

**TOWN COUNCIL MEETING
KIAWAH ISLAND MUNICIPAL CENTER
COUNCIL CHAMBERS
January 8, 2008, 2:00 PM
Minutes**

I. Call to Order: Mayor Wert 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: William G. Wert, Mayor
Council: Alan L. Burnaford, Mayor Pro Tem
Don McIver
Charles R. Lipuma
G. Steven Orban

Also Present: Ken Gunnells, Town Treasurer
Tumiko Rucker, Town Administrator
Catherine Wilson, Town Clerk
Sally Rhoad, Town Attorney

V. Approval of Minutes

A. Town Council Meeting: December 4, 2007

Mr. Lipuma motioned to approve the December 4, 2007 minutes; Mr. Orban seconded the motion. Mr. Lipuma made corrections to the minutes. With those corrections the minutes were approved as submitted.

VI. Mayor Wert moved without objection to amend the current agenda to include appointments to the following committees: Environmental Committee, Arts Council, and Public Safety Committee.

VII. Citizens Presentation: None

VIII. Old Business:

A. HVAC Cleaning with UV Inhibitors

Mayor Wert stated that the Ways and Means Committee met in order to review the bid contracts. The Ways and Means Committee voted to recommend to Town Council to award ServiceMaster of Charleston the HVAC cleaning contract and to award Blue Marlin Mechanical, LLC the UV light installation contract for an amount not to exceed \$8,000.00.

Mayor Wert motioned to award the competitively bid contract to clean the HVAC system to ServiceMaster of Charleston and to award the competitively bid contract to install UV lights in the HVAC system to Blue Marlin Mechanical, LLC as recommended by the Ways and Means Committee. Mr. Orban seconded the motion. Motion carried unanimously.

IX. New Business:

A. Proclamation-Chuck and Gloria Pollis Day (See Attached)

Mayor Wert presented Chuck Pollis with a framed Town of Kiawah Island Proclamation for the Pollis' contributions to the people of Kiawah Island. The Mayor and Town Council thanked Chuck Pollis for all of their contributions to the community and Town of Kiawah Island.

Mayor Wert proclaimed that Friday, January 11, 2008 would be known as Chuck and Gloria Pollis Day.

B. Appointments to the Board of Zoning Appeals (See Attached)

The Mayor explained that the Board of Zoning Appeals committee members are appointed by Town Council and serve three year terms. All terms expire on January 31.

Mayor Wert motioned to appoint Nancy L. Zisk and Charles Larsen to the Town of Kiawah Island Board of Zoning Appeals. Mr. McIver seconded the motion. Motion carried unanimously.

C. Appointments to Planning Commission (See Attached)

The Mayor explained that Planning Commission members are appointed by Town Council and serve four year terms. All terms expire on January 31.

Mayor Wert motioned to appoint Wayne Juchatz and Joyce Neuman to the Town of Kiawah Island Planning Commission. Mr. Burnaford seconded the motion. Motion carried unanimously.

D. Appointments to Election Commission (See Attached)

Mayor Wert explained that Election Commission members are appointed by Town Council and serve six year terms. All terms expire on April 31.

Mayor Wert motioned to appoint Leo Fishman to the Town of Kiawah Island Municipal Election Commission. Mr. Orban seconded the motion. Motion carried unanimously.

E. Appointments to Arts Council, Environmental Committee, and Public Safety Committee (See Attached)

Mayor Wert explained that Arts Council, Environmental Committee, and Public Safety Committee members are appointed by the Town Council and serve one year terms. All terms expire on January 31. Mr. Lipuma briefly introduced new Environmental Committee nominee, Dale Anderson.

Mr. Lipuma motioned to appoint Dale Anderson to the Town of Kiawah Island Environmental Committee. Mr. McIver seconded the motion. Motion carried unanimously.

Mr. Lipuma motioned to reappoint the following members to the Town of Kiawah Island Arts Council: Bill Blizzard, Sid Williams, Julie Fennimore, Gloria Fenning, Lenni Freeburg, Mary Johnson, Carol Anne Smalley, and Arie De Zanger. Mr. McIver seconded the motion. Motion carried unanimously.

Mr. Lipuma motioned to reappoint the following members to the Town of Kiawah Island Environmental Committee: Bill Connellee, David Elliott, Liz King, Nancy Jackson, Jim Jordan, Norm Shea, and Jim Chitwood. Mr. Burnaford seconded the motion. Motion carried unanimously.

Mayor Wert motioned to reappoint the following members to the Town of Kiawah Island Public Safety Committee: James Broadus, Dick Sula, Douglas Dodge, and Joe Pezzullo. Mr. Orban seconded the motion. Motion carried unanimously.

F. Recognition of Environmental Committee Members Jerry Wilson and Art Zackrison (See Attached)

Mr. Lipuma took the opportunity to recognize the men for their long standing contributions to the Town of Kiawah Island Environmental Committee. He stated that both men were unavailable to attend the meeting due to a scheduling conflict and he would therefore present them with their plaques of recognition at a later date.

G. Awarding of Beach Patrol Contract (See Attached)

Mrs. Rucker explained that the Town of Kiawah Island followed the required steps in advertising the request for proposals to obtain bids for the beach patrol contract. The results of this advertisement produced four companies interested in responding to the bid package (See Attached). Mrs. Rucker stated that the Ways and Means Committee has recommended to Town Council the approval of \$155,000.00 for the Beach Patrol Contract to be awarded to A Services Group, LLC. Mayor Wert noted that due to legal opinion, the KICA bid was withdrawn.

Mayor Wert motioned to approve the award of the competitively bid contract for Beach Patrol Services to A Services Group, LLC not to exceed \$155,000.00. Mr. McIver seconded the motion. Motion carried unanimously.

H. Approval of Ways and Means Schedule for 2008 (See Attached)

Mayor Wert moved to approve the 2008 Ways and Means Schedule. Mr. McIver seconded the motion. Motion carried unanimously.

X. Correspondence: None

XI. Committee Reports

Environmental Committee (See Attached)

Mr. Lipuma discussed the six-part article series appearing in Town Notes highlighting the importance of creating, maintaining, and preserving the Island's natural habitat. The fourth article will appear in the February edition of Town Notes. The Town's Wildlife staff conducted deer spotlight surveys with an average of 35 deer per night. The estimated deer density is 41 deer/sq. mile. Mr. Lipuma reported the following wildlife calls, during the month of November:

12-14-07: Deceased neonate Atlantic bottlenose dolphin found washed ashore on the front beach of the eastern end of the Island. NOAA responded and retained the carcass for examination.

12-20-07: A bobcat was hit and killed on Kiawah Island Parkway near the entrance to Cassique. The carcass was removed before the Town was able to respond to examine the cat.

1-2-08: A deer was hit by a car at Governors Drive and Clay Hall. The deer ran off without any apparent injury.

1-4-08: A raccoon at 400 Green-Winged Teal Road was caught and euthanized due to apparent distemper.

Arts Council

Mr. Lipuma discussed upcoming Arts Council events and stated that the Diana Cohen event has around 1000 tickets available and has been moved to the Holy Spirit Catholic Church.

Public Safety

Mr. Orban reported on the proposed Parkway Bikepath Project. He stated that the Town received a letter on December 18, 2007 from the SC DHEC turning down the Town's proposal to mitigate land. The SCDHEC letter stated that the Town's proposal for mitigation was not located within the critical area jurisdictional boundary and therefore, not considered in-kind mitigation. The Town is now working with the developer in order to find a different and acceptable area of land for mitigation.

Financial Issues

Mr. McIver gave a brief update on the performing arts center and the feasibility study of the project. This center would be owned and operated by the Community Development Corporation. Mr. McIver said the Town had met with a consultant in order to help identify possible funding sources. At this time, a final report was not available but Mr. McIver gave a summary of the consultant's findings. He stated that there were a lot of funds available for programming in such a center, but little to no funds available for the construction costs in building a new center. Due to these preliminary results, the Town will not proceed with this project at this time.

Sea Island Issues

Mr. Burnaford stated that he attended some recent meetings sponsored by The Coastal Conservation League and a group calling themselves, Concerned Citizens for the Sea Islands. These meetings were designed to offer alternatives to the continuation of I-526 from West Ashley to the connector on James Island. These two groups are vocal about their position of stopping the 526 extension with an interchange at Maybank Hwy on Johns Island. In these meetings there is a theme that interstates around cities are not the answer to relieving increased traffic caused by development. There is a consensus during the meeting that newer/wider roads bring development i.e. keep Johns Island rural. With an estimated 7000-10000 homes platted and approved for Johns Island, what do these people do for transportation? Infrastructure must be put in place to service the existing and planned new homes. The answer is "fix the roads" on Johns Island; Land use and zoning controls density. The County Council and the Charleston City Council control land use and zoning through their Planning Commissions. The citizens of the sea islands need to contact their council representatives and lobby for their observed needs. Our County Representative is Paul Thurmond. His contact information is: District 9, 15 Middle Atlantic Wharf, Charleston, SC 29401; (843) 937-8000; pthurmond@tktlawfirm.com

The I-526 extension and making the Johns Island roads safer and more equipped to handle planned traffic are two separate and distinct issues and should be dealt with as such.

XII. Town Administrator's Report

Mrs. Rucker stated that the Town is currently awaiting responses from Palmetto Pride regarding the outcome of the following grant applications:

1. Enforcement Grant
2. Palmetto Pride Community Grant

Mrs. Rucker stated that the Town is in the process of preparing a third application for enhancing the Town's recycling capacity on the Island. Mrs. Rucker explained that Town staff is continuing to work on projects including the 2010 Census Update and establishing strategic goals for 2008 with performance measures.

XIII. Mayor's Report

Mayor Wert stated that he will be attending the County Council meeting in order to lobby for road improvements on Johns Island. Mayor Wert announced the dedication of new fire house number 7 on the 14th of January at 7:00PM. The Mayor discussed the Town's new Freedom of Information Act Procedures that became effective January 1, 2008. He further commented that conversations are continuing in a positive path for the development agreement with the Resort.

The Mayor answered citizen questions from last month's meeting. He stated that the Town has adopted a "green" office policy and will be purchasing and using more environmentally conscious products. Mayor Wert stated that if the bike path proposal is not approved, the Town will refurbish the road and not build a bike path. He also explained that the authority to hire a consultant for the performing arts center is outlined in ordinance 2005-10.

XIV. Citizens' Comments/Questions

Wendy Kulick, 38 Marsh Edge Lane: Mrs. Kulick stated that she wanted to read an email from Mr. Mihalas 250 Sea March Drive: Mr. Mihalas asked for completion dates on the following projects: KICA Parking Lot at the Ocean Course and Ghost Crab access to the beach now that renourishment is finished. Mrs. Kulick thanked Town Council for the amount of additional handouts provided to the public for the meeting and asked if the Annual Popular Report would be added to the web. She also added that the new fire station is being named for the late Bob Pellum. Mrs. Kulick asked Mr. Burnaford who would continue the publicity for the contributions of Kiawah Island residents to the county now that there was no Communications Committee.

XV. Council Members Comments

Mr. Burnaford encouraged attendees to take a position on the roads' issue and let Paul Thurmond of District 9 know those feelings.

Mr. McIver stated to Mayor Wert that the Annual Popular Report was currently available on the web.

Mr. Orban had no comment.

Mr. Lipuma had no comment.

Mayor Wert thanked those in attendance for the good showing of citizens.

XVI. Adjournment:

Mr. Orban moved to adjourn the regular meeting at 2:42 PM; motion seconded by Mr. Burnaford. Motion carried unanimously.

Submitted by _____
Cathy Wilson, Town Clerk

APPROVED: _____
William G. Wert, Mayor

DATE: _____

CC: Mayor Wert
Sally Rhoad, Esq.
Tumiko Rucker, Town Admin
Town Council Members
Town Treasurer
Planning Commission