

BE IT REMEMBERED that a Regular Meeting of the City Council of Jackson, Mississippi, was convened at City Hall at 6:00 p.m. on May 3, 2016, being the first Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Melvin Priester, Jr., President, Ward 2; Tyrone Hendrix, Vice-President, Ward 6; Ashby Foote, Ward 1; Kenneth Stokes, Ward 3; De'Keither Stamps, Ward 4; Charles Tillman, Ward 5 and Margaret Barrett-Simon, Ward 7. Directors: Tony Yarber, Mayor; Kristi Moore, City Clerk; Angela Harris, Deputy City Clerk; Aalice Lattimore, Deputy City Clerk and Monica Joiner, City Attorney.

Absent: None.

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

The invocation was offered by **Reverend Clyde Tate** of Greater Antioch M B Church.

The following individuals were introduced during the meeting:

- **Dr. Rosie Pridgen**
- **Attorney Regina Quinn**

The following individuals provided public comments during the meeting:

- **Dana Robertson** expressed gratitude for the gating ordinance.
- **Swelyn Simrall** expressed gratitude for the revisions made to the City's gating ordinance

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 BASED ON ADMINISTRATIVE HEARINGS HELD DECEMBER 22, 2015 FOR THE FOLLOWING CASES:

2012-2340	2013-1512	2014-1608	2015-1889	2015-2848	2015-2935
2015-3050	2015-3083	2015-3162	2015-3179	2015-3180	2015-3221
2015-3255	2015-3256	2015-3257	2015-3310	2015-3311	2015-3312
2015-3313	2012-3314	2015-3321	2015-3322	2015-3330	2015-3331
2015-3332	2015-3334	2015-3335	2015-3336		

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 December 22, 2015; 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 #2012-2340: Parcel #637-191** located at *0 Deason Drive/Lot S of 230 (240) Deason Drive*: Anthony Epps 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 (3) days to cure expiring January 21, 2016. 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove fallen tree, wooden board, crate(s), appliances, building materials, old furniture, old bricks, tires, tree limbs and parts, clean curbside.

- 2) **Case #2013-1512: Parcel #124-58** located at *166 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 and a penalty of \$500.00. Ward 5

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

- 3) **Case #2014-1608: Parcel #821-488** located at *0 Gault Street/Lot E of 5220 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: Cutting of grass, weeds, fence line, bushes and saplings, remove trash, debris, clean curbside.

- 4) **Case #2015-1889: Parcel #515-35-1** located at *843 Woodbury 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: Removing abandon vehicle(s): Black Cadillac SLS, yellow Dodge Dart with expired tag/sticker, flat tires and appears inoperable.

- 5) **Case #2015-2848: Parcel #160-104** located at *1052 Wiggins 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, shrubbery, fence line, bushes and saplings, remove wooden boards, appliances, buildings materials, old furniture, tires and clean curbside. Stack and/or organize pots and lumber in rear yard.

- 6) **Case #2015-2935: Parcel #164-50** located at *1860 Dalton 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, clean curbside.

- 7) **Case #2015-3050: Parcel #118-67-1** located at *215 Beach 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: Board-up and secure house, cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs and parts and tires, and clean curbside.

- 8) **Case #2015-3083: Parcel #118-18** located at 216 Beach 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: Board-up and secure house, cut bushes, saplings, fence line and shrubbery, remove trash, debris, fallen tree, tires, tree limbs and parts, clean curbside.

- 9) **Case #2015-3162: Parcel #839-293** located at 3314 Ridgeland 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: Cutting of grass, weeds, shrubbery, fence line and bushes, remove trash, debris, tree limbs and pile of dirt, clean curbside.

- 10) **Case #2015-3179: Parcel #633-51** located at 1118 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 and a penalty of \$500.00. Ward 6

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs, tree parts and dead tree to the left of the house.

- 11) **Case #2015-3180: Parcel #634-234** located at Shady Lane/Lot @ SW Corner of Annalisa 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. Ward 5

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

- 12) **Case #2015-3221: Parcel #855-32** located at 3920 Ronald 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 6

Scope of Work: Board-up and secure house, cut grass, weeds, bushes and saplings, remove trash, debris and tree limbs.

- 13) **Case #2015-3255: Parcel #125-116** located at 1601 W Capitol Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 5

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

- 14) **Case #2015-3256: Parcel #163-7** located at 0 Dalton Street/Lot @ NW Corner of Booker Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 5

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

- 15) **Case #2015-3257: Parcel #175-262** located at 0 Gum Street/Lot @ SE Corner of Gallatin: 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 \$250.00. Ward 7

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

- 16) **Case #2015-3310: Parcel #130-40** located at 1539 W Capitol Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line bushes and saplings, remove trash, debris, tree limbs, wooden boards, building materials, old furniture and remove trailer from backyard, clean curbside.

- 17) **Case #2015-3311: Parcel #824-84** located at 1741 Hampton 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 house, cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs, wooden boards, crates, building materials, old furniture, old bricks and tires, clean curbside.

- 18) **Case #2015-3312: Parcel #824-64** located at 0 Whitehall Avenue/Lot W of 428 Whitehall 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove tires, fallen tree, tree limbs and parts, clean curbside.

- 19) **Case #2015-3313: Parcel #306-331** located at 124 Sanford 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 \$250.00. Ward 4

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, fallen tree, wooden boards, building materials, old furniture, tree limbs and parts and tires, clean curbside.

- 20) **Case #2015-3314: Parcel #824-458** located at 0 Gault Street/2nd Lot W of 5254 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: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, tree limbs and parts, clean curbside.

- 21) **Case #2015-3321: Parcel #4854-411-130** located at 476 Eagle Court: 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 \$250.00. Ward 7

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

- 22) **Case #2015-3322: Parcel #634-498** located at *2088 Monaco Street*: Lucia Griffin 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 (3) days to cure expiring January 21, 2016. 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: Cutting of grass, weeds, remove trash, debris.

- 23) **Case #2015-3330: Parcel #642-582** located at *5315 Queen Christina 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 \$250.00. Ward 4

Scope of Work: Cutting of grass weeds and remove trash, debris.

- 24) **Case #2015-3331: Parcel #642-349** located at *405 Queen Catherine 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 \$750.00. Ward 4

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

- 25) **Case #2015-3332: Parcel #753-66** located at *130 Rolling Meadows*: 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: Cutting of grass, weeds and fence line re move trash, debris and old furniture, clean curbside.

- 26) **Case #2015-3334: Parcel #820-891** located at *5552 Dolphin Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 4

Scope of Work: Demolish and remove remains of dilapidated house, trash, debris, foundation, steps, driveway and any other items to ensure property is clear and free of any and all health hazards. Cut grass and weeds.

- 27) **Case #2015-3335: Parcel #304-124** located at *0 Shelia Drive/Lot E of 2930 Shelia Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. Ward 4

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

- 28) **Case #2015-3336: Parcel #824-88** located at *1717 Hampton 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: Board-up and secure house, cut grass, weeds, fence line, bushes and saplings, remove trash, debris and tires.

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

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

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

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 BASED ON ADMINISTRATIVE HEARINGS HELD JANUARY 5, 2016 FOR THE FOLLOWING CASES:

2012-2000	2015-2953	2015-2954	2015-2956	2015-3130	2015-3131
2015-3211	2015-3212	2015-3337	2015-3363	2015-3366	2015-3368
2015-3369	2015-3372	2015-3382	2015-3383	2015-3385	2015-3387

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 January 5, 2016; 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 #2012-2000:** Parcel #162-364 located at *1611-13 Hill 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: Board-up and secure house, cut grass, weeds, fence line and bushes, remove trash, debris, fallen tree, tree limbs and tires, clean curbside.

- 2) **Case #2015-2953:** Parcel #629-207 located at *724 Hillmont 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 4

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery, bushes and saplings, remove trash, debris, fallen tree, wooden boards, crate, appliances, tree limbs, old furniture, tree parts, bricks and tires, clean curbside.

- 3) **Case #2015-2954:** Parcel #629-198 located at 706 Hillmont 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 house, cut grass, weeds, shrubbery and fence line, remove trash, debris, fallen tree, wooden boards, crates, appliances, tree limbs, old furniture and bricks.

- 4) **Case #2015-2956:** Parcel #629-196 located at 702 Hillmont Drive: Joe Anderson 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 January 19, 2016. 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: Cutting of grass, weeds, fence line and bushes, remove trash, debris, wooden boards, appliances, building materials, old furniture, bricks and tires, clean curbside.

- 5) **Case #2015-3130:** Parcel #159-74 located at 1238 Newton 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 house, cut grass, weeds, fence line, bushes and saplings, remove trash and clean curbside.

- 6) **Case #2015-3131:** Parcel #159-97 located at 0 Newton Street/Lot N of 1261-67 Newton Street: Lee & Verla Foote 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 cure expiring February 4, 2016. 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 5

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

- 7) **Case #2015-3211:** Parcel #161-32-7 located at 0 Barrett Avenue/Lot E of 2194 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 and a penalty of \$500.00. Ward 5

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

- 8) **Case #2015-3212:** Parcel #123-113 located at 2602 Latimer Avenue: Willie Richardson 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 fifteen (15) days to cure expiring January 20, 2016. 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 5

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, wooden boards, crate(s), building materials, tree limbs and tires, clean curbside.

- 9) **Case #2015-3337:** Parcel #210-40 located at *2358 Paden 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 structure, trash, debris, foundation, steps and driveway, cut grass and weeds.

- 10) **Case #2015-3363:** Parcel #631-22 located at *917 Raymond 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 5

Scope of Work: Board-up and secure house, cut grass, weeds, shrubbery, fence line, bushes and saplings remove trash, debris, fallen tree, wooden boards, crates, appliances, building materials, tree limbs, old furniture and tree parts, clean curbside.

- 11) **Case #2015-3366:** Parcel #844-482 located at *0 Sharon Hills Drive/Lot N of 512 Sharon 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. Ward 6

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, fallen tree limbs, tree parts and tires, clean curbside.

- 12) **Case #2015-3368:** Parcel # 833-12 located at *5082 Lurline 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 shrubbery, remove trash debris and plastic.

- 13) **Case #2015-3369:** Parcel #16-71 located at *146 River 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 7

Scope of Work: Cutting of grass, weeds and bushes remove trash, debris and tree limbs. Remove green Honda with expired tag, sticker and flat tires and appears inoperable.

- 14) **Case #2015-3372:** Parcel #709-100 located at *0 State Street/Lot/@ Corner of N State and Vine 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: Cutting of grass, weeds and fence line, remove trash and debris, clean curbside.

- 15) **Case #2015-3382:** Parcel #118-21 located at *4210 W Capitol Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$750.00. Ward 4

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

- 16) **Case #2015-3383:** Parcel #116-99 located at *0 W Capitol Street/Lot @ NE Corner of Alabama 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 \$750.00. Ward 4

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, hazardous materials, tree parts and tires.

- 17) **Case #2015-3385:** Parcel #116-126 located at 0 W Capitol Street/Lot W of 3508 W Capitol Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Ward 4

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

- 18) **Case #2015-3387:** Parcel #118-22 located at 0 W Capitol Street/Lot W of 4210 W Capitol Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1250.00. Ward 4

Scope of Work: Cutting of grass, weeds, shrubbery, fence line, bushes and saplings, remove trash, debris, hazardous materials, tree parts and tires.

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

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

Nays- None.

Absent- Stokes.

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/PROFESSIONAL PRESERVATION SERVICES, LLC, 2964 TERRY ROAD SUITE A-2, JACKSON, MS 39212 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1031 – LOT N OF 1827 RONDO STREET – \$1,071.00.

WHEREAS, on November 17, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on June 23, 2015 for the following case: Case #2015-1031 located in Ward 3; and

WHEREAS, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC, appeared next on the rotation list and has agreed to cutting of grass and weeds, and remedy the conditions for Case #2015-1031 located at 1.) Lot N of 1827 Rondo Street; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC has agreed to perform the services described for the sum of \$1,071.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Charity Barnes/DbA/Professional Preservation Services, LLC, for the cutting of grass and weeds, fence-line, bushes, saplings and removing of trash and debris, tree limbs, tree parts, old bricks and tires on the stated property.

IT IS, THEREFORE, ORDERED that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/ PROFESSIONAL PRESERVATION SERVICES, LLC FOR THE BOARD UP AND SECURING OF STRUCTURE(S) AND THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1717 – 3525 LEE DR – \$1,254.00.

WHEREAS, on August 11, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on May 12, 2015 for the following case: Case #2015-1717 located in Ward 7; and

WHEREAS, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC appeared next on the rotation list and has agreed to board up and securing of house, cutting of grass and weeds, and remedy the conditions for Case #2015-1717 located at 1.) 3525 Lee Dr; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC has agreed to perform the services described for the sum of \$1,254.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Charity Barnes/DbA/Professional Preservation Services, LLC providing the board up and securing of house, cutting of grass and weeds, shrubbery, fence-line, bushes, saplings and removing of trash and debris, and tree limbs on the stated property.

IT IS, THEREFORE, ORDERED that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/PROFESSIONAL PRESERVATION SERVICES, LLC FOR THE BOARD UP AND SECURING OF STRUCTURE(S) AND/OR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2012-2687 – 1587 W CAPITOL ST – \$1,608.00.

WHEREAS, on November 17, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on June 23, 2015 for the following case: Case #2012-2687 located in Ward 5; and

WHEREAS, the Jackson Police Department’s Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC appeared next on the rotation list and has agreed to board up and securing of house and cutting of grass and weeds, and remedy the conditions for Case #2012-2687 located at 1.) 1587 W Capitol St; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services has agreed to perform the services described for the sum of \$1,608.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Charity Barnes/DbA/Professional Preservation Services, LLC, providing the board up and securing of house, cutting of grass and weeds and removing of trash and debris. Clean curbside on the stated property.

IT IS, THEREFORE, ORDERED that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit’s Budget.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/PROFESSIONAL PRESERVATION SERVICES, LLC, 2964 TERRY ROAD SUITE A-2, JACKSON, MS 39212 FOR THE CUTTING OF GRASS AND WEEDS AND REMOVING OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1594 – LOT EAST OF 347 JUDY STREET – \$922.00.

WHEREAS, on August 11, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on May 12, 2015 for the following case: Case #2015-1594 located in Ward 7; and

WHEREAS, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC, appeared next on the rotation list and has agreed to the cutting of grass and weeds, and remedy the conditions for Case #2015-1594 located at 1.) Lot East of 347 Judy Street; and

WHEREAS, Charity Barnes/DbA/Professional Preservation Services, LLC, has agreed to perform the services described for the sum of \$922.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Charity Barnes/DbA/Professional Preservation Services, LLC, cutting of grass and weeds, shrubbery, fence-line, bushes, saplings and removing of trash and debris and tires on the stated property.

IT IS, THEREFORE, ORDERED that a sum not to exceed amount to be paid upon completion of the work from the Community Improvement Unit's Budget.

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

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

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND THOMAS, ROGER/BANKS, CARL/DBA/ECO SERVE DEMO, 120 HILLCROFT PL JACKSON, MS 39211 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-1492 – 2864 ARBOR HILLS DR - \$3,654.60.

WHEREAS, on August 25, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on May 19, 2015 for the following case: Case #2015-1492 located in Ward 7; and

WHEREAS, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo, appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2015-1492 located at 1.) 2864 Arbor Hills Dr; and

WHEREAS, the project accepted by Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo is for the demolishing and cleaning of the aforementioned parcel for the amount of \$3,654.60.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo providing for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris on the stated property.

IT IS, THEREFORE, ORDERED that the payment for the said contract be made from the Community Improvement Unit's Budget.

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

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

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND THOMAS, ROGER/BANKS, CARL/DBA/ECO SERVE DEMO, 120 HILLCROFT PL JACKSON, MS 39211 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-2126 - 2431-33 ELEANOR AVE - \$4,707.00.

WHEREAS, on November 17, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on June 23, 2015 for the following case: Case #2015-2126 located in Ward 3; and

WHEREAS, the Jackson Police Department's Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo, appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2015-2126 located at 1.) 2431-33 Eleanor Ave; and

WHEREAS, the project accepted by Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo, is for the demolishing and cleaning of the aforementioned parcel for the amount of \$4,707.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Thomas, Roger/Banks, Carl/DbA/Eco Serve Demo, providing for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris on the stated property.

IT IS, THEREFORE, ORDERED that the payment for the said contract be made from the Community Improvement Unit's Budget.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JOYCE SELVAGE/DBA/SELVAGE CONSTRUCTION - P.O. BOX 471, JACKSON, MS 39041 FOR THE DEMOLITION AND REMOVAL OF STRUCTURE(S), FOUNDATION, STEPS, DRIVEWAY, CUTTING OF GRASS AND WEEDS, AND REMOVAL OF TRASH AND DEBRIS AND REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH, SAFETY AND WELFARE ACCORDING TO THE MISSISSIPPI CODE ANNOTATED SECTION 21-19-11. CASE #2015-2275 – 918 MAPLE STREET - \$3,143.00.

WHEREAS, on August 25, 2015 the City Council adopted the resolutions, 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 pursuant to Administrative Hearing held on June 30, 2015 for the following case: Case #2015-2275 located in Ward 3; and

WHEREAS, the Jackson Police Department’s Community Improvement Unit has a system in which vendors performing services related to the remedying of conditions on property adjudicated to be a menace to public health, safety, and welfare are rotated; and

WHEREAS, Joyce Selvage/DbA/Selvage Construction, appeared next on the rotation list and has agreed to remove structure(s), foundation, steps, driveway, cut grass and weeds, remove trash and debris and remedy the conditions for Case #2015-2275 located at 1.) 918 Maple Street; and

WHEREAS, the project accepted by Joyce Selvage/DbA/Selvage Construction is for the demolishing and cleaning of the aforementioned parcel for the amount of \$3,143.00.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with Joyce Selvage/DbA/Selvage Construction providing for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris on the stated property.

IT IS, THEREFORE, ORDERED that the payment for the said contract be made from the Community Improvement Unit’s Budget.

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

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

There came on for Introduction Agenda Item No. 13:

ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AMENDING CHAPTER 86- OFFENSES AND MISCELLANEOUS PROVISIONS TO CREATE A NEW ARTICLE ENTITLED “UNLAWFUL DISCRIMINATION.” Said item was referred to the Rules Committee.

There came on for Introduction Agenda Item No. 14:

ORDINANCE AMENDING ARTICLE I, CHAPTER 86, OFFENSES AND MISCELLANEOUS OFFENSES, SECTION 86-8, OF THE CODE OF ORDINANCES OF THE CITY OF JACKSON, MISSISSIPPI TO REQUIRE MANDATORY JAIL TIME AND MANDATORY FINES FOR THE DISCHARGE OF A FIREARM WITHIN THE CITY. Said item was referred to the Rules Committee.

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI AMENDING PROCEDURES FOR THE ERECTION OF PUBLIC ACCESS GATES TO NEIGHBORHOODS.

WHEREAS, Mississippi Code Ann. Section 21-37-3 of the Mississippi Code empowers the governing authorities of a municipality with the power to exercise full jurisdiction in the matter of streets; and

WHEREAS, Section 21-19-15 of the Mississippi Code also provides in pertinent part that the governing authorities of a municipality shall have the power to make all needful police regulations necessary for the preservation of good order and peace of the municipality, to prevent injury to, destruction of, or interference with public or private property; and

WHEREAS, the governing authorities of the City of Jackson find that the installation of public access gates should be allowed under circumstances in which homeowners or residential neighborhoods seek to reduce traffic, deter crime, enhance their sense of community and/or improve their quality of life.

THEREFORE, BE IT ORDAINED BY THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON, MISSISSIPPI THAT:

SECTION 1. APPLICABILITY.

This Ordinance shall apply to any residential street within the City of Jackson in which the homeowners organization or other approved applicant agrees to install and maintain the gate(s) at applicant's sole expense.

SECTION 2. ACCESSIBILITY.

- A. Gates controlling entry to residential streets must provide full and equal access to the residential neighborhood insofar as to keep at least one of the neighborhood entrances open to all members of the general public twenty-four (24) hours a day, seven (7) days a week. In neighborhoods where multiple entrances exist, exit-only gates are permitted so long as one entrance remains open to the general public at all times.
- B. All public access gates should be marked with signage indicating that it is open to the public.

SECTION 3. PRIOR APPROVAL REQUIRED.

All permit applications for gate installations must receive prior approval from the Department of Planning and Development. All permit applications shall contain the following information:

- A. Scaled sketch plans or photographs showing proposed gate dimensions and details of surrounding streetscape elements, including property lines, sidewalks, curb lines, lighting, trees indicating size, tree grates, planters, street signs, bus stops and fire hydrants if relevant.

- B. A petition reflecting that 60% of the homeowners in the platted subdivision agree to make said request. In alternative to a petition, a ballot may be sent by mail to all homeowners in the platted subdivision. If 60% of the homeowners respond in the affirmative to said request, a sworn letter confirming the vote occurred as described and the vote results may be submitted instead of the petition. If there is no platted subdivision/neighborhood, a petition signed by 60% of the property owners whose property faces the public street on which the gate is to be installed or a mailed ballot in which 60% of the property owners whose property faces the public street on which the gate is to be installed vote in the affirmative may be submitted.
- C. Any other additional information required by law, rule, or ordinance, or that any department of the City or City Council, or the permit applicant reasonably deems appropriate to assist the City in determining whether the permit should be granted. The applicant shall be provided reasonable time to supplement the application and shall either be approved or denied within 120 days of submission.

SECTION 4. DESIGN STANDARDS.

- A. All gate installations must conform to the following provisions:
1. Gates shall be designed in such way as to avoid damage to existing public infrastructure including road surface, base, and curbing.
 2. A turn around space shall be constructed at the expense of the applicant or homeowners association in an area at a distance in front of the public access gate to allow an average size passenger vehicle to turn around and leave without accessing the gate.
 3. A sign shall be installed at the public access gate control mechanism which states "Push Button for Access." The absence of signage or use of signage which in any manner discourages entrance by the public shall not be allowed.
 4. The gate shall have a Fire box and SOS system which allows access by emergency vehicles, including fire and police department vehicles. Approach and departure areas on both side of a gated entrance must provide adequate set backs and proper alignment to allow free and unimpeded passage of emergency vehicles through the entrance area.
 5. The area containing and adjacent to the public access gate shall be sufficiently lighted so that the public access gate may be easily seen at night.
 6. All components of the gate system must be maintained in an approved operating condition, with all components serviced and maintained on a regular basis as needed to insure proper gate operation. A proper power supply shall be maintained to all electrical and electronic components at all times. In the event of a loss of power, a default open function shall be installed to keep the gate open until such time as power has been restored.
- B. The homeowners association or applicant shall assume all costs and responsibility for planning, installation, and maintenance of the public access gate, including repair or replacement if the public access gate malfunctions, become inoperable, or is damaged.
- C. The City shall maintain all authority over public access gates installed pursuant to this Ordinance. All gates, signage, and equipment are subject to periodic inspection by the City of Jackson and must be immediately repaired by the applicant or homeowners association if found to be in a condition of disrepair. The City shall have the right to enter the subdivision and disable, open, or remove any gate, device, or other feature that impedes or controls vehicle access at the sole expense of the homeowners association or applicant.

~~D.—To protect the interests of the City, the homeowners association or applicant shall obtain a policy of liability insurance in an amount of not less than one million dollars (\$1 million), which policy will include the City as an additional insured interest and which will protect against costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate. Further, the homeowners association or applicant shall indemnify the City and hold the City harmless for any costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate.~~

~~E. Prior to the installation of the public access gate and at all times while the gate is in place, the applicant shall keep on file with the City the name, telephone number, and email address of an individual who will be responsible for repairing the gate or communicating with the city regarding any issues with the gate. In the event that the City cannot contact this individual in a timely manner when issues pertaining to the public access gate arise, the City may, after a hearing and vote of the Planning Board, rescind the permit to have a public access gate and order the responsible party to remove the gate. Such an order may be appealed to the City Council.~~

SECTION 5. APPEALS PROCESS.

An appeal from a decision of the Department of Planning and Development may be made to the City Council within ten (10) days of a letter of denial. Such appeal shall be in writing and shall state the nature of the grievance, and upon a hearing, the Council may immediately act to approve or deny an applicant's request to install a public access gate.

SECTION 6. SEVERABILITY.

Should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional, and shall not affect the validity of the Code of Ordinances of the City of Jackson, Mississippi, as a whole.

SECTION 7. EFFECTIVE DATE.

This article shall be effective thirty days (30) days after its adoption by the City of Jackson.

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

President Priester recognized **Council Member Foote** who moved and **Council Member Barrett-Simon** seconded to amend Section 3, #C to change 120 days to 60 days. The motion prevailed by the following vote:

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

Nays- None.

Absent- Stokes.

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

ORDINANCE OF THE CITY OF JACKSON, MISSISSIPPI AMENDING PROCEDURES FOR THE ERECTION OF PUBLIC ACCESS GATES TO NEIGHBORHOODS.

WHEREAS, Mississippi Code Ann. Section 21-37-3 of the Mississippi Code empowers the governing authorities of a municipality with the power to exercise full jurisdiction in the matter of streets; and

WHEREAS, Section 21-19-15 of the Mississippi Code also provides in pertinent part that the governing authorities of a municipality shall have the power to make all needful police regulations necessary for the preservation of good order and peace of the municipality, to prevent injury to, destruction of, or interference with public or private property; and

WHEREAS, the governing authorities of the City of Jackson find that the installation of public access gates should be allowed under circumstances in which homeowners or residential neighborhoods seek to reduce traffic, deter crime, enhance their sense of community and/or improve their quality of life.

THEREFORE, BE IT ORDAINED BY THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON, MISSISSIPPI THAT:

SECTION 1. APPLICABILITY.

This Ordinance shall apply to any residential street within the City of Jackson in which the homeowners organization or other approved applicant agrees to install and maintain the gate(s) at applicant's sole expense.

SECTION 2. ACCESSIBILITY.

- A. Gates controlling entry to residential streets must provide full and equal access to the residential neighborhood insofar as to keep at least one of the neighborhood entrances open to all members of the general public twenty-four (24) hours a day, seven (7) days a week. In neighborhoods where multiple entrances exist, exit-only gates are permitted so long as one entrance remains open to the general public at all times.
- B. All public access gates should be marked with signage indicating that it is open to the public.

SECTION 3. PRIOR APPROVAL REQUIRED.

All permit applications for gate installations must receive prior approval from the Department of Planning and Development. All permit applications shall contain the following information:

- A. Scaled sketch plans or photographs showing proposed gate dimensions and details of surrounding streetscape elements, including property lines, sidewalks, curb lines, lighting, trees indicating size, tree grates, planters, street signs, bus stops and fire hydrants if relevant.
- B. A petition reflecting that 60% of the homeowners in the platted subdivision agree to make said request. In alternative to a petition, a ballot may be sent by mail to all homeowners in the platted subdivision. If 60% of the homeowners respond in the affirmative to said request, a sworn letter confirming the vote occurred as described and the vote results may be submitted instead of the petition. If there is no platted subdivision/neighborhood, a petition signed by 60% of the property owners whose property faces the public street on which the gate is to be installed or a mailed ballot in which 60% of the property owners whose property faces the public street on which the gate is to be installed vote in the affirmative may be submitted.
- C. Any other additional information required by law, rule, or ordinance, or that any department of the City or City Council, or the permit applicant reasonably deems appropriate to assist the City in determining whether the permit should be granted. The applicant shall be provided reasonable time to supplement the application and shall either be approved or denied within 60 days of submission.

SECTION 4. DESIGN STANDARDS.

- A. All gate installations must conform to the following provisions:
 - 1. Gates shall be designed in such way as to avoid damage to existing public infrastructure including road surface, base, and curbing.

2. A turn around space shall be constructed at the expense of the applicant or homeowners association in an area at a distance in front of the public access gate to allow an average size passenger vehicle to turn around and leave without accessing the gate.
 3. A sign shall be installed at the public access gate control mechanism which states "Push Button for Access." The absence of signage or use of signage which in any manner discourages entrance by the public shall not be allowed.
 4. The gate shall have a Fire box and SOS system which allows access by emergency vehicles, including fire and police department vehicles. Approach and departure areas on both side of a gated entrance must provide adequate set backs and proper alignment to allow free and unimpeded passage of emergency vehicles through the entrance area.
 5. The area containing and adjacent to the public access gate shall be sufficiently lighted so that the public access gate may be easily seen at night.
 6. All components of the gate system must be maintained in an approved operating condition, with all components serviced and maintained on a regular basis as needed to insure proper gate operation. A proper power supply shall be maintained to all electrical and electronic components at all times. In the event of a loss of power, a default open function shall be installed to keep the gate open until such time as power has been restored.
- B. The homeowners association or applicant shall assume all costs and responsibility for planning, installation, and maintenance of the public access gate, including repair or replacement if the public access gate malfunctions, become inoperable, or is damaged.
- C. The City shall maintain all authority over public access gates installed pursuant to this Ordinance. All gates, signage, and equipment are subject to periodic inspection by the City of Jackson and must be immediately repaired by the applicant or homeowners association if found to be in a condition of disrepair. The City shall have the right to enter the subdivision and disable, open, or remove any gate, device, or other feature that impedes or controls vehicle access at the sole expense of the homeowners association or applicant.
- ~~D. To protect the interests of the City, the homeowners association or applicant shall obtain a policy of liability insurance in an amount of not less than one million dollars (\$1 million), which policy will include the City as an additional insured interest and which will protect against costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate. Further, the homeowners association or applicant shall indemnify the City and hold the City harmless for any costs, expenses, damages or judgments associated with claims arising out of the approval, installation and maintenance of the public access gate.~~
- E. ~~Prior to the installation of the public access gate and at all times while the gate is in place, the applicant shall keep on file with the City the name, telephone number, and email address of an individual who will be responsible for repairing the gate or communicating with the city regarding any issues with the gate. In the event that the City cannot contact this individual in a timely manner when issues pertaining to the public access gate arise, the City may, after a hearing and vote of the Planning Board, rescind the permit to have a public access gate and order the responsible party to remove the gate. Such an order may be appealed to the City Council.~~

SECTION 5. APPEALS PROCESS.

An appeal from a decision of the Department of Planning and Development may be made to the City Council within ten (10) days of a letter of denial. Such appeal shall be in writing and shall state the nature of the grievance, and upon a hearing, the Council may immediately act to approve or deny an applicant's request to install a public access gate.

SECTION 6. SEVERABILITY.

Should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional, and shall not affect the validity of the Code of Ordinances of the City of Jackson, Mississippi, as a whole.

SECTION 7. EFFECTIVE DATE.

This article shall be effective thirty days (30) days after its adoption by the City of Jackson.

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

Nays- None.

Absent- Stokes.

Council Member Priester left the meeting.

ORDER APPROVING CLAIMS NUMBER 6035 TO 6446, APPEARING AT PAGES 939 TO 1000 INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$3,985,624.06 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 6035 to 6446 appearing at pages 939 to 1000, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$3,985,624.06 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

IT IS FURTHER ORDERED that there is appropriated from the various funds the sums necessary to be transferred to other funds for the purpose of paying the claims as follows:

FROM:	TO ACCOUNTS PAYABLE FUND
1% INFRASTRUCTURE TAX	31,147.30
AMERICORP CAPTIAL CITY REBUILD	800.24
CAPITAL CITY REVENUE FUND	945.72
EARLY CHILDHOOD (DAYCARE)	957.37
EMPLOYEES GROUP INSURANCE FUND	118,923.32
FARISH ST HISTORIC-MEDGAR EVER	1,500.00
FIRE PROTECTION	12,515.17
GENERAL FUND	654,241.92
HAIL DAMAGE MARCH 2013	3,400.00
HOME PROGRAM FUND	27,064.99
HOUSING COMM DEV ACT (CDBG) FD	6,568.21
JXN CONVENTION & VISITORS BUR	304,847.06
LANDFILL/SANITATION FUND	622,762.26
NCSC SENIOR AIDES	79.89
P E G ACCESS- PROGRAMMING FUND	1,095.47
PARKS & RECR FUND	50,129.34
REPAIR & REPLACEMENT FUND	227.74
SAMSHA - 1 U79 SM061630-01	113.44
SEIZURE & FOREFEITED PROP-STATE	50,047.93

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, MAY 3, 2016 6:00 P.M.**

STATE TORT CLAIMS FUND	3,273.40
TECHNOLOGY FUND	110,332.86
TRANSPORTATION FUND	1,536,054.82
WATER/SEWER OP & MAINT FUND	448,088.72
WATER/SEWER REVENUE FUND	506.80

TOTAL **\$3,985,624.06**

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

Vice President Hendrix recognized, **Michelle Day**, Deputy Director of Administration, who provided the Council with a brief overview of the Claims Docket at the request of **Vice President Hendrix**.

Thereafter, **Vice President Hendrix** called for a vote on the Claims Docket:

- Yeas- Barrett-Simon, Foote and Hendrix.
- Nays- Stamps and Tillman.
- Absent- Priester and Stokes.

Council Member Priester returned to the meeting.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 6035 TO 6446 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 6035 to 6446 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$173,612.55 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the payroll fund for the immediate payment thereof.

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

FROM:	TO ACCOUNTS PAYABLE FUND	TO PAYROLL FUND
GENERAL FUND		1,926,259.91
PARKS & RECR FUND		61,629.40
LANDFILL FUND		17,888.50
SENIOR AIDES		2,320.85
WATER/SEWER OPER & MAINT		213,016.41
PAYROLL FUND		1,057.50
PAYROLL	173,612.55	
EARLY CHILDHOOD		34,653.47
HOUSING COMM DEV		6,204.96
TITLE III AGING PROGRAMS		2,664.44
AMERICORP CAPITAL CITY REBUILD		9,965.16
TRANSPORTATION FUND		9,943.39
T-WARNER PA/GA FUND		4,074.85
SAMSHA		2,406.80

TOTAL

\$2,292,085.64

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

Yeas- Barrett-Simon, Foote, Hendrix, Priestler, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DR. COSANDRA MCNEAL TO EVALUATE AND REPORT ON THE CITY OF JACKSON AMERICORPS PROGRAM FOR THE 2015-2016 PROGRAM YEAR.

WHEREAS, the City of Jackson was awarded funds by the Mississippi Commission on Volunteer Service for its AmeriCorps Program during the 2015-2016 year; and

WHEREAS, the Mississippi Commission on Volunteer Services requires fund recipients to evaluate and report to it on the effectiveness of its programming; and

WHEREAS, it is in the best interest of the City of Jackson to hire an independent individual to analyze data and report on the effectiveness of its AmeriCorps Program; and

WHEREAS, Dr. CoSandra McNeal is capable and qualified to conduct the evaluation and prepare the report required by the Mississippi Commission on Volunteer Services.

IT IS HEREBY ORDERED that the Mayor is authorized to execute an agreement with Dr. CoSandra McNeal to evaluate and prepare a report on the effectiveness of the AmeriCorps Program for the 2015-2016 year.

IT IS HEREBY ORDERED that Dr. CoSandra McNeal may be paid reasonable compensation in an amount not to exceed two thousand five hundred dollars (\$2,500.00) for the services including printing and binding of the report.

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

Yeas- Barrett-Simon, Foote, Hendrix, Priestler, Stamps and Tillman.

Nays- None.

Absent- Stokes.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AMENDMENTS TO AGREEMENTS WITH NEW CINGULAR WIRELESS PCS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE INSTALLATION OF LTE TECHNOLOGY TO CERTAIN ANTENNA SITES.

WHEREAS, the City of Jackson has twenty (20) antenna site license agreements with New Cingular Wireless; and,

WHEREAS, New Cingular Wireless has indicated that it would like to add LTE technology to the following antenna sites:

1. Lake Hico
2. Cooper Road
3. Magnolia
4. Fire Station 7

WHEREAS, installing the equipment at the above-referenced sites will result in an increase of New Cingular Wireless' rental payments as follows:

1. Lake Hico	\$546.00
2. Cooper Road	\$785.00
3. Magnolia	\$627.00
4. Fire Station 7	\$615.00

WHEREAS, the LTE Technology is designed to improve bandwidth available for receiving and transmitting data services; and

WHEREAS, New Cingular Wireless desires to add three (3) additional five (5) year renewal terms to the following antenna site:

1. Cooper Road

IT IS HEREBY ORDERED that the Mayor be authorized to execute agreements with New Cingular Wireless, PCS, LLC, a Delaware Limited Liability Company, for the installation of LTE Technology and additional terms to the above-referenced sites.

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

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

Nays- None.

Absent- Stokes.

Council Member Stokes arrived to the meeting at 6:15 p.m.

ORDER AUTHORIZING THE MAYOR TO EXECUTE APPLICATION AND RELATED DOCUMENTS TO APPLY FOR AND ACCEPT FY 2015 GRANT FUNDING THROUGH THE U. S. DEPARTMENT OF HOMELAND SECURITY FEMA FIRE PREVENTION AND SAFETY GRANT PROGRAM ASSISTANCE TO FIREFIGHTERS GRANT (AFG) FOR (ALL WARDS).

WHEREAS, the purpose of this grant is to enhance the safety of the public and firefighters with respect to fire and fire-related hazards; and

WHEREAS, this grant provides direct financial assistance to eligible County governments, non-profits organizations, public and state controlled institutions of higher education, City or township governments, Native American tribal governments, (Federally recognized) Fire Departments and others; and

WHEREAS, the grant offers awards to fund activities designed to reach high risk target groups and mitigate incidences of death and injuries caused by fire and fire-related hazards (Fire Prevention and Safety Activity) and research and development activities aimed at improving firefighter safety; and

WHEREAS, funding will be awarded on a competitive basis; and

WHEREAS, The U. S. Department of Homeland Security FEMA/AFG will consider the degree to which an award will reduce deaths, injuries, and property damage by reducing the risk associated with fire related and other hazards; and

WHEREAS, The U. S. Department of Homeland Security shall consider the extent of applicant's need for a FEMA Fire Prevention and Fire and Arson Investigation Grant and the need to protect the United States as a whole; and

WHEREAS, funds will be used for Fire Prevention General Education and Awareness and Fire and Arson Investigation; and

WHEREAS, the 2015 U. S. Department of Homeland Security FEMA AFG Grant Program requires 5% matching funds.

IT IS HEREBY ORDERED that the Mayor or his designee is authorized to execute the applications and related documents to apply for and accept FY 2015 grant funding from the U. S. Office of Homeland Security FEMA Fire Prevention and Safety Grant (Assistance to Firefighters Grant Program).

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

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

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

Nays- None.

Absent- None.

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED; DETERMINING THAT THE TAX INCREMENT FINANCING PLAN, JWH EQUIPMENT PROJECT, CITY OF JACKSON, MISSISSIPPI, MAY 2016 PROPOSES A PROJECT THAT IS ELIGIBLE FOR TAX INCREMENT FINANCING UNDER THE LAWS OF THE STATE; THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING PLAN, JWH EQUIPMENT PROJECT, CITY OF JACKSON, MISSISSIPPI, MAY 2016; AND FOR RELATED PURPOSES.

WHEREAS, Sections 21-45-1 *et seq.*, Mississippi Code of 1972, as amended (the "Act"), authorize municipalities and counties in the State of Mississippi to undertake and carry out development and redevelopment projects as defined therein with the use of tax increment financing as set forth in detail in the Act;

WHEREAS, the Governing Body, in accordance with the Act, conducted a public hearing on and approved and adopted The City of Jackson, Tax Increment Financing Redevelopment Plan (the "Redevelopment Plan"), for the City, which Redevelopment Plan constitutes a qualified plan under the Act.

WHEREAS, the Governing Body has been presented with a tax increment financing plan entitled *Tax Increment Financing Plan, JWH Equipment Project, City of Jackson, Mississippi, May 2016*, and hereinafter referred to as the TIF Plan, a copy of which is attached hereto as EXHIBIT A and becomes a part hereof in its entirety, the purpose of which is to provide a financing mechanism to construct various needed infrastructure improvements described in the TIF Plan; and

WHEREAS, The JWH Equipment LLC, a Mississippi limited liability company, (the "Developer"), proposes to construct a 2 acre expansion of an equipment sales & service dealership to be located along the Highway 80 Corridor in the City; and

WHEREAS, the Governing Body has heretofore identified various parts of the City in need of development and redevelopment and does hereby find that the JWH Equipment Project (the "Project") is of major economic significance to and within the City, is within the redevelopment project area described in the Redevelopment Plan and qualifies as a project eligible for tax increment financing as set forth in the Redevelopment Plan; and participation on the part of the City is necessary and would be in the public interest and in the best interest of the public health, safety, morals, and welfare of the City; and

WHEREAS, the City proposes to issue Tax Increment Financing Bonds or Notes (“TIF Bonds”) in an amount not to exceed Six Hundred Thousand Dollars (\$600,000), which shall be secured solely by a pledge of the incremental increase in ad valorem tax revenues on real and personal property and sales tax rebates generated within the TIF District (the “TIF District”) as set forth in the TIF Plan; and

WHEREAS, the City will enter into an Interlocal Cooperation Agreement with Hinds County, Mississippi (the “County”), pursuant to the Interlocal Act to support the Project and to allow TIF Bond proceeds to be used to pay for the costs of the Infrastructure Improvements as defined in the “TIF Plan” to support the Project; and

WHEREAS, the Developer has estimated the total cost of the Project to be in excess of \$2,500,000; and

WHEREAS, in connection with the Infrastructure Improvements, the Developer will incur expenses for which the Developer will advance funds, and the City will reimburse the Developer for a portion of such expenses from the proceeds of such TIF Bonds; and

WHEREAS, as authorized by the Act, the City will agree to pledge the Tax Increment for payment of debt service on such TIF Bonds; and

WHEREAS, the Council shall publish a public hearing notice and conduct a public hearing in accordance with 21-45-11 of the Act.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JACKSON, ACTING FOR AND BEHALF OF THE CITY, AS FOLLOWS:

SECTION ONE. Pursuant to the Act, the Council, acting for and on behalf of the City, does hereby declare its intention to sell and issue TIF Bonds of the City in a total aggregate principal amount of not to exceed Six Hundred Thousand Dollars (\$600,000) (the “Bonds”) for the Project proposed to be located in the City.

SECTION TWO. The Governing Body has been presented with a tax increment financing plan entitled Tax Increment Financing Plan, JWH Equipment Project, City of Jackson, Mississippi, May 2016, and hereinafter referred to as the TIF Plan, a copy of which is attached hereto as EXHIBIT A and becomes a part hereof in its entirety, the purpose of which is to provide a financing mechanism to construct various needed infrastructure improvements described in the TIF Plan.

SECTION THREE. The TIF District to be established shall be described in the TIF Plan which shall be adopted and approved as a part of the Redevelopment Plan after holding a public hearing on the matter. The Council hereby gives notice of its intention to create and establish the TIF District and to approve the TIF Plan as a part of the Redevelopment Plan as well as hold a public hearing as prescribed by law.

SECTION FOUR. The Council hereby declares its intention, upon establishment of the TIF District and the approval of the TIF Plan, to issue TIF Bonds not to exceed Six Hundred Thousand Dollars (\$600,000). These bonds will be secured and sized by a pledge of the increase in ad valorem taxes on real and personal property and sales taxes generated within the TIF District as described in the TIF Plan; The funds derived from the sale of the Bonds will be used for the Infrastructure Improvements. These bonds shall never constitute an indebtedness of the City within the meaning of any state constitutional provision or statutory limitation and shall never constitute or give rise to a pecuniary liability of the City, other than from the sources set forth herein, or a charge against its general credit or taxing powers.

SECTION FIVE. The Developer intends to acquire and construct the Infrastructure Improvements at its expense to facilitate the development of the Project, based on the anticipation that TIF moneys will be available in the future. Upon approval of the TIF Plan the City wishes to reimburse the Developer for these expenses expense in whole or part, up to the amount of moneys available from the proceeds of TIF Bonds in the principal amount not to exceed Six Hundred Thousand Dollars (\$600,000), at the time TIF Bonds are issued in the future.

SECTION SIX. The Project appears to be a project of major economic significance within the City and to qualify as a project eligible for TIF under the Redevelopment Plan; and the participation on the part of the City is necessary and would be in the public interest and would benefit the economic and financial well-being and the public health, safety and welfare of the City.

SECTION SEVEN. The Council hereby declares its intention to hold a public hearing with respect of the TIF Plan and the issuance of the TIF bonds at the regular meeting room of the Council at the City Hall of the City of Jackson, Mississippi.

SECTION EIGHT. The City Clerk is hereby directed to publish a notice of the public hearing in The Mississippi Link, a newspaper in which the City is authorized to publish legal notices, once (1 time) not more than twenty (20) days and not less than ten (10) days prior to the date set forth in Section Eight above, pursuant to and in compliance with the requirements of Section 21-45-11 of the Act. A copy of the TIF Plan will be available for examination in the office of the City Clerk at City Hall, Jackson, Mississippi.

“EXHIBIT A”

**TAX INCREMENT FINANCING PLAN
JWH EQUIPMENT PROJECT
CITY OF JACKSON, MISSISSIPPI
MAY 2016**

ARTICLE I

A. PREAMBLE

1. The administration and implementation of this Tax Increment Financing Plan, JWH Equipment Project, City of Jackson, Mississippi, May 2016 (the “TIF Plan”) will be an undertaking of the City of Jackson, Mississippi (the “City”), authorized pursuant to Sections 21-45-1 *et seq.*, Mississippi Code of 1972, as amended (the “TIF Act”), and in accordance with The City of Jackson, Tax Increment Financing Redevelopment Plan (the “Redevelopment Plan”), and will be administered and implemented as a joint undertaking of the City and Hinds County, Mississippi (the “County”).
2. The JWH Equipment LLC, a Mississippi limited liability company, its successor or assign, (the “Developer”), proposes to construct a 2 acre expansion of an equipment sales & service dealership to be located along the Highway 80 Corridor in the City consisting of the an equipment dealership, office space, service bays and a parts warehouse.

The Project will be located on real property more particularly described in Article VII of this TIF Plan and the plat attached hereto as “Exhibit A” (the “Plat”). The land described in the Plat and Article VII of this Plan being collectively referred to as the “TIF District.”

3. The City and County will enter into an interlocal cooperation agreement which will designate the City as the primary party in interest in carrying the Project forward. The issuance of bonds to provide funds to finance the costs of infrastructure improvements identified in the TIF Plan shall be a joint undertaking of the City and County whereby the City may issue Tax Increment Financing Bonds as authorized herein to finance the Project as more fully described herein (the "TIF Bonds"). The TIF Bonds authorized by this TIF Plan shall not exceed \$600,000.
4. The Mayor and City Council of the City (the "Governing Body") does hereby find and determine that the Project is in the best interest of the City and its future development and that it is in the best interest of the City and its citizens that the provision of Section 21-45-9 of the TIF Act requiring dedication of the "redevelopment project" to the City not apply to those improvements which are constructed on the privately owned portion of the Project.
5. The tax increment financing funds as identified herein will be used to defray the cost of infrastructure improvements to serve the Project and the community as a whole.
6. The Developer has provided information to the City regarding the proposed site plans, the amounts of the private investments, sales taxes, and job creation projections. Estimates of ad valorem taxes were made through consultation with the office of the Hinds County Tax Assessor and valuations of similar projects in the region.

B. STATEMENT OF INTENT

1. The City may issue TIF Bonds pursuant to the authority outlined hereinabove, in an amount not to exceed Six Hundred Thousand Dollars (\$600,000), which will be secured solely by a pledge of the increased ad valorem taxes from real and personal property and sales tax rebates generated within the TIF District, which funds will be used to pay the cost of acquiring and constructing improvements, which may include, but are not necessarily limited to, installation, rehabilitation and/or relocation of utilities such as water and sanitary sewer; construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks; site improvements; offsite improvements and infrastructure which may include roads, rights-of-way, utilities, and water and sewer lines; surface parking; relocation of electrical lines; lighting; signalization; landscaping of rights-of way; related architectural/engineering fees, attorney's fees, TIF Plan preparation fees; issuance costs, capitalized interest, and other related soft costs (collectively, the "Infrastructure Improvements").
2. After sufficient development of the Project has been substantially completed the City will issue the TIF Bonds and reimburse the Developer in accordance with development agreements to be entered into between the City and each Developer as authorized by the TIF Act.
3. The construction of the Infrastructure Improvements will be undertaken to provide for the public convenience, health, and welfare.
4. The TIF Bonds will never be a general obligation of the City secured by the full faith, credit, and taxing power of the City, nor create any other pecuniary liability on the part of the City other than the pledge of the incremental increase in the ad valorem taxes set forth in this TIF Plan.
5. The TIF Bonds will never be a general obligation of the County secured by the full faith, credit, and taxing power of the County, nor create any other pecuniary liability on the part of the County other than the pledge of the incremental increase in the ad valorem taxes set forth in this TIF Plan.

C. PUBLIC CONVENIENCE AND NECESSITY

1. The public convenience and necessity requires participation by the City and County in the Project. The Project will accomplish the following, which will provide for the public convenience and necessity and serve the best interests of the citizens of the City and County:
 - a. Construction of the Project will represent a private investment of approximately \$2,500,000.
 - b. It is estimated the Project will create construction jobs over the life of the Project with an estimated payroll of approximately \$1,000,000.
 - c. It is estimated that the Project will retain 19 full time jobs and create 10 new permanent full-time and part-time jobs.
 - d. It is expected that the Project will result in an annual real and personal property tax increase of about \$14,671 for the City.
 - e. It is expected that the Project will result in an annual real and personal property tax increase of about \$9,177 for the County.
 - f. It is anticipated that the Project will yield an annual real and personal property tax increase of about \$28,512 for the School District.
 - g. The annual sales generated by JWH Equipment are expected to reach approximately \$12,000,000.
 - h. The Project is expected to result in annual sales tax rebates to the City of about \$158,811. Additionally, it is anticipated that the Special Infrastructure Tax of 1% will result in additional annual revenue to the City and are not eligible for TIF Financing. Presently, JWH Equipment creates approximately \$77,169 in sales tax rebates.
 - i. The development of the Project will include an expansion of an existing business and will help expand the tax base of the City and the County.

ARTICLE II
PROJECT INFORMATION

A. REDEVELOPMENT PROJECT DESCRIPTION

1. The Project is expected to consist of a 2 acre expansion of an equipment sales & service dealership to be located along the Highway 80 Corridor in the City consisting of the an equipment dealership, office space, service bays and a parts warehouse.
2. Project Location
 - a. Property Description and Map: The Project is located along the Highway 80 Corridor in the City, as more particularly described in Article VII and Exhibit A attached hereto.
 - b. Environmental Characteristics and Zoning: Development of the Project site will require improvements such as (but not limited to) installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks, site improvements, surface parking, relocation of electrical lines, lighting, signalization, landscaping of rights-of way, related architectural/engineering fees, attorney's fees, TIF Plan preparation fees, issuance costs, capitalized interest, and other related soft costs. All proposed uses shall comply with the applicable zoning ordinances of the City. The property is currently zoned as Commercial.

B. DEVELOPERS' INFORMATION

1. JWH Equipment, LLC
A Mississippi Limited Liability Company
Attn: Joey Hayles
1101 W Highway 80
Jackson, MS 39204

ARTICLE III

ECONOMIC DEVELOPMENT IMPACT DESCRIPTION

A. JOB CREATION

1. Construction Jobs: The Project is expected to create construction jobs. Construction payroll is estimated to be approximately \$1,000,000.
2. Permanent Jobs: It is estimated that the Project will retain 19 full time jobs and create 10 new permanent full-time and part-time jobs.

B. FINANCIAL BENEFIT TO THE COMMUNITY

1. Ad Valorem Tax Increases: The construction and development of the Project will generate significant ad valorem tax revenues for the City, the County, and the School District. The following are estimates of new ad valorem tax revenues expected to be generated.
 - (a) The estimates for real property taxes for JWH Equipment are based on an assumed new combined true value of \$1,760,000 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$949,500.

Projections for JWH Equipment				
ENTITY	MILLAGE RATE	CURRENT TAXES	AFTER PROJECT¹	INCREMENT²
City of Jackson Real Property & Personal Property	58.03	\$3,515	\$23,585	\$20,069
Hinds County Real Property & Personal Property	38.33	\$2,322	\$15,578	\$13,256
School District Real Property Taxes ³	82.44	\$4,994	\$33,506	\$28,512
TOTAL	178.80	\$10,832	\$72,669	\$61,837

2. Retail Sales: It is estimated that the Project will generate approximately \$12,000,000 in sales annually which will create annual sales tax rebates of \$158,811. Presently, JWH Equipment generates approximately \$5,959,000 in sales annually which creates a sales tax rebate of \$77,169. The City will pledge increases in sales tax rebates to secure the debt on the TIF Bonds.

¹ These projections assume constant values and millage rates

² One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

³ This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.

**ARTICLE IV
THE OBJECTIVE OF THE TAX INCREMENT FINANCING PLAN**

A. PUBLIC CONVENIENCE AND NECESSITY

The primary objective of this TIF Plan is to serve the public convenience and necessity by participating in the Project. The TIF Plan will provide financing to construct the Infrastructure Improvements to serve the general public and JWH Equipment.

B. LOCAL CODES AND ORDINANCES

The Project and the Infrastructure Improvements will be constructed in accordance with standards, codes, and ordinances of the City.

C. HEALTH AND WELFARE OF THE PUBLIC PROVIDED FOR

The Infrastructure Improvements will provide for the health and welfare of the public by providing for safe and adequate infrastructure improvements which may include, but are not necessarily limited to, installation, rehabilitation and/or relocation of utilities such as water, sanitary sewer, construction, renovation, or rehabilitation of drainage improvements, roadways, curbs, gutters, sidewalks, site improvements, surface parking, relocation of electrical lines, lighting, signalization, landscaping of rights-of way, related architectural/engineering fees, attorney's fees, TIF Plan preparation fees, issuance costs, capitalized interest, and other related soft costs.

ARTICLE V

A STATEMENT INDICATING THE NEED AND PROPOSED USE OF THE TAX INCREMENT FINANCING PLAN IN RELATIONSHIP TO THE REDEVELOPMENT PLAN

The proposed use of the TIF Plan is to provide a financing mechanism for the construction of Infrastructure Improvements necessary to serve the public that will utilize the induced development within the redevelopment project area and will be a joint undertaking of the City and the County all as described in the Redevelopment Plan.

ARTICLE VI

A STATEMENT CONTAINING THE COST ESTIMATE OF THE REDEVELOPMENT PROJECT, PROJECTED SOURCES OF REVENUE TO MEET THE COSTS, AND TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED

A. COST ESTIMATE OF REDEVELOPMENT PROJECT

1. The development of the TIF District will represent a private investment of approximately \$2,500,000. The proceeds of the TIF Bonds will be used to pay the cost of constructing various Infrastructure Improvements, more particularly described in Article I, Section B.
2. The Governing Body does hereby find and determine that the Project is in the best interest of the City and its future development and that it is in the best interest of the City and its citizens that the provision of Section 21-45-9 of the TIF Act requiring dedication of the "redevelopment project" to the City not apply to those improvements which are constructed on the privately owned portion of the Project.
3. The construction of the Infrastructure Improvements will be undertaken to provide for the public convenience, health, and welfare.
4. Proceeds of the TIF Bonds may also be used to fund capitalized interest and/or a debt service reserve fund as may be permitted under the TIF Act.

B. PROJECTED SOURCES OF REVENUE TO MEET COSTS

1. The Developer will secure financing to construct the Project including the work to be funded with TIF Bonds.
2. To secure the TIF Bonds the City shall pledge one hundred percent (100%) of ad valorem tax revenue increases generated from real and personal property in the TIF District.
3. To secure the TIF Bonds the City shall pledge one hundred percent (100%) of sales tax rebate increases generated from sales in the TIF District.
4. To secure the TIF bonds, the County will pledge fifty percent (50%) of the increased ad valorem taxes generated by the County's general fund millage applied to the real and personal property within the TIF District.

C. TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED

1. The City will issue up to Six Hundred Thousand Dollars (\$600,000) in TIF Bonds which shall be secured as follows:
 - (a) The City shall pledge one hundred percent (100%) of ad valorem tax revenue increases generated from real and personal property in the TIF District; PLUS
 - (b) The City shall pledge one hundred percent (100%) of sales tax rebate increases generated from sales in the TIF District.
 - (c) The County shall pledge fifty percent (50%) of the incremental increase in ad valorem tax revenues generated from the County's general fund millage applied to the real and personal property within the TIF District.
2. The TIF Bonds will be issued and shall be sized as follows:
 - (a) One hundred percent (100%) of the incremental increases in ad valorem tax revenues generated from real and personal property in the TIF District based on the City's general fund millage; PLUS
 - (b) Fifty percent (50%) of the incremental increase in sales tax rebates generated; PLUS
 - (c) Fifty percent (50%) of the incremental increase in ad valorem tax revenues generated from the County's general fund millage applied to the real and personal property within the TIF District.
3. The Redevelopment Plan and this Tax Increment Financing Plan, JWH Equipment, City of Jackson, Mississippi, May 2016 shall be a joint undertaking by the City and the County including, but not necessarily limited to, the issuance of the TIF Bonds, which may include bonds, notes, or other debt obligations, to provide funds to defray the cost of the Infrastructure Improvements.
4. It is expected that \$600,000 in TIF Bonds or notes can be obtained at an annual interest rate of 4.5% for up to fifteen (15) years. Annual principal and interest payments are estimated to be up to approximately \$55,868 assuming the 4.5% rate and tax increment obligations over a period of up to fifteen (15) years.
5. The increase in ad valorem real and personal property revenues generated for the City is estimated to be \$14,671. The increase in sales tax revenues to be generated for the City is estimated to be \$81,642. The increase in ad valorem real and personal property revenues to be generated for the County are \$9,177.
6. The amount and timing of the issuance of the TIF Bonds shall be determined pursuant to further proceedings of the City.

ARTICLE VII

REAL PROPERTY TO BE INCLUDED IN TAX INCREMENT FINANCING DISTRICT

A. PARCEL NUMBERS FOR THE TIF DISTRICT

The real property to be included in the TIF District from which the ad valorem real and personal property tax revenues will be generated to finance the TIF Bonds are described below and in Exhibit A.

JWH Equipment True and Assessed Values					
PARCEL	TRUE	ASSESSED	COUNTY	CITY	SCHOOL
166-5-5	\$382,750	\$57,413	\$2,201	\$3,332	\$4,733
TOTALS	\$382,750	\$57,413	\$2,201	\$3,332	\$4,733

ARTICLE VIII

DURATION OF THE TAX INCREMENT FINANCING PLAN'S EXISTENCE

The duration of this TIF Plan shall be thirty (30) years from the date of approval thereof.

ARTICLE IX

ESTIMATED IMPACT OF TAX INCREMENT FINANCING PLAN UPON THE REVENUES OF ALL TAXING JURISDICTIONS IN WHICH A REDEVELOPMENT PROJECT IS LOCATED

A. AD VALOREM TAX INCREASES

The construction and development of the Project will generate significant ad valorem tax revenues for the City, the County, and the School District. The following are estimates of new ad valorem tax revenues expected to be generated.

1. The estimates for real property taxes for JWH Equipment are based on an assumed new true value of \$1,760,000 for the development and for furniture, fixtures, equipment, and inventory; and an assumed combined assessed value of \$949,500.

Projections for JWH Equipment				
ENTITY	MILLAGE RATE	CURRENT TAXES	AFTER PROJECT⁴	INCREMENT⁵
City of Jackson Real Property & Personal Property	58.03	\$3,515	\$23,585	\$20,069
Hinds County Real Property & Personal Property	38.33	\$2,322	\$15,578	\$13,256
School District Real Property Taxes ⁶	82.44	\$4,994	\$33,506	\$28,512
TOTAL	178.80	\$10,832	\$72,669	\$61,837

⁴ These projections assume constant values and millage rates

⁵ One hundred percent (100%) of the incremental increase in the City's ad valorem tax revenues on real and personal property will be pledged to secure the debt on the TIF Bonds, and the County will pledge fifty percent (50%) of its incremental increase in ad valorem tax revenues generated by the County's general fund millage on real and personal property generated within the TIF District to secure the debt on the TIF Bonds. The TIF Bonds will be sized as set forth in Article VI(c)(2).

⁶ This is provided for informational purposes only as School taxes are not eligible for use in TIF financing.

2. **RETAIL SALES**

- a. JWH Equipment is expected to result in annual sales tax rebates to the City of about \$158,811. Presently, JWH Equipment generates approximately \$5,959,000 in sales annually which creates a sales tax rebate of \$77,169. The City will pledge increases in sales tax rebates to secure the debt on the TIF Bonds.

ARTICLE X

A STATEMENT REQUIRING THAT A SEPARATE FUND BE ESTABLISHED TO RECEIVE AD VALOREM TAXES AND THE PROCEEDS OF ANY OTHER FINANCIAL ASSISTANCE

A separate fund entitled the "Tax Increment Fund: JWH Equipment Project" shall be established by the City to receive ad valorem taxes in connection with this TIF Plan.

ARTICLE XI

THE GOVERNING BODY OF THE CITY SHALL BY RESOLUTION FROM TIME TO TIME, DETERMINE (i) THE DIVISION OF AD VALOREM TAX RECEIPTS, IF ANY, THAT MAY BE USED TO PAY FOR THE COST OF ALL OR ANY PART OF A REDEVELOPMENT PROJECT; (ii) THE DURATION OF TIME IN WHICH SUCH TAXES MAY BE USED FOR SUCH PURPOSES; (iii) IF THE GOVERNING BODY SHALL ISSUE BONDS FOR SUCH REDEVELOPMENT PROJECT; AND (iv) SUCH OTHER RESTRICTIONS, RULES AND REGULATIONS AS IN THE SOLE DISCRETION OF THE GOVERNING BODY OF THE CITY SHALL BE NECESSARY IN ORDER TO PROMOTE AND PROTECT THE PUBLIC INTEREST.

Through the adoption of the TIF Plan, the Governing Body of the City acknowledges the above and shall adopt the necessary resolutions when deemed necessary and appropriate.

ARTICLE XII

PLAN OF FINANCING

A. SECURITY FOR THE TIF BONDS

The TIF Plan provides for the City to issue the TIF Bonds which will be secured by the pledge of incremental increases in ad valorem real and personal property taxes generated by the Project. To secure the TIF Bonds the City will pledge one hundred percent (100%) of the incremental increase in ad valorem tax revenues on real and personal property and one hundred percent (100%) of the incremental increase in sales tax rebates. To secure the TIF Bonds the County will pledge fifty percent (50%) of the incremental increase in ad valorem tax revenues generated by the County's general fund millage applied to the real and personal property within the TIF District. The TIF Bonds will be sized as set forth in Article VI(C)(2).

B. FURTHER PROCEEDINGS OF THE CITY

Such decision on the most advantageous method for the City to incur the debt will be made pursuant to further proceedings of the City.

C. AMOUNT AND TIMING OF ISSUANCE

The amount and timing of the issuance of the TIF Bonds shall be determined pursuant to further proceedings of the City.

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

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

ORDER AUTHORIZING THE MAYOR ON BEHALF OF THE CITY OF JACKSON TO EXECUTE A CONTRACT WITH THE JACKSON MEDICAL MALL FOUNDATION (JMMF) TO IMPLEMENT THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM IN THE JACKSON METROPOLITAN STATISTICAL AREA (MSA) FOR THE USE OF 2012 AND 2013 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; and on August 13, 2013, the City Council adopted an Order, recorded in Minute Book 6D page 838 authorizing the Mayor to submit the City of Jackson's 2013 Annual Action Plan of the Consolidated Plan both 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 and on May 30, 2013, HUD notified the City of Jackson of its approval of the 2013 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 and on August 13, 2013, the City Council adopted an Order authorizing the Mayor to execute Grant Agreements with HUD for the 2013 Annual Action Plan both of the Consolidated Plan; and

WHEREAS, the Jackson Medical Mall Foundation, as a subrecipient of the City of Jackson implemented the 2012 HOPWA grant allocation for the Jackson MSA; and

WHEREAS, the Office of Housing and Community Development recommends entering into a contract with the Jackson Medical Mall Foundation to provide HOPWA services to residents of the City of Jackson's MSA; and

WHEREAS, this contract shall be effective and cover the cost of services rendered beginning April 1, 2016 through September 30, 2017.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute a contract with the Jackson Medical Mall Foundation (JMMF) in the amount not to exceed \$1,136,651.33 (\$46,395.33 [balance of 2012 allocation] and \$1,090,256.00 [balance of 2013 allocation]) to implement the HOPWA related services in the Jackson Metropolitan Statistical Area (MSA).

IT IS, FURTHER ORDERED that the contract shall be effective and cover the cost of services rendered beginning April 1, 2016 through September 30, 2017.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED 36-MONTH AGREEMENT WITH THOMSON REUTERS (WESTLAW), FOR AN INCLUSIVE PLAN WHICH WILL ALLOW RESEARCH OF MISSISSIPPI LAW, FEDERAL CASE LAW, FIFTH CIRCUIT CASE LAW, UNITED STATES SUPREME COURT CASE LAW AND FEDERAL AND STATE LAW FROM OTHER JURISDICTIONS.

WHEREAS, the Office of the City Attorney entered into an agreement with Thomson Reuters (WestLaw) on November 14, 2015 for 36 months, to provide legal research services at a rate of \$880.80 per month for the initial twelve months, a rate of \$907.23 per month for the second year and a rate of \$934.44 per month for the third year; and

WHEREAS, due to upcoming complex legal litigation, the Office of the City Attorney recommends the acceptance of an Amended proposal from Thomson Reuters™ (“Westlaw”) to provide, for 36 months, extensive legal research services at a rate of \$1,170.78 per month for the remaining eight months, and a 3% increase for the second and third years beginning in January 2017; and

WHEREAS, the Amended contract will allow for additional research as needed; and

WHEREAS, it is necessary for the Office of the City Attorney to research federal case law in Mississippi, Fifth Circuit case law, United States Supreme Court case law, as well as federal and state case law from other jurisdictions because of the complex legal issues and litigation faced by the City on a regular basis.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute an “Amended” 36-month agreement with Thomson Reuters™, setting forth the terms and conditions for legal research access for the Office of the City Attorney at the rate of \$1,170.78 per month for the remaining eight months, and 3% increase for the second and third years beginning in January 2017.

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

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

Nays- None.

Absent- None.

ORDER DETERMINING THAT THE EKYAHA YOUTH PROJECT IS A QUALIFIED SOCIAL AND COMMUNITY SERVICE PROGRAM PURSUANT TO MISS. CODE ANN. 21-19-65 AND AUTHORIZING THE MAYOR TO EXECUTE A SPONSORSHIP AGREEMENT WITH EKYAHA YOUTH PROJECT WHEREBY EKYAHA YOUTH PROJECT WILL FUND A YOUTH ENHANCEMENT PROGRAM AT BATTLEFIELD COMMUNITY CENTER.

WHEREAS, Miss. Code Ann. §21-19-65 authorizes the governing authorities of a municipality to match any other funds for the purpose of supporting social and community service programs; and

WHEREAS, the Ekyaha Youth Project has agreed to provide funding in an amount not to exceed \$87,000 annually for a youth enhancement program in the City of Jackson; and

WHEREAS, the I Need You to Make It Youth Initiative is committed to President Obama’s My Brother’s Keeper Community Challenge to ensure the success of all youth; and

WHEREAS, the programming supports the City’s I Need You to Make It Youth Initiative providing a focus on literacy engaging participants in Science-Technology-Engineering-Arts-Mathematics (STEAM) as well as athletic programming; and

WHEREAS, the program will serve 25, third (3rd) through fifth (5th) grade students from George, Isable, and Poindexter Elementary Schools; and

WHEREAS, the hours of the summer program will be from 7:30 a.m. - 5:30 p.m., June 6 through July 21, 2016; and

WHEREAS, the afterschool program will begin on August 10, 2016 and last throughout the JPS regular calendar year; and

WHEREAS, the afterschool hours will be 2:00 p.m.-5:30 p.m.; and

WHEREAS, the program will be housed at the Battlefield Community Center; and

WHEREAS, based on the above, the governing authorities for the City of Jackson finds that the Ekyaha Youth Project meets the requirements of 21-19-65 as it will provide social and community services to members of the youth; and

WHEREAS, additionally the governing authorities of the City of Jackson authorizes the City of Jackson to provide the use of the Battlefield Community Center through an in kind facility donation cost as the use cost of the facility will not exceed \$42,750 annually, which is less than the amount Ekyaha Youth Project will provide to the program.

IT IS, THEREFORE, ORDERED that the City Council of the City of Jackson, Mississippi hereby authorizes a sponsorship agreement with Ekyaha Youth Project for the purpose of providing youth enhancement programming beginning June 6, 2016 and ending May 31, 2018 where the City will provide in kind donation of the Battlefield Community Center to support this social and community service orientated program.

IT IS FURTHER ORDERED that the Mayor is authorized to execute any and all sponsorship agreements and related documents with Ekyaha Youth Project related to this project.

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

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

Nays- None.

Absent- None.

ORDER ESTABLISHING JUST COMPENSATION AND AUTHORIZING ACQUISITION OF CERTAIN INTERESTS IN REAL PROPERTY FOR THE CITY OF JACKSON 48" WATER TRANSMISSION LINE, CITY PROJECT NO. 50193901 WITH PAYMENT TO BE MADE TO THE GREATER BELHAVEN NEIGHBORHOOD FOUNDATION UPON ACCEPTANCE OF OFFERS OF JUST COMPENSATION.

WHEREAS, the City of Jackson requires certain interests in real property to complete the 48" Water Transmission Line; and

WHEREAS, the City of Jackson and the Greater Belhaven Foundation agreed to waive the appraisal process for the properties needed to complete the 48" Water Transmission Line; and

WHEREAS, by waving the appraisal process the City of Jackson and Greater Belhaven Foundation agreed upon a price for three parcels owned by the Greater Belhaven Foundation determined by the City of Jackson's authorized representative; and

WHEREAS, the original value determination for the three parcels based upon local area comparable real estate land cost for temporary and permanent easement acquisition totaled \$85,879.25; and

WHEREAS, the negotiated agreed price between the City of Jackson and the Greater Belhaven Foundation was a 25% reduction totaling \$64,409.44; and

WHEREAS, the Department of Public Works recommends that the City pay the Greater Belhaven Foundation \$64,409.44 to acquire the parcels necessary for the project.

IT IS, THEREFORE, ORDERED that just compensation for certain interests in real property necessary for the City of Jackson 48" Water Transmission Line, City Project No. 50193901 is established as follows:

Parcel Number 010-0-00-T	\$38,549.55	Owner-Greater Belhaven Neighborhood Foundation
Parcel Number 010-0-00-E	\$18,674.91	Owner-Greater Belhaven Neighborhood Foundation
Parcel Number 007-0-00-T	\$ 7,184.94	Owner-Greater Belhaven Neighborhood Foundation
Total Amount:	\$ 64,409.44	

IT IS FURTHER ORDERED that warrants for payment will issue upon the acceptance of these offers of just compensation by the Greater Belhaven Neighborhood Foundation.

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

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

ORDER AUTHORIZING A SOLE SOURCE AGREEMENT WITH MICRO-COMM, INC. FOR THE SERVICE CONTRACT FOR THE OPERATION OF THE CITY OF JACKSON'S POTABLE WATER WORKS TELEMTRY SYSTEM.

WHEREAS, the water treatment telemetry system for the City of Jackson is essential for treating and distributing safe drinking water; and

WHEREAS, Micro-Comm, Inc. is the manufacturer of the core components of the telemetry system; and

WHEREAS, Micro-Comm, Inc. is the sole support service provider in the United States for their products; and

WHEREAS, the cost of the annual service contract totals \$4,425.00.

IT IS, THEREFORE, ORDERED that a sole source agreement is authorized with Micro-Comm, Inc., in the amount of \$4,425.00, for the Micro-Comm extended warranty service.

IT IS FURTHER ORDERED that payment is made from the City of Jackson Enterprise Fund.

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

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

ORDER ACCEPTING THE BID OF DOZER, LLC, FOR THE READY MIX BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4505.701.

WHEREAS, on March 15, 2016, the City of Jackson received one sealed bid for the Ready Mix Bridge Replacement, City Project 15B4505-701: and

WHEREAS, the bid received from Dozer, LLC, in the amount of \$267,750.00, was the lowest and only bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Dozer, LLC, as the lowest and only bid.

IT IS THEREFORE, ORDERED that the bid of Dozer, LLC, in the amount of \$267,750.00, is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

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

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

ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC. FOR THE DERRICK STREET BRIDGE REPLACEMENT, CITY PROJECT NUMBER 16B4500.301.

WHEREAS, on March 29, 2016, the City of Jackson received two sealed bids for the Derrick Street Bridge Replacement, City Project 16B4500-301; and

WHEREAS, the low bid received from Utility Constructors, Inc., in the amount of \$298,000.00, was the lowest and best bid received and met specifications; and

WHEREAS, the Department of Public Works recommends that the City accept the bid of Utility Constructors, Inc. as the lowest and best bid.

IT IS THEREFORE, ORDERED that the bid of Utility Constructors, Inc., in the amount of \$298,000.00, is accepted in accordance with the City's Advertisement for Bidders; said bid and the specifications are placed on file with the Public Works Department, Engineering Division, Room 424 at 200 S. President Street and the City Clerk, Jackson, Mississippi.

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

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

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THOSE DOCUMENTS AND AGREEMENTS REQUIRED IN CONNECTION WITH THE APPLICATION FOR THE DRINKING WATER SYSTEMS IMPROVEMENTS REVOLVING LOAN FUND PROGRAM THROUGH THE LOCAL GOVERNMENTS AND RURAL WATER SYSTEMS IMPROVEMENTS BOARD AND NAMING KISHIA L. POWELL AS THE AUTHORIZED REPRESENTATIVE.

WHEREAS, the Department of Public Works for the City of Jackson previously identified the following critical projects for the Drinking Water Systems Improvements Revolving Loan Fund (DWSIRLF) loan from the Local Governments and Rural Water Systems Improvements Board and submitted a ranking request for the Fiscal Year 2016 funding cycle:

- OB Curtis Water Treatment Improvements for \$3,501,800
- JH Fewell Water Treatment Improvements for \$4,919,720
- Distribution System Improvements (Phase I) for \$2,440,400; and

WHEREAS, the Local Governments and Rural Water Systems Improvements Board has listed the City of Jackson's three improvement projects as part of the Fiscal Year 2016 Mississippi Drinking Water Systems Improvements Revolving Loan Fund Program Priority List for a total loan amount of \$10,861,920 with a 20 year repayment schedule at an interest rate of 1.95% and up to \$500,000 in for principal forgiveness before the repayment schedule is prepared; and

WHEREAS, in order to apply for such a loan, the City must submit a DWSIRLF Loan application package in compliance with DWSIRLF Program Regulations; and

WHEREAS, such regulations require that the City provide as part of such package a certified copy of a resolution which authorizes submission of the application and which designates an authorized representative to execute the application and to be the authorized representative for the project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Jackson:

SECTION 1. That the submission of a DWSIRLF Loan application package is hereby authorized, with the proceeds from such loan to be used to finance and implement DWSIRLF Loan Program project DWI- L250008-01.

SECTION 2. That Mayor Tony T. Yarber is authorized to execute and file an application for a DWSIRLF loan on behalf of City of Jackson, MS with full authority to execute all documents pertaining to the project.

SECTION 3. That Kishia L. Powell is hereby authorized to be the authorized representative of the project.

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

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A REAL ESTATE SERVICE CONTRACT WITH NEEL-SCHAFFER, INC., FOR REVIEW APPRAISAL SERVICES FOR THE WEST COUNTY LINE ROAD/GRANT STREET PROJECT, FEDERAL AID PROJECT NO. DHP-7305-00-(007) LPA/105014-802000, CITY PROJECT NO. 91500, SUBJECT TO THE CONCURRENCE OF THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION.

WHEREAS, the City of Jackson intends to relocate a 350 foot section of Grant Street at West County Line Road for the purposes of improved neighborhood and post office access; and

WHEREAS, certain rights-of-way and easements must be acquired from private property owners to construct the improvements; and

WHEREAS, the Federal Highway Administration requires a review appraisal contract separate from an appraisal and acquisition contract; and

WHEREAS, Neel-Schaffer, Inc., has provided a cost estimate of \$2,250.00 to provide the necessary review appraisal services to comply with the Uniform Relocation Act and other federal regulations.

IT IS THEREFORE ORDERED that the Mayor is authorized to execute a real estate service contract Neel-Schaffer, Inc., to provide review appraisal services for the West County Line Road/Grant Street Project, Federal Aid Project No. DHP-7305-00-(007) LPA / 105014-801000, City Project No. 91500 in an amount not to exceed \$2,250.00.

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

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

Nays- None.

Absent- None.

ORDER AUTHORIZING THE MAYOR TO EXECUTE A REAL ESTATE SERVICE CONTRACT WITH NEEL-SCHAFFER, INC., FOR RIGHT-OF-WAY APPRAISAL AND ACQUISITION SERVICES FOR THE WEST COUNTY LINE ROAD/GRANT STREET PROJECT, FEDERAL AID PROJECT NO. DHP-7305-00-(007) LPA/105014-802000, CITY PROJECT NO. 91500, SUBJECT TO THE CONCURRENCE OF THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION.

WHEREAS, the City of Jackson intends to relocate a 350 foot section of Grant Street at West County Line Road for the purposes of improved neighborhood and post office access; and

WHEREAS, certain rights-of-way and easements must be acquired from private property owners to construct the improvements; and

WHEREAS, Neel-Schaffer, Inc., has provided a cost estimate of \$41,436.00 to provide the necessary rights-of-way and easement acquisition services to comply with the Uniform Relocation Act and other federal regulations.

IT IS THEREFORE ORDERED that the Mayor is authorized to execute a real estate service contract Neel-Schaffer, Inc., to provide right-of-way appraisal and acquisition services for the West County Line Road/Grant Street Project, Federal Aid Project No. DHP-7305-00-(007) LPA / 105014-801000, City Project No. 91500 in an amount not to exceed \$41,436.00.

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

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

ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH EJES, INC. FOR THE COUNTRY CLUB DRIVE BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4502.401.

WHEREAS, the Department of Public Works desires to have design engineering services to replace the Country Club Bridge crossing Lynch Creek, located between Welota Drive and Clinton Blvd. in West Jackson, Hinds County, Mississippi; and

WHEREAS, EJES, Inc., a local multi-disciplinary civil engineering firm located in Jackson, Mississippi, submitted their firms Statement of Qualifications based on a solicitation for professional engineering services by the Department of Public Works; and

WHEREAS, EJES, Inc., has submitted a proposal based on its Statement of Qualifications to provide the City of Jackson design engineering services at a cost not to exceed \$32,352.26 for the Country Club Drive Bridge Replacement; and

WHEREAS, the Department of Public Works recommends the City of Jackson enter into an Engineering Services Agreement with EJES, Inc., in the amount of \$32,352.26, for the Country Club Drive Bridge Replacement, City Project Number 15B4502.401.

IT IS, THEREFORE, ORDERED that an engineering services agreement with EJES, Inc., in an amount not to exceed \$32,352.26, for the Country Club Drive Bridge Replacement, City Project Number 15B4502.401 is accepted.

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

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

ORDER AUTHORIZING CHANGE ORDER NO.1/FINAL TO THE CONTRACT OF UTILITY CONSTRUCTORS, INC. FOR THE EMERGENCY REPAIR 24" WATER MAIN (CHASTAIN DRIVE), CITY PROJECT NO. 15B5000.301.

WHEREAS, the Department of Public Works determined the 24" prestressed concrete water main on Chastain Drive had a severe leak and needed repair to ensure no loss of water service to customers in North Jackson; and

WHEREAS, the Mayor declared an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, because the failure of the 24" prestressed water main would disrupt the supply of water to North Jackson and the Chastain water tank; and

WHEREAS, the City of Jackson accepted the quote of Utility Constructors, Inc, in an amount not to exceed \$265,620.00, on August 21, 2015; and

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

WHEREAS, a final field inspection was held by the Department of Public Works and Southern Consultants Inc., and both parties recommend acceptance of the project; and

WHEREAS, the current contract amount is \$265,620.00 and the decreased contract amount will be \$265,148.94; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$55,552.34 to Utility Constructors, Inc.; and

WHEREAS, the bonding company SureTec 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 Change Order No. 1/Final to the contract of Utility Constructors, Inc., decreasing the contract amount by \$471.06 to a final contract amount of \$265,148.94, is authorized.

IT IS FURTHER ORDERED that the City of Jackson make final payment in the amount of \$55,552.34 and release all securities held to Utilities Constructors, Inc. for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the Emergency Repair 24" Water Main, City Project No. 15B5000.301.

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

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

Nays- None.

Absent- None.

ORDER RAFTIYING A CONTRACT WITH NEEL-SCHAFFER, INC. AND HEMPHILL CONSTRUCTION COMPANY AND AUTHORIZING CHANGE ORDER NO.1/FINAL TO THE CONTRACT OF HEMPHILL CONSTRUCTION COMPANY INC., FOR THE WOODROW WILSON EMERGENCY 36" WATER MAIN REPAIR, CITY PROJECT NO. 16B0101.701.

WHEREAS, the Department of Public Works determined the 36" prestressed concrete water main on Woodrow Wilson Drive had a severe leak and was in need of repair to ensure no loss of water service to customers in West Jackson corporate; and

WHEREAS, the Mayor declared an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, because the failure of the 36" prestressed water main would disrupt the supply of water to West Jackson; and

WHEREAS, the City of Jackson accepted a proposal from Neel-Schaffer to provide emergency engineering design work to repair the leaking 36" prestressed water main at a cost of \$47,626.24; and

WHEREAS, the City of Jackson solicited bids from two contractors: Hemphill Construction Company and Delta Constructors; and

WHEREAS, the City of Jackson accepted the lowest and best bid from Hemphill Construction Company in an amount not to exceed \$590,848.00; and

WHEREAS, Change Order No. 1/Final represents a 4% decrease to the current contract amount due to the adjustment of quantities and the removal or addition of items; and

WHEREAS, a final field inspection was held by the Department of Public Works and Neel-Schaffer, and both parties recommend acceptance of the project; and

WHEREAS, the current contract amount is \$590,848.00 and the decreased contract amount will be \$565,322.50; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$565,322.50 to Hemphill Construction Company; and

WHEREAS, the bonding company Federal 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 payment to Neel-Schaffer for emergency design engineering in amount of \$47,626.24 is authorized.

IT IS, THEREFORE, ORDERED that Change Order No. 1/Final to the contract of Hemphill Construction Company is authorized, decreasing the contract amount by \$25,525.50 to a final contract amount of 565,322.50.

IT IS FURTHER ORDERED that the City make final payment in the amount of \$565,322.50 and release all securities held to Hemphill Construction Company for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the Woodrow Wilson Emergency 36" Water Line Repair, City Project No. 16B0101.701.

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

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

Nays- None.

Absent- None.

ORDER ACCEPTING THE TERM BIDS OF AMERICAN TRAFFIC SAFETY MATERIALS, INC. AND CUSTOM PRODUCTS CORPORATION FOR A TWELVE-MONTH SUPPLY OF TRAFFIC SIGN SHEETING MATERIALS (BID NO. 55048-020916).

WHEREAS, sealed term bids for Traffic Sign Sheeting Materials were opened February 09, 2016 and three (3) were received; and

WHEREAS, the Public Works Department, Traffic Engineering Division will use the traffic sign sheeting materials to ensure safe conditions for motorists and pedestrians throughout the City; and

WHEREAS, the staff of the Public Works Department, Traffic Engineering Section has reviewed all bids submitted and recommends the governing authorities deem the term bids submitted by American Traffic Safety Materials, Inc., P.O. Box 1449, 1177 Park Avenue, Suite 5, Orange Park, FL 32073; and Custom Products Corporation, 1120 Flowood Drive, Flowood, MS 39232, received February 09, 2016, as the lowest and best bids for the respective items, as follows:

American Traffic Safety Materials, Inc., Attn: Sadie Maugle, P.O. Box 1449, Orange Park, FL 32067-1449, 1177 Park Avenue, Suite 5, Orange Park, FL 32073, (904) 284-1708, trafficastm@gmail.com

SECTION 1 – Enclosed Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
20	15" x 10 yds	\$ 44.53
21	30" x 10 yds	\$ 89.06
22	15" x 50 yds	\$178.13
23	30" x 50 yds	\$356.25
24	6" x 50 yds	\$ 35.93
25	12" x 50 yds	\$ 71.85
26	15" x 50 yds	\$ 89.81
27	24" x 50 yds	\$143.70
28	30" x 50 yds	\$179.63
29	36" x 50 yds	\$215.55

30	42" x 50 yds	\$287.40
31	48" x 50 yds	\$287.40
32	6" x 50 yds	\$ 40.50
33	12" x 50 yds	\$ 81.00
34	15" x 50 yds	\$101.25
35	24" x 50 yds	\$162.50
36	30" x 50 yds	\$202.50
37	36" x 50 yds	\$243.00
38	42" x 50 yds	\$324.00
39	48" x 50 yds	\$324.00

SECTION 2 – Encapsulated Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
22	15" x 50 yds	\$356.25
23	30" x 50 yds	\$712.50

SECTION 7 – Electronically Cuttable Film

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	24" x 50 yds	\$ 255.00
2	30" x 50 yds	\$318.75
3	36" x 50 yds	\$382.50
4	48" x 50 yds	\$510.00
5	48" x 50 yds	\$133.99

*American Traffic – Note: Item #24 – must order in increments of 4, Item #25 – must order in increments of 2, Item #30 – must order 48" & we will cut to 42". Please note Code No. on all products bid.

Custom Products Corporation, Attn: Heidi McGee, 1120 Flowood Drive, Flowood, MS 39232, 601-933-8276, heidi@epesigns.com

SECTION 1 – Enclosed Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	6" x 50 yds	\$ 53.50
2	9" x 50 yds	\$ 80.00
3	12" x 50 yds	\$107.80
4	18" x 50 yds	\$161.80
5	24" x 50 yds	\$214.85
6	30" x 50 yds	\$269.00
7	36" x 50 yds	\$323.80
8	42" x 50 yds	\$377.00
9	49" x 50 yds	\$431.25
50	15" x 50 yds	\$287.52
51	30" x 50 yds	\$575.04

SECTION 3 – Wide Angle Lens Prismatic Retro Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	9" x 50 yds	\$131.06
2	12" x 50 yds	\$174.75
3	18" x 50 yds	\$261.00
4	24" x 50 yds	\$348.00
5	30" x 50 yds	\$435.00
6	36" x 50 yds	\$522.00
7	42" x 50 yds	\$609.00
8	48" x 50 yds	\$696.00

9	STOP (R1-1), 30" x 30	\$ 9.69
10	STOP (R1-1), 36" x 36	\$ 13.95
14	ALL WAY (R1-4)	\$ 3.00
15	DO NOT ENTER (R5-1)	\$ 9.69
16	DO NOT ENTER (R5-1)	\$ 13.95
17	WRONG WAY (R5-1A)	\$ 9.30
18	STOP AHEAD SYMBOL (W3-1A)	\$ 14.85
19	YIELD AHEAD SYMBOL (W3-2A)	\$ 14.85
20	SIGNAL AHEAD SYMBOL (W3-3)	\$ 14.85

SECTION 4 – Encapsulated Lens Reflective Construction Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	4" STRIPE/LEFT, 6" X 50 yds	\$120.00
2	4" STRIPE/LEFT, 8" X 50 yds	\$160.00
3	4" STRIPE/LEFT, 12" X 50 yds	\$247.50
4	4" STRIPE/RIGHT, 6" X 50 yds	\$120.00
5	4" STRIPE/RIGHT, 8" X 50 yds	\$160.00
6	4" STRIPE/RIGHT, 12" X 50 yds	\$247.50
7	6" STRIPE/LEFT, 6" X 50 yds	\$127.06
8	6" STRIPE/LEFT, 8" X 50 yds	\$169.41
9	6" STRIPE/LEFT, 12" X 50 yds	\$ 254.21
10	6" STRIPE/RIGHT, 6" X 50 yds	\$127.06
11	6" STRIPE/RIGHT, 8" X 50 yds	\$ 169.41
12	4" STRIPE/RIGHT, 12" X 50 yds	\$ 254.12
13	4" SOLID, 4" X 50 yds	\$ 80.00
14	6" SOLID, 6" X 50 yds	\$120.00
15	18" SOLID, 18" X 50 yds	\$360.00
16	24" SOLID, 24" X 50 yds	\$480.00
20	4" SOLID, 4" X 50 yds	\$ 80.00
21	6" SOLID, 6" X 50 yds	\$120.00

SECTION 5 – Reflective Vehicle Markings

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
47	Red/White, 2" X 50 yds	\$ 72.50
48	Red/White, 3" X 50 yds	\$109.98
49	Red/White, 4" X 50 yds	\$145.00
50	White, 2" X 50 yds	\$ 72.50
51	White, 3" X 50 yds	\$109.98
52	White, 4" X 50 yds	\$145.00

SECTION 6 – Retroreflective Traffic Sign Faces

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
17	STOP (R1-1), 30" x 30	\$ 9.69
18	STOP (R1-1), 36" x 36	\$ 13.95
21	4-WAY (R1-3(4)), 12" x 6"	\$ 3.00
23	DO NOT ENTER (R5-1), 30" x 30"	\$ 9.69
24	DO NOT ENTER (R5-1), 36" x 36"	\$ 13.95
25	WRONG WAY (R5-1), 36" x 24"	\$ 9.30
26	STOP AHEAD SYMBOL (W3-1A), 36" x 36"	\$ 14.85
27	YIELD AHEAD SYMBOL (W3-2A), 36" x 36"	\$ 14.85
28	SIGNAL AHEAD SYMBOL (W3-3), 36" x 36"	\$ 14.85

**Custom Products - Note: Certifications will be provided upon Request at the time of order. Please note Code No. on all products bid.

ALTERNATE - Custom Products Corporation, Attn: Heidi McGee, 1120 Flowood Drive, Flowood, MS 39232, 601-933-8276, heidi@cpsigns.com

SECTION 3 – Wide Angle Lens Prismatic Retro Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
11	YIELD (R1-2), 30" x 30" x 30"	\$ 5.94
12	YIELD (R1-2), 36" x 36" x 36"	\$ 7.58
13	4-WAY (R1-3(4)), 12" x 6"	\$ 2.37

SECTION 6 – Retroreflective Traffic Sign Faces

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
19	YIELD (R1-2), 30" x 30" x 30"	\$ 6.34
20	YIELD (R1-2), 36" x 36" x 36"	\$ 8.02
22	ALL WAY (R1-4), 18" x 6"	\$ 2.54

ALTERNATE* Custom Products - Note: Certifications will be provided upon Request at the time of order. Please note Code No. on all products bid.**

WHEREAS, the Mayor is authorized to execute any and all documents necessary for the following bids received February 09, 2016, for a twelve-month supply of traffic sign sheeting materials submitted by American Traffic Safety Materials, Inc., P.O. Box 1449, 1177 Park Avenue, Suite 5, Orange Park, FL 32073; and Custom Products Corporation, 1120 Flowood Drive, Flowood, MS 39232, be accepted as the lowest and best bids received for each of the specified items.

IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute any and all documents with American Traffic Safety Materials, Inc., P.O. Box 1449, 1177 Park Avenue, Suite 5, Orange Park, FL 32073; and Custom Products Corporation, 1120 Flowood Drive, Flowood, MS 39232, for a twelve-month supply of traffic sign sheeting materials.

IT IS FURTHER ORDERED that said payment for the traffic sign sheeting materials be made from the General Fund.

American Traffic Safety Materials, Inc., Attn: Sadie Maugle, P.O. Box 1449, Orange Park, FL 32067-1449, 1177 Park Avenue, Suite 5, Orange Park, FL 32073, (904) 284-1708, trafficastm@gmail.com

SECTION 1 – Enclosed Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
20	15" x 10 yds.	\$ 44.53
21	30" x 10 yds.	\$ 89.06
22	15" x 50 yds.	\$178.13
23	30" x 50 yds.	\$356.25
24	6" x 50 yds.	\$ 35.93
25	12" x 50 yds.	\$ 71.85
26	15" x 50 yds.	\$ 89.81
27	24" x 50 yds.	\$143.70
28	30" x 50 yds.	\$179.63
29	36" x 50 yds.	\$215.55
30	42" x 50 yds.	\$287.40
31	48" x 50 yds.	\$287.40
32	6" x 50 yds.	\$ 40.50
33	12" x 50 yds.	\$ 81.00
34	15" x 50 yds.	\$101.25
35	24" x 50 yds.	\$162.50
36	30' x 50 yds.	\$202.50

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, MAY 3, 2016 6:00 P.M.**

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37	36" x 50 yds.	\$243.00
38	42" x 50 yds.	\$324.00
39	48" x 50 yds.	\$324.00

SECTION 2 – Encapsulated Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
22	15" x 50 yds.	\$356.25
23	30" x 50 yds.	\$712.50

SECTION 7 – Electronically Cuttable Film

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	24" x 50 yds.	\$255.00
2	30" x 50 yds.	\$318.75
3	36" x 50 yds.	\$382.50
4	48" x 50 yds.	\$510.00
5	48" x 50 yds.	\$133.99

*American Traffic – Note: Item #24 – must order in increments of 4, Item #25 – must order in increments of 2, Item #30 – must order 48" & we will cut to 42". Please note Code No. on all products bid.

Custom Products Corporation, Attn: Heidi McGee, 1120 Flowood Drive, Flowood, MS 39232, 601-933-8276, heidi@cpcsigns.com

SECTION 1 – Enclosed Lens Reflective Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	6" x 50 yds.	\$ 53.50
2	9" x 50 yds.	\$ 80.00
3	12" x 50 yds.	\$107.80
4	18" x 50 yds.	\$161.80
5	24" x 50 yds.	\$214.85
6	30" x 50 yds.	\$269.00
7	36" x 50 yds.	\$323.80
8	42" x 50 yds.	\$377.00
9	49" x 50 yds.	\$431.25
50	15" x 50 yds.	\$287.52
51	30" x 50 yds.	\$575.04

SECTION 3 – Wide Angle Lens Prismatic Retro Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	9" x 50 yds.	\$131.06
2	12" x 50 yds.	\$174.75
3	18" x 50 yds.	\$261.00
4	24" x 50 yds.	\$348.00
5	30" x 50 yds.	\$435.00
6	36" x 50 yds.	\$522.00
7	42" x 50 yds.	\$609.00
8	48" x 50 yds.	\$696.00
9	STOP (R1-1), 30" x 30"	\$ 9.69
10	STOP (R1-1), 36" x 36"	\$ 13.95
14	ALL WAY (R1-4)	\$ 3.00
15	DO NOT ENTER (R5-1)	\$ 9.69
16	DO NOT ENTER (R5-1)	\$ 13.95

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17	WRONG WAY (R5-1A)	\$ 9.30
18	STOP AHEAD SYMBOL (W3-1A)	\$ 14.85
19	YIELD AHEAD SYMBOL (W3-2A)	\$ 14.85
20	SIGNAL AHEAD SYMBOL (W3-3)	\$ 14.85

SECTION 4 – Encapsulated Lens Reflective Construction Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
1	4" STRIPE/LEFT, 6" x 50 yds.	\$120.00
2	4" STRIPE/LEFT, 8" x 50 yds.	\$160.00
3	4" STRIPE/LEFT, 12" x 50 yds.	\$247.50
4	4" STRIPE/RIGHT, 6" x 50 yds.	\$120.00
5	4" STRIPE/RIGHT, 8" x 50 yds.	\$160.00
6	4" STRIPE/RIGHT, 12" x 50 yds.	\$247.50
7	6" STRIPE/LEFT, 6" x 50 yds.	\$127.06
8	6" STRIPE/LEFT, 8" x 50 yds.	\$169.41
9	6" STRIPE/LEFT, 12" x 50 yds.	\$254.12
10	6" STRIPE/RIGHT, 6" x 50 yds.	\$127.06
11	6" STRIPE/RIGHT, 8" x 50 yds.	\$169.41
12	6" STRIPE/RIGHT, 12" x 50 yds.	\$254.12
13	4" SOLID, 4" x 50 yds.	\$ 80.00
14	6" SOLID, 6" x 50 yds.	\$120.00
15	18" SOLID, 18" x 50 yds.	\$360.00
16	24" SOLID, 24" x 50 yds.	\$480.00
20	4" SOLID, 4" x 50 yds.	\$ 80.00
21	6" SOLID, 6" x 50 yds.	\$120.00

SECTION 5 – Reflective Vehicle Markings

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
47	Red/White, 2" x 50 yds.	\$ 72.50
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49	Red/White, 4" x 50 yds.	\$145.00
50	White, 2" x 50 yds.	\$ 72.50
51	White, 3" x 50 yds.	\$109.98
52	White, 4" x 50 yds.	\$145.00

SECTION 6 – Retroreflective Traffic Sign Faces

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
17	STOP (R1-1), 30" x 30"	\$ 9.69
18	STOP (R1-1), 36" x 36"	\$ 13.95
21	4-WAY (R1-3(4)), 12" x 6"	\$ 3.00
23	DO NOT ENTER (R5-1), 30" x 30"	\$ 9.69
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28	SIGNAL AHEAD SYMBOL (W3-3), 36" x 36"	\$ 14.85

**Custom Products - Note: Certifications will be provided upon Request at the time of order. Please note Code No. on all products bid.

ALTERNATE - Custom Products Corporation, Attn: Heidi McGee, 1120 Flowood Drive, Flowood, MS 39232, 601-933-8276, heidi@cpcsigns.com

SECTION 3 – Wide Angle Lens Prismatic Retro Sheeting

<u>ITEM#</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
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SECTION 6 – Retroreflective Traffic Sign Faces

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22	ALL WAY (R1-4), 18" x 6"	\$ 2.54

ALTERNATE*** Custom Products - Note: Certifications will be provided upon Request at the time of order. Please note Code No. on all products bid.

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

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

ORDER RAFTIYING A CONTRACT WITH SOUTHERN CONSULTANTS, INC. AND UTILITY CONSTRUCTORS, INC. AND AUTHORIZING CHANGE ORDER NO.1/FINAL TO THE CONTRACT OF UTILITY CONSTRUCTORS, INC. FOR THE EMERGENCY REPAIR-15" SEWER MAIN WHOLESALE ROW, CITY PROJECT NO. 16B0500.901.

WHEREAS, the Department of Public Works discovered a collapsed 15" sanitary sewer line off Gallatin Street and Hiawatha Street; and

WHEREAS, the Mayor declared an emergency, under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, due to raw sewerage being discharged in violation of the Clean Water Act of the mandated Consent Decree; and

WHEREAS, the City of Jackson accepted a proposal from Southern Consultants, Inc. to provide emergency engineering design work to repair the 15" sanitary sewer line at a cost of \$20,000.00; and

WHEREAS, the City of Jackson solicited bids from three contractors: Hemphill Construction Company, Utility Constructors, Inc., and Delta Constructors; and

WHEREAS, the City of Jackson accepted the lowest and best bid from Utility Constructors, Inc., in an amount not to exceed \$198,500.00; and

WHEREAS, Change Order No. 1/Final represents a 25% decrease to the current contract amount due to the adjustment of quantities and the removal or addition of items; and

WHEREAS, a final field inspection was held by the Department of Public Works and Southern Consultants, Inc., and both parties recommend acceptance of the project; and

WHEREAS, the current contract amount is \$198,500.00 and the decreased contract amount will be \$149,778.00; and

WHEREAS, the Department of Public Works recommends final payment in the amount of \$149,778.00 to Utility Constructors, Inc; and

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

IT IS, THEREFORE, ORDERED that the payment to Southern Consultants, Inc. for emergency design engineering in amount of \$20,000.00 is authorized.

IT IS, THEREFORE, ORDERED that Change Order No. 1/Final to the contract of Utility Constructors, Inc., decreasing the contract amount by \$48,722.00 to a final contract amount of \$149,778.00, is authorized.

IT IS FURTHER ORDERED that the City make final payment in the amount of \$149,778.00 and release all securities held to Utility Constructors, Inc., for all the work completed and materials furnished under this contract and that the City Clerk publish the Notice of Completion of the Emergency Repair-15" Sewer Main Wholesale Row, City Project No. 16B0500.901.

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

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

Nays- None.

Absent- None.

RESOLUTION DECLARING THE INTENTION OF THE CITY OF JACKSON, MISSISSIPPI, TO AUTHORIZE AND APPROVE A LOAN ON BEHALF OF THE CITY FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY IN A MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED EIGHT HUNDRED FIFTY-THREE THOUSAND, NINE HUNDRED SIXTEEN DOLLARS (\$853,916) FOR THE PURPOSE OF PURCHASING AND INSTALLING ENERGY CONVERSION MEASURES TO PROMOTE ENERGY EFFICIENCY AND ECONOMIC GROWTH.

WHEREAS, the City Council of the City of Jackson, Mississippi (the "Governing Body"), does hereby find, determine, adjudicate and declare as follows:

1. The Energy Development Fund, constituting Section 57-39-39, Mississippi Code of 1972, as amended, was enacted for the purpose of providing financial assistance to entities interested in making energy efficiency capital improvements or in designing and installing new processes to improve energy efficiency and productivity in the state of Mississippi (the "State").
2. Pursuant to Section 57-39-39, MDA is authorized to make interest-bearing loans to public schools and/or local government entities, for the purpose of purchasing and installing energy conversion measures to promote energy efficiency and economic growth.
3. The City will agree to make energy efficiency capital improvements or design and install new processes to improve energy efficiency and productivity and will request MDA to finance such costs associated with the development of these improvements (the "Project").
4. Pursuant to the Section 57-39-39 and guidelines adopted by MDA, the City will file an application with MDA for a loan to be used for the development of the Project in the amount of Dollars (\$853,916) (the "Loan").

5. The City and MDA will enter into a Loan Agreement (the "Agreement") wherein the City agrees to borrow the proceeds of the Loan subject to and upon the terms and conditions of the Agreement.
6. In order to secure the Loan, the City will execute and deliver to MDA a Promissory Note (the "Note") and will enter into any and all other documents necessary to secure the Loan. Failure of the City to meet its repayment obligations shall result in the forfeiture of:

Sales taxes from the Mississippi Department of Revenue in an amount sufficient to repay obligations due pursuant to Section 57-39-39.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON, AS FOLLOWS:

Section 1. The Council of the City does hereby declare its intention to authorize and approve a Loan from MDA in the principal amount note to exceed Dollars (\$853,916) for the purpose of purchasing and installing energy conversion measures to promote energy efficiency and economic growth.

Section 2. The Loan will be secured by a Note and all other documents necessary to secure the loan executed and delivered by the City to MDA. Pursuant to Section 57-39-39, failure of the City to meet its repayment obligations shall result in the forfeiture of:

Sales taxes from the Mississippi Department of Revenue in an amount sufficient to repay obligations due pursuant to Section 57-39-39 of the Act.

Section 3. The Council proposes to authorize and approve the loan from MDA in the amount and for the aforesaid purposes at a meeting of the Governing Body to be held at its regular meeting place at City Hall in Jackson, Mississippi at 10 a.m. on the day May 31, 2016 or at some meeting held subsequent thereto. If fifteen hundred (1,500) of the qualified electors in the City shall file a written protest with the Clerk of the City against the authorization and approval for the Loan on or before the aforesaid date and hour, then the Loan shall not be entered into unless authorized at an election on the question or authorizing and approving the Loan. Such election shall be called and held as provided by law.

If no protest is filed, then the Loan may be entered into without an election on the question of authorizing and approving the Loan at any time within a period of two (2) years after the date above specified.

Section 4. This Resolution shall be published once a week for at least four (4) consecutive weeks in the Mississippi Link, a newspaper published in Hinds County, Mississippi, and having a general circulation in the County and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended. The first publication of this Resolution shall be made not less than twenty one (21) days prior to May 31, 2016, and the last publication shall be made not more than seven (7) days prior to such date, said Resolution to be published on May 5, 12, 19 and 26, 2016.

Section 5. The Clerk of the City shall be and is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of said publication of this Resolution and have the same before the Council on the date and hour specified in Section 3 hereof.

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

Yeas- Barrett-Simon, Foote, Hendrix, Priestler, Stamps, Stokes and Tillman.
Nays- None.
Absent- None.

Council Member Hendrix left the meeting.

There came on for consideration Agenda Item No.38:

ORDER AUTHORIZING A ONE YEAR MORATORIUM ON CERTAIN NEW BUSINESS LICENSES IN THE CITY OF JACKSON. Said item was referred back to the Planning Committee at the request of Council Member Stamps.

Council Member Barrett-Simon left the meeting.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RECOGNIZING MAY 1-7, 2016 AS MUNICIPAL CLERKS WEEK.

WHEREAS, the first full week of May has been internationally declared Municipal Clerks Week, a time to acknowledge the essential role that municipal and deputy clerks play in local government. The International Institute of Municipal Clerks has sponsored Municipal Clerks Week since 1969, and Presidents Ronald Reagan and Bill Clinton have each signed proclamations during their presidency to officially recognize Municipal Clerks Week; and

WHEREAS, the municipal clerk is one of the oldest public servant positions in local government. The Office of the Municipal Clerk is charged with maintaining the integrity of the legislative process, taking and preparing the official council minutes; receiving and distributing correspondence from citizens and other governmental agencies; administering elections; and preserving ordinances, records, contracts and documents; and

WHEREAS, the City Council of Jackson, Mississippi recognizes the integral part that the municipal and deputy clerks play in providing services to the Council, local government, and its citizens; and

WHEREAS, the clerks in the Municipal Clerk's Office of Jackson, Mississippi provide administrative and technical support to the City Council by disseminating accurate information concerning legislative decisions and policy issues; preparing resolutions and correspondence; and often serve as intragovernmental, intergovernmental and external liaisons.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI, that the City of Jackson hereby recognizes May 1-7, 2016 as Municipal Clerks Week and wishes to extend appreciation for the knowledge, responsibilities and value of the municipal and deputy clerks that support the City of Jackson by serving as the clearinghouse for information about the local government.

Council Member Stokes moved adoption; Council Member Stamps seconded.

Yeas- Foote, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon and Hendrix.

President Priester requested that Agenda Items No. 52, 50 and 51 be moved forward on the Agenda. Hearing no objections, the following were presented:

President Priester recognized **Mayor Yarber** who presented a **PROCLAMATION RECOGNIZING MAY 1-7, 2016 AS MUNICIPAL CLERKS WEEK**. The Proclamation was accepted by City Clerk **Kristi Moore**.

President Priester recognized **Mayor Yarber** who presented a **PROCLAMATION PROCLAIMING MAY 10TH AS REACT TO MENTAL HEALTH AWARENESS DAY**. Accepting the Proclamation with appropriate remarks was **April Love**.

President Priester recognized **Mayor Yarber** who presented a **PROCLAMATION HONORING PATRICIA JACKSON OF JPD FOR 33 YEARS OF SERVICE UPON RETIREMENT**. Accepting the Proclamation with appropriate remarks was **Patricia Jackson**.

Council Member Tillman left the meeting.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI COMMENDING THE HONORABLE FIRST LADY OF THE UNITED STATES MICHELLE OBAMA ON HER SERVICE AS COMMENCEMENT SPEAKER AT THE 2016 SPRING CEREMONY AT JACKSON STATE UNIVERSITY.

WHEREAS, the citizens of the City of Jackson and all persons of goodwill recognize the historic visit of the First Lady of the United States, the Honorable Michelle Obama, as the first-ever commencement address delivered by a current and sitting First Lady of the United States at a state institution of higher learning in the State of Mississippi, which was delivered on Saturday, April 23, 2016, at 3:00 p.m., at the Spring Commencement Ceremony at Mississippi Veterans Memorial Stadium for Jackson State University; and

WHEREAS, the historic discrimination practiced at the state-owned facility known as Mississippi Veterans Memorial Stadium, was not lost on the First Lady as she gave a litany of the past denial of the use of the Stadium to the African American citizens of the State of Mississippi because of the racism which was practiced in the State of Mississippi; and, the first use of the Stadium to play football by Jackson State University; and

WHEREAS, The First Lady inspired the graduating class with reminders of her life's journey and the knowledge that she had made similar strides as they have and she admonished the graduates that success was possible for them because it was possible for her; and

WHEREAS, The First Lady spoke with truth to power and encouraged the graduating class to strive for excellence and to participate in the voting process.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi, hereby commends the Honorable First Lady of the United States Michelle Obama on her service as Commencement Speaker at the 2016 Spring Ceremony at Jackson State University.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- None.

Absent- Barrett-Simon, Hendrix and Tillman.

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
SUPPORTING A COLLABORATION BETWEEN THE CITY OF JACKSON
AND HINDS COUNTY ON THE REPAIRS OF CITY STREETS.**

WHEREAS, the public health, welfare, and safety of the citizens of the City of Jackson shall be considered by this Resolution; and

WHEREAS, the city streets in the City of Jackson are in need of repair and the County of Hinds is being asked to help the City of Jackson by providing manpower and machinery in the repair of streets in the City of Jackson; and

WHEREAS, past collaboration efforts between Hinds County and the City of Jackson have been successful.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi hereby supports a collaboration between the City of Jackson and Hinds County on the repair of city streets.

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

Yeas- Foote, Priester, Stamps and Stokes.

Nays- None.

Absent- Barrett-Simon, Hendrix and Tillman.

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
EXPRESSING A VOTE OF NO CONFIDENCE IN MISSISSIPPI GOVERNOR
PHIL BRYANT.**

WHEREAS, the City Council of the City of Jackson has experienced an unprecedented barrage of legislation from the State of Mississippi under the leadership of Governor Phil Bryant which has placed the future of the City of Jackson in harm's way by the taking of self-determination from the citizens of the City of Jackson by the unlawful taking of city-owned property, by the lack of equal treatment as far as state and federal tax dollars being allocated to the City of Jackson as compared to neighboring cities, by the enacting of laws making discrimination of citizens legal under the guise of religious protections, and by continuing the hateful practice of promoting the confederacy and the confederate flag despite the overwhelming desire that the State of Mississippi represent all of its citizens in its history and not the continued oppression of segments of the citizens of the State of Mississippi with celebrations and flags depicting a racist and violent history of the state's participation in the enslavement of its citizens and resulting denial of equal rights to its citizens because of the color of their skin by the State of Mississippi under the color of the law; and

WHEREAS, the City of Jackson, as the capital city of the State of Mississippi, should be a place that the Governor of the State of Mississippi should embrace and support; and

WHEREAS, it is a well-established principle that silence gives consent; and by the exercise of the vote in this Resolution, the City Council of the City of Jackson hereby speaks and does not sit silently by as the clock is turned back on the people of the City of Jackson in striving to survive and thrive.

THEREFORE, BE IT RESOLVED that the City Council of Jackson, Mississippi hereby expresses a vote of no confidence in Mississippi Governor Phil Bryant.

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

Yeas- Stamps and Stokes.
Nays- Foote.
Abstention- Priester.
Absent- Barrett-Simon, Hendrix and Tillman.

Council Member Stokes moved, seconded by **Council Member Stamps** to re-consider Agenda Item No. 43. The motion failed by the following vote:

Yeas- Stamps and Stokes.
Nays- Priester.
Abstention- Foote.
Absent- Barrett-Simon, Hendrix and Tillman.

Council Member Tillman returned to the meeting.

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
SUPPORTING MOTHER'S DAY AND WISHING ALL MOTHERS A "HAPPY
MOTHER'S DAY."**

WHEREAS, Mother's Day is a holiday honoring motherhood that is observed in different forms throughout the world. The American incarnation of Mother's Day was created by Anna Jarvis in 1908 and became an official U.S. holiday in 1914; and

WHEREAS, Anna Jarvis had organized "Mother's Day Work Clubs" to improve health and cleanliness in the area where she lived. The Mother's Day Work Club also helped to teach local women how to care for their children. Anna Jarvis launched a quest for Mother's Day to be more widely recognized; and

WHEREAS, by 1912, many states, towns and churches had adopted Mother's Day as an annual holiday, and Jarvis had established the Mother's Day International Association to help promote her cause. Her persistence paid off in 1914 when President Woodrow Wilson signed a measure officially establishing the second Sunday in May as Mother's Day; and

WHEREAS, while the date and celebrations vary, Mother's Day most commonly falls on the second Sunday in May and traditionally involves presenting mothers with flowers, cards, meals in a restaurant and other gifts (including grandmothers, great-grandmothers, stepmothers, and foster mothers).

THEREFORE, BE IT HEREBY RESOLVED that the City Council of Jackson, Mississippi hereby supports Mother's Day and wishing all mothers a "Happy Mother's Day in Jackson, Mississippi.

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

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

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF THE FIFTY-SECOND OBSERVANCE OF THE MEDGAR WILEY EVERS HOMECOMING.

WHEREAS, the Medgar Wiley Evers Homecoming activities will recognize the fifty-second anniversary of the assassination of Mr. Medgar Wiley Evers which occurred in Jackson, Mississippi on June 12, 1963; and

WHEREAS, Medgar Evers was field secretary for the NAACP in Mississippi, a civil rights advocate, and a trailblazer for voting rights and humanitarian efforts on behalf of poor and disenfranchised Mississippians; and

WHEREAS, the entire nation and world join the city of Jackson in recognizing and supporting the Fifty-Second Anniversary Observance of the Homecoming of native-born Mississippian, Mr. Medgar Wiley Evers, on June 11- 12, 2016 in Jackson, Mississippi.

THEREFORE, IT IS HEREBY RESOLVED that the City of Jackson is hereby authorized to join the Fifty-Second Anniversary Observance of the Medgar Wiley Evers Homecoming.

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

Yeas- Foote, Priester, Stamps, Stokes and Tillman.

Nays- None.

Absent- Barrett-Simon and Hendrix.

President Priester requested that Agenda Items No. 49 and 54 be moved forward on the Agenda. Hearing no objections, the following were presented:

President Priester recognized **Council Member Stokes** who presented "THE MOTHER OF THE YEAR" AWARD TO MRS. CLASSIE MAUDINE SIBLEY-TAYLOR. Accepting the Award with appropriate remarks was **Mrs. Classie Maudine Sibley-Taylor**.

President Priester recognized **Council Member Stokes** who presented a RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. PAO-CHIANG YUAN FOR BEING A WORLDWIDE ICONIC SERVICE ORIENTED EDUCATOR. Accepting the Resolution with appropriate remarks was **Dr. Pao-Chiang Yuan**.

DISCUSSION: FIRE DEPARTMENT: **President Priester** recognized **Council Member Stokes** who commended the Jackson Fire Department for their service dedication to the City of Jackson.

DISCUSSION: TREES: **President Priester** recognized **Council Member Stokes** who inquired whether or not the City could declare a state of emergency in order to receive federal assistance to clear down trees within City neighborhoods.

DISCUSSION: DRINKING WATER TREATMENT: **President Priester** recognized **Andrada Butler**, Department of Public Works, who provided information regarding "Drinking Water Week" May 1st through 7th.

DISCUSSION: LITIGATION MATTER: **President Priester** stated that the Council would have to go into Executive Session to discuss said matter.

President Priester recognized the following individuals who provided public comments during the meeting:

- **Rosie Pridgen** expressed concerns regarding Senate Bill 2162 and encouraged citizens of City to sign a petition in opposition of the bill.
- **Emma Walls** expressed concerns regarding excessive gunshots within city neighborhoods.

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI WELCOMING FIRST LADY MICHELLE OBAMA TO THE CITY OF JACKSON, MISSISSIPPI. **President Priester** stated that said Resolution had been presented to **Mrs. Obama** during the Jackson State University commencement services held on April 23, 2016.

President Priester moved to consider going into Executive Session to discuss Agenda Item No. 48 a litigation matter. **Council Member Stokes** second to consider going into Executive Session to discuss a litigation matter. The motion prevailed by the following vote:

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

Council Member Stamps moved, seconded by **Council Member Stokes** to go into Executive Session to discuss matters regarding potential litigation. The motion prevailed by the following vote:

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

Council Member Stamps moved and **Council Member Priester** seconded to come out of Executive Session. The motion prevailed by the following vote:

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

President Priester announced to the public that the Council voted to come out of Executive Session and no action had been taken.

The following reports/announcements were provided during the meeting:

- **Mayor Yarber** announced the following:
 - Neighbors First Program opened on May 2, 2016
 - Hinds Behavioral Health Services recruits Jobs for Jacksonians on May 5, 2016 at 2:00 p.m. at the Metrocenter Mall.
 - “We Are Jackson” Listening Tour 2016 would be held on May 10, 2016 from 6:00 p.m. until 7:00 p.m. at Stronger Hope Baptist Church.

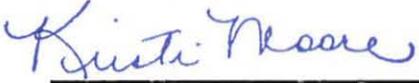
- **Council Member Stamps** announced the following:
 - Westside neighborhood would host the “May Day” parade on Saturday, May 7, 2016 at 10:00 a.m.
 - Ward 4 Town Hall meeting would be held on Thursday, May 12, 2016 at 6:00 p.m. at Rosemont MB Church.

- **Council Member Stokes** announced the following:
 - Ward 3 would host a Mother’s Day luncheon at Bully’s Restaurant to be held on Saturday, May 7, 2016 at 11:00 a.m.
 - Ward 3 Community meeting would be held on May 9, 2016 at Cornerstone Baptist Church at 6:00 p.m.

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 10:00 a.m. on Monday, May 9, 2016 and at 9:34 p.m., the Council stood adjourned.

ATTEST:

APPROVED:



CITY CLERK



MAYOR

 5.16.16

DATE
