

REGULAR MEETING OF THE CITY COUNCIL

CITY OF JACKSON, MISSISSIPPI

TUESDAY, DECEMBER 29, 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: 09- 2419, 3646, 3895, 4389, 4511, 4614, 5045, 5057, 5062, 5077, 5092, 5109, 5121, 5126, 5247, 5249, 5357, 5392, 5409, 5413, 5416, 5418, 5419, 5423, 5426, 5427, 5429, 5431, 5434, 5435, 5436, 5441, 5445, 5446, 5447, 5448, 5449, 5450, 5451, 5452, 5455, 5458, 5460, 5462, 5463, 5464, 5465, 5466, 5469, 5470, 5471, 5472, 5474, 5494, 5495, 5496, 5498, 5499, 5501, 5502, 5503, 5504, 5505, 5506, 5507, 5551, 5553, 5554, 5555, 5556, 5557, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5616, 5617, 5618, 5619, 5620, 5621, 5622, 5623, 5624, 5625, 5626, 5627, 5628, 5629, 5631, 5632, 5633, 5634, 5635, 5636, 5637, 5638, 5639, 5640, 5641, 5642, 5643, 5644, 5645, 5646, 5647, 5648, 5649, 5650, 5665, 5666, 5667, 5668, 5669, 5670, 5671, 5672, 5673, 5674, 5676, 5677, 5678, 5679, 5680, 5682, 5684, 5687, 5688, 5689, 5690, 5691, 5692, 5695, 5697, 5698, 5699, 5700 5701, 5702, 5703 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: 07-2651, 6276, 6292, 08-2908, 3617, 3711, 3865, 4199, 4838, 5097, 5211, 5325, 5374, 09-1296, 2105, 3093, 3497 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.)

AGENDA
December 29, 2009
Page 2

- 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 bid of Fleet Safety Equipment, Inc. for eighteen months supply of bar lights, electronic switch boxes, speaker, communication organizers and security screens (Bid No. 05554-070709) (Coleman, Greer, Johnson, Jr.)
- 5 - **ORDER** accepting the bid of Merchants Company for four months supply of frozen/chilled breads and desserts-food Group IA (Bid No. 38601-110309) (Raff, Reed, Greer, Johnson, Jr.)
- 6 - **ORDER** accepting the bid of Merchants Company for four months supply of food-frozen and/or chilled food Group IB (Bid No. 38602-110309) (Raff, Reed, Greer, Johnson, Jr.)
- 7 - **ORDER** accepting the bid of Merchants Company for four months supply of canned and/or dry food-Group IIB (Bid No. 38702-110309) (Raff, Reed, Greer, Johnson, Jr.)
- 8 - **ORDER** accepting the bid of Merchants Company for four months supply of frozen/chilled-Group IC (Bid No. 38603-110309) (Raff, Reed, Greer, Johnson, Jr.)
- 9 - **ORDER** accepting the bid of Merchants Company for four months supply of condiments-food Group III (Bid No. 38801-110309) (Raff, Reed, Greer, Johnson, Jr.)

AGENDA

December 29, 2009

Page 3

- 10 - ORDER** accepting the bids of Luvel Dairy Products, Inc. for four months supply of dairy products-Group IV (Bid No. 37301-110309) (Raff, Reed, Greer, Johnson, Jr.)

- 11 - ORDER** accepting payment of \$6,286.75 from Allstate Insurance Company on behalf of its insured (Clotea Fisher) as a property damage settlement (Teeuwissen, Anderson, Johnson, Jr.)

- 12 - ORDER** authorizing the Mayor to execute a contract with the ESHA Food Market for a grant in the amount of ten thousand dollars (\$10,000) under the Enterprise Community Program which is administered by the Office of Economic Development (Davis, Fox, Johnson, Jr.)

- 13 - ORDER** authorizing the Mayor to execute a contract with Mississippi Housing Partnership for a grant in the amount of twelve thousand one hundred forty dollars (\$12,140) under the Enterprise Community Program which is administered by the Office of Economic Development (Davis, Fox, Johnson, Jr.)

- 14 - ORDER** authorizing the Mayor to execute a contract with The Corner Food Market and Deli for a grant in the amount of twelve thousand five hundred dollars (\$12,500) under the Enterprise Community Program which is administered by the Office of Economic Development (Davis, Fox, Johnson, Jr.)

- 15 - ORDER** authorizing the Mayor to execute a contract with The Collins Dream Kitchen for a grant in the amount of twelve thousand five hundred dollars (\$12,500) under the Enterprise Community Program which is administered by the Office of Economic Development (Davis, Fox, Johnson, Jr.)

- 16 - ORDER** authorizing the Mayor to execute a contract with Tony's Tamales for a grant in the amount of fifteen thousand dollars (\$15,000) under the Enterprise Community Program which is administered by the Office of Economic Development (Davis, Fox, Johnson, Jr.)

AGENDA

December 29, 2009

Page 4

- 17 - ORDER** authorizing the Mayor to execute an agreement for the purchase of 1301 Metro Center Mall, Jackson, Mississippi, Parcel Number 824-548 (Fox, Johnson, Jr.)

- 18 - ORDER** authorizing the Mayor to execute the FY 2010 Certified Local Government (CLG) Grant Notice of Intent and submit formal application and related documents for the CLGFY10 Grant (Fox, Johnson, Jr.)

- 19 - ORDER** authorizing the lease agreement between the City of Jackson, Mississippi, and Ben Nelson Golf & Utility Vehicles d/b/a EZ-Go Golf Car, for the rental of twenty-five (25) used txt-pds Golf Cars to be used by the Grove Park Golf Course (Jimerson, Johnson, Jr.)

- 20 - ORDER** authorizing the sole source purchase of Fire Alert Equipment and related services from Motorola, Inc. (McNulty, Johnson, Jr.)

- 21 - ORDER** authorizing the Mayor to execute lease agreement and documents with DKHA Properties, LLC for relocation of Precinct 4 of the Jackson Police Department to 4436 North State Street, Jackson, Mississippi (Coleman, Pugh, Johnson, Jr.)

- 22 - ORDER** authorizing the Mayor to execute an agreement with Creative Information Systems Company, Inc. (CISCO) for Computer Software Support Services (Hill, Coleman, McNulty, Johnson, Jr.)

- 23 - ORDER** authorizing the donation of a permanent easement from the City of Jackson to King Edward Revitalization Company, LLC (Boyd, Willis, Johnson, Jr.)

REGULAR AGENDA

- 24 - CLAIMS** (Hill, Johnson, Jr.)

- 25 - PAYROLL DEDUCTIONS** (Hill, Johnson, Jr.)

- 26 - ORDER** authorizing FY 2010 budget transfers between adopted budget categories (Hill, Johnson, Jr.) (Budget Committee)

- 27 - ORDER** authorizing the Mayor to execute agreements with Mythics, Inc. for the renewal of maintenance for Oracle Financials and Oracle Financials Intelligence (Hill, Johnson, Jr.)

- 28 - ORDER** authorizing the Mayor to execute agreement with Hitachi Data System for the maintenance of hardware and software system (Hill, Johnson, Jr.)

- 29 - ORDER** authorizing the Mayor to execute agreements with Venture Technologies for the renewal of our maintenance for the six Sun V880s and Sun Solaris Operating Systems (Hill, Johnson, Jr.)

- 30 - ORDER** authorizing payment of \$9,589.78 to Bobby Lee as full and complete settlement (Teeuwissen, Anderson, Johnson, Jr.)

- 31 - ORDER** authorizing the Mayor to execute an Amendment No. 2 to the contract with the Public Defender Consortium to provide indigent legal services for the City of Jackson, Mississippi (Teeuwissen, Johnson, Jr.)

- 32 - ORDER** to award the contract for publication of all ordinances, resolutions, notices and other legal publications of the City of Jackson for the calendar year 2010 (Bluntson, Pree)

AGENDA

December 29, 2009

Page 6

- 33 - ORDER** authorizing the Mayor of the City of Jackson and its Police Department to enter into an agreement with Jackson Public School District for the purpose of implementing a school resource officer program (Coleman, Johnson, Jr.)

- 34 - ORDER** authorizing the Mayor of the City of Jackson and its Police Department to enter into a non-compensated Special Contract Agent Contract with the Mississippi Bureau of Narcotics (A) (Coleman, Johnson, Jr.)

- 35 - ORDER** authorizing the Mayor of the City of Jackson and its Police Department to enter into a non-compensated Special Contract Agent Contract with the Mississippi Bureau of Narcotics (B) (Coleman, Johnson, Jr.)

- 36 - ORDER** accepting the subdivision plat for Timber Falls Parkway Phase I and authorizing the Mayor to sign the Final Plat for Timber Falls Parkway Phase I (Boyd, Willis, Johnson, Jr.)

- 37 - ORDER** granting a variance from the City of Jackson Subdivision Ordinance regulations for time to complete construction of the required subdivision improvements; and accepting the Subdivision Plat for Forest Hill Place Subdivision; and authorizing the Mayor to sign the Final Plat for Forest Hill Place Subdivision (Boyd, Willis, Johnson, Jr.)

- 38 - ORDER** granting a variance from the City of Jackson Subdivision Ordinance regulations for time to complete construction of the required subdivision improvements; and accepting the Subdivision Plat for Cedar Grove Subdivision; and authorizing the Mayor to sign the Final Plat for Cedar Grove Subdivision (Boyd, Willis, Johnson, Jr.)

- 39 - ORDER** authorizing the Mayor to execute Class II Supplemental Agreement No. 1 with Superior Asphalt, Inc. for construction of Woodrow Wilson Avenue Resurfacing Project, Federal Aid Project Number NHS-7281-00(002)/105016-702000, City Project Number 44004-702 (Boyd, Willis, Johnson, Jr.)

AGENDA

December 29, 2009

Page 7

- 40 - **ORDER** accepting the bid of Dickerson & Bowen, Inc, in the amount of \$2,716,234.55 for construction of Northside Drive/Maddox Road Resurfacing Project, Federal Aid Project Number STP-0250-00(034)LPA/105706-701000, City Project Number 9AA4001-901 and authorizing the Mayor to execute a contract with said company (Boyd, Willis, Johnson, Jr.)

- 41 - **ORDER** authorizing the Mayor to execute a contract with Integrated Management Services, P. A., for an amount not to exceed \$165,742.00 for Mill Street and South Street Bridge Replacement Project, City Project Numbers 9AA4500-905 (Boyd, Willis, Johnson, Jr.)

- 42 - **ORDER** ratifying emergency procurement for repair of a 14 inch sanitary sewer force main and authorizing acceptance of the quote of Delta Constructors, Inc. in the amount of \$79,850.00 for the emergency repair of the 14 inch Westside Force Main, Amendment No. 1 in the amount of \$9,400.00 for a total of \$89,250.00 and the Mayor's execution of a contract for performance of the work (Boyd, Willis, Johnson, Jr.)

- 43 - **ORDER** authorizing the Mayor to execute Change Order #1/Final payment to the contract of Hemphill Construction Co. Inc. decreasing the contract amount by \$582,166.75 resulting in a final project cost of \$6,609,610.56 and to execute any and all documents necessary to close out the project, further authorizing final payment in the amount of \$180,242.03 and Publication of Notice of Completion of West County Line Road Improvements Phase 1A, Federal Aid Project DHP-7305(005)/105014-801000, City Project No.91500 (Boyd, Willis, Johnson, Jr.)

- 44 - **RESOLUTION** of the City Council of the City of Jackson granting exemption from ad valorem taxes extension to Hesselbein Tire Company, Inc. operator of a licensed free port warehouse, for a period of five years, as authorized by Section 27-31-51, et seq., Miss Code of 1972, as amended (Fox, Davis, Johnson, Jr.)

- 45 - **FINAL ORDER** granting application of Eaton Aerospace, LLC. for a tax exemption extension from ad valorem taxes on additions to and expansion of its plant facility completed December 31, 2004 for a period of five (5) years, as authorized by Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended (Fox, Davis, Johnson, Jr.)

AGENDA

December 29, 2009

Page 8

- 46 - FINAL ORDER** of the City Council of the City of Jackson granting Hesselbein Tire Co. a five (5) year exemption extension from ad valorem taxes beginning January 1, 2010 for a period of five (5) years, as authorized by Section 27-31-7 et. seq. of the Mississippi Code of 1972, as amended (Fox, Davis, Johnson, Jr.)

- 47 - INTERIM RESOLUTION** of the City Council of the City of Jackson, Mississippi granting certain ad valorem property tax exemptions to Coca-Cola Enterprises, Inc. d/b/a Jackson Coca-Cola Bottling Company for the location of an alternative facility for its warehouse and distribution enterprise in such City (Fox, Davis, Johnson, Jr.)

- 48 - RESOLUTION** of the City Council of the City of Jackson, Mississippi approving the adoption and implementation of the Timber Falls Tax Increment Financing Plan (2009); authorizing the Issuance of Tax Increment Financing Revenue Bonds in an amount not to exceed two million one hundred thousand dollars (\$2,100,000); and authorizing certain actions with respect to an Alliance or Interlocal Cooperation Agreement with Hinds County, Mississippi (Fox, Johnson, Jr.)

- 49 - RESOLUTION** granting to Saks Incorporated and Jackson Office Properties, Inc. and extension and transfer of the 2004 headquarters additions/replacements exemption from ad valorem taxes, as authorized by Section 27-31-105, *Inter Alia*, of the Mississippi Code of 1972, as amended (Fox, Davis, Johnson, Jr.)

- 50 - RESOLUTION** of the City of Jackson, Mississippi in support of naming the Federal Bureau of Investigation (FBI) Building in honor of James Chaney, Andrew Goodman and Michael Schwerner (Bluntson, Johnson, Jr.)

- 51 - DISCUSSION** Animal Control (Barrett Simon)

- 52 - DISCUSSION** Census (Stokes)

- 53 - DISCUSSION** John Robinson, Jr. (Stokes)

RESOLUTIONS

RESOLUTION honoring and commending the staff of the Sykes Unit Boys and Girls Club for their extraordinary courage and for being outstanding citizens in the City of Jackson and the State of Mississippi (Yarber)

RESOLUTION honoring and commending Dr. Shemeka McClung for being an outstanding educator and citizen in the City of Jackson and the State of Mississippi (Stokes)

RESOLUTION honoring and commending Norweida R. Roberts for being an outstanding citizen in the City of Jackson and the State of Mississippi (Tillman)

AGENDA ITEMS IN COMMITTEE

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) (Planning Committee)

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) (Planning Committee)

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)

AGENDA

December 29, 2009

Page 10

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 the Employee Bill of Rights (Fairness Doctrine) (Stokes) (02/10/09) (Planning 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)

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

AGENDA

December 29, 2009

Page 11

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