

**TOWN COUNCIL MEETING
KIAWAH ISLAND MUNICIPAL CENTER
COUNCIL CHAMBERS
June 1, 2010; 2:00PM**

MINUTES

- I. Call to Order: Mayor Wert called the meeting to order at 2:00pm.**
- II. Pledge of Allegiance:**
- III. FOIA:** Notice of this meeting has been published and posted in accordance with the Freedom of Information Act and the requirements of the Town of Kiawah Island.
- IV. Roll Call:**
Present: William G. Wert, Mayor
Alan L. Burnaford, Mayor Pro Tem
Charles R. Lipuma
G. Steven Orban
Harry H. McHugh
- Also Present:** Dennis Rhoad, Town Attorney
Tumiko Rucker, Town Administrator
Catherine Wilson, Town Clerk
- V. Approval of Minutes:**
A. Town Council Public Hearing-FY 2010-2011 Budget for May 4, 2010
Mr. Burnaford motioned to approve the Public Hearing Minutes for May 4, 2010. Mr. Orban seconded the motion. The motion carried unanimously.
- B. Town Council Meeting Minutes for May 4, 2010**
Mr. Burnaford motioned to approve the Town Council Minutes of May 4, 2010. Mr. Orban seconded the motion. Mr. Lipuma stated that he directed Ms. Wilson to make corrections to the Arts Council report. With those changes the minutes were approved unanimously.
- VI. Old Business:**
A. Second Reading Ordinance 2010-3 FY 2010-2011 Budget
Mr. Burnaford motioned to approve the second reading of Ordinance 2010-3. Mr. Orban seconded the motion. The motion carried unanimously.

VII. New Business:

A. Presentation of the GFOA-CAFR Financial Award

Mr. Gunnells stated that the Town had once again been awarded a financial award based on the Comprehensive Annual Financial Report (CAFR).

B. First Reading Ordinance 2010-4 AT&T Application for Certificate of Franchise Authority

Mayor Wert stated that the franchise must be approved at the local level by every municipality that AT&T intends to serve. Mayor Wert stated that there will be a franchise fee associated with the franchise but that it currently has not been determined. The franchise fee may not exceed 5%.

Mr. Burnaford motioned to approve the first reading of Ordinance 2010-4. Mr. Lipuma seconded the motion. A public hearing will be held at 1:45pm on July 6, 2010.

Mr. Orban stated that the regional manager for AT&T was at the Ways and Means meeting and that this service is a video service that AT&T will be offering. The current wiring and phone lines will be used for the service. Additional cross-connect boxes may be necessary and AT&T will provide proposed locations to the Town. This service will be of no cost to the Town. Mayor Wert stated that a positive of is it will provide a competitor to the current cable television provider.

After discussion the motion carried unanimously.

B. Yard Debris Agreement

Mayor Wert stated that this is an extension of the current yard debris agreement for an additional two years through June 30, 2012.

Mr. Burnaford motioned to approve the yard debris agreement. Mr. Orban seconded the motion. Mr. Orban stated that this brings the yard debris expiration date into coordination with the current solid waste and recycling contracts. **The motion carried unanimously.**

C. Parkway and Beachwalker Road Striping

Mr. Orban stated that Beachwalker Drive and parts of the Parkway need line striping and a thermoplastic product would work well. The quote provided by Southeastern Thermoplastic is around \$6,000.

Mr. Orban motioned to accept the estimate from Southeastern Thermoplastic and move ahead for the work. Mr. Burnaford seconded the motion. Mr. Lipuma asked if the rumble strips will be included. Mrs. Rucker stated that the current quote does not include the rumble strips and that the Town can request a quote. Mayor Wert also requested a quote for rumble strips on the middle lines.

The item was tabled for further information.

D. Leash Law Discussion

Mayor Wert stated that he asked the Community Association Safety and Security Committee to review the current leash law. After a meeting with Joe Croughwell and Joe Bunting, it was recommended that the law be amended to allow dogs off the leash between November 1 and March 15 in all places on the beach except for the conservation areas.

Mr. Burnaford motioned to change the ordinance to allow dogs off the leash between November 1 and March 15. Mr. Orban seconded the motion.

Mayor Wert stated that the group supporting the change has done a very good job voicing their opinion and lobbying for change. Mayor Wert stated that the amendment must pass by ordinance and that the first reading will be in July and a second reading in August. He asked that during the off-leash season, owners carry a leash and that if approached by anyone with a dislike to the dog, they must leash the dog. **Mayor Wert motioned to include language that owners must carry a leash with them during the off-leash season.**

Mr. Lipuma stated that as a runner on the beach he has experienced the free running dogs and he is willing to agree to the change; although carrying a leash may not be effective.

Mr. Burnaford asked that voice control be required of off-leash dogs. **Mr. Orban motioned that the “dog must be in voice command” during the off-leash season.**

Mayor Wert recapped that the Council is in approval of the KICA recommendation to change the beach leash law with the added language of “voice command” and “leash carrying.”

After discussion, Mr. Burnaford seconded the original motion to include the amendments. The motion carried unanimously.

Mayor Wert stated that the recommendation also suggested the creation of dog parks and that because the Town does not own land behind the gate, that issue should be addressed by KICA.

VIII. Committee Reports:

Arts Council

The Arts Council encore Piano Bar events at the Sandcastle were very popular and will probably carry over into next year. The last event is the Zydeco

Sundown festival in Night Heron Park, hosted in conjunction with KIGR, on June 30.

BEC Conduit Installation

Mr. Orban stated that he and Mrs. Rucker met with BEC and they are making plans to pull new wires from the substation at the Roundabout to the front gate. The work will take place after Labor Day. New conduit will be installed from the real estate office to Sora Rail and the boring method will be used. This should take at least three months.

Johns Island Roads

Mr. Burnaford stated that the LPA Group has not released their report to the County Council and he has no report.

IX. Town Administrator's Report:

Mrs. Rucker stated that the Town's 13th Annual Disaster Awareness Day event will take place on June 13th with two keynote speakers: the Coast Guard a speaker from the College of Charleston earthquake center. She also explained that garbage collection may be affected during the week due to the Memorial Day holiday on Monday.

X. Mayor's Report:

Mayor Wert reminded all that hurricane season starts today and a very active hurricane season has been projected. Unfortunately, it is a law of averages that the Town will get hit at some point. The Town's Emergency Committee will meet June 9 to discuss the emergency preparedness plan. The Town spoke with DHEC and the US Coast Guard about the plan in place if the Gulf oil spill ends up on Kiawah's coast. If oil does reach Kiawah, there should be no cost to the Town, County or State as it will be Federal responsibility. The Republican and Democratic primaries are June 8 and voting takes place at the St. Johns fire station #4. He encouraged everyone to exercise their right to vote and explained if candidates fail to receive 50% of the vote, a runoff may be held.

XI. Council member Comments:

Mr. Burnaford,

Mr. Burnaford stated that Rep. Chip Limehouse has been working to put together a State response plan if the oil spill reaches Kiawah occur.

Mr. Orban,

Mr. Orban asked if the County has discussed trimming the trees on Bohicket Road. Mrs. Rucker stated there has been no response.

Mr. Lipuma,

Mr. Lipuma stated that when he went to the dumpster at Sora Rail, there were bundles of trash and the dumpster was completely full.

Mayor Wert

Mayor Wert stated that emergencies are not just hurricanes and that the Town's plan covers all emergencies.

Mr. Lipuma,

MASC will be at Town Hall on June 2 from 8am-10am with a professional film crew to video the bike path and interview those involved with the path. There will be participants on site at the Parkway and Bike Path and this video will be distributed throughout the state and showcased at the MASC Annual Meeting.

Mr. Burnaford,

Mr. Burnaford stated that he will be putting out a message on Code Red for notification of the Disaster Awareness Day. Mrs. Rucker stated that when the call goes out, text messages and emails will also go out for the first time.

XII. Executive Session:

Mayor Motioned to enter into Executive Session for legal and personnel matters. Mr. Burnaford seconded. The motion carried unanimously.

No votes or action taken in executive session.

XIII. Open Session:

Mayor Wert motioned to approve the salary ranges as discussed. Mr. Burnaford seconded the motion. The motion carried unanimously.

XIV. Adjournment:

Mr. Burnaford motioned to adjourn the meeting at 3:10pm. Mr. Orban seconded the motion. The motion carried unanimously.

Submitted by,

Catherine Wilson, Town Clerk

Approved by,

William G. Wert, Mayor

Date