AGENDA SESSION MINUTES
CHATTANOOGA CITY COUNCIL
August 12, 2014

In Attendance
Council Chairman Chip Henderson; Vice Chair Dr. Carol Berz; Councilpersons: Chris Anderson, Moses Freeman, Russell Gilbert, Larry Grohn, Yusuf Hakeem, Jerry Mitchell and Ken Smith; City Attorney Wade Hinton

Others in Attendance
City Attorney’s Office: Keith Reisman, Assistant City Attorney; Council Office: Randy Burns, Management Analyst, and Nicole Gwyn, CMC, Deputy Clerk

Ordinances (Final Reading) - Agenda Item 5A
There were no additional questions on this agenda item; therefore, the issue was closed.

Ordinances (First Reading) - Agenda Item 6A
There were no questions on this agenda item; therefore, the issue was closed.

Ordinances (First Reading) - Agenda Item 6B
Councilman Hakeem informed Council that the Applicant has requested to withdraw the zoning request. Attorney Hinton advised Council to vote upon it at tonight’s Council meeting.

Ordinances (First Reading) - Agenda Item 6C
Attorney Hinton noted that Council had submitted several amendments to the Controlled Sound Ordinance and distributed a listing of those amendments. A discussion ensued regarding each amendment.

- Councilman Gilbert - Amendment to define or name the controlled sound zone as “Downtown Amplified Music District.”
- Chairman Henderson - Point of Privilege: Add the language “continue down Market and Broad streets to 7th Street.”
- Councilman Anderson - Suggested including 4th Street in the boundary.
- Councilman Anderson - Point of Order: Asked staff to post a map of the Controlled Sound corridors on Council’s computer screens. Chairman Henderson agreed. Mr. Burns fulfilled their request.

Attorney Hinton and Attorney Reisman responded to questions a regarding the boundaries of the corridors.

Further amendments were discussed:

- Councilman Freeman - Would like to amend so that the corridor to stops at @Adams Street.
• Councilman Anderson - Regarding the Controlled Sound Board, an amendment stating that Council members representing Districts 7 and 8 will appoint their district representatives on the board; however, the Chairman will appoint the at-large member on the board.

• Councilman Freeman - Amendment substituting “85 dB(C)” for “95 dB(C)” during the hours 11:00 a.m. - 11:00 p.m. Monday through Friday.

• Councilman Anderson - Amendment to insert “70 dB(C)” during the hours of 3:00 a.m. - 11:00 a.m.

Further discussion ensued with Attorney Reisman on whether 70 dB(C) is too loud during the specified hours. Discussion also ensued about the difference between noises defined as “entertainment” and other “intermittent” noises.

Chairman Henderson asked Attorney Reisman if Council needed to alter the dB(A) if the dB(C) was lowered to “85.” Councilman Freeman called a *Point of Order* because he felt that was a question Council should answer. Chairman Henderson ruled to allow Attorney Reisman to respond. Councilman Anderson cautioned about allowing attorneys to answer policy questions.

**Resolution - Agenda Item 7(A)**

There were no questions on this agenda item; therefore, the issue was closed.

**Adjournment**

Chairman Henderson adjourned the meeting at 3:41 p.m.

(A full digital audio of this meeting has been filed with the Clerk of the Council’s office)