

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JANUARY 14, 2014 10:00 A.M**

BE IT REMEMBERED that a Regular Meeting of the City Council of Jackson, Mississippi was convened in the Council Chambers in City Hall at 10:00 a.m. on January 14, 2014, being the second Tuesday of said month, when and where the following things were had and done to wit:

Present: Council Members: Charles Tillman, President, Ward 5; Melvin Priester, Jr., Vice President, Ward 2; LaRita Cooper-Stokes, Ward 3; De'Keither Stamps, Ward 4; Tony Yarber, Ward 6 and Margaret Barrett-Simon, Ward 7. Directors: Chokwe Lumumba, Mayor; Brenda Pree, City Clerk and Gail Lowery, City Attorney.

Absent: Council Member: Quentin Whitwell, Ward 1.

The meeting was called to order by **President Charles Tillman**.

The invocation was offered by **Pastor Hosea Hines of Christ Tabernacle Church**.

President Tillman recognized **Council Member Cooper-Stokes** who introduced the following individual during the meeting:

- Alice Tisdale of the Jackson Advocate

President Tillman recognized the following individuals who provided public comments:

- **Alice Tisdale** opposed the \$5.00 surcharge on Thalia Mara Hall ticket sales and expressed concerns regarding the impact the surcharge would have on participants attending the events.
- **Debra Culver**, an agent for Pin Global Marketing, offered assistance in scheduling appointments for citizens to enroll in an affordable healthcare plan.
- **Jeraldine Watts**, a resident of the Georgetown community, expressed concerns regarding the lack of water in the City's fire hydrants in her neighborhood.
- **Carolyn Roberts** expressed her concerns regarding the lack of water in the City's fire hydrant that could have possibly prevented sufficient damage to her home during a fire.
- **Sheila Jackson**, Director of Jackson Housing Authority, offered her availability to provide information concerning Golden Key Apartments.
- **Annie Figures** expressed concerns regarding the living conditions at Golden Key Apartments.

ORDER ACCEPTING PAYMENT OF \$367.20 FROM GEICO INSURANCE COMPANY ON BEHALF OF ITS INSURED (JACQUELINE CARRENA) AS A PROPERTY DAMAGE SETTLEMENT.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$367.20 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1464) on July 5, 2013.

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

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING PAYMENT OF \$1,116.32 FROM LIBERTY MUTUAL INSURANCE COMPANY ON BEHALF OF ITS INSURED (BRYAN MYERS) AS A PROPERTY DAMAGE SETTLEMENT.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$1,116.32 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1336) on November 17, 2013.

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

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING PAYMENT OF \$419.75 FROM HALLMARK SPECIALTY INSURANCE COMPANY ON BEHALF OF ITS INSURED (TOLLGATE LOGISTICS CORP./REEVES WILLIAMS) AS A SUPPLEMENTAL PAYMENT FOR PROPERTY DAMAGE TO A CITY OF JACKSON VEHICLE.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$419.75 as a supplemental payment for damage sustained to a City of Jackson vehicle (PC-1611) on January 18, 2013.

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

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING PAYMENT OF \$2,519.70 FROM AIG CLAIMS, INC. ON BEHALF OF ITS INSURED (CRST INTERNATIONAL, INC./STEVEN BISHOP) AS A PROPERTY DAMAGE SETTLEMENT.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$2,519.70 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1529) on July 7, 2013.

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

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING PAYMENT OF \$904.50 FROM MARY CROSBY/ JUSTICE FOSTER AS A PROPERTY DAMAGE SETTLEMENT.

IT IS HEREBY ORDERED by the City Council for the City of Jackson, Mississippi, that the City Attorney or designee, be authorized to execute all necessary documents and accept payment in the amount of \$904.50 as a property damage settlement for damage sustained to a City of Jackson vehicle (PC-1586) on October 21, 2013.

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

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

Nays- None.

Absent- Whitwell.

There came on for Introduction Agenda Item No. 7:

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. Said item was referred to the Planning Committee.

ORDINANCE APPROVING THE RE-SUBDIVIDING OF PARTS OF LOT 1, 2, 3, AND 13 OF IDEAL HOME PLOT SUBDIVISION TO CREATE HFHMCA REPARTITION OF IDEAL HOME PLOT, PART 2 AND AUTHORIZING THE MAYOR TO SIGN THE FINAL PLAT.

WHEREAS, the City Site Plan Review Committee approved the preliminary plat of HFHMCA Repartition of Ideal Home Plot, Part 2 on November 1, 2013; and

WHEREAS, HFHMCA Repartition of Ideal Home Plot, Part 2 subdivision, will consist of three lots created by re-subdividing Lots 1, 2, 3, and 13 of Ideal Home Plot subdivision; and

WHEREAS, there are no improvements to the re-subdivided lots that the City needs to accept and the further subdividing Lots 1, 2, 3, and 13 of Ideal Home Plot subdivision is not intended to affect any improvements dedicated to the City by the acceptance of the North Park Addition of the Jackson, MS subdivision; and

WHEREAS, the Department of Public Works recommends that the City approve the re-subdividing of Lots 1, 2, 3, and 13 of Ideal Home Plot subdivision to create HFHMCA Repartition of Ideal Home Plot, Part 2.

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

SECTION 1. HFHMCA Repartition of Ideal Home Plot, Part 2 is hereby accepted.

SECTION 2. The Mayor is authorized to sign the final plat of HFHMCA Repartition of Ideal Home Plot, Part 2 subdivision.

SECTION 3. This Ordinance shall be effective thirty (30) days after passage and after publication.

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

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

Nays- None.

Absent- Whitwell.

**ORDINANCE OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI
AMENDING JACKSON CODE OF ORDINANCES CHAPTER 2,
ARTICLE III, SECTION 2-166 GOVERNING RESIDENCY
REQUIREMENTS.**

WHEREAS, Chapter 2, Article III, Section 2-166 of the Jackson Code of Ordinances governs residency requirements for City of Jackson employees; and

WHEREAS, Section 2-166 currently reads as follows:

Sec. 2-166.-Residency requirements.

(a) Subject to the provisions of subsections (c) and (f) hereof, each and all employees of the city shall maintain their domicile and principal place of residence within the 40 mile region of City Hall designated on the map filed with the municipal clerk's office and also available from the personnel department upon request of an applicant or current employee;

(b) All persons entering upon employment with the city after the effective date of this section who do not maintain their domicile and principal place of residence within the areas specified by the map referenced in subsection (a) above shall comply with the domicile and residency requirement before the expiration of the first six months from the time of their employment by the city.

(c) The provisions of section (a) and section (b) above shall apply to employees who on the effective date of this section do not maintain domiciles and principal places of residence in areas specified by the map referenced in subsection (a) above. If on or after the effective date of this section, any current employee ceased to be an employee of the city for any reason whatsoever, such a person will be subject to the residency requirement previously stated upon their subsequent employment with the City of Jackson.

(d) Each and all employees of the city shall certify in writing to the director of personnel management their domicile and principal place of residence within 30 days of the passage of this section. Thereafter, each and all employees of the city shall annually re-certify in writing to the director of personnel management their domicile and principal place of residence, and it shall be the duty of the director of personnel management to enforce this section and to annually report any violation of this section to the mayor and members of the council for the city.

(e) The failure of any employee to comply with the residency and domicile requirements set forth in subsections (a) and (b) will result in that employee's termination from their employment with the City of Jackson. Any employee who after having failed to comply with the requirement to certify their domicile or principal place of residence within 30 days of the passage of this section or annually and who fails to provide said certification within seven days of the notice of the noncompliance with said certification shall be disciplined for such noncompliance. The submission of false certification information shall constitute with certification.

(f) The provisions of section 2-166 shall not apply to persons 55 years of age or older who are employed through the city's senior AIDES program which is funded in whole or part through a federal grant program known as the Senior Services America, Inc. grant.

WHEREAS, it is the desire of the Jackson City Council to amend said Ordinance to require all new and prospective employees to maintain their domicile and principal place of residence within the City of Jackson.

THEREFORE, BE IT ORDAINED that the City Council of Jackson, Mississippi, hereby amends the Jackson Code of Ordinances, Chapter 2, Article III, Section 2-166 entitled Residency Requirements, to read as follows:

Sec. 2-166.-Residency requirements.

(a) Subject to the provisions of subsections (c) and (f) hereof, each and all new and prospective employees of the city shall maintain their domicile and principal place of residence within ~~the 40 mile region of City Hall designated on the map filed with the municipal clerk's office and also available from the personnel department upon request of an applicant or current employee~~ the City of Jackson.

(b) All persons entering upon employment with the city after the effective date of this section who do not maintain their domicile and principal place of residence within the ~~areas specified by the map referenced in subsection (a) above~~ City of Jackson shall comply with the domicile and residency requirement before the expiration of the first six months from the time of their employment by the city.

(c) The provisions of section (a) and section (b) above shall not apply to current employees who on the effective date of this section do not maintain domiciles and principal places of residence within the City of Jackson. ~~areas specified by the map referenced in subsection (a) above.~~ If on or after the effective date of this section, any current employee ~~of the employee that~~ ceases to be an employee of the city for any reason whatsoever, such a person will be subject to the residency requirement of this ordinance upon their subsequent employment with the city. ~~previously stated upon their subsequent employment with the City of Jackson.~~ If any employee who is not subject to this provision because they are employed by the City of Jackson at the time that this requirement is enacted moves from their home at the time this ordinance is enacted, they will become subject to this residency requirement and must certify that they now live in the City of Jackson.

(d) Each and all employees of the city shall certify in writing to the director of personnel management their domicile and principal place of residence within 30 days of the passage of this section. Thereafter, each and all employees of the city shall annually re-certify in writing to the director of personnel management their domicile and principal place of residence, and it shall be the duty of the director of personnel management to enforce this section and to annually report any violation of this section to the mayor and members of the council for the city.

(e) The failure of any employee to comply with the residency and domicile requirements set forth in subsections (a) and (b) will result in that employee's termination from their employment with the City of Jackson. Any employee who after having failed to comply with the requirement to certify their domicile or principal place of residence within 30 days of the passage of this section or annually and who fails to provide said certification within seven days of the notice of the noncompliance with said certification shall be disciplined for such noncompliance. The submission of false certification information shall constitute noncompliance with certification.

(f) The provisions of section 2-166 shall not apply to persons 55 years of age or older who are employed through the city's senior AIDES program which is funded in whole or part through a federal grant program known as the Senior Services America, Inc. grant.

(g) This section shall become effective thirty (30) days after passage and publication.

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

A thorough discussion was held on the matter and said item was held until the next Regular Meeting on January 28, 2014 at 6:00 p.m. to allow time for further amendment.

ORDER APPROVING CLAIMS NUMBERED 3665 TO 4017, APPEARING AT PAGES 591 TO 645, INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$2,544,542.71 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that claims numbered 3665 to 4017, appearing at pages 591 to 645, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$2,544,542.71 are hereby approved for payment and said amount is expressly appropriated for the immediate payment thereof.

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

<u>FROM:</u>	<u>TO</u> <u>ACCOUNTS PAYABLE FUND</u>
2008 GO STREET CONSTRUCTION FD	16,537.36
2012 G.O. NOTE-CAPITAL PROJECT	23,558.63
AMERICORP CAPITAL CITY REBUILD	61.93
CAPITOL STREET 2-WAY PROJECT	11,466.55
EARLY CHILDHOOD (DAYCARE)	353.14
G O PUB IMP CONS BD 2003 (\$20M)	5,158.82
GENERAL FUND	1,276,389.79

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HOME PROGRAM FUND	4,929.93
HOUSING COMM DEV ACT (CDBG) FD	352.64
LANDFILL/SANITATION FUND	47,362.58
MADISON SEWAGE DISP OP & MAINT	5,693.00
NCSC SENIOR AIDES	41.40
P E G ACCESS- PROGRAMMING FUND	3,418.57
PARKS & RECR. FUND	3,418.57
REPAIR & REPLACEMENT FUND	374.00
SEIZURE & FORFEITED PROP – FED	26.84
STATE TORT CLAIMS FUND	7,556.24
TECHNOLOGY FUND	99,455.88
TITLE III AGING PROGRAMS	87.89
TRANSPORTATION FUND	131,898.94
VEHICLE POOL FUND	1,098.90
WATER/SEWER CAPTIAL IMP FD 12M	460,955.67
WATER/SEWER CAPITAL IMPR FUND	25,696.38
WATER/SEWER CONST FD 1999-\$\$35M	101.05
WATER/SEWER OP & MAINT FUND	326,781.21
WATER/SEWER REVENUE FUND	63,345.32
	2,544,542.71

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

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

Nays- Cooper-Stokes.

Absent- Whitwell.

ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 3665 TO 4017 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.

IT IS HEREBY ORDERED that payroll deduction claims numbered 3665 to 4017 inclusive therein, in the Municipal “Docket of Claims”, in the aggregate amount of \$127,821.82 plus payroll, are approved for payment and necessary amounts are appropriated from various municipal funds for transfer to the Payroll Fund for the immediate payment thereof.

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

<u>FROM</u>	<u>TO</u> <u>ACCOUNTS PAYABLE</u> <u>FUND</u>	<u>TO</u> <u>PAYROLL</u> <u>FUND</u>
GENERAL FUND		37,213.02
PARKS & RECR.		22,205.43
LANDFILL FUND		4,725.01
SENIOR AIDES		6,674.88
WATER/SEWER OP & MAINT FUND		41,384.60
EARLY CHILDHOOD		2,583.56
TITLE III AGING PROGRAMS		2,747.03
PAYROLL	127,821.82	
TOTAL		\$117,533.53

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

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

Nays- None.

Absent- Whitwell.

ORDER AUTHORIZING THE PURCHASE OF ANNUAL MAINTENANCE FOR THE CITY OF JACKSON'S WEBSITE.

WHEREAS, CivicPlus has proposed a one-year maintenance that covers the City's website with hosting and maintenance; and

WHEREAS, CivicPlus is the sole provider of the Government Content Management System (GCMSTM) and associated product and service package that enables municipal website administrators to manage critical aspects of their online presence; and

WHEREAS, maintenance and hosting needs for this site have been analyzed and purchase of maintenance for this site is recommended.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to purchase maintenance with CivicPlus, providing for maintenance and hosting at a cost of \$12,239.00 per year, beginning January 1, 2014 until December 31, 2014.

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

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

Nays- Priester.

Absent- Whitwell.

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CAYENTA FOR INTERFACE WITH TYLER TECHNOLOGIES COURT CASE MANAGEMENT SYSTEM.

WHEREAS, CAYENTA has proposed an agreement to interface with Tyler Technologies Court Case Management Software; and

WHEREAS, the need for an interface will eliminate manual keying of Journal entries into the CAYENTA Financial system from the Municipal Court Case Management System; and

WHEREAS, Tyler Technologies will provide the City of Jackson with a \$4,440.00 credit to pay for the interface, resulting in no out of pocket expenses to the City; and

WHEREAS, since the City of Jackson already has a long-standing relationship and existing contract services with CAYENTA, the City of Jackson will enter into this agreement with CAYENTA.

IT IS, THEREFORE, ORDERED that the Mayor be authorized to execute any and all documents necessary to effectuate the Order.

Council Member Yarber moved adoption; Council Member Priester seconded.

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING THE BIDS OF CONSOLIDATED PIPE & SUPPLY, CECI SERVICES DBA VERNISHIA KAREEMA ALI-BOWENS AND COBURN'S SUPPLY, FOR AN EIGHTEEN-MONTH SUPPLY OF CORRUGATED STEEL, POLYETHYLENE PIPES AND VARIOUS PARTS (BID NO. 67027-110513).

WHEREAS, the City received five (5) sealed bids for Corrugated Steel, Polyethylene Pipes and various parts, which the City Clerk opened on November 05, 2013; and

WHEREAS, Infrastructure Management Division, Bridges and Drainage, will use the steel, pipes and parts to improve the drainage system within the City of Jackson; and

WHEREAS, the staff of Infrastructure Management and Bridges and Drainage, divisions of the Department of Public Works, has reviewed all bids and recommends that the governing authorities deem the bids submitted by Consolidated Pipe & Supply, 5285 Greenway Drive, Jackson, MS 39213, CECI Services d/b/a Vernishia Kareema Ali-Bowens, 1553 Swanlake Boulevard, Gulfport, MS 39503, and Coburn's Supply, 106 Sanders Cove, Richland, MS 39218, received November 05, 2013, be accepted as the lowest and best bids received for the following items, respectively.

COMPANY NAME	SECTION	ITEMS
Consolidated Pipe & Supply 5285 Greenway Drive Jackson, MS 39213	Section 1: Smooth Interior-Corrugated Polyethylene Pipe	Item 1 - 48" Pipe- \$48.08 Item 2 - 42" Pipe- \$37.98 Item 3 - 36" Pipe- \$28.81 Item 4 - 30" Pipe- \$21.28 Item 5 - 24" Pipe- \$15.83 Item 6 - 18" Pipe- \$9.40 Item 7 - 15" Pipe- \$6.72 Item 8 - 60" Pipe- \$89.43
CECI Services d/b/a Vernishia Kareema Ali-Bowens 1553 Swanlake Boulevard Gulfport, MS 39503	Section 2: Polyethylene Corrugated Flared End Section Section 5: Cast Iron Top & Frame	Item 1 - 48" F.E. Section - \$696.73 Item 2 - 42" F.E. Section- \$605.86 Item 1- 15" Top & Frames - \$91.57 Item 2- 18" Top & Frames- \$115.28 Item 3- 30" Top & Frames- \$301.67 Item 4- 36" Top & Frames- \$449.68 Item 5- 42" Top & Frames- \$599.09 Item 6- 48" Top & Frames- \$792.95
Coburn's Supply 106 Sanders Cove Richland, MS 39218	Section 2: Polyethylene Corrugated Flared End Section	Item 3-36" F.E Section- \$497.02 Item 4- 30" F.E. Section- \$469.40

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		Item 5- 24" F.E. Section- \$193.05 Item 6- 18" F.E. Section- \$150.43 Item 7- 15" F.E. Section- \$111.98 Item 1- 48" Joints- \$1,411.32 Item 2- 18" Joints- \$196.88 Item 3- 24" Joints- \$304.39 Item 4- 30" Joints- \$614.25 Item 5- 36" Joints- \$826.32 Item 6- 42" Joints- \$1,199.25 Item 7- 15" Joints- \$140.35 Item 1- 15" Elbows- \$88.34 Item 2- 18" Elbows- \$123.94 Item 3- 24" Elbows- \$245.07 Item 4- 30" Elbows- \$507.20 Item 5- 36" Elbows- \$675.79 Item 6- 42" Elbows- \$989.28 Item 7- 48" Elbows- \$1,191.36
	Section 3: Polyethylene Corrugated Tee-Joints	
	Section 4: 90 (Degree DEG Elbows)	

IT IS HEREBY ORDERED that the bids received November 05, 2013 from Consolidated Pipe & Supply, CECI Services d/b/a Vernishia Kareema Ali-Bowens, and Coburn's Supply for an eighteen-month supply of corrugated steel, polyethylene pipes and various parts (starting December 01, 2013 through May 31, 2015) be accepted as the lowest and best bids received for each of the specified items as listed below, it being determined that said bids met the City specifications:

COMPANY NAME	SECTION	ITEMS
Consolidated Pipe & Supply 5285 Greenway Drive Jackson, MS 39213	Section 1: Smooth Interior-Corrugated Polyethylene Pipe	Item 1 - 48" Pipe- \$48.08 Item 2 - 42" Pipe- \$37.98 Item 3 - 36" Pipe- \$28.81 Item 4 - 30" Pipe- \$21.28 Item 5 - 24" Pipe- \$15.83 Item 6 - 18" Pipe- \$9.40 Item 7 - 15" Pipe- \$6.72 Item 8 - 60" Pipe- \$89.43
CECI Services d/b/a Vernishia Kareema Ali-Bowens 1553 Swanlake Boulevard Gulfport, MS 39503	Section 2: Polyethylene Corrugated Flared End Section Section 5: Cast Iron Top & Frame	Item 1- 48" F.E. Section \$696.73 Item 2- 42" F.E. Section \$605.86 Item 1-15" Top & Frame \$91.57 Item 2-18" Top & Frame \$115.28 Item 3-30" Top & Frame \$301.67 Item 4-36" Top & Frame \$449.68 Item 5-42" Top & Frame \$599.09 Item 6-48" Top & Frame \$792.95

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Coburn's Supply 106 Sanders Cove Richland, MS 39218	Section 2: Polyethylene Corrugated Flared End Section	Item 3-36" F.E Section- \$497.02 Item 4-30" F.E. Section-\$469.40 Item 5-24" F.E. Section-\$193.05 Item 6-18" F.E. Section-\$150.43 Item 7-15" F.E. Section-\$111.98
	Section 3: Polyethylene Corrugated Tee-Joints	Item 1- 48" Joints- \$1,411.32 Item 2- 18" Joints- \$196.88 Item 3- 24" Joints- \$304.39 Item 4- 30" Joints- \$614.25 Item 5- 36" Joints- \$826.32 Item 6- 42" Joints- \$1,199.25 Item 7- 15" Joints- \$140.35
	Section 4: 90 (Degree DEG Elbows)	Item 1- 15" Elbows- \$88.34 Item 2- 18" Elbows- \$123.94 Item 3- 24" Elbows- \$245.07 Item 4- 30" Elbows- \$507.20 Item 5- 36" Elbows- \$675.79 Item 6- 42" Elbows- \$989.28 Item 7- 48" Elbows- \$1,191.36

IT IS FURTHER ORDERED that payment for the corrugated steel, polyethylene pipes and various parts be made from the General Fund.

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

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

Nays- None.

Absent- Whitwell.

ORDER AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1 TO THE CONTRACT OF FOUNTAIN CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF JRA PARKING FACILITY III RAMP MODIFICATIONS, CITY PROJECT NUMBER 10B4004-702.

WHEREAS, on April 2, 2013, the City of Jackson accepted the base bid and add alternate numbers 1 of Fountain Construction Company, Inc., in the amount of \$1,550,000.00, to commence work on the JRA Parking Facility III Ramp Modifications; and

WHEREAS, the contractor has requested an extension in contract time to March 31, 2014, due to rain and weather delays during contract construction, with no change to the contract amount; and

WHEREAS, the parking access control vendor has recommended to the engineer and parking garage operator that the walk-up pay kiosk that was included in the original bid package be removed due to redundancy; and

WHEREAS, Neel-Schaffer has reviewed the request and recommend approval of the proposed Change Order No. 1; and

WHEREAS, the Department of Public Works recommends to the governing authorities that they accept the proposed Change Order No. 1 as presented by the contractor and Neel-Schaffer, Inc.

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IT IS, THEREFORE, ORDERED that the Mayor is authorized to execute Change Order No. 1 to the contract of Fountain Construction Company, Inc. for the JRA Parking Facility III Ramp Modifications, extending the contract time to March 31, 2014.

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

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

Nays- None.

Absent- Whitwell.

ORDER ACCEPTING THE BID OF CSL SERVICES, INC. AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR THE WEST BANK INTERCEPTOR FLOW MONITORING, CITY PROJECT NO. 13B0500/SRF PROJECT NO. C280886-03; AND ACCEPTING THE YEAR TWO AND YEAR THREE ALTERNATE BIDS OF CSL SERVICES, INC., CONTINGENT UPON THE PERFORMANCE OF CSL SERVICES INC. AND THE NEED OF THE CITY FOR EACH ALTERNATE YEAR'S WORK.

WHEREAS, the City of Jackson received bids on Tuesday November 5, 2013 for the West Bank Interceptor Flow Monitoring, City Project No. 13B0500 / SRF Project No. C280886-03; and

WHEREAS, CSL Services, Inc. submitted the lowest base bid of \$341,524.00; and

WHEREAS, the Public Works Department recommends that the governing authorities deem the bid of CSL Services, Inc. to be the lowest and best bid for the City of Jackson West Bank Interceptor Flow Monitoring, City Project No. 13B0500/SRF Project No. C280886-03; and

WHEREAS, the City of Jackson also solicited bid alternates to maintain and administer the meters, and to analyze and report the data generated by them for years two and three following the completion of the work; and

WHEREAS, CSL Services, Inc. submitted alternate bids of \$129,120.00 for year two and \$129,120.00 for year three; and

WHEREAS, the Public Works Department recommends that the governing authorities accept the alternate bid of CSL Services, Inc. for year two in the amount of \$129,120.00 and for year three in the amount of \$129,120.00 contingent upon the performance of CSL Services, Inc. in the base year and the need for such services by the City in year two and the need for such services by the City in year three.

IT IS, THEREFORE, ORDERED that the City of Jackson accept the base bid of CSL Services, Inc., in the amount of \$341,524.00, as the lowest and best bid for the City of Jackson West Bank Interceptor Flow Monitoring, City Project No. 13B0500/SRF Project No. C280886-03.

IT IS FURTHER ORDERED that the City of Jackson accept the alternate bids of CSL Services, Inc., in the amount of \$129,120.00 for year two and in the amount of \$129,120.00, said acceptance being contingent upon the performance of CSL Services, Inc. of the base bid contract and the need for the alternative bid work by the City in year two and the need for the alternative bid work by the City in year three.

IT IS FURTHER ORDERED that the Mayor is authorized to execute a contract and the City Clerk is authorized to attest a contract with CSL Services, Inc., for the City of Jackson West Bank Interceptor Flow Monitoring, City Project No. 13B0500 / SRF Project No. C280886-03 according to the City's invitation for bids, the base bid accepted, and the scope for the project.

IT IS FURTHER ORDERED that the Mayor is authorized to exercise the option for the year two alternate bid in the amount of \$129,120.00, contingent on the satisfactory performance by CSL Services, Inc. of the base bid work.

IT IS FURTHER ORDERED that the Mayor is authorized to exercise the option for the year three alternate bid in the amount of \$129,120.00, contingent on the satisfactory performance by CSL Services, Inc. of the base bid work and the year two alternate bid work.

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

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

RESOLUTION COMMITTING LOCAL MATCHING FUNDS TO PROJECTS PROPOSED TO BE FUNDED THROUGH TRANSPORTATION ALTERNATIVES PROGRAM FUNDS MADE AVAILABLE UNDER MAP-21 TO THE JACKSON METROPOLITAN PLANNING ORGANIZATION.

WHEREAS, Transportation Alternatives Program (TAP) funds have been made available for transportation improvements within the Jackson Urbanized Area; and

WHEREAS, the City of Jackson has selected projects to submit to the Jackson Metropolitan Planning Organization (MPO) for consideration for funding; and

WHEREAS, the selected project includes the Museum to Market Trail from Riverside Drive to Smith Wills Stadium, a proposed project that will convert four existing vehicular lanes into two vehicular lanes, a pedestrian walking trail, and a bicycle path; and

WHEREAS, the City of Jackson hereby requests Federal TAP funding from the Jackson MPO in the amount of \$235,375; and

WHEREAS, the City of Jackson agrees to provide local matching funds in the amount of \$100,875 and agrees to provide said matching funds in a timely manner.

NOW, THEREFORE, BE IT RESOLVED that the City of Jackson acknowledges if said project is selected for funding through the MPO selection process, then said projects are subject to all applicable Federal and State laws and regulations regarding TAP funding as well as subject to the rules and procedures established by the Jackson MPO regarding approved TAP projects.

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

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

ORDER AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION TO THE JACKSON METROPOLITAN PLANNING ORGANIZATION FOR THE MUSEUM TO MARKET TRAIL (RIVERSIDE DRIVE TO SMITH WILLS STADIUM) PROPOSED TO BE FUNDED THROUGH TRANSPORTATION ALTERNATIVES PROGRAM FUNDS MADE AVAILABLE UNDER MAP-21.

WHEREAS, the Moving Ahead for Progress in the 21st Century Act (MAP-21), which was signed into law by President Barack Obama on July 6, 2012, provides federal funding for surface transportation programs for fiscal years (FY) 2013 and 2014; and

WHEREAS, Jackson Metropolitan Planning Organization, the designated regional planning organization authorized to disburse federal highway funds allocated to urbanized areas, received approximately \$950,000 for Transportation Alternatives Program projects from MAP-21; and

WHEREAS, the Jackson Metropolitan Planning Organization issued a call for projects that qualify under three categories for evaluation for potential funding under MAP-21; and

WHEREAS, the City of Jackson has identified the Museum to Market Trail from Riverside Drive to Smith Wills Stadium as a project that would fall within these three categories and intends to submit an application to the Jackson Metropolitan Planning Organization.

IT IS THEREFORE ORDERED that the Mayor is authorized to execute applications and other related documents for street projects to be funded through Transportation Alternatives Program funds made available under MAP-21 and submit the same to the Jackson Metropolitan Planning Organization.

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

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

Nays- Cooper-Stokes and Tillman.

Absent- Whitwell.

ORDER AUTHORIZING THE MAYOR TO EXECUTE CONTRACT AMENDMENT NO. 1 WITH INTEGRATED MANAGEMENT SERVICES, P.A., FOR THE SOUTH STREET BRIDGE REPLACEMENT PROJECT, CITY PROJECT NUMBER 9AA4500-905.

WHEREAS, the South Street bridge over Town Creek bridge between West Street and Farish Street is a concrete and masonry bridge constructed in 1914; and

WHEREAS, the County Engineer has recommended that the bridge be limited to 6,000 pounds tandem axle (the lowest weight limit allowed by federal regulations for a bridge open to traffic) and that the bridge be programmed for replacement due to deterioration in the bridge structure and substructure; and

WHEREAS, the reduced weight limit prohibits fire engines from the adjacent central fire station from using the bridge to answer emergency calls to locations west of the fire station; and

WHEREAS, the Department of Public Works recommends that IMS Engineers, who serves as the County LSBP Engineer, to provide additional design duties to the existing scope of services for and South Street Replacement Project; and

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WHEREAS, Integrated Management Services, P.A., provided an estimate of \$10,022.00 to provide additional design duties the South Street Bridge Replacement Project; and

WHEREAS, the Department of Public Works recommends authorization to execute the contract amendment to expedite the design and engineering of the South Street Bridge Replacement Project to minimize traffic disruptions.

IT IS HEREBY ORDERED that the Mayor is authorized to execute contract amendment No. 1 with Integrated Management Services, P.A., for an amount not to exceed \$10,022.00 for the South Street Bridge Replacement Project, City Project Number 9AA4500-905.

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

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

Nays- None.

Absent- Whitwell

President Tillman requested that **Agenda Item No. 30** be moved forward on the Agenda for consideration. Hearing no opposition, the following item was moved forward for consideration.

President Tillman recognized **Mayor Chokwe Lumumba** who **PRESENTED A PRESENTATION TO THE JACKSON FIRE DEPARTMENT**. Accepting the presentation on behalf of Captain Cleotha Sanders, Jr., Kenneth Christen Sr., Anthony Byrd, Edwin Armstrong, Marcus Rounsaville, Monyette Funches, Tonie Lewis, Jimmie Epps, District Chief Dennis Satcher and Captain Larry Robinson with appropriate remarks was Chief Willie Owens.

RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD OCTOBER 29, 2013 FOR THE FOLLOWING CASES:

2011-2221	2011-2222	2011-2224	2012-1724	2012-1726	2012-2899
2012-3109	2013-2370	2013-1874	2013-1882	2013-1894	2013-1908
2013-2088	2013-2090	2013-2094	2013-2287	2013-2367	2013-2368
2013-2370	2013-2413	2013-2415	2013-2419	2013-2420	2013-2421

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 October 29, 2013; and

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

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

- 1) **Case #2011-2221: Parcel #626-467** located 3665 Sykes Park Drive/Units 41-48: Attorney Amanda Tollison appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded until November 12, 2013 to enter into a rehabilitation agreement with Community Improvement. Demolition – Ward 6
- 2) **Case #2011-2222: Parcel #626-467** located 3665 Sykes Park Drive/Units 65-72: Attorney Amanda Tollison appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded until November 12, 2013 to enter into a rehabilitation agreement with Community Improvement. Demolition – Ward 6
- 3) **Case #2011-2224: Parcel #626-467** located 3665 Sykes Park Drive/Units 73-80: Attorney Amanda Tollison appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded until November 12, 2013 to enter into a rehabilitation agreement with Community Improvement. Demolition – Ward 6
- 4) **Case #2012-1724: Parcel #119-545** located 315 Redwood Avenue: Willie White, spouse of Dorothy White appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, the interested party shall be afforded time to cure expiring November 12, 2013. 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. Board-up – Ward 4
- 5) **Case #2012-1726: Parcel #119-554** located 316 Redwood 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. Board-up – Ward 4
- 6) **Case #2012-2899: Parcel #163-173** located 1427 Hair 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. Grass and Weeds – Ward 5
- 7) **Case #2012-3109: Parcel #170-68** located Hiawatha Street/2nd Lot W of 530: 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. Grass and Weeds – Ward 7
- 8) **Case #2012-3497: Parcel #100-100-3** located at 2538 Prosperity 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. Demolition – Ward 3
- 9) **Case #2013-1874: Parcel #305-46** located 560 Williams Street: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1250.00. Demolition (burned) – Ward 2
- 10) **Case #2013-1882: Parcel #99-8** located at Pleasant Avenue/1618 Illinois 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. Demolition – Ward 7

- 11) **Case #2013-1894: Parcel #130-5** located 127 Ethelmoore 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. Demolition – Ward 5
- 12) **Case #2013-1908: Parcel #176-32-1** located 118 Factory 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. Grass and Weeds – Ward 7
- 13) **Case #2013-2088: Parcel #123-174-3** located Culbertson Avenue/Lot N of 364: 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. Grass and Weeds – Ward 5
- 14) **Case #2013-2090: Parcel #171-95** located Guidici Street/Lot E of Lot @ NE Corner of Hunter 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. Grass and Weeds – Ward 7
- 15) **Case #2013-2094: Parcel #151-7** located 620 Magnolia 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. Board-up – Ward 5
- 16) **Case #2013-2287: Parcel #426-87** located at 3557 Lucky 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. Demolition – Ward 7
- 17) **Case #2013-2367: Parcel #56-27-8** located 227 Hartfield 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. Board-up – Ward 7
- 18) **Case #2013-2368: Parcel #56-27-3** located 219 Hartfield 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. Grass and Weeds – Ward 7
- 19) **Case #2013-2370: Parcel #62-42** located 324 Manship 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. Grass and Weeds – Ward 7
- 20) **Case #2013-2413: Parcel #119-544** located 319 Redwood 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. Grass and Weeds – Ward 4
- 21) **Case #2013-2415: Parcel #119-159** located 327 Mount Vernon 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. Board-up – Ward 4
- 22) **Case #2013-2419: Parcel #119-370** located 110 Rosslyn 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. Board-up – Ward 4

23) **Case #2013-2420: Parcel #119-355** located 228 Rosslyn 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. Board-up – Ward 4

24) **Case #2013-2421: Parcel #119-320** located 201 Rosslyn 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. Grass and Weeds – Ward 4

25) **Case #2013-2426: Parcel #119-144** located 285 Mount Vernon Avenue/Lot @ Corner of Redwood 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. Grass and Weeds – Ward 4

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

27) **Case #2013-2461: Parcel #430-8-32** located Northbrook Drive/Lot W of 3600: 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. Grass and Weeds – Ward 3

28) **Case #2013-2463: Parcel #523-130** located 631 Forest Avenue: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. Board-up – Ward 2

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

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

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

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

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

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

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

ORDER DECLARING PARCEL 143-43 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME ACCORDING TO APPLICABLE STATE LAW.

WHEREAS, parcel 143-43 is no longer needed for municipal or related purposes and will not be used in the operation of the municipality in the foreseeable future; and

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

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

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

Being a part of Lot 9, Clifton Estate Survey, as recorded in the Office of the Chancery clerk of Hinds County, Jackson, Mississippi, situated in the Southeast Quarter (SE ¼) of Section 4, Township 5 North, Range 1 East, City of Jackson, Hinds County, Mississippi, being the same parcel of land conveyed to Alfred J. Donnell and Essie V. Donnell as described in Deed Book 2938, Page 519 and being more particularly described as follows:

COMMENCING at a ½" iron pin set at the intersection of East right-of-way line of Minerva Street with the South right-of-way line of Pascagoula Street (as both are now in use, November, 1998), same being the Northwest corner of Block E, Beard Resurvey of Beard Subdivision, as recorded in the Office of the Chancery Clerk of Hinds County;

Thence N89°21'15"E, along said South right-of-way line of Pascagoula Street, for a distance of 103.73 feet to the POINT OF BEGINNING of the herein described parcel of land;

Thence, continue, N89°21'15"E, along said South right-of-way line of Pascagoula Street, for a distance of 26.43 feet to a point;

Thence, leaving said South right-of-way line of Pascagoula Street, run S00°38'45"E for a distance of 131.50 feet to a point;

Thence S84°48'15"W for a distance of 4.40 feet to a point;

Thence S06°00'15"W for a distance of 1.16 feet to a point;

Thence S89°21'15"W for a distance of 21.91 feet to a point;

Thence N00°38'45"W for a distance of 133.00 feet to the POINT OF BEGINNING, containing 3,509 square feet, 0.081 acres, more or less.

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

IT IS FURTHER ORDERED that pursuant to the terms of Section 21-17-1(2)(a) of the Mississippi Code Annotated of 1972, as amended, the City may dispose of the subject property by advertising for and accepting competitive sealed bids.

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

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

Nays- None.

Absent- Whitwell.

ORDER DECLARING PARCEL 143-43-1 SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OF SAME ACCORDING TO APPLICABLE STATE LAW.

WHEREAS, parcel 143-43-1 is no longer needed for municipal or related purposes and will not be used in the operation of the municipality in the foreseeable future; and

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

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

IT IS HEREBY ORDERED that the property in question, bearing the following legal description: Being a part of Lot 9, Clifton Estate Survey, as recorded in the Office of the Chancery Clerk of Hinds County, Jackson, Mississippi, situated in the Southeast Quarter (SE ¼) of Section 4, Township 5 North, Range 1 East, of City of Jackson, Hinds County, Mississippi, being the same parcel of land conveyed to Alfred J. Donnell and Essie V. Donnell as described in Deed Book 2166, Page 589 and being more particularly described as follows: COMMENCING at a ½” iron pin set at the intersection of the East right-of-way line of Minerva Street with the South right-of-way line of Pascagoula Street (as both are now in use, November, 1998), same being the Northwest corner of Block E. Beard Resurvey of Beard Subdivision as recorded in the Office of the Chancery Clerk of Hinds County;

Thence N89°21’15”E, along said South right-of-way line of Pascagoula Street, for a distance of 134.43 to the POINT OF BEGINNING of the herein described parcel of land;

Thence, continue, N89°21’15”E along said South right-of-way line of Pascagoula Street, for a distance of 34 feet to a point;

Thence leaving said South right-of-way line of Pascagoula Street, run S00°38’45”E for a distance of 93.00 feet to a point;

Thence S89°21’15”W for a distance of 4.00 feet to a point;

Thence S00°38’45”E for a distance of 38.50 feet to a point;

Thence S09°26’25”W for a distance of 39.35 feet to a point;

Thence S88°55’15”W for a distance of 32.00 feet to a point;

Thence N06°00’15”E for a distance of 38.90 feet to a point;

Thence N84°48’15”E for a distance of 4.40 feet to a point;

Thence N00°38’45”W for a distance of 131.50 feet to the POINT OF BEGINNING, containing 5,605 square feet, 0.129 acres, more or less.

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

IT IS FURTHER ORDERED that pursuant to the terms of Section 21-17-1(2)(a) of the Mississippi Code Annotated of 1972, as amended, the City may dispose of the subject property by advertising for and accepting competitive sealed bids.

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

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

Nays- None.

Absent- Whitwell.

ORDER AUTHORIZING THE SALE OF LOST, STOLEN, ABANDONED, AND MISPLACED MOTOR VEHICLES AND EQUIPMENT AT A PUBLIC AUCTION ON APRIL 05, 2014.

WHEREAS, the City of Jackson routinely receives and recovers lost, stolen, abandoned or misplaced motor vehicles which must be disposed of pursuant to the procedure set forth in Section 21-39-21, Mississippi Code of 1972, as Amended; and

WHEREAS, it is required under said statute to sell lost, stolen, abandoned or misplaced motor vehicles and equipment at a public auction; and

WHEREAS, a list of said motor vehicles and equipment available for sale at a public auction will be placed on file with the City Clerk when approved, and posted in accordance with Section 21-39-21, Mississippi Code of 1972, as Amended; and

WHEREAS, at the next available City Council Meeting, the City Council approve the sale of motor vehicles and equipment available for sale pursuant to compliance with the Mississippi Code of 1972, as amended. Section 21-39-21 to be sold at a public auction on April 05, 2014.

IT IS HEREBY ORDERED that motor vehicles and equipment be sold at a public auction to be held at 422S-C Michael Avalon Street on April 05, 2014.

IT IS FURTHER ORDERED, that the Jackson Police Department designee be authorized to sign such documents as necessary to declare those vehicles and equipment which are sold at said auction to be abandoned.

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

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

Nays- None.

Absent- Whitwell.

ORDER AUTHORIZING SALE OF LOST, STOLEN, ABANDONED OR MISPLACED PERSONAL PROPERTY AT A PUBLIC AUCTION ON APRIL 5, 2014.

WHEREAS, the City of Jackson routinely receives and recovers lost, stolen , abandoned or misplaced personal property , which must be disposed of pursuant to the procedure set forth in Section 2139-21, Mississippi Code of 1972, as Amended; and

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WHEREAS, it is required under said statute to sell lost, stolen, abandoned, or misplaced personal property at a public auction ; and

WHEREAS, a list of said personal property available for sale at a public auction will be placed on file with the City Clerk when approved, and posted in accordance with Section 21-39-21, Mississippi Code of 1972, as Amended; and

WHEREAS, at the next available City Council Meeting, the City Council approve the sale of Lost, Stolen, abandoned. or misplaced personal property pursuant to compliance with the Mississippi Code of 1972, as amended, Section 21-39-21 to be sold at a public auction on April 5, 2014.

IT IS HEREBY ORDERED that the lost, stolen, abandoned, or misplaced personal property be sold at a public auction to be held at 4225-C Michael Avalon Street on April 05, 2014.

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

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

Nays- None.

Absent- Whitwell.

There came on for consideration Agenda Item No. 25:

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI ENCOURAGING THE ENHANCED USE OF CELL PHONE TOWERS IN THE CITY. Said item was referred to the Planning Committee at the request of Council Member Cooper-Stokes.

DISCUSSION: COUNCIL EMERGENCY NOTIFICATION – GROUP ME, CONFERENCE CALLS: President Tillman recognized Council Member Stamps who suggested that Council Members be notified via text messaging when important things happened within the City to be able to better inform their constituents. Council Member Stamps suggested that the Administration use free conference calls services as a way to communicate with Council Members.

Council Member Yarber left the meeting at 12:04 p.m.

DISCUSSION: FRAUD, WASTE AND ABUSE: President Tillman recognized Council Member Stamps who recommended that the City implement a system that would monitor the use of City resources and that would allow employees to anonymously report fraud, waste and abuse within their prospective departments.

DISCUSSION: GOLDEN KEY APARTMENT CONCERNS: President Tillman recognized Council Member Cooper-Stokes who acknowledged that her concerns regarding Golden Key Apartments were addressed during the Public Comments section of the meeting.

DISCUSSION: PALMYRA STREET BUSINESS: President Tillman recognized Council Member Cooper-Stokes who expressed concerns regarding a paper recycle business that had turned into a city dump.

President Tillman recognized Council Member Cooper-Stokes who presented the following: **PRESENTATION: DR. MARTIN LUTHER KING, JR. BIRTHDAY TO THE CITIZENS OF JACKSON.** Accepting the presentation with appropriate remarks was Mayor Chokwe Lumumba.

There came on for consideration Agenda Item No. 32:

PROCLAMATION HONORING JANUARY AS HUMAN TRAFFICKING AWARENESS MONTH. Said item was held by Mayor Lumumba.

President Tillman recognized Mayor Chokwe Lumumba who **PRESENTED A PROCLAMATION HONORING MS. PAM JUNIOR AND THE SMITH ROBERTSON MUSEUM.** Accepting the proclamation with appropriate remarks was Pam Junior.

President Tillman recognized Council Member Cooper-Stokes who presented the following:

RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING CHARLAYNE HUNTER-GAULT, CIVIL RIGHTS ACTIVIST, JOURNALIST AND 2014 MARTIN LUTHER KING, JR. CONVOCATION SPEAKER AT JACKSON STATE UNIVERSITY. Accepting the resolution with appropriate remarks was Dr. Robert Lockett, Director of Dr. Margaret Walker Alexander Center at Jackson State University.

President Tillman requested that the Council consider an Agenda Item that had not been submitted to the City Clerk by the agenda deadline of 3:00 P.M., Wednesday, January 8, 2014, as mandated by Section 2-63 of the Jackson Code of Ordinances.

Council Member Barrett-Simon moved and Council Member Stamps seconded, to consider the item on an emergency basis. The motion prevailed by the following vote:

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

President Tillman requested that the Clerk read the Order:

ORDER AUTHORIZING CHANGE ORDER #1 TO THE EMERGENCY REPAIR CONTRACT WITH HEMPHILL CONSTRUCTION COMPANY, INC. FOR THE REPAIR OF THE RAW WATER SCREENS AT THE O. B. CURTIS WATER TREATMENT PLANT, CITY PROJECT NUMBER 13B0101.

WHEREAS, on June 11, 2013 the City of Jackson declared an emergency at the O. B. Curtis Water Treatment Plant because of the impending failure of the raw water screens; and

WHEREAS, the City of Jackson entered into emergency repair contract with Hemphill Construction, Inc. to perform the work necessary to alleviate the emergency situation; and

WHEREAS, during repair of the raw water screens additional damaged parts were discovered which were below the water surface at the time of the initial inspection; and

WHEREAS, replacement of these parts are critical to restore the screens to full functionality for proper operation and to protect equipment downstream from damage; and

WHEREAS, Hemphill Construction Company, Inc. is willing and able to provide the additional equipment, materials, and labor to replace the newly identified parts for a price of \$157,990.00, resulting in a revised contract price of \$285,654.00; and

WHEREAS, this additional work and materials are necessary to the scope of the original contract, do not constitute a new undertaking outside the original scope of the contract, are commercially reasonable, and are not made to circumvent the emergency procedures set forth under the public purchasing statutes; and

WHEREAS, the Public Works Department recommends that the governing authorities accept this Change Order Number 1.

IT IS, THEREFORE, ORDERED that a change order to the Project in the amount of \$157,990.00, resulting in a revised contract price of \$285,654.00, is accepted.

IT IS FURTHER ORDERED that the Mayor is authorized to execute Change Order Number 1 to the emergency repair contract with Hemphill Construction Company, Inc. for the Repair of the Raw Water Screens at O. B. Curtis Water Treatment Plant, City Project Number 13B0101.

Council Member Cooper-Stokes left the meeting at 12:43 p.m.

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

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

Nays- None.

Absent-Cooper-Stokes, Whitwell and Yarber.

Council Member Cooper-Stokes returned to the meeting after consideration by the Council and a vote on said item.

The following announcement/reports were provided during the meeting:

- **Mayor Lumumba** announced that an announcement regarding the 1% sales tax election would be held at The Room located at 421 Woodrow Wilson on January 14, 2014.

REGULAR MEETING OF THE CITY COUNCIL

TUESDAY, JANUARY 14, 2014 10:00 A.M

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- **Council Member Priester** announced that Ward 2 would host a community meeting and movie night at Vergy P. Middleton Community Center on January 25, 2014 at 6:00 p.m.
- **Council Member Stamps** invited everyone to attend the following Martin Luther King, Jr. celebrations:
 1. Gospel Celebration on January 14, 2014 at New McRaven Hill Baptist Church located at 1530 Pear Street at 6:00 p.m.
 2. Gospel Celebration on January 14, 2014 at Love Outreach Ministries located at 1436 Hair Street at 6:00 p.m.
- Martin Luther King, Jr. Literary Contest would be held at Charles W. Tisdale Library at 9:00 a.m. on Friday, January 17, 2014.
- A MLK Ceremony would be held at the State Capitol Rotunda at 6:00 p.m. on Friday, January 17, 2014.
- Lanier High School located at 833 W. Maple St. would host a MLK talent show and competition on Friday, January 17, 2014.
- Rev. Dr. Martin Luther King, Jr. Birthday Celebration Parade would be held on Saturday, January 18, 2013 at 10:00 a.m. at Freedom Corner.
- On Monday, January 20, 2014 the following events in observance of Dr. Martin Luther King, Jr. Day were scheduled as follows:
 - Wreath laying ceremony would be held at 10:00 a.m. at Freedom Corner.
 - Birthday Bash at City Hall at 12:00 p.m.
 - MLK Awards Banquet at Jackson State University at 6:30 p.m.
 - Prayer breakfast would be held at 7:00 a.m. at Greater Bethlehem Temple.
- **President Tillman** congratulated Harold Jackson as new head coach of Jackson State University's football team.
- **President Tillman** congratulated Supervisor Peggy Calhoun for her nomination as Vice-President of the Supervisor's Association.

The meeting was closed in memory of the following individuals:

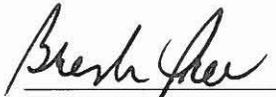
- Michael Fivecoat
- Raymond Charles Lampkin
- Jeanette Crowley-Owens
- Joe Walker
- Amiri Baraka
- Dr. Peggy Crowell
- Johnny Robinson
- Delores Orey
- Franklin McCain

REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, JANUARY 14, 2014 10:00 A.M

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There being no further business to come before the City Council, it was unanimously voted to adjourn until the next Special Meeting to be held at 4:00 p.m. on Tuesday, January 21, 2014; at 1:08 p.m., the Council stood adjourned.

ATTEST:


CITY CLERK

APPROVED:

 7-4-14
MAYOR DATE
