

**REGULAR MEETING OF THE CITY COUNCIL  
THURSDAY, JANUARY 30, 2014 10:00 A.M.**

**351**

**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 30, 2014, being the fifth Thursday 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; and De'Keither Stamps, Ward 4; Directors: Chokwe Lumumba, Mayor; Brenda Pree, City Clerk and James Anderson, Special Assistant to the City Attorney.

Absent: Council Member: Quentin Whitwell, Ward 1; Tony Yarber, Ward 6 and Margaret Barrett-Simon, Ward 7.

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

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The invocation was offered by **Pastor Matt McGue** of **That One Church**.

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**President Tillman** introduced the following individual:

- **Carol Pollard** of the Senior Aides Program.

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

- **Enoch Sanders** expressed concerns regarding poor and underprivileged citizens of Jackson.
- **Arthur Sutton**, Pastor of Progressive MB Church, requested assistance to generate funds for the benefit of the General Missionary Baptist State Convention, Inc. Young People's Department.
- **John Sledge**, President and coordinator of Creston Hills Watch Group, expressed his concerns regarding the parking of operable vehicles in the neighborhood.

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**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.

Thereafter, **Council Member Stamps** moved and **Council Member Priester** seconded to accept the following additional amendment to the ordinance:

**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

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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 not 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 of the employee ceases 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 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.

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)~~(h) 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, subject to those persons who are granted a waiver under section (d) who must establish residency within twelve (12) 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. Any current employee living outside of the City of Jackson who changes his domicile and principal place of residence on or after the effective date of this section shall be subject to the residency requirement of this Ordinance. If on or after the effective date of this section, any current employee ~~of the employee who~~ 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.~~
- (d) The Director of Personnel Management may grant an individual waiver to a prospective employee residing outside of the City of Jackson after a finding in writing that a sufficient number of qualified residents cannot be recruited for those full or part-time position(s) requiring specialized expertise or extraordinary qualifications, certifications or training. If a waiver is granted, said employee shall be required to establish residency within the City of Jackson within twelve months of employment in accordance with the provisions of Section 2-166.
- ~~(d)~~(e) 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)~~(f) 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 being notified of noncompliance with said certification shall be disciplined for such noncompliance. The submission of false certification information shall constitute noncompliance with ~~certification~~ this Ordinance and shall subject the employee to discipline.

- (g) No person hired after the effective date of this Ordinance shall be permanently certified by the Civil Service Commission if he/she is not compliant with the provisions of this Ordinance. The Personnel Director shall be responsible for verifying to the Commission that persons hired after the effective date of this Ordinance are in compliance.
- (h) 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)~~(i) This section shall become effective thirty (30) days after passage and publication.

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Thereafter, **President Tillman** called for a final vote on the ordinance as amended:

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- (d) The Director of Personnel Management may grant an individual waiver to a prospective employee residing outside of the City of Jackson after a finding in writing that a sufficient number of qualified residents cannot be recruited for those full or part-time position(s) requiring specialized expertise or extraordinary qualifications, certifications or training. If a waiver is granted, said employee shall be required to establish residency within the City of Jackson within twelve months of employment in accordance with the provisions of Section 2-166.

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- (f) 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 being notified of noncompliance with said certification shall be disciplined for such noncompliance. The submission of false certification information shall constitute noncompliance with this Ordinance and shall subject the employee to discipline.
- (g) No person hired after the effective date of this Ordinance shall be permanently certified by the Civil Service Commission if he/she is not compliant with the provisions of this Ordinance. The Personnel Director shall be responsible for verifying to the Commission that persons hired after the effective date of this Ordinance are in compliance.
- (h) 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.
- (i) This section shall become effective thirty (30) days after passage and publication.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER APPROVING CLAIMS NUMBERED 4258 TO 4541, APPEARING AT PAGES 685 TO 729, INCLUSIVE THEREON, ON MUNICIPAL "DOCKET OF CLAIMS", IN THE AMOUNT OF \$9,925,225.09 AND MAKING APPROPRIATIONS FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that claims numbered 4258 to 4541, appearing at pages 685 to 729, inclusive thereon, in the Municipal "Docket of Claims", in the aggregate amount of \$9,925,225.09 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:

**REGULAR MEETING OF THE CITY COUNCIL  
THURSDAY, JANUARY 30, 2014 10:00 A.M.**

<u>FROM:</u>	<u>TO</u> <u>ACCOUNTS PAYABLE FUND</u>
AMERICORP CAPITAL CITY REBUILD	561.93
CAPITOL STREET 2-WAY PROJECT	75,015.54
EARLY CHILDHOOD (DAYCARE)	995.47
EMPLOYEES GROUP INSURANCE FUND	150,495.48
G O PUB IMP CONS BD 2003 (\$20M)	367,483.97
GENERAL FUND	870,786.59
HOME PROGRAM FUND	536.28
HOUSING COMM DEV ACT (CDBG) FD	790.38
LANDFILL/SANITATION FUND	2,493.80
NCSC SENIOR AIDES	41.40
P E G ACCESS- PROGRAMMING FUND	9,126.36
PARKS & RECR. FUND	12,821.72
SEIZURE & FORFEITED PROP – FED	26.84
STATE TORT CLAIMS FUND	2,580.05
TECHNOLOGY FUND	8,414.18
TITLE III AGING PROGRAMS	253.00
TRANSPORTATION FUND	207,794.31
WATER/SEWER CAPITAL IMP FD 12M	371,674.64
WATER/SEWER CAPITAL IMPR FUND	10,867.39
WATER/SEWER CON FD 2013-\$89.9M	7,790,642.00
WATER/SEWER OP & MAINT FUND	41,823.76

**\$9,925,225.09**

**Note: Council Member Priester** recused himself from voting on the claims docket and did not participate in any discussion. It was also noted for the record that during the meeting, **Council Member Priester** remained in the meeting during discussion of the matter in order to maintain a quorum.

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

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**President Tillman** recognized **Council Member Stamps** who moved that a payment to Retro Metro be removed from the claims docket and held until further discussion in Executive Session. **President Tillman** seconded the motion and announced that the Retro Metro item would be held until Executive Session. The vote prevailed as follows:

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

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Thereafter, **President Tillman** called for a vote on the claims docket:

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

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**ORDER APPROVING GROSS PAYROLL INCLUDING PAYROLL DEDUCTION CLAIMS NUMBERED 4258 TO 4541 AND MAKING APPROPRIATION FOR THE PAYMENT THEREOF.**

**IT IS HEREBY ORDERED** that payroll deduction claims numbered 4258 to 4541 inclusive therein, in the Municipal "Docket of Claims", in the aggregate amount of \$134,603.94 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 ACCOUNTS PAYABLE FUND</u>	<u>TO PAYROLL FUND</u>
GENERAL FUND		1,981,737.75
PARKS & RECR.		72,972.19
LANDFILL FUND		27,662.52
SENIOR AIDES		2,578.72
WATER/SEWER OPER. & MAINT		191,369.52
PAYROLL FUND		932.00
EARLY CHILDHOOD		35,907.07
HOUSING COMM DEV		6,913.35
TITLE III AGING PROGRAMS		6,166.71
AMERICORP CAPITAL CITY REBUILD		9,627.20
TRANSPORTATION FUND		7,618.24
T-WARNER PA/GA FUND		4,495.37
COPS HIRING GRANT 2011		32,112.84
PAYROLL	134,603.94	
	<b>TOTAL</b>	<b>2,380,093.48</b>

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER ACCEPTING THE PROPOSAL OF REGIONS CAPITAL ADVANTAGE, INC. TO PROVIDE LEASE PURCHASE FINANCING FOR EQUIPMENT AT THALIA MARA HALL AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE PURCHASE AGREEMENT, ESCROW AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY FOR FUNDING OF A LEASE PURCHASE TRANSACTION.**

**WHEREAS**, the City received proposals to provide lease purchase financing for equipment at Thalia Mara Hall; and

**WHEREAS**, Regions Capital Advantage, Inc. submitted the best proposal at an interest rate of 2.90% for a ten-year term.

**IT IS, THEREFORE, ORDERED** that the proposal of Regions Capital Advantage, Inc. be accepted to provide lease purchase financing for equipment at Thalia Mara Hall and that the Mayor be authorized to execute a Lease Purchase Agreement, Escrow Agreement and all other documents necessary for funding of a lease purchase transaction.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF JACKSON, MISSISSIPPI TO REIMBURSE ITSELF FROM THE PROCEEDS OF A LEASE PURCHASE AGREEMENT FOR THE PURCHASE OF EQUIPMENT AT THALIA MARA HALL.**

**WHEREAS**, in connection with the purchase of equipment at Thalia Mara Hall, the City has advanced and will advance internal funds; and

**WHEREAS**, the City intends to reimburse itself for all of such expenses from the proceeds of a Lease Purchase Agreement,

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY ACTING FOR AND ON BEHALF OF THE MUNICIPALITY, AS FOLLOWS:**

**Section 1.** Declaration of official intent. The City of Jackson, Mississippi, hereby declares its official intent to reimburse itself from the proceeds of a Lease Purchase Agreement for the purchase of equipment for Thalia Mara Hall, prior to and subsequent to the date of this Resolution in accordance with Treasury Regulations 1.150-2. This Resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The debt to be issued to finance the purchase of equipment at Thalia Mara Hall is expected not to exceed an aggregated principal amount of \$2,887,473.

**Section 2.** Incidental action. The Mayor is authorized to take such action as may be necessary to carry out the purpose of this Resolution, and is authorized to execute necessary and related documents required for the issuance of the debt.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE CITY'S AGREEMENT WITH QUALITY COMMUNICATIONS, INCORPORATED, TO EXTEND THE TERM OF THE AGREEMENT FOR AN ADDITIONAL SIX MONTHS.**

**WHEREAS**, the City of Jackson, Mississippi ("City of Jackson") entered into an agreement with Quality Communications, Inc. on or about February 7, 2011 for the installation of fiber optic and copper cable and wired/wireless operational hardware; and

**WHEREAS**, the term of the agreement was for the period of thirty-six (36) months, commencing January 1, 2011 and expiring on December 31, 2013; and

**WHEREAS**, on November 7 and 14, 2013, the City of Jackson solicited term bids for the installation and supply of fiber optic and copper cable and wired/wireless communication devices for a thirty-six (36) month term from February 1, 2014 through January 31, 2017; and

**WHEREAS**, on December 3, 2013, three (3) sealed bids were opened; and

**WHEREAS**, after a thorough review and consideration of all bids, it was determined that all bids should be rejected and the bid re-advertised due to insufficient bid specifications; and

**WHEREAS**, in an effort to allow time to re-advertise for competitive bids with the proper specifications, the City of Jackson desires to extend the agreement for an additional six (6) months with Quality Communications, Inc. at the same cost and rate reflected in the agreement dated February 7, 2011.

**IT IS HEREBY ORDERED** that the Mayor shall be authorized to execute an amendment to the City of Jackson's agreement with Quality Communications, Inc. to extend the agreement for an additional six (6) months at the same cost and rate reflected in the agreement dated February 7, 2011.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A THIRTY-SIX (36) MONTH RENTAL AGREEMENT WITH RJ YOUNG COMPANY FOR A RICOH AFICIO MP C3003 COPIER TO BE USED BY THE FINANCE DIVISION.**

**WHEREAS**, the City of Jackson, Mississippi desires to enter into a 36-month rental agreement for a Ricoh Aficio MP C3003 Copier to be housed in the Finance Division of the Department of Administration; and

**WHEREAS**, RJ Young Company provides through state contract 5-600-13963 a Ricoh Aficio MP C3003 Copier.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute the necessary documents with Ricoh Aficio MP C3003, providing for a 36-month rental of a Ricoh Aficio MP C3003 Copier, at a cost of \$215.00 per month and \$0.0109 per copy, which includes all toner cartridges, parts, drums, labor and service calls, preventive maintenance procedures, unlimited on-site customer training, and other consumables except paper and staples.

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

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

Yeas- Cooper-Stokes, Priester and Tillman.

Nays- Stamps.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER CONFIRMING THE MAYOR'S APPOINTMENT OF ADRIANE DORSEY-KIDD AS DIRECTOR OF HUMAN AND CULTURAL SERVICES FOR THE CITY OF JACKSON, MISSISSIPPI.**

**WHEREAS**, the Mayor nominated Adriane Dorsey-Kidd to the position of Director of Human and Cultural Services for the City of Jackson, Mississippi; and

**WHEREAS**, the nomination came before the City Council for confirmation as required by Section 21-8-23, Mississippi Code of 1972, as amended; and

**WHEREAS**, the City Council has considered the nomination, and a majority of the Council present and voting has determined that the nominee, Adriane Dorsey-Kidd, should be confirmed.

**IT IS THEREFORE ORDERED** by the City Council of the City of Jackson, Mississippi that the nomination of Adriane Dorsey-Kidd to the position of Director of Human and Cultural Services is hereby confirmed by the City Council and Adriane Dorsey-Kidd is hereby appointed by the governing authorities to said position.

**IT IS FURTHER ORDERED** that the Mayor has the authority to enter into an employment contract with Adriane Dorsey-Kidd for an annual compensation at or below the pay range established for the position of Director of Human and Cultural Services, and for other terms that are consistent with state law and previous employment contracts entered into by the City of Jackson and department heads.

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

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**President Tillman** recognized **Mayor Chokwe Lumumba**, who provided a brief presentation on the qualifications of **Adriane Dorsey-Kidd** for consideration as Director of Human and Cultural Services, City of Jackson, Mississippi. **Adriane Dorsey-Kidd** read her personal statement and answered questions posed to her by Council Members.

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Thereafter, **President Tillman** called for a vote:

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER CONFIRMING THE MAYOR'S APPOINTMENT OF WARD 4 RESIDENT LAWANDA HARRIS TO THE JACKSON MUNICIPAL AIRPORT AUTHORITY.**

**WHEREAS**, the Jackson Municipal Airport Authority consists of five (5) members appointed by the Mayor for a term of five years; and

**WHEREAS**, there currently exists a vacancy on the Jackson Municipal Airport Authority that was previously filled by Sylvia Stewart, whose term expired on February 17, 2010; and

**WHEREAS**, Lawanda Harris, a resident of Ward 4, after evaluation of her qualifications, has been appointed by the Mayor to fill said vacancy.

**IT IS THEREFORE ORDERED** that the Mayor's appointment of Lawanda Harris to the Jackson Municipal Airport Authority be confirmed with said term to expire February 17, 2015.

Council Member Stamps moved adoption; Council Member Priester seconded.

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**President Tillman** recognized **Mayor Chokwe Lumumba**, who provided a brief presentation on the qualifications of **Lawanda Harris** for consideration to the Jackson Municipal Airport Authority, City of Jackson, Mississippi. **Lawanda Harris** read her personal statement and answered questions posed to her by Council Members.

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Thereafter, **President Tillman** called for a vote:

Yeas- Cooper-Stokes, Priester, Stamps and Tillman

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A 36-MONTH RENTAL AGREEMENT WITH COMPLETE OFFICE SOLUTIONS (XEROX CORPORATION) TO BE USED BY THE OFFICE OF THE CITY ATTORNEY AND THE CITY PROSECUTOR.**

**WHEREAS**, the Office of the City Attorney and City Prosecutor desires to enter into a 36-month Agreement for three (3) copy machines, two (2) Xerox ColorQube 9302 and one Xerox WC7845PT; and

**WHEREAS**, Complete Office Solutions (Xerox Corporation), at 2627 Ridgewood Road, Jackson, Mississippi provides through State Contract No. 5-600-214-60-13 on two (2) ColorQube 9302 (Legal) copiers, and a Xerox WC7845PT (Prosecutor) with auxiliary equipment.

**IT IS, THEREFORE, ORDERED** that the Mayor be authorized to execute necessary documents with Complete Office Solutions (Xerox Corporation) providing for a 36-month rental of three (3) rental copiers, two Xerox ColorQube 9302 at a cost of \$408.37 per month, one with fax; and one Xerox WC7845PT with fax \$280.15 to include service and supplies, except paper and staples.

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

Council Member Stamps moved adoption; Council Member Priester seconded.

Yeas- Cooper-Stokes, Priester, Stamps and Tillman

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE AWARD OF MATCHING FUNDS PURSUANT TO SECTION 39-15-1 OF THE MISSISSIPPI CODE IN THE AMOUNT OF \$140,000 TO THE GREATER JACKSON ARTS COUNCIL FOR THE PROMOTION OF THE ARTS AND AUTHORIZING THE MAYOR'S EXECUTION OF A CONTRACT WITH THE AGENCY.**

**WHEREAS**, Section 30-15-1 of the Mississippi Code Annotated (1972), as amended, authorizes the governing authorities of any municipality in their discretion to expend monies from the general fund to match any other funds available for the purpose of supporting the development, promotion, and coordination of the arts in the municipality; and

**WHEREAS**, the City of Jackson allocated funds in the budget for the Department of Human and Cultural Services to be used to match other funds available for the purpose of supporting the development, promotion, and coordination of the arts; and

**WHEREAS**, the Greater Jackson Arts Council has provided to the City of Jackson a budget summary for the 2013 – 2014 fiscal year totaling \$423,942; and

**WHEREAS**, the agency has requested that the City support its effort to promote and coordinate the arts by awarding it funds in the amount of \$140,000, which shall be matched by funds from other sources in the amount of \$257,942; and

**WHEREAS**, the funds will be used to provide services to Jackson Public School students, students in Hinds County, neighborhood associations, artist organizations, and to provide funding or grants to established and emerging artists; and

**WHEREAS**, the monies will be reimbursed to the agency based upon its expenditures and upon receipt of documentation establishing its expenditures during the period January 29, 2014 through September 30, 2014; and

**WHEREAS**, it is in the best interest of the City of Jackson to support the agency's efforts and award the funds sought.

**IT IS HEREBY ORDERED** that matching funds in the amount of \$140,000 shall be awarded to the Greater Jackson Arts Council, and issued based on the Greater Jackson Arts Council's expenditures during the period of January 29, 2014 through September 30, 2014.

**IT IS FURTHER HEREBY ORDERED** that the Mayor shall be authorized to execute a contract with the Greater Jackson Arts Council for the award of said funds, as well as any and all documents related thereto.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI DEPARTMENT OF EMPLOYMENT SECURITY TO ESTABLISH AN E-WIN ACCESS POINT SITE WHICH WILL ENABLE JOB SEEKERS TO SEARCH FOR EMPLOYMENT.**

**WHEREAS**, the City of Jackson has an interest in reducing the incidence of unemployment among its residents; and

**WHEREAS**, the Department of Human and Cultural Services has sponsored job fairs and employment expos in an effort to assist the City's unemployed residents with securing employment; and

**WHEREAS**, the Department of Human and Cultural Services continues to explore avenues for bringing prospective employers and job seekers together; and

**WHEREAS**, the Mississippi Department of Employment Security (MDES) advised the Department of Human and Cultural Services that the establishment of an E-WIN Access Point within its facility would assist job seekers unable to visit the local MDES or WIN Center; and

WHEREAS, the MDES has agreed to provide training, materials, and access to its programs which will assist job seekers; and

WHEREAS, as a E-WIN ACCESS point, the City would be required to furnish a computer with Internet access, and a trained operator available to assist job seekers a minimum of eight (8) hours per week; and

WHEREAS, it is in the best interest of the City of Jackson to authorize the Mayor to execute an MOU and MDES concerning the establishment of an E-WIN Access Point in the offices of the Department of Human Cultural Services for Job seekers unable to visit the MDES office located in the northern section of the City.

IT IS HEREBY ORDERED that the Mayor shall be authorized to execute a MOU with the Mississippi Department of Employment Security to establish the E-WIN Access Point within the offices of the Department of Human and Cultural Services.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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There came on for consideration Agenda Item No. 14:

**ORDER ACCEPTING THE BID OF DICKERSON & BOWEN, INC. IN THE AMOUNT OF \$1,848,915.85 FOR CONSTRUCTION OF LYNCH STREET IMPROVEMENTS, FEDERAL AID PROJECT NUMBER DHP-7300-00(001) LPA/104587-701000, CITY PROJECT NUMBER 24006, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH SAID COMPANY SUBJECT TO THE CONCURRENCE OF THE MISSISSIPPI TRANSPORTATION COMMISSION.** Said item was held by the Mayor until the next Regular Council Meeting on February 11, 2014.

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**ORDER ACCEPTING THE QUOTE OF UNICON, INC., AND AUTHORIZING THE EXECUTION OF THE CONTRACT AND ALL RELATED DOCUMENTS FOR THE CITY OF JACKSON COLONIAL CIRCLE NRCS DRAINAGE PROJECT, CITY PROJECT NO. 14B5000.**

WHEREAS, under the provisions of Section 216 of the Flood Control Act of 1950, Public Law 81-516, 33 U.S.C. 701b-1 and section 403 of the Agricultural Credit Act of 1978, Public Law 95-334, as amended by Section 382, of the Federal Agriculture Improvement and Reform Act of 1996, Public Law 104-127, 16 U.S.C. 2203 (CFDA 10.923), NRCS is authorized to assist the Sponsor in relieving hazards created by natural disasters that cause a sudden impairment of watershed; and

WHEREAS, the City of Jackson, the Sponsor, has requested the NRCS to install emergency watershed protection measures to relieve hazards created by the Hurricane Isaac Storm Event; and

WHEREAS, two locations were approved under the emergency watershed protection program to relieve hazards created by the Hurricane Isaac Storm event: Colonial Circle in Northeast Jackson and Livingston Road located in North Jackson; and

WHEREAS on October 3, 2013, the Mayor declared an "emergency" under Section 31-7-13(k) of the Mississippi Code of 1972, as amended, because the delay that would result from obtaining competitive bids would be detrimental to the interests of the City of Jackson; and

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

**WHEREAS**, the Public Works Department recommends that the governing authorities deem the competitive quote of Unicon, Inc., in the amount of \$58,250.00 for the Colonial Circle NRCS Drainage Project, City Project No. 14B5000, to be the lowest and best quote.

**IT IS, THEREFORE, ORDERED** that the City of Jackson accepts the competitive quote of Unicon, Inc. in the amount of \$58,250.00 and received on Tuesday, November 12, 2013, for the Colonial Circle NRCS Drainage Project, City Project No. 14B5000.

**IT IS FURTHER ORDERED** that the Mayor is authorized to execute a contract and all related documents pertaining to the Colonial Circle NRCS Drainage Project, and the City Clerk is authorized to attest a contract with Unicon, Inc. for the Colonial Circle NRCS Drainage Project, City Project No. 14B5000, according to the City's invitation for competitive quotes, the quote accepted, and the scope of the project.

**Note: Council Member Stamps** recused himself from voting on said item and did not participate in any discussion. It was also noted for the record that during the meeting, **Council Member Stamps** remained in the meeting during discussion of this matter in order to maintain a quorum.

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

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

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**ORDER AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF JACKSON AND BANK PLUS TO OFFER MONEY MANAGEMENT, PERSONAL ACCOUNT MANAGEMENT AND ACCESS TO THE CREDIT PLUS SMALL LOAN PROGRAM TO ELIGIBLE AND INTERESTED CITY OF JACKSON EMPLOYEES.**

**WHEREAS**, predatory lending occurs when unfair and abusive loan terms are imposed upon borrowers and often arises among elderly and low income individuals; and

**WHEREAS**, some payday loan products and services may result in unfair and abusive loan terms being imposed upon borrowers; and

**WHEREAS**, products like the payday loan may be used by persons needing money to address unexpected expenses but lacking the credit or means to secure small loans from traditional sources; and

**WHEREAS**, the City of Jackson is concerned with the economic welfare of its employees and insuring that its employees have the tools necessary to manage money and credit; and

**WHEREAS**, BankPlus recognizes that predatory lending and some payday loan products and services may be detrimental to the economic welfare and health of the community; and

**WHEREAS**, BankPlus would like to provide employees of the City of Jackson with tools necessary for maintaining good financial and economic health by offering money management, personal account management classes and also access to small loans for those eligible; and

**WHEREAS**, BankPlus will offer the classes without charge to the employees; and

**WHEREAS**, the City of Jackson will incur only costs incidental to publicizing and informing its employees of the availability of the classes and services.

**IT IS HEREBY ORDERED** that the Mayor shall be authorized to execute a Memorandum of Understanding between the City of Jackson and BankPlus to offer classes on money management and personal account management and to also provide access to small loans for eligible employees.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**ORDER AUTHORIZING THE MAYOR TO APPROVE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF JACKSON, MISSISSIPPI AND THE FRIENDS OF THALIA MARA HALL.**

**WHEREAS**, the City owns Thalia Mara Hall, a performing arts center located in the City; and

**WHEREAS**, Thalia Mara Hall is currently being repaired and renovated by the City; and

**WHEREAS**, the City does not currently have the ability to fund all the needed renovations and repairs to the Hall; and

**WHEREAS**, the Friends of Thalia Mara was established for the sole purpose of providing funding for the renovation and repair of the Hall; and

**WHEREAS**, the City and the Friends of Thalia Mara Hall entered into a Memorandum of Understanding (MOU), dated July 15, 2013, in order, to among other things, provide for (a) the planning of renovations and repairs of the Hall; (b) the funding of such renovations and repairs, and (c) the responsibilities of the parties to the MOU in connection with such renovations and repairs; and

**WHEREAS**, it is contemplated that individuals and also Friends of Thalia Mara Hall will contribute funding for the renovation of Thalia Mara Hall; and

**WHEREAS**, the Friends of Thalia Mara asked the City of Jackson to consider honoring and recognizing individuals who contribute to the Thalia Mara Hall renovation project; and

**WHEREAS**, the recognition of such persons may include, but not be limited to, the naming of certain portions of the Hall in their honor, the placing of a plaque in the Hall honoring such persons, or the placing of a plaque on the seating within the Hall honoring such persons; and

**WHEREAS**, the Mississippi Attorney General has previously opined that the governing authorities of a municipality may recognize individuals by naming facilities in their honor; and

**WHEREAS** , it is recommended that the Department of Human and Cultural Services be designated by the City to work with the Friends of Thalia Mara to develop a plan for recognition and honoring of individuals contributing to the renovation of Thalia Mara; and

**WHEREAS**, it is in the best interest of the City of Jackson to authorize the Mayor to execute an amendment to the MOU between the City of Jackson and Friends of Thalia Mara which contains a provision indicating that the Department of Human and Cultural Services is authorized to work with Friends of Thalia Mara to develop a plan for the recognition and honoring of contributors which shall be subject to approval by the governing authorities in accordance with law.

**IT IS, THEREFORE, ORDERED** that the Mayor is authorized to approve an amendment to the Memorandum of Understanding between the City of Jackson, Mississippi and the Friends of Thalia Mara Hall.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD OCTOBER 15, 2013 FOR THE FOLLOWING CASES:**

2009-2215	2010-4050	2012-2815	2012-2815	2012-3304	2012-3735
2013-1703	2013-1706	2013-1707	2013-1717	2013-1738	2013-1883
2011-1884	2013-1885	2013-1892	2013-1893	2013-2030	2013-2033
2013-2037	2013-2121	2013-2125	2013-2162	2013-2163	2013-2164
2013-2219	2013-2247	2013-2285	2013-2288	2013-2315	2013-2316
2013-2382	2013-2384	2013-2410			

**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 15, 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 #2009-2215: Parcel #408-160** located *3733 Liberty 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. *Demolition (burned) – Ward 4*
- 2) **Case #2010-4050: Parcel #119-385** located *3927 W. Capitol Street*: Dorothy Smith appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded time to cut grass and weeds expiring October 31, 2013 and January 10, 2014 to demolish. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$1500.00. *Demolition – Ward 4*
- 3) **Case #2012-2815: Parcel #628-231** located at *2853 Kentwood 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. *Grass and Weeds – Ward 6*
- 4) **Case #2012-3304: Parcel #843-667** located at *4137 Will-O-Run 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 4*
- 5) **Case #2012-3735: Parcel #837-27** located at *2533 Vernon Drive*: Mary Waldon appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded time to cure expiring November 2, 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. *Grass and Weeds – Ward 5*
- 6) **Case #2013-1703: Parcel #207-139** located *Kimbrough Drive/Lot E of 204*: 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 7*
- 7) **Case #2013-1706: Parcel #873-320** located *616 Cedar Springs 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 6*
- 8) **Case #2013-1707: Parcel #873-319** located *620 Cedar Springs 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 6*
- 9) **Case #2013-1717: Parcel #613-236** located *Camilla Drive/Lot W of 3904*: Charlene Washington appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded thirty (30) days to cure expiring November 14, 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. *Grass and Weeds – Ward 7*
- 10) **Case #2013-1738: Parcel #616-80** located *2731 Emerald 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. *Board-up – Ward 6*
- 11) **Case #2013-1883: Parcel #626-308** located *3583 Norwood 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. *Demolition (burned) – Ward 6*

- 12) **Case #2013-1884: Parcel #517-72** located *322 Lawrence Road*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Demolition (burned) – Ward 3*
- 13) **Case #2013-1885: Parcel #517-400** located *5080 Woodmont Drive*: Joy Parkinson, the daughter of Marjorie Parkinson appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety; however, interested party shall be afforded time to sell or demolish property expiring January 13, 2014. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Demolition – (burned) – Ward 3*
- 14) **Case #2013-1892: Parcel #130-8-1** located *149 Ethelmore 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 (burned) – Ward 5*
- 15) **Case #2013-1893: Parcel #123-131** located *350 Ellis 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 (burned) – Ward 5*
- 16) **Case #2013-2030: Parcel #427-12** located *522 W. Northside 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 3*
- 17) **Case #2013-2033: Parcel #408-256** located *3815 Hollywood Avenue*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Grass and Weeds – Ward 4*
- 18) **Case #2013-2037: Parcel #731-85** located *Ashley Circle/Lot W of 6324*: 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*
- 19) **Case #2013-2121: Parcel #114-55** located *2102 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. *Grass and Weeds – Ward 5*
- 20) **Case #2013-2125: Parcel #128-138** located *Arbor Vista Boulevard/Lot N of 810*: 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*
- 21) **Case #2013-2162: Parcel #405-168** located *1112 Larkspur 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. *Demolition (burned) – Ward 3*

- 22) **Case #2013-2163: Parcel #435-65** located *4405 Meadow Ridge Drive*: The owner, Johnnie Evans did not appear; however, there was testimony indicating that he called the previous day and stated that he would be out of town and desired continuance. The hearing officer denied continuance because the request was made the day before hearing. Dr. T.W. Lewis, Ph.D. appeared and testified about the condition of the property because he resides across the street. After hearing testimony, hearing officer recommends that the property be adjudicated as a menace to public health and safety and welfare; however, interested party shall be afforded sixty (60) days to demolish. If there is a default and the City proceeds with cleaning, hearing officer recommends an assessment of actual costs and a penalty of \$750.00. *Demolition (burned) – Ward 3*
- 23) **Case #2013-2164: Parcel #405-79** located *1134 Carnation Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Demolition (burned) – Ward 5*
- 24) **Case #2013-2219: Parcel #631-188** located *2065 Camellia Lane*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Board-up – Ward 6*
- 25) **Case #2013-2247: Parcel #131-86** located *1607 AB Second 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. *Grass and Weeds – Ward 5*
- 26) **Case #2013-2285: Parcel #126-24** located *223 Wacaster Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Demolition – Ward 5*
- 27) **Case #2013-2288: Parcel #849-26** located *Chasewood Drive/Lot N of 127*: 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 6*
- 28) **Case #2013-2315: Parcel #606-32** located *455 Grandview Circle*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Demolition (burned) – Ward 3*
- 29) **Case #2013-2316: Parcel #430-8-33** located *3600 Meadowbrook 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. *Demolition (burned) – Ward 1*
- 30) **Case #2013-2382: Parcel #128-175** located *805 Arbor Vista Boulevard*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Grass and Weeds – Ward 5*
- 31) **Case #2013-2384: Parcel #128-178** located *850 Brandon 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 \$1000.00. *Grass and Weeds – Ward 5*
- 32) **Case #2013-2410: Parcel #408-221** located *3680 Liberty 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 4*

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD NOVEMBER 5, 2013 FOR THE FOLLOWING CASES:**

2010-2393	2011-2660	2011-5050	2011-5155	2011-5168	2011-5546
2011-5551	2012-1789	2012-2459	2012-2790	2012-3044	2012-3491
2012-3882	2013-1180	2013-1573	2013-1574	2013-1609	2013-1789
2013-1949	2013-2391	2013-2392	2013-2397	2013-2405	2013-2423
2013-2427	2013-2428	2013-2429	2013-2431	2013-2432	2013-2433
2013-2434	2013-2435	2013-2436	2013-2454	2013-2476	2013-2480
2013-2483	2013-2484				

**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 November 5, 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 #2010-2393: Parcel #837-179** located *2265 Hickory 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. *Demolition (burned) - Ward 5*
- 2) **Case #2011-2660: Parcel #4858-590-13** located at *Thousand Oaks Drive/Lot between 2108 and 2112*: 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 4*
- 3) **Case #2011-5050: Parcel #211-135** located at *2384 Gunda 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. *Board-up – Ward 6*
- 4) **Case #2011-5155: Parcel #606-63** located *Grandview Circle/Lot W of Lot S of 2839 Donaldson 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 7*
- 5) **Case #2011-5168: Parcel #630-206** located at *235 Lea Circle*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Board-up – Ward 7*
- 6) **Case #2011-5546: Parcel #4858-576-288** located *Barwood Court/Formerly 706*: 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 4*
- 7) **Case #2011-5551: Parcel #630-243** located *2764 Woodside Drive*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Grass and Weeds – Ward 6*
- 8) **Case #2012-1789: Parcel #142-10** located *J.R. Lynch Street/Lot E of 601*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1000.00. *Grass and Weeds – Ward 5*
- 9) **Case #2012-2459: Parcel #504-578** located *Briarwood Drive/Lot N of 5615 Ridgewood 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. *Grass and Weeds – Ward 1*
- 10) **Case #2012-2790: Parcel #124-73** located *119 Fredrica 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. *Grass and Weeds – Ward 5*
- 11) **Case #2012-3044: Parcel #606-342** located *3062 Greenwood 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 7*
- 12) **Case #2012-3491: Parcel #210-66** located *Paden Street/Lot N of 2411*: 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*

- 13) **Case #2012-3882: Parcel #121-10** located *3204 Jayne 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. *Board-up – Ward 5*
- 14) **Case #2013-1180: Parcel #170-88** located *Hooker Street/Lot W of 541*: 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 7*
- 15) **Case #2013-1573: Parcel #839-757** located *3362 Fleetwood 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. *Board-up – Ward 6*
- 16) **Case #2013-1574: Parcel #839-293** located *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. *Grass and Weeds – Ward 6*
- 17) **Case #2013-1609: Parcel #210-151** located *444 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. *Board-up – Ward 5*
- 18) **Case #2013-1789: Parcel #750-753** located *6237 Waterford 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 1*
- 19) **Case #2013-1949: Parcel #833-319** located *Raymond Road/1611 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. *Grass and Weeds – Ward 5*
- 20) **Case #2013-2391: Parcel #159-164-3** located *1227 AB Corinth 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*
- 21) **Case #2013-2392: Parcel #159-164-2** located *1223 AB Corinth 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*
- 22) **Case #2013-2397: Parcel #141-26** located *J.R. Lynch Street/Lot E of 437*: 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*
- 23) **Case #2013-2405: Parcel #124-101** located *164 Delaware 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. *Board-up – Ward 5*
- 24) **Case #2013-2423: Parcel #628-115** located *Woodside Drive/HSE S of 3039*: 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 6*

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- 25) **Case #2013-2427: Parcel #306-290** located *Pyle Avenue/Lot W of 4201*: 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 #2013-2428: Parcel #119-118** located *314 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. *Grass and Weeds – Ward 4*
- 27) **Case #2013-2429: Parcel #119-327** located *604 Road of Remembrance*: Niles Buchannan appeared. 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 November 19, 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*
- 28) **Case #2013-2431: Parcel #119-541** located *325 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*
- 29) **Case #2013-2432: Parcel #119-337** located *270 Rosslyn Avenue/Lot W of 266*: 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*
- 30) **Case #2013-2433: Parcel #119-542** located *323 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. *Grass and Weeds – Ward 4*
- 31) **Case #2013-2434: Parcel #306-1** located *102 Lindsey 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. *Board-up – Ward 4*
- 32) **Case #2013-2435: Parcel #119-353** located *Rosslyn Avenue/2<sup>nd</sup> Lot E of 250*: 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*
- 33) **Case #2013-2436: Parcel #119-552** located *322 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*
- 34) **Case #2013-2454: Parcel #122-8** located *139 AB Moss 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 5*
- 35) **Case #2013-2476: Parcel #58-80** located *323 Wesley 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 2*
- 36) **Case #2013-2480: Parcel #59-10-10** located *1610 N. Mill 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*

37) **Case #2013-2483: Parcel #814-7** located *6047/6039 Clinton Boulevard*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Demolition – Ward 4*

38) **Case #2013-2484: Parcel #814-7** located *6047 Clinton Boulevard*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs. *Demolition – Ward 4*

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**RESOLUTION DECLARING CERTAIN PARCELS OF REAL PROPERTY IN THE CITY OF JACKSON TO BE A MENACE TO PUBLIC HEALTH SAFETY AND WELFARE PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE AND PURSUANT TO ADMINISTRATIVE HEARINGS HELD NOVEMBER 12, 2013 FOR THE FOLLOWING CASES:**

2011-1838	2011-3455	2012-2639	2012-3646	2013-1610	2013-1792
2013-1982	2013-2089	2013-2139	2013-2176	2013-2178	2013-2331
2013-2404	2013-2406	2013-2497	2013-2499	2013-2504	2013-2505

**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 November 12, 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 #2011-3455: Parcel #127-78** located *Valley Street/Lot N of 207*: 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*
- 2) **Case #2012-2639: Parcel #737-326** located *1147 Winnrose Street*: Ms. Laura Courtney appeared on behalf of Bank of America. Hearing officer recommends that the property be adjudicated as a menace to public health and safety, however, interested party shall be afforded time to cure expiring December 3, 2013. If there is a default and the City cleans, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Grass and Weeds – Ward 1*
- 3) **Case #2012-3646: Parcel #120-186** located at *230 S. 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 \$500.00. *Board-up – Ward 4*
- 4) **Case #2013-1610: Parcel #606-207** located *2995 Greenwood 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 7*
- 5) **Case #2013-1792: Parcel #559-896** located *118 Imperial Drive*: Larry Hammond, spouse of Patricia Gibson appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety, however, interested party shall be afforded time to cure expiring December 3, 2013. If there is a default and the City cleans, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Board-up – Ward 1*
- 6) **Case #2013-1838: Parcel #606-94** located *Greenwood Avenue/Lot N of 2851*: 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 7*
- 7) **Case #2013-1982: Parcel #842-296** located at *Sharon Hills Drive/Lot N of 374*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1000.00. *Grass and Weeds – Ward 6*
- 8) **Case #2013-2089: Parcel #629-28** located at *4206 Larchmont Street*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Board-up – Ward 4*
- 9) **Case #2013-2139: Parcel #507-403** located *Cedar Park Drive/3<sup>rd</sup> Lot N of 5201*: 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 2*
- 10) **Case #2013-2176: Parcel #606-194** located *2938 Greenwood 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. *Board-up – Ward 7*
- 11) **Case #2013-2178: Parcel #606-183** located *2963 Greenwood 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 7*

- 12) **Case #2013-2331: Parcel #432-164** located *Churchill Drive/Lot N of 4875*: 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*
- 13) **Case #2013-2404: Parcel #162-469** located *1750 Topp Avenue*: Mr. Ross Clay, Jr. appeared. Hearing officer recommends that the property be adjudicated as a menace to public health and safety, however, interested party shall be afforded time to cure expiring December 3, 2013. If there is a default and the City cleans, hearing officer recommends an assessment of actual costs and a penalty of \$500.00. *Grass and Weeds – Ward 5*
- 14) **Case #2013-2406: Parcel #127-121-9** located *251 Delaware 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 5*
- 15) **Case #2013-2497: Parcel #611-110** located *Mason Boulevard/Lot E of 457*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$1200.00. *Grass and Weeds – Ward 7*
- 16) **Case #2013-2499: Parcel #517-62** located *304 Lawrence Road*: No appearance by owner or an interested party. Hearing officer recommends that the property be adjudicated as a menace to public health and safety with assessment of actual costs and a penalty of \$500.00. *Board-up – Ward 3*
- 17) **Case #2013-2504: Parcel #119-383** located *Capitol St.W/Lot @ SE Corner of Weston 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. *Grass and Weeds – Ward 4*
- 18) **Case #2013-2505: Parcel #119-389** located *124 Weston 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 4*

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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There came on for consideration Agenda Item No. 21:

**RESOLUTION OF THE CITY COUNCIL ENCOURAGING THE CREATION OF A SOCIAL MEDIA APP TO STOP THE SILENCE BY REPORTING CRIMINAL ACTIVITY WITHIN THE CITY OF JACKSON.** President Tillman held said item until the next Regular City Council meeting, February 11, 2014 due to the absence of Council Member Yarber.

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**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI SUPPORTING GIVING A NOTICE OF INTENT TO ADVERTISE AND OBTAIN REQUEST FOR PROPOSALS FOR THE SOON TO EXPIRE CONTRACT FOR THE OPERATION OF THE JACKSON ZOO.**

WHEREAS, the Jackson Zoo is owned by the City of Jackson and operated contractually; and

WHEREAS, the contract for the operation of the Jackson Zoo will end soon; and

WHEREAS, the Jackson Zoo has recently been the subject of controversy, financial instability, including accreditation concerns; and

WHEREAS, the citizens of the City of Jackson deserve to have the optimum use and operation of the Jackson Zoo that is possible.

**IT IS THEREFORE RESOLVED**, that the City Council of Jackson, Mississippi hereby supports giving a notice of intent to advertise and obtain request for proposals for the soon-to-be expired contract for the operation of the Jackson Zoo.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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There came on for discussion Agenda Item No. 23:

**DISCUSSION: ELECTION.** Said item was held until the next Regular Council meeting on February 11, 2014.

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There came on for discussion Agenda Item No. 24:

**DISCUSSION: PARKING METERS.** Said item was held until the next Regular Council meeting on February 11, 2014.

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There came on for discussion Agenda Item No. 25:

**DISCUSSION: PROBLEMATIC NEIGHBORS.** Said item was held until the next Regular Council meeting on February 11, 2014.

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**DISCUSSION: KRONOS UPDATE.** Said item was held until the next Regular Council meeting on February 11, 2014.

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There came on for discussion Agenda Item No. 27:

**DISCUSSION: 311 UPDATE.** Said item was held until the next Regular Council meeting on February 11, 2014.

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**DISCUSSION: JACKSON ZOO ACCREDITATION STATUS.** **President Tillman** recognized Beth Poff, Executive Director of the Jackson Zoological Park, who provided the Council with a brief update on the status of the Zoo's accreditation.

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**President Tillman** requested that Agenda Item No. 31 be moved forward on the Agenda. **President Tillman** recognized **Council Member Cooper-Stokes** who presented the following Resolution:

**RESOLUTION OF THE CITY COUNCIL OF JACKSON, MISSISSIPPI HONORING AND COMMENDING MOTHER EVELYN MARSHALL-MAYES ON THE OCCASION OF HER EIGHTY-SIXTH BIRTHDAY ON JANUARY 31, 2014.** Accepting the Resolution with appropriate remarks was Evelyn Marshall-Mayes.

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There came on for discussion Agenda Item No. 29:

**DISCUSSION: PROPOSED ORDINANCES.** Said item was held until the next Regular Council meeting on February 11, 2014.

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There came on for discussion Agenda Item No. 30:

**DISCUSSION: CREATION OF 1% SALES TAX MASTER PLAN AND COMMISSION.** Said item was held until the next Regular Council meeting on February 11, 2014.

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**Council President Tillman** recognized **Council Member Priester** who moved to consider going into Executive Session to discuss matters that may lead to potential litigation and to discuss personnel matter. **Council Member Stamps** seconded the motion to consider going into Executive Session. The motion prevailed by the following vote:

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**Council Member Stamps** moved; and **Council Member Priester** seconded, to go into Executive Session. The motion prevailed by the following vote:

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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An announcement was made to the public that the Council voted to go into Executive Session to discuss matters that might lead to potential litigation regarding Retro Metro and personnel matters.

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

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

Nays- None.

Absent- Barrett-Simon, Whitwell and Yarber.

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**President Tillman** announced that the Council voted to come out of Executive Session and recognized **James Anderson**, Special Assistant to the City Attorney to discuss action that was taken during Executive Session. **James Anderson** stated that action had been taken on the personnel matter and that the nature of the action was not presently subject to the Open Records Act. **James Anderson** stated that it was considered by the Council and City Attorney's Office as an offer being made. **James Anderson** stated that once the issue became subject to the Open Records Act, if and when, it would become part of the public record, but not until then.

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**President Tillman** stated for the record that the Council did not take any action on the Retro Metro item that was discussed during Executive Session.

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**Council Member Stamps** moved that the payment to Retro Metro that was previously excluded from the claims docket be accepted and paid. **Council Member Priester** seconded. The motion prevailed by the following vote:

Yeas- Priester, Stamps and Tillman.

Nays- Cooper-Stokes.

Absent- Barrett-Simon, Whitwell and Yarber.

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The following announcements/reports were provided during the meeting:

- A Black History program would be held on Saturday, February 1, 2014 at 3:00 p.m. at City Hall.
- The Economic Development Committee would meet on February 10, 2014 at 2:30 p.m. to discuss how to attract more businesses to the City of Jackson.

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