

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JACKSON**

**TUESDAY, OCTOBER 21, 2008**

**6:00 P. M.**

**AGENDA**

**CALL TO ORDER BY THE PRESIDENT**

**INVOCATION**

**PUBLIC HEARINGS**

- 1 - RESOLUTION** adjudicating that certain parcels of land are in a condition that is a menace to the public health and safety of the community and authorizing the cleaning and/ or removal of dilapidated buildings in cases numbered: 08-2772, 2885, 3168, 3952, 4082, 4179, 4215, 4238, 4240, 4316, 4394, 4419, 4462, 4476, 4490, 4491, 4564, 4566, 4567, 4568, 4571, 4632, 4633, 4634, 4635, 4640, 4642, 4644, 4674, 4675, 4676, 4677, 4679, 4680, 4682, 4684, 4685, 4687, 4704, 4705, 4706, 4707, 4708, 4713, 4715, 4718, 4719, 4720, 4721, 4726, 4732, 4735, 4736, 4737, 4739, 4740, 4742, 4743, 4744, 4745, 4746, 4747, 4748, 4749, 4751, 4752, 4753, 4755, 4761, 4764, 4765, 4766, 4767, 4769, 4770, 4771, 4775, 4778, 4779, 4780, 4781, 4782, 4783, 4785, 4787, 4788, 4789, 4790, 4791, 4794, 4796, 4797, 4798, 4799, 4812, 4815, 4816, 4818, 4819, 4832, 4833, 4834, 4836, 4838, 4839, 4840, 4843, 4890, 4891, 4892, 4897, 4899, 4900, 4901, 4903, 4905, 4907 and authorizing that notices to proceed be issued, and file Lis Pendens (McMillin, Lewis, Melton) (10/21/08)
  
- 2 - RESOLUTION** adjudicating the actual cost of cleaning property, imposing a penalty, cases numbered: 06-4816, 4817, 07-1351, 1780, 3523, 3545, 3670, 4201, 4260, 4367, 5001, 5240, 5912, 5914, 6750, 08-1303, 1910, 1913, 2109, 2300 assessing same to said real property, establishing a lien against same, authorizing the tax collector to sell such property in satisfaction therefore and directing the enrollment of this resolution as a judgment (McMillin, Lewis, Melton) (10/21/08)

**INTRODUCTIONS**

**CONSENT AGENDA**

- 3 - ORDER** accepting payment of \$5,371.40 from Progressive Insurance Company on behalf of its insured (Victor Trejo-Zuniga) as a property damage settlement (O'Reilly-Evans, J. Anderson, Melton) (10/21/08)

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- 4 - **ORDER** accepting the bid of Merchants Company for four months supply of Frozen/Chilled Breads and Desserts-Food Group IA (Bid No. 38601-072208) (Raff, Greer, Melton) (10/21/08)
  
- 5 - **ORDER** accepting the bid of Merchants Company for four months supply of Canned and/or Dry Products-Food Group IIA (Bid No. 38701-072208) (Raff, Greer, Melton) (10/21/08)
  
- 6 - **ORDER** accepting the bid of Merchants Company for four months supply of foods Frozen and/or Chilled-Food Group IB (Bid No. 38602-072208) (Raff, Greer, Melton) (10/21/08)
  
- 7 - **ORDER** accepting the bid of Merchants Company for four months supply of Canned and/or Dry Food-Group IIB (Bid No. 38702-072208) (Raff, Greer, Melton) (10/21/08)
  
- 8 - **ORDER** accepting the bid of Merchants Company for four months supply of Frozen/Chilled-Food Group IC (Bid No. 38603-072208) (Raff, Greer, Melton) (10/21/08)
  
- 9 - **ORDER** accepting the bid of Merchants Company for four months supply of Condiments-Food Group III (Bid No. 38801-072208) (Raff, Greer, Melton) (10/21/08)
  
- 10 - **ORDER** accepting the bids of Luvel Dairy Products, Inc. and Merchants Company for four months supply of Dairy Products-Group IV (Bid No. 37301-072208) (Raff, Greer, Melton) (10/21/08)
  
- 11 - **ORDER** accepting the bid of Merchants Company for four months supply of Fresh Produce-Food Group V (Bid No. 37888-072208) (Raff, Greer, Melton) (10/21/08)

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- 12 - ORDER** accepting the bid of Puckett Machinery Company for a Combination Asphalt Compactor at a total cost of \$45,411.00 six-month term (Bid No. 75530-080508) (Greer, Boyd, Willis, Thames, Melton) (10/21/08)
  
- 13 - ORDER** authorizing the single source purchase of case management software, equipment training and maintenance services from Justice Trax for use in the City of Jackson's Crime Laboratory at a cost not to exceed \$40,214.50 (McMillin, Melton) (10/21/08)
  
- 14 - ORDER** authorizing the Mayor to execute an agreement with Earl Rottman, Director of the Trail of Honor, to use the City of Jackson's Firing Range grounds to display the Traveling Wall (McMillin, Melton) (10/21/08)
  
- 15 - ORDER** establishing just compensation and authorizing acquisition of fee simple interest for the Eubanks Creek Drainage Improvements, City Project No. 050397-904 with payment therefore made to the grantor, Ms. Yolanda P. Simms in the amount of \$7,500.00 (Williams, Willis, Boyd, Melton) (10/21/08)

### **INTRODUCTION OF ORDINANCE**

- 16 - ORDINANCE** of the City Council of Jackson, Mississippi regulating items pawned at pawn shops in the City of Jackson (Stokes) (10/21/08)

### **ADOPTION OF ORDINANCE**

- 17 - ORDINANCE** amending Section 118-266(C) of the Code of Ordinances of the City of Jackson to reduce the speed limit on Harriotte Avenue to 25 miles per hour (Boyd, Willis, Burns, Melton) (10/07/08, 10/21/08)

**REGULAR AGENDA**

- 18 - CLAIMS** (Hill, Melton) (10/21/08)
  
- 19 - PAYROLL DEDUCTIONS** (Hill, Melton) (10/21/08)
  
- 20 - ORDER** authorizing payment of \$8,435.00 to Drive Financial Services as full and complete settlement (O'Reilly-Evans, J. Anderson, Melton) (10/21/08)
  
- 21 - ORDER** authorizing the Mayor to execute Grant Closeout Agreement and Certificate of Project Completion with the U. S. Department of Housing and Urban Development for Economic Development Initiative (EDI) Special Project Grant B-00-SP-MS-0212 for Bon Air and Royal Manor Infrastructure Improvements (Holbrook, Armstrong, Stevens, Melton) (10/21/08)
  
- 22 - ORDER** authorizing the Mayor to execute agreement and related documents with the U. S. Department of Transportation accepting a grant award in the amount of \$1,647,000.00 to be used to support capital and operating expenses for the City's Transit System (Brent, Holbrook, Melton) (10/21/08)
  
- 23 - ORDER** authorizing the Mayor to execute contract Amendment #1 to the City's contract with ABMB Engineers, Inc. for engineering design services for the Eubanks Creek Drainage Improvements Livingston Road to Bailey Avenue, City Project No. 050397-904, in a amount not to exceed \$70,000.00 (Williams, Willis, Boyd, Melton) (10/21/08)
  
- 24 - ORDER** authorizing Fiscal Year 2009 payment of \$87,729.00 to Central Mississippi Planning and Development District, Inc. (CMPDD) (Holbrook, Melton) (10/21/08)
  
- 25 - ORDER** authorizing the Mayor to execute contracts with Capitol Neighbors Association, Fairfield MB Church CDC, Greater Mt. Calvary Community Development Corporation, Washington Addition/Gowdy Association of Neighbors, West Jackson Community Development Corporation for services related to the Weed and Seed Program (Holbrook, Ainsworth, Melton) (10/21/08)

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- 26 - **ORDER** authorizing the Mayor to execute an agreement with Living Independence For Everyone (LIFE) to foster independent living for citizens with disabilities (Raff, Melton) (10/21/08)
  
- 27 - **ORDER** authorizing the Mayor to execute a license and services agreement with Brown Technology Group, LLC for purchase of a budgeting system (Hill, Melton) (10/21/08)
  
- 28 - **ORDER** employing Swap Bond Counsel in connection with a proposed Swap for the Water and Sewer System Revenue Bonds, Series 2002 and the Water and Sewer System Revenue and Revenue Refunding Bonds, Series 2004 (O'Reilly-Evans, Melton)
  
- 29 - **ORDER** authorizing the City to enter into negotiations with Bank of New York as Swap Counterparty and Rice Financial Products as Swap Counterparty Agent for the purpose of executing Swaps on the Water and Sewer System Revenue Bonds, Series 2002 and the Water and Sewer System Revenue Refunding Bonds, Series 2004 (Hill, Melton) (10/21/08)
  
- 30 - **ORDER** employing Bond Counsel for the issuance of General Obligation Bonds for street resurfacing (O'Reilly-Evans, Melton) (10/21/08)
  
- 31 - **ORDER** employing Community Capital as Financial Advisor for the issuance of General Obligation Bonds for street resurfacing (Hill, Melton) (10/21/08)
  
- 32 - **ORDER** employing Underwriter and confirming Underwriter's Counsel for the issuance of General Obligation Bonds for street resurfacing (Hill, Melton) (10/21/08)
  
- 33 - **ORDER** ratifying the procurement of services from Waste Management for disposal of animal waste for the period December 2007 through September 2008 and authorizing the Mayor to execute agreement for the continuation of the services provided (McMillin, Boyd, Melton) (10/21/08)

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- 34 - RESOLUTION** of the City Council of the City of Jackson, Mississippi urging the City of Flowood, Mississippi, to deny the erection of a Cellular Tower at 1034 Old Brandon Road, Flowood, Mississippi and authorizing the City of Jackson to officially protest said application (Alexander, Hill, Melton) (10/21/08)
  
- 35 - DISCUSSION** Amendment of ordinance regarding aggressive and dangerous dogs (Weill, Sr.) (10/21/08)
  
- 36 - DISCUSSION** Storm water and other environmental issues (Weill, Sr.) (10/21/08)
  
- 37 - DISCUSSION** WiMAX (Stokes) (10/21/08)
  
- 38 - DISCUSSION** Karmichael Spiller (Stokes) (10/21/08)

**PRESENTATIONS**

**MERITORIOUS ACHIEVEMENT AWARD** Mr. and Miss Tougaloo College (Mayor)

**Presentation of Appreciation** Mr. Cedric Morgan (McLemore)

**RESOLUTIONS**

**RESOLUTION** honoring and commending Miss Jackson State University for being an excellent citizen, role model and fantastic student to represent the 2008-2009 staff and students in the City of Jackson and the State of Mississippi (Stokes)

**RESOLUTION** honoring and commending Bishop Kevin E. Wright and the Word of Faith Christian Center by bringing encouraging words throughout this great City of Jackson and the State of Mississippi (Bluntson)

**AGENDA ITEMS IN COMMITTEE**

**ORDINANCE to amend Section 10 of the Code of Ordinances to prescribe opening and closing times for bar rooms, lounges, nightclubs, brewpubs, restaurants and other commercial businesses where beer, light wine, wine and alcoholic beverages may be consumed and to provide related definitions (McMillin, Melton) (09/29/08) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi renaming Chicago Street from JSU Parkway to Pearl Street to David “Wavee Dave” Chambers Drive (Stokes) (08/26/08) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi regulating the acceptance of coins as legal tender in the City of Jackson (Stokes) (08/26/08) (Budget Committee)**

**ORDER of the City Council of Jackson, Mississippi authorizing the one year moratorium on the issuance of privilege licenses for pawn shops in the City of Jackson (Stokes) (09/26/08) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi regulating the unlawful trespass and theft of fuel from vehicles in the City of Jackson (Stokes) (06/03/08) (Planning Committee)**

**ORDINANCE of the City Council of the City of Jackson, Mississippi naming the library of the Jackson/Hinds Library System located at 807 E. Northside Drive the Charles W. Tisdale Library after the famous Mississippi author, writer, editor and newspaper publisher Charles W. Tisdale (Stokes) (05/20/08) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi establishing the wearing of pants below waistline as to expose one’ underwear to be unlawful (Stokes) (03/25/08) (Planning Committee)**

**RESOLUTION urging the Jackson Redevelopment Authority to initiate the process to rescind Amendment Number Two dated November 2007, to the Urban Renewal Plan dated February 1987, as previously amended September, 1994, for Urban Renewal Project designated “Jackson State Area Project” and Urban Renewal Project as described in the Urban Renewal Plan, as amended, allowing eminent domain to acquire owner occupied residential property (Tillman) (03/25/08) (Planning Committee)**

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**ORDINANCE of the City Council of Jackson, Mississippi establishing the honorary renaming of Tudor Street to Junious Tobias Drive (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi requiring security personnel at convenience stores during hours of operation (Stokes) (01/29/08) (Rules Committee)**

**ORDER authorizing the Mayor to execute a professional service agreement with H. D. Lathon d/b/a H. D. Lathon and Associates, LLC to provide consulting services on the Farish Street Historic District Project (Ainsworth, Walker, Melton) (Budget Committee)**

**ORDINANCE amending Section 2-336 of the Code of Ordinances of the City of Jackson, Mississippi, to establish Information Technology Department (Hill, Ward, Melton) (11/07/07) (Budget Committee)**

**ORDER amending the City of Jackson's pay plan to establish the classification title of Constituent Services and Information Director, Range 38 (Crumpton, Melton) (10/23/07, 10/29/07) (Budget Committee)**

**ORDER confirming the Mayor's appointment of Goldia M. Revies as Director of the Department of Constituent Services and Information for the City of Jackson (Melton) (01/23/07, 10/29/07) (Budget Committee)**

**DISCUSSION Comcast (McLemore) (07/17/07) (Quality of Life)**

**ORDINANCE of the City Council of Jackson, Mississippi authorizing the emergency abatement of drug houses in the City of Jackson (Stokes) (05/22/07) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi naming City swimming pool (Old V.A. Pool) on South Drive to honor Henry Minion, Jr., (Stokes) (09/21/04, 05/22/07) (Rules Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi naming City swimming pool (Grove Park Pool) to honor Richard Richardson, Sr. (Stokes) (09/21/04, 05/22/07) (Rules Committee)**

**DISCUSSION Wrecker Billing (Crisler) (03/19/07) (Transportation Committee)**

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**ORDINANCE governing hiring of temporary employees through temporary agencies by the City of Jackson, Mississippi (Crisler, McLemore, Barrett-Simon) (01/02/07) (Budget Committee-Introduction of Ordinance)**

**ORDINANCE of the City Council of Jackson, Mississippi establishing rule of succession Vice President to position of City Council President when City Council President Seat vacated (Stokes) (07/11/06) (Rules Committee)**

**DISCUSSION Enhancement for Downtown Development (McLemore)**

**ORDINANCE of the City Council of Jackson, Mississippi renaming Lemon Street (from Amite Street to Deerpark Street) AMOS WRIGHT DRIVE (Stokes) (08/02/05) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi renaming Near Street (from Poindexter Street to Lemon Street) DR. DENNIS HOLLOWAY DRIVE (Stokes) (08/02/05) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi renaming Kelly Avenue (from Hancock Street to Horton Avenue) CARLOS BERNARD BELL AVENUE (Stokes) (09/07/04) (Planning Committee)**

**REPORTS FROM MEMBERS, MAYOR OR DEPARTMENT DIRECTORS**

**GENERAL PUBLIC COMMENTS**

**ANNOUNCEMENTS**

**ADJOURNMENT**