

**TOWN COUNCIL MEETING
KIAWAH ISLAND MUNICIPAL CENTER
COUNCIL CHAMBERS
January 4, 2011; 2:00PM**

Minutes

I. Call to Order: Mayor Orban called the meeting to order at 2:00 PM.

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: G. Steven Orban, Mayor
Alan L. Burnaford
Charles R. Lipuma
Greg VanDerwerker
Fran Wermuth

Also Present: Dennis Rhoad, Town Attorney
Tumiko Rucker, Town Administrator
Kenneth Gunnells, Town Treasurer
Lakesha Shannon, Town Clerk

V. Approval of Minutes:

A. Town Council Meeting Minutes for December 7, 2010

Mr. Burnaford motioned to approve the Town Council Meeting Minutes for December 7, 2010. Mr. VanDerwerker seconded the motion. Corrections to the minutes were noted by Mr. Lipuma and Ms. Wermuth. Council unanimously approved the minutes of the December 7, 2010 Town Council as corrected.

B. Town Council Public Hearing Minutes for December 7, 2010

Mr. Burnaford motioned to approve the Town Council Public Hearing Minutes for December 7, 2010. Mr. Lipuma seconded the motion. Council unanimously approved the minutes of the December 7, 2010 Town Council Public Hearing.

VI. Citizens' Presentations or Comments:

None

VII. Old Business:

None

VIII. New Business:

A. Special Presentation – Kiawah Island Land Grant Deed

Mr. John Marker presented the Town with a copy of the original Kiawah Island Land Grant Deed and gave a brief summary of the document's history. Mayor Orban commented that the Town is honored to receive this document and it will be placed in the Town Hall Council Chambers.

B. Arts Council Service Awards: Julie Fenimore and Eloise Burnaford

Mr. Lipuma presented service award plaques to Ms. Julie Fenimore and Ms. Eloise Burnaford and thanked each of them for their dedication and contributions to the Arts Council. Mr. Lipuma noted that Ms. Fenimore was one of the original Arts Council members having served since the 2004-2005 opening season. She was the Town's connection to the Charleston Symphony Orchestra and its musicians. Ms. Burnaford served from the 2008-2009 season and was instrumental in getting the Art/Film Series started.

Mayor Orban commented that the Town is blessed with wonderful volunteers who serve on Town committees.

B. 2011 Meeting Schedule

Council reviewed the proposed 2011 Meeting Schedule. Mayor Orban suggested rescheduling the January 25th Ways & Means Meeting to 9:00 am on February 1st.

Mr. Burnaford suggested rescheduling the February 21st BZA Meeting to February 28th if needed due to holiday closing.

Mr. VanDerwerker stated that he may adjust the Environmental Committee schedule after the committee's first meeting.

D. 2011 Holiday Schedule

Mr. Burnaford motioned to approve the 2011 Holiday Schedule. The motion was seconded by Mr. Lipuma. Council unanimously approved the 2011 Holiday Schedule.

E. Election of Mayor Pro Tempore

Mayor Orban made a motion to nominate Mr. Lipuma as Mayor Pro Tempore. The motion was seconded by Ms. Wermuth. Hearing no further nominations, the motion passed unanimously.

F. Committee Chair Appointments

Mayor Orban briefly went over the Town's Organizational Chart and announced Council member committee appointments.

Mr. VanDerwerker will be in charge of the Environmental Committee and serve as Public Works Director and Liaison for the Kiawah Property Owners Group on a monthly basis.

Mr. Burnaford will serve as the liaison to the Planning Commission and Board of Zoning Appeals (BZA), and the Johns Island Commission. Mr. Burnaford will also continue with efforts on the John's Island Greenway Project as well as other road projects.

Mr. Lipuma will serve as Mayor Pro Tempore, and Chairman of the Arts Council and Chairman of the Ways and Means Committee.

Ms. Wermuth will be in charge of Public Safety and Communications with oversight of Town Notes. Ms. Wermuth will also serve as the liaison for the Conservancy.

G. Committee Appointments

- **Arts Council**

Mr. Lipuma announced the 2011 Arts Council Members and stated that Ms. Judy Chitwood and Mr. Bob Hill will serve as new members, both have very impressive resumes. **Mr. Lipuma motioned to appoint the 2011 Arts Council. The motion was seconded by Mr. Burnaford, and passed unanimously.**

- **Planning Commission and Board of Zoning Appeals**

Mr. Burnaford stated that all members of the Planning Commission and BZA have agreed to continue serving. Mr. Fred Peterson would like to continue serving as the Chairman of the Planning Commission. **Mr. Burnaford motioned to appoint the 2011 Planning Commission and BZA members as presented. Council unanimously approved the appointments.**

- **Environmental Committee**

Mr. VanDerwerker stated that the Environmental Committee members have all agreed to continue serving, as well as the addition of Mr. Chuck Davis. He noted that Mr. Jim Chitwood will serve for one more year. Mr. VanDerwerker stated that because the committee is only allowed ten members, Mr. Aaron Given will be moved to a non-voting member. **Mr. VanDerwerker motioned to appoint the 2011 Environmental Committee members. The motion was seconded by Ms. Wermuth. Council unanimously approved the appointments.**

- **Public Safety Committee**

Ms. Wermuth announced the 2011 Public Safety Committee members and stated that there are two additions, Mr. Buzz Waltman and Mr. Keller Staubes. **Ms. Wermuth motioned to appoint the 2011 Public**

Safety Committee. Mr. VanDerwerker seconded the motion. The motion passed unanimously.

- **State Accommodations Tax Committee**

Ms. Rucker stated that all SATAX Committee members had agreed to continue serving for 2011. This committee has representation from the hospitality industry as well as property owners. **Mayor Orban motioned to approve the 2011 SATAX Committee. Mr. VanDerwerker seconded the motion. The motion passed unanimously.**

H. Reaffirmation of 2010 Ordinances

Mayor Orban made a motion to reaffirm the 2010 Ordinances. Mr. Burnaford seconded the motion. The motion passed unanimously.

I. Appointment of Town Attorney

Mayor Orban stated that Mr. Dennis Rhoad submitted a letter stating his willingness to continue as Town Attorney under the same financial arrangements that have been in place for the past several years. **Mayor Orban motioned to reappoint Dennis Rhoad as Town Attorney. The motion was seconded by Mr. Burnaford. The motion carried.**

J. Appointment of Town Treasurer

Mayor Orban motioned to reappoint Kenneth Gunnells as Town Treasurer. Mr. Burnaford seconded the motion. The motion carried unanimously.

K. Appointment of Town Clerk

Mayor Orban motioned to reappoint Lakesha Shannon as Town Clerk. Mr. VanDerwerker seconded the motion. The motion carried unanimously.

IX. Committee Reports:

Arts Council

Mr. Lipuma commented that the Gift of the Magi was well attended in December. He announced that on January 7th, the Art Film Georgia O'Keefe will be shown in the Town Hall Council Chambers at 3:00 PM. Also, Copland House Chamber of Music Ensemble will perform at the Church of Our Saviour on January 11th at 7:30 PM.

Public Safety

Ms. Wermuth commented that the first Public Safety Committee Meeting of the year will be held this month. Ms. Wermuth stated that she was looking forward to meeting with the committee members as well as other members of the community.

Johns Island Roads

Mr. Burnaford stated that December had been quiet; however, some issues will be addressed after the new County Council is sworn in next week.

X. Town Administrator's Report:

Mrs. Rucker wished everyone a Happy New Year and stated that she is looking forward to working with the new Council and Committees.

Ms. Rucker provided an update on the Comcast Franchise Agreement which went into effect in November 2010. She stated that with the new agreement, the Town's annual franchise fee increased from \$25 per year to approximately \$5,000 per month or \$60,000 per year.

The final Tourism Expenditure Review Committee (TERC) recommendation has been received in regards to accommodations tax. The committee has decided that there will be no redistribution of State Accommodations Tax Funding; however, they have approved the additional oversight of other accommodations taxes and hospitality taxes.

The Town has received final approval from Charleston County for the Greenbelt Funding. The Town is awaiting the grant documents and will work with Collins Engineering to prepare for final engineering drawings so that the project can go up for bid.

Ms. Rucker stated that recycling efforts continue to increase. November 2010 has shown an increase of over 2.5 tons of collected recyclable material as compared to November 2009.

Ms. Rucker stated that the Town Council Retreat will be held on January 10th from 9:00 am to 4:00 pm and the meeting notice is available on the Town's website. Council will be attending the annual Legislative Action Day on February 16th.

Ms. Rucker stated that she is currently working on the Comprehensive Plan report card.

Due to renovations at the Sandcastle, some of their meetings and events will be relocated to the Town Council Chambers. The Town will work with the Sandcastle staff to publicize these changes.

Ms. Rucker announced updates to the Town's website which include changes to the Town Notes and meeting agendas pages.

XI. Mayor's Report:

Mayor Orban stated that the Town plans to have meeting materials available at Town Hall and on the website the Friday before each Council Meeting; therefore, the materials can be reviewed prior to arriving at the meeting.

Mayor Orban stated that he has spoken with Mr. Paul Roberts about presenting his PowerPoint presentation on the Greenway Project following the next Council meeting. The public is invited.

Mayor Orban stated that Roger Warren delivered a check for \$250,000 as payment to satisfy one of the conditions in the 2010 Development Agreement.

Mayor Orban stated that the Parkway Bridge Project is almost done, and the gabions and fill have been installed. Temporary seeding will be done this winter with plantings to occur in the spring.

XII. Correspondences

None

XIII. Council Member Comments:

Mr. Burnaford,

Mr. Burnaford commented on the OCRM Permit request for temporary access roads to supply vendors during the 2012 PGA. He recommended that the Town provide a letter of support to the Resort regarding this request. Mayor Orban stated that Mr. Jim Jordan is currently drafting a letter regarding this permit application. Mr. Burnaford commented that he supports the strong relationship between the Town, KICA, the Resort, and KDP. In closing, Mr. Burnaford shared a survey from the latest issue of Money Magazine which ranked Kiawah Island as the number one "multi-generational beach destination."

Mr. VanDerwerker,

Mr. VanDerwerker commented that he appreciates the online version of the meeting documents, and requested that the Town cut back on the volume of paper copies.

XIV. Adjournment

Ms. Wermuth made a motion to go into executive session to discuss legal and contractual matters. The motion was seconded by Mr. Burnaford.

XV. Executive Session for Legal and Contractual Matters

There were no votes or actions taken in executive session.

Mr. Burnaford motioned to adjourn the meeting at 4:45 PM. The motion was seconded by Mr. VanDerwerker.

Submitted by,

Lakesha Shannon, Town Clerk

Approved by,

G. Steven Orban, Mayor

Date