities and the removal or addition of items; and

**WHEREAS**, the City Council finds the original contract price amount to be \$558,700.00 and the decreased contract amount to be \$551,491.44 and that Change Order No. 1/Final should be approved and payment should be made to Riverside Construction Company, Inc.; and

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

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to execute Change Order #1/Final to the contract of Riverside Construction Company, Inc., representing a decrease in the contract price of \$7,208.56.

**IT IS FURTHER ORDERED** that final payment in the amount of \$85,281.41 is authorized, that all securities held shall be released to Riverside Construction Company, Inc. for all work done and material furnished under said contract, and that the Clerk publish the Notice of Completion on the Big Creek Drainage and Stabilization Project, City Project No. 12B5002.

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

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

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**ORDER DECLARING A STATE OF EMERGENCY AND AUTHORIZING AN EMERGENCY CONTRACT WITH BFI WASTE SYSTEMS OF MISSISSIPPI, LLC FOR SOLID WASTE DISPOSAL.**

**WHEREAS**, the City of Jackson, Mississippi (“City”) and BFI Waste Systems of Mississippi, LLC (“BFI”) are currently parties to an agreement for the disposal of solid waste collected from City facilities and City residents; and

**WHEREAS**, that agreement will expire on or about October 31, 2014; and upon expiration of that agreement, the City will not have any agreement in place for the disposal of its solid waste; and

**WHEREAS**, the City is required to provide for the disposal of garbage under Section 17-17-5 of the Mississippi Code Annotated of 1972, as amended; further, Section 31-7-13 (r) of the Mississippi Code of 1972, as amended, requires that the City procure a solid waste disposal contract by publicly soliciting a request for proposals; and

**WHEREAS**, due to unfortunate circumstances beyond the City’s control, the City has not publicly solicited a request for proposal as of this date and so soliciting a request for proposal at this time would be detrimental to the interest of the City; and

**WHEREAS**, the election of a new Mayor in July 2013, his death on February 25, 2014, the election of a new Mayor, who took office on April 24, 2014, and numerous changes in the management of the Solid Waste Division and the Public Works department (“Pubic Works”) have contributed to the City being unable to timely procure a new solid waste disposal agreement in accordance with Section 31-7-13 (r) of the Mississippi Code of 1972, as amended; and

**WHEREAS**, the Public Works and the Solid Waste Division are currently drafting a Request for Proposal for a new solid waste disposal agreement in accordance with Mississippi’s purchasing law; and within the amount of time available, the City cannot feasibly procure a new solid waste disposal agreement; and

**WHEREAS**, the inability to properly dispose of the solid waste collected by the City’s solid waste collection and hauling contractor will violate Section 17-17-5 of the Mississippi Code of 1972, as amended, and may result in garbage accumulating on City streets, which would cause a public health emergency and violations of state environmental law; and

**WHEREAS**, all of these circumstances set forth constitute an “emergency” as that term is defined in Sections 31-7-1 (f) and 31-7-13 (k) of the Mississippi Code of 1972, as amended, because the inability to properly dispose of resident’s solid waste constitutes a public health

emergency and because the delay incident to advertising for public bids would cause adverse impact on the City and its citizens; and

**WHEREAS**, the City's current solid waste disposal contractor, BFI is willing to provide disposal of the City's solid waste on commercially reasonable terms on an emergency basis; and

**WHEREAS**, the terms of the current waste disposal agreement with BFI will not change for the duration of the emergency contract; and

**WHEREAS**, BFI represents it is willing and able to provide environmentally sound solid waste disposal services at a disposal rate of \$30.48 for each ton of Municipal Solid Waste and to pay to the City a rebate of \$9.20 for each ton of Municipal Solid Waste delivered by or on behalf of the City; and

**WHEREAS**, BFI represents it is willing and able to provide environmentally sound solid waste disposal services at a disposal rate of \$25.00 for each ton of filter cake (sewer sludge produced by current operations at the City's waste water treatment facilities and not including sewer sludge currently stored in geotextile tubes at the Savanna Street Wastewater Treatment Facility) and to pay to the City a rebate of \$3.29 for each ton of filter cake delivered by or on behalf of the City; and

**WHEREAS**, BFI represents that it is willing and able to provide environmentally sound solid waste disposal services at a disposal rate of \$25.00 for each ton of Special Waste, subject to increases based on the composition of the Special Waste to an amount not to exceed \$30.48 for each ton of Special Waste, and to pay to the City a rebate of \$3.29 for each ton of Special Waste delivered by or on behalf of the City.

**IT IS, THEREFORE, ORDERED** that the impending expiration of the City's Solid Waste Disposal Agreement with BFI constitutes an emergency as that term is defined under Sections 31-7-1 (f) and 31-7-13 (k) of the Mississippi Code of 1972, as amended, due to the circumstances set forth.

**IT IS FURTHER ORDERED** that the Mayor is authorized to enter into an interim emergency agreement with BFI for solid waste disposal that will only continue until the City has procured a new solid waste disposal contract under Section 31-7-13 (r), but for a maximum period not to exceed two years from October 31, 2014 at the following disposal rates:

\$30.48 for each ton of Municipal Solid Waste and to pay to the City a rebate \$9.20 for each of ton of Municipal Solid Waste delivered by or on behalf of the City; and

\$25.00 for each ton of filter cake (sewer sludge produced by current operations at the City's waste water treatment facilities and not including sewer sludge currently stored in tubes at the Savanna Street Waste Water Treatment facility) and to pay to the City a rebate of \$3.29 for each ton of filter cake delivered by or on behalf of the City; and

\$25.00 for each ton of Special Waste, subject to increases based on the composition of the Special Waste to an amount not to exceed \$30.48 for each ton of Special Waste, and to pay to the City a rebate of \$3.29 for each ton of Special Waste delivered by or on behalf of the City.

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

Yeas- Barrett-Simon, Hendrix, Priester, Stamps and Tillman.

Nays- Cooper-Stokes.

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 JUNE 24, 2014 FOR THE FOLLOWING CASES:

2011-1359	2011-1494	2011-2364	2012-1992	2012-2110	2012-2198
2012-2199	2012-2200	2012-3312	2012-3617	2014-1005	2014-1017
2014-1144	2014-1213	2014-1354	2014-1355	2014-1384	2014-1387
2014-1409	2014-1451	2014-1484	2014-1503	2014-1604	2014-1606

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 uncleanliness 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 June 24, 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 #2011-1359: Parcel #146-21** located at 0 W. Pascagoula Street/Lot W of 1081: 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:** Cut grass and weeds, fence-line, bushes and remove trash, debris, tree limbs, mattress, wood and trash can

2) **Case #2011-1494: Parcel #411-128** located at 0 Milo Avenue/Lot E of 2729: 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.

3) **Case #2011-2364: Parcel #125-41** located at 146 Wacaster 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 5

**Scope of Work:** Board-up and secure structure. Remove furniture, bricks and garage.

4) **Case #2012-1992: Parcel #118-46** located at 4320 W. Capitol Street: The owner did not appear; however, the Code Enforcement Officer testified that he spoke with Gentleman Masam Zhari as he was working on cleaning the parcel. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded fourteen (14) days to cure expiring July 8, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. Ward 4

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

5) **Case #2012-2110: Parcel #629-27** located at 4204 Larchmont 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 4

**Scope of Work:** Board-up and secure structure. Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts, fallen tree, wooden boards, building materials, furniture, bricks, tires, storage garage and clean curbside.

6) **Case #2012-2198: Parcel #698-338** located at 3277 Washington 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:** Board-up and secure structure. Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs and parts, fallen tree, wooden boards, crates, furniture, bricks and tires.

7) **Case #2012-2199: Parcel #698-334** located at 3281 Washington 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:** Board-up and secure structure. Cut grass and weeds, shrubbery, fence-line, bushes and remove trash, debris, tree limbs and parts and shopping cart.

8) **Case #2012-2200: Parcel #698-288** located at 3282 Washington 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, shrubbery, fence-line, bushes and remove trash, debris, tree limbs and parts and appliances.

9) **Case #2012-3312: Parcel #127-61** located at 210-B Lexington Avenue: 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:** Board-up and secure structure. Cut grass and weeds, fence-line, bushes, saplings and remove trash, debris, tree limbs, tires and clean curbside.

10) **Case #2012-3617: Parcel #306-247** located at 4312 Pyle Avenue: 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, fence-line and remove trash, debris, tree limbs, tires and clean curbside.

11) **Case #2014-1005: Parcel #211-219** located at 903 Myrtlewood 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 6

**Scope of Work:** Demolish and remove remains of burned house and storage building, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

12) **Case #2014-1017: Parcel #804-190** located at 180 Red Oak Street: Mr. Nicolas Collins appeared and advised that he was the grandson of Richard Collins and the property caretaker. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded one (1) week expiring July 1, 2014 to enter into a repair agreement with the City. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. Ward 2

**Scope of Work:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

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**13) Case #2014-1144: Parcel #56-47-8** located at 242 Gunter 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 house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**14) Case #2014-1213: Parcel #709-163** located at 6146 N. State 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 2

**Scope of Work:** Demolish and remove remains of dilapidated house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**15) Case #2014-1354: Parcel #640-166** located at 615 Hillsdale Drive: Niles Buchanan from RMB properties appeared, and stated that he anticipated a sale of the property. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, the purchaser or RMB shall be afforded two (2) weeks, expiring July 8, 2014 to enter into a repair agreement with the City. If there is a default and the City proceeds with cleaning, hearing office recommends an assessment of actual costs and a penalty of \$500.00. Ward 4

**Scope of Work:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**16) Case #2014-1355: Parcel #410-80** located at 3526 Cromwell 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 burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**17) Case #2014-1384: Parcel #304-177** located at 820 Primos Avenue: 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:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**18) Case #2014-1387: Parcel #629-111** located at 736 Cedarmon 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 6

**Scope of Work:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**19) Case #2014-1409: Parcel #425-213** located at 3738 Edwards Avenue: 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:** Demolish and remove remains of dilapidated house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**20) Case #2014-1451: Parcel #405-361** located at 3017 Brown Street/Lot S of 3021: 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 and clean curbside.

**21) Case #2014-1484: Parcel #639-181** located at *368 Maryland Drive*: Van Williams appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded time to cure, expiring July 1, 2014. If there is a default, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. Ward 4

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

**22) Case #2014-1503: Parcel #119-453** located at 126 Road of Remembrance: 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:** Demolish and remove remains of dilapidated house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**23) Case #2014-1604: Parcel #427-15** located at 561 Hickory Ridge 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 3

**Scope of Work:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**24) Case #2014-1606: Parcel #517-130** located at 757 Lawrence 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 3

**Scope of Work:** Demolish and remove remains of burned house, foundation, steps and driveway. Cut grass and weeds and remove trash and debris.

**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.

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

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

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 JULY 29, 2014 FOR THE FOLLOWING CASES:**

2013-2258	2013-2259	2014-1518	2014-1534	2014-1537	2014-1562
2014-1564	2014-1565	2014-1578	2014-1585	2014-1612	2014-1620
2014-1621	2014-1622	2014-1651	2014-1654	2014-1662	2014-1696
2014-1724					

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 July 29, 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 #2013-2258: Parcel #213-156** located at *1936 Willow Way*: 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 5*

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

**2) Case #2013-2259: Parcel #213-104** located at *1935-37 Will-O-Wisp Way*: 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: Board-up and secure structure. Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris and tree parts.*

**3) Case #2014-1518: Parcel #626-360** located at *3548 Exchange 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 6*

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

**4) Case #2014-1534: Parcel #615-81** located at *1051-55 McDowell 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. *Ward 6*

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

5) **Case #2014-1537: Parcel #626-545** located at 0 Sykes Road/Lot E of 345: 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 6*

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

6) **Case #2014-1562: Parcel #839-633** located at 1935 Smallwood 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: Cut grass and weeds, shrubbery, fence-line, bushes, saplings and remove tree limbs and parts and fallen tree.*

7) **Case #2014-1564: Parcel #839-604** located at 0 Bienville Drive/Lot S of 3049: 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 6*

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

8) **Case #2014-1565: Parcel #606-161** located at 2846 Arbor Hills 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 7*

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

9) **Case #2014-1578: Parcel #706-15-13** located at 0 Northfield Drive/Lot S of 6148: 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, saplings and remove trash and debris.*

10) **Case #2014-1585: Parcel #722-771** located at 0 Village Drive/Lot N of 4572: 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 2*

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

11) **Case #2014-1612: Parcel #822-154** located at 1206 Westhaven Boulevard: 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, debris, tree limbs and wooden boards. Clean curbside and drain and cover pool. Cut saplings along outside of fence.*

12) **Case #2014-1620: Parcel #819-362** located at 0 Yarbrough Street/2<sup>nd</sup> Lot E of 6317: Mr. Bernard Robinson appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded thirty (30) days to cure expiring August 27, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 4*

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

**13) Case #2014-1621: Parcel #815-70** located at 5319 Sheronn 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 4*

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

**14) Case #2014-1622: Parcel #407-288** located at 1367 Alamo 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, building materials and clean carport and curbside.*

**15) Case #2014-1651: Parcel #429-422** located at 0 Woodsia Lane/Lot N of 4256 Oaklawn Avenue: 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, shrubbery, fence-line, bushes, saplings and remove trash and debris.*

**16) Case #2014-1654: Parcel #630-370** located at 404 McDowell Park 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: Board-up and secure structure. Cut grass and weeds, shrubbery, fence-line, bushes and saplings and remove trash, debris, tree parts and cut backyard.*

**17) Case #2014-1662: Parcel #707-49** located at 0 Kelley Street/Lot S of 6246: 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 and tree parts.*

**18) Case #2014-1696: Parcel #120-81** located at 108 AB Myer Avenue: 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, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree limbs and clean curbside.*

**19) Case #2014-1724: Parcel #613-363** located at 416 Edwina 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 5*

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

**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.

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

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

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 AUGUST 5, 2014 FOR THE FOLLOWING CASES:**

2014-1497	2014-1686	2014-1691	2014-1693	2014-1695	2014-1774
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**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 uncleanliness 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 August 5, 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 #2014-1497: Parcel #304-116** located at *2925 Sheila 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 4*

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

**2) Case #2014-1686: Parcel #411-75** located at *2728 Queensroad Avenue/Lot W of 2724*: 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 4*

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

**3) Case #2014-1691: Parcel #820-543** located at **5526 Gault 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 4*

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

4) **Case #2014-1693: Parcel #411-120** located at 2707 *Queensroad Avenue*: Dorothy Mallett appeared. She testified that her brother had been living at structure but recently had stroke and has physical and mental impairments. After hearing testimony, hearing officer recommends that parcel be adjudicated to be a menace; however, the interested party shall be afforded sixty(60) days to cure expiring October 6, 2014. *Ward 4*

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

5) **Case #2014-1695: Parcel #407-134** located at 0 *Weeks Street/Lot W of 1433*: 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 clean curbside tires and clean curbside.*

6) **Case #2014-1774: Parcel #56-45-2** located at 219 *Mitchell Avenue*: 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: Board-up and secure structure. Cut grass and weeds, shrubbery, bushes, saplings and remove trash, debris, tree limbs, furniture and wooden boards.*

**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.

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Priester, Stamps and Tillman.  
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 AUGUST 12, 2014 FOR THE FOLLOWING CASES:**

2012-2144	2013-1769	2013-2244	2014-1371	2014-1750
2014-1755	2014-1756	2014-1757	2014-1920	

**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 uncleanliness 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 August 12, 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 #2012-2144: Parcel #132-14** located at *0 Grand Avenue/Lot @ SW Corner of Greens 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. *Ward5*

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

**2) Case #2013-1769: Parcel #420-231** located at *1345 Geeston 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. *Ward3*

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

**3) Case #2013-2244: Parcel #121-171** located at *0 Ellis Avenue/Lot @ NE Corner of Willing Avenue*: 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. *Ward5*

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

**4) Case #2014-1371: Parcel #405-86** located at *0 Plymouth Heights Boulevard/Lot @ NW Corner of Pocahontas*: 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. *Ward3*

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

**5) Case #2014-1750: Parcel #421-59** located at *3303 Sears 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, fence-line, bushes, saplings and remove trash, debris and clean curbside.*

**6) Case #2014-1755: Parcel #421-150** located at *3322 Sears 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 and clean curbside.*

**7) Case #2014-1756: Parcel #421-159** located at *3402 Sears Street/2<sup>nd</sup> Lot N of 3392*: 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, fence-line, bushes, saplings and remove trash, debris and clean curbside.*

8) Case #2014-1757: Parcel #421-160 located at 0 Sears Street/3rd Lot N of 3392: 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, fence-line, saplings and remove trash, debris, tree limbs and curbside.*

9) Case #2014-1920: Parcel #811-188 located at 147 York 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: Board-up and secure structure. Cut grass and weeds, fence-line, bushes and remove trash, debris, tree limbs and clean curbside.*

**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.

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Priester, Stamps and Tillman.  
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 AUGUST 19, 2014 FOR THE FOLLOWING CASES:**

2014-1837	2014-1875	2014-1877	2014-1878	2014-1879	2014-1917
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**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 August 19, 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 #2014-1837: Parcel #408-267** located at *Hollywood Avenue/Lot S of 3820 (Formerly 3812 Hollywood Avenue)*: 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: Cutting of grass, weeds and removing of trash and debris, cut fence line, cut bushes, cut saplings, clean curbside.*

2) **Case #2014-1875: Parcel #630-215** located at *139 Lea 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: Cutting of grass, weeds and removing of trash and debris, remove wooden boards, remove tree limbs, cut shrubbery, cut fence line, remove tree parts, cut bushes, clean curbside, remove all limbs, boards etc.*

3) **Case #2014-1877: Parcel #732-320** located at *2002 Boling 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 4*

*Scope of Work: Cutting of grass, weeds and removing of trash and debris, cut shrubbery, cut fence line, cut bushes, cut saplings clean curbside, remove tree limbs.*

4) **Case #2014-1878: Parcel #4858-590-9** located at *2118 Thousand Oaks 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 4*

*Scope of Work: Cutting of grass, weeds and removing of trash and debris, remove tree limbs, remove old furniture, cut shrubbery, cut fence line, and remove tree parts, and cut bushes, cut saplings, clean curbside.*

5) **Case #2014-1879: Parcel #630-306** located at *2722 Pinedale 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: Cutting of grass, weeds and removing of trash and debris, remove tree limbs, cut shrubbery, cut fence line, cut bushes, cut saplings, clean curbside, remove inoperable truck with trash, and debris.*

6) **Case #2014-1917: Parcel #4858-576-237** located at *2140 Thousand Oaks 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 4*

*Scope of Work: Cutting of grass, weeds and removing of trash and debris, remove wooden boards, remove tree limbs, cut shrubbery, cut fence line, cut bushes, cut saplings, clean curbside, remove carpet from backyard.*

**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.

REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, OCTOBER 21, 2014, 6:00 P.M.

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.

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Priester, Stamps and Tillman.  
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 AUGUST 26, 2014 FOR THE FOLLOWING CASES:

2013-2723	2014-1025	2014-1032	2014-1056	2014-1151	2014-1153
2014-1155	2014-1219	2014-1220	2014-1229	2014-1235	2014-1240
2014-1243	2014-1327	2014-1391	2014-1392	2014-1393	2014-1394
2014-1420	2014-1434	2014-1464	2014-1467	2014-1563	2014-1582
2014-1646	2014-1647	2014-1652	2014-1653	2014-1657	2014-1813
2014-1815	2014-1816	2014-1817	2014-1821	2014-1823	2014-1826
2014-1827	2014-1839	2014-1840	2014-1841	2014-1842	2014-1843
2014-1844	2014-1845	2014-1846	2014-1848	2014-1890	2014-1900
2014-1923	2014-1926	2014-1927	2014-1946	2014-1948	2014-1949
2014-1966	2014-1975	2014-1993	2014-2038		

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 uncleanliness 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 August 26, 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 #2013-2723: Parcel #625-21** located at 255 Woody 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 \$750.00 penalty. *Ward 6*

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

2) **Case #2014-1025: Parcel #421-172** located at 3413 Memphis Street: Attorney Ross Barnett appeared with Ethel Edwards. Ross Barnett indicated that there was litigation with an insurance company which he anticipated being resolved within ninety (90) days. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded ninety (90) days to cure expiring November 24, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 3*

*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

3) **Case #2014-1032: Parcel #425-588** located at 3520 Edwards Avenue: 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: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

4) **Case #2014-1056: Parcel #421-172-1** located at 3405 Memphis Street: Evelyn and Lewis Sanders appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties has ten (10) days to enter into a repair agreement expiring September 5, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs. *Ward 3*

*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

5) **Case #2014-1151: Parcel #101-322** located at 1015-17 Neatum 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: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

6) **Case #2014-1153: Parcel #114-189-1** located at 348 Bon Air 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 5*

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

7) **Case #2014-1155: Parcel #642-118** located at 5450 Queen Mary Lane: 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: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

8) **Case #2014-1219: Parcel #626-66** located at 218 N. Sunset Terrace: 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: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

9) **Case #2014-1220: Parcel #837-15** located at 2425 Vernon Drive: Timothy Bunch appeared as the interested party and owner. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded ten (10) days to enter into a repair agreement. If there is default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 5*

*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass.*

10) **Case #2014-1229: Parcel #825-208** located at 1872 Dewey Street: Eddie Bold appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however interested parties shall be afforded thirty (30) days to make substantial progress expiring September 25, 2015 and an additional thirty (30) days to complete expiring October 25, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 4*

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**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

11) **Case #2014-1235: Parcel #405-479** located at 2708 Martin Luther King Jr. 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 3**  
**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

12) **Case #2014-1240: Parcel #211-306** located at 1016 Dorgan 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:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

13) **Case #2014-1243: Parcel #120-161** located at 213 S. Alabama: Tyrese Stuckey appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded ten (10) days to enter into a repair agreement expiring September 5, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. **Ward 4**

**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

14) **Case #2014-1327: Parcel #804-184** located at 220 Cottonwood 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:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

15) **Case #2014-1391: Parcel #308-8** located at 926 Glenwood 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:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

16) **Case #2014-1392: Parcel #211-233** located at 823 Myrtlewood 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 6**

**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

17) **Case #2014-1393: Parcel #168-35** located at 758 Winter 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 burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

18) **Case #2014-1394: Parcel #96-22-2** located at 325 Derrick 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 5**

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*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds*

19) **Case #2014-1420: Parcel #628-104** located at 3168 Woodside 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 6

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

20) **Case #2014-1434: Parcel #425-462** located at 3618 Fontaine Avenue: 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 burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

21) **Case #2014-1464: Parcel #421-317** located at 3106 Livingston 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 3

*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

22) **Case #2014-1467: Parcel #411-117** located at 2724 Milo Avenue: 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: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

23) **Case #2014-1563: Parcel #839-497** located at 3204 Bienville Drive: Kenneth Alexander appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded fourteen (14) days to cure, expiring September 9, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. Ward 6

*Scope of Work: Board-up and secure structure, cut grass, weeds, shrubbery, fence-line, bushes and saplings, remove trash, debris, tree limbs and parts, wooden boards and building materials.*

24) **Case #2014-1582: Parcel #722-284** located at 4639 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 \$500.00. Ward 2

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

25) **Case #2014-1646: Parcel #525-50** located at 0 Oaklawn Drive/Lot S of 4280: 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, weeds, shrubbery, fence-line, bushes, saplings, remove trash and debris.*

26) **Case #2014-1647: Parcel #523-130** located at 631 Forest Avenue: 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

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

**27) Case #2014-1652: Parcel #859-273** located at 4107 Rainey 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 7*

**Scope of Work:** Board-up and secure structure, cut grass, weeds, remove trash and debris.

**28) Case #2014-1653: Parcel #853-5** located at 3721 Rainey Road: Tabitha Bowen, daughter of Don Bowen appeared because Don Bowen is bedridden. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded fourteen (14) days to cure expiring September 9, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 6*

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

**29) Case #2014-1657: Parcel #805-261** located at 150 Lincoln Place: 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, weeds, shrubbery, fence-line, bushes and saplings, remove trash, debris and tree parts.

**30) Case #2014-1813: Parcel #628-115** located at 3047 Woodside 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 6*

**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

**31) Case #2014-1815: Parcel #409-847-54** located at 2248 Utah 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 4*

**Scope of Work:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

**32) Case #2014-1816: Parcel #116-66** located at 3221-23 Virginia Avenue: 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:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

**33) Case #2014-1817: Parcel #116-87** located at 163 Louisiana Avenue: 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:** Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.

**34) Case #2014-1821: Parcel #421-84** located at 3432-34 Livingston 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 3*

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

35) **Case #2014-1823: Parcel #406-212** located at 1037 *Carnation 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 burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

36) **Case #2014-1826: Parcel #97-46** located at 364 *Dewitt 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 house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

37) **Case #2014-1827: Parcel #421-81** located at 3424 *Livingston 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. *Ward 3*

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

38) **Case #2014-1839: Parcel #425-577** located at *Mosley Avenue/Lot S of 3519*: Ms. Dorothy Chatman appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded thirty (30) days to cure expiring September 25, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 7*

*Scope of Work: Cutting grass and weeds, fence line, bushes and saplings, removing trash and debris, clean curbside.*

39) **Case #2014-1840: Parcel #642-645** located at *Queen Eleanor Lane/Lot W of 5840*: 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: Cutting of grass, weeds, fence line, bushes and saplings, removing trash, debris, wooden boards and tree limbs, clean curbside.*

40) **Case #2014-1841: Parcel #642-601** located at 5475 *Queen Eleanor Lane*: 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: Board-up and secure house cut grass, weeds, fence line and bushes, remove trash, debris and tree limbs.*

41) **Case #2014-1842: Parcel #408-256** located at *Hollywood Avenue/Lot S of 3819*: 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 5*

*Scope of Work: Cutting of grass, weeds, fence line, bushes and saplings, removing trash and debris and clean curbside.*

42) **Case #2014-1843: Parcel #425-347** located at *Bishop Avenue/Lot N of 3652*: 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*

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

**43) Case #2014-1844: Parcel #430-214** located at 453 Rockdale 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 3*

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

**44) Case #2014-1845: Parcel #430-191** located at 521 Rockdale 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 3*

*Scope of Work: Cutting of grass, weeds, fence line, bushes and saplings, removing trash and debris, tree limbs, old furniture, old bricks, tree parts and tires, clean curbside. Ward 3*

**45) Case #2014-1846: Parcel #430-185** located at 528 Rockdale 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 3*

*Scope of Work: Demolish and remove remains of burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

**46) Case #2014-1848: Parcel #408-656** located at 3203 Hollywood Avenue: 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, removing of trash, debris and tree limbs, clean curbside.*

**47) Case #2014-1890: Parcel #405-213** located at 1041 Carnation Street: Kelvin and Beverly Lovett appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested parties shall be afforded ninety (90) days to demolish property expiring November 24, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends and assessment of actual costs and a penalty of \$500.00. *Ward 3*

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

**48) Case #2014-1900: Parcel #423-28** located at 3258 Tougaloo 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 burned house, trash, debris, foundation, steps, driveway and cut grass and weeds.*

**49) Case #2014-1923: Parcel #839-416** located at 990 Branch 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, removing of trash and debris, clean curbside.*

**50) Case #2014-1926: Parcel #95-118** located at 1102 Bailey Avenue/Lot @ NE Corner of Oak 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, removing of trash, debris and tree limbs, clean curbside.*

**51) Case #2014-1927: Parcel #92-13** located at 0 Bailey Avenue/Lot @ NW Corner of W. Monument 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, removing of trash, debris and tree limbs, clean curbside.*

**52) Case #2014-1946: Parcel #208-82** located at 351 Cummins 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 4*

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

**53) Case #2014-1948: Parcel #633-82** located at 1184 McDowell 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, weeds, shrubbery, fence-line, bushes, saplings, remove tree limbs and parts and standing water in front of parcel near driveway.*

**54) Case #2014-1949: Parcel #611-110** located at 0 Mason Boulevard/Lot E of 457: 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, weeds, shrubbery, fence-line, bushes, saplings and remove trash, debris, tree parts, tires and clean curbside.*

**55) Case #2014-1966: Parcel #615-5** located at 2818 Woodbine 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, weeds, shrubbery, fence-line, bushes, saplings, remove trash, debris, tree limbs and parts, wooden boards, tires, building materials, appliances and clean curbside.*

**56) Case #2014-1975: Parcel #209-147** located at 0 McDowell Road/Lot W of 316: 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, weeds, shrubbery, fence-line, bushes, and saplings and remove tree limbs and parts.*

**57) Case #2014-1993: Parcel #730-2-1** located at 5395 Methodist Farm 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 2*

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

58) Case #2014-2038: Parcel #640-318 located at 142 Clinton Park: Brandon Dowdy appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however interested party shall be afforded ten (10) days to enter into a repair agreement expiring September 5, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. Ward 4

*Scope of Work: Demolish and remove remains of dilapidated house, trash, debris, foundation, steps, 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.

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

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

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 SEPTEMBER 9, 2014 FOR THE FOLLOWING CASES:**

2014-1019	2014-1241	2014-1469	2014-1481	2014-1853
2014-1856	2014-1857	2014-1913	2014-1914	2014-1928
2014-1935	2014-2071	2014-2090	2014-2091	2014-2093
2014-2096	2014-2097	2014-2098	2014-2099	

**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 September 9, 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 #2014-1019: Parcel #101-280** located at *1110 Neatum 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 house, foundation, steps and driveway, cut grass and weeds, remove trash and debris.*

2) **Case #2014-1241: Parcel #628-441** located at *3058 Meadow Forest 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 6*

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

3) **Case #2014-1469: Parcel #410-277** located at *2720 Miller Avenue*: 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, remove trash, debris, tree limbs and parts.*

4) **Case #2014-1481: Parcel #108-4-56** located at *2417-19 Powers Avenue*: 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 33*

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

5) **Case #2014-1853: Parcel #408-507** located at *Hollywood Avenue/3<sup>rd</sup> Lot N of 3641*: 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, weeds, fence line and bushes, remove trash and debris.*

6) **Case #2014-1856: Parcel #408-479** located at *3632 Hollywood Avenue*: Xavier Byas appeared. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded fourteen (14) days to cure expiring September 23, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Ward 4*

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

7) **Case #2014-1857: Parcel #408-480** located at *3628 Hollywood Avenue*: 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, weeds, fence line, bushes and saplings, remove trash, debris and tree limbs, clean curbside.*

8) **Case #2014-1913: Parcel #633-284** located at *1315 Dianne 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 6*

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

9) **Case #2014-1914: Parcel #162-154** located at *1438 Barrett Avenue*: 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*

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

**10) Case #2014-1928: Parcel #89-23-1** located at 425 W. Monument 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, shrubbery, fence-line, bushes and saplings remove trash, debris and tree limbs, clean curbside.

**11) Case #2014-1935: Parcel #97-149** located at 0 Jennings Street/Lot W of 414: 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 and saplings, remove trash, debris, tree limbs, wooden boards and tires, clean curbside.

**12) Case #2014-2071: Parcel #711-44** located at 5924 Woodhaven 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, remove trash and debris, remove trash under carport.

**13) Case #2014-2090: Parcel #819-158** located at 0 Loflin Street/Formerly 6218: Joseph Jiles appeared and stated that he was the grandson of Oscar and Sylvia Hoard, who are deceased. Rosie Jiles, his mother, was out of town. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health, safety and welfare; however, interested parties shall be afforded thirty (30) days to cure expiring October 9, 2014. If there is a default, hearing officer recommends assessment of actual cost and a penalty of \$500.00. Ward 4

**Scope of Work:** Demolish and remove remains of collapsed house, foundation, steps and driveway, cut grass and weeds and remove trash and debris, clean entire parcel.

**14) Case #2014-2091: Parcel #574-18** located at 1620 Brecon 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 1

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

**15) Case #2014-2093: Parcel #709-246** located at College Drive/Lot E of 116: 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, weeds, fence line and bushes, remove trash and debris, clean curbside.

**16) Case #2014-2096: Parcel #564-50** located at 5831 Canton Park 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 1

**Scope of Work:** Cut grass, weeds, fence line, bushes and saplings, remove trash and debris, empty pool, clean backyard.

**17) Case #2014-2097: Parcel #741-281** located at 211 Foxboro 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 1

*Scope of Work: Cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash and debris, building materials, old furniture, remove attachment to house, cut full lot 130 ft.*

**18) Case #2014-2098: Parcel #731-34** located at 4301 Patann 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 4*

*Scope of Work: Cut grass, weeds and shrubbery, remove trash and debris, building materials and old furniture, clean curbside.*

**19) Case #2014-2099: Parcel #820-95** located at 1545 Reddix Street: Chris Green appeared and stated that he intended to redeem property which was owned previously by his deceased mother from the State of Mississippi. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety; however interested party shall be afforded thirty (30) days to enter into a repair agreement with Community Improvement. *Ward 1*

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

**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.

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

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

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI STATE FIRE ACADEMY, A DIVISION OF THE MISSISSIPPI INSURANCE DEPARTMENT, TO CONDUCT A NFPA 1001 FIELD PROGRAM FOR THE JACKSON FIRE DEPARTMENT.**

**WHEREAS**, the City of Jackson, Mississippi (“City”) operates a training facility for fire fighter students/recruits through the Jackson Fire Department (“JFD”); and

**WHEREAS**, it is necessary, and in the best interest of the City, for JFD to coordinate its training efforts with the Mississippi State Fire Academy (“MSFA”), a Division of the Mississippi Insurance Department, for the purpose of preparing JFD recruits to obtain required certification from the Mississippi Fire Personnel Minimum Standards and Certification Board; and

**WHEREAS**, the MSFA is agreeable to conducting a NFPA 1001 Field Program for the Jackson Fire Department; and

**WHEREAS**, the standard cost of providing the afore-mentioned program is Five Hundred Seventy Dollars (\$570.00) per student/recruit. There will be no more than thirty-one (31) students/recruits participating in the program. Therefore, the total cost to the City for the program shall be no more than Seventeen Thousand Six Hundred Seventy Dollars (\$17,670.00).

**THEREFORE, BE IT ORDERED** that the Mayor is authorized to execute a Memorandum of Understanding with MSFA and such other documents as may be necessary to conduct a NFPA 1001 Field Program for the Jackson Fire Department at a total cost of no more than Seventeen Thousand Six Hundred Seventy Dollars (\$17,670.00).

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Priestler, Stamps and Tillman.

Nays- None.

Absent- None.

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**ORDER DECLARING A 2009 E-ONE 100' PLATFORM FIRE TRUCK TO BE SURPLUS PROPERTY AND AUTHORIZING SALE AND AUTHORIZING THE PAYMENT OF REASONABLE BROKERAGE FEES FOR SAID SALE.**

**WHEREAS**, it is necessary in the City of Jackson's best interest to declare a 2009 E-One 100' Platform Fire Truck surplus property, and authorize the sale of said vehicle; and

**WHEREAS**, the prospective buyers of such fire trucks are limited and not necessarily limited to Mississippi or surrounding localities. It is in the City's best interest to use the services of brokers with expertise and access to the market of used fire trucks; and

**WHEREAS**, Sections 21-17-1, 17-25-25 and other applicable statutes of the Mississippi Code Annotated authorizes disposal of surplus personal property; and

**WHEREAS**, the City will only consider qualified inquiries received from brokers regarding the specified apparatus, i.e. 2009 E-One 100' Platform Fire Truck and they may market the apparatus through various channels of websites, auctions, ads and direct sales; and

**WHEREAS**, the 2009 E-One 100' Platform Fire Truck has been appraisal and the City will not accept any payment below the appraisal value, less reasonable commission; and

**WHEREAS**, once the truck is sold, the City will consummate the sale only after receipt of full payment, after reasonable broker's commission, by certified check or money order; and

**WHEREAS**, if the fire truck fails to sale in the manner described herein, there will be no costs of expense charged to the City.

**IT IS, THEREFORE, ORDERED** that the above-described 2009 E-One 100' Platform Fire Truck be designated as surplus property, and the sale of same through a broker (s) is authorized in the manner described herein provided the monies received are no less than the appraised value, i.e., fair market value, for the fire truck.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute all necessary agreements, title, and other documents to facilitate the sale of the referenced fire truck.

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Priestler, Stamps and Tillman.

Nays- None.

Absent- None.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND MISSISSIPPI HOUSING PARTNERSHIP TO IMPLEMENT A COMMUNITY HOUSING AND DEVELOPMENT ORGANIZATION (CHDO) ELIGIBLE RENTAL REHABILITATION PROJECT.**

WHEREAS, the City of Jackson receives an annual allocation from the U. S. Department of Housing and Urban Development (HUD) of HOME Investment Partnership Grant (HOME) Funds to provide decent, safe and affordable housing to low- and moderate-income residents; and

WHEREAS, the Office of Housing and Community Development has a mission, in part, to assist in ensuring that all neighborhoods are free of blight, are quality livable places, and can have access to resources and services; and

WHEREAS, the City of Jackson signed a funding approval and grant agreement for Grant Number M-11-MC-28-0200 on September 6, 2013, M-12-MC-28-0200 on December 5, 2012, and M-13-MC-28-0200 on March 11, 2014, for the Home Investment Partnership Program; and

WHEREAS, HOME regulations require the City of Jackson to utilize 15% of its total HOME allocation as CHDO reserves which must be expended on eligible CHDO activities; and

WHEREAS, Mississippi Housing Partnership has been designated by the City of Jackson as a CHDO Developer, for the purpose of providing decent, safe and affordable housing to households in the City of Jackson, MS.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute contracts and all applicable documents with Mississippi Housing Partnership and necessary to implement the CHDO funded rental rehabilitation project.

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

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

Nays- None.

Absent- None.

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**ORDER AMENDING THE CITY OF JACKSON'S PAY PLAN TO CHANGE THE RANGE OF THE DEPUTY CITY CLERK III FROM A RANGE 15 TO RANGE 20 AND RECLASSIFY THE DEPUTY CITY CLERK III TO DEPUTY CITY CLERK; TO CHANGE THE RANGE OF SENIOR DEPUTY CITY CLERK FROM RANGE 19 TO RANGE 23; TO CHANGE THE RANGE OF ASSISTANT CITY CLERK FROM RANGE 28 TO RANGE 33; TO CHANGE THE RANGE OF CITY CLERK FROM RANGE 33 TO RANGE 38; AND TO ELIMINATE THE CLASSIFICATION OF DEPUTY CITY CLERK II.**

**IT IS HEREBY ORDERED** that the Pay Plan adopted by the City Council on September 22, 1998, found in Minute Book 4Y, be further amended to change the range of the Deputy City Clerk III from a range 15 to range 20 and reclassify the Deputy City Clerk III to Deputy City Clerk; to change the range of Senior Deputy City Clerk from range 19 to range 23; to change the range of Assistant City Clerk from range 28 to range 33; to change the range of City Clerk from range 33 to range 38; and to eliminate the classification of Deputy City Clerk II.

**Council Member Tillman** moved adoption; **Council Member Hendrix** seconded.

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

Nays- None.

Absent- None.

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**ORDER APPOINTING KRISTI MOORE AS CITY CLERK, RANGE 38, FOR THE CITY OF JACKSON, MISSISSIPPI, EFFECTIVE OCTOBER 21, 2014, AT AN ANNUAL SALARY OF \$77,716.34.**

WHEREAS, the City Clerk's Office for the City of Jackson, Mississippi, has a budgeted vacant City Clerk position; and

WHEREAS, the position was properly advertised by the City's Office of Personnel Management and all applications were received by the Office of Personnel and forwarded to the City Clerk's Office for review; and

WHEREAS, interviews were conducted and it is the unanimous recommendation of the Council Members who elected to participate in the selection process that Kristi Moore be appointed to fill the position of City Clerk.

**IT IS HEREBY ORDERED** that Kristi Moore, be appointed as City Clerk for the City of Jackson, Mississippi, effective October 21, 2014.

**Council Member Cooper-Stokes** moved adoption; **Council Member Hendrix** seconded.

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

Nays- None.

Absent- None.

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**Council Member Priester** left the meeting at 7:40 p.m.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A FACILITY LICENSE AGREEMENT WITH THE JACKSON CONVENTION COMPLEX/SMG TO PROVIDE USE OF FACILITY FOR THE CITY OF JACKSON'S "DOING BUSINESS WITH THE CITY" NETWORKING RECEPTION ON DECEMBER 11, 2014.**

WHEREAS, the City of Jackson, Mississippi, Office of Planning and Development desires the use of the Jackson Convention Complex to hold its annual "Doing Business with the City" networking reception; and

WHEREAS, the City of Jackson, Mississippi recognizes that networking for the minority business community is a needed tool to increase capacity; and

WHEREAS, the Jackson Convention Complex will waive the rental fee for the use of the facility for the event on December 11, 2014; and

**IT IS, HEREBY, ORDERED** that the Mayor is authorized to execute an agreement with the Jackson Convention Complex/SMG, for the use of the facility.

**IT IS FURTHERMORE ORDERED** that the Mayor is authorized to sign any related documents required by the Jackson Convention Complex/SMG for these services.

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Stamps and Tillman.

Nays- None.

Absent- Priester.

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**ORDER AUTHORIZING THE MAYOR ON BEHALF OF THE CITY OF JACKSON TO EXECUTE A CONTRACT WITH THE MISSISSIPPI STATE DEPARTMENT OF HEALTH (MSDH) TO IMPLEMENT THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM IN THE JACKSON METROPOLITAN STATISTICAL AREA (MSA) FOR THE USE OF 2012 HOPWA FUNDS.**

**WHEREAS**, on July 24, 2012, the City Council adopted an Order, recorded in Minute Book 6B page 357 authorizing the Mayor to submit the City of Jackson's 2012 Annual Action Plan of the Consolidated Plan, consisting of the City's CDBG, ESG, and HOPWA components to the Department of Housing and Urban Development (HUD); and

**WHEREAS**, on October 1, 2012, HUD notified the City of Jackson of its approval of the 2012 Annual Action Plan of the Consolidated Plan; and

**WHEREAS**, on October 30, 2012, the City Council adopted an Order authorizing the Mayor to execute Grant Agreements with HUD for the 2012 Annual Action Plan of the Consolidated Plan; and

**WHEREAS**, the HOPWA component of the 2012 Annual Action Plan of the Consolidated Plan designated the Mississippi State Department of Health (MSDH) to serve as the sub recipient to deliver HOPWA related services in the Jackson MSA.

**WHEREAS**, the previous contract has expired and the Office of Housing and Community Development recommends entering into a new contract with the Mississippi Department of Health to continue providing HOPWA services to residents of the City of Jackson's Metropolitan Statistical Area.

**WHEREAS**, this contract shall be effective upon approval by City Council.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute a contract with the Mississippi Department of Health (MSDH) in the amount of \$985,584.45 to implement the HOPWA related services in the Jackson Metropolitan Statistical Area (MSA).

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

Yeas- Barrett-Simon, Cooper-Stokes, Hendrix, Stamps and Tillman.

Nays- None.

Absent- Priester.

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**Council Member Priester** returned back to the meeting.

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**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, ADOPTING, APPROVING AND AUTHORIZING THE EXECUTION OF THE FEE IN LIEU AGREEMENT FOR THE MERIDIAN AT FONDREN, LLC, A NEW HEALTH CARE INDUSTRY FACILITY, TO BE LOCATED IN SUCH CITY.**

**WHEREAS**, On July 1, 2014, the City Council approved a Resolution Declaring the Intention and Agreement to Grant a certain Ad Valorem Property Tax Abatement; and

**WHEREAS**, this City Council ("**Council**") of the City of Jackson ("**City**"), State of Mississippi ("**State**"), acting for and on behalf of the City, does hereby find, determine and adjudicate as follows:

(1) Pursuant to the "health care industry zone" ("HCIZ"), as defined in Section 57-117-5 of the Mississippi Code of 1972, as amended (Supp. 2013) ("Code"), which is part of the Mississippi Health Care Zone Act, Section 57-117-1, et seq., of the Code (collectively the "Act"), and the Project is a "health care industry facility" ("HCIF"), as defined in Section 57-117-3(a)(1)(ii) of the Act. The Mississippi Development Authority ("MDA") has issued its Health Care Industry Facility Certificate No. HC-10, dated October 21, 2013, to the Project Owner, a copy of which is attached hereto and made a part hereof for all purposes as if fully copied herein, certifying that that the Project is located in a HCIZ and qualifies as an HCIF pursuant to Section 57-117-3(a)(1)(ii) of the Act, as a business located on land owned by and leased from UMMC and creating a minimum capital investment of at least Twenty Million Dollars (\$20,000,000.00) in the HCIZ ("Minimum Investment"); and

(2) Subject to the final capitalizable costs of the Project Property involving total expenditures in excess of the Minimum Investment, this Council, on behalf of the City, is authorized and empowered by the provisions, *inter alia*, of Section 27-31-104(1)(b) of the Code ("Statute") and Section 57-117-7(2)(c) of the Act, to grant to the Project Owner for the Project, subject to approval by the MDA, a "fee-in-lieu-of-taxes" ("Fee-in-Lieu"), which is in lieu of all ad valorem real and personal property taxes of the City ("Taxes"), including any Taxes for school district purposes ("School Taxes"), otherwise leviable on all of the Project Property (including the value of the leasehold interest in the Project Site) in the amount of one-third (1/3) of the Taxes otherwise applicable, including School Taxes, for a maximum period of ten (10) years commencing upon completion of the Project ("Term"); and

(3) Therefore, this Council is authorized and empowered by the Statute and Act to enter into a written fee-in-lieu agreement ("Fee-in-Lieu Agreement") with the Project Owner granting the Fee-in-Lieu for the Term with respect to the Project Property within the City, subject to approval by the MDA and subject to the Project Investment exceeding the Minimum Investment; and

(4) As an incentive for the Project Owner to develop the Project in the City by making the Project economically feasible, a certain inducement has been negotiated by and between the Development Agencies and the Project Owner in the form of a tentative commitment on behalf of the City, subject to the approval of this Council, to grant a Fee-in-Lieu in an amount equal to thirty-four percent (34%) of the Taxes, including School Taxes, otherwise due and payable with respect to the Project Property ("Fee-in-Lieu Amount"), resulting in an abatement of sixty-six percent (66%) of such Taxes, including School Taxes, otherwise due and payable with respect to the Project Property ("Abatement Amount") being summarized herein and attached hereto (Exhibit "A"), for the Term, as authorized by Section 27-31-104(1) & (b)(3) of the Code and Section 57-117-7(2)(c) of the Act; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by this Council, acting for and on behalf of the City and by virtue of such authority as may now or hereafter be conferred upon it by the Statute, the Act, the Code, and any other applicable laws of the State (collectively "**Laws**"), and (a) in consideration of the above premises and (b) in order to induce the Project Owner to undertake the development of the Project in the City and to assist the Project Owner in doing so, expressly recognizing its understanding that the Project Owner will be making its business decisions and expending its funds in reliance upon the terms, incentives, inducements and agreements of this Council contained herein, that:

**SECTION 1.** This Council does hereby approve and authorize the Mayor to execute a Fee-in-Lieu Agreement with the Project Owner with respect to the Project Property in the Fee-in-Lieu Amount subject to the Fee-in-Lieu Agreement containing the Project Conditions and Recapture Provisions; to the subsequent approval of the Fee-in-Lieu Agreement by the MDA; to the Project Investment satisfying both the Minimum Investment and the Investment Requirement; and to qualification with any and all other applicable requirements of the Statute, Act and Laws therefore.

**SECTION 2.** Acknowledging both that the Project Owner is locating the Project in the HCIZ in the City on the basis of its reliance on the agreements and representations made by this Council and City and contained in this Resolution Adopting, Approving and Authorizing the execution of the Fee-in-Lieu Agreement of this Council is for the Project Owner to receive the maximum benefit of such Fee-in-Lieu from the Taxes allowed by the Statute, Act and Laws, for the maximum period of the Term, and for the Project Owner, to the extent allowed thereby, not to be subject to any Taxes from which it is eligible for the Abatement Amount under the Fee-in-Lieu Agreement, from the first date on which the Project Property would otherwise first be subject to Taxes, for the entire Term of the Fee-in-Lieu, and until after the expiration of the Term of such Fee-in-Lieu, this Council and City agree liberally to interpret and to implement this Resolution Adopting, Approving and Authorizing the execution of the Fee-in-Lieu Agreement in the future and to take all future actions in the implementation of this Resolution Adopting, Approving and Authorizing the execution of the Fee-in-Lieu Agreement in a manner which is consistent with, and in order to give full effect to, this stated intention of this Council and consistent with such reliance by the Project Owner on the agreements and representations herein made and contained, specifically including, but not limited to, upon presentation by the Project Owner of the Fee-in-Lieu Agreement and the consideration and approval by this Council, as well as any other subsequent matters related thereto.

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

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

Nays- None.

Absent- None.

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**DISCUSSION: CAPITAL STREET BUSINESS OWNERS AND IMPACT OF CITY PROJECT:** **President Stamps** recognized **Council Member Priester** who stated that said concerns were addressed during the October 20, 2014 Council Work Session.

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**DISCUSSION: 1795 & 1815 OAKLAND AVENUE:** **President Stamps** recognized **Council Member Cooper-Stokes** who invited Raquel and Sam Cobbins to express their concerns regarding drainage issues within the neighborhood.

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**DISCUSSION: MAPLE STREET:** **President Stamps** recognized **Council Member Cooper-Stokes** who requested a report of the proposed projects for Maple Street in order to distribute to the community. **Council Member Cooper-Stokes** also stated that collaboration with Jackson Police Precinct Three is being made to address the series of house burglaries on Maple Street.

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The following reports/announcements were provided during the meeting:

- **Mayor Yarber** distributed Community Improvement Reports to Council outlining progress on the Capitol Street project, water/sewer work, project schedule, etc.
- **Mayor Yarber** announced that Brown Elementary was the recipient of a \$400,000.00 gift from the Toyota Foundation to start its first STEM program.
- **Council Member Tillman** announced the following:
  - The City of Jackson Public Works Department will be discussing the Lynch St. Drainage Project on Thursday, October 23, 2014 at 6:00 p.m. at the Jackson Police Training Academy.

REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, OCTOBER 21, 2014, 6:00 P.M.

- Jim Hill High School would host their Homecoming parade on Friday, October 24, 2014 at 9:00 a.m. and the game would be at 7:00 p.m.
- Farish Street Baptist Church will host a “Valuing Our Black Youth” forum on October 26, 2014 at 12:30 p.m.
- **Council Member Cooper-Stokes** announced a Planning Committee meeting to be held on October 23, 2014 at 2:00 p.m. to discuss security at convenience stores.
- **Council Member Hendrix** announced that Ward 6 community meeting would be held at Forest Hill High School on Tuesday, October 28, 2014 at 6:00 p.m.
- **Council Member Hendrix** announced a pancake breakfast would be held on November 1, 2014 from 8:00 a.m. until 11:00 a.m. at Wingfield High School.

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The meeting was closed in memory of the following individuals:

- **Mrs. Sarah Stapleton**

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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 Council Meeting to be held at 4:00 p.m. Monday, October 27, 2014; at 8:08 p.m., the Council stood adjourned.

ATTEST:

APPROVED:

Kirti Moore  
CITY CLERK

[Signature], 11.24.14  
MAYOR DATE

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