



# Season Planner

Event	Date/Time	Location	Tickets and Ticket Release Date
CSO Concert David Stahl, Conductor	Saturday, Nov. 8 5:00pm	Sanctuary Hotel	Tickets Not Required ATAX Event
Childs Christmas In Wales	Sunday, Dec. 7 4:00pm	Episcopal Church Of Our Saviour	300 Tickets 11/17/08
Holiday Brass Concert	Friday, Dec. 12 7:30pm	Holy Spirit Catholic Church	900 Tickets 11/24/08
Wanda Johnson/Blues Concert	Friday, January 9 7:00pm	Turtle Point Clubhouse	250 Tickets 12/29/08
Charleston Ballet Theater Performing Carmen	Sunday, January 18 4:00pm	East Beach Conference Center	375 Tickets 1/5/09
Ann Caldwell /Jazz	Sunday, January 25 7:00pm	The Sandcastle	225 Tickets 1/12/09

## CSO Concert and Symphony Tour of Homes

On Saturday, November 8, 2008, The Charleston Symphony Orchestra League will conduct its Symphony Tour of Homes on Kiawah Island from 10 a.m. to 4 p.m. Charleston Symphony Orchestra musicians will be playing at some tour homes and some light refreshment will be available.

To conclude this spectacular day, the Charleston Symphony Orchestra will perform a free concert courtesy of the Town of Kiawah on the Terrace Lower Lawn of the Sanctuary Hotel at 5pm with David Stahl conducting. Enjoy the CSO's Brass Quintet on the grand lawn of the Sanctuary before the concert. Small plates of food, wine and beverages will be available at the concert. The Town has been sponsoring CSO events for more than 10 years and is pleased to help the CSO celebrate Maestro David Stahl's 25th Anniversary Season.

Tickets for the home tour are \$40 in advance or \$45 on the day of the tour. For details and advance ticket sales, visit [www.csolinc.org](http://www.csolinc.org) or send a self addressed and stamped envelope to CSOL Inc, 15 Buckingham Drive, Charleston, SC 29407. The exchange of tickets for a Kiawah gate pass will be conducted at Freshfields.



## A Child's Christmas in Wales

On Sunday, December 7th @ 4pm at Episcopal Church of our Savior, the Actors' Theatre of South Carolina and Chamber Music of Charleston presents "A Child's Christmas in Wales." A Dylan Thomas classic memoir of a simple tale that captures the child's eye-view and an adult's warm remembrance of the time of presents, good things to eat, and, in the best of circumstances, newly-fallen snow. The performance will be starring film and theatre veteran Clarence Felder; music by Nonoko Okada, violin; Regina Helcher, flute; Timothy O'Malley, cello, arranged by Sandra Nikolajevs.



## Charleston Symphony Holiday Brass Concert

On Friday, December 12th 7:30pm at Holy Spirit Catholic Church, blast off the holidays with the thrilling sounds of the CSO Brass section. This exciting holiday performance will have you rocking underneath the mistletoe.



# TOWN NOTES

THE NEWSLETTER OF THE TOWN OF KIAWAH ISLAND

## Potential Lawsuit

The Kiawah Property Owners Organization (KPOG) has notified the Town through KPOG attorneys of a potential law suit KPOG will bring against the Town unless we change our meeting and agenda notifications policy. The KPOG board desires individual notification by email or fax to those that ask for it, and it is their interpretation of the South Carolina Freedom of Information Act (FOIA) we are required to do this.

The FOIA was enacted to ensure the public was notified of government meetings and agendas in advance of these meetings and there was transparency in government. The Town believes we meet the requirements of the act in a variety of ways, even beyond those spelled out in the Act. We annually announce meeting dates and times in early January of a calendar year. We also post the individual meetings a minimum of 24 hours in advance of the meeting on a public bulletin board, on the Town's website, on the message boards as you enter and leave Kiawah, a local newspaper, in Town Notes, in the Kiawah Island Digest, and on the "Welcome to Kiawah" website that is funded by the Town, KICA and KPOG.

The Town believes email or fax notification to specific individuals is above and beyond the intent of the FOIA. The Town has followed the requirements of the Act since inception and this is the first time we have been threatened with a law suit by an organization on behalf of its members.

At this time those that have asked for individual notification of all meetings (including committees and sub-committees) and agendas in writing are; Art Morganstern (President of KPOG), and Barbara Winslow (editor of TALK, the KPOG newsletter). Verbal requests for the same notification have been received from Wendy Kulick and Diane Lehder (both past Presidents of KPOG).

The Town and the Town's attorney firmly believe we more than meet the requirements of the FOIA. Adding additional layers of notification to please certain individuals would not be in the best interest of our community.



## November Town Meetings

Ways and Means Meeting,  
November 3 at 8:00am

Planning Commission Meeting,  
November 5 at 3:00pm

BZA Meeting,  
November 17 at 4:00pm

Town Council Meeting,  
November 4 at 2:00pm

Arts Council Meeting,  
November 6 at 3:00pm

Environmental Committee  
Meeting,  
November 18 at 3:00pm

## Meeting Highlights

### Citizens Presentation:

#### Beach Patrol Employee Appreciation

Mr. Tommy Vickers, A-Services Group, presented Mr. Jay Van Gordan, Captain Kiawah Island Beach Patrol, with a plaque and "Golden Whistle" award for distinguished service, dedication and hard work during the beach season.

#### Offsite Record Storage Proposal

Council approved up to \$3500 from contingency for offsite storage of permanent Town records as quoted by Iron Mountain, Inc.

### Discussion of Kiawah

#### Island Parkway and Bikepath Project

Mr. Orban explained that the LPA Group had completed design services for the bikepath and parkway project. The designs will be submitted to KDP/Charlie Arrington for approval before being submitted to federal and state permitting agencies.

### Planning Commission Appointment

Mayor Wert announced that Mr. Joe Colvin submitted a letter of resignation as the Planning Committee Chair effective October 3, 2008. Mayor Wert motioned to appoint Mr. Larry Iwan to fill this unexpired term. The motion carried unanimously.

### Presentation of Fiscal

#### Year 2007/2008 Financial Statements

Mr. Orban presented the Fiscal Year 2007/2008 Financial Statements stating that the Town received a clean audit opinion. The Town had an increase in assets, remained within the budgetary guidelines and has a \$13,626,000 fund balance.

### Amendment to Tidal Trails

#### Beach Franchise Agreement

Council approved an extension to the beach franchise agreement with Tidal Trails for a term to commence on November 1, 2008 and expire December 31, 2010. All provisions of the agreement remain in full force and effect.

### Amendment to Island Beach

#### Service, Inc. Beach Franchise Agreement

Mayor Wert explained that the Town is in a current beach franchise agreement with Island Beach Services that is set to expire October 31, 2008. Mayor Wert stated that two additional firms have submitted letters of interest in providing the service to the Town and that to fulfill the Town's fiscal responsibility; the Town will seek competitive bids on this service to allow all interested parties equal opportunity. Council extended the beach franchise agreement with Island Beach Services through December

31, 2008 and to authorized Town staff to seek competitive bids on the service.

### Executing Feasibility Study

#### Agreement-The Big Picture Company

Council approved the expenditure of \$5000 for a feasibility study to be contracted by another entity, in a 3-1 vote. Mr. Lipuma voted against the motion.

### Cross-Island Parkway Resolution 2008-5

Mr. Burnaford stated that the Charleston County Council did not approve the pitchfork design for Maybank Road and the item has been delayed. Mr. Burnaford stated that the City and County still disagree how to handle the Maybank Highway situation. The Town, along with Mr. Roberts, KICA, and Seabrook Island have asked Mr. Thurmond to take a position on the situation. Mr. Burnaford motioned to approve resolution 2008-5 resolving that the Town of Kiawah Island supports the construction of the proposed cross island limited access road with either a pitchfork concept or the widening of Bohicket, River, and Maybank Highways. The motion carried unanimously.

### Logics Business License Automation

Council approved a request to approve the expenditure of \$19,750 of budgeted funds to automate the business license process.

### Committee Reports:

#### 20th Anniversary

Mr. Lipuma stated that the celebration was a huge success with over 400 attendees. Mr. Lipuma thanked his co-chair, Mr. Orban and the 20th Anniversary Committee for all of their hard work in preparation for the event.

### Environmental Committee

Mr. Lipuma stated that the Town hosted its quarterly Parkway/Beachwalker Clean-Up day on September 12 from 9am-12pm. Volunteers did a great job and were served lunch. The Town has had a "banner year" for the Sea Turtle nesting with a total of 232 nests. The nests have had an 82% hatch rate and the first confirmed Leatherback Turtle nest and the first confirmed two-headed Loggerhead Turtle. There were no wildlife calls during the past month. Piping Plover surveys are averaging 18 sightings per survey.

### Beach Parking Lot

Mr. Lipuma reported that both DNR and SC Fish and Wildlife expressed concerns about the parking lot location and its impact on Least Turn nesting habitat. Both agencies stated that they would not recommend the permitting of the project. In response, Thomas and Hutton has

been advised to hold off on the project. Council will work with KIGR to identify opportunities at the current Ocean Course Clubhouse parking lot.

### Kiawah River Revetment

During a site visit of the proposed Kiawah River Revetment the erosion problem is visible and a severe threat. Dr. Kana concluded that the revetment would not harm Seabrook or Captain Sam's Spit. Mr. Lipuma and Mr. Orban also met with KDP and Thomas and Hutton Engineering to discuss the design of the revetment and determined that the design is reasonable.

### Arts Council

Mr. Lipuma encouraged residents to review the Season Planner for upcoming events. The Arts Council heard a proposal from Mrs. Rucker on making tickets available and approved the implementation of this system during the Arts Council meeting.

### Public Safety Committee

Mr. Orban stated that the Kiawah Emergency Committee met two times during the threat of Tropical Storm Hanna and were well prepared.

### CodeRed

Mr. Burnaford stated that the Town had a 62-64% CodeRed answer rate during Tropical Storm Hanna notifications. Mr. Burnaford explained that the disapproval of an additional CodeRed service, has no effect on the Town's current CodeRed notification system and that calls will continue to be placed during the an emergency event.

### Town Administrator's Report

Mrs. Rucker welcomed Stephanie Braswell to the Town staff. Mrs. Rucker will continue negotiations with landscape vendors and present further information during the November Ways and Means Committee meeting. Mrs. Rucker stated that the Election Commission is seeking poll workers to work the December 2, 2008 Municipal Election and to contact Cathy Wilson for more information.

### Mayor's Report

Mayor Wert stated that the Town's election will take place December 2, 2008 and that all four council seats plus the Mayor seat are open. Filing closed October 3, 2008 at 12:00PM and there are five candidates for the four open seats for councilmember: Mr. Orban, Mr. Lipuma, Mr. Burnaford, Mr. McHugh, and Mr. Morganstein. Mayor Wert announced that he was the only candidate to file for the position of Mayor. Mayor Wert reported that Mrs. Rucker was appointed to the Board of Directors for the

## Meeting Highlights Continued

Association of Public Treasurers of the United States and Canada on August 13, 2008. Mayor Wert explained that the Planning Workshop will begin at 1:00PM and lunch will be served

at 12:00PM. Mayor Wert congratulated Mr. Lipuma and Mr. Orban as co-chairs of the 20th Anniversary Committee and stated that the event turned out very well. Mayor Wert stated that

the Town's audit came out stunningly well and congratulated Mrs. Rucker and Mr. Gunnells on their work.

## Turtle Season Is Over...

The Kiawah Island Turtle Patrol had a remarkable season this year! A few items worth mentioning are; Kiawah had its first ever leatherback nest – AND it produced hatchlings. A successful nest from an endangered leatherback is exciting. In addition, the first confirmed two-headed loggerhead turtle hatchling.

This season Kiawah had a large number of nests – 232. This number is second only to our record nesting year in 1999 when we had 296 nests.

The Kiawah Island Turtle Patrol participated in a DNA study for loggerhead sea turtles for the South Carolina Department of Natural Resources. Our volunteers logged many hours obtaining samples from each nest. Joe Pezzullo, Sandy Williams, and Phyllis Cohen had the job of transforming the samples into DNA for the study. Don't ask...



Thanks to our devoted volunteers for their continued enthusiasm and commitment to the Kiawah Island Turtle Patrol. You make a difference!



## Meet the Candidates Night

KICA will host its traditional Meet the Candidates forum at the Sandcastle on November 18, 2008, from 7 – 9 p.m. All members are welcome to attend. Anyone wishing to submit questions to be presented to the candidates may send them to the KICA offices at KICAadmin@kica.us. Your questions will be presented during the forum by former KICA President Faith Dodge, who will act as moderator. Election details are available on the Town's Web site at [www.kiawahisland.org](http://www.kiawahisland.org). Poll workers are needed, if you are interested call Municipal Election Commission Chair Suzanne Taylor (768-1126) or Town Clerk Cathy Wilson (768-9166) for more information.

## Garden Club Meeting

The Kiawah Island Garden Club will meet November 10th, 10am at the Sandcastle. We are pleased to have Landscape Designer Jennifer Hayes presentation on the "Plants of Kiawah".

Exciting upcoming programs planned:

- December tour of the Manigault Home, full holiday regalia decorated by the Garden Club of Charleston.
- January discussion of "Herbs" at Cassique and additional fall/ holiday programs at Rosebank Farms including a "Hydrangea" program
- February field trip to Middleton Gardens for the display of Camellias.

Watch your e-mail for these announcements!

### New Homes Under Review by the ARB

87 Salthouse Lane

The above homesites have been presented to the ARB for conceptual review, the first of three reviews by the ARB prior to approval. Call 843-768-3419 for more information.

### Town Notice

Town Hall Closed  
Tuesday, November 11, 2008 for Veteran's Day  
Thursday, November 27, 2008 & Friday November 28, 2008 for Thanksgiving Holiday