

**REGULAR MEETING OF THE CITY COUNCIL**

**CITY OF JACKSON, MISSISSIPPI**

**TUESDAY, DECEMBER 01, 2009**

**10:00 A. 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: 06-1883, 08- 2781, 5301, 09-4038, 4046, 4386, 4432, 4690, 4708, 4792, 4850, 4858, 4859, 4861, 4863, 4865, 4882, 4883, 4887, 4889, 4895, 5042, 5043, 5044, 5049, 5050, 5051, 5054, 5056, 5060, 5063, 5065, 5066, 5067, 5071, 5072, 5073, 5074, 5075, 5080, 5081, 5083, 5085, 5086, 5090, 5091, 5093, 5096, 5097, 5098, 5099, 5100, 5101, 5103, 5104, 5105, 5106, 5108, 5110, 5111, 5112, 5113, 5114, 5115, 5116, 5117, 5118, 5119, 5120, 5122, 5123, 5124, 5125, 5126, 5127, 5128, 5131, 5166, 5168, 5170, 5171, 5172, 5173, 5177, 5178, 5180, 5181, 5182, 5183, 5184, 5185, 5187, 5190, 5195, 5199, 5200, 5201, 5202, 5203, 5204, 5205, 5206, 5207, 5209, 5267, 5285, 5291, 5292, 5293, 5294, 5296, 5297, 5298, 5302, 5303, 5304, 5305, 5306, 5307, 5308, 5437 and authorizing that notices to proceed be issued, and file Lis Pendens (Fox, Taylor, Smith, Johnson, Jr.)
- 2 - RESOLUTION** adjudicating the actual cost of cleaning property, imposing a penalty, cases numbered: 08-4272, 4361, 4364, 4377, 4715, 4866, 4870, 4936, 5274, 5640, 5727, 5835, 09-1521, 1570, 2087, 2719 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 (Fox, Taylor, Smith, Johnson, Jr.)
- 3 - RESOLUTION** adjudicating that certain parcels of land owned by owners, whose current addresses are unknown are in a condition that is a menace to the public health and safety of the community and authorizing the cleaning of such parcels of land; and authorizing notices to proceed be issued (Fox, Taylor, Smith, Johnson, Jr.)

**INTRODUCTIONS**

**PUBLIC COMMENTS**

**CONSENT AGENDA**

- 4 - **ORDER** accepting the donation of temporary drainage and access easement from Carl M. Pendleton, for the Eubanks Creek Drainage Improvements, Phase II, City Project No. 050397-904 (Boyd, Willis, Williams, Johnson, Jr.)
- 5 - **ORDER** accepting payment in the amount of \$16,085.00 from Johnson Controls, Inc. for Year Three deficiency of the Energy Performance Contract, Phase II (Boyd, Adams, Barnes, Johnson, Jr.)
- 6 - **ORDER** accepting the bid of Nothing Short of Glory Printing & Design Co., LLC, for 1,135 work pants for the Jackson Fire Department (Bid No. 20084-092209) (McNulty, Greer, Johnson, Jr.)
- 7 - **ORDER** accepting payment of \$794.30 from Farm Bureau Insurance Company on behalf of its insured (William Lowenkamp) as a property damage settlement (Teeuwissen, Anderson, Johnson, Jr.)
- 8 - **ORDER** authorizing the Mayor to execute a contract with Quest Fitness Club for a grant in an amount not to exceed Fifteen Thousand Dollars (\$15,000) under the Small Business Development Grant Program (Fox, Davis, Johnson, Jr.)
- 9 - **ORDER** authorizing the Mayor to execute a contract with Pit's Barbeque for a grant in the amount of Twenty Thousand Dollars (\$20,000) under the Enterprise Community Program which is administered by the Office of Economic Development (Fox, Davis, Johnson, Jr.)
- 10 - **ORDER** authorizing the Mayor to execute an application and all documents related to the U. S. Department of Housing and Urban Development's invitation to the City of Jackson to submit a Congressional Earmark Proposal for exterior and interior renovation and rehabilitation of the Medgar Evers NAACP Field Office at 507 North Farish Street (Fox, Davis, Johnson, Jr.)

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- 11 - ORDER** authorizing the Mayor on behalf of the City of Jackson to execute a contract with the Mississippi State Department of Health (MSDH) to implement the Housing Opportunities for Persons with Aids (HOPWA) Program in the Jackson Metropolitan Statistical Area (MSA) for the use of 2009 HOPWA Funds (Fox, Armstrong, Stevens, Johnson, Jr.)
  
- 12 - ORDER** authorizing the Mayor to execute contract between the City of Jackson and various organizations for the use of 2009 Emergency Shelter Grant (ESG) Funds from the Department of Housing and Urban Development (Fox, Armstrong, Stevens, Johnson, Jr.)
  
- 13 - ORDER** authorizing the Mayor to execute contracts between the City of Jackson and various organizations for the use of 2009 Community Development Block Grant (CDBG) Funds to implement various public service activities and to included fair housing activities which involves education and outreach (Fox, Armstrong, Stevens, Johnson, Jr.)
  
- 14 - ORDER** authorizing the Mayor to extend the contract with MTS, LLC to provide acquisition/relocation services on behalf of the City of Jackson involving Community Development Block Grant (CDBG) Home Investment Partnerships (HOME) Funds, Emergency Shelter Grant (ESG) Funds (Fox, Armstrong, Stevens, Johnson, Jr.)
  
- 15 - ORDER** authorizing the Mayor to execute contract #377K25, #378K25A AND #396D25 with Central Mississippi Planning and Development District/Area Agency on aging to provide Congregate Meals, Home Delivered Meals, Transportation and Outreach Services to Senior Citizens for the 2009-2010 Fiscal Year (Raff, Johnson, Jr.)
  
- 16 - ORDER** authorizing the Mayor to execute Subgrant Modification Agreement with Senior Service America Inc. in the amount of \$30,000 for the City to sponsor a Senior Aides Program for the 2009-2010 Fiscal Year (Raff, Johnson, Jr.)

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- 17 - **ORDER** authorizing the Mayor to execute an agreement between the City of Jackson and ADT Security Services, Inc, (ADT) for security system monitoring and maintenance at Vergy P. Middleton Community Center located at 3971 Flag Chapel Road for twenty-four months beginning November 1, 2009 and ending November 30, 2011 (Jimerson, Johnson, Jr.)
  
- 18 - **ORDER** authorizing payment to Frank Dennis, III d/b/a Mr. Magic Mobile Carwash, for swimming pool cleaning services performed (Jimerson, Johnson, Jr.)

### **INTRODUCTION OF ORDINANCES**

- 19 - **ORDINANCE** of the City Council of Jackson, Mississippi establishing the renaming of Fortune Street (from Hattiesburg Street to Isabel Street) to Coach Fred Harris Street (Tillman)
  
- 20 - **ORDINANCE** of the City Council of Jackson, Mississippi establishing the honorary renaming of Jefferson Street from Pascagoula Street to Silas Brown Street to Woodie Asaaf Drive (Stokes)

### **REGULAR AGENDA**

- 21 - **CLAIMS** (Hill, Johnson, Jr.)
  
- 22 - **PAYROLL DEDUCTIONS** (Hill, Johnson, Jr.)
  
- 23 - **ORDER** authorizing payment of \$30,000.00 to Robin Sterling and her attorneys, Thomas Murphree and Gary Honea, as a full and complete settlement (Teeuwissen, Anderson, Johnson, Jr.)
  
- 24 - **ORDER** accepting the bid of McIntosh Construction, Inc. for construction services for the 2009 Thalia Mara Auditorium wood flooring project, Project Number 9AA8004 and authorizing the Mayor to execute a contract with said company (Boyd, Willis, Johnson, Jr.)

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- 25 - **ORDER** authorizing the Mayor to execute amendment to Antenna Site License Agreement with Cellular South Real Estate, Incorporated and the City of Jackson, Mississippi (Hill, Ferrell, Johnson, Jr.)
  
- 26 - **ORDER** authorizing settlement of all claims and litigation concerning attorney fees in that certain action styled “State of Mississippi vs. Frank Melton, Marcus Wright and Michael Recio” in the Circuit Court of the First Judicial District of Hinds County, Mississippi, Cause No. 06-0-718 (Marcs Wright’s Attorney fees) (Teeuwissen, Stokes)
  
- 27 - **ORDER** authorizing settlement of all claims and litigation concerning attorney fees in that certain action styled “State of Mississippi vs. Frank Melton, Marcus Wright and Michael Recio” in the Circuit Court of the First Judicial District of Hinds County, Mississippi, Cause No. 06-0-718 (Teeuwissen, Stokes)
  
- 28 - **ORDER** authorizing the City of Jackson, Mississippi, to settle that certain matter styled as F. Harris Virden vs. City of Jackson, et al., Hinds County Chancery Court, Cause Number G2006-1116 0/3 (Teeuwissen, Johnson, Jr.)
  
- 29 - **RESOLUTION** of the City Council of Jackson, Mississippi supporting the use of Jackson Public Schools buildings for wholesome after-hours activities to benefit school-age children (Stokes)
  
- 30 - **RESOLUTION** of the City Council of Jackson, Mississippi condemning any attempt to close or merge any of the three public Historically Black Colleges or Universities in the State of Mississippi (Stokes)
  
- 31 - **DISCUSSION** Animal Control (Barrett Simon)
  
- 32 - **DISCUSSION UPDATE** Linda’s Lounge @ Martin Luther King Jr. Blvd & Ridgeway Street (Stokes)
  
- 33 - **DISCUSSION UPDATE** Delta Mart Shopping Center (Stokes)

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**34 - DISCUSSION** Organization of the Clerk's Office (Lumumba and Yarber)

**35 - DISCUSSION** Litigation Update (Legal)

**RESOLUTIONS**

**RESOLUTION** honoring and commending Miss Kymesha Taylor and Mr. Desmond Dixon, for being Mr. and Miss Provine High School and being outstanding citizens in the City of Jackson and the State of Mississippi (Tillman)

**RESOLUTION** honoring and commending Mrs. Alyne Payton for being an outstanding citizen in the City of Jackson and the State of Mississippi (Stokes)

**AGENDA ITEMS IN COMMITTEE**

**ORDER** authorizing FY 2010 budget transfers between adopted categories (Hill, Johnson, Jr.) (Budget Committee) (10/20/09)

**ORDINANCE** amending Article II, Sign Regulations, Section 102-40, Jackson Code of Ordinance, to establish a procedure to request variances, from the Sign Ordinance Regulations in the City of Jackson (Weill) (10/06/09) (Rules Committee)

**ORDER** authorizing the City of Jackson to adopt a formal policy with respect to payment of legal counsel in criminal matters (Teeuwissen, Johnson, Jr.) (10/06/09) (Rules Committee)

**ORDER** rescinding the August 26, 2008, order of the City Council that authorized the City of Jackson to take or join legal action against any business which constitutes a public nuisance (Lumumba) (09/08/09) (Rules Committee)

**ORDER** of the City Council authorizing the City of Jackson to take or join legal action against any business which constitutes a public nuisance (Lumumba) (09/08/09) (Rules Committee)

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**ORDINANCE of the City Council of Jackson, Mississippi establishing the renaming of Pascagoula Street (from the JSU Parkway to I-55 Highway) to FRANK E. MELTON DRIVE (Stokes) (05/18/09) (Planning Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi establishing guidelines for locating jail and/or restitution centers near areas zoned residential (Stokes) (04/07/09) (Planning Board)**

**ORDER of the City Council of Jackson, Mississippi voiding the current wrecker service contract rotation system (Stokes) (03/24/09) (Ad-Hoc Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi adopting energy efficient design, construction and maintenance standards of buildings in the City of Jackson (Barrett Simon) (03/10/09) (Budget Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi establishing a living wage for the City of Jackson (McLemore) (03/10/09) (Budget Committee)**

**ORDINANCE of the City Council of Jackson, Mississippi establishing the Employee Bill of Rights (Fairness Doctrine) (Stokes) (02/10/09) (Planning Committee)**

**ORDER amending the City of Jackson's pay plan to provide additional salary increases for all city employees (Melton) (01/27/09) (Budget Committee)**

**ORDINANCE amending the Jackson Code of Ordinances, Article IV, Section 18-101 et al, dangerous and potentially dangerous dogs, to ban specific breeds of dogs from the City of Jackson, limiting the number of dogs per household and establishing penalties for violations (Weill) (11/04/08) (Rules 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)**

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

**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)**

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

**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 establishing a Citizen Review Board for the Jackson Police Department (Stokes) (Planning Committee)**

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

**ANNOUNCEMENTS**

**ADJOURNMENT**