



**REGULAR MEETING OF THE CITY COUNCIL
CITY OF JACKSON, MISSISSIPPI
May 3, 2016
AGENDA
6:00 PM**

CALL TO ORDER BY THE PRESIDENT

INVOCATION

1. **REVEREND CLYDE TATE OF GREATER ANTIOCH M B CHURCH**

PUBLIC HEARING

INTRODUCTIONS

PUBLIC COMMENTS

2. **AGENDA RELATED ITEMS WILL BE DISCUSSED AT THE BEGINNING OF THE COUNCIL MEETING WITH A THREE (3) MINUTE TIME LIMIT AND ALL NON-AGENDA RELATED TOPICS WILL BE DISCUSSED AT THE END OF THE COUNCIL MEETING AT THE CONCLUSION OF CITY BUSINESS.**

CONSENT AGENDA

3. **NOTE: "ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY."**

4. **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: (WARDS 1, 3, 4, 5, 6 & 7)**

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		

5. **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: (WARDS 2, 4, 5, 6 &7)**

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

6. **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. (WARD 3) (VANCE, YARBER)**
7. **ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/PROFESSIONAL PRESERVATION SERVICES 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. (WARD 7) (VANCE, YARBER)**
8. **ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES/DBA/PROFESSIONAL PRESERVATION SERVICES 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. (WARD 5) (VANCE, YARBER)**
9. **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. (WARD 7) (VANCE, YARBER)**

10. 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. WARD 7 (VANCE, YARBER)
11. 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. WARD 3 (VANCE, YARBER)
12. 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. WARD 3 (VANCE, YARBER)

INTRODUCTION OF ORDINANCES

13. ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI AMENDING CHAPTER 86- OFFENSES AND MISCELLANEOUS PROVISIONS TO CREATE A NEW ARTICLE ENTITLED “UNLAWFUL DISCRIMINATION.” (HENDRIX)
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. (STOKES)

ADOPTION OF ORDINANCE

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

REGULAR AGENDA

16. CLAIMS (DAY, YARBER)
17. PAYROLL (DAY, YARBER)
18. 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. (KIDD, YARBER)
19. 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. (DAY, YARBER)
20. 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). (SIMPSON, YARBER)
21. 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. (Ward 7) (JEFFERSON, YARBER)
22. 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. (ALL WARDS) (JEFFERSON, YARBER)
23. ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED 36-MONTH AGREEMENT WITH THOMSON REUTERS (WESTLAW), FOR AN INCLUSIVE PLAN WHICH WILL ALLOWS 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. (JOINER, YARBER)
24. 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. (WARD 5,7) (JONES, YARBER)

25. 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. (WARD 7) (POWELL, YARBER)
26. 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 TELEMETRY SYSTEM. (ALL WARDS) (POWELL, YARBER)
27. ORDER ACCEPTING THE BID OF DOZER, LLC, FOR THE READY MIX BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4505.701. (WARD 7) (POWELL, YARBER)
28. ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC. FOR THE DERRICK STREET BRIDGE REPLACEMENT, CITY PROJECT NUMBER 16B4500.301. (WARD 3) (POWELL, YARBER)
29. 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. (ALL WARDS) (POWELL, YARBER)
30. 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. (WARD 2) (POWELL, YARBER)
31. 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. (WARD 2) (POWELL, YARBER)
32. ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH EJES, INC. FOR THE COUNTRY CLUB DRIVE BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4502.401. (WARD 4) (POWELL, YARBER)
33. 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. (WARD 3) (POWELL, YARBER)
34. 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. (WARD 7) (POWELL, YARBER)
35. 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). (ALL WARDS) (POWELL, YARBER)
 36. 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. (WARD 7) (POWELL, YARBER)
 37. 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. (ALL WARDS) (POWELL, YARBER)
 38. ORDER AUTHORIZING A ONE YEAR MORATORIUM ON CERTAIN NEW BUSINESS LICENSES IN THE CITY OF JACKSON. (STAMPS)
 39. RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI RECOGNIZING MAY 1-7, 2016 AS MUNICIPAL CLERKS WEEK. (PRIESTER)
 40. 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. (STOKES)
 41. 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. (STOKES)
 42. RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI EXPRESSING A VOTE OF NO CONFIDENCE IN MISSISSIPPI GOVERNOR PHIL BRYANT (STOKES)
 43. RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING MOTHER'S DAY AND WISHING ALL MOTHERS A "HAPPY MOTHER'S DAY" (STOKES).
 44. RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI IN SUPPORT OF THE FIFTY-SECOND OBSERVANCE OF THE MEDGAR WILEY EVERS HOMECOMING. (STOKES)

DISCUSSION

45. DISCUSSION: FIRE DEPARTMENT (STOKES)
46. DISCUSSION: TREES (STOKES)
47. DISCUSSION: DRINKING WATER TREATMENT (POWELL, YARBER)

48. **DISCUSSION: LITIGATION MATTER (JOINER, YARBER)**

PRESENTATION

49. **PRESENTATION: WARD THREE PRESENTATION TO MRS. CLASSIE MAUDINE SIBLEY-TAYLOR (STOKES)**

PROCLAMATION

50. **PROCLAMATION PROCLAIMING MAY 10TH AS REACT TO MENTAL HEALTH AWARENESS DAY. (YARBER)**
51. **PROCLAMATION HONORING PATRICIA JACKSON OF JPD FOR 33 YEARS OF SERVICE UPON RETIREMENT. (YARBER)**
52. **PROCLAMATION RECOGNIZING MAY 1-7, 2016 AS MUNICIPAL CLERK'S WEEK(YARBER)**

RESOLUTIONS

53. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI WELCOMING FIRST LADY MICHELLE OBAMA TO THE CITY OF JACKSON, MISSISSIPPI. (PRIESTER)**
54. **RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING DR. PAO-CHIANG YUAN FOR BEING A WORLDWIDE ICONIC SERVICE ORIENTED EDUCATOR. (STOKES)**

REPORT FROM MEMBERS, MAYOR, DEPARTMENT DIRECTORS

ANNOUNCEMENTS

ADJOURNMENT

AGENDA ITEMS IN COMMITTEE

BUDGET

1. Order of the City Council of Jackson, Mississippi authorizing an across the board pay raises for City employees for FY 2014-2015. (Cooper-Stokes) (07/01/14)
2. Ordinance establishing responsible banking and community reinvestment practices within the City of Jackson. (Stamps) (08/12/14)
3. Order of the City Council of Jackson, Mississippi authorizing the retention of professional services to assist with the budget preparation for FY2016. (Stokes) (08/25/15)

ECONOMIC/DEVELOPMENT

1. Discussion: Joint Economic strategies for the Metrocenter by the City of Jackson and Hinds County (Tillman) (11/10/14)
2. Discussion: Costco (Yarber) (06/02/15)
3. Discussion: The Landmark Building (Yarber) (06/02/15)
4. Discussion: Farish Street (Yarber) (06/02/15)
5. Ordinance of the City Council of Jackson, Mississippi establishing the Business Development Fund within the city of Jackson. (Hendrix) (10/08/15)

EDUCATION

1. Resolution of the City Council of Jackson, Mississippi in opposition to locating charter schools in public schools that are currently in operation. (Cooper-Stokes) (04/08/14)

LEGISLATIVE

1. Agenda Item #31 on 03/25/14 Regular Council Agenda regarding 2% sales tax applying to Jackson Convention center debt. (03/24/14) Work Session discussion
2. Discussion: Motorcycle safety and awareness (Cooper-Stokes) 09/09/14

PLANNING

1. Ordinance adopting the City of Jackson Curfew Ordinance, Chapter 86, Article II, of the Code of Ordinances City of Jackson, Mississippi to establish a curfew applicable to juveniles to regulate their actions on the public streets and certain other places; and for related purposes. (Stokes) (6/29/10)
2. Ordinance of the City Council of Jackson, Mississippi renaming Amite Street (from Gallatin Street to Robinson Street) to Dr. John M. Perkins Drive. (Stokes) (8/24/10)
3. Ordinance of the City Council of Jackson, Mississippi renaming of Cleary Street (from Dalton Street to the Dead End) to Rev. Dr. Emmett C. Burns, Jr. Drive. (Stokes) (9/6/11)
4. Ordinance of the City Council of Jackson, Mississippi establishing the honorary renaming of Medgar Evers Blvd. (from Ridgeway Street to Martin Luther King, Jr. Drive) to Reverend Curtis W. Houston Drive. (Cooper-Stokes) (7/10/12)
5. Ordinance of the City Council of Jackson, Mississippi requiring sprinkler systems in buildings housing flammable materials. (Cooper-Stokes) (9/4/12)

6. Ordinance of the City Council of Jackson, Mississippi establishing the renaming of Flag Chapel Rd. (from Northside Drive to Cynthia Road) to Nathaniel Booker Road. (Bluntson) (05/28/13)
7. Ordinance of the City of Jackson, Mississippi establishing the renaming of West Silas Brown Street (from Gallatin Street to University Blvd) to Dr. Raymond O Baird Drive. (Originated by private citizens to the Office of Planning) (Hopkins) (7/24/13)
8. Resolution of the City Council of Jackson, Mississippi encouraging the enhanced use of cell phone towers in the City. (Cooper-Stokes) (01/14/14)
9. Ordinance amending the 2008 amendment to the Capital City Smoke-Free Air Ordinance of 2003, codified as Chapter 86, Article VI, of the Code of Ordinances, City of Jackson, Mississippi. (Whitwell) (01/14/14)
10. A Resolution authorizing the Mayor or his designee to enter into a marketing agreement with Utility Service Partners Private Label, Inc. DBA Service Line Warranties of America, to license the use of the City of Jackson trademark in conjunction with marketing communications to the City of Jackson residents about warranty plans for the repair of water and sewer lines on residential property, to receive trademark licensing fees, and for other purposes. (Stamps) (02/27/14)
11. Ordinance of the City Council of Jackson, Mississippi to rename two streets: Gun Street for Albert Barber, Jr. and Hume Street for Jason Murphy, two teenage African American males who were double homicide victims in the City of Jackson in July 2013. (Cooper-Stokes) (3/11/14)
12. Ordinance of the City Council of Jackson, Mississippi renaming Battlefield Park in honor of the late Jackson Mayor Chokwe Lumumba. (Cooper-Stokes) (08/14/14) & (11/18/14)
13. Ordinance of the City Council of Jackson, Mississippi regulating the operation of drones in the city limits and requiring the registration of drones. (Cooper-Stokes) (09/09/14)
14. Ordinance of the City Council of Jackson, Mississippi requiring no-touch temperature checks of passengers arriving at City-owned airports. (Cooper-Stokes) (10/30/14)
15. Ordinance of the City Council of Jackson, Mississippi requiring the closure of nuisance nightclubs. (Cooper-Stokes) (11/4/14)
16. Ordinance of the City Council of Jackson, Mississippi requiring security personnel at convenience stores during hours of operation. (Cooper-Stokes) (11/4/14)
17. Discussion: Parking meters and parking in downtown Jackson (Priester) (02/24/15)
18. Ordinance establishing legislation as Section 122-43, entitled "Private Water Wells," in the Code of Ordinances of the City of Jackson, Mississippi. (Hendrix) (03/24/15)
19. Ordinance of the City Council of Jackson, Mississippi naming the bridge on Pearl Street as Mayor Frank E. Melton Bridge. (Stokes) (06/02/15)
20. Ordinance of the City Council of Jackson, Mississippi renaming Gymnasium Drive (from Bullard Street to Dead end) to James Rice, Jr. Drive. (Stokes) (10/06/15)

21. Ordinance of the City Council of Jackson, Mississippi regulating public accommodations for restroom facilities. (Stokes) (11/03/15)
22. Ordinance of the City Council of Jackson, Mississippi renaming Flag Chapel Road (from Clinton Boulevard to Northside Drive) to President Barack Obama Drive. (Stamps) (01/12/16)
23. Ordinance of the City Council Of Jackson, Mississippi establishing the renaming of Valley Street from Highway 80 to Raymond to Rev. Dr. R. L. T. Smith Drive. (Stokes) (02/09/16)
24. Ordinance of the City of Jackson, Mississippi renaming Langely Street (from Silas Brown Street to Winter Street) to Dr. Raymond O. Biard Drive. (Hendrix) (03/10/16)
25. Ordinance of the City of Jackson, Mississippi amending Chapter 126 of the Jackson Municipal Code of Ordinances to modernize the regulation of vehicles for hire of the City of Jackson, Mississippi. (Priester) (03/10/16)
26. Order authorizing the Mayor to execute all documents pertaining to a lease agreement with Capturion Network, LLC D/B/A Busby Companies, for the lease of 5x5 space on three City of Jackson owned properties on which Busby will place one outdoor L-E-D digital advertising sign on each property. (Jefferson, Yarber) (03/10/16)
27. Ordinance of the City Council of Jackson, Mississippi naming the downtown Jatran Bust Transfer Station in honor of Mrs. Rosa Parks. (Stokes) (04/19/16)
28. Ordinance of the City Council of Jackson, Mississippi honorary naming of Detroit Street (from Martin Luther King, Jr. Dr. to Holmes Avenue) to William Byrd Drive. (Stokes) (04/19/16)
29. Ordinance of the City Council of Jackson, Mississippi renaming Morris Street (from Jefferson Street to Commerce Street to Corrice Collins Drive). (Stokes) (04/19/16)
30. Ordinance of the City Council of Jackson, Mississippi honorary naming Channel 16 Way (from Maddox Road to Dead End) to Bert Case Drive. (Stokes) (04/19/16)

RULES

1. Ordinance of the City Council of Jackson, Mississippi amending the City of Jackson, Mississippi Code of Ordinances, Section 2-62 (B): Regular Meetings, to allow for Regular City Council Meetings every week. (Cooper-Stokes) (4/3/12)
2. Resolution of the City of Jackson, Mississippi encouraging more communication and assistance by the City of Jackson to homeless individuals seeking jobs, counseling, and other related services. (Cooper-Stokes) (10/2/12)
3. Ordinance of the City Council of Jackson, Mississippi amending Jackson Code of Ordinances Chapter 86, Article I, Section 86-9 governing the carrying of firearms in certain places. (Stamps) (8/13/13)
4. Ordinance of the City Council of Jackson, Mississippi prohibiting interference with an officer during the discharge of duties; penalties. (Cooper-Stokes) (12/13)

5. Ordinance of the City Council promoting children's health by encouraging fast food restaurants within the City of Jackson to serve healthful sides and beverages as the default components of children's meals unless the customer affirmatively makes a different selection. (Stamps) (2/27/14)
6. Ordinance amending Article I, Chapter 86, Offenses and Miscellaneous Offenses, Section 86-8, of the Code of Ordinances of the City of Jackson, Mississippi. (Stamps) (08/12/14)
7. Order Authorizing the Mayor to execute an agreement with Bfac.com for the annual development and hosting of a mobile application (App) and business texting. (Jones, Yarber) (10/07/14)
8. Order authorizing the Mayor to execute an interlocal cooperation agreement between the City of Jackson, Mississippi and Hinds County, Mississippi for free landfill disposal for Hinds County when working on projects within the City of Jackson that involve demolishing, removing, hauling and transporting demolition material and debris. (Hendrix) (01/13/15)
9. Order authorizing the Mayor to execute a license agreement with Robert Earl Moore, Jr. for certain use of musical work and sound recording thereof entitled, "We are Jackson, Mississippi." (Yarber) (03/24/15)
10. Ordinance of the City Council of Jackson, Mississippi prohibiting high speed chases from outside jurisdictions into the city limits of Jackson, Mississippi. (Stokes) (04/21/15)
11. Ordinance of the City Council of Jackson, Mississippi prohibiting the sale/purchase of synthetic marijuana, aka... kush, spice, k2, etc. (Stokes) (04/21/15)
12. Ordinance of the City Council of Jackson, Mississippi requiring security personnel at convenience stores during hours of operations. (Stamps) (05/05/15)
13. Discussion: Residency ordinance (Barrett-Simon) (06/02/15)
14. Ordinance of the City Council of Jackson, Mississippi amending Chapter 126- Vehicles for hire, Article II, Section 126-31 of the Code of Ordinances of Jackson, Mississippi to reduce the number of vehicles a taxicab company has to maintain under its company name for which a certificate of public necessity and convenience can be issued. (Hendrix) (06/16/15)

GOVERNMENT OPERATIONS

1. Resolution amending the 2015 Special Council meeting schedule of the Jackson City Council to eliminate all special meeting dates occurring after May 26, 2015. (Stamps) (05/05/15)
2. Discussion: Minority participation (Stokes) (06/02/15)
3. Discussion: 21st Century policing (Stamps) (06/02/15)

4. Discussion: EBO (Yarber) (06/02/15)

Updated: 08/25/2015; 08/26/2015; 09/09/15; 09/23/15; 10/08/15; 10/27/15; 11/04/15; 11/17/15; 12/01/15; 12/16/15; 01/13/16;
02/02/2016; 02/17/16; 03/11/16; 04/11/16; 04/19/16

Clayton Thorne

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:

ITEM # 4
AGENDA _____

OFFICE OF THE CITY ATTORNEY
Christina Munn

1) **Case #2012-2340: Parcel #637-191** located at *O Deason Drive/Lot S of 230 (240 Deason)*: 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*: 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.

Case #2015-3050

- 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.

Clairborne

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*: 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*: 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.

Cain

- 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.

OFFICE OF THE CITY ATTORNEY

Minutes

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, Drive: way 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*: 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.

OFFICE OF THE CLERK

Carly Thomas

APPROVED FOR AGENDA:

**CHIEF OF POLICE
ASST. CHIEF OF POLICE
DEPUTY CHIEF
COMMANDER
LEGAL DEPARTMENT
MAYOR'S OFFICE**

[Handwritten signature]

*1-6-14
A. G. [unclear]
H. [unclear]*

**VANCE
CHIEF OF POLICE**

**ALLEN
ASST. CHIEF**

**WADE
DEPUTY CHIEF**

**STASHER
COMMANDER**

**YARBER
MAYOR**

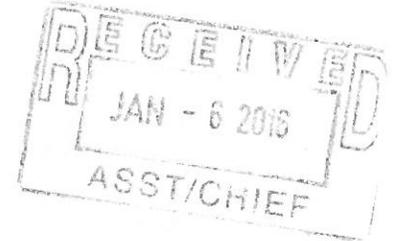
POINTS		COMMENTS																																													
1.	Brief Description/Purpose	This is the Community Improvement regular agenda for the City Council authority to clean private property.																																													
2.	Public Policy Initiative <ol style="list-style-type: none"> 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life 	<ol style="list-style-type: none"> 1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life 																																													
3.	Who will be affected	All City of Jackson residents																																													
4.	Benefits	The cleaning of the private properties listed on the agenda will remove threats to the health and safety of surrounding residents.																																													
5.	Schedule (beginning date)	To be determined pending owner compliance or the bid process.																																													
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	CITYWIDE																																													
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT UNIT																																													
8.	COST	To be determined pending owner compliance of the bid process																																													
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	GENERAL FUNDING GRANT FUNDS (CDBG)																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
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AABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
WBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
HBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							

Jackson Police Department



Jan 6 sent to AK
327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

MEMORANDUM



TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*

Joseph Wade, Deputy Chief
Administration *JW 1/6/16*

Sandra Stasher, Commander
Support Services *JS 1/6/16*

Jaye Coleman, Sergeant
Community Improvement Unit *JC 1-5-16*

FROM: Coretta Laird, Supervisor
Community Improvement Unit *CL 1/5/16*

DATE: December 29, 2015

RE: Agenda Item

The attached agenda item is a Resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to section 21-19-11 of the Mississippi Code. Therefore, we request that you authorize cleaning.

Thank you for your consideration.

Jackson Police Department



327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: January 6, 2016

The attached agenda item is a Resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code.

Therefore, we respectfully request that you authorize cleaning.

Thank you for your consideration.

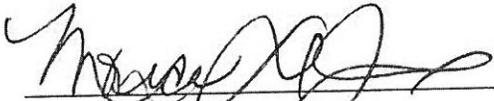
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

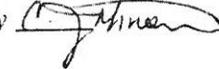
OFFICE OF THE CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
Carrie Johnson

This 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 is legally sufficient for placement in NOVUS Agenda System.



Monica D. Joiner, City Attorney

Carrie Johnson, Sr. Deputy City Attorney 

4/25/16
DATE



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:

ITEM # 5
AGENDA _____



- 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 *Barrett Avenue/Lot E of 2194*: 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*: 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*: 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*: 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*: 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.

APPROVED FOR AGENDA:

**CHIEF OF POLICE
ASST. CHIEF OF POLICE
DEPUTY CHIEF
COMMANDER
LEGAL DEPARTMENT
MAYOR'S OFFICE**

**VANCE
CHIEF OF POLICE**

**ALLEN
ASST. CHIEF**

**WADE
DEPUTY CHIEF**

**STASHER
COMMANDER**

**YARBER
MAYOR**

Clancy Stinson

AW
2010
CS

1-27-16
1-25-16
1/25/16

POINTS		COMMENTS																																													
1.	Brief Description/Purpose	This is the Community Improvement regular agenda for the City Council authority to clean private property.																																													
2.	Public Policy Initiative <ol style="list-style-type: none"> 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life 	<ol style="list-style-type: none"> 1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life 																																													
3.	Who will be affected	All City of Jackson residents																																													
4.	Benefits	The cleaning of the private properties listed on the agenda will remove threats to the health and safety of surrounding residents.																																													
5.	Schedule (beginning date)	To be determined pending owner compliance or the bid process.																																													
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	CITYWIDE																																													
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT UNIT																																													
8.	COST	To be determined pending owner compliance of the bid process																																													
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	GENERAL FUNDING GRANT FUNDS (CDBG)																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
AABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
WBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
HBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							

Jackson Police Department



327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: January 27, 2016

The attached agenda item is a Resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of the Mississippi Code.

Therefore, we respectfully request that you authorize cleaning.

Thank you for your consideration.

Jackson Police Department



327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

MEMORANDUM

TO: Lee Vance, Chief of Police *LV*

VIA: Allen White, Assistant Chief *AW*
Joseph Wade, Deputy Chief *JW* 1-25-16
Administration
Sandra Stasher, Commander *SS* 1/25/16
Support Services
Jaye Coleman, Sergeant *JC* 1-25-16
Community Improvement Unit

FROM: Coretta Laird, Supervisor *CL* 1/22/16
Community Improvement Unit

DATE: January 12, 2016

RE: Agenda Item

The attached agenda item is a Resolution declaring certain parcels of real property in the City of Jackson to be a menace to public health, safety and welfare pursuant to section 21-19-11 of the Mississippi Code. Therefore, we request that you authorize cleaning.

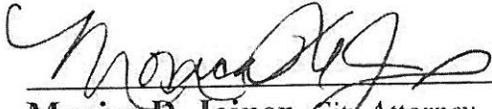
Thank you for your consideration.

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This 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 MS CODE FOR CASES PRESENTED DURING JANUARY 5, 2016 ADMINISTRATIVE HEARING is legally sufficient for placement in NOVUS Agenda System.



Monica D. Joiner, City Attorney

Carrie Johnson, Sr. Deputy City Attorney 

4/25/16
DATE

OFFICE OF THE CITY ATTORNEY
11.04.16
M. D. Joiner

Charity Barnes

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 (WARD 3)

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 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, 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 Community Improvement Unit's Budget.

APPROVED FOR AGENDA	INITIALS	DATE
CHIEF OF POLICE	<u> </u>	<u> </u>
ASST. CHIEF OF POLICE	<u> </u> <i>AW</i>	<u> </u> <i>2/3/16</i>
DEPUTY CHIEF	<u> </u> <i>JS</i>	<u> </u> <i>3/2/16</i>
COMMANDER	<u> </u> <i>JC</i>	<u> </u> <i>3-2-16</i>
LEGAL DEPARTMENT	<u> </u>	<u> </u>
MAYOR'S OFFICE	<u> </u>	<u> </u>

VANCE	ALLEN	STASHER	COLEMAN	YARBER
CHIEF OF POLICE	ASST. CHIEF OF POLICE	DEPUTY CHIEF	COMMANDER	MAYOR

Agenda Item# *6*
 Agenda Date

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

2/24/2016

DATE

POINTS		COMMENTS																																													
1.	Brief Description/Purpose	This item provides for the cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.																																													
2.	Public Policy Initiative <ol style="list-style-type: none"> 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life 	<ol style="list-style-type: none"> 1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life 																																													
3.	Who will be affected	All City of Jackson residents																																													
4.	Benefits	The cleaning of the private properties will improve the conditions of communities and will also remove threats to the health, safety and welfare of surrounding residents.																																													
5.	Schedule (beginning date)	To be determined pending execution of contracts.																																													
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	WARD 3																																													
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT DIVISION																																													
8.	COST	\$1,071.00																																													
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	GENERAL FUNDING (001-442.71-6447)																																													
10.	EBO participation	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">ABE</td> <td style="width: 15%;">_____ %</td> <td style="width: 15%;">WAIVER</td> <td style="width: 10%;">yes</td> <td style="width: 10%;">_____</td> <td style="width: 10%;">no</td> <td style="width: 10%;">_____</td> <td style="width: 10%;">N/A</td> <td style="width: 10%;">_____</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>_____</td> <td>no</td> <td>_____</td> <td>N/A</td> <td>_____</td> </tr> </table>	ABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____	AABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____	WBE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____	HBE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____	NABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____
ABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____																																							
AABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____																																							
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HBE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____																																							
NABE	_____ %	WAIVER	yes	_____	no	_____	N/A	_____																																							

Jackson Police Department



3-3 sent to A/C
327 East Pascagoula Street
Post Office Box 139
Jackson, Mississippi 39205-0017

MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/16*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/16*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/dba/Professional Preservation Services, LLC, for the cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for Case# 2015-1031.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*,
Chief of Police

Ref: Agenda Item

Date: **March 03, 2016**

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/ dba / Professional Preservation Services, LLC, for the cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2015-1031.

Thank you for your consideration.

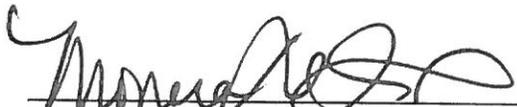
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES DBA PROFESSIONAL PRESERVATION SERVICES LLC 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 is legally sufficient for placement in NOVUS Agenda.

Case 2015-1031 0 Rondo Street Lot North of 1827



Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney



DATE

3/31/16

OFFICE OF THE CLERK
 OFFICE OF THE CLERK
 Charity Barnes

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 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 (WARD 7)

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 and cutting 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 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 Community Improvement Unit’s Budget.

APPROVED FOR AGENDA	<u>INITIALS</u>	<u>DATE</u>
CHIEF OF POLICE	_____	_____
ASST. CHIEF OF POLICE	_____ <i>JW</i>	_____ <i>3/3/16</i>
DEPUTY CHIEF	_____ <i>JF</i>	_____ <i>3/2/16</i>
COMMANDER	_____ <i>JC</i>	_____ <i>3-2-16</i>
LEGAL DEPARTMENT	_____	_____
MAYOR’S OFFICE	_____	_____

VANCE	ALLEN	STASHER	COLEMAN	YARBER
CHIEF OF POLICE	ASST. CHIEF OF POLICE	DEPUTY CHIEF	COMMANDER	MAYOR

Agenda Item# 7
 Agenda Date _____

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

2/24/16
DATE

POINTS		COMMENTS
1.	Brief Description/Purpose	This item provides for the cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life
3.	Who will be affected	All City of Jackson residents
4.	Benefits	The cleaning of the private properties will improve the conditions of communities and will also remove threats to the health, safety and welfare of surrounding residents.
5.	Schedule (beginning date)	To be determined pending execution of contracts.
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	WARD 7
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT DIVISION
8.	COST	\$1,254.00
9.	Source of Funding ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	GENERAL FUNDING (001-442.71-6447)
10.	EBO participation	ABE _____% WAIVER yes ___ no ___ N/A _____ AABE _____% WAIVER yes ___ no ___ N/A _____ WBE _____% WAIVER yes ___ no ___ N/A _____ HBE _____% WAIVER yes ___ no ___ N/A _____ NABE _____% WAIVER yes ___ no ___ N/A _____



MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/16*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/16*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/dba/Professional Preservation Services, LLC, for the board-up and securing of structure(s) and cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for Case# 2015-1717.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*,
Chief of Police

Ref: Agenda Item

Date: **March 03, 2016**

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/ dba / Professional Preservation Services, LLC, for the board-up and securing of structure(s) and cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2015-1717.

Thank you for your consideration.

OFFICE OF THE CITY ATTORNEY

Carrie Johnson

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES DBA PROFESSIONAL PRESERVATION SERVICES LLC 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 is legally sufficient for placement in NOVUS Agenda.

Case 2015-1717 3525 Lee Drive



Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney *Carrie Johnson*

DATE 3/31/16

Carly Anne

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 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# 2012-2687 – 1587 W CAPITOL ST - \$1,608.00 (WARD 5)

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, LLC 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 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 Community Improvement Unit’s Budget.

APPROVED FOR AGENDA	<u>INITIALS</u>	<u>DATE</u>
CHIEF OF POLICE	_____	_____
ASST. CHIEF OF POLICE	_____ <i>AW</i>	<i>3/3/16</i>
DEPUTY CHIEF	<i>SJ</i> _____	<i>3/2/16</i>
COMMANDER	<i>JC</i> _____	<i>3-2-16</i>
LEGAL DEPARTMENT	_____	_____
MAYOR’S OFFICE	_____	_____

VANCE	ALLEN	STASHER	COLEMAN	YARBER
CHIEF OF POLICE	ASST. CHIEF OF POLICE	DEPUTY CHIEF	COMMANDER	MAYOR

Agenda Item# _____
 Agenda Date _____

[Signature]

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

2/24/2016
DATE

POINTS		COMMENTS																																													
1.	Brief Description/Purpose	This item provides for the cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.																																													
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5.	Schedule (beginning date)	To be determined pending execution of contracts.																																													
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	WARD <u>5</u>																																													
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT DIVISION																																													
8.	COST	\$ <u>1,608.00</u>																																													
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	GENERAL FUNDING (001-442.71-6447)																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
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MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/16*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/16*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/dba/Professional Preservation Services, LLC, for the board-up and securing of structure(s) and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for Case# 2012-2687.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: March 03, 2016

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/ dba / Professional Preservation Services, LLC, for the board-up and securing of structure(s) and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2012-2687.

Thank you for your consideration.

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES DBA PROFESSIONAL PRESERVATION SERVICES LLC 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 is legally sufficient for placement in NOVUS Agenda.

Case 2012-2687 1587 W Capitol Street


Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney



DATE

3/31/16

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 (WARD 7)

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 cutting 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 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 Community Improvement Unit's Budget.

APPROVED FOR AGENDA	<u>INITIALS</u>	<u>DATE</u>
CHIEF OF POLICE	_____	_____
ASST. CHIEF OF POLICE	<u>AW</u>	<u>3/31/16</u>
DEPUTY CHIEF	<u>JS</u>	<u>3/2/16</u>
COMMANDER	<u>JC</u>	<u>3-2-16</u>
LEGAL DEPARTMENT	_____	_____
MAYOR'S OFFICE	_____	_____

VANCE	ALLEN	STASHER	COLEMAN	YARBER
CHIEF OF POLICE	ASST. CHIEF OF POLICE	DEPUTY CHIEF	COMMANDER	MAYOR

Agenda Item# 9
Agenda Date _____

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

2/24/2016
DATE

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1.	Brief Description/Purpose	This item provides for the cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.																																													
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MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/16*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/16*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/dba/Professional Preservation Services, LLC, cutting grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for Case# 2015-1594.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: **March 03, 2016**

The attached agenda item is an Order requesting that the Mayor execute a contract with Charity Barnes/ dba / Professional Preservation Services, LLC, for the cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2015-1594.

Thank you for your consideration.

OFFICE OF THE CITY ATTORNEY



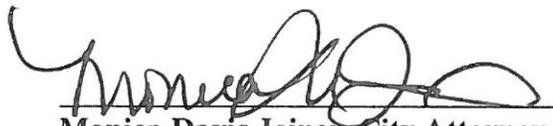
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

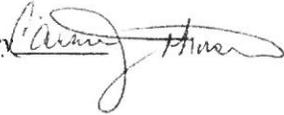
OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND CHARITY BARNES DBA PROFESSIONAL PRESERVATION SERVICES LLC 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 is legally sufficient for placement in NOVUS Agenda.

Case 2015-1594 0 Lot North of 347 Judy Street



Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney 

DATE 3/31/16

Calvin J. Moore

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 - WARD 7

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.

APPROVED FOR AGENDA
CHIEF OF POLICE
ASST. CHIEF OF POLICE
DEPUTY CHIEF
COMMANDER
LEGAL DEPARTMENT
MAYOR’S OFFICE

INITIALS

AW

JJ

JC

DATE

3/31/16
3/2/16
3-2-16

VANCE
CHIEF OF POLICE

ALLEN
ASST. CHIEF OF POLICE

STASHER
DEPUTY CHIEF

COLEMAN
COMMANDER

YARBER
MAYOR

Agenda Item# 10
Agenda Date _____

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET 2/24/2016

DATE

POINTS		COMMENTS																																													
1.	Brief Description/Purpose	This item provides for the demolition and removal of structures, foundation, steps, driveway and cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.																																													
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3-3 sent to alc
327 East Pascagoula Street
Post Office Box 47
Jackson, Mississippi 39205-0017

MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/16*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/16*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with THOMAS, ROGER/BANKS, CARL/DBA ECO SERVE DEMO, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for case# 2015-1492.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: March 03, 2016

The attached agenda item is an Order requesting that the Mayor execute a contract with Thomas, Roger/Banks, Carl /dba/ ECO SERVE DEMO, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2015-1492.

Thank you for your consideration.

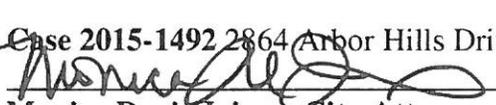
Office of the City Attorney

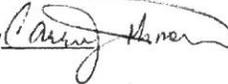
455 East Capitol Street
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Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
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OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ROGER THOMAS DBA ECOSERVE DEMOLITION AND RECYCLING LLC FOR THE DEMOLITION AND REMOVAL OF STRUCTURES AND THE REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE is legally sufficient for placement in the Novus Agenda System.

Case 2015-1492 2864 Arbor Hills Drive


Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney 

DATE 3/31/16

OFFICE OF THE CITY ATTORNEY
Alan J. Stone

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 ST - \$4,707.00 - WARD 3

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 *I.) 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.

APPROVED FOR AGENDA

CHIEF OF POLICE
ASST. CHIEF OF POLICE
DEPUTY CHIEF
COMMANDER
LEGAL DEPARTMENT
MAYOR'S OFFICE

INITIALS

AW

SS

JC

DATE

3-3-16

3/2/16

3-2-16

VANCE ALLEN STASHER COLEMAN YARBER
CHIEF OF POLICE ASST. CHIEF OF POLICE DEPUTY CHIEF COMMANDER MAYOR

Agenda Item# 11
Agenda Date _____

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET 2/24/2016
DATE

POINTS		COMMENTS
1.	Brief Description/Purpose	This item provides for the demolition and removal of structures, foundation, steps, driveway and cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life
3.	Who will be affected	All City of Jackson residents
4.	Benefits	The demolition of structures and cleaning of those properties will improve the conditions of communities and will also remove and/or deter threats to improve the public health, safety, and welfare of surrounding residents and communities.
5.	Schedule (beginning date)	To be determined pending execution of contracts.
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	WARD <u>3</u>
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT UNIT
8.	COST	\$4,707.00
9.	Source of Funding ▪ General Fund ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	GENERAL FUNDS (001-442.71-6485)
10.	EBO participation	ABE _____ % WAIVER yes ___ no ___ N/A ___ AABE _____ % WAIVER yes ___ no ___ N/A ___ WBE _____ % WAIVER yes ___ no ___ N/A ___ HBE _____ % WAIVER yes ___ no ___ N/A ___ NABE _____ % WAIVER yes ___ no ___ N/A ___



MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief *AW*
Sandra Stasher, Deputy Chief *SS 3/2/14*
Administration
Jaye Coleman, Commander *JC 3-2-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/2/14*
Community Improvement Unit

DATE: February 24, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with THOMAS, ROGER/BANKS, CARL/DBA ECO SERVE DEMO, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for case# 2015-2126.

Thank you for your consideration.

Memorandum

To: Mayor Tony T. Yarber

From: Lee D. Vance *L.V.*
Chief of Police

Ref: Agenda Item

Date: March 03, 2016

The attached agenda item is an Order requesting that the Mayor execute a contract with Thomas, Roger/Banks, Carl /dba/ ECO SERVE DEMO, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to Section 21-19-11 of Mississippi Code.

Therefore, we respectfully request that you authorize the execution of contracts from project select and award to the said contractor for case #2015-2126.

Thank you for your consideration.



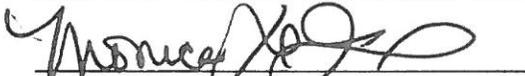
Office of the City Attorney

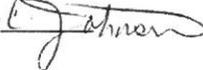
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND ROGER THOMAS DBA ECOSERVE DEMOLITION AND RECYCLING LLC FOR THE DEMOLITION AND REMOVAL OF STRUCTURES AND THE REMEDYING OF CONDITIONS ON PRIVATE PROPERTY WHICH CONSTITUTE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE is legally sufficient for placement in the Novus Agenda System.

Case 2015-2126 2431-33 Eleanor Avenue


Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney 

DATE 3/31/16

Chris Johnson

ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JOYCE SELVAGE/DBA/SELVAGE CONSTRUCTION - P. O. BOX 471, BOLTON, 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 - WARD# 3

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.

APPROVED FOR AGENDA	<u>INITIALS</u>	<u>DATE</u>
CHIEF OF POLICE	_____	_____
ASST. CHIEF OF POLICE	_____	_____
DEPUTY CHIEF	<u>JJ</u>	<u>3/9/16</u>
COMMANDER	<u>JC</u>	<u>3-8-16</u>
LEGAL DEPARTMENT	_____	_____
MAYOR'S OFFICE	_____	_____

VANCE	ALLEN	STASHER	COLEMAN	YARBER
CHIEF OF POLICE	ASST. CHIEF OF POLICE	DEPUTY CHIEF	COMMANDER	MAYOR

Agenda Item# 12
Agenda Date _____

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

3/8/2016
DATE

POINTS		COMMENTS
1.	Brief Description/Purpose	This item provides for the demolition and removal of structures, foundation, steps, driveway and cutting of grass and weeds and removing of trash and debris for cases adjudicated a menace by the City Council. The Order is asking that the Mayor be authorized to execute a contract for the completion of the work to improve public health, safety and welfare.
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	1. Neighborhood Enhancement 2. Crime Prevention 7. Quality of Life
3.	Who will be affected	All City of Jackson residents
4.	Benefits	The demolition of structures and cleaning of those properties will improve the conditions of communities and will also remove and/or deter threats to improve the public health, safety, and welfare of surrounding residents and communities.
5.	Schedule (beginning date)	To be determined pending execution of contracts.
6.	Location: ■ WARD ■ CITYWIDE (yes or no) (area) ■ Project limits if applicable	WARD 3
7.	Action implemented by: ■ City Department <input type="checkbox"/> ■ Consultant <input type="checkbox"/>	JACKSON POLICE DEPARTMENT COMMUNITY IMPROVEMENT UNIT
8.	COST	\$3,143.00
9.	Source of Funding ■ General Fund ■ Grant <input type="checkbox"/> ■ Bond <input type="checkbox"/> ■ Other <input type="checkbox"/>	GENERAL FUNDS (001-442.71-6485)
10.	EBO participation	ABE _____ % WAIVER yes _____ no _____ N/A _____ AABE _____ % WAIVER yes _____ no _____ N/A _____ WBE _____ % WAIVER yes _____ no _____ N/A _____ HBE _____ % WAIVER yes _____ no _____ N/A _____ NABE _____ % WAIVER yes _____ no _____ N/A _____

Jackson Police Department



3-9-16 sent to A/C
327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

MEMORANDUM

TO: Lee Vance, Chief of Police

VIA: Allen White, Assistant Chief

Sandra Stasher, Deputy Chief *SS 3/9/16*
Administration

Jaye Coleman, Commander *JC 3-8-16*
Administration

FROM: Coretta Laird, Supervisor *CL 3/8/16*
Community Improvement Unit

DATE: March 8, 2016

Re: Agenda Item

The attached agenda item is an Order requesting that the Mayor execute a contract with Joyce Selvage/dba/Selvage Construction, for the demolition and removal of structure(s), foundation, steps, driveway, cutting of grass and weeds, and removal of trash and debris for certain parcels of real property in the City of Jackson declared to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code. Therefore, we request that you authorize the execution of contracts from project select and awarded to the said contractor for case# 2015-2275.

Thank you for your consideration.

Jackson Police Department



327 East Pascagoula Street
Post Office Box 17
Jackson, Mississippi 39205-0017

MEMORANDUM

To: Tony T. Yarber, Mayor

From: Lee D. Vance, Chief of Police *LV*

Date: March 9, 2016

Subject: Order Authorizing Execution of a Contract between City of Jackson and Joyce Selvage/Selvage Construction

The attached agenda item is an Order requesting execution of a contract between the COJ and **Joyce Selvage/Selvage Construction**, for the demolition and removal of structure(s), foundation, steps, driveway and cutting of grass and weeds and removal of trash and debris for certain parcels of real property in the City of Jackson declared by the City Council to be a menace to public health, safety and welfare pursuant to section 21-19-11 of Mississippi Code.

Therefore, we request that you authorize the execution of the contract, from project selected and awarded to the following case: **2015-2275**.

Thank you for consideration.

Office of the City Attorney

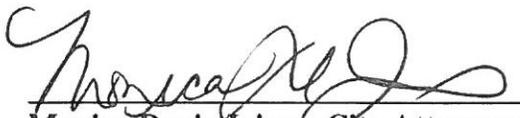
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

Carrie Johnson

This ORDER AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BETWEEN THE CITY OF JACKSON AND JOYCE SELVAGE DBA SELVAGE CONSTRUCTION FOR THE DEMOLITION AND REMOVAL OF STRUCTURES 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 is legally sufficient for placement in NOVUS Agenda.

2015-2275 918 Maple Street (\$3,143.00)


Monica Davis Joiner, City Attorney

Carrie Johnson Deputy City Attorney

DATE *4/25/14*

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
AMENDING CHAPTER 86- OFFENSES AND MISCELLANEOUS PROVISIONS
TO CREATE A NEW ARTICLE ENTITLED “UNLAWFUL
DISCRIMINATION.”**

WHEREAS, it is the purpose and intent of the City Council of Jackson, Mississippi to protect and safeguard the right and opportunity of all persons to be free from all forms of discrimination, including discrimination based on real or perceived race, color, religion, national origin, sex, sexual orientation, gender identity, age, disability, marital status, familial status, or veteran status; and

WHEREAS, the City Council of Jackson, Mississippi’s purpose of enacting this ordinance is to promote the public health and welfare of all persons who live and work in the City of Jackson;

WHEREAS, the City Council of Jackson, Mississippi deems it essential to ensure that all persons within the City have equal access to employment, housing, and public accommodations.

IT IS THEREFORE ORDERED the following shall take effect upon passage:

Section 1: The Municipal Code of the City of Jackson, Mississippi is hereby amended to create a new Article IX under Chapter 86 entitled “Unlawful Discrimination” to read as follows:

Sec. 86-226. - Definitions. For the purposes of this ordinance, the following terms shall have the following meanings:

1. “Age” means an individual’s status as having obtained forty or more years of age.
2. “City Contractor” means any person, corporation, or entity that has a contract to do business with the City of Jackson.
3. “Discriminate, Discrimination, or Discriminatory” means any act, policy or practice that, regardless of intent, has the effect of subjecting any person to differential treatment as a result of that person’s real or perceived race, color, religion, national origin, sex, sexual orientation, gender identity, age, disability, marital status, familial status, or veteran status.
4. “Employee” means any individual employed by or seeking employment from an employer, excluding any individual employed by his or her parents, spouse, or child.
5. “Employer” means a person who employs one or more employees in the City of Jackson, or any agent of such person. Employer shall include the City of Jackson and any City Contractor.
6. “Familial Status” means an individual’s past, current or prospective status as parent or legal guardian to a child or children below the age of eighteen (18) who may or may not reside with that individual.
7. “Gender Identity” means the actual or perceived gender-related identity, expression, appearance, or mannerisms, or other gender-related characteristics of an individual, regardless of the individual’s designated sex at birth.

8. "Marital Status" means an individual's past, current, or prospective status as single, married, domestically partnered, divorced, or widowed.
9. "National Origin" means an individual's or his or her ancestor's place of origin.
10. "Place of Public Resort, Accommodation, Assemblage, or Amusement" means any place, store, or other establishment, either licensed or unlicensed, that supplies accommodations, goods, or services to the general public, or that solicits or accepts the patronage or trade of the general public, or that is supported directly or indirectly by government funds. The term does not include any of the following:
 - a. Any lodging establishment which contains not more than three rooms for rent and which is actually occupied by the proprietor of such establishment as a primary residence.
 - b. Any private club, bona fide membership organization, or other establishment that is not in fact open to the public.
11. "Religion" means all aspects of religious belief, observance, and practice.
12. "Sexual Orientation" means actual or perceived homosexuality, heterosexuality, or bisexuality.
13. "Veteran Status" means an individual's status as one who served in the active military, naval or air service, and who was discharged or released under conditions other than dishonorable.

Sec. 86-227. - Civil Rights Declared. The right of an otherwise qualified person to be free from discrimination because of that person's real or perceived race, color, religion, national origin, sex, sexual orientation, gender identity, age, disability, marital status, familial status, or veteran status is recognized as and declared to be a civil right. This right shall include, but not be limited to, all of the following:

1. The right to obtain and hold employment and the benefits associated therewith without discrimination.
2. The right to the full enjoyment of any of the accommodations, advantages, facilities, or privileges of any place of public resort, accommodation, assemblage, or amusement without discrimination.
3. The right to engage in property transactions, including obtaining housing for rental or sale and credit therefore, without discrimination.
4. The right to exercise any right granted under this ordinance without suffering coercion or retaliation.

Sec. 86-228. - Exceptions. Notwithstanding the foregoing, the following are not discriminatory practices prohibited by Sec. 86-227 of this ordinance:

1. A religious corporation, association, or society that employs an individual of a particular religion to perform work connected with the performance of religious activities by the corporation, association, or society.
2. An employer who observes the conditions of a bona fide affirmative action plan or a bona fide seniority system which is not a pretext to evade the purposes of this ordinance.

Sec. 86-229. - Human Rights in the Legal Department. The purpose of incorporating Human Rights in the Legal Department is to promote principles of diversity, inclusion, and harmony in the City of Jackson through education, community events, the provision of advice to the City Council and Mayor, and through receiving and resolving complaints filed under this ordinance.

1. **Responsibilities.** The responsibilities of the Legal Department include managing records and accounts, developing public education programs, managing citizen complaints, and any other tasks needed. It may use the services of clerks, other city government employees or the services of contractors as necessary.
2. **Activities.** The Legal Department shall receive, initiate, investigate, seek to conciliate, hold hearings on and pass upon complaints alleging violations of this ordinance, including issuing penalties; it shall present an annual report to the Mayor and City Council of its activities; it shall develop public education programs regarding compliance with this ordinance and equal opportunity and treatment of all individuals; and it shall engage in any other necessary action to effectuate its purpose and duties.

Sec. 86-230. - Enforcement. Subject to the procedures the Legal Department develops, they shall receive, initiate, investigate, seek to conciliate, hold hearings on and pass upon complaints alleging violations of this ordinance. If a complaint is not successfully conciliated, the Legal Department shall hear the matter and make a determination as to whether a violation of this ordinance has occurred. If the Legal Department determines that a violation has occurred, they shall issue an order to cease and desist from the discriminatory practice and levy a fine of \$500 for a first violation, \$1000 for a second violation, and \$2000 for a third or subsequent violation. These penalties shall be enforceable, if necessary, via an action in municipal court. All proceedings described herein shall be conducted in accordance with Mississippi law.

Sec. 86-231. - Other Remedies. This ordinance may not be construed to limit any other remedies available under state or federal law.

Section 2: The Municipal Code of the City of Jackson, Mississippi is hereby amended by revising Sec. 2-169 as follows:

Sec. 2-169. - Report of hate crimes.

1. Definition of hate crime. Any crime committed because of the actual or perceived race, color, religion, ethnicity, ancestry, national origin, gender, sexual orientation, **gender identity**, age, or disability of the victim.
2. Responsibilities of law enforcement and other officials.
 - a. The City of Jackson, Mississippi shall develop guidelines for the collection and documentation of hate crimes committed within the corporate limits of the City of Jackson, Mississippi.
 - b. The City of Jackson, Mississippi is authorized to provide sufficient training to its law enforcement personnel on criminal laws involving hate crimes as well as departmental policies on proper reporting of hate crimes.
 - c. The City of Jackson, Mississippi shall ensure that sufficient resources are made available to the Jackson, Mississippi Police Department, Municipal Court, and Department of Administration to develop and implement a standardized system for collecting and analyzing hate crimes committed within the corporate limits of the City of Jackson, Mississippi.
 - d. The City of Jackson, Mississippi is authorized to provide annual statistical data regarding the occurrence of hate crimes and the groups or individuals targeted to the Federal Bureau of Investigation, pursuant to 28 U.S.C. 534, for entry into the national crime information databases.
 - e. The Jackson, Mississippi Police Department is authorized to:
 - i. Complete training on the nature of hate crimes, the victim(s), the perpetrator(s), and the procedures for recording hate crimes statistics.
 - ii. Identify victims of possible hate crimes committed within the city.
 - iii. Prepare an annual report of the occurrence of hate crimes committed within the corporate limits of the City of Jackson, Mississippi for the previous year.

Section 3: The Municipal Code of the City of Jackson, Mississippi is hereby amended by revising Sec. 126-161 as follows:

Sec. 126-161. - Passenger discrimination prohibited.

No driver shall refuse to accept a passenger solely on the basis of **real or perceived race, color, religion, national origin, sex, sexual orientation, gender identity, age, disability, marital status, familial status, or veteran status** ~~race, color, national origin, religious belief, sex, sexual orientation or handicap~~. For the purposes of this section, the **terms "sexual orientation" and "gender identity" shall have the meanings ascribed to them in Sec. 86-227.** ~~term "sexual orientation" shall mean "the state of being heterosexual, homosexual, or bisexual."~~ All vehicles shall comply with the Americans with Disabilities Act (ADA).

Section 4: This ordinance shall become effective one month from the passing of this ordinance.

Agenda Item #: 13
Date: May 3, 2016
By: Councilman Hendrix

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

WHEREAS, the public safety and life of the citizens in Jackson is a paramount consideration afforded by this ordinance; and

WHEREAS, the Jackson City Council finds that gun violence and harm caused by and resulting from both the intention and accidental misuse of guns constitutes a clear and present danger to the City of Jackson, and finds that sensible gun safety measures provide some relief from that danger and benefits the entire community; and

WHEREAS, the Jackson City Council finds that an ordinance regulating the discharge of a firearm aids law enforcement officers in their duties and offers some protection to all members of the community;

WHEREAS, Section 86-8, Discharge of firearms within the city, of the Code of Ordinances of the City of Jackson, Mississippi, currently sets forth that the discharge of any firearm throughout the City of Jackson shall constitute a misdemeanor;

WHEREAS, the City Council of the City of Jackson, Mississippi has determined that Section 86-8, Discharge of firearms within the city, should be updated and amended to require mandatory jail time and mandatory fines for the discharge of a firearm within the City of Jackson; and

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSON, MISSISSIPPI, that an ordinance requiring mandatory jail sentences and fines for the discharge of a firearm within the City of Jackson is in the best interest and welfare of the City of Jackson, and that:

SECTION 86-8 of the Code of Ordinances of the City of Jackson, Mississippi, shall be amended to require mandatory jail time and mandatory fines for the discharge of a firearm within the City of Jackson and shall read as follows:

Sec. 86-8. Discharge of firearms within city; Duty to report loss or theft of firearm.

- (a) If any person shall discharge any gun, pistol, or firearm of any description within the city limits, he shall be guilty of a misdemeanor. This section shall not apply to police officers in the discharge of their duties nor to the discharge of firearms at locations and times approved in advance by the chief of police. Any person found guilty of discharging a firearm within the City of Jackson shall be sentenced as follows:
- i. a mandatory 90 days in jail with a \$1,000 fine for the first offense;
 - ii. a mandatory 180 days in jail with a \$5,000 fine for the second offense.
 - iii. a mandatory 365 days in jail with a \$10,000 fine for the third offense.
- (b) Any person residing in the City of Jackson who owns or possesses a firearm shall report the theft or loss of the firearm to the Jackson Police Department within forty-eight (48) hours of the time the owner knew or reasonably should have known that the firearm had been lost or stolen. Failure to report this loss shall constitute a misdemeanor and upon conviction shall be punishable by a fine not exceeding \$1,000.00, or by imprisonment not exceeding ninety (90) days, or both such fine and imprisonment.

Item #: 14
Agenda Date: May 3, 2016
By: Kenneth I. Stokes

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:

15

- 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.

Agenda Item # 15
Date: May 3, 2016
By: Foote

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

OFFICE OF THE CITY ATTORNEY
MAYOR
HILL

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.

#18

MEMORANDUM

To: Mayor Tony Yarber

From: Adriane Dorsey-Kidd, Director 

Date: April 7, 2016

Re: City of Jackson AmeriCorps Program– Evaluation Agreement

The Mississippi Commission on Volunteer Services requires the City to submit an evaluation on the effectiveness of the AmeriCorps Program for the 2015-2016 year.

The Department of Human and Cultural Services recommends that an independent individual be hired to evaluate the City's AmeriCorps Program and prepare the required report.

Dr. CoSandra McNeal is qualified to perform the service and has agreed to evaluate and prepare the report for the sum of \$2,500.00 for the services including printing and binding of the report.

The attached order authorizes you to execute a contract with Dr. McNeal for the provision of the service.

Should you have any questions, please contact me.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

03/29/2016

DATE

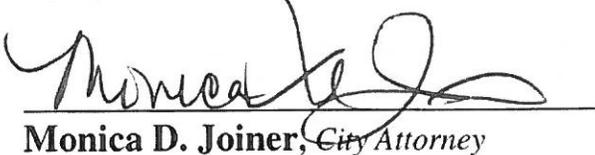
POINTS		COMMENTS	
1.	Brief Description/Purpose	The item authorizes the Mayor to execute a contract with Dr. CoSandra McNeal to evaluate and report on the effectiveness of the City of Jackson AmeriCorps Program for 2015-2016	
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	Youth & Educatoin Quality of Life Crime Prevention Economic Development	
3.	Who will be affected	All Departments	
4.	Benefits	City complies with requirements of the Mississippi Commission on Volunteer Service requiring it to evaluate and report on the effectiveness of the AmeriCorps Program	
5.	Schedule (beginning date)	Upon contract execution	
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	All Wards Citywide	
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	Human & Cultural Services	
8.	COST	\$2,500.00	
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	Grant	
10.	EBO participation	ABE _____% AABE _____% WBE _____% HBE _____% NABE _____%	WAIVER yes ___ no ___ N/A ___ WAIVER yes ___ no ___ N/A ___

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This 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 is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*

4/11/16

DATE

OFFICE OF THE CITY ATTORNEY
MAY 11 2016

OFFICE OF THE CITY ATTY
M. J. [Signature]
11/17/2016

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.

#19

MEMORANDUM

TO: MONICA JOINER, CITY ATTORNEY
FROM: MICHELLE BATTEE-DAY, DEPUTY DIRECTOR OF ADMINISTRATION
SUBJECT: NEW CINGULAR WIRELESS AMENDMENTS TO INSTALL LTE 4G TECHNOLOGY TO CERTAIN TOWER SITES AND EXTENSION OF RENTAL TERMS
DATE: 4/6/2016

New Cingular Wireless would like to install new equipment to the following City of Jackson Tower Sites:

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

The new equipment will improve cellular service by providing increased bandwidth for subscribers.

Allowing New Cingular Wireless to install the new equipment will allow the City of Jackson to generate additional revenue in the amount of:

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

New Cingular Wireless also is requesting additional rental terms for the following location:

1. Cooper Road

Based on the above, the Telecommunications Division recommends entering into an agreement with New Cingular Wireless allowing them to install new equipment to the above-referenced sites and to extend the rental term of the above-referenced site as well.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

04/06/2016
DATE

OFFICE OF THE CITY ATTORNEY
4/6/16
11/2017

POINTS		COMMENTS	
1.	Brief Description/Purpose	AT&T desires amend previously executed amendments.	
2.	Purpose	To allow AT&T to add LTE 4G equipment and extend rental terms for one tower site.	
3.	Who will be affected	All City Departments	
4.	Benefits	Enhance Cellular Service to the citizens of Jackson and increase revenue for the City of Jackson.	
5.	Schedule (beginning date)	Upon Execution	
6.	Location: ■ WARD ■ CITYWIDE (yes or no) (area) ■ Project limits if applicable	CITYWIDE	
7.	Action implemented by: ■ City Department <input type="checkbox"/> ■ Consultant <input type="checkbox"/>	Department of Administration, Telecommunications Division	
8.	COST	There are no costs associated with this Order.	
9.	Source of Funding ■ General Fund <input type="checkbox"/> ■ Grant <input type="checkbox"/> ■ Bond <input type="checkbox"/> ■ Other <input type="checkbox"/>	N/A	
10.	EBO participation	ABE _____% AABE _____% WBE _____% HBE _____% NABE _____%	WAIVER yes ___ no ___ N/A <u>X</u> WAIVER yes ___ no ___ N/A <u>X</u>

Office of the City Attorney

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OFFICE OF THE CITY ATTORNEY
4/7/16

OFFICE OF THE CITY ATTORNEY

THIS 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 is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
Roslyn Griffin, Deputy City Attorney *RNG*

4/7/16

DATE

OFFICE OF THE CITY ATTORNEY
12/13/14

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.

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.

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

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.

Item # 20
Agenda Date: _____
By: Simpson, Yarber

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

APRIL 11, 2016

DATE

POINTS		COMMENTS
1.	Brief Description/Purpose	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 ASSISSTANCE TO FIREFIGHTERS GRANT (AFG) FOR (ALL WARDS)
2.	Public Policy Initiative <ol style="list-style-type: none"> 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life 	Quality of Life
3.	Who will be affected	City of Jackson Fire Department
4.	Benefits	City of Jackson Fire Department
5.	Schedule (beginning date)	After Council Approval
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	(ALL WARDS) YES
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	Jackson Fire Department
8.	COST	5% Match
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	U. S. Department of Homeland Security FEMA
10.	EBO participation	ABE _____ % WAIVER yes _____ no _____ N/A _____ AABE _____ % WAIVER yes _____ no _____ N/A _____ WBE _____ % WAIVER yes _____ no _____ N/A _____ HBE _____ % WAIVER yes _____ no _____ N/A _____ NABE _____ % WAIVER yes _____ no _____ N/A _____

MEMORANDUM

TO: Tony T. Yarber, Mayor City of Jackson

FROM: R. D. Simpson, Fire Chief *RD Simpson*

DATE: April 11, 2016

RE: **Agenda Item Order Authorizing the Mayor to execute application and related documents to apply and accept 2015 Grant Funding through the U. S. Department of Homeland Security FEMA**

The City of Jackson Fire Department seeks to submit an application to the U. S. Department of Homeland Security FEMA 2015 Fire Prevention and Safety Grant Program. The requested funds will be used for Fire Prevention General Education and Awareness and Fire & Arson Investigation.

In keeping with the agreement, we respectfully request your signature on the documents contained herein for the aforementioned grant funds. Please do not hesitate to contact me if you have any questions or concerns.

cc: Files

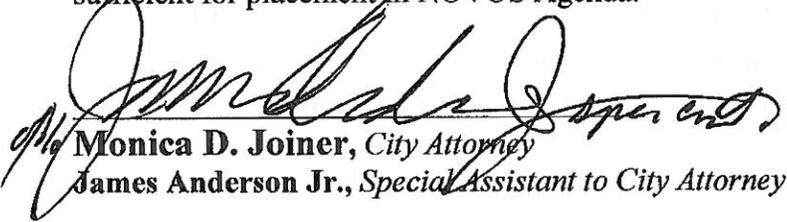
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER AUTHORIZING THE MAJOR TO EXECUTE APPLICATION AND RELATED DOCUMENTS TO APPLY AND ACCEPT 2015 GRANT FUNDING THROUGH THE US DEPARTMENT OF HOMELAND SECURITY FEMA is legally sufficient for placement in NOVUS Agenda.

OFFICE OF THE CITY ATTORNEY
1/18/16


Monica D. Joiner, City Attorney
James Anderson Jr., Special Assistant to City Attorney

1-18-16

DATE

The Department of Homeland Security (DHS)
Notice of Funding Opportunity (NOFO)

FY 2015 Fire Prevention and Safety (FP&S)

NOTE: Applicants pursuing this funding opportunity who have not obtained a Data Universal Numbering System (DUNS) number and/or are not currently registered in the System for Award Management (SAM) should take immediate action to obtain a DUNS number, if applicable, and then register immediately in SAM. It may take four weeks or more after SAM registration submittal before the registration is active in SAM, then an additional 24 hours for Grants.gov to recognize the information. Information on obtaining a DUNS number and registering in SAM is available from Grants.gov at <http://www.grants.gov/web/grants/register.html>

A. Program Description

Issued By

U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA)/Grant Programs Directorate (GPD)

Catalog of Federal Domestic Assistance (CFDA) Number

97.044

CFDA Title

Assistance to Firefighters Grant

Notice of Funding Opportunity (NOFO) Title

Fiscal Year (FY) 2015 Fire Prevention and Safety Grant Program

NOFO Number

DHS-15-GPD-044-000-98

Authorizing Authority for Program

Section 33 of the *Federal Fire Prevention and Control Act of 1974*, Pub. L. No. 93-498, as amended (15 U.S.C. § 2229)

Appropriation Authority for Program

Department of Homeland Security Appropriations Act, 2015 (Pub. L. No. 114-4)

Program Type

New

Program Overview, Objectives, and Priorities

Program Overview

The Department of Homeland Security (DHS) Federal Emergency Management Agency's (FEMA) Grant Programs Directorate is responsible for the implementation and administration of the Assistance to Firefighters Grant (AFG) Program. The Grant Programs Directorate administers the Fire Prevention and Safety (FP&S) Grant Program as part of the AFG Program.

The purpose of the FP&S Program is to enhance the safety of the public and firefighters with respect to fire and fire-related hazards by assisting fire prevention programs and supporting firefighter health and safety research and development.

In awarding grants, the Administrator of FEMA shall consider the following:

- The findings and recommendations of the Technical Evaluation Panel (TEP)
- The degree to which an award will reduce deaths, injuries, and property damage by reducing the risks associated with fire related and other hazards
- The extent of an applicant's need for an FP&S Grant and the need to protect the United States as a whole

FP&S Grants are offered to support projects in the two following activities. This NOFO provides potential applicants with application requirements and details for processing and evaluating applications for financial assistance for both of these activity areas.

- **Fire Prevention and Safety Activity:** FP&S Activities are projects designed to reach high-risk target groups and mitigate the incidence of death and injuries caused by fire and fire-related hazards.

Accordingly, the four project categories eligible for funding under this activity are:

- General Education/Awareness
- Code Enforcement/Awareness
- Fire & Arson Investigation
- National/State/Regional Programs and Studies

Each category within this activity has specific priorities. For additional details, please see Appendix B., Section IV. Funding Priorities.

- **Firefighter Safety Research and Development Activity:** R&D Activity Projects are aimed at improving firefighter safety, health, or wellness through research and development that reduces firefighter fatalities and injuries.

The five project categories eligible for funding under this activity are:

- Clinical Studies
- Technology and Product Development
- Database System Development
- Dissemination and Implementation Research
- Preliminary Studies

For additional information on program priorities and objectives for the FY 2015 FP&S Program, refer to Appendix B, FY 2015 FP&S Programmatic Information and Priorities.

Program Objectives

The objective of the FY. 2015 FP&S Program is to award grants directly to eligible applicants in order to carry out fire prevention and education, fire code enforcement, fire and arson investigation, and firefighter safety, health programming, and prevention efforts.

The National Preparedness System is the instrument the nation employs to build, sustain, and deliver core capabilities in order to achieve the National Preparedness Goal (Goal) of a secure and resilient Nation. Complex and far-reaching threats and hazards require a collaborative and whole community

approach to national preparedness that engages individuals, families, communities, private and nonprofit sectors, faith-based organizations, and all levels of government. The guidance, programs, processes, and systems that support each component of the National Preparedness System allow for the integration of preparedness efforts that build, sustain, and deliver core capabilities and achieve the desired outcomes identified in the Goal while maintaining the civil rights of individuals.

The FY 2015 FP&S Grant Program plays an important role in the implementation of the National Preparedness System by supporting the building, sustainment, and delivery of core capabilities essential to achieving the Goal of a secure and resilient nation. Delivering core capabilities requires the combined effort of the whole community, rather than the exclusive effort of any single organization or level of government.

The FY 2015 FP&S Grant Program's allowable costs support efforts to build and sustain core capabilities across the Prevention, Protection, Mitigation, Response, and Recovery mission areas. Examples of tangible outcomes that may be seen for projects funded in FY 2015 FP&S include building and sustaining core capabilities, such as Fire Management and Suppression and Long term Vulnerability Reduction.

B. Federal Award Information

Award Amounts, Important Dates, and Extensions

Available Funding for the NOFO: \$34,000,000

Projected number of Awards: 100

Period of Performance: 12-36 months

- **FP&S Activity:** The period of performance for projects funded under the FP&S Activity is generally 12 months. Eligible applicants who propose complex projects, such as those under the national/regional/state Programs and Studies project category, may apply for up to a 24 month period of performance from the date of award.
- **R&D Activity:** The period of performance for projects proposed under the R&D Activity is 12, 24, or 36 months from the date of award.

Projected Period of Performance Start Date(s): 07/01/2016

Projected Period of Performance End Date(s): 06/30/2017-6/30/2019

Funding Instrument: Grant

Extensions to the Period of Performance

Is an extension to the Period of Performance permitted? Yes No

Grant recipients may receive an extension to their period of performance, upon request, due to compelling legal, policy, or operational challenges. For details, please see Section H – Additional Information.

C. Eligibility Information

Eligible Applicants

The following entities are eligible to apply directly to FEMA under this NOFO:

1. Fire Prevention and Safety Activity (FP&S)

Fire departments; and national, regional, state, local, tribal, and non-profit organizations that are recognized for their experience and expertise in fire prevention and safety programs and activities. Both private and public non-profit organizations are eligible to apply for funding in this activity.

For-profit organizations, federal agencies, and individuals are not eligible to receive a FP&S Grant Award under the FP&S Activity.

2. Firefighter Safety Research and Development Activity (R&D)

National, state, local, Native American tribal, and non-profit organizations, such as academic (e.g., universities), public health, occupational health, and injury prevention institutions. Both private and public non-profit organizations are eligible to apply for funding in this activity.

Fire departments are not eligible to apply for funding in the R&D Activity. Additionally, for-profit organizations, federal agencies, and individuals are not eligible to receive a grant award under the R&D Activity.

Eligibility Criteria

FP&S Grants are offered to support projects in two activities:

- **Fire Prevention and Safety Activity:** FP&S Activities are designed to reach high-risk target groups and mitigate the incidence of death and injuries caused by fire and fire-related hazards.
- **Firefighter Safety Research and Development Activity:** R&D Projects are aimed at improving firefighter safety, health, or wellness through research and development that reduces firefighter fatalities and injuries.

Each activity has its own application and eligibility requirements. These requirements are outlined in Appendix B: Programmatic Information and Priorities.

Other Eligibility Criteria

National Fire Incident Reporting System (NFIRS)

NFIRS reporting is not a requirement to apply for or be awarded a grant within the FP&S Program. However, any fire department that receives an award under this NOFO must commence reporting to NFIRS prior to accepting their award.

The recipient may be asked by FEMA to provide proof of compliance in reporting to NFIRS. Any recipient that stops reporting to NFIRS during the grant period of performance is subject to having their award modified or withdrawn.

National Incident Management System (NIMS) Implementation

FP&S Grant Program applicants are not required to be in compliance with the National Incident Management System (NIMS) to apply for funding under this NOFO or to be awarded a grant under this NOFO. However, any applicant that receives an FY 2015 FP&S Grant Program award must achieve the level of NIMS compliance required by the authority having command and control jurisdiction over the

applicant's emergency service operations (e.g., a local government), prior to the end of the grant's period of performance.

Maintenance of Effort

A maintenance of effort is required under this program for all recipients, unless modified by a waiver, subject to waiver eligibility. An applicant seeking an award under this NOFO shall agree to maintain during the term of the grant the applicant's aggregate expenditures relating to the activities allowable under this NOFO at not less than 80 percent (80%) of the average amount of such expenditures in the two (2) fiscal years preceding the fiscal year in which the grant award is received.

For more information on waiver eligibility, please see Appendix C. Award Administration Information, Section I. Economic Hardship Waivers of Cost Share and Maintenance of Effort Requirements for the Fire Prevention & Safety (FP&S) Grant Program for more information.

Cost Share or Match

An eligible applicant seeking an FP&S Grant Program award to carry out an activity shall agree to make available non-federal funds to carry out such activity in an amount equal to and not less than five percent of the grant awarded. The cost share is automatically calculated by the eGrant system in the budget section of the application.

All recipients should ensure that they are thoroughly familiar with FEMA's cost sharing requirements identified above, as well as the appropriate cost principles as identified at 2 C.F.R. § 200.101(b)(1). <http://www.fema.gov/frequently-asked-questions-0>.

The recipient is not required to have the cost share at the time of application. However, before a grant is awarded, FEMA may contact potential awardees to determine whether the recipient has the funding in hand or if the recipient has a viable plan to obtain the funding necessary to fulfill the cost sharing requirement.

Types of Cost Share

1. Cash

Cost share match (cash or hard match), including non-federal cash spent for project-related costs.

2. In-Kind

In-kind (soft; other than cash payments) cost share matches are allowable for FP&S Grants. Such matches include, but are not limited to, the valuation of in-kind services, complementary activities, and provision of staff, facilities, services, material, or equipment. In-kind is the value of something received or provided that does not have a cost associated with it. For example, where an in-kind match is permitted, then the value of donated services could be used to comply with the match requirement. Also, third party in-kind contributions may count toward satisfying match requirements, provided the recipient receiving the contributions expends them as allowable costs in compliance with provisions listed above.

Recipients who use in-kind contributions for their five percent cost share must comply with all applicable regulations and 2 C.F.R. Part 200 regarding matching or cost-sharing. Applicants who are under consideration for award and plan to use in-kind as their method for cost sharing will be asked to submit their plan for documenting and verifying in-kind contributions prior to award. Please see 2 CFR § 200.306, as applicable, for further guidance regarding cost matching. For more information on 2 C.F.R. Part 200, please visit <https://www.fema.gov/media-library/assets/documents/101236>.

Economic Hardship Waivers

The Administrator of FEMA may waive or reduce cost share requirements in cases of demonstrated economic hardship. Please see Appendix C. Award Administration Information, Section I. Economic Hardship Waivers of Cost Share and Maintenance of Effort Requirements for the Fire Prevention & Safety (FP&S) Grant Program for more information.

D. Application and Submission Information

Key Dates and Times

Application Start Date:	04/04/2016 at 8:00 a.m. ET
Application Submission Deadline Date:	05/06/2016 at 5:00 p.m. ET
Anticipated Program Office Review Dates:	5/16/2016 – 5/20/2016
Anticipated Funding Selection Date:	06/01/2016

Application Submission Extension

In general, DHS/FEMA will not review applications received after the deadline or consider them for funding. DHS/FEMA may, however, extend the application deadline on request for any applicant who can demonstrate good cause exists to justify extending the deadline. Good cause for an extension may include technical problems outside of the applicant’s control that prevent submission of the application by the deadline, or other exigent or emergency circumstances. If applicants experience technical issues, they must notify the FEMA helpdesk as soon as possible.

Key Dates

Event	Suggested Deadline for Completion
Obtaining DUNS Number	Four weeks before actual submission deadline (April 08, 2016)
Obtaining a valid EIN	Four weeks before actual submission deadline (April 08, 2016)
Updating SAM registration	Four weeks before actual submission deadline (April 08, 2016)
Application submission deadline	Friday, May 06, 2016

Address to Request Application Package

The AFG eGrants system is only accessible through the AFG Application Portal at <https://portal.fema.gov/>. There are several ways to get FP&S application information:

- AFG Website (<http://www.fema.gov/firegrants>)
- Grants.gov (<http://www.grants.gov>)
- U.S. Fire Administration (<http://www.usfa.fema.gov>)

Hard copies of the application are not available.

In addition, the Telephone Device for the Deaf (TDD) and/or Federal Information Relay Service (FIRS) number available for this Notice is: (800) 462-7585.

Application tutorials and Frequently Asked Questions (FAQs) assist with the online grant application, and highlight lessons learned and changes for FY 2015. For more details, please click here to visit the AFG Website at <http://www.fema.gov/firegrants>.

NOTE: Do not use any other browsers than Internet Explorer (IE 6 or higher) when entering information. Do not have multiple browser tabs open when entering information, even when using Internet Explorer (IE 6 or higher). There are several known problems entering application information using non-IE browsers or having multiple browsers open, including but not limited to:

- System failure to recognize correct information;
- System failure to capture and retain correct information; and
- System functions like “cut and paste” being disabled.

The eGrants system will allow an authorized representative to log in and create a user name and password. This user name and password is specific to the authorized user and must not be shared with other personnel. If the applicant has submitted any Assistance to Firefighters Grants Program (AFGP) applications (AFG, Staffing for Adequate Fire and Emergency Response [SAFER], FP&S, or Station Construction Grant [SCG]) in a previous grant cycle, they must continue to use the same username, password, and Dun and Bradstreet Data Universal Numbering System (DUNS) number for any FY 2015 application(s).

If the applicant has forgotten the password or primary point of contact has changed, please visit <http://www.fema.gov/assistance-firefighters-grant-program-most-frequently-asked-questions> for instructions on how to update and correct the organization’s information.

Prior to submission and up to the application deadline, the online application can be saved, retrieved, or edited as required.

Content and Form of Application Submission

DHS makes all funding opportunities available through Grants.gov accessible on the Internet at <http://www.grants.gov>. If applicants experience difficulties accessing information or have any questions, please call the Grants.gov Contact Center at (800) 518-4726.

Required Forms and Registrations

All required forms have been incorporated into the online application submission.

Application Submission Receipt

Once the application is submitted and received, the primary point of contact listed in the application, will be electronically messaged within the eGrants system.

Unique Entity Identifier and System for Award Management (SAM)

DHS is participating in the Grants.gov initiative that provides the grant communities a single site to find grant funding opportunities. Before applying for a DHS Grant applicants must have a DUNS number and must be registered in the System for Awards Management (SAM).

Instructions for obtaining a DUNS number can be found at the following Website:

<http://www.grants.gov/web/grants/applicants/organization-registration/step-1-obtain-duns-number.html>

System for Award Management (SAM)

Applicant registration in the System for Award Management (SAM) is free. All applicants must register

with SAM in order to apply online. Step-by-step instructions for registering with SAM can be found here: <http://www.grants.gov/web/grants/applicants/organization-registration/step-2-%20register-with-sam.html>. Please remember that SAM registration is only active for one year and must be renewed annually.

Please allow plenty of time before the grant application submission deadline to obtain a DUNS number and then to register in SAM. It may take four weeks or more after the applicant submits the SAM registration before the registration is active in SAM, then an additional 24 hours for Grants.gov to recognize the information.

FEMA may not make an award to an entity until the entity has complied with the requirements to provide a valid DUNS number and maintain an active SAM registration with current information. If the applicant is noncompliant at the time of award offer, then FEMA may determine the applicant is not qualified to receive an award, and award another applicant.

IMPORTANT: Please ensure that applicant organization's name, address, DUNS number, and Employer Identification Number (EIN) are up to date in SAM and that the DUNS number used in SAM is the same one used to apply for all FEMA applications. The applicant organization's name in SAM must also match the organization name provided on the applicant's SF-1199a, Direct Deposit Sign Up form. Future payments will be contingent on the information provided in SAM; therefore, it is imperative that the information is correct.

Help with SAM – The SAM quick start guide for new recipient registration and SAM video tutorial for new applicants are tools created by the General Services Administration (GSA) to assist those registering with SAM. If applicants have questions or concerns about a SAM registration, please contact the Federal Support Desk at <https://www.fsd.gov/fsd-gov/home.do> or call toll free (866) 606-8220.

How to Get a Commercial and Government Entity (CAGE) Code – To get a CAGE code, applicants must first be registered in SAM, which is a requirement for doing business with the Federal Government. Applicants will be assigned a CAGE code as part of the SAM validation process, and as soon as the registration is active, applicants can view the CAGE code online by logging in to the SAM account.

Funding Restrictions

Federal funds made available through this award may only be used for the purpose set forth in this award and must be consistent with the statutory authority for the award. Award funds may not be used for matching funds for any other federal grants/cooperative agreements, lobbying, or intervention in federal regulatory or adjudicatory proceedings. In addition, federal funds may not be used to sue the Federal Government or any other government entity.

Applicants may only submit one application, but may submit up to three projects under each activity (FP&S and R&D). Any applicant that submits more than one application may have *all* applications deemed ineligible.

For more information on restrictions on use of award funds, please see Appendix C – Award Administration Information, Section II. Other Allowable Costs.

Construction or Remodeling/Renovation Costs

Construction costs are not eligible under the FP&S Grant Program. Construction includes major

alterations to a building that changes the profile or footprint of the structure. To support eligible awarded activities, remodeling/renovations to an existing facility are limited to minor interior alterations costing less than \$10,000 and should be requested under Modification to Facilities. Some of these activities may require an Environmental and Historic Preservation (EHP) review; certain costs associated with an EHP review are eligible for reimbursement.

Pre-award Costs

Generally, recipients cannot use grant funds to pay for products and services contracted for or purchased prior to the effective date of the grant award. However, costs incurred after the application deadline, but prior to an offer of award, may be eligible for reimbursement only if the following conditions are met:

- The recipient must submit a written request to FEMA to incur such pre-award costs by providing notification (containing the application number and a justification narrative) to FEMA via email to the AFG Help Desk at FireGrants@fema.dhs.gov
- The notification to FEMA should be concurrent with their acquisition activity, and must be submitted within the eligible timeframe
- The recipient must receive confirmation from FEMA that the expenses have been reviewed and FEMA has determined the costs to be justified, unavoidable, and consistent with the grant's scope of work
- Fees for grant writers are considered an exception and may be included as a pre-award expenditure

Award Limits

Applications and awards under the Fire Prevention and Safety Grant Program are limited to a maximum federal share of \$1.5 million.

Management and Administration

Management and administrative expenses should be based only on actual expenses or known contractual costs; requests that are simple percentages of the award, without supporting justification, will not be allowed or considered for reimbursement.

No more than three percent of the federal share of FPS Funds awarded may be expended by the recipient for Management and Administration (M&A) for purposes associated with the FPS Award.

Indirect (Facilities & Administrative (F&A) Costs

Indirect costs are allowable under this program as described in 2 C.F.R. § 200.414. With the exception of recipients who have never received a negotiated indirect cost rate as described in 2 C.F.R. § 200.414(f), recipients must have an approved indirect cost rate agreement with their cognizant federal agency to charge indirect costs to this award. A copy of the approved rate (a fully executed agreement negotiated with the applicant's cognizant federal agency) is required at the time of application, and must be provided to FEMA before indirect costs are charged to the award. Copies of the indirect cost rate agreements, along with the AFG application number, must be submitted electronically to FireGrants@fema.dhs.gov.

Indirect costs will be evaluated as part of the application for federal funds to determine if they are allowable, reasonable, or disproportionately impact an application's cost benefit.

Other Submission Requirements

Environmental and Historic Preservation (EHP) Compliance

As a federal agency, DHS/FEMA is required to consider the effects of its actions on the environment and historic properties to ensure that all activities and programs funded by the agency, including grants-funded projects, comply with Federal EHP regulations, laws and Executive Orders as applicable. Recipients proposing projects that have the potential to impact the environment, including but not limited to modification or renovation of existing building, structures, and facilities, must participate in the DHS/FEMA EHP review process. The EHP review process involves the submission of a screening form that includes a detailed project description explaining the goals and objectives of the proposed project along with supporting documentation, so that DHS/FEMA may determine whether the proposed project has the potential to impact environmental resources and/or historic properties. In some cases, DHS/FEMA also is required to consult with other regulatory agencies and the public in order to complete the review process. The EHP review process must be completed before funds are released to carry out the proposed project. DHS/FEMA will not fund projects that are initiated without the required EHP review.

Additionally, all recipients are required to comply with FEMA EHP Policy Guidance. This EHP Policy Guidance can be found in FEMA Policy (FP) 108-023-1, Environmental Planning and Historic Preservation Policy Guidance, and FP 108-24-4, Environmental Planning and Historical Preservation Policy

FP&S Grant Program Projects that involve the installation of equipment not specifically excluded from a FEMA EHP review per the GPD Programmatic Environmental Assessment (PEA), ground-disturbing activities, or modification/renovation of existing buildings or structures must undergo a FEMA EHP review.

With the exception of project planning, no facilities modification project can proceed prior to formal FEMA approval. Funds for activities that do not require an EHP review may be requested by the recipient.

The following activities would not require the submission of the FEMA EHP Screening Form:

- Planning and development of policies or processes
- Management, administrative, or personnel actions
- Classroom-based training
- Acquisition of mobile and portable equipment (not involving installation) on or in a building

The AFG EHP Screening form and instructions are available at: <http://www.fema.gov/media-library/assets/documents/90195>.

Complete the AFG EHP Screening form and submit to the EHP Office at GPDEHPInfo@fema.dhs.gov.

Multiple Projects

Eligible applicants (identified by unique federal tax identification numbers) may only submit one application. Applicants may submit an application for up to three projects under each activity (FP&S and R&D). Applicants applying for funding under both the FP&S and R&D Activities must do so within the same application. Each project within an application must be presented separately as a free-standing proposal. Any applicant that submits more than one application may have *all* applications deemed ineligible.

Example 1

A community has a strategic goal of reducing the number of fires caused by the use of barbecue grills on the balconies of apartments. Attainment of this goal will be supported through two projects.

The applicant plans to:

- Launch a public education project
- Strengthen code enforcement activities

While both projects aim to reach the same goal, the projects are independent of one another and will be funded as such. Therefore, the public education items would be listed as one supporting project and the code enforcement items listed as the second supporting project.

Although both projects will be included in one application, the projects must be independent in that the completion of one project, or any tasks within that project, does not depend on the funding of the other project. Each project requires its own separate supporting budget and Narrative Statement explaining how accomplishing these independent projects will help achieve the overall goal.

Example 2

A community or organization may have more than one strategic goal depending on its audience or risk.

For example, a national organization may have a goal to reduce firefighter fatalities through a national outreach project. It may also have a goal studying the effectiveness of public education messages. The organization would create one project for firefighter safety initiatives and a second project for national public education efforts.

E. Application Review Information

Prior to making a federal award, the federal awarding agency is required by 31 U.S.C. § 3321 and 41 U.S.C. § 2313 to review information available through any OMB-designated repositories of government-wide eligibility qualification or financial integrity information. Therefore, application evaluation criteria may include the following risk based considerations of the applicant: (1) financial stability; (2) quality of management systems and ability to meet management standards; (3) history of performance in managing federal awards; (4) reports and findings from audits; and (5) ability to effectively implement statutory, regulatory, or other requirements.

Funding priorities and criteria for evaluating applications submitted under this NOFO are established by FEMA based on the recommendations from the Criteria Development Panel (CDP). Each year, FEMA convenes a panel of fire service professionals to develop funding priorities for the FP&S Grant program. The panel makes recommendations about funding priorities as well as developing criteria for awarding grants.

The **nine major fire service organizations** represented on the panel are:

- International Association of Fire Chiefs
- International Association of Fire Fighters
- National Volunteer Fire Council
- National Fire Protection Association

- National Association of State Fire Marshals
- International Association of Arson Investigators
- International Society of Fire Service Instructors
- North American Fire Training Directors
- Congressional Fire Service Institute

The CDP is charged with making recommendations to FEMA regarding the creation or modification of previously established funding priorities as well as developing criteria for awarding grants. The content of this NOFO reflects implementation of the CDP's recommendations with respect to the priorities, direction, and criteria for awards.

Review and Selection Process

All applications submitted under this NOFO are reviewed competitively by (no less than three) members of the Peer Panel Review process. Applications will also be evaluated through a series of internal FEMA review processes for completeness, adherence to programmatic guidelines, technical feasibility, and anticipated effectiveness of the proposed project(s).

- i. Prior to making a federal award with a total amount of federal share greater than the simplified acquisition threshold, DHS is required to review and consider any information about the applicant that is in the designated integrity and performance system accessible through SAM (currently FAPIIS).
- ii. An applicant, at its option, may review information in the designated integrity and performance systems accessible through SAM and comment on any information about itself that a federal awarding agency previously entered and is currently in the designated integrity and performance system accessible through SAM.
- iii. DHS will consider any comments by the applicant, in addition to the other information in the designated integrity and performance system, in making a judgment about the applicant's integrity, business ethics, and record of performance under federal awards when completing the review of risk posed by applicants as described in 2 CFR §200.205 federal awarding agency review of risk posed by applicants.

Below is the process by which applications will be reviewed.

Criteria

All complete and eligible applications are evaluated relative to FP&S Grant Program funding priorities (see information on the funding priorities in the full NOFO, Section I. Funding Opportunity Description, B. Program Priorities and Appendix B, Section IV Program Priorities).

i. Peer Review Panel Process – Fire Prevention and Safety Activity Projects

All FP&S Activity applications will be evaluated by a Peer review process. A panel of peer reviewers is comprised of a fire service representatives recommended by the CDP. These peer reviewers will assess each application's merits with respect to the detail provided in the Narrative Statement on the activity, including the evaluation elements listed in the Narrative Evaluation Criteria below.

The panel will independently score each project within the application, discuss the merits or shortcomings of the application, and document the findings. A consensus is not required.

ii. Peer Review Panel Process – Research and Development Activity Projects

The peer review process is comprised of a Fire Service Panel Review and a Science Panel Review. All eligible applications will first be reviewed and scored by a panel of fire service experts to assess the need for the research results and the likelihood that the results would be implemented by the fire service in the United States.

The applications that are determined most likely to be implemented to enable improvement in firefighter safety, health, or wellness will be deemed to be in the “competitive range” and will be forwarded to the second level of application review, which is the scientific panel review process. This panel will be comprised of scientists and technology experts who have expertise pertaining to the subject matter of the proposal.

Scientific reviewers will independently score applications in the competitive range and, if necessary, discuss the merits or shortcomings of the application in order to reconcile any major discrepancies identified by fellow reviewers. A consensus is not required.

iii. Technical Evaluation Process (TEP)

The highest ranked applications from both Activities will be deemed in the fundable range. Applications that are in the fundable range will undergo a Technical Review by the FEMA Program Office prior to being recommended for award. The FEMA Program Office will assess the request with respect to costs, quantities, feasibility, eligibility, and recipient responsibility prior to recommending any application for award.

Once the review process is complete, each application’s cumulative score will be determined and a final ranking of applications will be created. FEMA will award grants based on this final ranking.

Narrative Evaluation Criteria

The relative weight of the evaluation criteria used by the peer reviewers in the determination of the grant award is listed below.

i. Evaluation Criteria for Projects - Fire Prevention and Safety Activity

- **Financial Need (10%):** Applicants should provide details in the Applicant Information section of the application on the need for financial assistance to carry out the proposed project(s). Included in the description might be other unsuccessful attempts to acquire financial assistance. Applicants should: provide detail about the applicant’s operating budget, including a high-level breakdown of the budget; describe the applicant’s inability to address financial needs without federal assistance; and discuss other actions the applicant has taken to meet their staffing needs (e.g., state assistance programs or other grant programs).
- **Vulnerability Statement (25%):** The assessment of fire risk is essential in the development of an effective project goal, as well as meeting FEMA’s goal to reduce risk by conducting a risk assessment as a basis for action. Vulnerability is a “weak link,” demonstrating high risk behavior, living conditions, or any type of high risk situation or behavior. The Vulnerability Statement should include a description of the steps taken to determine the vulnerability (weak link) and identify the target audience. The methodology for determination of vulnerability (i.e., how the weak link was found) should be discussed in-depth in the application’s Narrative Statement.
 - The specific vulnerability (weak link) that will be addressed with the proposed project

can be established through a formal or informal risk assessment. FEMA encourages the use of local statistics, rather than national statistics, when discussing the vulnerability.

- In a clear, to-the-point statement, the applicant should summarize the vulnerability (weakness) the project will address, including who is at risk, what the risks are, where the risks are, and how the risks can be prevented.
- For the purpose of the FY 2015 FP&S NOFO, formal risk assessments consist of the use of software programs or recognized expert analysis that assess risk trends.
- Informal risk assessments could include an in-house review of available data (e.g., National Fire Incident Reporting System [NFIRS]) to determine fire loss, burn injuries or loss of life over a period of time, and the factors that are the cause and origin for each occurrence.
- **Implementation Plan (25%):** Each project should provide details on the implementation plan which discusses the proposed project's goals and objectives. The following information should be included to support the implementation plan:
 - Goals and objectives
 - Details regarding the methods and specific steps that will be used to achieve the goals and objectives
 - Timelines outlining the chronological project steps
 - Where applicable, examples of marketing efforts to promote the project, who will deliver the project (e.g., effective partnerships), and the manner in which materials or deliverables will be distributed
 - Requests for props (i.e., tools used in educational or awareness demonstrations), including specific goals, measurable results, and details on the frequency for which the prop will be utilized as part of the implementation plan. Applicants should include information describing the efforts that will be used to reach the high risk audience and/or the number of people reached through the proposed project (examples of props include safety trailers, puppets, robots, or portable safety houses)

NOTE: For applicants proposing a complex project that may require a 24 month Period of Performance, please include significant justification and details in the implementation plan that justify the applicant's need for a Period of Performance of more than 12 months.

- **Evaluation Plan (25%):** Projects should include an evaluation of effectiveness and identify measurable goals. Applicants seeking to carry out awareness and educational projects, for example, should identify how they intend to determine that there has been an increase in knowledge about fire hazards, or measure a change in the safety behaviors of the audience. Applicants should demonstrate how they will measure risk at the outset of the project in comparison to how much the risk decreased after the project is finished. There are various ways to measure the knowledge gained about fire hazards, including the use of surveys, pre- and post-tests, or documented observations.
- **Cost-Benefit (10%):** Projects will be evaluated based on how well the applicant addresses the fire prevention needs of the department or organization in an economic and efficient manner. It should show how to maximize the level of funding that goes directly into the delivery of the project. The costs associated with the project must also be reasonable for the target audience that will be reached, and a description of how the anticipated benefit(s) of their projects outweighs the cost(s) of the requested item(s) should be included. It should provide justification for all costs included in the project in order to assist the TEP with their review.
- **Funding Priorities (5%):** Applicants will be evaluated on whether the proposed project meets the stated funding priority (listed below) for the applicable category.

- **General Education/Awareness Priority:** Comprehensive home fire safety campaign with door-to-door smoke alarm installations and/or sprinkler awareness.
- **Fire/Arson Investigation Priority:** Projects that aim to aggressively investigate every fire.
- **Code Enforcement/Awareness Priority:** Projects that focus on first time or reinstatement of code adoption and code enforcement.
- **National/State/Regional Programs and Studies Priority:** Projects that focus on residential fire issues and/or firefighter safety projects or strategies that are designed to measurably change firefighter behavior and decision-making.
- **Meeting the needs of people with disabilities (additional consideration):** Applicants in the General Education/Awareness category will receive additional consideration if, as part of their comprehensive smoke alarm installation and education program, they address the needs of people with disabilities (e.g., deaf/hard-of-hearing) in their community.
- **Experience and Expertise (additional consideration):** Applicants who demonstrate their experience and ability to conduct fire prevention and safety activities, and to execute the proposed or similar project(s), will receive additional consideration.

NOTE: Applicants in the National/State/Regional Programs and Studies project category will be required to list in the Narrative Section any proposed or in place partnerships that would support the project.

ii. Evaluation Criteria for Projects - Research and Development Activity

Funding decisions will be informed by an assessment of how well the application addresses the criteria and considerations listed below. All applications will be reviewed by a fire service expert panel using weighted evaluation criteria, and those applications deemed to be in the “competitive range” will then be reviewed by a scientific peer review panel evaluation using weighted evaluation criteria to score the project. Scientific evaluations will impact the ranking of a project for funding.

Fire Service Evaluation Criteria:

- **Purpose (25%):** Applicants should clearly identify the benefits of the proposed research project to improve firefighter safety, health, or wellness, and identify specific gaps in knowledge that will be addressed.
- **Implementation by Fire Service (25%):** Applicants should discuss how the outcomes/products of this research, if successful, are likely to be widely/nationally adopted and accepted by the fire service as changes that enhance firefighter safety, health, or wellness.
- **Potential Impact (15%):** Applicants should discuss the potential impact of the research outcome/product on firefighter safety by quantifying the possible reduction in the number of fatal or non-fatal injuries or on wellness by significantly improving the overall health of firefighters.
- **Barriers (15%):** Applicants should recognize that all research contains some level of risk and that the proposed outcomes may not be realized. The applicant needs to identify and discuss potential fire service and other barriers to successfully complete the study on schedule, including contingencies and strategies to deal with barriers if they materialize. This may include barriers that could inhibit the proposed fire service participation in the study or the adoption of successful results by the fire service when the project is completed.

- **Partners (20%):** Applicants should recognize that participation of the fire service as a partner in the research from development to dissemination is regarded as an essential part of all projects. Describe the fire service partners and contractors that will support the project to accomplish the objectives of the study. The specific roles and contributions of the partners to the project should be described. Partnerships may be formed with local and regional fire departments and also with national fire-related organizations. Letters of support and letters of commitment to actively participate in the project should be included in the Appendix of the application. Generally, participants of a diverse population, including both career and volunteer firefighters, are expected to facilitate acceptance of results nationally. In cases where this is not practical, due to the nature of the study or other limitations, these circumstances should clearly be explained.

Science Panel Evaluation Criteria

- **Project goals, objectives, and specific aims (15%):** Applicants should address how the purpose, goals, objectives, and aims of the proposal will lead to results that will improve firefighter safety, health, or wellness. For multi-year projects, greater detail should be given for the first year. Also, describe the specific goals and objectives for the second and third year.
- **Literature Review (10%):** Applicants should provide a literature review that is relevant to the project's goals, objectives, and specific aims. The citations are placed in the narrative text and references listed at the end of the Narrative Statement (and not in the Appendix) of the application. The review should be in sufficient depth to make it clear that the proposed project is necessary, adds to an existing body of knowledge, is different from current and previous studies, and offers a unique contribution.
- **Project Methods (20%):** Applicants should provide a description of how the project will be carried out, including demonstration of the overall scientific and technical rigor and merit of the project. This includes the operations to accomplish the purpose, goals and objectives, and the specific aims of the project. Plans to recruit and retain human subjects, where applicable, should be described. Where human subjects are involved in the project, describe plans for submission to the Institutional Review Board (IRB) (for further guidance and requirements, see Appendix B – Programmatic Information and Priorities, Section IV. Other Eligible Project and Ineligible Projects and Costs, Section B. Research and Development Project Eligibility Information, Section i. Human Subject Research).
- **Project Measurements (20%):** Applicants should provide evidence of the technical rigor and merit of the project, such as data pertaining to validity, reliability, and sensitivity (where established) of the facilities, equipment, instruments, standards, and procedures that will be used to carry out the research. The applicant should discuss the data to be collected to evaluate the performance methods, technologies, and products proposed to enhance firefighter safety, health, or wellness. The applicant should demonstrate that the measurement methods and equipment selected for use are appropriate and sufficient to successfully deliver the proposed project objectives.
- **Project Analysis (20%):** The applicant should indicate the planned approach for analysis of the data obtained from measurements, questionnaires, or computations. Specify within the plan what will be analyzed, the statistical methods that will be used, the sequence of steps, and interactions as appropriate. It should be clear that the Principal Investigator (PI) and research team have the expertise to perform the planned analysis and defend the results in a peer review process.

- **Dissemination and Implementation (15%):** Applicants should indicate dissemination plans for scientific audiences (e.g., plans for submissions to specific peer review publications) and for firefighter audiences (e.g., via websites, magazines, and conferences). Also, assuming positive results and where applicable, indicate future steps that would support dissemination and implementation throughout the fire service. These are likely to be beyond the current study, so those features of the research activity that will facilitate future dissemination and implementation should be discussed. All applicants should specify how the results of the project, if successful, might be disseminated and implemented in the fire service to improve firefighter safety, health, or wellness. It is expected that successful R&D Activity Projects may give rise to future programs including FP&S Activity Projects.
- **Cost vs. Benefit (additional consideration):** Cost vs. benefit in this evaluation element refers to the costs of the grant for the research and development project vs. the benefits that are projected for firefighters who would have improved safety, health, or wellness. Applicants should demonstrate a high benefit for the cost incurred and effective utilization of federal funds for research activities.
- **Financial Need (additional consideration):** In the Applicant Information section of the application, applicants should provide details on the need for federal financial assistance to carry out the proposed project(s). Included in the description might be other unsuccessful attempts to acquire financial assistance. Applicants should provide details about the organization's operating budget, including a high-level breakdown of the budget; describe the department's inability to address financial needs without federal assistance; and discuss other actions the department has taken to meet their staffing needs (e.g., state assistance programs, other grant programs).

Research and Development (R&D) Activity Formatting Requirements

1. Applications must include one Narrative Statement and one Appendix document (per project).
2. The Narrative Statement for the R&D Activity is limited to 25 pages per project. The first page of the Narrative Statement must include an abstract of about 250 words that addresses purpose and aims, relevance, methods, and anticipated outcomes. Additionally, the fire service evaluation criteria should be addressed at the beginning of the narrative utilizing no more than 5 pages. All narrative text, including pertinent references and footnotes, must be in the Narrative Statement. It must include which selected R&D category type the project is addressing. Also, the contact information (e-mail address and telephone number) for the principal investigator must be provided on the first page of the Narrative Statement.
3. It may be useful to organize the Narrative Statement to follow the R&D Evaluation Criteria listed within this announcement, including the Fire Service criteria first followed by the Science criteria.
4. All references and footnotes pertaining to the Narrative Statement must be in the Narrative Statement. Tables and figures may be included in either the Narrative Statement or the Appendix document.
5. The Appendix is limited to 25 pages per project. It includes curriculum vitae and may include other items, such as data collection instruments, additional tables and figures, illustrations, specifications for product designs, and letters of commitment from partners. If this project is a resubmission, applicants may utilize up to two pages of the Appendix to address reviewer concerns from a previous year.
6. Curriculum Vitae (CVs) for the PI and lead scientists, as well as other key research

personnel listed in the budget, are to be included in the Appendix but are limited to a maximum of two pages per CV. Applicants are strongly encouraged to follow the biographical sketch sample (see Section IV. Other Eligible Project and Ineligible Projects and Costs, Section B. Research and Development Project Eligibility Information, Section ii. Biographical Sketch Sample for Research and Development Projects) in preparing CVs.

7. **Font:** Times New Roman or Arial.
8. **Font Size:** 11 points (11 pt) or larger.
9. **Page Dimensions:** Page dimensions must be 8.5" x 11" (21.6 cm x 27.9 cm) or smaller.
10. **Margins:** All margins (top, bottom, left, and right) must be at least 1" (2.54cm).
11. **Header:** The header on each page of the Narrative Statement and the Appendix should contain:
 - PI (surname)
 - Institution name (abbreviated)
 - Project Short Title
 - Page Number

Biographical Sketch Sample for Research and Development Projects

Applicants for the R&D Activity should provide Curriculum Vitae (CV) for PIs and also for lead scientists in the application appendix. The applicant is limited to a maximum of two pages per CV.

Font Size: Minimum 11 point; **Font Type:** Times New Roman or Arial;

Amount of Pages: Two (maximum)

Must be completed by PI and Co-PI(s)

NAME (Last, First, Middle)		POSITION TITLE	
Institution/Organization			
EDUCATION/TRAINING (<i>Begin with baccalaureate or other initial professional education, such as nursing, and include postdoctoral training.</i>)			
INSTITUTION AND LOCATION	DEGREE (if applicable)	YEAR(s)	FIELD OF STUDY

Each CV should include:

- **Positions.** List all appointments or other professional positions held, beginning with the present position and include years, title, organization, city, state, and country.
- **Service.** Include all positions held on advisory committees or other working groups, including all Federal Government advisory committees or other public working groups, beginning with most recent.
- **Honors.** Include all honors received in past 10 years and selected others.
- **Peer reviewed publications.** Include all peer reviewed publications in past 10 years, beginning with most recent, and selected others.
- **Other publications.** Include all documents produced in past 10 years, beginning with most recent, and selected others.

- **Research Support.** List funding sources and amounts for all ongoing and completed research projects (federal and non-federal support) for past 10 years and selected others.

Human Subjects Research

The information in this section pertains only to those studies that include human subjects. Human subjects may be, for instance, firefighters who participate in laboratory or field testing. As it would be standard practice for such research in the clinical sciences, all Principal Investigators (PIs) with studies involving human subjects must submit their protocols to their local Institutional Review Board (IRB). IRB approval must precede any research activities involving human subjects.

In addition, DHS-funded research that involves human subjects carries with it an additional obligation that involves review and approval by the DHS Compliance Assurance Program Office (CAPO). The FEMA AFG/FP&S Program Office will serve as liaison for gaining DHS approvals prior to proceeding with the human subjects aspects of the project.

If the project is non-clinical, such as a technology project that is primarily product development with an emphasis on engineering, it is possible that such a project may be exempt from CAPO review and approval. Such determination will be made by the FP&S Program Office following award.

DHS/FEMA has a responsibility to ensure that mechanisms and procedures are in place to protect the safety of human subjects in DHS/FEMA supported research. DHS requirements are set forth in DHS Management Directive No. 026-04, Protection of Human Subjects, which adopts 45 CFR Part 46, Subparts A-D. A grant recipient must agree to meet all DHS requirements for studies using human subjects (and ensure any sub-grant recipients or sub-contractors meet those requirements) prior to implementing any work with human subjects. Therefore, before enrolling participants or commencing research involving human subjects, a grant recipient will provide a copy of the following for review and approval by the DHS Compliance Assurance Program Office:

- Department of Health and Human Services (HHS) Federal-wide Assurance (FWA) Number (NOTE: The CAPO will assist domestic or international institutions that do not currently have a FWA in submitting an application to HHS)
- Documentation of review by an Institutional Review Board (IRB) registered with HHS, including IRB registration number, IRB name, and notice of IRB approval or exemption of the relevant research
- IRB-approved research protocol
- IRB-approved informed consent document (template) or IRB waiver of informed consent

Documentation should be submitted to the FP&S Program Office which coordinates directly with the CAPO. The CAPO will conduct a regulatory compliance assessment and forward comments or concerns to the grant recipient. The recipient must address in writing all regulatory concerns to the satisfaction of the CAPO before a letter of certification is issued and participant enrollment can begin. However, development of tools (e.g., survey instruments), protocols, and data gathering approaches may proceed prior to project certification. The grant recipient must submit annual reports to the CAPO to include evidence of subsequent IRB reviews, amendments, or any changes of protocol.

Turndown Notifications

All applicants who do not receive an FY 2015 FP&S Award will receive a decision notification from FEMA within the eGrants system.

The notification email will briefly describe those application factors that did not adequately align to the higher FP&S Program priorities and consequently, why the application did not score high enough for further consideration. Due to the historical volume of applications and turndowns, a detailed debrief for each applicant will not be possible.

F. Federal Award Administration Information

Notice of Award

Once an award has been approved and recorded in the system, an award package is sent to the grant official authorized by the recipient. The award package and email notification will be made within the eGrants system. The authorized grant official should follow the directions in the notification to accept the award documents. The authorized grant official should carefully read the award package for instructions on administering the grant, whether there has been an adjustment to the award, and to become familiar with the terms, conditions, and responsibilities of federal awards.

The offered award will remain on hold and be available (for a maximum of 30 days) until the recipient either accepts the award via the online AFGP eGrants system, or declines the award. The awardee should follow the directions in the notification to confirm acceptance of the award.

Failure to accept the grant award within 30 days of an offer of award may result in a loss of funds. Recipients may request additional time to accept the award if needed.

Negotiation of Award

During the offer of an FP&S Award, the application request(s) may have been modified during the review process, or awarded activities may require EHP review.

If the awarded activities, scope of work, or requested dollar amount(s) do not match the application as submitted, the grant recipient shall only be responsible for completing the activities actually funded by FEMA. The grant recipient is under no obligation to start, modify, or complete any activities requested but not funded by the award.

Administrative and National Policy Requirements

Successful applicants for all DHS/FEMA Grant and cooperative agreements are required to comply with DHS Standard Administrative Terms and Conditions, which are available online at:

<http://www.dhs.gov/publication/fy15-dhs-standard-terms-and-conditions>

Before accepting the award the authorized official should carefully read the award package. The award package contains instructions on administering the grant award, as well as terms and conditions with which the recipient must comply. Recipients must accept all the conditions in this NOFO as well as all Terms and Conditions in the Notice of Award to receive an award under this program.

Reporting

Recipients are required to submit various financial and programmatic reports as a condition of their award acceptance. Future awards and funds drawdown may be withheld if these reports are delinquent.

Federal Financial Reporting Requirements

Federal Financial Reports (SF-425)

Recipients of FP&S Grants awarded on or after October 1, 2009, are required to submit semi-annual

Federal Financial Reports (FFR) (SF-425). The FFR is to be submitted using the online eGrants system based on the calendar year beginning with the period after the award is made. Grant recipients are required to submit an FFR throughout the entire period of performance of the grant. Reports are due

- **No later than July 30** (for period January 1 – June 30)
- **No later than January 31** (for period July 1 – December 31)
- Within 90 days after the end of the Period of Performance

The Federal Financial Reporting Form (FFR) and instructions are available here:

http://www.whitehouse.gov/sites/default/files/omb/grants/approved_forms/SF-425.pdf

SF-425 (FFR) Form:

http://www.whitehouse.gov/sites/default/files/omb/grants/approved_forms/SF-425.pdf

Financial and Compliance Audit Report

For audits of fiscal years beginning on or after December 26, 2014, recipients that expend \$750,000 or more from all federal funding sources during their fiscal year are required to submit an organization-wide financial and compliance audit report. The audit must be performed in accordance with the requirements of GAO's Government Auditing Standards, located at <http://www.gao.gov/govaud/ybk01.htm>, and the requirements of Subpart F of 2 C.F.R. Part 200, located at <http://www.ecfr.gov/cgi-bin/text-id?SID=876f827f6fae2c4bce610e9427a6d229&node=sp2.1.200.f&rgn=div6>

For audits of fiscal years beginning prior to December 26, 2014, recipients that expend \$750,000 or more from all federal funding sources during their fiscal year are required to submit an organization-wide financial and compliance audit report. The audit must be performed in accordance with GAO's Government Auditing Standards, located at <http://www.gao.gov/govaud/ybk01.html>, and OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, located at http://www.whitehouse.gov/omb/circulars/a133_compliance_supplement_2012.

Program Performance Reporting Requirements

The recipients will be responsible for providing updated project(s) information on a semi-annual basis. The recipient is responsible for completing and submitting a programmatic Performance Report using the eGrants system. The programmatic Performance Report is due every six months after the grant's award date and thereafter until the award is closed out.

Monitoring

Recipients will be monitored periodically by FEMA staff, both programmatically and financially, to ensure that the project goals, objectives, performance requirements, timelines, milestone completion, budgets, and other related program criteria are being met.

Monitoring may be accomplished through either a desk-based review or onsite monitoring visits, or both. Monitoring will involve the review and analysis of the financial, programmatic, performance, compliance, and administrative processes and policies, activities, and other attributes of each federal assistance award and will identify areas where technical assistance, corrective actions, and other support may be needed.

The recipient is responsible for monitoring all sub-award activities to ensure compliance with federal and state laws, regulations, and guidance. Responsibilities include the accounting of receipts and

expenditures, cash management, maintaining of adequate financial records, reporting and refunding expenditures disallowed by audits, monitoring, or other assessments and reviews.

Close Out

Within 90 days after the end of the period of performance, recipients must submit a final SF_425 and final performance report (within the closeout module in the eGrants system) detailing all accomplishments and a qualitative summary of the impact of those accomplishments throughout the period of performance.

After these reports have been reviewed and approved by FEMA, a close-out notice will be completed to close out the grant. The notice will indicate the period of performance as closed, list any remaining funds that will be deobligated, and address the requirement of maintaining the grant records for three years from the date of the final SF-425.

The recipient is responsible for returning any funds that have been drawn down but remain as unliquidated on recipient financial records.

Information on how to return funds to FEMA is available at <http://www.fema.gov/media-library/assets/documents/31261?id=7080>

G. DHS Awarding Agency Contact Information and Resource Information

Resources are available to:

- Guide applicants in completing FP&S Grant Applications
- Assist grant recipients with the programmatic or financial administration of an award

AFG/FP&S Help Desk

The AFG/FP&S Help Desk provides technical assistance to applicants for the online completion and submission of applications into the eGrants system, answers questions concerning applicant eligibility and grant recipient responsibilities, and offers assistance in the programmatic administration of awards. The AFG/FP&S Help Desk can be contacted at (866) 274-0960 or by email at firegrants@fema.gov. Normal hours of operation are from 8:00 a.m. to 4:30 p.m., Monday through Friday. All times listed are Eastern Time.

eGrants System Information

For technical assistance with the eGrants system or FP&S Application or Award questions, please email the AFG/FP&S Help Desk at FireGrants@fema.dhs.gov. The Help Desk can also be contacted at (866) 274-0960.

Environmental and Historical Preservation (EHP)

- EHP Screening forms and instructions are available at <http://www.fema.gov/media-library/assets/documents/90195>
- FP&S recipients requiring EHP assistance should contact the GPD EHP Team at: GPDEHPInfo@fema.dhs.gov

H. Additional Information

Extensions

Extensions to this program are allowed.

Extensions to the Grant Period of Performance

An award's period of performance must be active for a recipient to submit a proposed extension request to FEMA. Recipients should request extensions sparingly and only under exceptional circumstances.

Approval is not guaranteed.

Extensions to the initial period of performance identified in the award will only be considered through formal requests, via the eGrants system, and must contain specific and compelling justifications as to why an extension is required.

All extension requests must contain:

1. Grant Program, Fiscal Year, and award number
2. Reason for delay—this must include details of the legal, policy, or operational challenges being experienced that prevent the final outlay of awarded funds by the applicable deadline
3. Current status of the activity/activities
4. Approved period of performance termination date and new project completion date;
5. Amount of funds drawn down to date
6. Remaining available funds (both federal and non-federal)
7. Budget outlining how remaining federal and non-federal funds will be expended
8. Plan for completion, including milestones and timeframes for achieving each milestone and the position/person responsible for implementing the plan for completion
9. Certification that the activity/activities will be completed within the extended period of performance without any modification to the original Statement of Work approved by FEMA

Requirements for Extension Consideration

To be eligible for consideration, extension requests must be submitted via the eGrants system. Requests should be submitted no earlier than 120 days but no later than 60 days prior to the end of the award's period of performance.

- In accordance with FEMA policy, extensions are reviewed on a case-by-case basis, and typically granted for no more than a six-month time period. Extension requests will be granted only due to compelling legal, policy, or operational challenges. The review process can take up to 30 days or longer. This review period should be factored into the timing of when to submit a request for an extension.

Example: Recipients may request an extension, when not adjusting the timeline for liquidating obligations would constitute a verifiable legal breach of contract by the recipient with vendors or sub-recipients; or where a specific statute or regulation mandates an environmental review that cannot be completed within this timeframe; or where other exceptional circumstances warrant a discrete waiver.

Appendix A – Application Updates

Appendix A contains detailed information on changes between FY2014 and FY2015 to the FP&S Program.

I. New for FY 2015

Programmatic Changes:

- Micro Grants are now eligible for the Fire Prevention and Safety Activity. The cumulative federal total of the request must be \$25,000 or less.
- Sustainability is no longer a scored evaluation criteria under the FP&S Activity, thus the evaluations criteria weights have changed under the FP&S Activity. Please refer to NOFO Section E. Application Review Information, i. Evaluation for Criteria for Projects – Fire Prevention and Safety Activity for more information.

Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards:

On December 26, 2014, DHS adopted the Office of Management and Budget's (OMB) *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* in 2 C.F.R. Part 200, which establishes a uniform set of mandatory requirements for federal awards to non-federal entities. These requirements apply to all awards made after December 26, 2014, including all FY 2014 and 2015 FP&S Awards. This regulation (also commonly referred to as the "Super Circular" or "Omni Circular") is available at http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl.

A crosswalk that highlights policy changes, clarifications, and updates to policy provisions is available at:

<https://www.whitehouse.gov/sites/default/files/omb/fedreg/2013/uniform-guidance-crosswalk-from-predominate-source-in-existing-guidance.pdf>

Appendix B – Programmatic Information and Priorities

Appendix B contains more detailed information on FP&S Program Information and Priorities. Reviewing this information may help applicants make their application(s) more competitive.

I. Eligible and Ineligible Applications or Organizations

Eligible Applicants

The following entities are eligible to apply directly to FEMA under this solicitation:

1. Fire Prevention and Safety (FP&S) Activity

Fire departments; and national, regional, state, local, Native American tribal, and non-profit organizations that are recognized for their experience and expertise in fire prevention and safety programs and activities. Both private and public non-profit organizations are eligible to apply for funding in this activity.

For-profit organizations, federal agencies, and individuals are not eligible to receive a FP&S Grant Award under the FP&S Activity.

2. Firefighter Safety Research and Development (R&D) Activity

National, state, local, tribal, and non-profit organizations, such as academic (e.g., universities), public health, occupational health, and injury prevention institutions. Both private and public non-profit organizations are eligible to apply for funding in this activity.

Fire departments are not eligible to apply for funding in the R&D Activity. Additionally, for-profit organizations, federal agencies, and individuals are not eligible to receive a grant award under the R&D Activity.

II. Application Instructions/Tips

The FP&S eGrants application system is only accessible through the AFG Application Portal at <https://portal.fema.gov/>. There are several ways to get FP&S Application information:

- AFG Website (<http://www.fema.gov/firegrants>)
- Grants.gov (<http://www.grants.gov>)
- U.S. Fire Administration (<http://www.usfa.fema.gov>)

Application tutorials and Frequently Asked Questions (FAQs) help explain the current FP&S Grant Programs, assist with the online grant application, and highlight lessons learned and changes for FY 2015. For more details, please click here to visit the AFG Website at <http://www.fema.gov/firegrants>.

NOTE: Do not use any other browsers than Internet Explorer (IE 6 or higher) when entering information. Do not have multiple browser tabs open when entering information, even if using Internet Explorer (IE 6 or higher). There are several known problems entering application information using non-IE browsers or having multiple browsers open, including but not limited to:

- system failure to recognize correct information
- system failure to capture and retain correct information
- system functions like “cut and paste” being disabled
- system resources like help screens or drop down menus being unavailable

Prior to submission and up to the application deadline, the online application can be saved, retrieved, or edited as required.

IMPORTANT

Once the application has been submitted, it cannot be changed. There is *no appeal process* for inaccurate or incomplete information retained by the system due to improper or multiple browser usage by the applicant.

NO APPLICATION WILL BE RELEASED AFTER FINAL SUBMISSION

The primary point of contact listed in the application will automatically be notified via email, via the eGrants award management system, once the application is received.

Application Tips

- For the most competitive application, select those local need(s) that most closely align with the highest FP&S Program priority(ies).
- When filling out the online application, applicants are required to provide basic demographic information regarding their department and the community served, but applicants must provide detailed information regarding the items or activities for which they are seeking funding.
- If awarded, the application request(s) may be modified during the award review process; if the awarded activities, Scope of Work, or amount(s) don't match the application as submitted, the grant recipient shall only be responsible for completing the activities actually funded. The grant recipient is under no obligation to start, modify, or complete any activities requested, but not funded by this award. Please review Award Package.

III. Restrictions on Use of Award Funds

Federal funds made available through this award may only be used for the purpose set forth in this award and must be consistent with the statutory authority for the award. Award funds may not be used for matching funds for any other federal grants/cooperative agreements, lobbying, or intervention in federal regulatory or adjudicatory proceedings. In addition, federal funds may not be used to sue the Federal Government or any other government entity. Failure to adhere to the award conditions will cause the grant recipient to be considered in default of the grant agreement, and may require the return of all federal funds disbursed under the grant.

IV. Funding Priorities

A. Activity Eligibility Overview

The following two activities are eligible under the FP&S Grant Program:

- Fire Prevention & Safety (FP&S) Activity
- Research & Development (R&D) Activity

B. Category Eligibility Overview

The following tables list the eligible categories under each activity:

Eligible Project Categories for FP&S Activity	
<ul style="list-style-type: none">• General Education/Awareness• Fire & Arson Investigation	<ul style="list-style-type: none">• Code Enforcement/Awareness• National/State/Regional Programs and Studies

Eligible Project Categories for R&D Activity

- | | |
|---|---|
| <ul style="list-style-type: none">• Clinical Studies• Technology and Product Development | <ul style="list-style-type: none">• Database System Development• Dissemination and Implementation Research• Preliminary Studies |
|---|---|

FP&S Activity Priorities

FEMA desires to provide flexibility to applicants to design innovative strategies and/or unique proposals that reach for a higher level of safety for the public with respect to fire and fire-related hazards. All proposals, as part of the vulnerability statement, will be evaluated on how well the applicant demonstrates the understanding of their actual community fire and safety risks. A community risk assessment should be used to document the “risk” as a basis for mitigation. If the applicant has evidence of a community risk, the application should be based on solving the problem that will reduce the risk. A risk analysis should be the foundation of the application. Risk assessments are eligible for funding; however, if selected as activity project, no other projects may be eligible for funding under the FP&S Activity in the 2015 FP&S Grant Application year.

FEMA encourages applicants designing fire prevention initiatives to utilize the “Fire is Everyone’s Fight™” campaign from the United States Fire Administration (USFA). This program uses a wide range of resources to communicate the importance of taking action to protect ourselves and the people we love from the dangers of fire. “Fire is Everyone’s Fight™” is designed to unite the fire service and many others in a collaborative effort to reduce home fire injuries, deaths, and property loss. It invites fire departments, safety advocates, community groups, schools, and others to rally behind a common and compelling theme. USFA and its partners will communicate and reinforce key lessons across many proven fire safety and prevention initiatives and programs. This initiative can be found at <https://www.usfa.fema.gov/prevention/outreach/fief/>.

Comprehensive Fire and Life Safety Education Program

A comprehensive education program goes beyond awareness of risk factors. It is based on a plan that contains elements designed to result in knowledge gain, application of knowledge, and, ultimately, behavior change based upon understanding and acceptance of new knowledge and skills. The 5-step planning process, as developed by the United States Fire Administration, is used for the design, implementation, and evaluation of comprehensive education programs. Important steps in the process include risk analysis, community partners, intervention strategy, implementation, and evaluation. An intervention strategy that incorporates multiple E’s (Education, Engineering, and Enforcement) has the best chance of making a measurable difference.

Note: More information on the 5-step planning process can be found at <http://www.usfa.fema.gov/> in their document titled “Public Fire Education Planning, a Five-Step Process” <https://www.usfa.fema.gov/downloads/pdf/publications/fa-219.pdf>.

EXAMPLE

People learn best when information is presented simply, repeated often, sustained over a period of time, and practiced. This is especially true when educating children about fire and life safety. A comprehensive education program using a fire safety trailer might look like this:

- **Risk Analysis:** The fire department uses local incident data to identify and prioritize the types of fires occurring in the community. The program planning team ensures appropriate educational messages are included to address the fire problems that are causing these incidents. They focus attention and resources in specific areas or neighborhoods where fire calls are most frequent.
- **Community Partners:** The fire department reaches out to schools in the neighborhoods at highest risk of fire to schedule a safety trailer visit. They partner with classroom teachers, who work with the students ahead of time to prepare for the visit. The teacher introduces key fire safety concepts, along with vocabulary words the firefighters will use during the visit.
- **Intervention Strategy:** The safety trailer is used as a hands-on tool for students to learn and practice what they know about fire safety. Lessons are tailored to the age and ability of the students. For example, the smoke feature is not used for a classroom of preschoolers, as this would frighten some of the children.
- **Implementation:** The trailer visit is implemented as part of a three-part implementation strategy - before, during, and after. **Before** the visit, teachers prepare students about what they will learn and perform when the trailer visits their school. **During** the visit, firefighters explain key safety messages in simple terms and give students a chance to practice what to do. **After** the visit, teachers talk with students about what they learned, and encourage them to test their smoke alarms and practice a home fire drill with their families. The teachers help identify families that do not have smoke alarms. When possible, the fire department follows up with these families to install smoke alarms in these homes and educate the parents and caregivers about fire safety. Use of multiple E's might be developmentally and culturally appropriate lessons (Education) combined with free smoke alarm installation (Engineering) according to code requirements (Enforcement).
- **Evaluation:** With the teacher's help, the fire department follows up to determine how many homes installed smoke alarms, tested smoke alarms, and practiced a family fire drill since the visit.

The following are examples of eligible projects under the FP&S Activity. This list is not intended to be an all-inclusive list of projects that will be considered. Applicants should develop projects based on their determined risks. Original, creative, or new approaches to enhance the safety of the public and firefighters are welcome. Applications should only consist of FP&S Projects that can be completed within the one-year grant performance period. As noted above, micro grants are now eligible for projects under the FP&S Activity. Micro Grants are a voluntary funding limitation choice (within the application) for any FP&S Activity project. Micro Grant awards have a federal share *not exceeding* \$25,000 and are not an additional funding opportunity. Micro Grant applicants may receive additional consideration for an award. Micro Grants will be eligible only for projects that meet the priority for the categories listed below.

General Education/Awareness Category Priority
<p>According to data available to FEMA and the USFA, working smoke alarms greatly reduce the risk of fire casualties for the nation's residents.</p> <p>Therefore, under this category there are two (2) priorities.</p> <p>The first priority will be given to programs that target a specific high risk population to conduct both door-to-door smoke alarm installations and provide home safety inspections, as</p>

General Education/Awareness Category Priority

part of a comprehensive home fire safety campaign. The comprehensive home fire safety campaign should also include an educational program that is delivered to the occupant at the time of the installation and inspection.

The **second priority** will be given to programs that include sprinkler awareness that affect the entire community in this effort, such as educating the public about residential sprinklers, promoting residential sprinklers, and demonstrating working models of residential sprinklers. Installation of sprinkler systems is only eligible if proposed as part of a sprinkler demonstration/educational effort.

Further, additional consideration will be given to applicants who incorporate supplies for deaf/hard-of-hearing alarm installations as part of their comprehensive installation and education effort (hardwiring of deaf/hard-of-hearing smoke alarms is eligible).

FEMA, through its FP&S Grants, promotes the use of smoke alarms that are powered by non-removable, non-replaceable batteries that power the smoke alarm for a minimum of 10 years and are enclosed within a tamper-resistant housing.

Applicants who do not plan on using smoke alarms powered by non-removable, non-replaceable batteries that power the smoke alarm for a minimum of 10 years, and are enclosed within a tamper-resistant housing, should address the rationale for using alternatives.

Other General Education/Awareness Eligible Projects (NOTE: these projects will not receive a priority rating)

Smoke Alarms: Applicants who are unable to meet the above stated funding priority (door-to-door installations and home safety inspections) for this category are still eligible to apply for smoke alarms, but will not receive a priority rating. This includes projects that encompass educational components that teach how smoke alarms work to provide early warning in case of a fire, while promoting the installation of smoke alarms and/or inspections to assure that previously installed smoke alarms are operational. Applicants who will not perform installation of the alarms should discuss in their Narrative Statement the methodology for ensuring that the alarms will be properly installed. FP&S Grants promote the use of smoke alarms that are powered by non-removable, non-replaceable batteries that power the smoke alarm for a minimum of 10 years and are enclosed within a tamper-

Public Education: National or local projects that promote the reduction of injury due to fire or other safety hazards are eligible under this activity. Projects may include burn prevention, media/public relations campaigns, injury prevention, or other community risk reductions that could be justified in the Narrative Statement. Educational props (educational tools), including fire extinguisher trainers, must be part of a comprehensive and detailed public safety education campaign. Eligible items include escape planning, model homes, safety trailers, or curriculum delivery tools. Projects that will deliver training to the public in the area of automatic external defibrillators (AEDs), Cardio-Pulmonary Resuscitation (CPR), or age-appropriate fire extinguisher training will be considered. However, if the projects are for fire

Other General Education/Awareness Eligible Projects (NOTE: these projects will not receive a priority rating)

<p>resistant housing. Applicants that do not plan on using these types of alarms should address the rationale for using alternatives.</p>	<p>department operational staff, these projects should be requested under the AFG Grants.</p>
<p>Training: Local or regional projects to educate or train personnel in the area of public education are eligible under this activity.</p>	<p>Wildland Fire Prevention Programs: Education and awareness programs that protect lives, property, and natural resources from fire in wildland/urban interface, including Community Wildfire Protection Plans (CWPP) or Firewise programs, should be applied for under this activity. Fuel reduction demonstrations, in a targeted location as part of an awareness and education effort, are considered. Prescribed burns and fuel reduction equipment are not eligible.</p>
<p>General Prevention/Awareness: Projects that include general prevention initiatives, including studies, lock-box installation, Carbon-Monoxide (CO) detectors, address markers, cooking range technologies, etc., will be eligible under this activity.</p>	<p>Juvenile Firesetter Projects: Projects that are designed to mitigate the instances of fire set by children are eligible under this activity. Projects may have treatment and intervention components. The intervention components should be age appropriate.</p>
<p>Risk Assessments: Applicants may request assistance to conduct formal or informal risk assessments of their target audience vulnerabilities with respect to fire.</p> <p><i>NOTE: Applications that request a risk assessment are precluded from applying for additional projects.</i></p>	

Code Enforcement/Awareness Category Priority

Priority is given to projects that focus on first time or reinstatement of code adoption and code enforcement.

Other Code Enforcement/Awareness Eligible Projects

Assistance for the adoption or awareness of building codes

Promotion of code enforcement to improve engineering and/or enacting fire-related ordinances for new construction

Support for conducting inspections (including personnel costs, equipment, code books, and/or training assistance)

Fire & Arson Investigation Category Priority

Priority will be given to projects that aim aggressively to investigate every fire.

Other Fire & Arson Investigation Eligible Projects

Costs for arson investigation trailers

Equipment

Arson investigator training

Arson prevention training

Arson-related surveillance equipment

Personnel costs

Educational materials

Media equipment

National/State/Regional Programs and Studies

Priority is given to projects that focus on residential fire issues and/or firefighter safety projects or strategies that are designed to measurably change firefighter behavior and decision-making. Fire departments that wish to carry out internal, local, firefighter safety projects should apply for this activity under the Assistance to Firefighters Grant Program.

The following tables describe the projects and items that are ineligible under the FP&S Activity:

Ineligible Projects and Items for FP&S Activity

- | | |
|--|--|
| <ul style="list-style-type: none">• Educational props (i.e., tools that are used in educational or awareness demonstrations) that are not a part of a comprehensive educational program, a planned educational effort, or lack description of these elements• AED, CPR, or fire extinguisher training for operational staff• Fire hydrants/dry hydrants, supplies, labor, and installation costs | <ul style="list-style-type: none">• Fire suppression equipment, supplies, and vehicles• Firefighting training tools or equipment, personal protective gear, fitness equipment, or immunizations• Installation of sprinkler systems that do not include an educational/demonstration component• Suppression-related training including Firefighter I, Firefighter II, wildland |
|--|--|

Ineligible Projects and Items for FP&S Activity

<ul style="list-style-type: none"> • Wildland fire fuel reduction projects that are prescribed burns or fuel reduction equipment • Weather/disaster notification devices (e.g., sirens) • Driver simulator training tools that are not part of a state or national education effort that leads to driver certifications compliant to NFPA 1002 or its equivalent • Sprinkler head caps • Development of Administrative Documents (e.g., SOPs, manuals) • Live animals • Firearms • Equipment that is considered entertainment as opposed to educational tools that are part of a comprehensive program • Fire extinguisher training for children under 14 years old and adults over the age of 65 • Fire extinguisher training that is not part of a comprehensive* prevention/ education program 	<ul style="list-style-type: none"> • firefighting, training exercises, or drills for suppression or disasters activities • Communication equipment, including portable radios or computer-aided dispatch (CAD) systems • Community projects that include the use of tot finder/child finder, seniors, or pet finder decals • Hydrant poles or markers • Fire-retardant house gel(s) • Fire safety equipment (e.g., smoke alarms, carbon monoxide detectors, surge protectors) that does not adhere to a fire service recognized standard (e.g., non-UL, listed, ANSI fire safety equipment) • Alarm system and alarm system installation • Equipment that has no intrinsic fire prevention or life safety education application • Command Center Packages on fire safety trailers • Prescribed burns • Fuel reduction equipment
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Research and Development (R&D) Activity Priorities

The goal of the R&D Activity is to reduce firefighter line-of-duty fatalities and injuries through research to improve firefighter safety, health, or wellness.

In November 2015, the National Fallen Firefighters' Foundation (NFFF) hosted the third National Fire Service Research Agenda Symposium (RAS) to update the agenda with current priorities. A copy of the research agenda is available on the NFFF Website at

<http://www.everyonegoeshome.com/resources/research-symposium-reports/>.

Projects that meet the intent of this research agenda with respect to firefighter health and safety, as identified by the NFFF working group, will be given consideration. However, the applicant is not limited to these specific projects. All proposed projects, regardless of whether they have been identified by this working group, will be evaluated.

Research and Development (R&D) Activity Project Eligibility Information

Applicants are strongly encouraged to seek partnerships with the fire service that will support the ongoing project efforts from design through dissemination and implementation (of positive results). It would be appropriate for most applications to include one or more local or regional fire departments and one or more national or international level fire-related organizations.

Since the R&D Activity aims to improve the safety, health, or wellness of firefighters, having strong partnerships with the fire service is essential to the likely relevance and effectiveness of the project. Letters of commitment to actively participate in the project from the fire service are encouraged and may be inserted in the Appendix Section of the application for funding.

Cost effectiveness analysis is encouraged, in clinical, technology and product development, and dissemination and implementation research projects.

Ultimately, the use of cost effectiveness results will be based on the overall study being successful and finding that firefighter safety, health, or wellness was improved by the program, policy, or product.

All proposed R&D Activities must address the potential for improvement in firefighter safety, health, or wellness both in the short term and long term.

Proposed projects must address the potential for a successful research outcome to be implemented in the fire service and reduce firefighter fatalities or injuries.

The following are descriptions of five R&D Activity categories. These categories are not listed in order of importance. This is not intended to be an all-inclusive list of projects that will be considered. Applicants may also find the list of previously funded R&D projects on the AFG Website at <http://www.fema.gov/firegrants>.

Clinical Studies

Clinical R&D Activities include projects that address behavioral, social science, and cultural research as well as physiological and medical research activities.

Such studies must address the relevant aspects of reducing fatal and non-fatal injuries among firefighters and, where possible, have rigorous design that permits attribution of results to the intervention.

In addition to being relevant and rigorous, each study should target the appropriate level of investigation, based on the state of the science.

At the most basic level, the study might be foundational, investigating the underlying risk and protective factors associated with certain injury outcomes.

These may include the following:

- Individual level characteristics
- Departmental/organizational policies
- Firefighters behavioral practices and norms
- Environmental factors

Where evidence exists to progress to more applied research, the study should emphasize intervention development and testing for effectiveness, including in the field setting. For instance, if certain tests in clinical care settings are known to identify those at risk for

Clinical Studies

cardiovascular events, then the study may focus on modification of, if necessary, and implementation of such tests in fire service settings. To ensure study rigor, the study's design would use a randomized control trial, with comparison to usual care. Inclusion of a cost-effectiveness analysis is strongly encouraged.

Where the effectiveness of an intervention has been established in the field setting, the final level of study aims to facilitate adoption of the research results in the fire service by conducting dissemination and implementation research. Such study may investigate the impact of strategies for widespread implementation with fidelity (see Dissemination and Implementation R&D Activity category).

Technology and Product Development

Technology and product development activities include projects that result in outcomes that can enhance safety of firefighter activities. Firefighter safety can be improved through greater understanding of fire phenomena inside and outside structures, and the development of products to enhance firefighter situational awareness and effectiveness. Projects can develop new technology or adapt existing products and technology to new uses.

Projects shall address the safety of firefighters for all types of fire incidents including residential, commercial, industrial, and wildland fires. Technology and product development projects can address fire and firefighting hazards by making use of technology transfer opportunities in which existing technologies can be adapted to enhance firefighter safety.

As the intention of the R&D Activities is to deliver outcomes that are likely to be implemented nationally by the fire service, inclusion of a cost-effectiveness analysis is encouraged.

Technology and product development projects need to assess the ultimate practicality of deployment and use of the results by firefighters during actual firefighting operations. In making a selection of local fire department and/or national fire service organization partners, consideration should be given to the capabilities of the partners to assist in the evaluation of the project outcomes.

Database System Development

Database systems are used for the systematic collection of information that aims to determine the predictors and correlates for incidents pertaining to fatal and non-fatal injuries. The focus of the data collection may include but is not limited to:

- Firefighter demographic and health factors (e.g., age, blood pressure)
- Firefighter employment factors (e.g., shift, volunteer, training)
- Firefighter safety behaviors (e.g., seat belt use, hydration)
- Firefighting equipment
- Personal protective equipment (PPE)

Database System Development

- Departmental/organizational safety policies and practices
- Cultural or social norms regarding injury prevention practices
- Community-based resources (e.g., hospitals, communication systems)
- Environmental factors such as local building structures, types of building materials

Applications may, for instance, focus on the design and feasibility of a new database system, expand variables and/or data collection methods, seek to build upon an existing database system, or move from a local level database system to a broader state or regional level system.

Dissemination and Implementation Research

Applications may propose dissemination and implementation research projects including the ways new programs, policies, or products, with credible evidence of effectiveness, are moved to nationwide adoption and use. Credible evidence of effectiveness is defined as positive results from systematic and rigorous study, and the absence of negative results or side effects.

For instance, this category may be used to apply to conduct a study for the dissemination and implementation of a result from a prior firefighter safety, health, or wellness R&D Activity, provided the project resulted in success as represented by publication in a peer review journal or other expert review of findings deemed appropriate by the grantor.

Preliminary Studies

Project ideas may require information, evidence, experimentation, and study in order to justify a larger and complete project that can impact firefighter safety, health, or wellness. Preliminary studies of one-year duration may be proposed to obtain a sufficient amount of evidence to justify a future larger study. Preliminary studies, while more narrow in scope, must have the same high levels of scientific rigor and relevance to the fire service as studies in other R&D categories. The successful completion of a preliminary study does not result in special priority for the larger follow-on proposal submitted in a subsequent application period. The level of funding requested should be appropriate to the limited goal and purpose of the preliminary effort.

The following tables describe projects and items that are ineligible under R&D.

Ineligible Projects and Items for R&D Activity	
<ul style="list-style-type: none">• Projects that focus primarily on curriculum development and delivery of education or training materials• A descriptive study about the fire service or any study without reduced firefighter injury or enhanced firefighter safety aims• Projects with local emphasis and little or no indication of application to the broader fire service	<ul style="list-style-type: none">• Projects that emphasize funding for service delivery• Applications that include violations of intellectual property• Applications that do not adhere to the guidelines related to the contents of the Appendix and Narrative statements• Applications that do not follow the specified page size, font, and margin format

Appendix C – Award Administration Information

Appendix C contains more detailed information on FP&S Award Administration. Reviewing this information may help grant recipients in the programmatic and financial administration of their award(s)

Help FEMA Prevent Fraud, Waste, and Abuse

If applicants or recipients have information about instances of fraud, waste, abuse, or mismanagement involving FEMA programs or operations, they should contact the DHS OIG Hotline at (800) 323-8603, by fax at (202) 254-4297, or email DHSOIGHOTLINE@dhs.gov.

I. Economic Hardship Waivers of Cost Share and Maintenance of Effort Requirements for the Fire Prevention & Safety (FP&S) Grant Program

In cases of demonstrated economic hardship, and upon the request of the recipient, the Administrator may waive or reduce an FP&S cost share or maintenance of effort requirement for certain recipients (15 U.S.C. § 2229(k)(4)(A)).

An award must be accepted before a hardship waiver for cost share or maintenance of effort can be submitted as an amendment request via the online eGrants system.

This policy applies to FP&S per § 33 of the Federal Fire Prevention and Control Act of 1974 (Pub. L. No. 93-498, as amended) (15 U.S.C. § 2229). For complete requirements concerning these waivers, including a description of how a recipient may demonstrate economic hardship and apply for a waiver, please refer to FEMA Policy FP 207-088-01, dated April 8, 2014, at:

<http://www.fema.gov/media-library-data/1398109239435-ec23997d8351382710896fa77d02bc7d/AFG+Economic+Hardship+Waiver+Policy.pdf>

II. Audit Costs

As described in NOFO Section F, Administrative and National Policy Requirements, Financial and Compliance Audit Report, certain recipients are required to submit an organization-wide financial compliance audit. For those recipients that are required to conduct an audit, reasonable costs incurred for such an audit are an eligible expenditure and should be included in the applicant's proposed budget.

Audit costs are considered administrative expenditures and may be treated as a direct cost or an allocated indirect cost, as determined in accordance with the provisions of applicable OMB cost principles circulars or other applicable cost principles or regulations.

If the FP&S recipient that must complete an audit pursuant to federal regulations is the recipient of *multiple* federal funding sources, then only a pro rata share of the audit cost(s) may be chargeable to their AFG Award.

Example: Total Audit Costs of \$1,000.00

During their fiscal year, an organization expends \$150,000 from an AFG Award and \$600,000 from other federal sources for a total of \$750,000.

The FP&S pro rata share is $(\$150,000/\$750,000 = 1/5$ or twenty percent), of the \$1,000 total audit costs; so only \$200 (twenty percent of \$1,000) would be an eligible cost that can be charged to the FP&S Award.

III. Grant Writer/Preparation Fees

Fees for grant writers may be included as a pre-award expenditure. Fees payable on a contingency basis are not an eligible expense. For grant writer fees to be eligible as a pre-award expenditure, the fees must be specifically identified and listed in the Request Details section of the application. FP&S only will consider reimbursements for application preparation, not administration, up to but not more than \$1,500. Pursuant to 2 C.F.R. Part 180, grant recipients may not use federal grant funds to reimburse any entity, including a grant writer or preparer, if that entity is a suspended or debarred party. Grant recipients must verify that the contractor is not suspended or debarred from participating in specified federal procurement or non-procurement transactions pursuant to 2 C.F.R. § 180.300.

By submitting the application, applicants are certifying all of the information contained therein is true and an accurate reflection of their organization and that regardless of the applicant's intent, the submission of information that is false or misleading may result in actions by FEMA that include, but are not limited to, the submitted application not being considered for award, an existing award being locked pending investigation, or referral to the DHS Office of the Inspector General.

Prior to submission, please review all work produced on behalf by grant writers or third parties for accuracy. In addition, the fees must have been paid prior to any contact with FEMA Grants operations staff or an award (i.e., paid within 30 days of the end of the application period). Applicants may be required to provide documentation to support these pre-award expenditures. A copy of the cancelled check and bank statement shall be provided upon request. Failure to provide the requested documentation may result in the grant writer fee being deemed ineligible and the grant reduced accordingly.

FEMA strongly recommends that the applicant keeps a record of their organization's username and password.

NOTE: FEMA requires that all grant writer or preparer information must be entered into the Overview section of the FP&S Application, whether that person, entity, or agent is compensated or not.

IV. Maintenance and Sustainment for FP&S Program

The use of FEMA preparedness grant funds for the costs of repairs or replacement, as well as maintenance contracts, warranties, and user fees, may be allowable.

The intent of eligible Maintenance and Sustainment activities is to provide direct support to the critical capabilities developed using FEMA and other DHS Grants and support activities. Routine upkeep and the supplies, expendables, or one-time use items that support routine upkeep (e.g., gasoline, tire replacement, routine oil changes, monthly inspections, or grounds and facility maintenance) are the responsibility of the recipient and may not be funded with FP&S Funding.

Generally, when purchasing a maintenance agreement, service contract, or extended warranty for systems or equipment, the period of coverage provided under such a plan may not extend beyond the period of performance of the grant with which the agreement, warranty, or contract is purchased.

However, only if the maintenance contract or extended warranty is purchased incidental to the original purchase of the system or equipment, recipients may procure maintenance or warranty coverage which exceeds the period of performance, as explained in FEMA Policy 205-402-125-1, document available at

http://www.fema.gov/media-library-data/20130726-1915-25045-9444/gpd_maintenance_policy.pdf.

The duration of an extended warranty purchased incidental to the original purchase of the equipment may exceed the period performance as long as the coverage purchased is consistent with that which is typically provided for, or available through, these types of agreements, warranties, or contracts. When purchasing a stand-alone warranty, or extending an existing maintenance contract on an already-owned piece of equipment or system, coverage purchased may not exceed the period of performance of the award used to purchase the maintenance agreement or warranty. As with warranties and maintenance agreements, this policy extends to licenses and user fees as well.

Even if purchased incidental to the original purchase of the equipment, the duration of an extended maintenance agreement or warranty must also be reasonable for the type of equipment or system being purchased. For example, if a vendor offers a 10-year extended warranty incidental to the purchase of a piece of equipment, but the useful life of that equipment being purchased is five years, the purchase of a 10-year extended warranty would not be a reasonable cost and may not be charged to the grant.

V. Taxes, Fees, Levies, and Assessments

Taxes, fees, levies, or assessments that the recipient is legally required to pay and is directly related to an eligible FP&S Program acquisition activity may be charged to an FP&S Award pursuant to 2 C.F.R. § 200.470. These charges shall be identified and enumerated in the FP&S application's Narrative and the Request Details section of the acquisition activity.

Any avoidable and unreasonable costs that result from the action or inaction of a recipient (or recipient's agent), or that prevent that recipient from enjoying any lawful exemption, waiver, or reduction of any tax, fee, levy, or assessment directly related to any eligible FP&S Program acquisition activity, are not chargeable to any FP&S Award.

Example: Governmental entities and Public Safety Agencies are exempt from some Federal Communications Commission (FCC) fees*, but only if the eligible organization submits an exemption or waiver request to the FCC.

*Government entities are not required to pay FCC regulatory fees. Non-profit entities (exempt under Section 501 of the Internal Revenue Code) also may be exempt. The FCC requires that any entity claiming exempt status submit, or have on file with the FCC, a valid IRS Determination Letter documenting its nonprofit status or certification from a governmental authority attesting to its exempt status. For more information, please visit <http://www.fcc.gov/>.

VI. Subscription, Access, Membership, Rental, Lease or User Fees

No subscription, access, membership, rental, lease, termination of services, or user fees, are chargeable to any AFG Award.

VII. Vehicle Costs

Tow vehicles may be eligible as a transportation expense if adequately justified in the proposal. Tow vehicle costs are limited to \$6,000 per application.

VIII. Excess Funds

After completing the initial projects proposed in the recipient's application, some recipients may have unexpended funds remaining in their budget. These excess funds may result from any combination of under-budget acquisition activities or competitive procurement processes.

These cost shared excess funds may be utilized to enhance or continue the approved project(s). FEMA expects excess funds to be obligated concurrent with an award's period of performance to address a known or critical need related to the awarded project(s).

IX. Procurement Integrity

Through audits conducted by the Department of Homeland Security's Office of Inspector General (OIG) and AFG Program Office grant monitoring, findings have shown that some FP&S recipients have not fully adhered to the proper procurement requirements when spending grant funds. Anything less than full compliance with federal procurement policies jeopardizes the integrity of the grant as well as the grant program. Below, we highlight the federal procurement requirements for FP&S Grant Program recipients when procuring goods and services with federal grant funds. DHS will include a review of grant recipients' procurement practices as part of the normal monitoring activities. **All procurement activity must be conducted in accordance with Federal Procurement Standards at 2 C.F.R. §§ 200.317 – 200.326.** Select requirements under these standards are listed below. The recipient must comply with all requirements of these standards, even if they are not listed below.

With the exception of state governments, which must comply with the terms of 2 C.F.R. § 200.317, the non-federal entity must use its own documented procurement procedures which reflect applicable state, local, and tribal laws and regulations, provided that the procurements conform to applicable federal law and the standards identified in 2 C.F.R. Part 200. These standards include, but are not limited to providing for full and open competition consistent with the standards of 2 C.F.R. § 200.319.

Among the requirements of 2 C.F.R. § 200.319, in order to ensure objective contractor performance and eliminate unfair competitive advantage, contractors that develop or draft specifications, requirements, statements of work, or invitations for bids or requests for proposals must be excluded from competing for such procurements. Some of the situations considered to be restrictive of competition include but are not limited to:

- Placing unreasonable requirements on firms in order for them to qualify to do business
- Requiring unnecessary experience and excessive bonding
- Noncompetitive pricing practices between firms or between affiliated companies
- Noncompetitive contracts to consultants that are on retainer contracts
- Organizational Conflicts of Interest
- Specifying only a "brand name" product instead of allowing "an equal" product to be offered and describing the performance or other relevant requirements of the procurement
- Any arbitrary action in the procurement process

Generally, a recipient may seek to procure good or services from prequalified lists of persons, firms, or products which are used in acquiring goods and services, e.g., Government Services Administration (GSA) schedule, a state schedule, or co-operative or group purchasing, as having satisfied FP&S Program requirements for competition. In order for such procurements by entities other than state governments to be permissible, the following must be true:

- The procurement of the original contract or purchasing schedule and its use by the recipient

- complies with state and local law, regulations, and written procurement procedures.
- The state or other entity that originally procured the original contract or purchasing schedule with the express purpose of making it available to the recipient and other similar types of entities, the contract or purchasing schedule specifically allows for such use, and the work to be performed for the local government falls within the scope of work under the contract as to type, amount, and geography.
 - The procurement of the original contract or purchasing schedule complied with all of the procurement standards applicable to a local government at 2 C.F.R. §§ 200.318 to 326.
 - With respect to the use of a purchasing schedule, the recipient must follow ordering procedures that adhere to state and local laws and regulations and the minimum requirements of full and open competition under 2 C.F.R. Part 200.

If a recipient other than a state government seeks to use such a prequalified list, purchasing schedule, or other similar type of arrangement, it must first contact the AFG Program Office.

To the greatest extent possible, FEMA recommends that federal grant funds be used for the purchase of goods and services manufactured, assembled, and distributed in the United States.

Pursuant to 2 C.F.R. § 200.318(c)(1), the recipient (other than states) are required to maintain written standards of conduct covering *Conflicts of Interest* and governing the actions of its employees engaged in the selection, award and administration of contracts. No employee, officer, or agent may participate in the selection, award, or administration of a contract supported by a federal award if he or she has real or apparent *Conflicts of Interest*. Such *Conflicts of Interest* would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract. The officers, employees, and agents of the non-federal entity may neither solicit nor accept gratuities, favors, or anything of monetary value from contractors or parties to subcontracts. However, non-federal entities may set standards for situations in which the financial interest is not substantial or the gift is an unsolicited item of nominal value. The standards of conduct must provide for disciplinary actions to be applied for violations of such standards by officers, employees, or agents of the non-federal entity.

If the recipient (other than states) has a parent, affiliate, or subsidiary organization that is not a state, local government, or Indian tribe, the non-federal entity must also maintain written standards of conduct covering organizational *Conflicts of Interest*. Organizational *Conflicts of Interest* means that because of relationships with a parent company, affiliate, or subsidiary organization, the non-federal entity is unable or appears to be unable to be impartial in conducting a procurement action involving a related organization.

The non-federal entity must disclose in writing any potential *Conflicts of Interest* to the federal awarding agency or pass-through entity in accordance with applicable federal awarding agency policy.

NOTE: For the purposes of this funding opportunity, FEMA considers volunteers of an organization and grant writers to be employees, officers, and/or agents of the grant recipient. As such, no volunteer or member of an organization or anyone involved in preparing the application for funding can participate in, or benefit from, the procurement if federal funds are involved.

Recipients that purchase items with grant funds from vendors who employ any of their volunteers/members will have to document how they avoided *Conflict of Interests* during the

procurement process (i.e., specific details regarding how the members/volunteers removed themselves or how they were prevented from participating in the process). Recipients may be required to provide this documentation upon request. Recipients who fail to fully document their purchases may find their expenditures questioned and subsequently disallowed. FEMA reserves the right to request and review any and all bids/spec prior to purchase. Recipients may be subject to an audit after award.

Documentation

Recipients are required to maintain and retain the following:

- Backup documentation, such as bids and quotes
- Cost/price analyses on file for review by federal personnel
- Other documents required by 2 C.F.R. Part 200

FEMA generally recommends that the recipient maintain the following documentation for federally funded purchases:

- Specifications
- Solicitations
- Competitive quotes or proposals
- Basis for selection decisions
- Purchase orders
- Contracts
- Invoices
- Cancelled checks

Recipients who fail to fully document their purchases may find their expenditures questioned and subsequently disallowed.

Specifications

When drafting bid specifications, and prior to publicizing or publishing such bid specifications, a recipient should ensure the following:

- Bids and specifications are not proprietary to any one product or manufacturer.
- In-state or local geographical preferences are not imposed in the evaluation of bids or proposals.

X. Payments and Amendments

Payments

FP&S Payment/Drawdown Requests are generated using the eGrants system.

FP&S Payment/Drawdown Requests from state or local government entities will be governed by applicable federal regulations in effect at the time a grant is awarded to the recipient and may be either advances or reimbursements

Recipients should not expend funds or request drawdowns until all special conditions listed on the grant award document have been met and request for payment in the eGrants system has been approved.

Recipients should draw down funds based upon immediate disbursement requirements; however, FEMA strongly encourages recipients to draw down funds as close to disbursement or expenditure as possible to avoid accruing interest.

Advances

Recipients shall be paid in advance, provided they maintain or demonstrate the willingness and ability to maintain procedures to minimize the time elapsing between the transfer of the funds and their disbursement by the recipient, and financial management systems that meet the standards for fund control and accountability as established in 2 C.F.R. Part 200.

Although advance drawdown requests are permissible, recipients remain subject to applicable federal law in effect at the time a grant is awarded to the recipient governing interest requirements, including the Uniform Administrative Requirements Cost Principles, and Audit Requirements for Federal Awards at 2 C.F.R. Part 200 and the Cash Management Improvement Act (CMIA) and its implementing regulations at 31 CFR Part 205. Interest under CMIA will accrue from the time federal funds are credited to a recipient's account until the time the recipient pays out the funds for program purposes.

Recipients must follow applicable federal regulations governing interest earned on payment advances in effect at the time a grant is awarded to the recipient, including § 200.305.

For the rate to use in calculating interest, please visit Treasury Current Value rate at https://www.fiscal.treasury.gov/fsreports/rpt/cvfr/cvfr_home.htm.

Reimbursement

Reimbursement of the recipient is the preferred method when the requirements to be paid in advance, per applicable federal regulations in effect at the time a grant is awarded to the recipient, cannot be met. In accordance with U.S. Department of Treasury regulations at 31 CFR Part 205, if applicable, the recipient shall maintain procedures to minimize the time elapsing between the transfer of funds and the disbursement of said funds.

Rebates

Recipients shall disburse program income, rebates, refunds, contract settlements, audit recoveries, and interest earned on such funds before requesting additional cash payments, in accordance with applicable federal regulations in effect at the time a grant is awarded to a recipient.

The reduction of federal financial participation via rebates/refunds *may* generate excess funds for the recipient, if the recipient had already obligated their Cost Share match based upon the original award figures.

If the recipient had *already* obligated their original Cost Share *prior* to the rebate, then the recipient *may* have minimum excess funds equal to the difference between the original Cost Share less the rebate adjusted Cost Share.

Payment Requests During Closeout

For 90 days after the expiration of the period of performance, during an award's closeout reconciliation, a recipient may only submit reimbursement payment requests.

Reimbursement payment requests shall only be for obligations that were obligated within the active period of performance of the award. The recipient's request should contain clear and specific information certifying that the liquidation of federal funds is reimbursement for an obligation properly incurred during the active period of performance; FEMA may request documentation supporting the reimbursement for review.

Amendments

FP&S Award amendments may be approved, on a case-by-case basis, for the following reasons:

- Extension of the period of performance in order to complete the scope of work
- Changes to the activity, mission, retroactive approval [pre-award], closeout issues, some excess funds requests, requests for economic hardship Cost Share waiver, and requests for maintenance of expenditure waivers
- Cost over/under run (adding funds to award/non-closeout deobligation of funds)
- Economic Hardship Waiver

Amendments will only be considered when submitted via the online eGrants system. These requests must contain specific and compelling justifications for the requested change.

The FEMA Grant Programs Directorate strongly encourages the timely expenditure of grant funds by recipients to be consistent with the goals and objectives outlined in the FP&S Program.

NOTE: A recipient may deobligate (return) unused funds (those remaining funds drawn down via payment request and/or remaining award funding that was never requested) to DHS prior to the end of an award's Period of Performance. To exercise this option, a recipient must submit a cost over/under run Amendment via the eGrants system and state in their amendment that the unliquidated funds (funds to be returned) are not necessary for the fulfillment or success of the grant's obligations or mission. The recipient must also indicate that it understands that the returned funds will be deobligated and unavailable for any future award expenses.

Deobligation of funds will decrease the federal portion of the grant and the amount of the recipient's Cost Share obligation. FEMA will confirm deobligation amendments with all points of contact; after confirmation of the recipient's intent to deobligate, FEMA will hold the approved deobligation request for 14 calendar days as a period for recipient reconsideration before processing the deobligation request.

XI. Disposition of Grant Funded Equipment

A recipient must use, manage, and dispose of FP&S-funded equipment in accordance with the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 C.F.R. § 200.313. With the exception of state governments, when original or replacement equipment acquired under an FP&S Award is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, the recipient must request disposition instructions from FEMA. The AFG Program Office strongly recommends contacting a Regional Fire Program Specialist or the AFG Help Desk prior to the disposition of FP&S-funded equipment, including vehicles.

OFFICE OF THE CITY ATTORNEY
A. B. BULLARD
4/12/2016

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.(Ward 7)

WHEREAS, Sections 21-45-1 *et seq.*, Mississippi Code of 1972, as amended (the "Act"), authorizes 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;

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.

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;

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

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OFFICE OF THE CITY ATTORNEY
M. Beale
04/11/16

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.

OFFICE OF THE CITY ATTORNEY
B. Bell
04/12/2016

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.

MEMORANDUM

To: Tony T. Yarber, Mayor

From: Michael A. Davis, Manager *M.A.D.*

Office of Economic Development

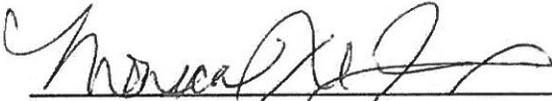
Date: April 18, 2016

Subject: Agenda Item

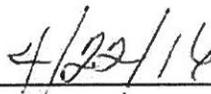
The attached agenda item is a Resolution Declaring the Intention of the City of Jackson's Governing Authorities, to issue Tax Increment Financing ("TIF") Bonds of said Municipality in an Aggregate Principal amount not to exceed Six Hundred Thousand Dollars (\$600,000) to finance the cost of installing and constructing certain improvements for a proposed Development within the City in accordance with the authority granted to municipalities by the legislature with respect to tax increment financing as set forth in Miss. Code Ann. 21-45-1, *et seq.*, and determining that the *JWH Equipment Project* is a project eligible for tax increment financing according to said act; and that a public hearing be conducted in connection with the tax increment financing plan, and for related purposes. The proposed project consists of the following developments: 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 an equipment dealership, office space, service bays and a parts warehouse.

OFFICE OF THE CITY ATTORNEY

THIS 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. (WARD 7) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
Roslyn Griffin, *Deputy City Attorney* 



DATE

OFFICE OF THE CITY ATTORNEY
4/22/16
19
20

EXHIBIT A

TAX INCREMENT FINANCING PLAN

EXHIBIT A

TAX INCREMENT FINANCING PLAN



TAX INCREMENT FINANCING PLAN
JWH EQUIPMENT PROJECT
MAY 2016
City of Jackson, Mississippi

Prepared by:

GOURAS & ASSOCIATES



101 Webster Circle, Suite 300
Madison, MS 39110
P.O. Box 1465
Ridgeland, MS 39158
601-605-8128 P 601-605-8129 F
chrisgouras@gourasandassociates.com
lacipittman@gourasandassociates.com

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

**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

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.

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.

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 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 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 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.

EXHIBIT B
LEGAL NOTICE

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

Notice is hereby given that the Mayor and City Council of the City of Jackson, Mississippi (the "Governing Body" of the "City"), will hold a public hearing on _____, 2016, at _____ o'clock _____. at the regular meeting place of the Governing Body at the City Hall of the City of Jackson, 219 South President Street, Jackson, Mississippi, on the *Tax Increment Financing Plan, JWH Equipment Project, City of Jackson, Mississippi, May 2016* (the "TIF Plan"), for consideration by the Governing Body and requesting that the TIF Plan be approved in compliance with The City of Jackson, Tax Increment Financing Redevelopment Plan, and further, to designate the project described in the TIF Plan as appropriate for development and tax increment financing.

The general scope of the TIF Plan is a proposal that the City, acting on behalf of itself and Hinds County, Mississippi (the "County"), will issue tax increment financing bonds (the "Bonds"), in an amount not to exceed Six Hundred Thousand Dollars (\$600,000), in order to provide funds necessary to pay for the cost of acquiring and constructing various infrastructure improvements in connection with the Project (as defined in the TIF Plan), 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 and structured 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").

The Bonds shall be secured solely by a pledge by the City of the incremental increase in ad valorem tax revenues on real and personal property generated within the TIF District, as described in the TIF Plan, and will never be a general obligation of the City secured by the full faith, credit, and taxing power of the City or create any other pecuniary liability on the part of the City other than the pledge of the incremental increase in the ad valorem taxes and sales tax rebates set forth above. The County is expected to pledge not to exceed fifty percent (50%) of the 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 support the Bonds. The Bonds will likewise never be a general obligation of the County secured by the full faith, credit, and taxing power of the County.

Construction of the Infrastructure Improvements and payment of the Bonds issued pursuant to the TIF Plan will be paid as hereinabove set forth and will not require an increase in any kind or type of taxes within the City or the County.

Copies of the TIF Plan and the Redevelopment Plan are available for examination in the office of the City Clerk in Jackson, Mississippi.

The City and the County may exercise their authority under Chapter 45 of Title 21, Mississippi Code of 1972, as amended (the "Act"), individually or jointly, pursuant to an Interlocal Cooperation Agreement as authorized by Sections 21-45-3 *et seq.*, Mississippi Code of 1972, as amended.

This hearing is being called and conducted, and the TIF Plan has been prepared as authorized and required by Sections 21-45-1 *et seq.*, Mississippi Code of 1972, as amended.

Witness my signature and seal, this the 3rd day of May, 2016.

KRISTI MOORE, City Clerk

(SEAL)

Publish One (1) Time in the MISSISSIPPI LINK on _____, 2016.

Send Proof of Publication and Invoice to:

**City of Jackson, MS
Attention: Kristi Moore, City Clerk
219 S. President St.
Jackson, MS 39205-001**

Send TWO Proofs of Publication to:

**Chris Gouras
Gouras & Associates
P.O. Box 1465
Ridgeland, MS 39158**

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

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The general scope of the TIF Plan is a proposal that the City, acting on behalf of itself and Hinds County, Mississippi (the "County"), will issue tax increment financing bonds (the "Bonds"), in an amount not to exceed Six Hundred Thousand Dollars (\$600,000), in order to provide funds necessary to pay for the cost of acquiring and constructing various infrastructure improvements in connection with the Project (as defined in the TIF Plan), 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 and structured 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").

The Bonds shall be secured solely by a pledge by the City of the incremental increase in ad valorem tax revenues on real and personal property generated within the TIF District, as described in the TIF Plan, and will never be a general obligation of the City secured by the full faith, credit, and taxing power of the City or create any other pecuniary liability on the part of the City other than the pledge of the incremental increase in the ad valorem taxes and sales tax rebates set forth above. The County is expected to pledge not to exceed fifty percent (50%) of the 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 support the Bonds. The Bonds will likewise never be a general obligation of the County secured by the full faith, credit, and taxing power of the County.

Construction of the Infrastructure Improvements and payment of the Bonds issued pursuant to the TIF Plan will be paid as hereinabove set forth and will not require an increase in any kind or type of taxes within the City or the County.

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The City and the County may exercise their authority under Chapter 45 of Title 21, Mississippi Code of 1972, as amended (the "Act"), individually or jointly, pursuant to an Interlocal Cooperation Agreement as authorized by Sections 21-45-3 *et seq.*, Mississippi Code of 1972, as amended.

This hearing is being called and conducted, and the TIF Plan has been prepared as authorized and required by Sections 21-45-1 *et seq.*, Mississippi Code of 1972, as amended.

Witness my signature and seal, this the 3rd day of May, 2016.

KRISTI MOORE, City Clerk

(SEAL)

Publish One (1) Time in the MISSISSIPPI LINK on _____, 2016.

Send Proof of Publication and Invoice to:

**City of Jackson, MS
Attention: Kristi Moore, City Clerk
219 S. President St.
Jackson, MS 39205-001**

Send TWO Proofs of Publication to:

**Chris Gouras
Gouras & Associates
P.O. Box 1465
Ridgeland, MS 39158**

EXHIBIT B
LEGAL NOTICE

OFFICE OF THE CITY ATTORNEY
Healy
Stallard

ORDER AUTHORIZING 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. (ALL WARDS)

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.

Item # 22
Date: _____
By: Jefferson, Yarber

Office of Housing &
Community Development

MEMORANDUM

TO: Tony T. Yarber, Mayor
FROM: Vanessa Henderson, Deputy Director
Office of Housing & Community Development
DATE: April 18, 2016
RE: Agenda Item for May 3, 2016 City Council Meeting

The attached agenda item authorizes the Mayor to execute a contract with the Jackson Medical Mall Foundation (JMMF) to implement the HOPWA related services in the Jackson Metropolitan Statistical Area (MSA), which includes Hinds, Rankin, Madison, Copiah, and Simpson counties; and for the use of the balance of unexpended HOPWA funds set aside for this purpose.

This contract will capture the unexpended HOPWA funds as follow: \$46,395.33 (bal. of sub-recipient 2012 allocation) + \$1,090,256.00 (2013 HOPWA subrecipient allocation) = \$1,136,651.33.

These services consist of short-term and long term housing assistance to low income persons medically diagnosed with HIV/AIDS and their families. Short-term housing assistance may aid with all or part of an applicant's rent or mortgage payment. Short-term assistance ends at the end of 21 weeks per twelve month period. Long-term assistance may assist with all or part of an applicant's rent or mortgage payments if the applicant is eligible for hospice care.

The contract will cover costs of services rendered beginning April 1, 2016 through September 31, 2017, which will prevent any gaps in services for clients and allow for the new HOPWA Program's implementation.

Should you have any questions, please contact me at ext. 2155.

cc: Eric Jefferson, Director, Department of Planning and Development
Gus McCoy, Chief Administrative Officer

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

4-14-16

OFFICE OF THE CITY ATTORNEY
[Handwritten signature]

POINTS	COMMENTS
1. Brief Description/Purpose	Executing a contract with JMMF for the use of the balance of unexpended 2012 and 2013 HOPWA funds in the Jackson MSA (Hinds, Rankin, Madison, Copiah, and Simpson Counties).
2. Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure & Transportation 7. Quality of Life	7. Quality of Life
3. Who will be affected	HOPWA eligible low income persons and their families living in the Jackson MSA.
4. Benefits	To provide HOPWA eligible services.
5. Schedule (beginning date)	On-going
6. Location: WARD _____ CITYWIDE (yes or no) (area) _____ Project limits if applicable _____	All Wards Within the Jackson MSA (Hinds, Rankin, Madison, Copiah, and Simpson Counties).
7. Action implemented by: City Department _____ X Consultant _____	Department of Planning and Development, Office of Housing & Community Development, Development Assistance Division
8. COST	\$1,136,651.33
9. Source of Funding General Fund _____ Grant _____ X Bond _____ Other _____	2012 HOPWA Grant - \$ 46,395.33 2013 HOPWA Grant - \$1,090,256.00 Account number 122-566.10-6742
10. EBO participation	ABE ___ % WAIVER yes ___ no ___ N/A <u>X</u> AABE ___ % WAIVER yes ___ no ___ N/A <u>X</u> WBE ___ % WAIVER yes ___ no ___ N/A <u>X</u> HBE ___ % WAIVER yes ___ no ___ N/A <u>X</u> NABE ___ % WAIVER yes ___ no ___ N/A <u>X</u>

Office of the City Attorney

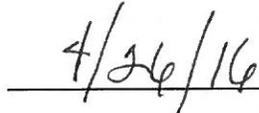
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This 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 is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
Azande Williams, Deputy City Attorney 



DATE

OFFICE OF THE CITY ATTORNEY
4/26/16
M. Williams

OFFICE OF THE CITY ATTORNEY
MAYOR

ORDER AUTHORIZING 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.

APPROVED FOR AGENDA:

	<u>Initials</u>	<u>Date</u>
Legal	_____	_____
Finance	_____	_____
Budgeted: Yes _____ No _____	Acct. No. 001-407.00-6419	
CAO	_____	_____
Mayor's Office	_____	_____
	Item #: <u>23</u>	_____
	Date: _____	_____

By: Joiner, Yarber

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

MEMORANDUM

TO: Tony Yarber, Mayor
FROM: Monica D. Joiner, City Attorney
DATE: April 27, 2016
RE: Agenda Item

This is an Amended 36-month agreement 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.

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 litigation faced by the City on a regular basis.

MJ/mc
Attachments

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

4/27/16
DATE

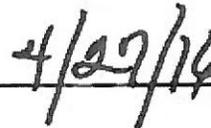
POINTS		COMMENTS
1.	Brief Description/Purpose	ORDER AUTHORIZING MAYOR TO EXECUTE AN AMENDED 36-MONTH AGREEMENT WITH THOMSON REUTERS (WESTLAW), FOR AN INCLUSIVE PLAN WHICH WILL ALLOWS RESEARCH OF MISSISSIPPI LAW, FEDERAL CASE LAW, FIFTH CIRCUIT CASE LAW, UNITED STATES SUPREME COURT CASE LAW AND FEDERAL AND STATE LAW FROM OTHER JURISDICTIONS
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	N/A
3.	Who will be affected	City of Jackson
4.	Benefits	
5.	Schedule (beginning date)	Upon City Council approval
6.	Location: § WARD § CITYWIDE (yes or no) (area) § Project limits if applicable	
<input type="checkbox"/> <input type="checkbox"/> 7.	Action implemented by: § City Department § Consultant	Office of the City Attorney and City Prosecutor
8.	COST	\$1,170.78 per month for the remaining eight months, and a 3% for the second and third years beginning in January 2017.
<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> 9.	Source of Funding § General Fund § Grant § Bond § Other	General Fund
10.	EBO participation	ABE _____% WAIVER yes ___ no ___ N/A X AABE _____% WAIVER yes ___ no ___ N/A X WBE _____% WAIVER yes ___ no ___ N/A X HBE _____% WAIVER yes ___ no ___ N/A X NABE _____% WAIVER yes ___ no ___ N/A X

OFFICE OF THE CITY ATTORNEY

This, **ORDER AUTHORIZING 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**, has been reviewed by me and is legally sufficient for adoption by the governing authorities.



Monica D. Joiner, *City Attorney*



DATE

OFFICE OF THE CITY ATTORNEY
MAY 11 2016

OFFICE OF THE CITY ATTORNEY
H. D. ...

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 (WARD 5, 7)

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 7:30am-5:30pm, 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 2pm-5:30pm; 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

#24

not exceed \$42,750 annually, which is less than the amount Ekyaha Youth Project will provide to the program; and

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.

Item# _____

Agenda Date: 5.3.16

By: (Jones, McBride, Yarber)

OFFICE OF THE CITY ATTORNEY
R. Dur
 04/27/2016

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET DATE for 5.03.16

POINTS		COMMENTS
1.	Brief Description/Purpose	ORDER AUTHORIZING THE MAYOR TO EXECUTE A SPONSORSHIP AGREEMENT WITH EKYAHA YOUTH PROJECT TO FUND YOUTH ENHANCEMENT PROGRAMING AT BATTLEFIELD COMMUNITY CENTER FOR 25 YOUTH IN GRADES 3 THROUGH 5. (WARD 5, 7)
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure & Transportation 7. Quality of Life	1. Youth & Education 2. Crime Prevention 4. Neighborhood Enhancement 7. Quality of Life
3.	Who will be affected	Residents of the Battlefield Community. Families and students who attend Poindexter, Isable, and George Elementary
4.	Benefits	This project will provide students with enhancement programing in the area of literacy and STEAM programing enforcing the efforts of the I Need You To Make It Youth Initiative.
5.	Schedule (beginning date)	June, 2016
6.	Location:	Battlefield Community Center
7.	Action implemented by: City Department	Department of Parks and Recreation
8.	COST	\$42,750 in kind use of the Battlefield Community Center
9.	Source of Funding General Fund Grant Bond Other X	Other: Sponsorship from Ekyaha Youth Project in the amount not to exceed \$87,000 annually.
10.	EBO participation	ABE ___% WAIVER yes ___ no ___ N/A ___X___ AABE ___% WAIVER yes ___ no ___ N/A ___X___ WBE ___% WAIVER yes ___ no ___ N/A ___X___ HBE ___% WAIVER yes ___ no ___ N/A ___X___ NABE ___% WAIVER yes ___ no ___ N/A ___X___

MEMORANDUM

TO: Tony T. Yarber, Mayor

FROM: Allen Jones, Director of Parks and Recreation and The Mayor's Youth Initiative

DATE: April 22, 2016

RE: Agenda Item for May 3, 2016 City Council Meeting

The attached agenda item requests that the City Council find 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 that it authorize the Mayor to execute a sponsorship agreement with Ekyaha Youth Project whereby Ekyaha will provide funding for youth enhancement programing at the Battlefield Community Center located at 953 W Porter St, Jackson, MS 39204.

The program will serve 25, third (3rd) through fifth (5th) Graders from 7:30am-5:30pm. The summer program will begin June 6 and end July 21, 2016. The afterschool program parallels JPS regular school schedule and will service the 25 students between 2pm-5:30pm during the regular school year.

Ekyaha Youth Project commits and estimated \$87000 annually to this project and the City of Jackson will provide an in kind facility use contribution of \$42,750 annually.

The programing supports the I Need You to Make It Youth Initiative which focuses on literacy and engaging participants in Science-Technology-Engineering-Arts-Mathematics (STEAM) as well as athletic programing. 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.

If you have any questions, please call Elis L. McBride at 601.960.1084 or email at emcbride@jacksonms.gov

Office of the City Attorney

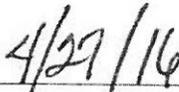
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

THIS 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 (WARD 5, 7) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
Roslyn Griffin, Deputy City Attorney 



DATE

OFFICE OF THE CITY ATTORNEY
Roslyn Griffin
4/27/16

March 13, 2016
(Wm)

ORDER ESTABLISHING JUST COMPENSATION AND AUTHORITY FOR 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. (Ward 7)

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.

APPROVED FOR AGENDA:

ITEM # 25

AGENDA DATE: _____

BY: POWELL, WILLIAMS, YARBER

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

April 7, 2016

P O I N T S		C O M M E N T S
1.	Brief Description/Purpose	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. (Ward 7)
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7
3.	Who will be affected	Residents of the City of Jackson
4.	Benefits	Water Infrastructure
5.	Schedule (beginning date)	This project will begin as soon as contracts are signed.
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 7
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.
8.	COST	\$64,409.44
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 51 Account No. 51-52190501939016723
10.	EBO participation	ABE _____% WAIVER yes ___ no ___ N/A ___x___ AABE _____% WAIVER yes ___ no ___ N/A ___x___ WBE _____% WAIVER yes ___ no ___ N/A ___x___ HBE _____% WAIVER yes ___ no ___ N/A ___x___ NABE _____% WAIVER yes ___ no ___ N/A ___x___



City of Jackson
Department of Public Works

Council Agenda Item Memorandum

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director *KLP 4-12-16*
Date: April 11, 2016

Agenda Item: Greater Belhaven Neighborhood Foundation
Temporary/Permanent Easements
Item #:
Council Meeting: Regular Council Meeting, April 19, 2016
Consultant/Contractor: N/A
EBO Compliance Details: N/A
Purpose: 48" Water Transmission Line
Cost: Cost \$64,409.44
Project/Contract Type: Construction
Funding Source: Fund 51
Schedule/Time: N/A
DPW Manager: Charles Williams Jr., P.E., Ph.D.

Background:

Attached you will find an item for the City Council Agenda establishing just compensation for three parcels owned by Greater Belhaven Neighborhood Foundation needed for construction of the 48" Water Transmission Line. The City of Jackson's authorized representative negotiated a fair market price to obtain three parcel easements from the Greater Belhaven Neighborhood Foundation. The original market price for the three parcels was \$85, 879.25, and the reduced negotiated price is \$69,409.44. The reduction in price is 25% less than the fair market price researched by the City of Jackson's authorized representative obtain three. All parties agreed to waive the appraisal process, which would have increased the fees for acquiring the easements and lengthening the process. The Greater Belhaven Neighborhood Foundation has accepted the offer of just compensation for the three parcel easements.

It is the recommendation of the Public Works Department to move forward with offering just compensation to the Greater Belhaven Neighborhood Foundation in an amount not to exceed \$64,409.44 for three parcel easements. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.



**City of Jackson
Department of Public Works**

Talking Points:

Greater Belhaven Neighborhood Foundation

- The City is in need of temporary/permanent easements owned by the Greater Belhaven Neighborhood Foundation to construct the 48" Water Transmission Line.
- Each party, acting in good faith, has agreed to waive the appraisal process and negotiate a fair price.
- The City of Jackson's authorized representative for the easement acquisition researched comparable property within the area and determined a fair marketable price for temporary/permanent easements.
- This information was provided to both the City of Jackson and the Greater Belhaven Neighborhood for review.
- The original total calculated price for all three parcels was \$85,879.25.
- The City of Jackson reviewed the report and requested a 25% reduction totaling \$64,409.44.
- This offer was submitted to the Greater Belhaven Neighborhood Foundation and was accepted by their governing board.

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY
April 13, 2016
(NWA)

OFFICE OF THE CITY ATTORNEY

This 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 (Ward 7) is legally sufficient for placement in NOVUS Agenda.


Monica D. Jomer, City Attorney
NaKasha Watkins, Legal Counsel 

4-13-16
DATE

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 TELEMETRY SYSTEM (ALL WARDS)

OFFICE OF THE CITY ATTORNEY
APPROVED BY: [Signature]
DATE: 2/1/2016
[Signature]

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.

ITEM # 26
AGENDA DATE: _____
BY: POWELL, YARBER



**City of Jackson
Department of Public Works**

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director *KP 323.16*

Council Agenda Item Brief

Agenda Item: Micro-Comm Extended Warranty Service
Item #:
Council Meeting: Regular Council Meeting, March 29, 2016
Consultant/Contractor: Micro-Comm, Inc.
EBO: N/A
Purpose: Monitoring and operation of the water treatment tanks and well system

Cost: \$4,425.00
Project/Contract Type: Software with Service
Funding Source: Water/Sewer Enterprise Operations & Maintenance Fund
Schedule/Time: February 2016
Superintendent: Cynthia Hill

Background: The City of Jackson's water tanks and well system is monitored by a SCADA (supervisory control and data acquisition) system. It also monitors the well chlorination system for leaks. The core hardware components of the system are manufactured by Micro-Comm, Inc. Micro-Comm's extended warranty service meets the need for specialized repair and technical expertise of this equipment. Not having this service will give place to lengthy and costly recovery from failures.

Estimated Fees: \$4,425.00

EBO Compliance Details: N/A

Talking Points:

Micro-Comm Extended Warranty Service

- The renewal of this annual agreement for hardware maintenance and services is necessary for the monitoring of the chlorination system (safety), water tanks, and wells.
- Micro-Comm, Inc. is the sole source vendor.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

03/14/16

DATE

FOR THE CITY ATTORNEY
 [Signature]
 [Signature]

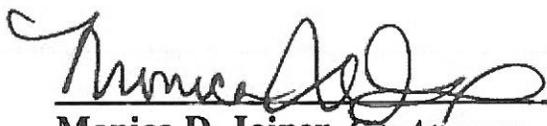
POINTS		COMMENTS																																													
1.	Brief Description	This action is necessary for the execution of the one-year agreement with Micro Comm, Inc., the sole source provider of the warranty for their telemetry equipment. This is necessary for the City of Jackson's water treatment and distribution system's SCADA (supervisory control and data acquisition) system, without which delivery of safe drinking water will not be possible.																																													
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This project primarily supports Initiative No. 6 and supports 4, 5, and 7.																																													
3.	Who will be affected	All users of water produced from the City's Surface Water System.																																													
4.	Benefits	This maintenance agreement will provide the City of Jackson with the repair and technical expertise that's necessary to ensure stable, efficient treatment and storage of safe drinking water.																																													
5.	Schedule (beginning date)	The acquisition will begin immediately.																																													
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	All Yes All areas served by the City of Jackson's water distribution system including Jackson City limits, Byram, Terry, and Nissan																																													
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	Department of Public Works - Water/Sewer Utilities Division Water Plant Operations Section																																													
8.	COST	The cost is \$4,425.00 for the entire year of 2016.																																													
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	Water/Sewer Enterprise Operations & Maintenance Fund																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
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NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1656

OFFICE OF THE CITY ATTORNEY

THIS 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 TELEMETRY SYSTEM (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
Nakesha Watkins, *Legal Counsel* NW

3/28/16
DATE

OFFICE OF THE CITY ATTORNEY
March 29, 2016
NW



15895 S. Plumm Rd.

Olathe, KS 66062

(913) 390-4500

FAX: (913) 390-4550

www.micro-comm-inc.com

12/5/15

Attn Cynthia Hill
Jackson City of MS (Water Treatment Plant)
Accts Payable PO BOX 17
Jackson MS 39205

Extended Service Warranty Proposal

Dear Cynthia:

According to our records, your Micro-Comm telemetry system service contract number(s) SC0164 will expire on 3/12/16. For the amount of \$4425.00 which *includes* damage caused by lightning, Micro-Comm will provide service contract coverage for job number(s) 91-020, 95-079, 02-052 for the period of one year.

Please read and review the following:

Terms and Conditions of the Service Contract:

1. Micro-Comm, Inc. shall be liable only for the cost or repair of any Micro-Comm manufactured equipment including radio, power supply, and associated equipment required for system operation as designed (see #4 below). In the event that the equipment is defective or if the equipment is damaged by lightning, Micro-Comm will supply and ship to job site replacement equipment as deemed necessary to complete repairs. Customer shall supply labor for removal and installation of equipment at customer's premises. Return of defective equipment to Micro-Comm is the customer responsibility.
2. This contract is void and does not apply if damage is caused by improper installation, improper maintenance, accident, alteration, abuse, or misuse, (by other than Micro-Comm, Inc. or it's designates).
3. Micro-Comm's sole obligation in case of its equipment failure will be to provide the service specified above. Micro-Comm will not be liable for any consequential or incidental damage *to any other manufacturer's* equipment arising from Micro-Comm equipment failure.
4. The contract is for Micro-Comm manufactured parts only. The following list is an example of items not covered: PLC's; BW probes and relays; Chart recorders, pens and paper; Phase monitors and pump alternators; Flow meters and flow sensors; Chemical feed and chemical monitoring equipment; Portable/Mini monitors; Phone dialers; light bulbs; computers, keyboards, monitors, external modems and printers; external wiring/cablng.
5. The Service Contract coverage provided by Micro-Comm, Inc. begins when current system warranty ends and provides coverage for one calendar year form warranty end date. Warranty end date will be extended when a signed copy of Service Contract and payment are received. Non-Warranty Customer warranty date will be assigned when a signed copy of Service Contract and payment are received. Service Contract coverage will be for one calendar year from assigned warranty date.

Micro-Comm's *normal* service charge is \$125/hour with a four hour minimum, plus \$50/hour travel-time and expenses, or \$1250/day plus \$50/hour travel-time and expenses. Under the terms of this *service contract*, a reduced service rate will be offered: \$90/hour with a four hour minimum, plus \$40/hour travel-time and all expenses, or \$900/day plus \$40/hour travel-time and all expenses.

Should you choose to purchase/renew this service contract YOU MUST complete the form below, and return this letter to us with a check payable to Micro-Comm, Inc. Please write Service Contract on you check. If you have any questions, feel free to contact me at any time.

Sincerely,

MICRO-COMM, INC.



Mark Stockton
Service Manager

Enclosure

I have read and fully understand the terms and conditions of the Service Contract as stated above.

Accepted by: _____

Date: _____

Amount of Check Enclosed: _____

File Edit Action Tools Admin Help



Budget Inquiry	Budget Version Inq	Find Account #	Find Asset+	Find Calif Sourc	Find Department
Find Department	Find Fund	Find Fund/departm	Find Obj Group	Find Project	GL Structure
Job Costing Inquiry	Proofed Balances	Subsystem/batch	Transactions		

Expense Account #

Future

	Entered	Approved	Proofed
Actuals	2,313.75	2,313.75	
Commitments	6,935.40	6,935.40	1,654.20
Total	9,249.15	9,249.15	1,654.20

Posting from Job Costing

Budgeting Miscellaneous

Budget Carry Forward P O

Amount	Ver	<input type="text" value="16100"/>	<input type="text" value="200,000.00"/>	Ver	<input type="text" value="16101"/>	<input type="text" value="200,000.00"/>
Remaining			<input type="text" value="190,750.85"/>			<input type="text" value="190,750.85"/>

OFFICE OF THE CITY ATTORNEY
Sept 17, 2016
A. B. W.

**ORDER ACCEPTING THE BID OF DOZER, LLC, FOR THE
READY MIX BRIDGE REPLACEMENT, CITY PROJECT
NUMBER 15B4505.701. (WARD 7)**

WHEREAS, on March 15, 2016, the City of Jackson received one sealed bid for the Ready Mix Bridge Replacement, City Project No.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.

ITEM #

27

DATE:

BY:

POWELL, WILLIAMS, YARBER



**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director *412-16*
Public Works Department
Date: April 11, 2016

Agenda Item: Ready Mix Bridge Replacement
Item #:
Council Meeting: Regular Council Meeting, April 19, 2016
Consultant/Contractor: Dozer, LLC
EBO Compliance Details:

- ABE: 0%
- AABE: 12.51%
- HBE: 0.56%
- NABE: N/A
- FBE: 4.95%

Purpose: Bridge Replacement
Cost: Cost \$267,750.00
Project/Contract Type: Construction
Funding Source: 1% Sales Tax
Schedule/Time: May 2016
DPW Manager: Charles Williams Jr., PE, PhD

Background:

Attached, you will find an item for the City Council Agenda requesting acceptance of the bid of Dozer, LLC, in the amount of \$267,750.00, for Ready Mix Bridge Replacement.

City staff has reviewed the bid and has determined that it is acceptable, being that it is close to proposed engineering estimate.



**City of Jackson
Department of Public Works**

The Ready Mix Bridge Replacement will remove an existing deficient bridge structure, and replace with a new precast bridge meeting all Federal DOT requirements. This project is being funded through one-percent sales tax revenue.

It is the recommendation of this office that this contract be awarded. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

Talking Points:

Ready Mix Bridge Replacement.

- The current bridge structure was constructed in 1962, and has exceeded its structural life expectancy.
- The current sufficiency rating is 24.9.
- The bridge structure is currently closed to all vehicular traffic.
- Project funded by 1% sales tax.
- The contractor has 45 calendar days to complete the construction.

City of Jackson, Mississippi

Tony T. Yarber, Mayor
Equal Business Opportunity (EBO) Division
Compliance Determinations

Ready

Date: 3/21/2016

RediMix Bridge Replacement, City Project No. 15B4505-701

Procurement Category: Construction

Bidder: Dozier, LLC

Bid Amount: \$267,750

Waiver Request: No waiver requested

Status: Compliant

Justification: Dozier, LLC is in compliance of the EBO Executive Order. Initially, one (1) of the three (3) subcontractors listed on the EBO Plan was not listed on the City of Jackson's certified vendors list. Subcontractor not listed on the certified vendors list was Traffic Control Products, Inc. As of 3/24/2016, Traffic Control Products, Inc. has completed all the necessary requirements for certification with the City of Jackson, MS.

ABE: 0%

AABE: 12.51%

HBE: 0.56%

NABE: N/A

FBE: 4.95%

Nikki K. McCelleis, EBO Manager _____

CERTIFIED BID TABULATION

City Project No. 15B4505.701
 Ready Mix Bridge Replacement

Pay Item No.	Description	Quantity	Units
1	Mobilization	1	LS
2	Maintenance of Traffic	1	LS
3	Removal & Replacement of Asphalt/Concrete Pavement (All Depths)	1	LS
4	Removal of Bridge Structure & Obstructions (Timber Retaining Wall)	1	LS
5	Common Excavation (FM)	1	LS
6	Borrow Excavation (FM) Fill	1	LS
7	610 Crushed Stone (Roadway Approaches)	1	LS
8	New Pre-cast Bridge Structure (1@31'.24'-0" Clear Roadway Width) Including all parts wingwalls, curb units, concrete post, and concrete caps.	1	LS
9	Test Pile	1	LS
10	14" Prestressed Concrete Piling	7	LS
11	Rock Rip Rap (200 LB)/w Geotextile Fabric	1	LS
12	Surveying (Elevation & Layout)	1	LS
13	Utility Allowance	1	LS
14	Contingency	1	LS

I certify this bid to be true and accurate tabulation of the bid received by the City Clerk at 3:30. 1

Charles E. Williams Jr.
 Charles E. Williams Jr., P.E., Ph.D.
 City of Jackson, MS

3/16/16

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 11, 2016

P O I N T S		C O M M E N T S			
1.	Brief Description/Purpose	ORDER ACCEPTING THE BID OF DOZER, LLC, FOR THE READY MIX BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4505.701.			
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7			
3.	Who will be affected	Residents and businesses in Ward 7			
4.	Benefits	Bridge Replacement			
5.	Schedule (beginning date)	This project will begin as soon as contracts are signed.			
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 7			
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.			
8.	COST	\$267,750.00			
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 173 Account No. 173-451355B45057016485			
10.	EBO participation	ABE _____%	WAIVER	yes ___ no ___	N/A _____
		AABE _____%	WAIVER	yes ___ no ___	N/A _____
		WBE _____%	WAIVER	yes ___ no ___	N/A _____
		HBE _____%	WAIVER	yes ___ no ___	N/A _____
		NABE _____%	WAIVER	yes ___ no ___	N/A _____

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

THIS ORDER ACCEPTING THE BID OF DOZER, LLC, FOR THE READY MIX BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4505.701. (WARD 7) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
Nakesha Watkins, *Legal Counsel* 



DATE

OFFICE OF THE CITY ATTORNEY
APR 12 2016
KAW

OFFICE OF THE CITY ATTORNEY
Paul 12/20/16
AWW

**ORDER ACCEPTING THE BID OF UTILITY
CONSTRUCTORS, INC. FOR THE DERRICK STREET
BRIDGE REPLACEMENT, CITY PROJECT NUMBER
16B4500.301. (WARD 3)**

WHEREAS, on March 29, 2016, the City of Jackson received two sealed bids for the Derrick Street Bridge Replacement, City Project No.16B4500.301; and

WHEREAS, the 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.

ITEM #

28

DATE:

BY:

POWELL, WILLIAMS, YARBER



**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director *KP 4-12-16*
Public Works Department
Date: April 11, 2016

Agenda Item: Derrick Street Bridge Replacement
Item #:
Council Meeting: Regular Council Meeting, April 19, 2016
Consultant/Contractor: Utility Constructors, Inc.
EBO Compliance Details:

- ABE: 0%
- AABE: 15%
- HBE: 1.0%
- NABE: N/A
- FBE: 5.0%

Purpose: Bridge Replacement
Cost: Cost \$298,000.00
Project/Contract Type: Construction
Funding Source: CDBG
Schedule/Time: May 2016
DPW Manager: Charles Williams Jr., PE, PhD

Background:

Attached you will find an item for the City Council Agenda requesting acceptance of the bid of Utility Constructors, Inc., in the amount of \$298,000.00 for Derrick Street Bridge Replacement.

City staff has reviewed the bid and has determined that it is acceptable, being that it is close to proposed engineering estimate.



**City of Jackson
Department of Public Works**

The Derrick Street Bridge Replacement will remove an existing deficient bridge structure, and replace with a new precast bridge meeting all Federal DOT requirements. This project is being funded Community Development Block Grant funds.

It is the recommendation of this office that this contract be awarded. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

Talking Points:

Derrick Street Bridge Replacement

- The current bridge structure was constructed in 1991, and has exceeded its structural life expectancy.
- The current sufficiency rating is 37.9.
- The bridge structure is currently open, but temporary plastic barrier rails due to the wooden barrier rails have deteriorated. The weight limit has been reduced due to the rotten wood bridge superstructure.
- Project funded by Community Development Block Grant funds.
- The contractor has 45 calendar days to complete the construction from the issued notice to proceed.

Charles Williams

From: Michael Davis
Sent: Monday, April 04, 2016 9:27 AM
To: Charles Williams; Nakesha Watkins
Cc: Terry Williamson; Michael Davis
Subject: RE: Derrick Street Bridge Replacement Agenda

Importance: High

City of Jackson, Mississippi
Tony T. Yarber, Mayor
Equal Business Opportunity (EBO) Division
Compliance Determinations

Date: 4/4/2016

Derrick Street Bridge Replacement: City Project No. 16B4500.301
Procurement Category: Construction

Bidder: Utility Construction Inc.

Bid Amount: \$298,000

Waiver Request: No

Status: Compliant

Justification: Utility Construction Company is in compliance with the EBO Executive Order.

ABE: N/A%

AABE: 15%

HBE: 1%

NABE: N/A

FBE: 5%

Bidder: Dozer, LLC

Bid Amount: \$381,150

Waiver Request: No

Status: Compliant

Justification: Dozer, LLC is in compliance with the EBO Executive Order.

ABE: N/A%

AABE: 12.47%

HBE: .40%

NABE: N/A

FBE: 4.89%

Michael A. Davis, Manager
Department of Economic Development
Business Development Division
200 S. President Street
PO Box 17

CERTIFIED BID TABULATION

City/Project No. 16B4500.301
 Derrick Street Bridge Replacement

Dozer, LLC

Pay Item No.	Description	Quantity	Units	Unit Price	
1	Mobilization	1	LS	\$ 50,000.00	\$
2	Installation/Maintenance of Traffic Removal & Replacement of Asphalt/Concrete Pavement (All Depths)	1	LS	\$ 18,650.00	\$
3	Removal of Bridge Structure & Obstructions	1	LS	\$ 12,500.00	\$
4	Common Excavation (FM)	1	LS	\$ 4,000.00	\$
5	Borrow Excavation (FM) Fill	1	LS	\$ 6,500.00	\$
6	610 Crushed Stone (Roadway Approaches)	1	LS	\$ 4,000.00	\$
7	New Pre-cast Bridge Structure (1@40'.30'-0" Clear (Skew) Roadway Width) Including all parts wingwalls, curb units, Barrier Rail, and concrete caps.	1	LS	\$ 155,000.00	\$
8	Test Pile	1	LS	\$ 10,000.00	\$
9	14" Prestressed Concrete Piling	9	LS	\$ 5,000.00	\$
10	Rock Rip Rap (200 LB)/w Geotextile Fabric (Grout)	1	LS	\$ 8,000.00	\$
11	Surveying (Elevation & Layout)	1	LS	\$ 20,000.00	\$
12	Utility Allowance	1	LS	\$ 15,000.00	\$
13	Contingency	1	LS	\$ 20,000.00	\$
14					
Total Bid					\$

I certify this bid to be true and accurate tabulation of the bid received by the City Clerk at 3:30, Tuesday March 29, 2016

Charles E. Williams Jr.
 Charles E. Williams Jr., P.E., Ph.D.
 City of Jackson, MS
 3/30/16



CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 11, 2016

POINTS		COMMENTS																																													
1.	Brief Description/Purpose	ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC., FOR THE DERRICK STREET BRIDGE REPLACEMENT, CITY PROJECT NUMBER 16B4500.301. (WARD 3)																																													
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7																																													
3.	Who will be affected	Residents and businesses in Ward 3																																													
4.	Benefits	Bridge Replacement																																													
5.	Schedule (beginning date)	This project will begin as soon as contracts are signed.																																													
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 3																																													
7.	Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.																																													
8.	COST	\$298,000.00																																													
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 085 Account No. 085-948106B45003016485																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
AABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
WBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
HBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER ACCEPTING THE BID OF UTILITY CONSTRUCTORS, INC. FOR THE DERRICK STREET BRIDGE REPLACEMENT, CITY PROJECT NUMBER 16B4500.301. (WARD 3) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKeshia Watkins, *Legal Counsel* 



DATE

OFFICE OF THE CITY ATTORNEY
APR 12 2016
AMW

OFFICE OF THE CITY ATTORNEY
COUNSEL 22 2016
RUMAS

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 (ALL WARDS)

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 \$3,509,135; 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 of \$11,930,655 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, the City is also eligible to convert the emergency loan of \$500,000 to a conventional loan having a lower interest rate and longer repayment term for a total loan amount of \$12,500,000 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.

#29

SECTION 3. That Kishia L. Powell is authorized, at the direction of the Mayor, 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.



City of Jackson
Department of Public Works

Council Agenda Item Memorandum

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director
Date: April 25, 2016

Agenda Item: **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 KISHISA L. POWELL AS THE AUTHORIZED REPRESENTATIVE (ALL WARDS)**

Item #:
Council Meeting: Special Council Meeting, April 29, 2015
Consultant/Contractor: N/A
EBO Compliance details: N/A
Purpose: The purpose of this Agenda Item is to authorize application for execution of a State Revolving Fund loan to fund capitol improvements and related costs to improve the City of Jackson's safe drinking water system.
Estimated Fees: N/A
Project/Contract Type: State Revolving Fund Loan through the Drinking Water Systems Improvements Revolving Loan Fund (DWSIRLF)
Funding Source: MSDH – Local Governments and Rural Water Systems Improvements Board
Schedule/Time: Immediate upon approval
DPW Manager: Terry Williamson, Cynthia Hill

Background: The City of Jackson's water system needs improvements that will increase its ability to provide safe drinking water. The Department of Public Works for the City of Jackson previously identified critical projects for OB Curtis Water Treatment Improvements for \$3,501,800, JH Fewell Water Treatment Improvements for \$4,919,720, and Distribution System Improvements (Phase I) for \$2,440,400 with the Drinking Water Systems Improvements Revolving Loan Fund (DWSIRLF) loan from the Local Governments and Rural Water Systems Improvements Board for the Fiscal Year 2016 funding cycle. The Local Governments and Rural Water Systems Improvements Board 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. The loan will provide funding for projects at the water treatment

plants and for distribution lines that will facilitate compliance with Primary and Secondary Drinking Water Standards, reduce pressure deficiencies, and rehabilitation and replacement of existing facilities.

Talking Points:

- This loan amounts to \$10,861,920 with a 20 year repayment schedule.
- The interest rate is 1.95%.
- There is up to \$500,000 principal forgiveness before the repayment schedule is prepared.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

OFFICE OF THE CITY ATTORNEY
 04/25/16
 DATE April 27, 2016
 RMMW

POINTS		COMMENTS																																													
1.	Brief Description	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 (ALL WARDS)																																													
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes In City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	4, 5, 6, & 7																																													
3.	Who will be affected	All users of water produced from the City's Surface Water System.																																													
4.	Benefits	Compliance with Primary and Secondary Drinking Water Standards, reduced pressure deficiencies, and reliable existing facilities.																																													
5.	Schedule (beginning date)	September 2016																																													
6.	Location: ■ WARD ■ CITYWIDE (yes or no) (area) ■ Project limits if applicable	All areas served by the City of Jackson's water distribution system including Jackson City limits, Byram, Terry, and Nissan																																													
7.	Action implemented by: ■ City Department <input type="checkbox"/> ■ Consultant <input type="checkbox"/>	Department of Public Works -Water/Sewer Utilities Division Water Plant Operations Section																																													
8.	COST	Loan																																													
9.	Source of Funding ■ General Fund <input type="checkbox"/> ■ Grant <input type="checkbox"/> ■ Bond <input type="checkbox"/> ■ Other <input type="checkbox"/>	Drinking Water Systems Improvements Revolving Loan Fund (DWSIRLF) loan from the Local Governments and Rural Water Systems Improvements Board																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
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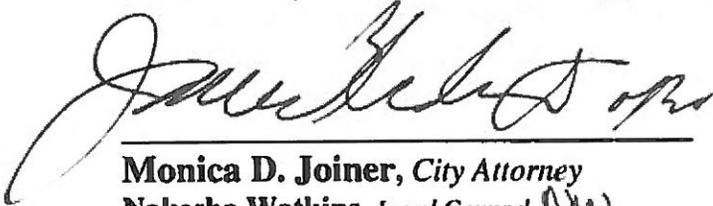
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601)960-1799
Facsimile: (601)960-1756

OFFICE OF THE CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
JUN 11 2016
M.W.

This 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 (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
Nakesha Watkins, Legal Counsel *NW*

4/27/16

DATE

OFFICE OF THE CITY ATTORNEY
C. Quinn 25 (2011)
(504) 388-1111

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 (WARD 2)

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 with 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.

Item#: 30

Agenda: _____

By: Powell, Williams, R. Lee, Yarber

Department of Public Works



200 South President Street
Post Office Box 17
Jackson, Mississippi 39205-0017

Tony Yarber
Mayor of the City of Jackson

MEMORANDUM

To: Mayor Tony Yarber
From: Kishia L. Powell, P.E. *KLP 4.21.16*
Director
Date: April 19, 2016
Subject: Agenda Item for City Council Meeting

Attached you will find an item for the agenda authorizing the Mayor to execute a real estate services contract with Neel-Schaffer, Inc., for review appraisal services the West County Line Road/Grant Street project.

The project intends to relocate about 350 ft of Grant Street to connect directly into the existing traffic signal at the Tougaloo College entrance. This realignment will improve access to the Tougaloo post office. The City will have to acquire two parcels of land and a separate drainage easement for the project. The total amount of this contract will not exceed \$2,250.00.

If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.



**City of Jackson
Department of Public Works**

Council Agenda Item Brief

Agenda Item: Order authorizing the Mayor to execute a real estate services contract with Neel-Schaffer for review appraisal and acquisition services for the West County Line Road/Grant Street Project

Item #:
Council Meeting: Regular Council Meeting, May 3, 2016
Consultant/Contractor:
EBO: Not applicable
Purpose: Authorize the Mayor to execute a real estate services contract with Neel-Schaffer, Inc.

Cost: \$2,250

Project/Contract Type: Street realignment
Funding Source: FHWA Earmark (100%)
Schedule/Time: After approval by Council

DPW Manager: C. Williams, R. Lee

Background: As part of the overall plan for West County Line Road in the Tougaloo area, the City is using a \$1 million earmark to realign a 350 ft section of Grant Street at West County Line Road to connect to the existing signal at the Tougaloo College entrance. The change will improve access from West County Line Road to the Tougaloo post office.

Estimated Fees: \$2,250

EBO Compliance Details: Not applicable

Talking Points: Limits: West County Line Road at Grant Street

- Realign 350 ft of Grant Street to connect to the existing Tougaloo College traffic signal.
- Improve access to the Tougaloo post office and community
- FHWA and MDOT require a review appraisal contract separate of the overall right-of-way appraisal and acquisition.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

April 19, 2016
DATE

OFFICE OF THE CITY ATTORNEY
APR 19 2016
11:44 AM

POINTS		COMMENTS
1.	Brief Description	Order authorizing the Mayor to execute a real estate services contract with Neel-Schaffer for review appraisal services for the West County Line Road/Grant Street Project
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	4, 6
3.	Who will be affected	3 property owners at the corner of West County Line Road and Grant Street
4.	Benefits	Provide review appraisal services
5.	Schedule (beginning date)	After City Council approval.
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	2 No Intersection of West County Line Rd and Grant St.
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	Public Works Department, Engineering Division
8.	COST	Not to exceed \$2,250.00
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input checked="" type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	FHWA Earmark (100%) Acct # 148 44890 91500 902 6723
10.	EBO participation	ABE _____ % WAIVER yes ___ no ___ N/A _____ AABE _____ % WAIVER yes ___ no ___ N/A _____ WBE _____ % WAIVER yes ___ no ___ N/A _____ HBE _____ % WAIVER yes ___ no ___ N/A _____ NABE _____ % WAIVER yes ___ no ___ N/A _____

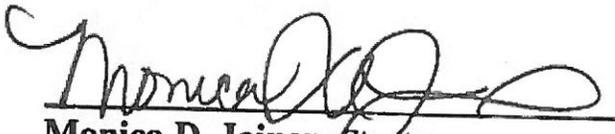
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

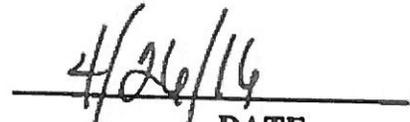
OFFICE OF THE CITY ATTORNEY
APR 26 2016
JML

OFFICE OF THE CITY ATTORNEY

This 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 (Ward 2) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKeshia Watkins, *Legal Counsel (NW)*



DATE

OFFICE OF THE CITY ATTORNEY
2/26/2016
AWW

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 (WARD 2)

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.

Item#: 31
Agenda: _____
By: Powell, Williams, R. Lee, Yarber

Department of Public Works



200 South President Street
Post Office Box 17
Jackson, Mississippi 39205-0017

Tony Yarber
Mayor of the City of Jackson

MEMORANDUM

To: Mayor Tony Yarber
From: Kishia L. Powell, P.E. *KP 4.21.16*
Director
Date: April 19, 2016
Subject: Agenda Item for City Council Meeting

Attached you will find an item for the agenda authorizing the Mayor to execute a real estate services contract with Neel-Schaffer, Inc., for the West County Line Road/Grant Street project.

The project intends to relocate about 350 ft of Grant Street to connect directly into the existing traffic signal at the Tougaloo College entrance. This realignment will improve access to the Tougaloo post office. The City will have to acquire two parcels of land and a separate drainage easement for the project. The total amount of this contract will not exceed \$41,436.00.

If you have any questions or comments, please do not hesitate to call me at (601) 960-2091.



**City of Jackson
Department of Public Works**

Council Agenda Item Brief

Agenda Item:	Order authorizing the Mayor to execute a real estate services contract with Neel-Schaffer for right-of-way appraisal and acquisition services for the West County Line Road/Grant Street Project
Item #:	
Council Meeting:	Regular Council Meeting, May 3, 2016
Consultant/Contractor:	
EBO:	Not applicable
Purpose:	Authorize the Mayor to execute a real estate services contract with Neel-Schaffer, Inc.
Cost:	\$41,436
Project/Contract Type:	Street realignment
Funding Source:	FHWA Earmark (100%)
Schedule/Time:	After approval by Council
DPW Manager:	C. Williams, R. Lee
Background:	As part of the overall plan for West County Line Road in the Tougaloo area, the City is using a \$1 million earmark to realign a 350 ft section of Grant Street at West County Line Road to connect to the existing signal at the Tougaloo College entrance. The change will improve access from West County Line Road to the Tougaloo post office.
Estimated Fees:	\$41,436
EBO Compliance Details:	Not applicable
Talking Points:	Limits: West County Line Road at Grant Street <ul style="list-style-type: none">• Realign 300 ft of Grant Street to connect to the existing Tougaloo College traffic signal.• Improve access to the Tougaloo post office• Improve access to the Tougaloo community• No more u-turns

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

April 19, 2016
DATE

OFFICE OF THE CITY ATTORNEY
Cynthia Lee-Jones

POINTS		COMMENTS
1.	Brief Description	Order authorizing the Mayor to execute a real estate services contract with Neel-Schaffer for right-of-way appraisal and acquisition services for the West County Line Road/Grant Street Project
2.	Public Policy Initiative <ol style="list-style-type: none"> 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life 	4, 6
3.	Who will be affected	3 property owners at the corner of West County Line Road and Grant Street
4.	Benefits	Provide right-of-way appraisal and acquisition services
5.	Schedule (beginning date)	After City Council approval.
6.	Location: <ul style="list-style-type: none"> ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable 	2 No Intersection of West County Line Rd and Grant St.
7.	Action implemented by: <ul style="list-style-type: none"> ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/> 	Public Works Department, Engineering Division
8.	COST	Not to exceed \$41,436.00
9.	Source of Funding <ul style="list-style-type: none"> ▪ General Fund <input type="checkbox"/> ▪ Grant <input checked="" type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/> 	FHWA Earmark (100%) Acct # 148 44890 91500 902 6723
10.	EBO participation	ABE _____ % WAIVER yes ___ no ___ N/A _____ AABE _____ % WAIVER yes ___ no ___ N/A _____ WBE _____ % WAIVER yes ___ no ___ N/A _____ HBE _____ % WAIVER yes ___ no ___ N/A _____ NABE _____ % WAIVER yes ___ no ___ N/A _____

Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

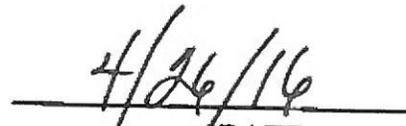
OFFICE OF THE CITY ATTORNEY
April 26, 2016
WJM

OFFICE OF THE CITY ATTORNEY

This 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 (Ward 2) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKesha Watkins, *Legal Counsel*_____



DATE

OFFICE OF THE CITY ATTORNEY
April 28, 2016

ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH EJES, INC. FOR THE COUNTRY CLUB DRIVE BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4502.401. (WARD 4)

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.

ITEM # 32
DATE: _____
BY: **POWELL, WILLIAMS, YARBER**

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 19, 2016

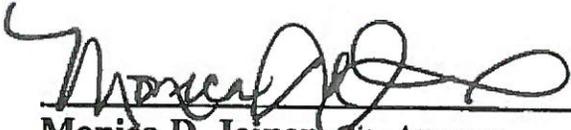
P O I N T S		C O M M E N T S	
1.	Brief Description/Purpose	ORDER ACCEPTING AN ENGINEERING SERVICES AGREEMENT WITH EJES, INC. FOR THE COUNTRY CLUB DRIVE BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4502.401. (WARD 4)	
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7	
3.	Who will be affected	All residents who travel on Country Club Drive	
4.	Benefits	Bridge Infrastructure	
5.	Schedule (beginning date)	When contracts are executed.	
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 4	
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.	
8.	COST	Engineering Design- \$32,352.26	
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 173 Account No. 173-451355B45024016413	
10.	EBO participation	ABE _____% WAIVER yes _____ no _____ N/A _____ AABE _____% WAIVER yes _____ no _____ N/A _____ WBE _____% WAIVER yes _____ no _____ N/A _____ HBE _____% WAIVER yes _____ no _____ N/A _____ NABE _____% WAIVER yes _____ no _____ N/A _____	

Office of the City Attorney

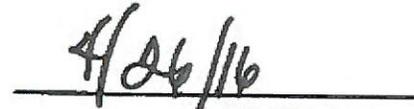
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER ACCEPTING AN ENGINEERING SERVICE AGREEMENT WITH EJE INC. FOR THE COUNTRY CLUB DRIVE BRIDGE REPLACEMENT, CITY PROJECT NUMBER 15B4502.401 is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKesha Watkins, *Legal Counsel* NW



DATE

OFFICE OF THE CITY ATTORNEY
CITY CLERK
APR 26 2016



**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber
From: Kishia L. Powell, Director *KP 4.25.16*
Date: April 19, 2016

Agenda Item: Country Club Drive Bridge Replacement
Item #:
Council Meeting: Regular Council Meeting, May 3, 2016
Consultant/Contractor: EJES, Inc.
EBO Compliance Details:

- ABE: 0%
- AABE: 67.7%
- HBE: 0%
- NABE: N/A
- FBE: 2%

Purpose: Bridge Replacement
Cost: Design (\$32,352.26)
Project/Contract Type: Design/Construction
Funding Source: Fund 173 – 1% Sales Tax
Schedule/Time: Completed
DPW Manager: Charles Williams Jr., PE, PhD/Lacey E. Reddix

Background:

Attached, you will find an item for the City Council Agenda to award an engineering design contract with EJES, Inc., to replace the Country Club Bridge. The Country Club Bridge was built in 1992, and is a timber bridge structure. The bridge structure is in need of replacement due to age, lack of maintenance, and structural deterioration. Country Club is an important arterial between Northside Drive and Clinton Blvd. Waste Management is also located on Country Club Drive and due to the weight limit restrictions their fleet has to take longer detours to access neighborhoods and I-220 for garbage pickups.



**City of Jackson
Department of Public Works**

City engineering staff has reviewed the scope of engineering services prepared by EJES, Inc. The scope of services will provide engineering design, contract/specifications preparation, and construction plans. The scope of engineering services cost will not exceed \$32,352.26.

It is the recommendation of this office that EJES, Inc., contract be approved based on their statement of qualifications, and their scope of engineering services at a cost not to exceed \$32,352.26. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

Talking Points:

Country Club Drive Bridge Replacement

- The existing bridge structure is in need of replacement to meet federal bridge guidelines for vehicular bridge structures.
- The bridge constructed in 1992 is currently a timber bridge structure that is in need of replacement due to age, and structural deficiencies.
- The bridge has a current sufficiency rating to 33 out of 100.
- The City of Jackson has identified funding from the 1% Sales tax to replace the bridge.
- The Engineering Division reviewed submitted SOQ's requested in 2015 from bridge design consultants.
- The Engineering Division internal selection committee scored the SOQ's, and EJES, Inc., received the highest point totals.
- The City has approved the scope of services, and the cost of providing these services at a price not to exceed \$32,352.26.

M E M O R A N D U M

Department of Public Works
(601) 960-2090



TO: Gus McCoy.
Chief Administrative Officer

FROM: Charles Williams Jr., P.E., PhD *cw 12/9/15*
Engineering Manager

CC: Kishia L. Powell
Director, Public Works

Lacey Reddix
Infrastructure Master Plan Management Coordinator

DATE: December 9, 2015

RE: SOQ Committee Recommendations

The City of Jackson Department of Public Works Engineering Division advertised for Statement of Qualifications from interested firms in July 2015. The Engineering Division received over fifty SOQ's from interested firms in the areas of Civil & Architectural Engineering. The Engineering Division formed internal committees to review firms for several proposed infrastructure projects. The internal review committee has reviewed SOQ's, and the results from the evaluation are listed in the tables below. The Engineering Division is requesting permission to move forward with the selected consultant to start negotiating fees based upon an agreed scope of work. If you have any questions, please do not hesitate to contact my office at 1651. We also attached the evaluations forms as supporting documents. Please find the committees evaluations in the following tables below, and consultant recommendation to perform the scope of services highlighted in red for the proposed projects.

Architectural /Engineering Firm Evaluation Worksheet								
Wooddell Drive Water								
Proposal Reviewer	Lacy Reddix	Mary Carter	Leroy Lee	Robert Lee	Charles Williams	James Caldwell	Jonathan Yaeger	TOTAL POINTS
Company	Rating Points	Rating Points	Rating Points	SCORE				
CIVILTech	92	100	86		83	82	66	595
Infinity	72	97	82	81	76	86	67	561
Q Solutions	85	95	84	83	76	84	66	573

Architectural /Engineering Firm Evaluation Worksheet								
Robinson Road Bridge								
Proposal Reviewer	Lacy Reddix	Mary Carter	Leroy Lee	Robert Lee	Charles Williams	James Caldwell	Jonathan Yaeger	TOTAL POINTS
Company	Rating Points	Rating Points	Rating Points	SCORE				
BKI	84	98	86	84	84	81	87	604
HDR/ICA	82	89	84	78	78	77	78	566
Volker	83	96	88	86	85	85	84	611

Architectural /Engineering Firm Evaluation Worksheet								
Lawrence Road Water								
Proposal Reviewer	Lacy Reddix	Mary Carter	Leroy Lee	Robert Lee	Charles Williams	James Caldwell	Jonathan Yaeger	TOTAL POINTS
Company	Rating Points	Rating Points	Rating Points	SCORE				
Civil tech	90	98	88	83	83	86	66	594
Infinity	82	99	85	82	80	82	67	577
Q Solutions	91	100	86	85	85	84	66	599

Architectural /Engineering Firm Evaluation Worksheet								
Country Club Bridge								
Proposal Reviewer	Lacy Reddix	Mary Carter	Leroy Lee	Robert Lee	Charles Williams	Jonathan Yaeger		TOTAL POINTS
Company	Rating Points	Rating Points		SCORE				
EJES	95	88	83	76	85	82		509
IMS	91	93	87	80	87	66		504
Warnock	87	94	86	83	77	44		471

Architectural /Engineering Firm Evaluation Worksheet								
Hanging Moss Road Water								
Proposal Reviewer	Lacy Reddix	Mary Carter	Leroy Lee	Robert Lee	Charles Williams	James Caldwell	Jonathan Yaeger	TOTAL POINTS
Company	Rating Points	Rating Points	Rating Points	SCORE				
Civil tech	86	98	89	83	85	84	66	591
Infinity		100	86	85	83	82	67	596
Q Solutions	87	96	85	82	82	86	66	584

OFFICE OF THE CITY ATTORNEY
COUNCIL 26-2016

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. (WARD 3)

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; and

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.

#33

ITEM #

DATE:

BY:

POWELL, WILLIAMS, YARBER

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 14, 2016

P O I N T S		C O M M E N T S			
1.	Brief Description/Purpose	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. (WARD 3)			
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 6, and 7			
3.	Who will be affected	Businesses, homeowners, and area Schools			
4.	Benefits	Water System Infrastructure			
5.	Schedule (beginning date)	Project Completed			
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 3			
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.			
8.	COST	Final Cost \$265,148.94			
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 51 Account No. 51-521905B50003016485			
10.	EBO participation	ABE _____%	WAIVER	yes ___ no ___	N/A ___
		AABE _____%	WAIVER	yes ___ no ___	N/A ___
		WBE _____%	WAIVER	yes ___ no ___	N/A ___
		HBE _____%	WAIVER	yes ___ no ___	N/A ___
		NABE _____%	WAIVER	yes ___ no ___	N/A ___



City of Jackson
Department of Public Works

Council Agenda Item Memorandum

To: Tony T. Yarber
From: Kishia L. Powell, Director 4/14/16
Date: April 14, 2016

Agenda Item: Emergency Repair 24" Water Main Final (Chastain Drive)
Item #:
Council Meeting: Regular Council Meeting, May 3, 2016
Consultant/Contractor: Utility Constructors, Inc.
EBO Compliance Details:

- ABE: 0%
- AABE: 13.20%
- HBE: 1%
- NABE: N/A
- FBE: 5%

Purpose: 24" Water Main Repair
Cost: Final Cost \$265,148.94
Project/Contract Type: Construction
Funding Source: Water/Sewer Revenue Bonds
Schedule/Time: Completed
DPW Manager: Charles Williams Jr., PE, PhD/William "Bill" Miley

Background:

The City of Jackson was in need of emergency work to repair the 24" water transmission main on Chastain Drive. The water maintenance crews discovered a major leak on the prestressed concrete water transmission main. The 24" prestressed concrete water transmission main supplies water to North Jackson, and the 1.5 MG Chastain Tank. Any delays in repairing the transmission main increases the chances for failure on the main.

North Jackson is comprised of major businesses, Jackson Public Schools, Private Schools, and homeowners who would be severely impacted with a loss of water supply. The Mayor has authorized the declaration of an emergency to repair the water transmission main. The City of Jackson Department of Public Works solicited quotes under an emergency declaration, and



**City of Jackson
Department of Public Works**

received three quotes from local contractors on August 21, 2015. The contractor who submitted the lowest quote was Utility Constructors, Inc., in an amount of \$265,620.00.

Utility Constructors, Inc., has completed the work decreasing the original quoted amount by \$471.06, and the decreased final amount is \$265,148.94. The City Department of Public Works has inspected the final completed work, and recommends acceptance.

The Department of Public Works staff has reviewed the final estimate in an amount of \$55,582.34 and recommends final payment to Utility Constructors, Inc.

Talking Points:

Emergency Repair 24" Water Main Final

- The emergency repair to the 24" water main has been repaired, and is fully operational.
- The original quoted price was reduced by \$471.06.
- The City of Jackson Engineering Division and Southern Consultants has inspected the final work, and all punch list items has been completed.

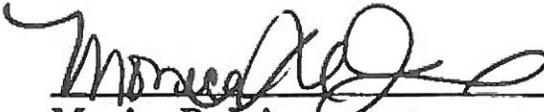
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
03/24/16
8/26/2016
NWS

This 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. (WARD 3) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
NaKasha Watkins, Legal Counsel *NW*



DATE

OFFICE OF THE CITY ATTORNEY
Chris 26-7011
Abdul

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. (WARD 7)

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; and

IT IS, THEREFORE, ORDERED that the payment to Neel-Schaffer for emergency design engineering in amount of \$47,626.24 is authorized.

34

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.

ITEM # _____
DATE: _____
BY: **POWELL, WILLIAMS, YARBER**

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 15, 2016

P O I N T S		C O M M E N T S																																													
1.	Brief Description/Purpose	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. (WARD 7)																																													
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7																																													
3.	Who will be affected	All residents who travel on Woodrow Wilson daily.																																													
4.	Benefits	Water Infrastructure																																													
5.	Schedule (beginning date)	This project is complete																																													
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 7																																													
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.																																													
8.	COST	Engineering Design- \$47,626.24, Construction- \$565,322.50																																													
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 50 Account No. 50-521906B01017016413/6485																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
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**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber
From: Kishia L. Powell, Director *XP 4.25.16*
Date: April 15, 2016

Agenda Item: Woodrow Wilson Emergency 36" Water Line Repair
Item #:
Council Meeting: Regular Council Meeting, May 3, 2016
Consultant/Contractor: Neel-Schaffer/Hemphill Construction Company
EBO Compliance Details:

Design/Construction

- ABE: 0%
- AABE: 30%
- HBE: 0%
- NABE: N/A
- FBE: 0%

Purpose: Water Infrastructure Repair
Cost: Design (\$47,624.24), Construction (\$565,322.50)
Project/Contract Type: Design/Construction
Funding Source: Fund 50 Water/Sewer Revenue Bond
Schedule/Time: Completed
DPW Manager: Charles Williams Jr., PE, PhD/William "Bill" Miley

Background:

Attached, you will find an item for the City Council Agenda ratifying an emergency engineering contract with Neel-Schaffer, and construction contract with Hemphill Construction Company for repair work on a leaking 36" water main located on Woodrow Wilson.

City staff has reviewed the scope of engineering services for Neel-Schaffer, and the bids solicited from Hemphill Construction Company and Delta Constructors. The City Engineering Division and Neel-Schaffer determined Hemphill Construction Company to have the lowest and best bid in an



**City of Jackson
Department of Public Works**

amount not to exceed \$590,848.00. The Mayor executed both the design engineering and construction contract under the declared emergency to repair this critical water infrastructure serving water to West Jackson.

Hemphill Construction Company has completed the 36" water main repair, and all related punch items. The road is now open to traffic due to closure to repair the water main, and the original bid price has been reduced from \$590,848.00 to \$565,322.50 due to adjustments and removal of bid items.

It is the recommendation of this office that Neel-Shaffer is paid their emergency engineering design fee in amount of \$47,626.24, and Hemphill Construction Company is paid their final payment in an amount of \$565,322.50. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

Talking Points:

Woodrow Wilson Emergency 36" Water Line Repair

- The City of Jackson maintenance crews discovered a water leak on the 36" water main located on Woodrow Wilson.
- This water transmission line services West Jackson, and if not repaired could disrupt water service to local schools, businesses, hospitals, and residential homes.
- The Mayor declared an emergency to ensure no loss of water service to West Jackson.
- The declaration of emergency allowed to the City to enter in contractual agreement with Neel-Schaffer to provide emergency engineering design.
- The declaration also allowed the City to accept bids without advertisement to expedite the construction.
- Hemphill Construction Company was the lowest and bid received from two solicited contractors.
- Hemphill Construction Company has completed the project on time, and under budget.
- Woodrow Wilson is back open to vehicular traffic.

Office of the City Attorney

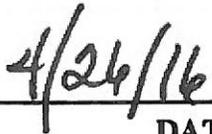
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER RATIFYING 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 NUMBER 16B0101.701 is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKesha Watkins, *Legal Counsel* NW



DATE

OFFICE OF THE CITY ATTORNEY
APR 26 2016
N.W.

OFFICE OF THE CITY ATTORNEY
Clerks 216-2016
RMBW

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). [ALL WARDS]

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

#35

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
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
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 (R5-1A), 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@cpcsigns.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; and

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; and

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

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SECTION 2 – Encapsulated Lens Reflective Sheeting

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SECTION 6 – Retroreflective Traffic Sign Faces

<u>ITEM #</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
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**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

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

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

04/05/2016
DATE

OFFICE OF THE CITY ATTORNEY
April 26, 2016
LUDWIG

POINTS	COMMENTS																																													
1. Brief Description/Purpose	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). [ALL WARDS]																																													
2. Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	4. Neighborhood Enhancement 6. Infrastructure and Transportation 7. Quality of Life																																													
3. Who will be affected	The entire City because the signs are placed in various locations throughout the City.																																													
4. Benefits	Safe conditions from which motorists and pedestrians will benefit due to legible signs and markings.																																													
5. Schedule (beginning date)	Upon Council Approval																																													
6. Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	City-wide																																													
7. Action implemented by: ▪ City Department <input type="checkbox"/> ▪ Consultant <input type="checkbox"/>	City Department																																													
8. COST	Last year estimated expensed \$30,000.																																													
9. Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input type="checkbox"/>	General Fund - 001.448.50.6340																																													
10. EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																						
AABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																						
WBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																						
HBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																						
NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																						



**City of Jackson
Department of Public Works**

To: Honorable Mayor Tony T. Yarber
City Hall

From: Kishia L. Powell, P.E., Director
Public Works Department

4.21.16

Council Agenda Item Briefing Memo

Agenda Item: 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). [ALL WARDS]

Item #: TBD

Council Meeting: Regular Council Meeting, May 3, 2016

Consultant/Contractor: American Traffic Safety Materials, Inc. and Custom Products Corporation

EBO: In compliance

Purpose: To have prices and suppliers available from which to order sheeting materials for making signs and ordering from the best and lowest prices.

Cost: estimated \$30,000

Project/Contract Type: Term Bid, Traffic Sign Sheeting Materials

Funding Source: General Fund - 001.448.50.6340

Schedule/Time: 12-month term

DPW Manager: Leroy Lee

Background: The Traffic Maintenance is responsible for installing and maintaining regulatory and warning traffic control devices to ensure safe and efficient use of public streets and right of ways.

Estimated Fees: \$30,000

EBO Compliance Details: In compliance

Talking Points:

- The traffic sign sheeting materials will be used when installing and maintaining regulatory and traffic control devices to be sure signage is visible to ensure citizen's safety when commuting on public streets and right of ways.



MEMORANDUM
INFRASTRUCTURE MANAGEMENT DIVISION

TO: Honorable Mayor Tony Yarber
City Hall

FROM: Kishia L. Powell, P.E., Director *KP 4.21.16*
Public Works Department

DATE: April 21, 2016

RE: Bid for: Twelve-Month Supply of Traffic Sign Sheeting Materials
Bid No.: 55048-020916 - Opened: February 09, 2016
Term: April 01, 2016 through March 31, 2017

The Traffic Engineering Division recommends for term bid 55048-020916 - Twelve Month Supply of Traffic Sign Sheeting Materials be awarded to the following companies as the best and lowest bid received:

TO: 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.

TO: 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

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
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 (R5-1A), 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.

TO: Custom Products Corporation - ALTERNATE
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>
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.**

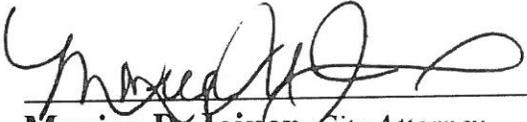
Office of the City Attorney

455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY
April 26, 2016
JMW

OFFICE OF THE CITY ATTORNEY

This 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). (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, City Attorney
NaKeshia Watkins, Legal Counsel _____



DATE

TABULATION OF BIDS RECEIVED FOR A TWELVE-MONTH SUPPLY OF TRAFFIC SIGN SHEETING MATERIALS
 TERM: APRIL 01, 2016 THROUGH MARCH 31, 2017

BID NO. 55048-020916
 ADVERTISED: JANUARY 14 & 21, 2016
 OPENED: FEBRUARY 09, 2016

DEPT. COPY

TRAFFIC ENGINEERING DIVISION
 DEPARTMENT OF PUBLIC WORKS

ACCOUNT: GENERAL FUND

ITEM	DESCRIPTION	UNIT PRICE	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 933-8276 heidi@cpcsigns.com	*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 trafficasstm@gmail.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 933-8276 heidi@cpcsigns.com
Section 1 – Enclosed Lens Reflective Sheeting					
1	6" x 50 yds.	No Bid	\$53.50	\$59.59	
2	9" x 50 yds.	No Bid	\$80.00	\$89.39	
3	12" x 50 yds.	No Bid	\$107.80	\$121.85	
4	18" x 50 yds.	No Bid	\$161.80	\$182.78	
5	24" x 50 yds.	No Bid	\$214.85	\$243.71	
6	30" x 50 yds.	No Bid	\$269.00	\$304.63	
7	36" x 50 yds.	No Bid	\$323.80	\$365.56	
8	42" x 50 yds.	No Bid	\$377.00	No Bid	
9	48" x 50 yds.	No Bid	\$431.25	\$487.41	
10	Black	No Bid	No Bid	No Bid	

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

*****REVIEW ALL MATERIAL /NOTES PROVIDED INSIDE EACH BID PACKAGE*****

		*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 trafficsatm@gmail.com	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com
Section 1 – Enclosed Lens Reflective Sheeting (cont'd)				
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
11	Blue	No Bid	No Bid	No Bid
12	Red	No Bid	No Bid	No Bid
13	Orange	No Bid	No Bid	No Bid
14	Brown	No Bid	No Bid	No Bid
15	Yellow	No Bid	No Bid	No Bid
16	Dark Red	No Bid	No Bid	No Bid
17	Gold	No Bid	No Bid	No Bid
18	Magenta	No Bid	No Bid	No Bid
19	Thinner	No Bid	No Bid	No Bid
20	15" x 10 yds.	\$44.53	No Bid	No Bid
21	30" x 10 yds.	\$89.06	No Bid	No Bid
22	15" x 50 yds.	\$178.13	No Bid	No Bid
23	30" x 50 yds.	\$356.25	No Bid	No Bid
24	6" x 50 yds.	\$35.93	\$53.98	\$86.95
25	12" x 50 yds	\$71.85	\$107.25	\$173.89
26	15" x 50 yds.	\$89.81	\$134.25	\$217.37
27	24" x 50 yds.	\$143.70	\$214.50	\$321.53

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

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

		*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 trafficasatm@gmail.com	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com
Section 1 – Enclosed Lens Reflective Sheeting (cont'd)				
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
28	30" x 50 yds.	\$179.63	\$268.95	\$434.74
29	36" x 50 yds.	\$215.55	\$323.50	\$482.30
30	42" x 50 yds.	\$287.40	\$377.88	\$608.30
31	48" x 50 yds	\$287.40	\$431.75	\$643.07
32	6" x 50 yds.	\$40.50	No Bid	No Bid
33	12" x 50 yds.	\$81.00	No Bid	No Bid
34	15" x 50 yds.	\$101.25	No Bid	No Bid
35	24" x 50 yds.	\$162.50	No Bid	No Bid
36	30" x 50 yds.	\$202.50	No Bid	No Bid
37	36" x 50 yds.	\$243.00	No Bid	No Bid
38	42" x 50 yds.	\$324.00	No Bid	No Bid
39	48" x 50 yds.	\$324.00	No Bid	No Bid
40	6" x 50 yds.	No Bid	No Bid	No Bid
41	12" x 50 yds.	No Bid	No Bid	No Bid
42	15" x 50 yds.	No Bid	No Bid	No Bid
43	24" x 50 yds.	No Bid	No Bid	No Bid

*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.

*American Traffic – Note: Item #32 - must order in increments of 4, Item #33 – must order in increments of 2, Item #38 – must order 48" Roll will cut to 42". Please note Code No. on all products bid.

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

		*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 trafficasatm@gmail.com	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com
Section 1 – Enclosed Lens Reflective Sheeting (cont'd)				
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
44	30" x 50 yds.	No Bid	No Bid	No Bid
45	36" x 50 yds	No Bid	No Bid	No Bid
46	42" x 50 yds.	No Bid	No Bid	No Bid
47	48" x 50 yds.	No Bid	No Bid	No Bid
48	24" x 50 yds.	No Bid	No Bid	No Bid
49	48" x 50 yds.	No Bid	No Bid	No Bid
50	15" x 50 yds.	No Bid	\$287.52	\$287.52
51	30" x 50 yds.	No Bid	\$575.04	\$575.04
52	15" x 50 yds.	No Bid	No Bid	No Bid
53	30" x 50 yds.	No Bid	No Bid	No Bid

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

		*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	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com
SECTION 2 – Encapsulated Lens Reflective Sheeting				
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
1	6" x 50 yds.	No Bid	No Bid	No Bid
2	9" x 50 yds.	No Bid	No Bid	No Bid
3	12" x 50 yds.	No Bid	No Bid	No Bid
4	18" x 50 yds.	No Bid	No Bid	No Bid
5	24" x 50 yds.	No Bid	No Bid	No Bid
6	30" x 50 yds.	No Bid	No Bid	No Bid
7	36" x 50 yds.	No Bid	No Bid	No Bid
8	42" x 50 yds.	No Bid	No Bid	No Bid
9	48" x 50 yds.	No Bid	No Bid	No Bid
10	Black	No Bid	No Bid	No Bid
11	Green	No Bid	No Bid	No Bid
12	Blue	No Bid	No Bid	No Bid
13	Red	No Bid	No Bid	No Bid
14	Brown	No Bid	No Bid	No Bid
15	Violet	No Bid	No Bid	No Bid

		*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 trafficasatm@gmail.com	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com
SECTION 2 – Encapsulated Lens Reflective Sheeting (cont'd)				
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
16	Yellow	No Bid	No Bid	No Bid
17	Clear	No Bid	No Bid	No Bid
18	Magenta	No Bid	No Bid	No Bid
19	Thinner	No Bid	No Bid	No Bid
20	15" x 10 yds.	No Bid	No Bid	No Bid
21	30" x 10 yds.	No Bid	No Bid	No Bid
22	15" x 50 yds.	\$356.25	No Bid	No Bid
23	30" x 50 yds.	\$712.50	No Bid	No Bid

*American Traffic – Note: Please note Code No. on all products bid.

ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE	ALTERNATE
1	9" x 50 yds.	No Bid	\$131.06	\$194.98	***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com
2	12" x 50 yds.	No Bid	\$174.75	\$259.97	
3	18" x 50 yds.	No Bid	\$261.00	\$389.96	
4	24" x 50 yds.	No Bid	\$348.00	\$519.95	
5	30" x 50 yds.	No Bid	\$435.00	\$649.93	
6	36" x 50 yds.	No Bid	\$522.00	\$779.92	
7	42" x 50 yds	No Bid	\$609.00	\$909.91	
8	48" x 50 yds.	No Bid	\$696.00	\$1,039.89	
9	STOP (R1-1) 30" x 30"	No Bid	\$9.69	\$10.57	
10	STOP (R1-1) 36" x 36"	No Bid	\$13.95	\$14.35	
11	YIELD (R1-2) 30" x 30" x 30"	No Bid	\$6.60	\$5.94	
12	YIELD (R1-2) 36" x 36" x 36"	No Bid	\$8.18	\$7.58	
13	4-WAY(R1-3(4) 12" x 6"	No Bid	\$3.00	\$2.37	
14	ALL WAY (R1-4)	No Bid	\$3.00	\$3.02	
15	DO NOT ENTER (R5-1)	No Bid	\$9.69	\$10.95	
16	DO NOT ENTER (R5-1)	No Bid	\$13.95	\$14.91	
17	WRONG WAY (R5-1A)	No Bid	\$9.30	\$10.06	
18	STOP AHEAD SYMBOL (W3-1A)	No Bid	\$14.85	\$22.62	
19	YIELD AHEAD SYMBOL (W3-2A)	No Bid	\$14.85	\$22.62	
20	SIGNAL AHEAD SYMBOL (W3-3)	No Bid	\$14.85	\$22.62	

SECTION 3 – Wide Angle Lens Prismatic Retro Sheeting

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

		*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 trafficasatm@gmail.com		**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com		***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com	
Section 4 – Encapsulated Lens Reflective Construction Sheeting							
ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE	UNIT PRICE	UNIT PRICE	UNIT PRICE
1	4" STRIPE/LEFT 6" x 50 yds.	No Bid	No Bid	\$120.00	\$148.00		
2	4" STRIPE/LEFT 8" x 50 yds.	No Bid	No Bid	\$160.00	\$197.33		
3	4" STRIPE/LEFT 12" x 50 yds.	No Bid	No Bid	\$247.50	\$296.00		
4	4" STRIPE/RIGHT 6" x 50 yds.	No Bid	No Bid	\$120.00	\$148.00		
5	4" STRIPE/RIGHT 8" x 50 yds.	No Bid	No Bid	\$160.00	\$197.33		
6	4" STRIPE/RIGHT 12" x 50 yds.	No Bid	No Bid	\$247.50	\$296.00		
7	6" STRIPE/LEFT 6" x 50 yds.	No Bid	No Bid	\$127.06	\$148.00		
8	6" STRIPE/LEFT 8" x 50 yds.	No Bid	No Bid	\$169.41	\$197.33		
9	6" STRIPE/LEFT 12" x 50 yds.	No Bid	No Bid	\$254.12	\$296.00		
10	6" STRIPE/RIGHT 6" x 50 yds.	No Bid	No Bid	\$127.06	\$148.00		
11	6" STRIPE/RIGHT 8" x 50 yds.	No Bid	No Bid	\$169.41	\$197.33		
12	6" STRIPE/RIGHT 12" x 50 yds.	No Bid	No Bid	\$254.12	\$296.00		
13	4" SOLID 4" x 50 yds.	No Bid	No Bid	\$80.00	No Bid		
14	6" SOLID 6" x 50 yds.	No Bid	No Bid	\$120.00	No Bid		
15	18" SOLID 18" x 50 yds.	No Bid	No Bid	\$360.00	No Bid		
16	24" SOLID 24" x 50 yds.	No Bid	No Bid	\$480.00	No Bid		
17	30" SOLID 30" x 50 yds.	No Bid	No Bid	No Bid	No Bid		
18	36" SOLID 36" x 50 yds.	No Bid	No Bid	No Bid	No Bid		
19	48" SOLID 48" x 50 yds.	No Bid	No Bid	No Bid	No Bid		
20	4" SOLID 4" x 50 yds.	No Bid	No Bid	\$80.00	No Bid		
21	6" SOLID 6" x 50 yds.	No Bid	No Bid	\$120.00	No Bid		
22	8" SOLID 8" x 50 yds.	No Bid	No Bid	No Bid	No Bid		

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ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE	UNIT PRICE
1	1/2" x 50 yds.	No Bid	No Bid	No Bid	No Bid
2	1 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
3	2 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
4	3 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
5	4 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
6	5 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
7	6 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
8	7 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
9	8 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
10	9 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
11	10 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
12	11 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
13	12 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
14	13 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
15	14 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
16	15 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
17	16 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
18	17 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
19	18 » x 50 yds.	No Bid	No Bid	No Bid	No Bid
20	19 » x 50 yds.	No Bid	No Bid	No Bid	No Bid

Section 5 – Reflective Vehicle Markings

ALTERNATE
 ***Custom Products Corporation
 Attn: Heidi McGee
 1120 Flowood Drive
 Flowood, MS 39232
 1120 Flowood Drive
 Flowood, MS 39232
 (601) 932-8276
 heidi@cpcsigns.com

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*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
 trafficaslm@gmail.com

ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE
21	20" x 50 yds.	No Bid	No Bid	No Bid
22	21" x 50 yds.	No Bid	No Bid	No Bid
23	22" x 50 yds.	No Bid	No Bid	No Bid
24	23" x 50 yds.	No Bid	No Bid	No Bid
25	24" x 50 yds.	No Bid	No Bid	No Bid
26	Black	No Bid	No Bid	No Bid
27	Orange	No Bid	No Bid	No Bid
28	Green	No Bid	No Bid	No Bid
29	Magenta	No Bid	No Bid	No Bid
30	Blue	No Bid	No Bid	No Bid
31	Yellow	No Bid	No Bid	No Bid
32	Red	No Bid	No Bid	No Bid
33	Lemon Yellow	No Bid	No Bid	No Bid
34	Clear Coat	No Bid	No Bid	No Bid
35	Yellow	No Bid	No Bid	No Bid
36	White	No Bid	No Bid	No Bid
37	Black	No Bid	No Bid	No Bid
38	Dark Green	No Bid	No Bid	No Bid
39	Blue	No Bid	No Bid	No Bid
40	Gold Metallic	No Bid	No Bid	No Bid
41	Blue Violet	No Bid	No Bid	No Bid

Section 5 – Reflective Vehicle Markings (cont'd)

ALTERNATE

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1177 Park Avenue, Suite 5
Orange Park, FL 32073
(904) 284-1708
trafficasftr@gmail.com

ITEM	DESCRIPTION	UNIT PRICE	UNIT PRICE	UNIT PRICE	UNIT PRICE
<p>Section 5 – Reflective Vehicle Markings (cont'd)</p>					
42	Red Violet	No Bid	No Bid	No Bid	No Bid
43	Red Toned Blue	No Bid	No Bid	No Bid	No Bid
44	Deep Red	No Bid	No Bid	No Bid	No Bid
45	Bright Red	No Bid	No Bid	No Bid	No Bid
46	Thinner	No Bid	No Bid	No Bid	No Bid
47	Red/White	No Bid	\$72.50	\$116.35	\$174.52
48	Red/White	No Bid	\$109.98	\$145.00	\$232.69
49	Red/White	No Bid	\$72.50	\$109.98	No Bid
50	White	No Bid	\$145.00	\$72.50	No Bid
51	White	No Bid	\$109.98	\$145.00	No Bid
52	White	No Bid	No Bid	No Bid	No Bid
53	Orange/White	No Bid	No Bid	No Bid	No Bid
54	Orange / White	No Bid	No Bid	No Bid	No Bid
55	Orange / White	No Bid	No Bid	No Bid	No Bid
56	Yellow/ White	No Bid	No Bid	No Bid	No Bid
57	Yellow / White	No Bid	No Bid	No Bid	No Bid
58	Yellow / White	No Bid	No Bid	No Bid	No Bid
59	Yellow /Black	No Bid	No Bid	No Bid	No Bid
60	Yellow /Black	No Bid	No Bid	No Bid	No Bid
61	Yellow/Black	No Bid	No Bid	No Bid	No Bid

*American Traffic Safety Materials, Inc.
Attn: Sadie Maugle
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		*American Traffic Safety Materials, Inc. Altn: Sadie Maugle P. O. Box 1449 Orange Park, FL 32067-1449 1177 Park Avenue, Suite 5 Orange Park, FL 32073 (904) 284-1708 trafficasatm@gmail.com	**Custom Products Corporation Altn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com	ALTERNATE ***Custom Products Corporation Altn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpccsigns.com
SECTION 6 – Retroreflective Traffic Sign Faces				
ITEM	DESCRIPTION/SIZE/COLOR	UNIT PRICE	UNIT PRICE	UNIT PRICE
1	STOP (R1-1) 24" x 24"	No Bid	No Bid	No Bid
2	STOP (R1-1) 30" x 30"	No Bid	No Bid	No Bid
3	STOP (R1-1) 36" x 36"	No Bid	No Bid	No Bid
4	YIELD (R1-2) 30" x 30" x 30"	No Bid	No Bid	No Bid
5	YIELD (R1-2) 36" x 36" x 36"	No Bid	No Bid	No Bid
6	4-WAY (R1-3(4)) 12" x 6"	No Bid	No Bid	No Bid
7	ALL WAY (R1-4) 18" x 6"	No Bid	No Bid	No Bid
8	DO NOT ENTER 30" x 30"(R5-1)	No Bid	No Bid	No Bid
9	DO NOT ENTER 6" x 36"(R5-1)	No Bid	No Bid	No Bid
10	WRONG WAY 30" x 18"(R5-1A)	No Bid	No Bid	No Bid
11	WRONG WAY 36" x 24"(R5-1A)	No Bid	No Bid	No Bid
12	"Reserved Parking" 12" x 18" With Symbol (R7-8)	No Bid	No Bid	No Bid
13	STOP AHEAD 30" X 30" SYMBOL (W3-1A)	No Bid	No Bid	No Bid
14	STOP AHEAD 36" X 36" SYMBOL (W3-1A)	No Bid	No Bid	No Bid
15	YIELD AHEAD 36" X 36" SYMBOL (W3-2A)	No Bid	No Bid	No Bid
16	SIGNAL AHEAD 36" X 36" SYMBOL (W3-3)	No Bid	No Bid	No Bid
17	STOP (R1-1) 30" x 30"	No Bid	\$9.69	\$10.59

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ITEM	DESCRIPTION/SIZE/COLOR	UNIT PRICE	UNIT PRICE	UNIT PRICE	ALTERNATE
					***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com
					**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 932-8276 heidi@cpcsigns.com
					*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 trafficasatm@gmail.com
Section 6 – Retroreflective Traffic Sign Faces (cont'd)					
18	STOP (R1-1) 36" x 36"	No Bid	\$13.95	\$15.75	
19	YIELD (R1-2) 30" x 30" x 30"	No Bid	\$6.60	\$6.34	
20	YIELD (R1-2) 36" x 36" x 36"	No Bid	\$8.18	\$8.02	
21	4-WAY (R1-3(4)) 12" x 6"	No Bid	\$3.00	\$3.10	
22	ALL WAY (R1-4) 18" x 6"	No Bid	\$3.00	\$2.54	
23	DO NOT ENTER (R5-1) 30" x 30"	No Bid	\$9.69	\$11.79	
24	DO NOT ENTER (R5-1) 36" x 36"	No Bid	\$13.95	\$16.79	
25	WRONG WAY (R5-1A) 36" x 24"	No Bid	\$9.30	\$11.28	
26	STOP AHEAD SYMBOL (W3-1A) 36" x 36"	No Bid	\$14.85	\$24.78	
27	YIELD AHEAD SYMBOL (W3-2A) 36" x 36"	No Bid	\$14.85	\$24.78	
28	SIGNAL AHEAD SYMBOL (W3-3) 36" x 36"	No Bid	\$14.85	\$24.78	

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

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		*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 trafficaslm@gmail.com	**Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 933-8276 heidi@cpcsigns.com	ALTERNATE ***Custom Products Corporation Attn: Heidi McGee 1120 Flowood Drive Flowood, MS 39232 1120 Flowood Drive Flowood, MS 39232 (601) 933-8276 heidi@cpcsigns.com
SECTION 7 – Electronically Cuttable Film				
ITEM	DESCRIPTION/SIZE/COLOR	UNIT PRICE	UNIT PRICE	UNIT PRICE
1	24" x 50 yds.	\$255.00	\$284.98	\$329.35
2	30" x 50 yds.	\$318.75	\$356.21	\$411.68
3	36" x 50 yds.	\$382.50	\$427.48	\$494.02
4	48" x 50 yds.	\$510.00	\$569.98	\$658.70
CLEAR PREMASKING TAPE				
5	48" x 100 yds	\$133.99	\$495.00	\$262.84
Delivery:				
		10 days	5-12 days	***Days Varies 5-12 days
Bid valid for:		90 days	60 days	60 days
EBO Plan Application:		Included	Included	Included

*American Traffic – Note: Electronically Cuttable Film has no Retroreflective Sheeting. Please note Code No. on all products bid.

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

ALTERNATE *** Custom Products – Note: Delivery Days: Varies per Section (#):

Section (1) –days / Section (3) -12 days / Section (4) –days / Section (5) -7 days / Section (6) -10 days / Section (7) -7 days

OFFICE OF THE CITY ATTORNEY
C. W. 26 2016
J. W. W

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. (WARD 7)

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; and

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.

#36

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.

ITEM # _____
DATE: _____
BY: **POWELL, WILLIAMS, YARBER**

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET
April 15, 2016

P O I N T S		C O M M E N T S																																													
1.	Brief Description/Purpose	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. (WARD 7)																																													
2.	Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	This item addresses Items 5, 6, and 7																																													
3.	Who will be affected	All residents and businesses located within the vicinity of the collapse.																																													
4.	Benefits	Sewer Infrastructure																																													
5.	Schedule (beginning date)	This project is complete																																													
6.	Location: ▪ WARD ▪ CITYWIDE (yes or no) (area) ▪ Project limits if applicable	This project is located in Ward 7																																													
7.	Action implemented by: ▪ City Department <input checked="" type="checkbox"/> ▪ Consultant <input type="checkbox"/>	This project was implemented by the Engineering Division.																																													
8.	COST	Engineering Design- \$20,000.00 Construction- \$149,778.00																																													
9.	Source of Funding ▪ General Fund <input type="checkbox"/> ▪ Grant <input type="checkbox"/> ▪ Bond <input type="checkbox"/> ▪ Other <input checked="" type="checkbox"/>	Fund 50 Account No. 50-522906B0500.9016413/6485																																													
10.	EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>AABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>WBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>HBE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> <tr> <td>NABE</td> <td>_____ %</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>___</td> </tr> </table>	ABE	_____ %	WAIVER	yes	___	no	___	N/A	___	AABE	_____ %	WAIVER	yes	___	no	___	N/A	___	WBE	_____ %	WAIVER	yes	___	no	___	N/A	___	HBE	_____ %	WAIVER	yes	___	no	___	N/A	___	NABE	_____ %	WAIVER	yes	___	no	___	N/A	___
ABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
AABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
WBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
HBE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							
NABE	_____ %	WAIVER	yes	___	no	___	N/A	___																																							



**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber
From: Kishia L. Powell, Director *KP 4.25.16*
Date: April 18, 2016

Agenda Item: Emergency Repair-15" Sewer Main Wholesale Row
Item #:
Council Meeting: Regular Council Meeting, May 3, 2016
Consultant/Contractor: Southern Consultants, Inc/Utility Constructors, Inc.
EBO Compliance Details:

Design/Construction

- ABE: 0% - 0%
- AABE: 0% - 13.1%
- HBE: 0% - 0%
- NABE: N/A - N/A
- FBE: 100% - 5.01%

Purpose: Sewer Infrastructure Repair
Cost: Design (\$20,000.00), Construction (\$149,778.00)
Project/Contract Type: Design/Construction
Funding Source: Fund 50 Water/Sewer Revenue Bond
Schedule/Time: Completed
DPW Manager: Charles Williams Jr., PE, PhD/William "Bill" Miley

Background:

Attached, you will find an item for the City Council Agenda ratifying an emergency engineering contract with Southern Consultants, Inc. and a construction contract with Utility Constructors, Inc. for repair work on a collapsed 15" sewer main located off Gallatin Street at Hiawatha Street.

City staff has reviewed the scope of engineering services for Southern Consultants, Inc. and the bids solicited from Hemphill Construction Company, Utility Constructors, Inc., and Delta Constructors. The City Engineering Division and Southern Consultants, Inc. determined Utility



**City of Jackson
Department of Public Works**

Constructors, Inc. to have the lowest and best bid in an amount not to exceed \$198,500.00. The Mayor has executed both the design engineering and construction contract under the declared emergency to repair this critical sewer infrastructure discharging raw sewer into nearby drainage ditches and creeks violating the Clean Water Act.

Utility Constructors, Inc. has completed the 15" sewer main repair and all related punch items.

It is the recommendation of this office that Southern Consultants, Inc. is paid their emergency engineering design fee in amount of \$20,000.00 and Utility Constructors, Inc., is paid their final payment in an amount of \$149,778.00. If you have any questions, or require additional information, please do not hesitate to contact this office at (601) 960-2091.

Talking Points:

Emergency Repair-15" Sewer Main Wholesale Row

- The City of Jackson maintenance crews discovered a collapse of a 15" sewer main of Gallatin Street at Hiawatha Street.
- The 15" sewer main runs east across CN Rail Road right-of-way to Roach Street. The collapse is in between the tracks in a wooded area.
- The collaboration with the railroad, and difficulty of accessing line with proper equipment.
- The Mayor declared an emergency to authorize an immediate engineering design, and construction repair of the collapsed sewer line to minimize the impact of violating the Clean Water Act of having raw sewerage discharging into local storm drains and ditches.
- The City of Jackson received bids from local contractors to repair the sewer line, and Utility Constructors, Inc., submitted the lowest and best bid.
- Utility Constructors, Inc., has completed the project on time, and under budget.
- There is no raw sewer discharging into the storm drains, and ditches violating the Clean Water Act.

Office of the City Attorney

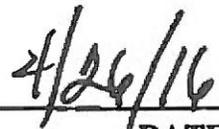
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

This ORDER RATIFYING A CONTRACT WITH SOUTHERN CONSULTANTS, INC. AND UTILITY CONSTRUCTORS, INC. AND AUTHORIZING CHANGE ORDER NO. 1/FINAL TO THE CONTRACT OF HEMPHILL CONSTRUCTION COMPANY INC., FOR THE EMERGENCY REPAIR - 15" SEWER MAIN WHOLESALE ROW, CITY PROJECT NUMBER 16B0500.901 (WARD 7) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner, *City Attorney*
NaKeshia Watkins, *Legal Counsel* 



DATE

OFFICE OF THE CITY ATTORNEY
455 East Capitol Street
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756
NO. 16-2016
(16-2016)

OFFICE OF THE CITY ATTORNEY
4-27-2016
JBA

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 (All Wards)

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 not to exceed Dollars (\$853,916) for the purpose of purchasing and installing energy conversion measures to promote energy efficiency and economic growth.

#39

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:

OFFICE OF THE CITY ATTORNEY
5/27/2016
TBJ

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.

CITY COUNCIL AGENDA ITEM 10 POINT DATA SHEET

4/26/2016

DATE

POINTS	COMMENTS																																													
1. Brief Description/Purpose	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 (All Wards)																																													
2. Public Policy Initiative 1. Youth & Education 2. Crime Prevention 3. Changes in City Government 4. Neighborhood Enhancement 5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life	5. Economic Development 6. Infrastructure and Transportation 7. Quality of Life																																													
3. Who will be affected	Users of various City facilities, including employees and citizens																																													
4. Benefits	Improve the quality of lighting in some City facilities and provide energy savings																																													
5. Schedule (beginning date)	Upon City Council Approval																																													
6. Location: ■ WARD ■ CITYWIDE (yes or no) (area) ■ Project limits if applicable	Loan will be used for LED lighting projects in City facilities throughout the City																																													
7. Action implemented by: ■ City Department <input checked="" type="checkbox"/> ■ Consultant <input type="checkbox"/>	The Department of Public Works.																																													
8. COST	The loan amount of \$853,916 at an interest rate of 1.5% will be repaid over a 10-year period beginning next year																																													
9. Source of Funding ■ General Fund <input type="checkbox"/> ■ Grant <input type="checkbox"/> ■ Bond <input type="checkbox"/> ■ Other <input checked="" type="checkbox"/>	This is a loan that will be repaid through the General Fund beginning next fiscal year through a rebate from Entergy of approximately \$79,435 and energy savings from the project																																													
10. EBO participation	<table border="0"> <tr> <td>ABE</td> <td>_____%</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>__x__</td> </tr> <tr> <td>AABE</td> <td>_____%</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>__x__</td> </tr> <tr> <td>WBE</td> <td>_____%</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>__x__</td> </tr> <tr> <td>HBE</td> <td>_____%</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>__x__</td> </tr> <tr> <td>NABE</td> <td>_____%</td> <td>WAIVER</td> <td>yes</td> <td>___</td> <td>no</td> <td>___</td> <td>N/A</td> <td>__x__</td> </tr> </table>	ABE	_____%	WAIVER	yes	___	no	___	N/A	__x__	AABE	_____%	WAIVER	yes	___	no	___	N/A	__x__	WBE	_____%	WAIVER	yes	___	no	___	N/A	__x__	HBE	_____%	WAIVER	yes	___	no	___	N/A	__x__	NABE	_____%	WAIVER	yes	___	no	___	N/A	__x__
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**City of Jackson
Department of Public Works**

Council Agenda Item Memorandum

To: Tony T. Yarber, Mayor
From: Kishia L. Powell, Director *KLP 4.27.16*
Date: April 26, 2016

OFFICE OF THE CITY ATTORNEY
4-27-2016
YSL

Agenda Item: **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 (ALL WARDS)**

Item #:
Council Meeting: Regular Council Meeting, May 3, 2015
Consultant/Contractor: N/A
EBO Compliance details: N/A
Purpose: The purpose of this Agenda Item is to authorize application for and execution of an Energy Efficiency Loan through the Mississippi Development Authority to fund an LED Lighting Project.
Estimated Fees: N/A
Project/Contract Type: Mississippi Energy Efficiency Revolving Loan Fund
Funding Source: Mississippi Development Authority
Schedule/Time: Loan proceeds are available upon completion of publication of Resolution and adoption of no protest resolution following publication
DPW Manager: Tony Jones, Philip Barnes

Background: The City has selected a contractor for Phase 1 of an LED lighting project and selected the building locations where the project will be installed. The funding for this project will be through a grant from Entergy and an Energy Efficiency Revolving Fund Loan through the Mississippi Development Authority.

Talking Points:

- Johnson Controls is the contractor selected for this project. Their contract will be presented to the City Council for approval at the next meeting
- Payments on the loan do not begin until 1 year after the date of the loan
- The interest rate on the loan will be 2% below the New York prime rate, which would currently be an interest rate of 1.5% (Federal Funds Rate, 0.5%, plus 3%, minus 2%)
- The loan term is 10 years and the project will pay for itself through savings and the Entergy rebate
- Upon passage, this Resolution will be published in the Mississippi Link for 4 consecutive weeks. At the May 31 Regular Council meeting, the Administration will present a no protest resolution for adoption, which will allow MDA to complete the loan application process and authorize disbursement of the loan funds for the project

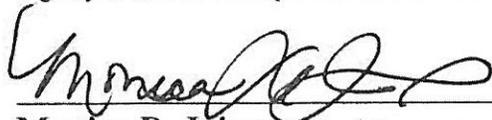
Office of the City Attorney

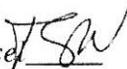
455 East Capitol Street
Post Office Box 2779
Jackson, Mississippi 39207-2779
Telephone: (601) 960-1799
Facsimile: (601) 960-1756

OFFICE OF THE CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
4-27-2016

This 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 (ALL WARDS) is legally sufficient for placement in NOVUS Agenda.



Monica D. Joiner *City Attorney*
Terry Williamson, *Legal Counsel* 

4/27/16
DATE

ORDER AUTHORIZING A ONE YEAR MORATORIUM ON CERTAIN NEW BUSINESS LICENSES IN THE CITY OF JACKSON

WHEREAS, the governing authorities of the City of Jackson, Mississippi are responsible for setting policies and enacting regulations which improve the quality of life for those that live, works or do business in the City; and

WHEREAS, the City Council of Jackson, Mississippi recognizes that the purpose of zoning is to promote health, safety, morals, or the general welfare of the community; and

WHEREAS, the City of Jackson has recently developed a Infrastructure Master Plan, a integrated plan for sustainable infrastructure improvements and regulatory compliance, which is critical to supporting and developing the business sector; and

WHEREAS, the City Council has requested that considerations with respect to planning be given to the comprehensive zoning plan in Ward 4 and business development along major thoroughfares and corridors, which include Highway 18, the portion of Northside Drive located in Ward 4, Clinton Boulevard, Highway 80, and Raymond Road; and

WHEREAS, the City of Jackson is currently seeking the input from its citizenry concerning the development of the Highway 18 corridor to ensure that the Highway 18 Master Plan and other plans for major corridors are comprised of coordinated physical development in the community that is consistent with its present and future needs; and

WHEREAS, the City of Jackson has experienced a proliferation of businesses in the title loan, payday loan, check cashing, liquor store, and pawn shop business. The Jackson City Council finds that over development and saturation of title loan, payday loan, check cashing, and liquor store businesses, within the City of Jackson would be detrimental to the City's development and would effectively limit the ability of the City to attract diverse types of business; and

WHEREAS, the City of Jackson finds that it necessary, proper and in the public interest to reassess its present zoning ordinance, policies and procedures concerning the location of title loan, payday loan, check cashing, pawn shops, and liquor store businesses; and

WHEREAS, the City of Jackson deems it necessary, proper and in the best interest of the health, safety and welfare of the citizens of Jackson to declare a moratorium on the issuance of business licenses for title loan, payday loan, check cashing, pawn shop, and liquor store businesses, while the City researches, studies and develops an appropriate zoning and commercial development plan; and

WHEREAS, the City Council requests that the Departments of Planning & Development and Economic Development of the City of Jackson assist the City Council in developing a comprehensive plan which will examine the use of these businesses within the City.

NOW, THEREFORE, BE IT ORDERED, by the City Council of Jackson, Mississippi, that there is hereby declared a moratorium on the issuance of business licenses within the City of Jackson for any business whose primary business activity is title loans, payday loans, check cashing, pawn shop, or liquor store sales, for a period of one year from the effective date of this order, to allow time to review the zoning ordinance for possible changes that are in harmony with the master plans and to review prior studies to promote redevelopment and revitalization in the aforementioned areas. This moratorium on the issuance of business licenses shall apply to all areas in Ward 4, including Ward 4 businesses located on Highway 18, Northside Drive, Clinton Boulevard, Highway 80 and Raymond Road. During this period of moratorium, applications, other than for renewal of licenses for the aforementioned businesses shall not be accepted and no new licenses for such businesses shall be issued. This moratorium is not intended to impact those businesses currently operating with the City of Jackson, unless such businesses cease operation and thereafter seek a renewed business license.

Agenda Item #: **38**
Date: May 3, 2016
By: De'Keither Stamps

**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.

Item #: 39
Agenda Date: May 3, 2016
By: Melvin V. Priester, Jr.

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.

SO RESOLVED, this the _____ day of May, 2016.

Agenda Item No: 40
Agenda Date: May 3, 2016
BY: KENNETH I. STOKES

Remarks by the First Lady at the Jackson State University Commencement

Jackson State University,
Jackson, Mississippi

4:05 P.M. CDT

MRS. OBAMA: Hey, y'all. (Applause.) Hey! I'm excited now! (Applause.) Oh, my goodness! You all good? (Applause.) All right, enough about me. This is about you. (Applause.)

Let me start by thanking Dr. Meyers for that wonderful introduction, and more importantly, for her leadership of this fine university.

I also want to thank Mayor Yarber, Representative Thompson, and all of the elected officials and members of Congress who are here with us today, as well as Mr. Perry, all of the trustees -- Dr. Blaine, Reverend Rhodes, of course, all of the faculty and staff here at Jackson State. Let's just take a moment to give it up to the people who helped get you here. (Applause.) Thank you all for your incredible hospitality. I wouldn't be anywhere else but here. I may be a little jetlagged, but I'm here, right now, to celebrate all of you. (Applause.) So I'm grateful.

I also have to thank the symphonic band and both of the choirs today for that beautiful music. You all are amazing. (Applause.) And of course, before we go way in, we have to give it up to all the folks in the stands who helped you all get here -- the moms and dads, brothers, sisters, grandparents, cousins, friends, and neighbors -- all of you all -- let's give it up! (Applause.) Give it up!

And finally, most of all, I want to join in congratulating -- oh, what a good-looking group -- the men and women of the Jackson State University Class of 2016! (Applause.) Woo! You all deserve all of that more, because I know how hard you worked to make it to this day, studying late into the night, writing and rewriting those papers, taking all those exams. Oh, my lord.

But I also heard that you have been able to have some fun over these past years, as well -- hanging out Gibbs-Green Plaza, turning up on Hot Spot Fridays at the Horseshoe. (Applause.) Don't get too excited -- mom and dad are in the stands. (Laughter.) Gearing up for Homecoming and Tiger Fest, "rocking the house" with one of the best bands in the country, the Sonic Boom of the South. (Applause.) Together, you all are the "Superb Sixteen" -- as I hear you call yourselves. (Applause.) And you're about to join a storied legacy from this university, a school that began as a tiny Baptist seminary, just 20 students strong -- just 20 students. But today has a legacy that reaches across the country and this state and right here into this very stadium.

And that's actually where I'd like to start my remarks today, with this storied stadium and its place in our nation's history. Now, back in 1950, when this stadium was built, it was one of the finest stadiums in the country, quickly became the pride of Mississippi. But the story of this beautiful complex also has a darker side. For years, it stood as a steel and concrete tribute to segregation, because Jim Crow laws meant that only white teams and fans were allowed through these gates.

Back in 1962, during an Ole Miss football game, this stadium became the site of what was essentially a pro-Jim Crow rally, with fans waving Confederate flags and singing a song called "Never No Never" to protest the admission of an African American student to their university. By halftime, they'd convinced the governor to even speak. He said just three sentences. He said, "I love Mississippi. I love her people, our customs. I love and respect our heritage." And the crowd went wild, because they knew exactly what he meant.

That game was just one small moment in a struggle of civil rights that enflamed this entire country, but often burned hottest right here in Mississippi, the state where a 14-year-old boy named Emmett Till was beaten and murdered. Where NAACP leader Medgar Evers was assassinated. Where Freedom Riders overflowed the jails. Where gunshots would ring out here on your campus, killing young people and littering one of your dorms with bullet holes still seen today.

It was against that backdrop that one day in October of 1967, something truly extraordinary happened in this stadium. For years, legal and political pressure had been mounting for the state to desegregate. And that fall, the state finally announced that for the first time, two black teams would get to play in this stadium. Those teams were Grambling State and, of course, your own Jackson State Tigers. (Applause.)

Now, just think for a moment. You can only imagine the pressure those teams and their fans were feeling. For so long, this field had been the pride of white — and white only — Mississippi, and now, black fans would fill these stands. Black coaches would patrol these sidelines. Black players would sweat and bleed on this field. How would the world respond? Would those forces of segregation rise up in protest, or worse? As one of the players at the time said — this is a quote -- he said, "There was certainly potential for it to become a very ugly situation."

So the Jackson State coach at the time, Coach Paige, thought hard about how to prepare his team. He sat his players down and told them to stay focused on two goals. The first: Beat Grambling State, of course, one of the best teams in the country. The second: He said, rise above the fray and set a good example, he said, because the whole state, the whole country would be watching.

So the players made sure their shoes were shined, their laces tied. They took special pains not to accidentally break anything in the locker room or walk out with a towel. Because as that player said -- and these are his words -- he said, "We all wanted to be representatives of our families, our hometowns, our communities." "We wanted to take care of that stadium as much as we could so it would be there for the next black team."

And then they went out and they played their hearts out. And Jackson State won that game, giving Grambling its only loss of the season. But more importantly, the world saw what would happen when black folks came into this stadium. What did they see? They saw people enjoying a football game. They saw the same kind of skill and sportsmanship and strategy as any other game this stadium had hosted before.

So by simply showing and displaying sportsmanship, those players and coaches and fans joined the long line of heroes who made history in this country -- in our schoolhouses, our department stores, our lunch counters and everywhere else -- all of them using that same time-tested approach that has always moved this country forward. They didn't stoop to the level of those who sought to oppress them. Just the opposite: They rose up; they combatted small-mindedness with dignity, integrity, and excellence.

That is the well-worn path to Dr. King's mountaintop that so many men and women before us have taken -- famous civil rights leaders and ordinary folks who faced down dogs, and batons, and firehoses with prayer and hope and steadfast determination. For as Dr. King told us, he said, "Darkness cannot drive out darkness; only light can do that. Hate cannot drive out hate; only love can do that."

And, graduates, I'm here today to tell you that that approach to life isn't just something you should read about in the history books. It's a road map for how to live your lives every single day. And how do I know? Because I've seen the power of that approach up close and personal.

See, when I hear words like dignity and excellence, I think about my husband. (Applause.) See, I know I'm biased -- and I do think he's cute, too. (Applause.) But as I've walked this journey with Barack, I've gotten a pretty good look at what it means to rise above the fray, what it means to set your eyes on the horizon, to devote your life to making things better for those who will come after you. I have seen how, no matter what kind of ugliness is going on at any particular moment, Barack always stays the course. (Applause.)

See, I've watched him stay up late night after night, reading and writing and wrestling with the impossible decisions that a President is forced to make. I've been inspired by his tireless effort to engage people of all backgrounds -- respectfully listening to folks who disagree with him, bringing folks together to solve our common problems.

And week after week, I see him read the letters he gets from people across this country -- and let me tell you, he writes back because he knows that they are who he serves. I see him dedicating himself to helping folks on the margins, folks who often don't have a voice. That is the work of his life, from his days as a community organizer in Chicago to his time in the White House today. And we all know that that empathy, that preparation, that moral compass, that relentless work ethic have led to so much progress over the past seven years.

We've gone from the brink of another Great Depression in this country to our businesses creating more than 14 million new jobs. Our unemployment rate has been cut in half. Our deficits are down by two-thirds. Our high school graduation rates are the highest on record. Over 20 million more people now have health insurance. And people in this country are finally free to

marry the person they love. And on the global stage, the vast majority of our troops are home today. And our country isn't putting our heads in the sand on climate change -- no, we are leading the way to stop it. (Applause.)

I could go on and on. But that's the progress we've seen under this President. That's the kind of change we all hoped was possible eight years ago. Yet, too often, instead of acknowledging or celebrating this change, we have a tendency to focus on conflict and controversy. We pay endless attention to folks who are blocking action, blocking judges, blocking immigration, blocking a raise in the minimum wage. Just blocking. We are consumed with the anger and vitriol that are bubbling up, with folks shouting at each other, using hateful and divisive language.

And then there's the countless times when that language gets personal and is directed at my husband -- charges that he doesn't love our country. The time he was called a liar in front of a Joint Session of Congress. The nonstop questions about his birth certificate and his belief in God.

Now, I know, I know that politics has always been a rough sport. I also know that well-meaning folks can get heated in the midst of contentious debates. And in light of today's 24-hour news cycle, in this era where our Facebook feeds are limited to the voices of folks who think exactly like we do and our TVs and radios are exclusively tuned in to those who tell us only what we want to hear, it's not surprising that our disagreements have become more personal, more intense. It's not surprising that we too often demean or dismiss opinions that are different than our own.

But we would be kidding ourselves if we didn't acknowledge that those age-old issues that have always roiled our country -- the problems a lot of folks would just rather brush under the rug -- those challenges are still with us today. We can't deny it.

However, graduates, even in these volatile times, it would be unfair for us to ignore the changes we've seen in a generation. No longer can we be barred from a university or a hotel, or arrested for sitting at the front of the bus, or forced to use a separate bathroom or water fountain because of the color of our skin. No one is going to poll test us by demanding that we recite the Constitution or correctly guess the number of jelly beans in a jar before we're allowed to vote. So, yes, we continue to make progress here in America.

But we also know that the shadows of the past have not completely disappeared. Despite all the progress we've made, I know that so many of you still see these shadows every single day. Maybe it's when you're driving somewhere, and you stop for no particular reason. Maybe it's when the store you enter into, folks seem to keep an extra close eye on you as you shop. Maybe it's when you walk down the sidewalk and folks cross the street when they see you coming.

Maybe it's when the early voting location in your neighborhood just happens to be closed, or law after law is passed about the kind of ID you need to cast your vote. Maybe it's all those schools that, despite the laws, are still very much separate and unequal, or the criminal justice system that still doesn't provide truly equal justice for far too many, or those neighborhoods that are struggling still to overcome the painful legacy of the past.

I wish I could say otherwise, graduates, but the question isn't whether you're going to come face-to-face with these issues; the question is how you're going to respond when you do. Are you going to throw up your hands and say that progress will never come? Are you going to get angry or lash out? Are you going to turn inward, and just give in to despair and frustration? Or are you going to take a deep breath, straighten your shoulders, lift up your head, and do what Barack Obama has always done — as he says, “When they go low, I go high.” (Applause.)

That's the choice Barack and I have made. That's what has kept us sane over the years. We simply do not allow space in our hearts, minds, or souls for darkness. Instead, we choose faith — faith in ourselves, in the power of hard work. Faith in our God, whose overwhelming love sustains us every single day. That's what we choose. (Applause.)

We choose love — our love for our children, our commitment to leaving them a better world. Our love for our country, which has given us so many blessings and advantages. Our love for our fellow citizens — parents working hard to support their kids, men and women in uniform who risk everything to keep us safe, young people from the toughest backgrounds who never stop believing in their dreams — young people like so many of you.

That's what we choose. And we choose excellence. We choose to tune out all the noise and strive for excellence in everything we do. No cutting corners. No taking shortcuts. No whining. We give 120 percent every single time, because excellence -- excellence is the most powerful answer you can give to the doubters and the haters. (Applause.)

It's also the most powerful thing you can do for yourself, because the process of striving and struggling and pushing yourself to new heights — see, that's how you develop your God-given talents. That's how you make yourself stronger and smarter and more able to make a difference for others.

So those are the choices that Barack and I have made. Because in the end, we know our history, and we know that there will always be challenges and obstacles, but we also know that what we're dealing with today is nothing — nothing — compared to the violence, discrimination, and hatred that folks faced decades ago.

And while this may feel like a volatile time -- while we may be rightfully horrified by the divisive rhetoric we're hearing in our public conversation, while we may be broken-hearted that we're still dealing with the issues of poverty, and mass incarceration, and gun violence -- it is remarkable progress that these issues are seeing the light of day at all. It's remarkable progress that the vast majority of Americans in all corners of the country vehemently disagree with this hateful language. It is remarkable progress that we're having these conversations on a national level — and not just in black communities, but in all communities.

So, graduates, make no mistake about it, this moment presents a historic opportunity for change. And your generation, more than any generation in our history, truly has the tools and opportunities you need to seize this moment. I want you to think about the statistics. Today, more African Americans are graduating from college, succeeding in our workplaces, taking on

positions of leadership, and reporting greater optimism about the future — an optimism, by the way, that I very much share.

So the question is: Are you ready to step up and use your power and your privilege to make change? Will you honor the legacy of those who came before you who fought so hard, sacrificed so much so that you could be here in this stadium wearing those beautiful caps and gowns today?

And if you have any question as to what that legacy is, let me just share with you a quick story. Several months ago, I was meeting with a group of teenage girls from Washington, D.C., and one of them asked me, “Well, what do you think Dr. King would say about everything that’s going on today?” And I told her that none of us can really answer that question. But I said that Dr. King would probably answer it with a simple question — and that is: “Did you vote?” (Applause.) Did you vote?

See, I told the young woman that I think Dr. King would be very concerned that after folks like Medgar Evers and so many others gave their lives fighting for the right to vote, that today, in almost every election, more than half of young African Americans have essentially disenfranchised themselves. In the 2014 midterms, African American youth turnout was less than 20 percent — fewer than one in five of our young people voted. And here in Mississippi, it was almost lower -- certainly lower.

But Dr. King understood was that one of the surest paths to progress here in America runs straight through the voting booth. That’s been the key to every single stride we have ever taken in this country — from fighting discrimination to passing health care. It all starts with the ballot.

So, graduates, as you seek to develop your own strategies to address the problems that still plague our communities, I just ask you to remember that the power of voting is real and lasting. So you can hashtag all over Instagram and Twitter, but those social media movements will disappear faster than a Snapchat if you’re not also registered to vote, if you’re not also sending in your absentee ballot. (Applause.)

If we fail to exercise our fundamental right to vote, then I guarantee that so much of the progress we’ve fought for will be under threat. Congress will still be gridlocked. Statehouses will continue to roll back voting rights and write discrimination into the law. We see it right here in Mississippi -- just two weeks ago -- how swiftly progress can hurtle backward, how easy it is to single out a small group and marginalize them because of who they are or who they love.

So we’ve got to stand side by side with all our neighbors — straight, gay, lesbian, bisexual, transgender; Muslim, Jew, Christian, Hindu immigrant, Native American -- because the march for civil rights isn’t just about African Americans, it’s about all Americans. It’s about making things more just, more equal, more free for all our kids and grandkids. That’s the story you all have the opportunity to write. That’s what this historic university has prepared you to do.

So, graduates, here is my challenge to you today: I want you to honor the legacy of our past by making your mark on the future. Graduates, I want you to choose a career that you believe in,

something that doesn't just make money but that truly makes a difference for others. And I want you to do whatever you can to reach back and pull those who still are struggling with you.

Graduates, I want you all to be excellent at everything you do -- be an excellent boss; be an excellent employee; be an excellent parent, mentor, congregant, neighbor. Be excellent. And, graduates, when you encounter small slights or small people, I hope and I pray that you stand tall and respond with dignity and grace. Because no one -- no one -- ever succeeds in this world by playing small.

And finally, graduates, I just want you to remember that decades from now, someone will be standing here where I'm standing today and they will be telling that new class of graduates about all of you. So we're counting on you to live lives worthy of retelling, lives that will inspire our next generation to keep walking that path to righteousness and doing the work to fulfill that dream.

Because here's the thing. I know you can do that and so much more. That's why I am here. I am so proud of you all for making it to this day, for pushing and fighting, because I know if you hold tight to the example of the folks who have led us this far, if you choose faith and love, if you strive always for dignity and excellence, then there is absolutely nothing you can't achieve.

I say that from the bottom of my heart, because I'm not here because I'm special; I was you. And if I can be here, you can do it, too. (Applause.) And if you ever doubt the impact you can have, I just want you to think back to the story of this school -- this great school that you are now a part of. That tiny little seminary, as you see it now, is a distinguished university, one of the largest, most vibrant HBCUs in the country. This is your alma mater. (Applause.) Pushing forward in science and technology, the arts, education, and so much more. You all, that's your legacy.

And that Jackson State football coach I mentioned earlier who helped desegregate this stadium -- his full name is Rod Paige, and he went on to become our nation's first African American Secretary of Education. (Applause.)

And as for that crowd that rallied for segregation in these stands, singing "Never No Never" -- well, just 50 years later, our country elected an African American President for a second time, declaring "Yes, we can!" (Applause.)

Graduates, that is what's possible in this country of ours. That is the direction history can take when passionate, courageous, talented young people like all of you step up and lead the way. I know you've got it in you. I can feel it right from here. And as you say here at Jackson State, the world better get ready -- because here you all come. (Applause.)

I love you all so much. I hope you have a phenomenal day. I will pray for you every step of the way. God bless you all. Good luck on the road ahead. (Applause.) I'm proud of you all. (Applause.)

END
4:33 P.M. CDT

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

SO RESOLVED, this the _____ day of May, 2016.

Agenda Item No. 41
Agenda Date: May 3, 2016
BY: STOKES

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.

SO RESOLVED, this the _____ day of May, 2016.

Agenda Item No. 42
Agenda Date: May 3, 2016
BY: STOKES

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

SO RESOLVED, this the _____ day of May, 2016.

ITEM NO. 43
AGENDA DATE: May 3, 2016
BY: STOKES

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* .

SO RESOLVED, this the 3rd day of May, 2016.

AGENDA ITEM NO. 44

DATE: May 3, 2016

BY: Kenneth I. Stokes

