

**Minutes
Flatonia City Council
Special Meeting
November 15, 2008**

Present:

**Mayor
Mayor Pro Tem
Councilpersons**

Jeff M. Hairgrove
Len Waska
Kathy Collins
Jan Lahodny
Teri Wilks
Mark Eversole

City Staff

Melissa Brunner – City Secretary
Kenneth Knight – City Manager
Mike Noak – Chief of Police

Opening Agenda

Call to Order

Mayor Hairgrove called the meeting to order at 9:00 a.m.

Workshop Agenda

WS11-2008.1 Discussion of noise issues:

Councilperson Teri Wilks gave a brief overview of what had been done in the areas around Brenda's Restaurant to check the decibel levels.

Flatonia Police Chief Mike Noak reported that he had checked the decibel levels at the last football game and they were in the mid 80s. He also checked the decibel level at Brenda's during the game and they voluntarily turned the music down. He also reported that the decibel levels had been checked during the Saturday evening festivities and that the levels were in the 50s at the Brown, Mica and Krause homes and they were in the 60s at the Park House.

Becky Maddox questioned how the decibel level was determined, whether it was at the band or in the yard. She was informed it was at the property line.

Mayor Jeff Hairgrove gave a brief overview of his experiences with checking the "noise" levels coming from Brenda's Restaurant on his own and also the levels coming from the Civic Center during events there.

Brandi Krause and Joe and Pat Brown stated that the “noise” levels seemed to be better, but could still be improved if the decibel levels were lowered.

Lee Morris stated that they had a problem with a wrestling promoter but that they are working on getting a meter to have on the property to let bands know the level they are at.

Jay Kirtley discussed the technology that Brenda’s is looking at to determine the decibel levels.

Councilman Mark Eversole questioned the distribution of music with their speakers and such.

Lisa Kirtley spoke to the fact that Brenda’s Restaurant tries to get the bands to keep the level down. She also reported that it would take 10 days to 2 weeks to have the decibel level meter for Brenda’s.

Councilperson Kathy Collins asked about the implementation of the ordinance and how the police department does currently and will in the future handle non-compliance issues.

City Manager Kenneth Knight spoke to the consequences of not following the directive of a police officer.

Knight also stated that an implementation policy would be set up and that it was an issue of the change from residential to commercial levels that can change at the property line.

Knight also stated that enforcement provisions need to be addressed in the implementation policy.

Bob Roberts stated that the American Legion Hall has a contract with whoever rents the hall and that the signers on the contract are responsible.

Lee Morris stated that the venue they had on November 14th was the ideal of what they are working toward. He also reported that the bands were required to close down by midnight.

Bob Roberts also stated that the bands at the Legion are supposed to close down at the same time.

Flatonia ISD Superintendent Dr. Alice Smith stated that the school is looking into the noise emitted from school events to ensure that it does not negatively impact the community.

City Manager knight stated that permits can be issued by the Council and the decibel levels can be addressed there also.

Councilperson Collins stated that this was a work in progress and that progress was being made.

Councilperson Wilks questioned the music playing outside at Brenda's all day long stating that it disrupts the quiet of the park area during the day. She stated that she had been at the park on several occasions when no one was in Brenda's Backyard and the music was playing.

Councilperson Jan Lahodny questioned the need for security at different events.

Marcia Mica stated her family's appreciation of the changes that Brenda has made. She also said that she had copies of the softball and baseball schedules for the High School for the spring of 2009 and asked if Brenda could take these into consideration when setting different venues in the spring.

Joe Brown asked that the Council not make any changes to the ordinance until the committee makes recommendations to the Council.

Flatonia Chamber of Commerce President Dennis Geesaman gave an idea of the rental policies for the Civic Center.

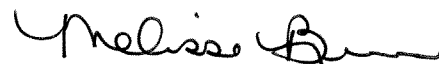
The meeting was adjourned at 10:20 a.m.

Signed



Jeff M. Hairgrove
Mayor

Attest



Melissa Brunner, TRMC
City Secretary

Approved this 9th day of December 2008