

MAYOR:
John Labriola

TOWN ADMINISTRATOR:
Stephanie Monroe Tillerson

TOWN ATTORNEY:
Joseph Wilson



TOWN COUNCIL MEMBERS:
John Moffitt
Bradley D. Belt
Michael Heidingsfelder
Russell A. Berner

TOWN COUNCIL MEETING
Municipal Center Council Chambers
May 2, 2023; 1:00 pm

AGENDA

- I. **Call to Order:**
- II. **Pledge of Allegiance**
- III. **Roll Call:**
- IV. **Approval of Minutes:**
 - A. Minutes of the Town Council Meeting of April 4, 2023 [Tab 1]
- V. **Updates:**
 - A. Mayor
 - B. Council Members
 - C. Administrator
 1. Code Enforcement Violation Report [Tab 2]
 - D. Town Attorney
 1. Council Approval of Public Statement From Town Attorney Regarding 2013 Amended and Restated Development Agreement, Architectural Review Board, and Kiawah Island Community Association.
 2. Town Attorney - Discussion of 2013 Amended and Restated Development Agreement, Architectural Review Board, and Kiawah Island Community Association.
- VI. **Citizens' Comments (Agenda Items Only):**
- VII. **Proclamation:**
 - A. Proclamation Recognizing May 7-13, 2023 as "Shorebird Week" [Tab 3]
- VIII. **Presentation:**
 - A. Maritime Forest Health Analysis and the Rain Garden Installations Project Updates – Lee Bundrick, Kiawah Conservancy [Tab 4]
- IX. **Old Business:**
 - A. To Consider Approval of **Ordinance 2023 – 03** An Ordinance of The Town Council of the Town of Kiawah Island Authorizing And Directing The Town Of Kiawah Island To Enter Into An Intergovernmental Agreement Relating To South Carolina Local Revenue Services; To Participate In One Or More Local Revenue Service Programs; To Execute And Deliver One Or More Participant Program Supplements; And Other Matters Relating Thereto. – **Second and Final Reading** [Tab 5]
 - B. To Consider Approval of **Ordinance 2023 – 04** An Ordinance To Amend The Town Of Kiawah Island Municipal Code Article 3 - Elections, Chapter 1 - Election Of Mayor And Council, Section 3-104 - Time Of Election: Public Notice – **Second and Final Reading** [Tab 6]

X. New Business:

- A.** To Consider Approval of the Charleston Visitor's Bureau Fiscal Year 2024 Budget [Tab 7]
- B.** To Consider Approval of the Fiscal Year 2023/2024 Charitable Grants Funding Amounts [Tab 8]
- C.** To Consider Approval of the Fiscal Year 2023/2024 SATAX - State Accommodations Tax Funding Amounts [Tab 9]
- D.** To Consider Approval of the Proposal for the Kiawah Island Parkway Annual Traffic Counts [Tab 11]
- E.** To Consider Approval of **Ordinance 2023 – 05** An Ordinance To Amend The Town Of Kiawah Island Municipal Code Article 15 – General Offenses, Chapter 2. - Offenses Against Public Peace, Section 15-209. - Fireworks and Explosives– **First Reading** [Tab 12]
- F.** To Consider Approval of **Ordinance 2023 – 06** An Ordinance To Amend The Town Of Kiawah Island Municipal Code Article 16 – Beach Management, Chapter 8. Beach And Beach Recreation Area Regulations, Adding Section 16-809. – Beach Weddings - **First Reading** [Tab 13]
- G.** To Consider Approval of **Ordinance 2023 – 07** An Ordinance To Adopt The Fiscal Year 2023-2024 Budget For The Town Of Kiawah Island, South Carolina (7/1/23 Through 6/30/24) - **First Reading** [Tab 14]

XI. Executive Session:

- A.** Executive Session Pursuant to Section 30-4-70(a)(2) – Contractual, Real Estate Building and Site located at 1 Kiawah Island Parkway. To Discuss the Negotiation of the Purchase and Site of the Kiawah Island Real Estate Office

XII. New Business:

- A.** To Authorize the Mayor to Negotiate and Enter into a Non-Binding Letter of Intent for the Purchase of the Kiawah Island Real Estate Building and Site located at 1 Kiawah Island Parkway
- B.** Review and Recommendation to Town Council for Approval of the Proposal from Kimley-Horn for the Kiawah Island Parkway Roundabouts Benefit Cost Analysis [Tab 10]

XIII. Council Member Comments:

XIV. Citizens' Comments:

XV. Adjournment:



TAB 1

TOWN COUNCIL

Agenda Item

TOWN COUNCIL MEETING

Municipal Center Council Chambers

April 4, 2023; 2:00 pm

Minutes

I. **Call to Order:** *Mayor Labriola called the meeting to order at 2:00 pm.*

II. **Pledge of Allegiance**

III. **Roll Call:**

Present at Meeting: John D. Labriola, Mayor
John Moffitt, Mayor Pro Tem
Russell Berner, Councilmember
Brad Belt, Councilmember
Michael Heidingsfelder, Councilmember

Present Via Zoom: Stephanie Tillerson, Town Administrator

Also Present: Joe Wilson, Town Attorney
Dorota Szubert, Finance Director
Craig Harris, Director of Public Safety
John W. Taylor, Jr., Planning Manager
Brian Gottshalk, Public Works Manager
Jim Jordon, Wildlife Biologist
Ruthie Foster, Arts & Cultural Events Coordinator
Duncan Webb, Webb Management Services
Wes McAden, AirMedCare

IV. **Approval of Minutes:**

A. Minutes of the Town Council Meeting of March 7, 2023

Councilmember Heidingsfelder made a motion to approve the minutes of the Town Council Meeting of March 7, 2023. Mayor Pro Tem Moffitt seconded the motion.

Councilmember Heidingsfelder and Councilmember Belt indicated the typographic errors noted in the minutes would be forwarded to Ms. Reynolds.

The minutes were unanimously approved as amended.

V. **Updates:**

A. Mayor

It is good to see everybody. Another busy agenda, and certainly one of the items, is a carryover from the discussion we had last month that deals with the potential for a major project. We discussed it at the council meeting, and Councilmember Heidingsfelder and I had a podcast about it, which has to do with the property on the development of Upper Beachwalker.

So I was trying to prepare some thoughts about that, but I received a very nice note from a concerned, interested resident who asked me the same questions. Why are you doing this? What's this all about? And I wrote a response, so I thought maybe I'd start this off by telling you what I responded.

Dear....Thank you for your note and sharing your concern. As Councilmember Heidingsfelder and I explained at our last Council meeting, we are in the early stages of a strategic planning process with the Partners that will affect the Upper Beachwalker properties, the intersection, and the real estate building and site. We think the building and site are critical components for this plan to be successful. There is nothing that has been approved by Council, but I am asking Council for their support to send a letter of intent to the Partners indicating our interest and desire to purchase this property.

This will demonstrate to them and the entire community we view this as important and are seriously considering the acquisition. Time will tell if we can successfully negotiate a price and conditions of sale with the Partners and be

approved by Town Council. The entire community will soon be involved in the preliminary plans that have been discussed to date. We are just in the very early stages of all this. Hope this helps. Thank you again.

So where are we at in all of that? Well, now, this month, four things are going to happen. I'll be talking with Jerry McGee to see at what point we can take some of the conceptual options/conceptual drawings to his or the Community Association Board. Hopefully, we can do that within the next few weeks. We will contact the neighborhood HOAs surrounding the property to see when we can start making presentations to them.

We will have sessions here that'll be opened to the community at large to be able to come in so that everybody can start seeing what has been discussed to date. I'm going to encourage, which I probably won't need to, all of our council members to attend as many as all of these sessions as they possibly can.

The outcome is twofold. The more community involvement, the more thoughtfulness that can be put into this; I have absolutely no doubt will be a better design, so suggestions will always be valuable. But in addition to the design, I think that input would be important to identify a level of value on the acquisition of the real estate building. Value from both the design prospect and the intersection.

So it's going to be important for us to hear from all of you in terms of how much you feel there is value in terms of the things that we're looking at. So we will hope to get the perceived value from both. The building acquisition and the possibility of... and we have some conceptual designs for the intersection. Both are expensive, the acquisition of the building and certainly what we're looking at in terms of the intersection.

In addition, we'll try to get some more quantitative assessments over this period. We have to really fine tune and get, I think, well, we have, but we'll get, I think, probably a better appraisal on the building more current. This market has changed even in a relatively short time since we got the previous appraisal, so I think there'll be a need to do that.

And in terms of the intersection, we need to have the engineers begin to look at the benefits associated. We can see some of the flow, but again, it's expensive. We need to understand better the engineering implications of it. So we'll have a qualitative impact and, quite frankly, a quantitative impact.

Hopefully, we can get as much of this done as we can over April and May. I'm not sure exactly how long this is going to take, but I think it's important for all of us, as your municipal officials, to be able to render a judgment relative to the acquiring of the building, render a judgment relative to the intersection.

As we look at this conceptually, the building has a unique implication. It impacts both. It impacts the design of Upper Beachwalker and the intersection, but as I said before, it doesn't come cheaply. So we have to really assess how much of that value, both quantitatively and qualitatively, we want to ascribe to it.

Financing will obviously be something that we'll have to take a serious discussion with. So that's where we are right now. Hopefully, we can talk, the Council can talk later this afternoon in terms of the Executive Session. There are a little bit more things we need to understand, and I really need as much as anything and a sense of strategy relative to all of that, but I just wanted to share that's why it's on the agenda.

You'll be hearing more about it. We'll be sending information out soon relative to these meetings in April. Hopefully, you'll be able to attend, and we encourage everybody's participation.

B. Council Members

Councilmember Heidingsfelder- I often receive questions from community members about what your biggest issues are or what the top priorities are to make an impact on this community. And besides my first answer to that question also being I hope that I can bring, again, more civility and fact-based discussion to the community, it's usually the next two are traffic, finding traffic solutions, and finding a solution to avoid a second cape or overdevelopment or us looking like Hilton Head.

What we have been discussing here since last March, the Town Council, and what we have discussed with the Partners in that respect for several weeks, now in a very constructive and forward-looking way, really addresses these two and three. There is currently no way from my point of view, and I also guess from a lot of the experts, to really resolve the traffic issues at the first gate, both in the morning when coming into the island as well as in the afternoon leaving it without having more options means land to consider.

There is no way to make it sustainable for the next 10, 15, 20 years. At least, certainly for the next five-plus years until we are more or less built out on this island. So what we are going to discuss here again for a second time in public this afternoon has a substantial impact on our options to find solutions to mitigate traffic at the first gate. That's one.

But interconnected to this, both by desire but also just by facts that we will discuss later this afternoon, you cannot look at this separately. You have to look at the current real estate building, and you have to look at Upper

Beachwalker parcels because only these three things are together. The intersection, the real estate building, and the Upper Beach Walker parcels. Only when you look at this together you can find solutions.

One is obvious. For example, our acquiring the real estate building would allow us to use some of the land for better traffic routing. But looking at the Upper Beach Walker Drive gives us a very safe way to reroute our leisure trail that comes from the second hole of Cougar, approaches the first gate at the moment, crosses over right at this intersection, and then continues.

So bringing the Upper Beach Walker parcels into play gives us a lot more options to route this leisure trail in a very safe way further south on Beach Walker Drive, et cetera. So there are so many things, so many reasons why these different aspects are connected to each other that we need to look at this together, and that's what we are trying to do, and that's what we are going to present to you again in more detail this afternoon.

Mayor Pro Tem Moffitt - I only have one thing on the agenda; item number six on the agenda says, "Citizens comments, agenda items only." Two things are key in that. One is comments, and the other is agenda items only. It's my impression that the reason that's on here is that the citizens have an opportunity to give us their almost the last chance they have to give us their thoughts and opinions and so forth on the items we will discuss later.

To me, it's not a time for us to disagree with a citizen's comment or take issue with it. It's to listen. A lot more listening than talking in that section. I think last month, what we experienced was every comment was responded to by one or more Council people, and I think that does two things.

Number one, in that section, we're not supposed to be arguing with the citizen's comment; it's their opinion. We should include it in our discussion. The other is that it somewhat negates the value of that opinion if we don't respect the fact that they can voice their opinion. So what I would like to see, I may not be successful here, is in the citizen's comments; as Council, we do more listening there than talking, and we add your comments to our discussion because it's all about the items that are later in the agenda and there's no point in discussing them until we get to that point is my opinion.

Councilmember Belt - A few things, and maybe I'll just touch upon Mayor Pro Tem Moffitt's last comments. I take his point; it's probably directed at me as much as anything else since I'm the one that tends to engage with community members. I think it is my own personal view is it's healthy to have a dialogue and discussion. Now I would acknowledge that getting into a debate is probably not the appropriate forum, but if a member of the community is willing to be engaged, I think that provides the best opportunity in a public setting to have that kind of discussion and dialogue. If they're not, I would certainly respect that.

To the more substantive matter that the Mayor and Councilmember Heidingsfelder addressed. I appreciate very much the tone and tenor of the Mayor's remarks and those of Councilmember Heidingsfelder as well. I completely agree that this is an issue that warrants exploration, and indeed it provides an opportunity, potentially an opportunity, for solving some of the most vexing challenges facing us.

There are issues, as you noted, Mayor, with regard to price and utility or use of the parcel should it be acquired, but I think conceptually, the idea of the town acquiring a key piece of real estate at the entrances of the island makes a lot of sense. There are a lot of things we have to work through, as you noted. I'm being a little bit more cautious than perhaps some of my colleagues with regard to getting a better understanding of some of the issues that are involved, but I think we're evolving in the right direction, and I appreciate the commitment to involve community members and really have an open discussion about all of these issues.

What I'm going to focus on now very briefly is actually what it is we're going to do today. I have no issue with going into an Executive Session to discuss the potential terms of a letter of intent, a non-binding letter of intent with regard to the acquisition of the parcel. That's the type of thing, the terms and strategy that are appropriate for Executive Sessions.

My concern is with regard to the new business action item in this instance, which is actually to authorize the Mayor to negotiate the purchase of the Kiawah Island real estate building with regard to a specific letter of intent. The reason for that is we didn't receive a draft of that letter of intent until 8:30 last night. I've had some time to review it over the course of the morning. My view is that that letter of intent is deficient and defective in material respects.

Not that that can't be addressed, but I'm not sure we have the time today to do that. So while I certainly support going into Executive Session and having a robust discussion about the parameters of what would go into a letter of intent, I would not feel at all comfortable approving this specific letter of intent as drafted and presented to us just last night.

A couple of other matters, and it somewhat relates to the issue of getting the letter of intent last night. I know staff works very hard, and I don't want to put this on staff because we're all responsible and we've all got to do a better job, but the community itself didn't get notice of all these agenda items until late Friday afternoon. We

ourselves, as Councilmembers, didn't get the materials attendant to this agenda until late Sunday afternoon, and we didn't get the draft letter of intent until last night.

That's certainly something that would not pass muster in the business world. It makes it difficult to prepare appropriately and consider the public's business and people's business. I don't know what the solution is. Still, the question is, if we are not prepared to have materials to review in an appropriate and prudent amount of time, should we in the future consider delaying the council meeting? I know it's provided in our ordinances or delay certain consideration of certain action items. I don't know the answer, but I think the timing this time has been unacceptable.

Councilmember Heidingsfelder - I confirm that I have the same view and have had a brief discussion already with Ms. Tillerson about potential solutions. As I said in the beginning, we put a lot of stuff on the shoulders of our staff right now, actually on our own shoulders as well. I think we all work several hours a day just on these topics here for the Town, but I think there's an additional workload that created this, so we need to be mindful.

But I agree, and we need to do a much better job here, but I think we also need to help the staff to do a better job. I mean, they do this very well, but we need to ensure we understand the time limitations. If the solution is to bring in additional half-time resources or shift around some responsibilities, I'm sure Ms. Tillerson will discuss that over the next couple of days, but it's an issue that we really need to address.

Councilmember Belt - There is a minimum statutory notice requirement for the public, but we need to do better by our constituents as well as getting information to them in as advance as well, so they can prepare those citizen comments that Councilmember Moffitt referred to in a timely manner as well.

The last item I will mention, I know there are some people here that have raised an issue, a matter in which questions were raised by a number of members of the community with regard to whether a waiver was improperly granted by the Town with regard to a particular piece of real estate, and that was almost exactly two months ago.

And unfortunately, the people that have raised the issue have had to come back to the Town and Town Staff repeatedly to try to get clarity about what transpired, what the basis of the action was, what the consequences were, if the action was improper and what to do about it going forward.

I don't want to belabor it here, but it's become palpably clear that the waiver was not properly granted. That's fine, mistakes are made, but for whatever reason and to seems to be almost a congenital effect in some respects, the Town tries to throw up every argument or justification to justify the action that was taken rather than simply acknowledging that a mistake may have been made. Let's try to understand what the consequences are, and let's figure out how to make sure it doesn't happen again.

And again, we don't need to get into substance here, but I think this is another instance where from a Council perspective and a Staff perspective, we do need to do a better job of responding very thoughtfully to legitimate questions that members of the public raise about actions that the Town has taken. Make sure that we are on legally sound ground. If we've made a mistake, if we believe we have not and can defend that, great. If we've made a mistake, let's just acknowledge that, figure out what the ramifications, remedy, or consequences are, and then figure out how to move forward.

Councilmember Berner: I just wanted to emphasize, please, that this letter of intent, I want to make sure the community understands what it is. It is not an agreement to purchase. We're not there yet. It's just an agreement that we will find out what the price is for this property. That's all we're doing. Step one is the development of this potential purchase agreement.

If we do have a reasonable price for purchasing this property, at that point, we will then enter into our engineering studies for the traffic, and we will then enter into solicitation with the community of what they would like to see done or not done, and so forth. But I just want you to make sure that we will enter into those communications and due diligence and engineering studies only if the purchase price is going to be reasonable; otherwise, we're wasting money on hiring engineers to do work that would be wasteful.

Moving on from that, the other thing I wanted to bring up is I'm the liaison with the Public Safety Committee, and there are a couple of interesting comments that came out of last week's meeting. And I'm bringing it up only because there were a lot of things that were discussed, but one of them is the e-bikes, and I don't want to go down a road of what my opinion is or what my opinion is not. However, what I wanted to share with you are some data that came from the Fire Chief and EMS.

What they both indicated is that they've had a number of calls of accidents just with bikes, just with bicycles, not electric bikes, just with bikes colliding with each other, and they've indicated at this meeting that some of the

issues are that the bicyclists, again, we're not talking e-bikes yet, are passing walkers or children or whoever they may be, and the person they're passing is walking into the path.

Both EMS and the Fire Chief indicated that the e-bikes would make this instance occur much more often because they're quiet. That is their opinion. I'm not saying it's mine, but I just wanted the community to understand that that's the feedback we've already received from the Fire Chief and EMS.

- C. Administrator
None

VI. Citizens' Comments (Agenda Items Only):

Alex Fernandez, 418 Snow Egret - I want to address the issue you've all been talking about with reference to the purchase of the property, the Kiawah Island Real Estate Property. I agree with some of the comments the Mayor made with reference to having community support, but I believe that before we proceed, we need to have at least two independent appraisal, current appraisals for the community to be aware of what we're talking about.

Maura McIlvain, 146 Blue Herron Pond Road - I'm going to start at the building since that's the current topic. Mr. Mayor, you said you wanted everyone to know where we are right now. I'm not sure I know much more about where we are than I did last month, except I appreciate Councilmember Berner's comment that this is to determine the price. As someone who practiced law, you don't need an LOI to determine the price. An LOI tends to be the agreement right before an agreement to purchase. And if it's not crafted very carefully, it can have a lot of liabilities built-in or consequences built in that are maybe unintended but still would bind the town.

In order to determine though what the price is or what it would be to the Town, tell me what use you're going to make of it. What's the value to the Town without any declaration of whether we're going to use it for X or we're going to use it for Y, or we might have to rebuild the building. It may not have a load-bearing wall. We may have to spend 2 million renovating it. Those all go into the value and price, and I don't know if the price is reasonable until I know what you should want to make of the building, so I'm not sure; you seem to be starting kind of at the back end.

I also wanted to talk about the Performing Arts Center. I see that phase one is back on back for discussion. I was here for the special meeting and the Town Council Retreat. I've reviewed the phase one needs assessment and have pages of everyone's comments from the original meeting on how the first phase one presentation didn't do what everyone needed it to do. I am not convinced that this needs assessment gets you much farther and doesn't answer whether we really have a market. If you look at the numbers, it doesn't tell you that many more people from Kiawah will use or need this facility. It tells you what they hope to draw from, is it a 60-mile radius or 60-mile diameter? This is clearly not baked well enough to recede on it.

John Grierson, 109 Bobcat Lane, Riverview Community - As President of that HOA, we have severe concerns about any alternative use for that building. We are directly affected. It abuts our property. I appreciate Mayor; I sent my notes in, and you sent a response back that we would be included in the meetings as those begin. I don't really know where in that process that is, but kind of going from the idea that there's no different use of that, we would like to be included in that. The history I have, and I've been here for four years, part of Preserve Kiawah and all these others, is that for whatever reason, it goes down a path, and then the community gets involved, and it changes direction. We would like to preempt that.

We'd like to be involved from the beginning; any discussions, anything we can be involved in, look forward to hearing from you. But any alternative uses we're concerned with. And as you said, it also relates to the other side of Beachwalker Drive, and again, as a developer, I'm sure they want to bring it together and get additional units over there, but it all goes hand in hand. So any discussions we'd like to be included in.

I think you're talking about a lot of money for a piece of property that you're going to buy with the hope of solving some other problems and don't have an answer to what that looks like yet. What I'd ask you, with the amount of money you're spending, though, have you looked at alternatives beyond that property going back up the road, the resort property where you can have a proper entrance, you can control traffic, and maybe eliminate everything in that area instead of trying to take one little piece and solve a lot of problems by putting a whole new gate. Whatever it is, there are probably other options that I said to broaden the view and make sure you check everything.

Todd Bonnet, A35-32 Ship Watch, Board Member of Preserve Kiawah. First of all, I want to thank you, the Mayor of the Town Council, and the Town Staff for all of the engagement activities that are going on. I'm relatively new to being active in the community, so I'm assuming that some of this has gone on but not all of it. But I think the

podcast, the drop-ins, Councilmember Heidingsfelder, and the meetings you've been arranging are very helpful in increasing engagement throughout the community. Some of the questions I have about the proposed building purchase, and I'll echo what John talked about, is; are there other locations that can be considered? One question I have, and I don't know if there's what discussion there has been with the traffic consultant, but if we drive welcome traffic to that building, I don't see how that necessarily solves congestion at that intersection.

Councilmember Heidingsfelder, you've talked about whether there are technological solutions to allow guests to breeze through in a sense breeze through? If we were to move traffic further up, to get people registered some way for them to get some type of breeze through pass, to me, that would be a way of improving the solution there. So again, I ask you all to consider other locations and other solutions. The one thing I guess I would suggest if you were to move forward with this property is the one question I have from a traffic standpoint is for the people that would enter the real estate parking lot and then probably come back through Beachwalker or people coming up Beachwalker; we're going to have people trying to negotiate that intersection. So one question I would have is whether it would be possible to add a third entrance lane, in a sense, a turn-only lane coming off a Beach Walker going through the gate so that the people coming out of Beachwalker turning onto the island would not have to negotiate that intersection in the same way.

And the reason I bring it up is it's my understanding that part of the land just beyond the gate on the right side of the drive is owned by the partners as well. So the question would be, would you also want to negotiate an option? I think there's another land further close to the guard check that you would have to acquire. But as you're looking at this, consider whether or not there's an opportunity to utilize these negotiations to incense and maximize your optionality. The other thing I guess I have a question on is when we look at what this purchase is relative to the Town's capital needs over the next ten years, where does this fit? Does the community understand what the Town's capital needs will be over the next ten years? You know, Mayor, you touched on the intersection itself.

We have the new traffic circle that's been talked about. I actually have a second home as well in Highlands. I actually believe that the performing arts center is something that could add value to this community. I think the two towns have very similar characteristics in terms of being second-home towns and vacation rental properties. So I think it's something that's worth considering, but I bring that up in the context of what does this particular project do? And I'll use a term that I've used in finance in terms of potentially crowding out other possibilities.

Obviously, the Town does have some cash, and I commend you for what you're doing and trying to make sure that you're ready for a catastrophic event. But I think when we take a look at the funds that you do have, and you start backing out the things that you actually have money to spend, backing out the catastrophic fund or reserve you might have, any specific limitations you have on any tourism-related funds, how much money does the town actually have and how does that match up relative to what the capital requirements are? But again, I want to commend you for what I consider to be improved engagement.

Kristen Thompson, 101 Shoolbred Court, member of the Arts Council - What I've observed over the last two years has been a challenge and both an opportunity with this funding. One challenge we are facing is we're unable to place many of our programs into the buildings that exist here on Kiawah. I have two programs that I'm trying to place for next year. I've been having a lot of challenges with them, dealing with the Resort in terms of finding a location and with KICA. So I'd like to speak in favor of the Arts Council moving forward with the Arts Center.

David DeStefano, 31 Burrows Hall - I'm speaking on my own, not as a Kiawah Island Community Association Board member. I don't have that authority today. With respect to the intersection and purchasing the building, I agree that whatever the uses, determines the value of the building. Right now, it's office space, and as the Mayor said, this could take three, three and a half, four years. That means the intersection isn't going to be done for three and a half or four years, and the community's waiting for that intersection to be improved, particularly the outbound lane. The outbound lane's not going to change no matter what we do with the inbound lanes. So I think the Town should move forward to get that straight through outbound lane going because that's a daily jam up. And I do know that in the few discussions I've had about that building, one of the things is it's going to be kind of a pass building where people get their passes, etc. And probably the entity that's most concerned about that and the Town is KICA. So KICA has got to be a major participant in anything that goes on with this because it's all about getting through the gate and the passes, et cetera. Technology changes very rapidly, et cetera. So I just wanted to make sure that all the proper parties are involved at the very highest level of this endeavor.

VII. Proclamation:

- A.** Proclamation Recognizing the Kiawah Conservancy, an Official Earth Day Conservation Partner of Kiawah Island

Mayor Labriola stated the presented proclamation supported the Conservancy as a conservation partner of Kiawah Island.

VIII. Presentation:

A. Feasibility Study Phase 1 – Webb Management

For the past few months, the Town has partnered with Webb Management Services on a study to determine the feasibility of creating an arts and cultural center on Kiawah Island. The study is divided into two phases, with Phase One targeting the needs assessment. In December, the consulting team collected information and community feedback and was also involved in the Town Council Planning Retreat. Mr. Webb will present the phase one findings and preview what's to come in phase two.

Mr. Webb stated that he had spent the last 34 years working for cities, schools, developers, and arts organizations, helping them think about building, fixing, and operating different kinds of theaters and other performing arts and cultural spaces, doing feasibility studies, and business plans and strategic plans. The presentation today is at a midpoint in the process. The work done to this point is the needs assessment, which is essentially saying; what if anything makes sense for this community? Is there a need, and what are the market opportunities?

Mr. Webb provided a PowerPoint presentation outlining the extensive study process, including collected community input and research on and off the island. An in-depth review of the needs assessment included the following:

- Forces & Trends
- Stakeholder Interviews
- Market Analysis
- User Demand & Utilization
- Existing Facilities & Competitive Analysis
- Benefits & Impacts
- Partners & Collaborators
- Comparable Projects

Conclusions & Recommendations

Mr. Webb stated that the study concluded that there is a potential market, there are audiences, and there are lots of folks who have the propensity to participate. There are gaps in the current inventory facilities. There is demand at a couple of capacity levels for some other spaces, and we see potential alignment with local and regional goals.

On that basis, we've recommended several pieces. And at this point, we're not saying if they're all contained within one building because they could be physically distributed as opposed to being in one place. But the pieces are that three to 400-seat main space that's good for music, dance, film, speakers, flexible seating, strong handicapped accessibility, strong technology, and great acoustics.

We also like the idea of adding a second multipurpose space, which works for smaller performances, plus or minus a hundred seats, but also meetings and events, rehearsals, teaching, and then some other pieces that could be around that. Other rehearsal spaces, classroom spaces, and exhibition spaces, it would be great if there was an opportunity to have an outdoor component around it. It should have strong food and beverage capabilities, great backstage, and as I've already said, this could all be within one building, or it could be distributed to create some kind of a district to sort of disperse arts pieces within a more sort of urban area.

Phase Two Scope of services:

Physical Planning:

- List of spaces for indoor and outdoor facilities
- Net square footage allocations
- Total area and footprints
- Performance equipment
- Preliminary capital budget

Business Planning:

- Programming strategy
- Governance & operations
- Comparable projects
- Staffing & leadership
- Pro-forma operating budget
- Economic impact projections

- Critical path plan

Following a preliminary gross square footage projection and a list of preliminary cost strategies, Mr. Webb, Councilmembers, and community members engaged in an in-depth discussion of the information presented. Included in the discussion were the conclusions, recommendations, comparable projects, estimated square foot pricing, financing, funding from a combination of individual donors and business donors, and alternatives available to build and operate this facility.

Following the discussion, Mayor Labriola asked if anyone felt the project should be stopped; if not, the study would continue to phase two.

IX. Old Business:

A. Status Report from Town Council Retreat February 2-3, 2023 - Work Plan Status Update (All)

Ms. Pomrenke provided an update on the Communication initiatives during 2023:

- ▶ KICA/TOKI Communication Process
 - Continuing to work with Shannon to establish an initial meeting between the KICA Board and Town Council ~ work in progress
- ▶ Communication:
 - Review of our methods, content, intentions, etc., ~ work in progress
 - New website ~ anticipated soft rollout mid-April and announcement to the public in May
 - New Strategic Communication Plan ~ anticipated being finalized in June

Councilmember Heidingsfelder provided an update on the initiative to increase direct interaction between the Town Council and the community.

➤ **Interactive Communication Concept**

- ▶ The Town Council is committed to establish a more regular, community-centric, and transparent communication process focused on the wider community of the island:
 - **Community Drop-In Meetings:** Stroll in at any time, and two Councilmen (on a rotating basis) will be available to listen to your concerns and answer any questions you might have
 - Every Friday after the Town Council Meeting between 09:00 am and 11:00 am
 - **First Meeting is scheduled for Friday, March 10th to meet Councilmen John Moffit and Michael Heidingsfelder**
 - **Next Meeting: Friday, April 7th at the Sandcastle with Brad Belt and Michael Heidingsfelder**
 - Locations might occasionally vary ... but usually in the Town Center and the Sandcastle
 - **Additional Podcast Formats** – Executed two new sessions with video in a “Talkshow”-style setting with Mayor John Labriola and Michael Heidingsfelder and with Brad Belt and Kevin Donlon (KICA).
 - **Further communication platforms in preparation:**
 - **Special Drop-In Meetings** – Whenever special circumstances require
 - **Regular Community Outreach Office Hours** – Every Monday from 09:00 am and 12:00 pm in the Executive Conference Room of the Town building –Meet a Councilman (on a rotating basis) and talk

Mr. Taylor provided a review of the Planning Department Action Items Update:

➤ Comprehensive Landscape & Tree Preservation Ordinance Adoption

- ▶ Objective: Memorialize comprehensive guidelines and standards for landscape and tree preservation
 - Two workgroup meetings were held in March
 - Next steps to bring in various experts (April)
 - Revised schedule for draft language target PC Recommendation (July 2023)
 - Target TC PH & 1st Reading: August 2023

➤ 2013 Amended & Restated Development Agreement Sunsetting

- ▶ Objective: Prepare for the end of 2013 ARDA
 - Draft summary composed of remaining action items of the 2013 ARDA. This includes status updates of items responsible by TOKI, KP as well as KICA. (Conveyances, dedications, entitlements, etc.)
 - Draft compiled of remaining action items within ARDA, including a timeline of ordinance amendments.
 - Ongoing: Review, compare and update to ensure consistency of what has been completed, is in process, and has yet to be completed.
 - Next steps / ongoing: Coordinate actions of ordinance timeline with established workgroup and task force

➤ Review of Land Use Planning and Zoning Ordinance

- ▶ **Objective: Complete rewrite of zoning code to update outdated standards and to reflect “KiawahNext” principles.**
 - RFP scheduled for release in April
 - Submittal RFP Deadline May 8th
 - Recommendation for selection of consultant scheduled for May –June TC
- **Betsy Kerrison Parkway Overlay Zoning District**
 - ▶ **Objective: Preserve the character of BKP as culturally significant to JI, Kiawah, and Seabrook**
 - Interest shared with Seabrook Island along with UGB
 - Information write-up sent out to the community through eblast regarding UGB as a precursor to conversations of BKP
 - Draft correspondence letter completed; to be shared with members of County Council and staff shortly after the briefing to District 8 & 9 Representatives
 - Consideration for stakeholder feedback included as part of KiawahNext

Mr. Harris provided an update on the Public Safety planned initiatives during 2023:

- ▶ **Implementing Emergency Calling Boxes - Pre-stage inquiry results:**
 - Finalize meetings with prospective organizations.
 - Narrow selections to the top three calling boxes.
 - Develop goals/timeframe for implementations after approval.
- ▶ **Implementing RFP development into a sworn police department ... Pre-stage inquiries:**
 - The Public Safety Committee will draft RFP.
 - Conduct a threat assessment throughout the entire island.
 - Provide an RFP recommendation to Council by May of 2023

Ms. Szubert provided a review of the goals of the Finance Department that included:

- ▶ **Evaluation of the Town’s fund balance and reserve policies and levels with an emphasis on financial risks from the hurricane, cost for cleanup and reviving the Island.**
 - With the oversight of the Mayor and Mayor Pro Tempe, the analysis and discussions will be conducted during FY24 budget review meetings and presentations.
 - Proposed policies will be reviewed at Ways and Means meeting on April 24, 2023.
- ▶ **Review of the Town’s investment policy and strategies**
 - As part of rebidding our banking services, we will evaluate the current investing mechanism-LGIP vs. outsourcing with other firms providing investment management services. This will take place after budget approval.
 - Request for Proposal (RFP) is underway with the goal of being advertised in mid-April.

Councilmember Heidingsfelder provided an update on the Kiawah Goes Green Initiative:

- ▶ The Town Council decided to revamp the 2021 “Go Green” initiatives and start the “Kiawah Goes Green” initiative in 2023
- ▶ The initiative will be implemented jointly with stakeholders (KICA, KIP, KIGR, Conservancy, Riverstone) with a first meeting towards the second half of April
- ▶ Key focus areas are:
 - Installing a series of EV Charging stations across the island for the efficient use of residents and visitors together with KICA, KIGR, KIC, and Freshfields/Andell West
 - Run a second pilot test with KICA using battery-operated landscaping equipment (esp. leaf blower) to validate if this technology is now ready to be used.
 - Expand the current concept of limiting the use of single-use plastics based on a variety of new environmentally friendly products for utensils, plates, cups, lids, bags, ... to be used across the island in, e.g., restaurants and golf courses.
 - Explore the regulation to use only electric vehicles on our beaches (non-emergency vehicles only, like, e.g., Beach Patrol, Turtle Patrol, Beach Umbrella/Chair Services, Beachwalker Park operations, ...)
- ▶ The TOKI team will also focus on several activities within their own boundaries:
 - Increase the **number of EV and Hybrid vehicles** in the Town’s vehicle fleet –Currently working on a replacement plan for the fleet
 - Organize **regular hazardous material pick-up events** at the Town Center –First discussions with Carolina Waste have started.
 - Providing a business plan for **installing solar panels on a Town building** to showcase how these panels can best be integrated into the design and architecture of buildings on our island.
 - **Additional alternative:** Work with the Riverstone team responsible for the new Andell West development to explore options for such showcase installation

- ▶ Community members with interest and experience in this matter should please come forward to join the overall Work Group.

Mr. Jordan provided a review of the Environmental/Wildlife Department Action Plan:

- The TOKI Environmental & Wildlife Department, in conjunction with the Environmental Committee, is committed to starting several new activities after completing the current fieldwork in mid-March:
 - ▶ Continue well-received communication activity with the community about ongoing wildlife protection measures with bobcats, birds, alligators, etc. - **Ongoing**
 - ▶ Increase activities to educate the community on actively participating in wildlife protection measures:
 - Avoid or minimize certain pesticides and fertilizers - **Creating a web page on a new website (part of Grow Native)**
 - Provide protective environments for certain species (e.g., certain birds) - **Flockwatch, creating new web pages for attracting birds to your backyard, how to for building and installing nest boxes, etc.**
 - ▶ Work with the Conservancy on developing solutions to reduce the use of pesticides and fertilizers on the islands' golf courses - **Discussions with the Conservancy underway**
 - ▶ Support efforts of other TOKI departments to:
 - Implement protective measures for our marshland (e.g., erosion protection, permeable surfaces, restricting access to certain endangered marsh areas) - **Ocean Woods driveway switch to pavers, Kiawah Bridge Marsh Restoration update**
 - Develop and implement a new Landscaping & Tree Protection Ordinance - **Preliminary discussion with Planning Workgroup on April 5**
- Kiawah River Bridge Marsh Restoration
 - ▶ Potential FY 23-24 Conservancy project
 - ▶ Stabilize bank, promote oyster recovery, and vegetation growth
 - ▶ Need to ensure compatibility with future Town plans for this area
 - ▶ Ideas
 - Eliminate public access to the river, add an overlook
 - Improve public access to the river, build a dock
 - Limit to emergency parking

Councilmember Heidingsfelder reviewed the projects that have been assigned to Council Members:

➤ Ordinance & Regulation Review Project

- ▶ The Town Council decided to create a workgroup of Town staff and Council members to step-by-step review existing ordinances and regulations of the Town.
- ▶ The purpose and focus are to ensure that the catalog of ordinances and regulations are up-to-date, practical, complete, easy to execute and enforceable, maybe obsolete or too bureaucratic or limited in scope, and certainly lawful
- ▶ The Work Plan and Team have been finalized.
- ▶ Start of activities in mid-April with a first workgroup meeting ... then start of the review of:
 - Quick fixes found in recent weeks/months or highlighted by community member comments
 - Then execution of the first batch of ordinances
- ▶ The timeline of the project will reach at least to the end of 2023, probably into 2024
- ▶ Community members with interest and experience in this matter should please come forward

➤ Volunteer Appointment and Support Policy

- ▶ The Town Council relies heavily on the involvement of community members in various Boards, Commissions, Committees, and various Work Groups. To ensure we provide a fair, supportive, legally safe, and motivating environment, we have started to work on a Volunteer Policy entailing:
 - Structured **interview and appointment process**
 - Detailed **onboarding process** for new volunteers—and ongoing training for select volunteer positions
 - Transparent and detailed definition of **roles and responsibilities** (Mission Statement, Rules of Engagement)
 - **Proper supervision and support** for each volunteer
 - **Fair and equal treatment** of all volunteers across the organization
 - Proper **ethical and confidentiality behavior**
 - Implementation of **constructive problem-solving and complaints procedures**
 - **Care for the safety and health** of volunteers when engaging in their tasks
 - Term limits for volunteer positions

➤ Kiawah Heritage Concept

- ▶ The Town Council is considering creating a first concept for a Kiawah History or Heritage Museum with the purpose of educating the community, visitors to the island, and surrounding schools about the rich history of our island over the past several hundred years:
 - **First contacts** to a knowledgeable community have been established. More will be necessary.
 - **First concept** for this venue would include topics like:
 - Proposing a proper location for the museum (e.g., Freshfields, entrance to the island, ...)
 - Considering using the old schoolhouse (maybe with some additions) as the venue (relocating from the current site)

- Outlining a general concept for the venue (displays, artifacts, media, ...)
- Defining with whom the Town will partner with for the curating tasks of such a museum
- Estimating funding and operating costs
- **Timing for first draft proposal:** Approx. May 2023
- **Re-start of discussion** with the current owner of the old schoolhouse across from the Town Center as a potential building for this idea (to be relocated)

- B.** To Consider Approval of **Ordinance 2023 – 02** - An Ordinance To Amend Chapter 12 – Land Use Planning And Zoning - Article II. – Zoning - Division 5. General Procedural Requirements. Section 12.156. – Public Hearing Procedures. **Second and Final Reading**

Chairman Heidingsfelder made a motion to approve the second and final reading of Ordinance 2023 – 02 - An Ordinance To Amend Chapter 12 – Land Use Planning And Zoning - Article II. – Zoning - Division 5. General Procedural Requirements. Section 12.156. – Public Hearing Procedures. Mayor Pro Tem Moffitt seconded the motion, and it was unanimously approved.

X. New Business:

- A.** To Consider Approval of **Ordinance 2023 – 03** An Ordinance of The Town Council of the Town of Kiawah Island Authorizing And Directing The Town Of Kiawah Island To Enter Into An Intergovernmental Agreement Relating To South Carolina Local Revenue Services; To Participate In One Or More Local Revenue Service Programs; To Execute And Deliver One Or More Participant Program Supplements; And Other Matters Relating Thereto. – **First Reading**

Ms. Szubert stated the ordinance to update some language in the Town’s agreement with the Municipal Association. Business license law Act 179 created the unit within Municipal Association that collects business licenses. With Act 176 of 2020, the General Assembly standardized business licensing in SC. Following the adoption of this act, the MASC provided a revised model business license ordinance. Every municipality in the state has adopted a revised business licenses ordinance based on Act 176 and the new model ordinance.

We currently participate in all three programs that they offer. Instead of the Town collecting business license fees from insurance companies, insurance brokers, and telecommunication companies, they go to the state. And then, the state remits the money to the Town. Last year we collected \$526,000 from those three programs. This agreement has existed, just cleaning up the language for the new program names and the new organization that collects the money now.

Chairman Heidingsfelder made a motion to approve the first reading of Ordinance 2023 – 03 - An Ordinance of The Town Council of the Town of Kiawah Island Authorizing And Directing The Town Of Kiawah Island To Enter Into An Intergovernmental Agreement Relating To South Carolina Local Revenue Services; To Participate In One Or More Local Revenue Service Programs; To Execute And Deliver One Or More Participant Program Supplements; And Other Matters Relating Thereto. Mayor Pro Tem Moffitt seconded the motion, and it was unanimously approved.

- B.** To Consider Approval of **Ordinance 2023 – 04** An Ordinance To Amend The Town Of Kiawah Island Municipal Code Article 3 - Elections, Chapter 1 - Election Of Mayor And Council, Section 3-104 - Time Of Election: Public Notice – **First Reading**

Last month we had a special presentation from the head of the Election Committee, who presented a number of very interesting statistics relative to the results of elections in even years and odd years. When the municipality had it on a year linked to state and federal, the participation was lower. The Governor, as we understand it, the Legislature is supposed to be making a change to take away the option that municipalities have, relative to having their election on even years, which is what ours is, even years, and move them to odd years.

After that presentation, I asked Ms. Tillerson and Mr. Wilson to prepare an ordinance so that we, collectively, are in control of that and not wait until the Legislature, the Governor, makes a decision that could impact us one way or another. Ordinance 2023-24 would amend our elections from even to odd, and the effective date would be 2025, effectively extending our terms by a year.

Mayor Pro Tem Moffitt made a motion to approve the first reading of Ordinance 2023 – 04 - An Ordinance To Amend The Town Of Kiawah Island Municipal Code Article 3 - Elections, Chapter 1 - Election Of Mayor And Council, Section 3-104 - Time Of Election: Public Notice. Chairman Heidingsfelder seconded the motion.

Mayor Pro Tem Moffitt - pointed out that at the with the guy from the Municipal Association, was that if we do nothing and this law passes, and the governor signs it, one of the conditions in that law is that you cannot extend terms, you can only draw them closer in. So, if this law gets signed in May or June, which is what the anticipation is, we would have to have an election in November 2023. ... which is around the corner. And, the feeling was with as many things as we kind of signed up for in the Retreat that we want to try and get accomplished, we were way better served to extend a year to try and get all of those things done than to campaign for the last several months rather than do anything.

Councilmember Heidingsfelder - I can understand that this could be controversial and maybe also a disappointment for those who would love to put up their names for the next election this year. But, as you said, John, I think we have now committed ourselves to so many topics that we are juggling. And I think the community gets only a glimpse of the time we are spending on them as volunteers here, and I think we really want to bring this to a fruitful completion.

Being new to this, I also observed that it is always a challenge for the staff to deal with new council members. There are new ways of doing things and more demands and doing things differently. So, I think it would also be a huge burden on the staff to have only a year of us and potentially new people they have to work with again. And then, I think we really don't want to disrupt what we are trying to do here because then in September, October, or November, there would be nothing else than campaigning and not really hard work. I think we want to, and we are committed to this hard work. So, I would also like to approve this ordinance.

Councilmember Belt - I fully support moving to odd-year elections for the reasons outlined by the Charleston County representative at the last meeting. Notwithstanding, which I think are very valid comments made by my fellow council members, I feel very uncomfortable about usurping the electorate's role in our deciding to extend our terms.

Notwithstanding the fact that I understand that the Attorney General has opined that we have the authority to do that. What we had understood from the representative of Charleston County and what would happen if the state mandated that we moved to elections is that it would extend terms. But then, it's a mandate imposed by the Legislature. I would be personally more comfortable allowing the voters to make a choice as to whether they want to have us extend our terms beyond what they had already voted on.

And, with regard to me, I'd be up in the fall and have less than one year term. But on the other hand, if the voters thought I was doing a poor job, that's an opportunity to replace me. If I decided to run again and they thought I was doing a good job, then I would have the opportunity to be reelected. For that reason, I would move to amend the last paragraph and go ahead and move to all odd years but shorten the term rather than lengthen it by one year.

Councilmember Heidingsfelder - I think I understand what you're saying and where you're coming from entirely, but I think what convinced me to be okay with the extension is that ever since this topic was brought up, there was no concern voiced from the community. I had not one single email. I had no question in the drop-in meetings in my meeting last week, and I haven't heard anything on that stand last time or at the beginning of this meeting. So, I would allow myself to take that as a quiet vote or silent vote that the majority of the community would be okay.

Councilmember Belt made a motion to amend Ordinance 2023 – 04 to shorten the term rather than lengthen it by one year. With no second, the motion failed.

Following the discussion, the motion was approved by a 4 to 1 vote. Councilmember Belt abstained.

Mayor Labriola stated the following three items, the Beach Service Franchise Agreement, OSD landscaping proposal, and the AirMedCare contract, were discussed and recommended for approval at the Ways and Means Committee meeting.

C. To Consider Approval of the Beach Services Franchise Agreement with Island Beach Services

Mayor Pro Tem Moffitt stated the first item is a recommendation from the Ways and Means to adopt the franchise fee from Barrier Allen Beach service. They're the chair and umbrella provider, which is for \$330,000 or 30% of sales, whichever is greater. And I understand it's been several years since they paid only \$330,000. It's been up around \$380,000, at least in the last year.

Councilmember Berner motioned to approve the Beach Services Franchise Agreement with Island Beach Service. Chairman Heidingsfelder seconded the motion.

Councilmember Belt stated that an issue was raised during the Ways and Means committee meeting, and the promised change was not made. I refer to the agreement page, which has the proposed franchise fee. It's 330,000 or 30%, whichever is greater. Our understanding at the Ways and Means Committee was that it would be revised to be 330,000 or 30% of gross receipts, whichever is greater. And that change was not made to the agreement.

Ms. Tillerson stated that the change would be made to the contract the Mayor would sign.

Following the discussion, the motion was unanimously approved.

D. To Consider Approval of the Landscape Proposal from Outdoor Spatial Design

Mayor Pro Tem Moffitt stated the second one is a landscaping proposal. And it's actually not technically for landscaping; it's really for landscaping planning. And there are three components to this one. And then, there's a little fourth kind of a sub-component. So, the first three are to provide us with a spatial presentation, kind of not construction drawings, but a conceptual drawing of the Kiawah Island Parkway comprehensive landscape plan. And, it's for the part of the parkway that we didn't include in the original Parkway Landscaping from the traffic circle to the Freshfields to work on cleaning that up a little bit.

And then the second one is for an area back here behind Town Hall building for a rain garden and a grow native trail. And then the third and probably the most important of the three is the conceptual design for the Beach Walker Drive landscape enhancement.

And, I would say that for the first two, what they're going to do is they're going to provide the Town with a conceptual plan. And then, our landscape company is going to install actually then based on that conceptual plan, along with the people that are doing this plan. On the Beach Walker Drive landscape enhancement, the agreement we had, at least in the Ways and Means Committee, was that one of the first steps, if we approve this, will be for the landscape architect to actually walk that Beachwalker Drive with representatives from the communities, along Beach Walker so that everybody can be satisfied that what we're going to do along those areas that are really not very attractive is acceptable.

Whether it's simply putting pine straw down in certain areas or planting a bunch of bushes or something that screens, there'll be a kind of test walk on what that will look like. But then, because that one is so significant, the architect is going to provide construction oversight as that planting is done. So whatever this walk generates in terms of the plantings, he'll ensure that it's actually executed that way. And so, the total fee for this is \$29,005 to do those three projects.

Councilmember Belt - I socialized with some of the members of the Beachwalker community, and the streamlined process, given the lack of attention that's been paid with regard to Beachwalker, I think is appreciated. And I would just note one other thing that we would essentially carve out and will identify the areas on the east side of Beachwalker Drive on the island side. Basically, from the general store to the entrance to the Key Island community, as well as from where the utility stuff is to the Beachwalker Park on that side, will essentially be carved out from this plan.

Chairman Heidingsfelder made a motion to approve the Landscape Proposal from Outdoor Spatial Design. Councilmember Berner seconded the motion.

Councilmember Heidingsfelder - I wanted to update you that I have received quite a bit of communication from community members about this particular topic. In particular, their interest that we are doing it right this time. So, I would look at more options, let's say it this way. And I feel that similar to including the neighboring communities in the Beachwalker Drive topic; we should also consider or ask the OSD to please hold a community meeting at a given point of phases one, two, and three. So that community members can provide input on how they would like to see the planting develop along Beachwalker Drive and along Kiawah Island Parkway.

Ms. Tillerson stated if we want them to do a community meeting, we're not paying for that cost in the proposal. I'm sure they're willing to do that, but they may do it at no cost or add a small additional cost to add community meetings. And we also added the Causeway into this proposal because I did talk with SCDOT, and so we just need to show them a plan.

Councilmember Heidingsfelder - I would really like to invite the community to participate here in both of these aspects of the project or all three, actually. Even if somebody's really interested in the Rain Garden and the native trail here around the Town Hall building to really participate. Also, regards Beachwalker Drive. Please also make sure that somebody from the Kiawah Partners is involved in that because they own a substantial stretch of that east side.

Following the discussion, the motion was unanimously approved.

E. To Consider Approval of the AirMedCare Contract Renewal

Mayor Pro Tem Moffitt stated that the last one is the AirMedCare renewal. We have a contract now with the service to provide helicopter medevac services to all of the residents of Kiawah. And, a resident is really just somebody that owns a home, not necessarily somebody that has it as their primary residence. It's \$8,163, and basically, it provides free helicopter medevac services that otherwise would cost- I don't know how much, but a lot. We used it twice last year, and we figured that the cost of those two trips was probably three times what our premium is for this. So, this is a service that the town provides to its residents or property owners, and we just want to renew this contract at the same price as it has been.

Mr. McAden provided an overview of the services provided by AirMedCare under the Municipal Program provided to Kiawah and the option for a resident to upgrade to full membership.

Chairman Heidingsfelder made a motion to approve the AirMedCare Contract Renewal. Councilmember Berner seconded the motion, and it was unanimously approved.

Chairman Berner made a motion to amend the agenda to move Citizen's Comments before the Executive Session. Councilmember Heidingsfelder seconded the motion, and it was unanimously approved.

XI. Citizens' Comments:

Tim Hazel, 283 Governor's Drive - I would like to quickly to your point, Mr. Belt, adding that there have been mistakes made. The town, its planning department, and the approach that they have taken to enforcing the ARDA has not been consistent with the terms of the law or the contract itself. And, I would hope that you would listen to the concerns, albeit of nasty lawyers who just happened to have residents on the island. But I would hope that you would take our comments and look at them in a productive way, not in a destructive or nasty way. Because I think that we're all hoping to get to the same point, and that is to get a citizenry that is comfortable with the way things are done. And, currently, you don't have that. And, I would say that the problem with that is going to be the next developer who comes down the pipe, whether it's over here at Andell or elsewhere. We are going to be very concerned and maybe not fair to that next developer. So, I would encourage you not to stiff-arm comments, especially with respect to concerns that we have. And in particular, 134 Blue Heron Pond. Things weren't done properly. Things can be fixed, but there doesn't seem to be a desire to fix them.

Rob McIlvain, 146 Blue Heron Pond Road - To follow up on the comments from Councilman Belt and Tim Hazel. I think it's been a problem with a lot of Kiawah institutions, and having served as a KICA board member for three years, I can say KICA had the same problem. There's such an effort to convince people that whatever was done was right. And, if you spent the time trying to argue why it was right, as opposed to just fixing the problem, you could actually fix the problem and get more credibility. And I know KICA had the problem. I see it with the town as well. And I would encourage you; what I've always said is if you have two pathways, if you have a pathway that is clearly legal and you have a pathway that is questionably legal, don't go questionably legal. Go clearly legal; as a public body, do what is clearly legal. We shouldn't be arguing about what may be legal. We should be arguing about what is clearly legal. And that's what I think a town; I suggested that KICA do it as well, and hopefully, they will do it, but I think that's something that's important for public bodies to embody.

Dave DeStefano, 31 Burroughs Hall - I have three items that I want to touch on. One, I've seen on the agenda from the Public Works thing about charging stations on the island. KICA has addressed that there's no place for them. If you own a home, you can cut your own charging station. If the regimes need them, they have to do it on their own. There's just no place to put them; we've already addressed it. The Resort may want to do something. That's entirely up to them. So there's really no place to put them, there's no parking place to put them, et cetera. So I think that should be left up to KICA.

With respect to the issue of whether to increase the term for a year or backing it off a year, Mike, you said you hadn't gotten any comments on it. I was at the last meeting when they talked about it. The first time I learned that

there was actually going to be a vote on it was when I walked in here today. So I think if we had publicly known there was going to be a vote on this or discussion on this sooner, you might have had some comments on that because most of the people I talked to said, “Just reduce it, keep everybody happy.”

With respect to the sheriffs, I don’t know if the towns had the meeting. We had a meeting with the Sheriff the other day. We’re actually going to have more coverage than we have now. So I don’t know if they’ve talked about it, but they have a special... This is going to be District 11 from 7:00 AM to 7:00 PM, and it’s just that they determined that we’re not going to have any sheriffs out here based upon what we were told is not accurate.

Mayor Pro Tem Moffitt - We’ve never said we’re not going to have any coverage. The District 11, as opposed to having dedicated sheriffs for Kiawah, which is what we had contracted with, we’ll be part of a larger district that runs from Kiawah, Seabrook, all the way to Edenvale. There will be potentially X number of deputies in that district. That’s the same number of deputies that patrol that area now, but we also have, additionally, two dedicated sheriffs. So the issue isn’t whether we will have coverage? The bigger issue is if we need a sheriff, what’s the response time? It doesn’t matter where they are on the island. It is less time than if they are at Edenvale. And that’s the concern is that the Sheriff doesn’t have to provide coverage on Kiawah. The Sheriff says whatever you want to hear, but the fact is the Sheriff won’t have to provide it on Kiawah.

Todd Boney, 3532 Shipwatch, a board member of Preserve Kiawah - I know the last thing you’re looking for is additional work, but I do have a suggestion. And I am concerned that the island is woefully unprepared for a catastrophic event. I know that the town has done some work. I guess I wonder if the Town can do some work with KICA to make sure that the community overall is prepared for a catastrophic event.

I’m on the board of the Seascape Regime. We just found out that our deductible, our retention’s going to go from roughly \$800,000 to over \$2 million, and we’re trying to work with our homeowners to help them understand how a condominium policy may include coverage for special assessments in the event of a catastrophic event, a named hurricane.

That, to me, is an example of how we as a community can be, I think, doing a better job of educating homeowners. I think there’s an assumption that in the event of a catastrophic event, that the community has sufficient deep pockets personally and as a community to deal with it. I guess, I question whether that’s the case. I question that for KICA quite frankly, and I questioned it as individuals.

So I just wonder if there are things that the town can be doing to educate the community. If your house was built before X date, you probably don’t have the right windows in place. If there’s an email chain going around right now about education efforts or about having to replace your roof, these are things that I think we can get homeowners out in front of. I think the total cost of ownership of the island is definitely going up in large part because of increased property insurance. So I just ask you to consider doing something.

An example would be, I’m sure, that there would be some organization that could model the likely impact of a cat 2, 3, and 4 hurricanes on the island, which would allow us to think through what needs to be done. A prior Councilmember has mentioned that the Town does have in place a program to get the Causeway Bridge replaced and up and running if it was destroyed in a month. Can you imagine what the island would be like if it took 30 days for homeowners to get access to their homes after a catastrophic event when they couldn’t get there for 30 days? And I just bring that up as an example.

Shannon White has mentioned that there aren’t a lot of companies that provide bridge maintenance and support in the Charleston area. I would wonder, is the firm that you contracted with the same firm that Kiawah uses? Is it the same firm that other communities in the area utilize? And are we all, in a sense, dependent upon, just by way of example, a single firm that is incapable of dealing with our needs?

So again, you’re doing a lot of great work here, guys, and I commend you for it, but it’s tough to put your time into something, preparing for something we all believe, and we hope, at least, won’t happen, but I do think there are some things that the town can do to help educate and prepare the community in case we do face a catastrophic event.

Maura McIlvain, 146 Blue Heron Pond Road - One, I didn’t stand up and complain about any ordinance to extend your term because I’m not sure what you guys were supposed to do. I listened to the gentleman from the county, the lawyer who explained what the legislation may say and may do to you if they pass it before you do something. So you either were going to truncate everyone’s term by a year, or you were going to extend it. So I don’t know what you guys were supposed to do, but I didn’t stand up because I thought it was as reasonable a solution as any because it was kind of a parade of horrible when he explained it. What could happen if you did nothing? So I’m happy you did something.

We didn’t hear an update on the ARB task force. So sometimes, I think the community would like to know where that is going. I’m sure you’re all aware of the demand letter that went to KICA, and that’s an issue that I know. I

know that it didn't go to the Town, but of course, it very much involves the Town because it involves the interpretation of your Amended and Restated Development Agreement and a provision in the waiver section 18 A and what it means and just throwing it out there. That same development agreement, the last paragraph, allows you, the Council, to request an interpretation by an arbitrator if there comes to be an interpretation dispute between you and the counterparty, the developer, to what that document means or a phrase in the document means or what it should be interpreted to mean. I throw that out just as a possible alternative. I don't know whether it's one you want to engage in or consider.

XII. Executive Session:

- A.** Executive Session Pursuant to Section 30-4-70(a)(2) – Contractual, Real Estate Building and Site located at 1 Kiawah Island Parkway. To Discuss the Negotiation of the Purchase and Site of the Kiawah Island Real Estate Office

Councilmember Berner made a motion to go into executive session pursuant to section 30-4-70 contractual real estate building and site located at 1 Kiawah Island Parkway to discuss the negotiation of the purchase and site of the Kiawah Island real estate office. Mayor Pro Tem Moffitt seconded the motion.

Councilmember Belt - What it is that we are going to be discussing an Executive Session and then what it is that we are intending to do under new business. It was my understanding that we were going to and were presented a draft letter of intent that we would discuss and that would have terms that we would discuss amongst ourselves in Executive Session and agree on to send to, as a first step, a non-binding letter of intent. But that's not what the new business item says.

Mayor Pro Tem Moffitt - If we go, the first thing we should do is make sure we know why we're there. And if we can't clearly define that, then we should come out. I'm not far off from you there.

Councilmember Heidingsfelder - I would like to make a few statements for the record about this. In partially repeating what I said earlier, but also to reinforce, I really want to make sure the community understands that what we are discussing here, both as it relates to the Kiawah Island Real Estate building but also the intersection and the Upper Beachwalker Drive and all of the topics that we have started to elaborate upon is in an exploratory phase, there are no decisions, there are no final concepts, there are no deals of any kind. We are just starting to look into this. We had very productive meetings with the partners about this because they are the core counterpart on this. I hope that we will have the same productive meetings with KICA going forward, but I really want the community to understand that this entire area and what we are going to do with it is currently a once-in-a-lifetime opportunity.

If we let this go, then we will probably never have a chance to fix our traffic problems, and for the rest of our lives on this island and the lives of our children and grandchildren, they have to look at a certain build-out of the Upper Beachwalker Drive parcels. So I think we have an opportunity here. I would like to ask the community for the trust in what we are trying to accomplish and in our clear intentions to involve the community in any further step from here onwards. We have explored, we have tried to find out if there is something we can accomplish here. I think we are more and more getting to this point where we have that opportunity, and then it's the step forward. And I think this letter of intent, and Brad, we are exactly on the same page here on what that letter of intent should really entail.

That's a very important step because we want to explore, "Is this really something now that we can accomplish? Is there a chance to have a reasonable price for this building?" Because we believe at the moment it could really be absolutely essential for solving these problems, then it's worth to spend our time and our money and going into very detailed due diligence and traffic studies and bringing in whoever has something knowledgeable to say about these things. That's the important part. But I want the community to understand if we don't use this opportunity right now, what's the alternative? And the alternative is that we will probably never again have a chance to fix our traffic problems. And we have to face the entitlements of the property owners along the Upper Beachwalker Drive, and what they are entitled to was approved. Unfortunately, from my point of view, in the planning commission a couple of months ago, as it relates to density and building heights, et cetera, up to 90-something dwelling units, that's the alternative.

If we don't do anything, if we are not willing to compromise, that's what we are going to face. No solution for traffic and a significant violation of aesthetics on Upper Beachwalker Drive. So looking at the Kiawah building gives us a lot of interesting opportunities. The biggest one, of course, is to be able to use land from that property to mitigate traffic. That's probably the biggest topic. Now, we don't know that we are speculating here, and we need the advice from experts, but just looking at the map and looking at some very preliminary drawings, as the Mayor

said earlier, there's an opportunity that's what we want to explore. The office or the building itself could be used in multiple ways. And I think, as I said earlier, the past issuing has probably become less and less attractive because we are understanding that there are much better solutions for that.

But it can be used by us; it can be used by KICA. You will remember the discussion on IKEA about moving certain activities to this building. So I think there is a multitude of options for us, to the town, for KICA. We can think about this history or heritage museum that would find a place there. It's a lot that we can do with this. We need to figure it out, I agree, but we need to have the opportunity to figure this out.

And then, as it relates to Upper Beachwalker Drive, I think we will have the opportunity, and that's why it is linked together to have a different concept that we can agree upon in the plant development with the Kiawah Partners of mixed-use, residential, office, amenities, and all of this resulting in a notable reduction of dwelling units, building heights, significant increase in setbacks, less curb cuts, etc.

Following the discussion, the motion to go into Executive Session was unanimously approved.

Mayor Pro Tem Moffitt made a motion to come out of Executive Session. Councilmember Berner seconded the motion, and it was unanimously approved.

XIII. New Business:

- A.** To Authorize the Mayor to Negotiate the Purchase of the Kiawah Island Real Estate Building and Site located at 1 Kiawah Island Parkway

Councilmember Heidingsfelder made a motion that Councilmember Belt and Mr. Wilson draft a letter of intent for the Kiawah Island Real Estate property, ideally by separating out the property versus the property plus the building and that the Town Administrator update the independent appraisal to today's value. Councilmember Berner seconded the motion, and it was unanimously approved.

XIV. Council Member Comments:

None

XV. Adjournment:

Councilmember Heidingsfelder made a motion to adjourn the meeting at 5:58 pm. Councilmember Berner seconded the motion, and it was unanimously approved.

Submitted by,

Petra S. Reynolds, Town Clerk

Approved by,

John D. Labriola, Mayor

Date



TAB 2

TOWN COUNCIL

Agenda Item

STR Clerk Compliance Violations

Subcategory	2021	2022	2023 to Date
No Rental License 14-502 (1)	8	12	0
Rental Add Not in Compliance 14-503©	0	7	0
Parking (Too many vehicles) 14-506(d)	0	1	1
Trash Cans Visible 14-506(e) (i)	1	0	1
Littering	0	13	3
Total	9	33	5

Day-Time Code Enforcement

Subcategory	2020	2021	2022	2023 to Date
12-104 Accessory Uses, building/structures		1		
14-502 (1) Rental Business Licenses Application	10	1		
14-502(2) Rental Business License Application	6			
14-503 (c) Advertisement Requirements	17			
14-506 (b)(1) Local Contacts	1			
14-506 (d)(1) Parking and Driveways	0	2	1	
14-506 (f) Bikes and Beach Gear		1	1	
15-212 (a) Littering (private/public property)			2	
15-215 (1) Lighting Control (wall mounted flood lights)			1	1
15-215 (2) Lighting Control (Balcony lights)			1	
15-215 (3) Lighting Control Date/time to turn off			1	
15-306 (1) Disturbing the Peace (loudspeakers)	1	2	0	
15-307 Failure to Cooperate			1	
15-501 (a) Alligator Regulations		1	2	
15-802 (a) Rental Business License Application	16			
15-802 Notice of rental residence rules and regulations	21			
15-803 (c) Permit and Operating Requirements	79			
15-806 (e)(1) Trash Collection	1			
16-502 (a) Restrain of Pets (Gen)		2		
2020-02 Emergency Short-Term Rental Ordinance	57			
2020-06 Emergency Ordinance for Face Coverings	1			
2020-9.1 Emergency Ordinance for Face Coverings	1			
2020-9.2 Emergency Ordinance for Face Coverings	4			
4-301 Business Licenses Required	23	10	15	1
4-304(e) Any person who shall discontinue doing business	18			
7-201 Unsecured Pet		3	1	
8-108 Scavenging, dumping prohibited			1	
9-125 Contractor License	6	6	8	
9-133 Unlawful continuance	2			
9-181 No Permit/Working without correct permits	25	21	34	
Sec. 4-307 False License Application Unlawful	2			
Total Per Year	291	50	69	2

Evening Enforcement Activity 2020-2021

Violations	2020	2021
STR Bikes and Beach Gear	2581	2293
STR Parking	418	253
STR Trash	300	78
Property Owner Violations	1758	1127
Vehicles Parked on Landscaping	435	328
Disturbing the Peace/Noise	101	108
Contractor Issues/Complaints	445	137
Fire/Fireworks	29	41
Public Assists/Medical	167	235
Alligator Calls/Removals	39	32
Turtle Activity/Beach Lighting	41	270
Underage Drinking	77	115
Trespassing	6	20
Narcotics	13	20
Public Nudity	7	21
Other Ordinance Violations	143	331
Total:	6560	5409

2022 Evening Enforcement Activity

Enforcement	Subcategory	Verbal Warning	Written Warning	Citation	Violation Total
	Alcohol 15-208	8	2	6	16
	Alligator 15-501	0	1	0	1
	Beached Boat 16-803	0	0	4	4
	Beach Fire 15-105	0	0	0	0
	Build Permit	7	10	0	17
	Business License	0	0	0	0
	Critical Habitat 16-604	19	2	0	21
	Disorderly 15-204	0	0	2	2
	Drone 7-302	1	2	0	3
	Dune 16-403	27	0	0	27
	Fireworks 15-209	7	0	0	7
	Glass 16-818	46	1	0	47
	Harass Animal 16-810	0	0	0	0
	Leash 7-201	70	19	0	89
	Lights 16-107	309	5	0	314
	Littering 15-212	6	86	2	94
	Narcotics 15-213	0	0	15	15
	Noise 15-306	50	16	0	66
	Nudity 16-806	21	0	0	21
	Other	26	1	7	34
	Parking 13 -103	8	2	7	17
	Personal Article Storage 8-119	9	569	3	581
	Plastic 14-402	0	0	0	0
	Shovel 16-409	22	0	0	22
	Storage 16-805	0	0	0	0
	STR Bikes Beach Gear 14-506f	0	1417	24	1441
	STR Parking 14-506d	0	82	1	83
	STR Parking 14-506d(1)	0	77	0	77
	STR Parking 14-506d(5)	0	22	0	22
	STR Trash 14-506e(1)	0	28	0	28
	Swim Wade 15-314	1	0	0	1
	Trespass 15-119	7	0	3	10
	Vehicle 16-302b	6	0	1	7
	Total:	650	2342	75	3067

2023 Evening Enforcement Activity

Enforcement	Subcategory	Verbal Warning	Written Warning	Citation	Violation Total
	Alcohol 15-208	0	0	0	0
	Alligator 15-501	0	0	0	0
	Beached Boat 16-803	0	0	0	0
	Beach Fire 15-105	0	0	0	0
	Build Permit	0	0	0	0
	Business License	0	0	0	0
	Critical Habitat 16-604	0	0	0	0
	Disorderly 15-204	2	0	0	2
	Drone 7-302	0	0	0	0
	Dune 16-403	0	0	0	0
	Fireworks 15-209	0	0	0	0
	Glass 16-818	0	0	0	0
	Harass Animal 16-810	0	0	0	0
	Leash 7-201	8	0	0	8
	Lights 16-107	0	0	0	0
	Littering 15-212	1	6	0	7
	Narcotics 15-213	0	0	0	0
	Noise 15-306	5	0	0	5
	Nudity 16-806	0	0	0	0
	Other	0	0	1	1
	Parking 13 -103	0	0	0	0
	Personal Article Storage 8-119	0	39	0	39
	Plastic 14-402	0	0	0	0
	Shovel 16-409	2	0	0	2
	Storage 16-805	0	0	0	0
	STR Bikes Beach Gear 14-506f	0	54	0	54
	STR Parking 14-506d	0	2	0	2
	STR Parking 14-506d(1)	0	5	0	5
	STR Parking 14-506d(5)	0	1	0	1
	STR Trash 14-506e(1)	0	4	0	4
	Swim Wade 15-314	0	0	0	0
	Trespass 15-119	0	0	0	0
	Vehicle 16-302b	0	0	0	0
	Total:	18	111	1	130

Beach Patrol Enforcement 2020-2021

Violations	2020	2021
Critical Habitat 16-604	243	227
Dune 16-403	419	345
Glass 16-818	675	464
Leash 7-201	797	619
Other	143	113
Plastic 14-402	17	9
Shovel 16-409	231	117
Storage 16-805	16	37
Total:	2541	1931

2022 Beach Patrol Enforcement Activity

Enforcement	Subcategory	Verbal Warning	Written Warning	Citation	Violation Total
	Alcohol 15-208	0	0	0	0
	Alligator 15-501	0	0	0	0
	Beached Boat 16-803	3	0	0	3
	Beach Fire 15-105	0	0	0	0
	Build Permit	0	0	0	0
	Business License	0	0	0	0
	Critical Habitat 16-604	218	14	0	232
	Disorderly 15-204	2	0	0	2
	Drone 7-302	9	1	0	10
	Dune 16-403	173	1	0	174
	Fireworks 15-209	0	0	0	0
	Glass 16-818	189	1	0	190
	Harass Animal 16-810	11	0	0	11
	Leash 7-201	405	46	0	451
	Lights 16-107	0	0	0	0
	Littering 15-212	0	1	0	1
	Narcotics 15-213	0	0	0	0
	Noise 15-306	12	0	0	12
	Nudity 16-806	0	0	0	0
	Other	29	5	2	36
	Parking 13 -103	6	9	19	34
	Personal Article Storage 8-119	0	1	0	1
	Plastic 14-402	4	0	0	4
	Shovel 16-409	163	3	0	166
	Storage 16-805	13	5	0	18
	STR Bikes Beach Gear 14-506f	0	2	0	2
	STR Parking 14-506d	0	0	0	0
	STR Parking 14-506d(1)	0	0	0	0
	STR Parking 14-506d(5)	0	0	0	0
	STR Trash 14-506e(1)	0	0	0	0
	Swim Wade 15-314	45	1	0	46
	Trespass 15-119	0	0	0	0
	Vehicle 16-302b	42	0	0	42
	Total:	1324	90	21	1435

2023 Beach Patrol Enforcement Activity

Enforcement	Subcategory	Verbal Warning	Written Warning	Citation	Violation Total
	Alcohol 15-208	0	0	0	0
	Alligator 15-501	0	0	0	0
	Beached Boat 16-803	0	0	0	0
	Beach Fire 15-105	0	0	0	0
	Build Permit	0	0	0	0
	Business License	0	0	0	0
	Critical Habitat 16-604	40	0	0	40
	Disorderly 15-204	0	0	1	1
	Drone 7-302	0	0	0	0
	Dune 16-403	52	0	1	53
	Fireworks 15-209	0	0	0	0
	Glass 16-818	2	0	0	2
	Harass Animal 16-810	0	0	0	0
	Leash 7-201	37	0	0	37
	Lights 16-107	0	0	0	0
	Littering 15-212	0	0	0	0
	Narcotics 15-213	0	0	0	0
	Noise 15-306	0	0	0	0
	Nudity 16-806	0	0	0	0
	Other	1	0	2	3
	Parking 13 -103	0	0	0	0
	Personal Article Storage 8-119	0	3	0	3
	Plastic 14-402	0	0	0	0
	Shovel 16-409	13	0	0	13
	Storage 16-805	0	0	0	0
	STR Bikes Beach Gear 14-506f	0	0	0	0
	STR Parking 14-506d	0	0	0	0
	STR Parking 14-506d(1)	0	0	0	0
	STR Parking 14-506d(5)	0	0	0	0
	STR Trash 14-506e(1)	0	0	0	0
	Swim Wade 15-314	0	0	0	0
	Trespass 15-119	0	0	0	0
	Vehicle 16-302b	6	0	0	6
	Total:	151	3	4	158



TAB 3

TOWN COUNCIL

Agenda Item

Town of Kiawah Island

Proclamation

Celebrate Kiawah Shorebird Week

WHEREAS, Kiawah Island's beach and coastal environment provides important habitat for a wide diversity of shorebirds; and

WHEREAS, Kiawah Island is fortunate to have 45 species of shorebirds and seabirds that depend on our island for survival; and

WHEREAS, the Red Knot and the Piping Plover are listed as endangered or threatened species and protected by state and federal laws; and

WHEREAS, results of recent research have shown Kiawah Island to be critically important to the survival of the Red Knot; and

WHEREAS, shorebirds across the board have declined by 70 - 85% in the last 40 years; and

WHEREAS, the Town of Kiawah Island wishes to recognize the conservation efforts of the Kiawah Island Shorebird Stewardship Program for their protection and preservation of the shorebirds on Kiawah Island; and

WHEREAS, the Town of Kiawah Island wishes to encourage residents and guests to appreciate Kiawah's shorebirds, and recognize that they need our island to nest, rest, and feed.

NOW, THEREFORE, I, John Labriola, by virtue of the authority vested in me as Mayor of the Town of Kiawah Island, do hereby proclaim May 7 to May 13, 2023 as:

Celebrate Kiawah Shorebirds Week

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of May 2023, in the Town of Kiawah Island, South Carolina.

Honorable John D. Labriola
Mayor, Town of Kiawah Island



TAB 4

TOWN COUNCIL

Agenda Item



Maritime Forest Health Analysis

May 2, 2023 Town Council Meeting
M. Lee Bundrick, MS, MPA, *Sr. Ecological Health and Conservation Coordinator*

Funding from the Town of Kiaawah Island (FY22-23)



Project Details / Objectives

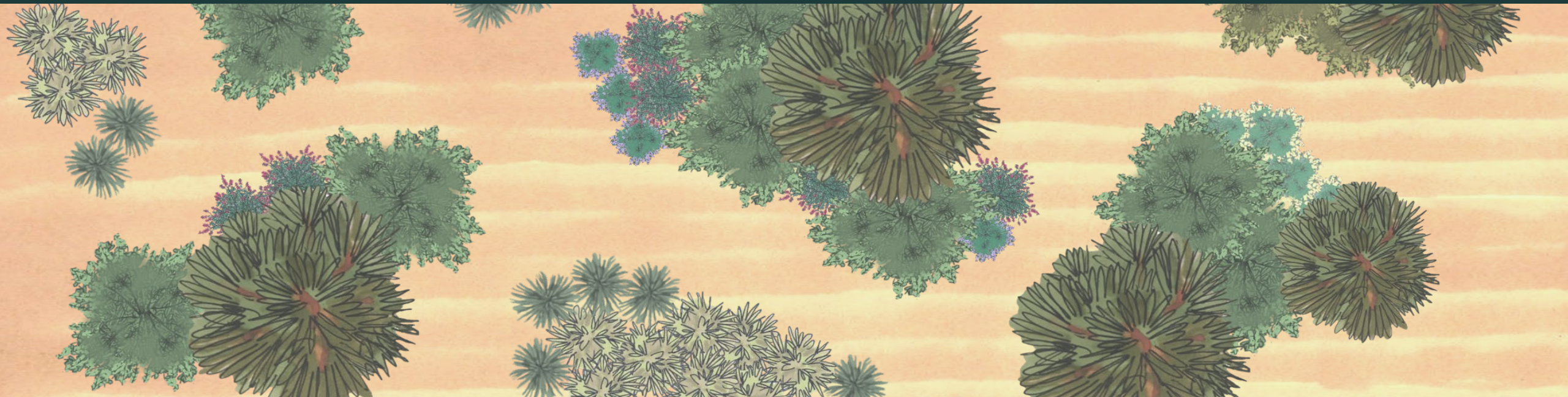
Investigate the vegetative health of the maritime forest

- Productivity/health
- Forest density
- Saltwater Vulnerability

Develop tools and protocols for future analyses



Vegetative Productivity



Vegetative Health

Defined watershed units for assessment

Normalized Difference Vegetation Index

- Vegetative Productivity and Health
- Aerial imagery (USDA NAIP)
- Satellite Imagery (ESA Sentinel-2)

Time-series linear regression

- Python and R code integration

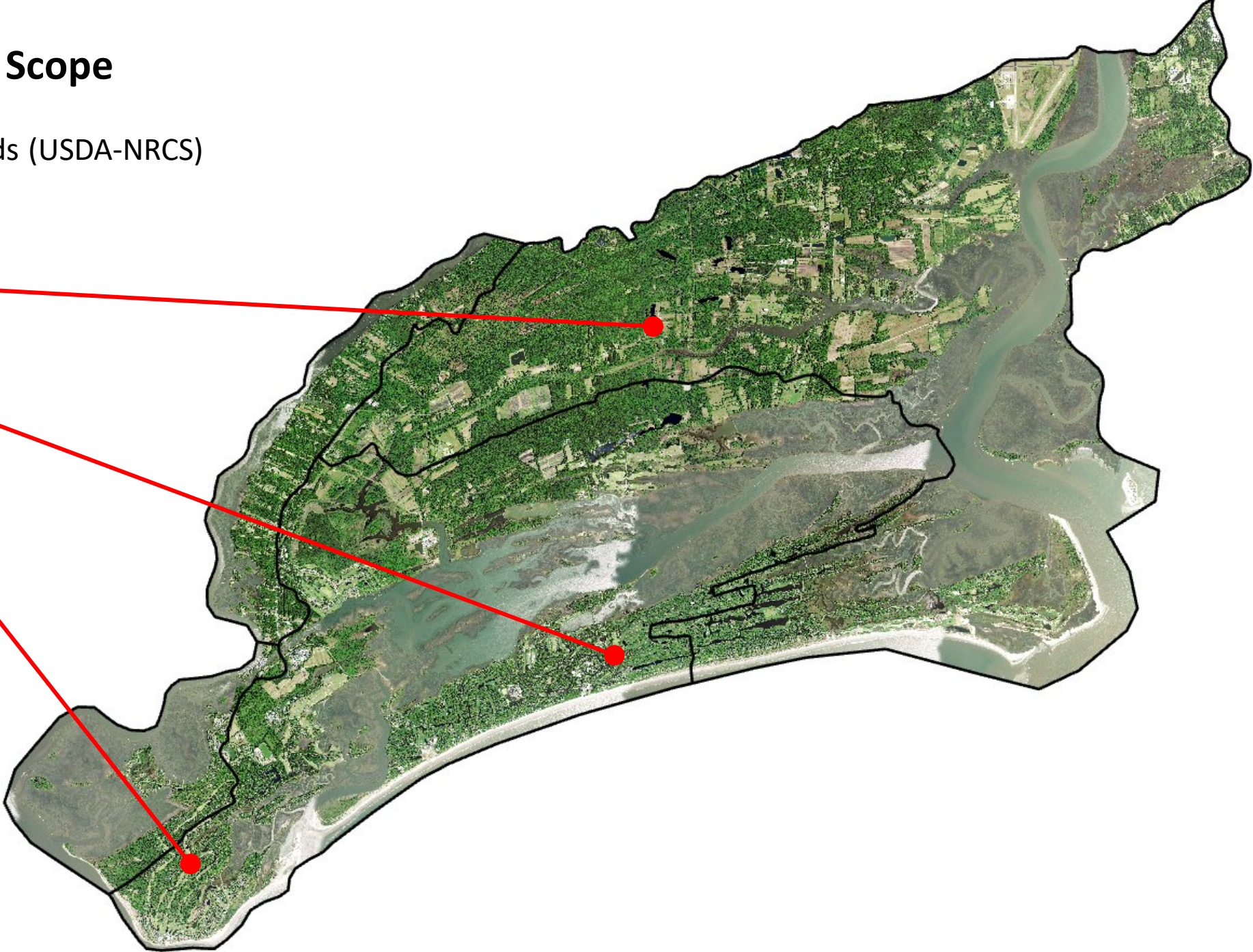
Broad Geographical Scope

Kiawah River Watershed
HUC 12-Digit Subwatersheds (USDA-NRCS)
44,000 acres

Southern Johns Island

Kiawah Island

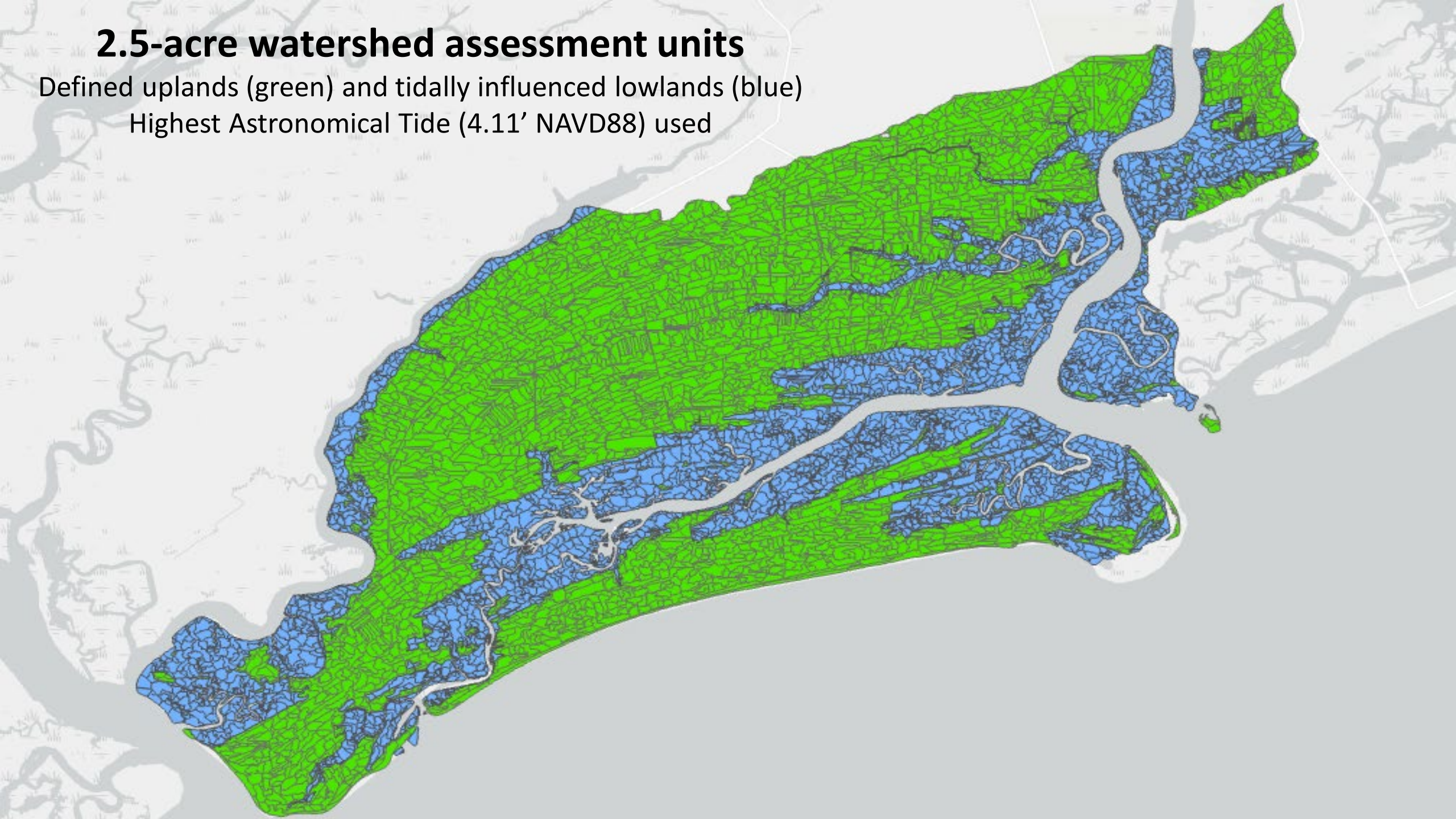
Seabrook Island



2.5-acre watershed assessment units

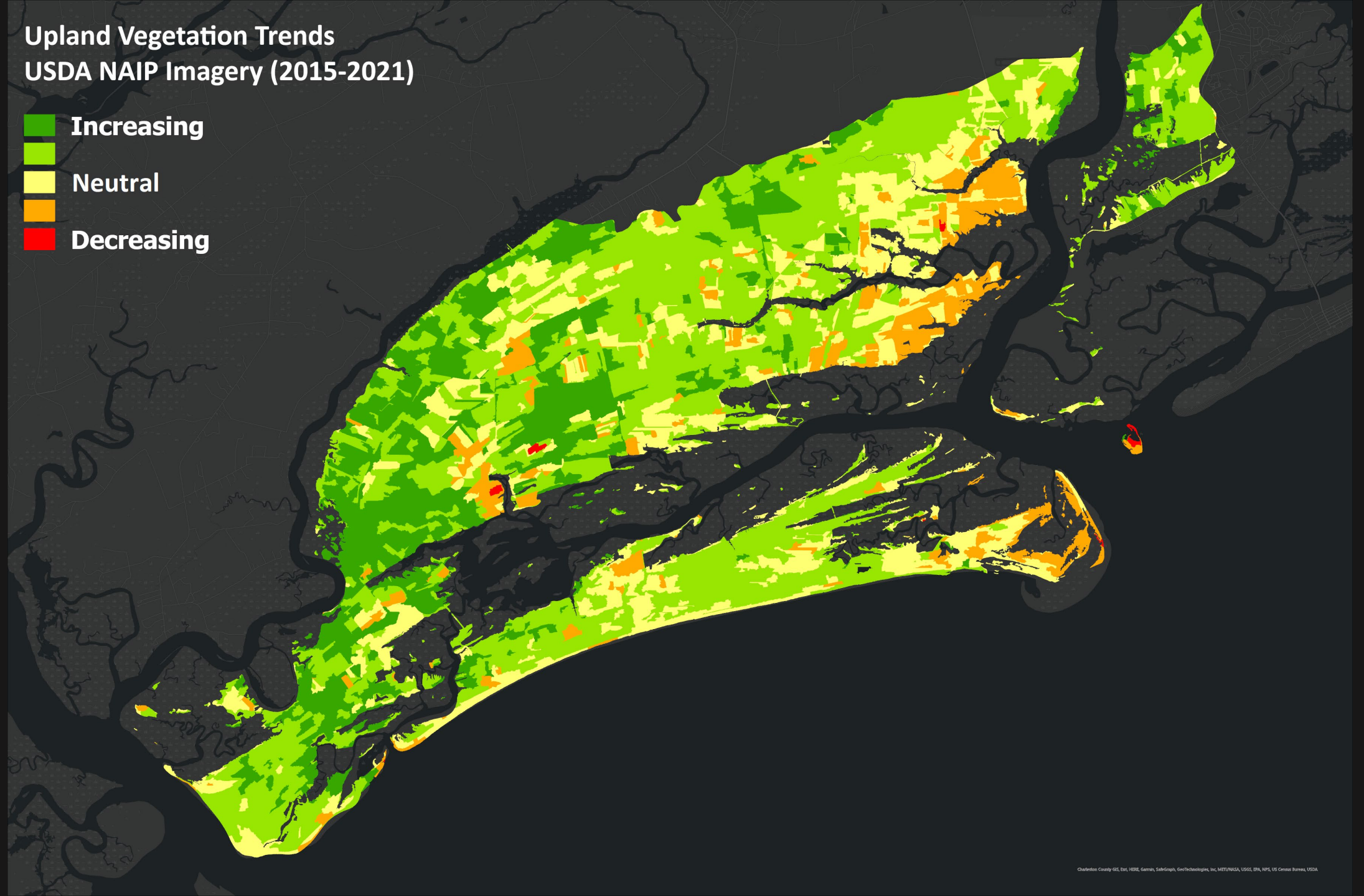
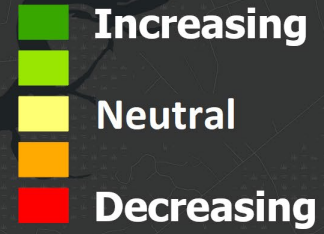
Defined uplands (green) and tidally influenced lowlands (blue)

Highest Astronomical Tide (4.11' NAVD88) used

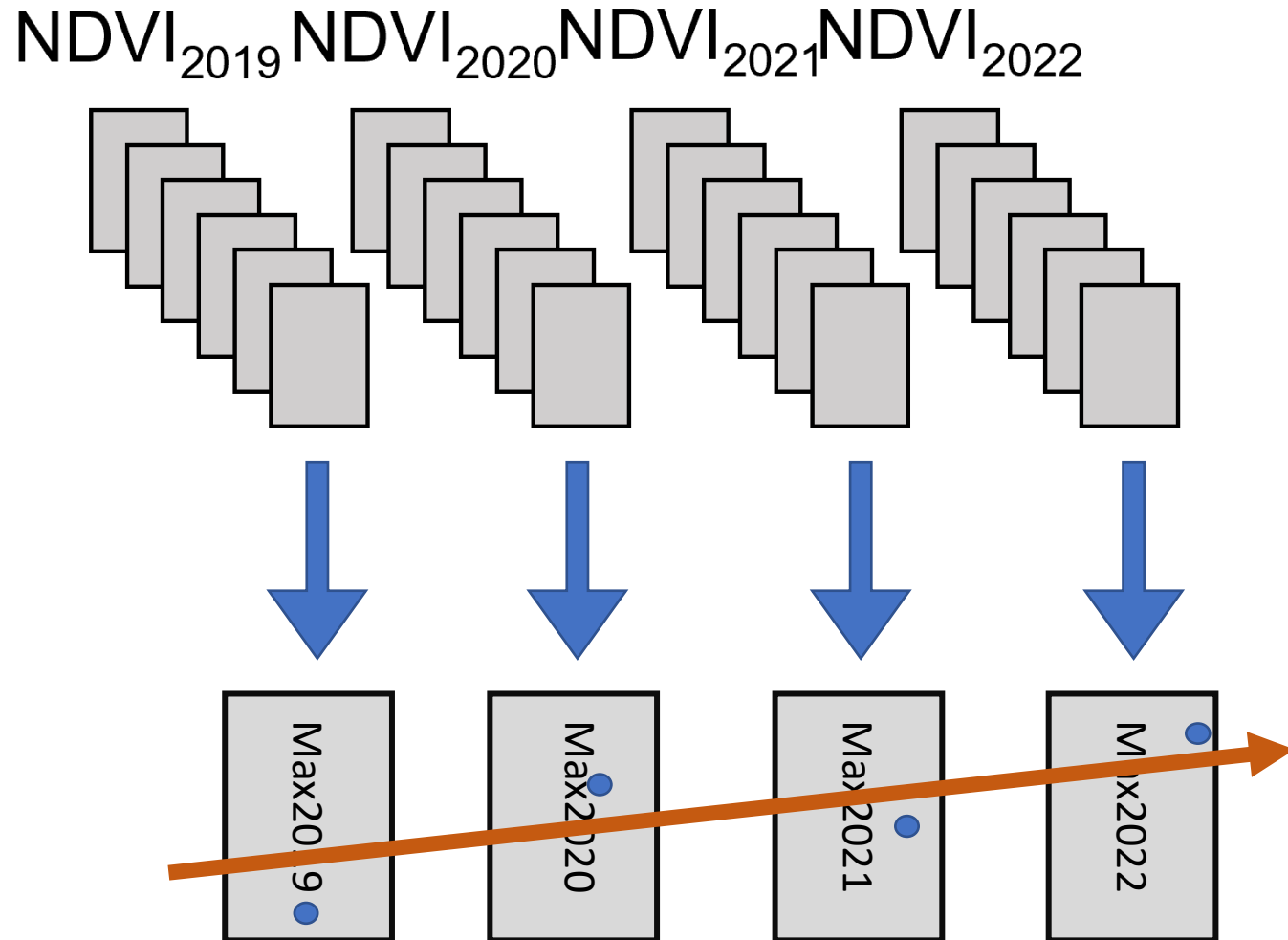


Upland Vegetation Trends

USDA NAIP Imagery (2015-2021)



Annual Composite - Max value per pixel



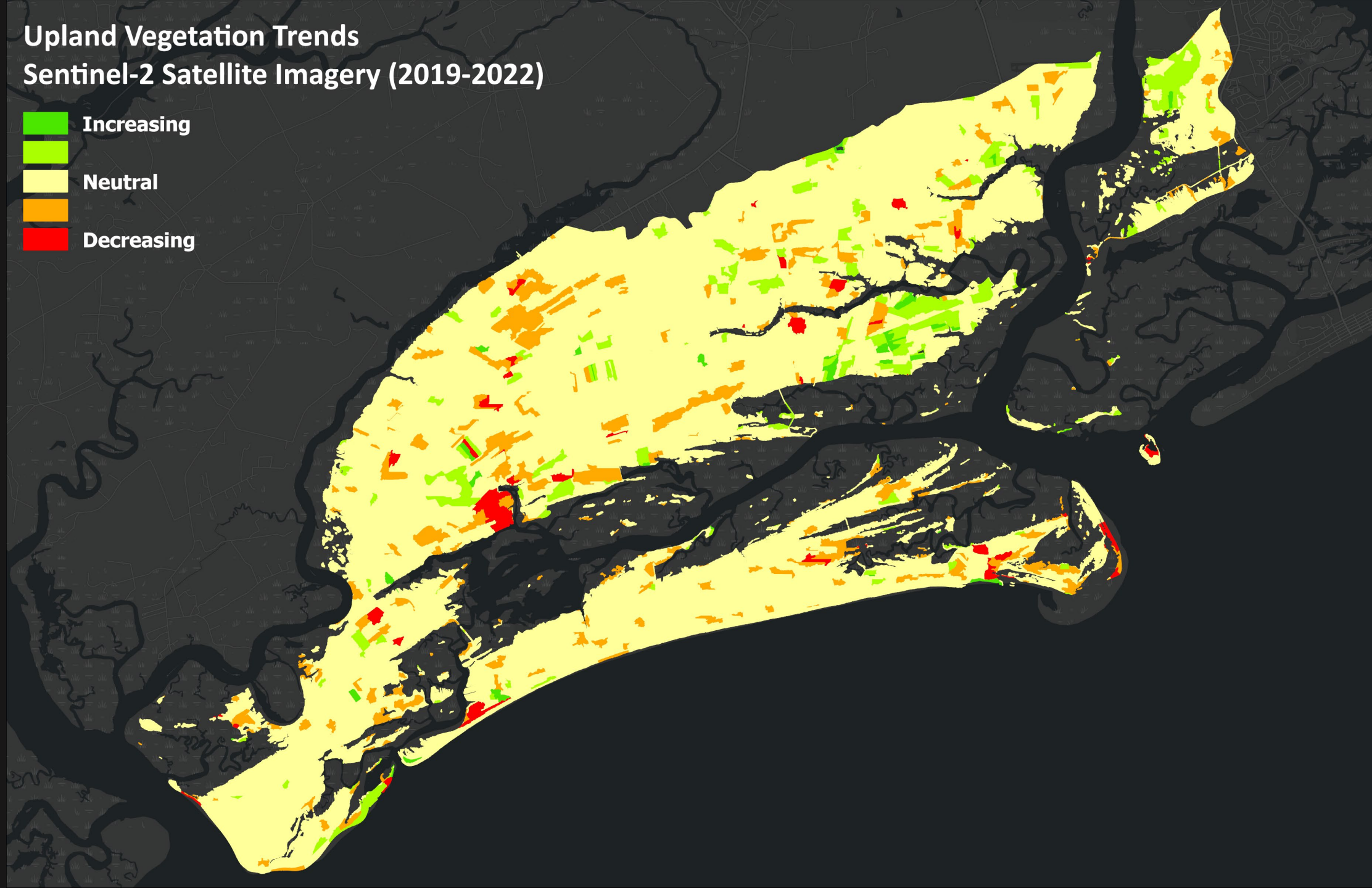
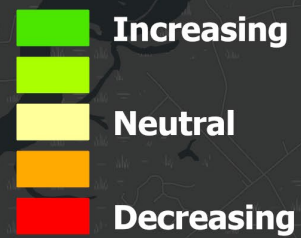
ArcPy for NDVI and Zonal Statistics

R Studio for Linear Regression

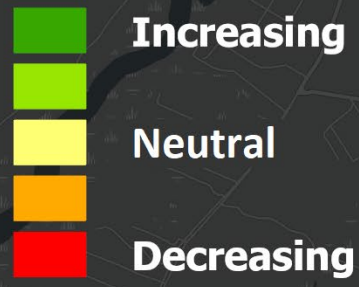
26 satellite images processed

Increase / Neutral / Decrease
Based on slope and R-squared value

Upland Vegetation Trends Sentinel-2 Satellite Imagery (2019-2022)

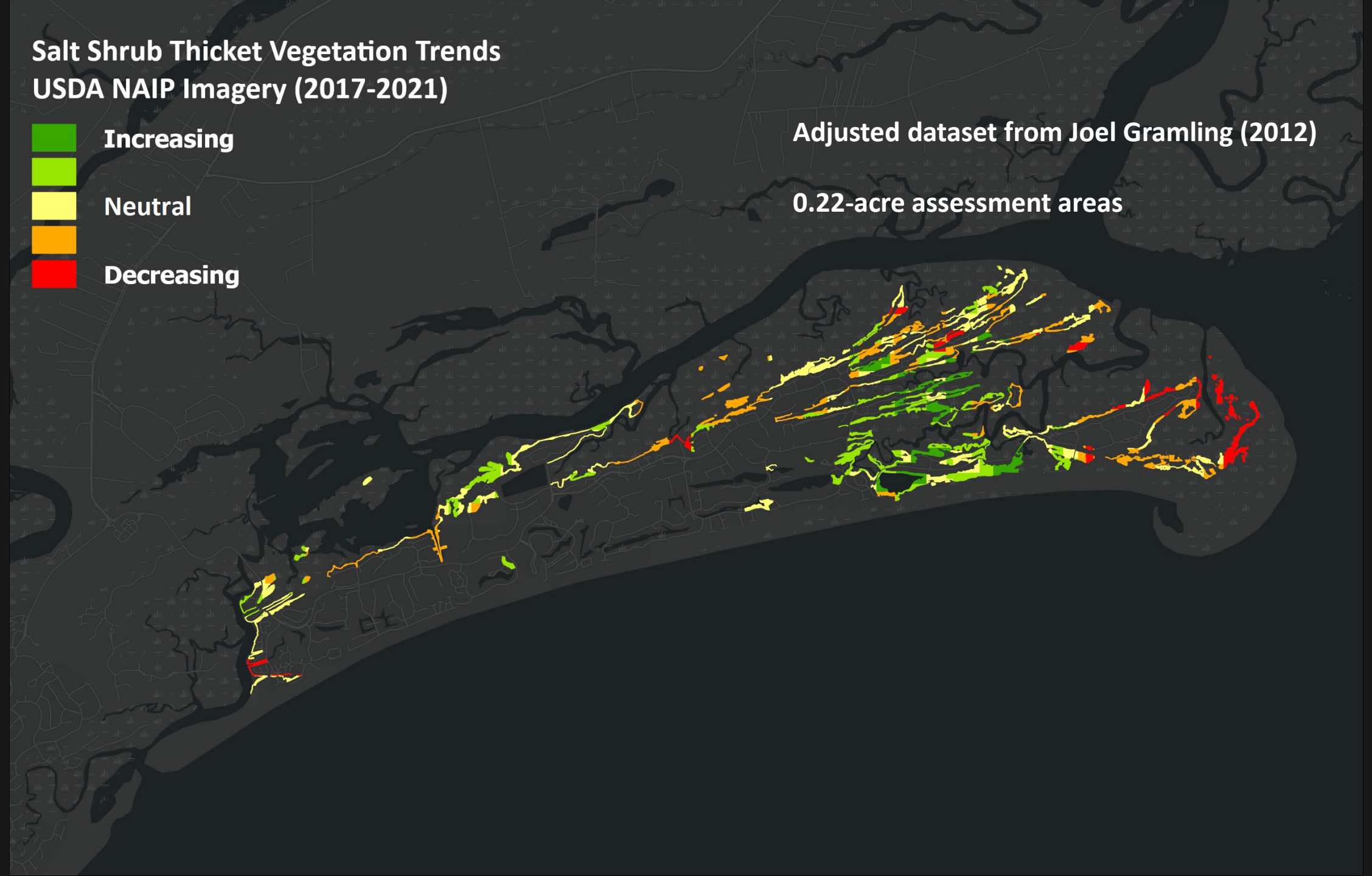


Salt Shrub Thicket Vegetation Trends USDA NAIP Imagery (2017-2021)

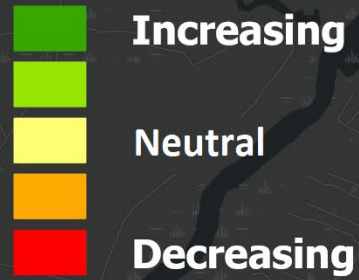


Adjusted dataset from Joel Gramling (2012)

0.22-acre assessment areas

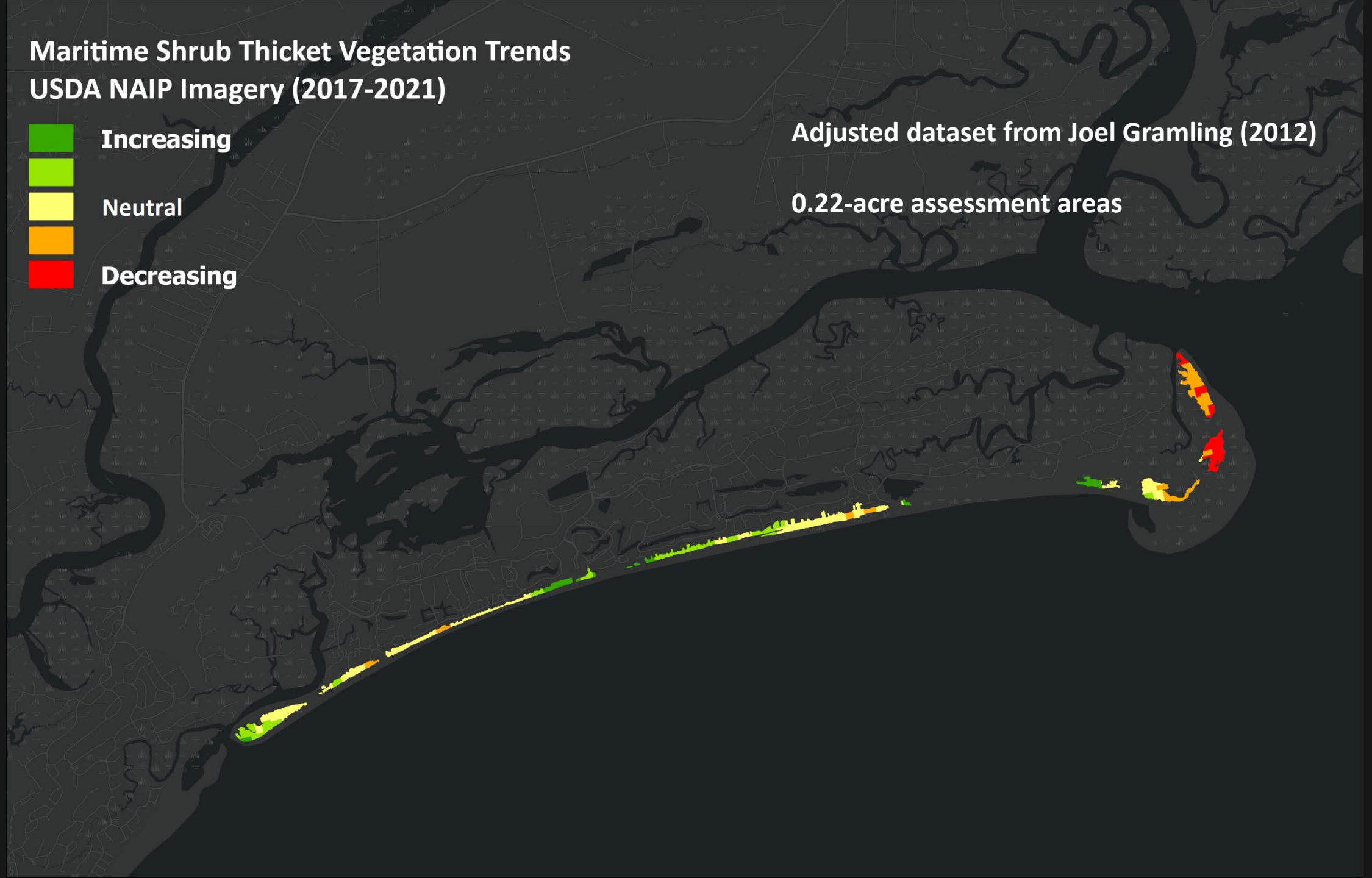


Maritime Shrub Thicket Vegetation Trends USDA NAIP Imagery (2017-2021)



Adjusted dataset from Joel Gramling (2012)

0.22-acre assessment areas



Forest Density



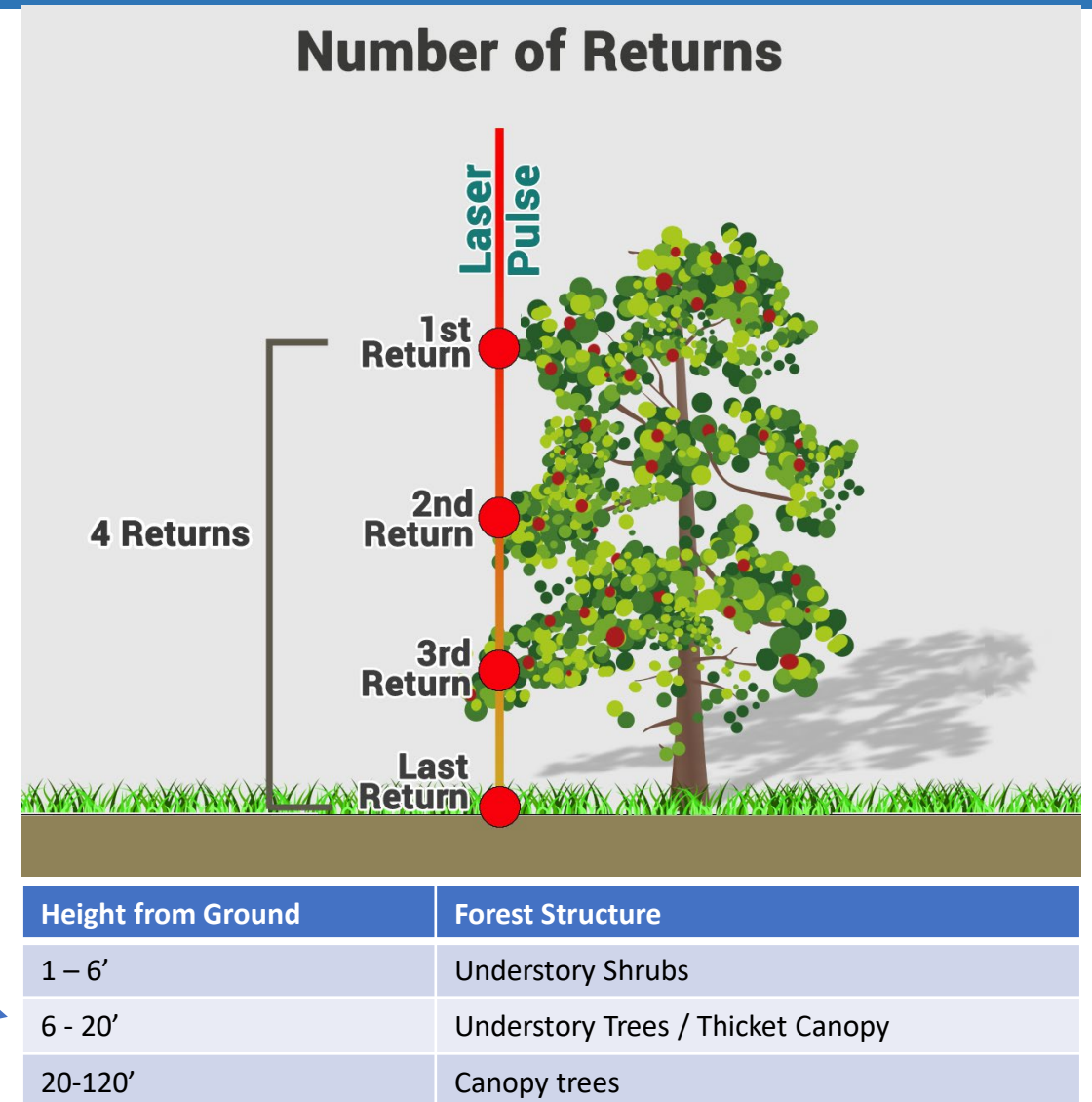
Kiawah Island LiDAR 2022

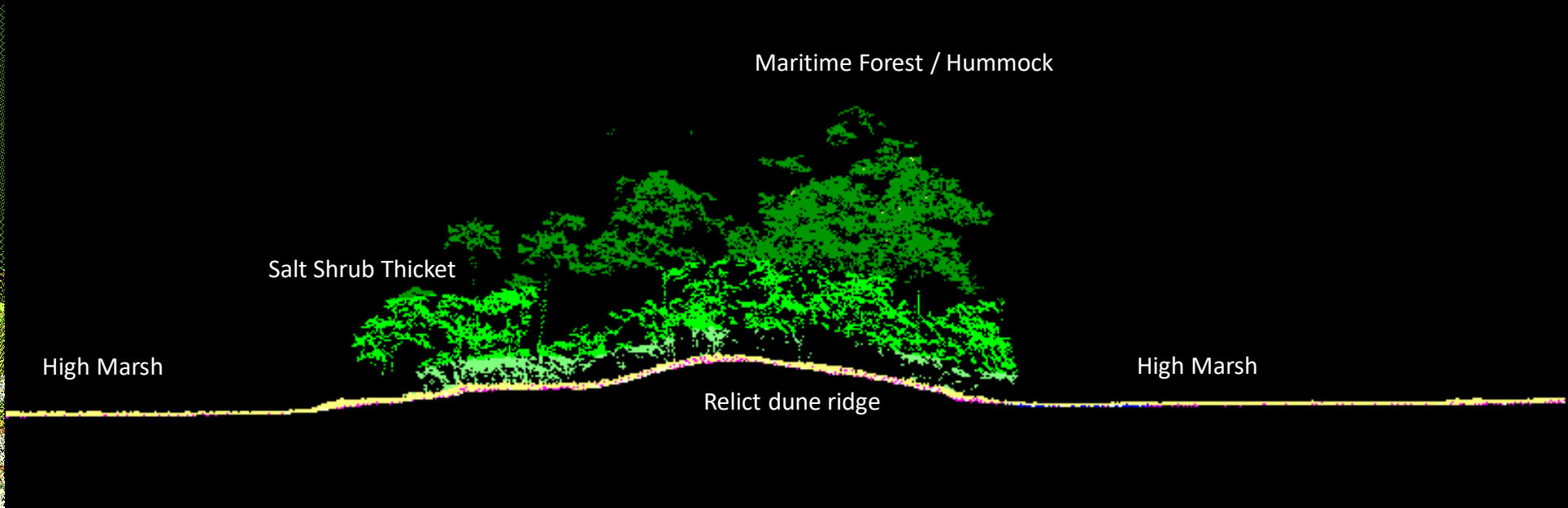
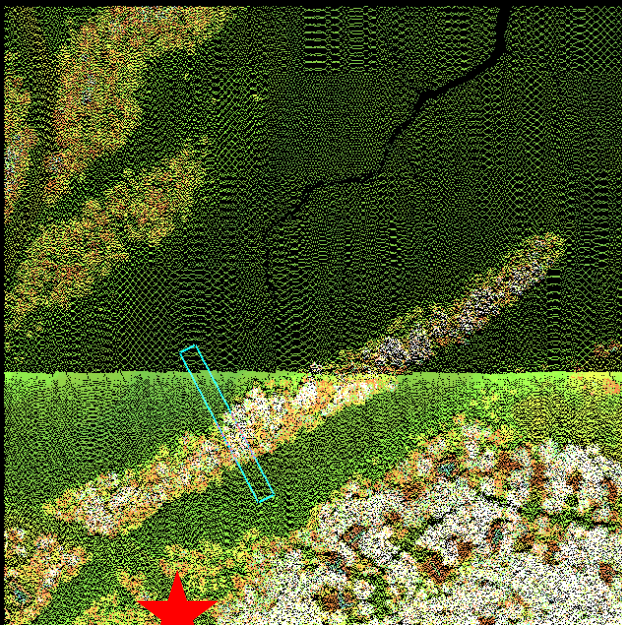
LiDAR procured in 2022

- Equal cost share: TOKI, KICA, and Conservancy
- Flown January 30, 2022
- 24 pts / sq meter
- Maximum 5 returns

Classification and Processing

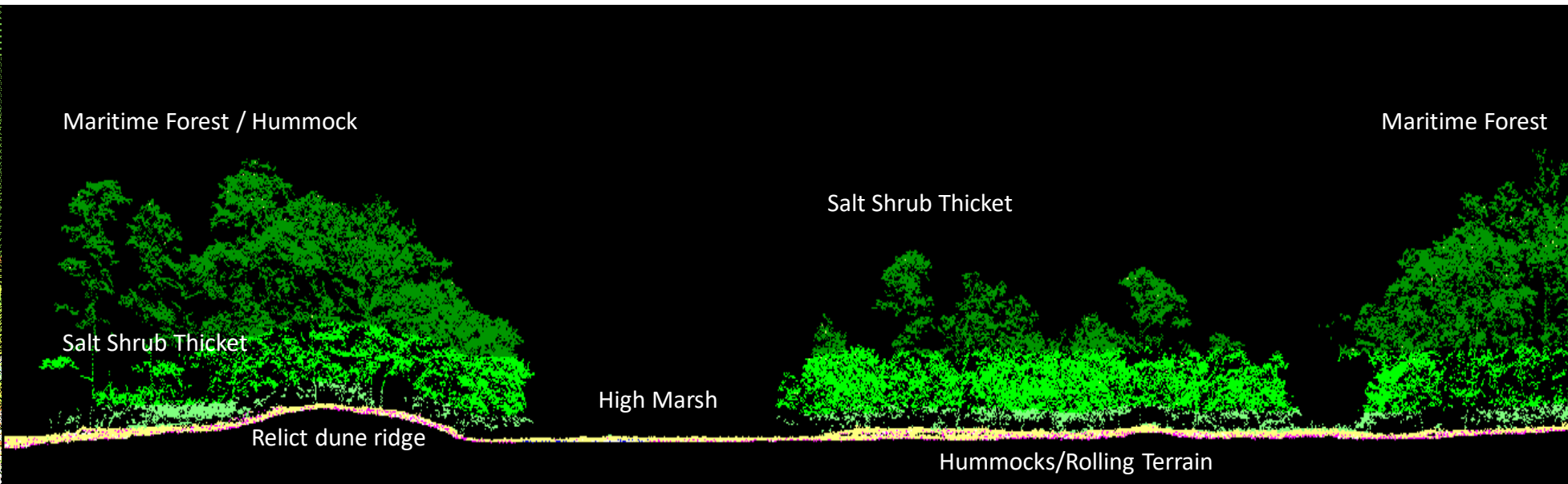
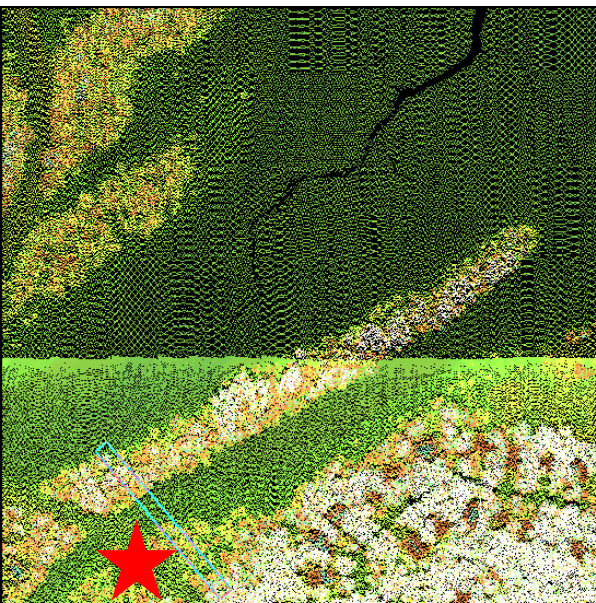
- LAS Ground
- LAS Building
- LAS Vegetation height





West of Parkway – Entrance to Kiawah Island

Kiawah Island LiDAR (2022): LAS tile #226789 (classified)

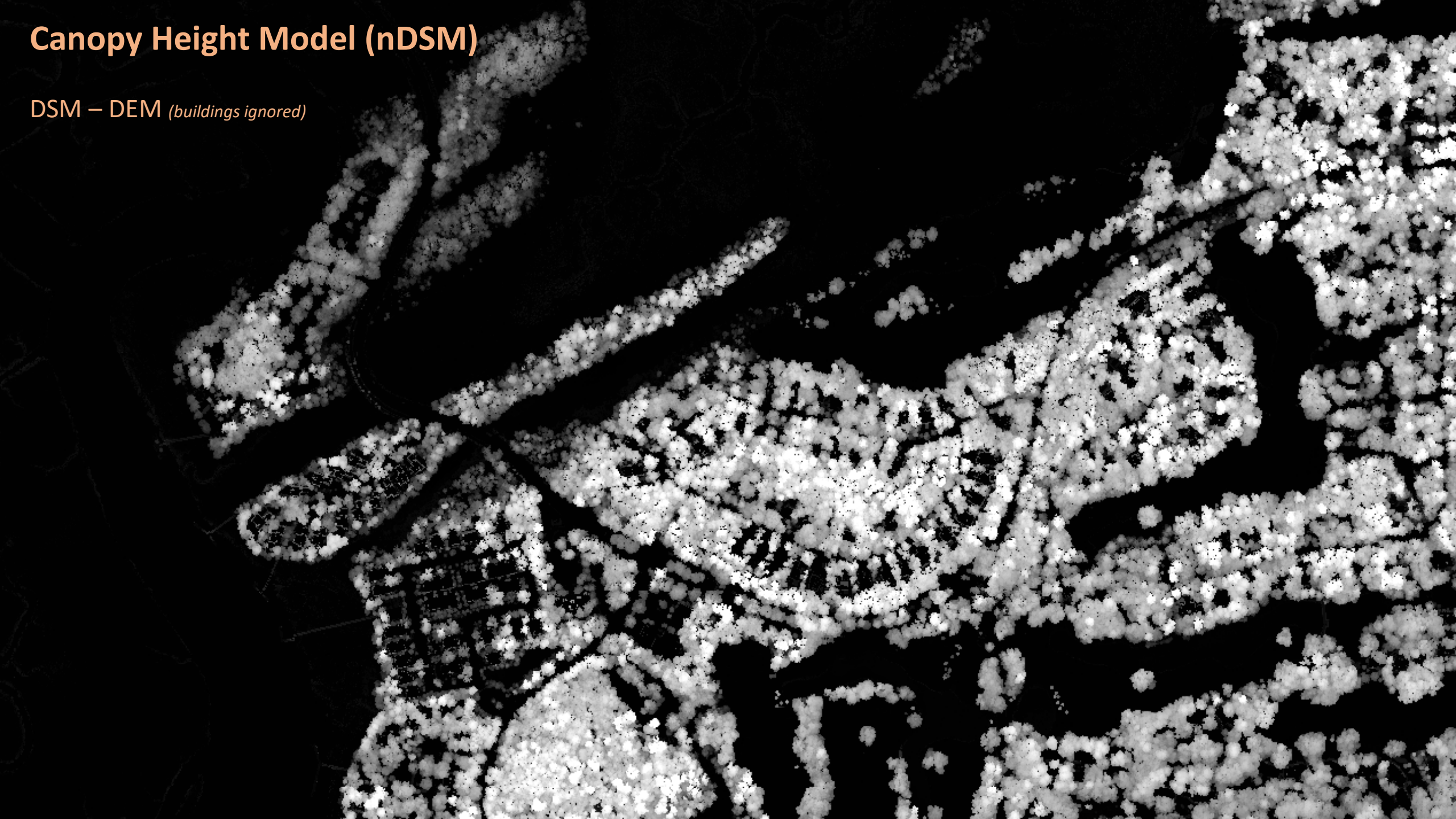


Digital Elevation Model *(buildings ignored)*



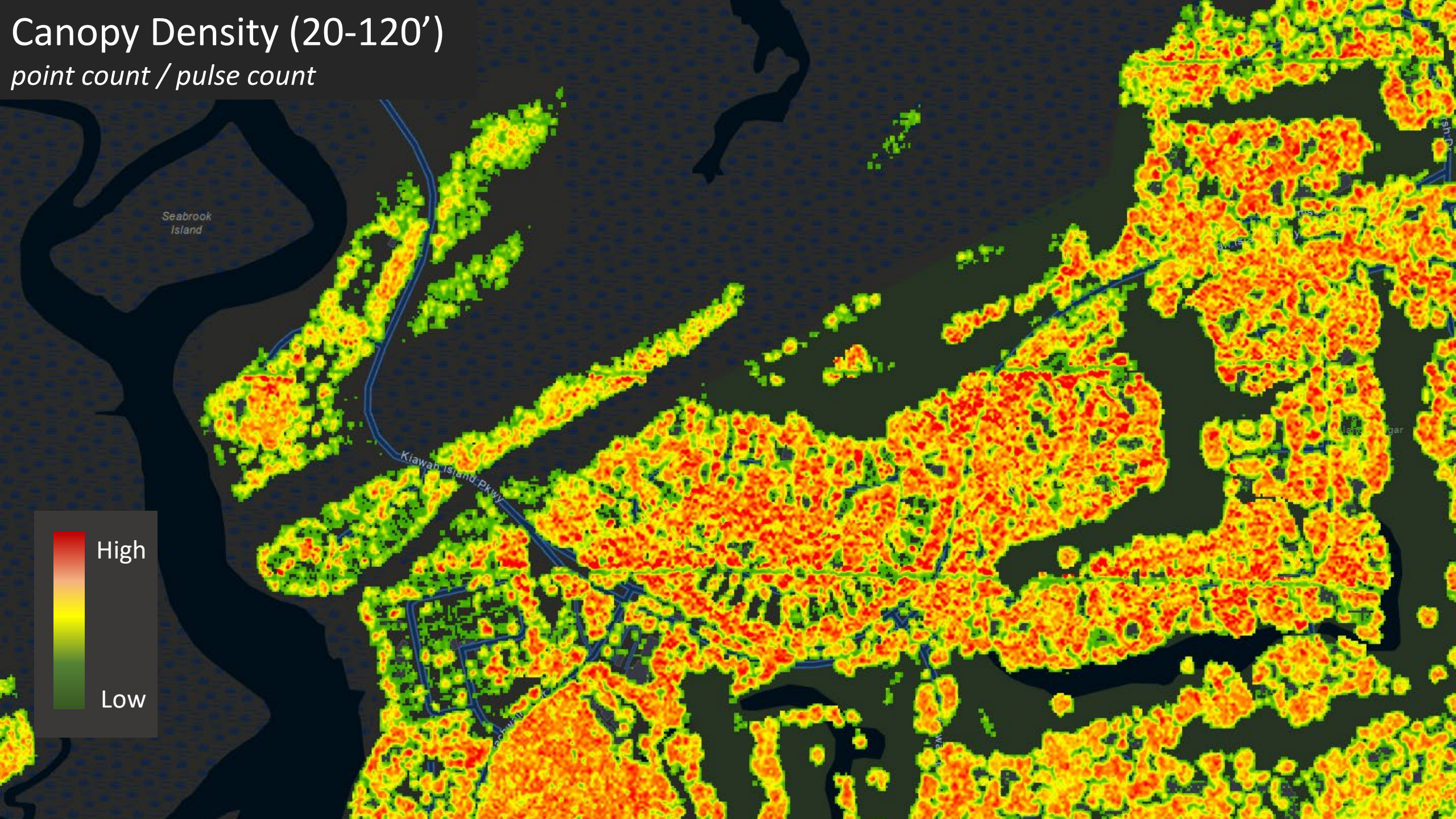
Canopy Height Model (nDSM)

DSM – DEM (*buildings ignored*)

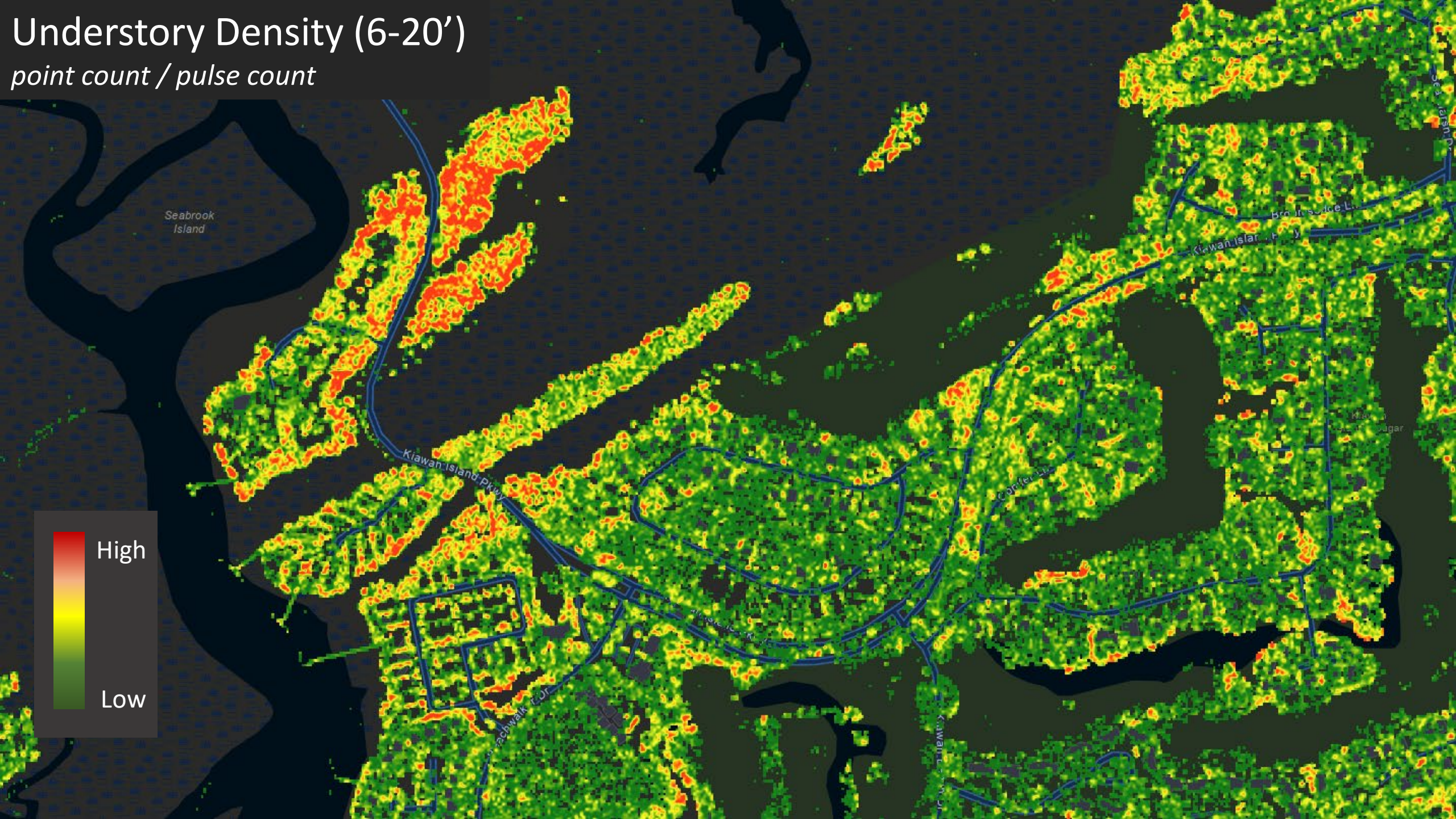


Canopy Density (20-120')

point count / pulse count

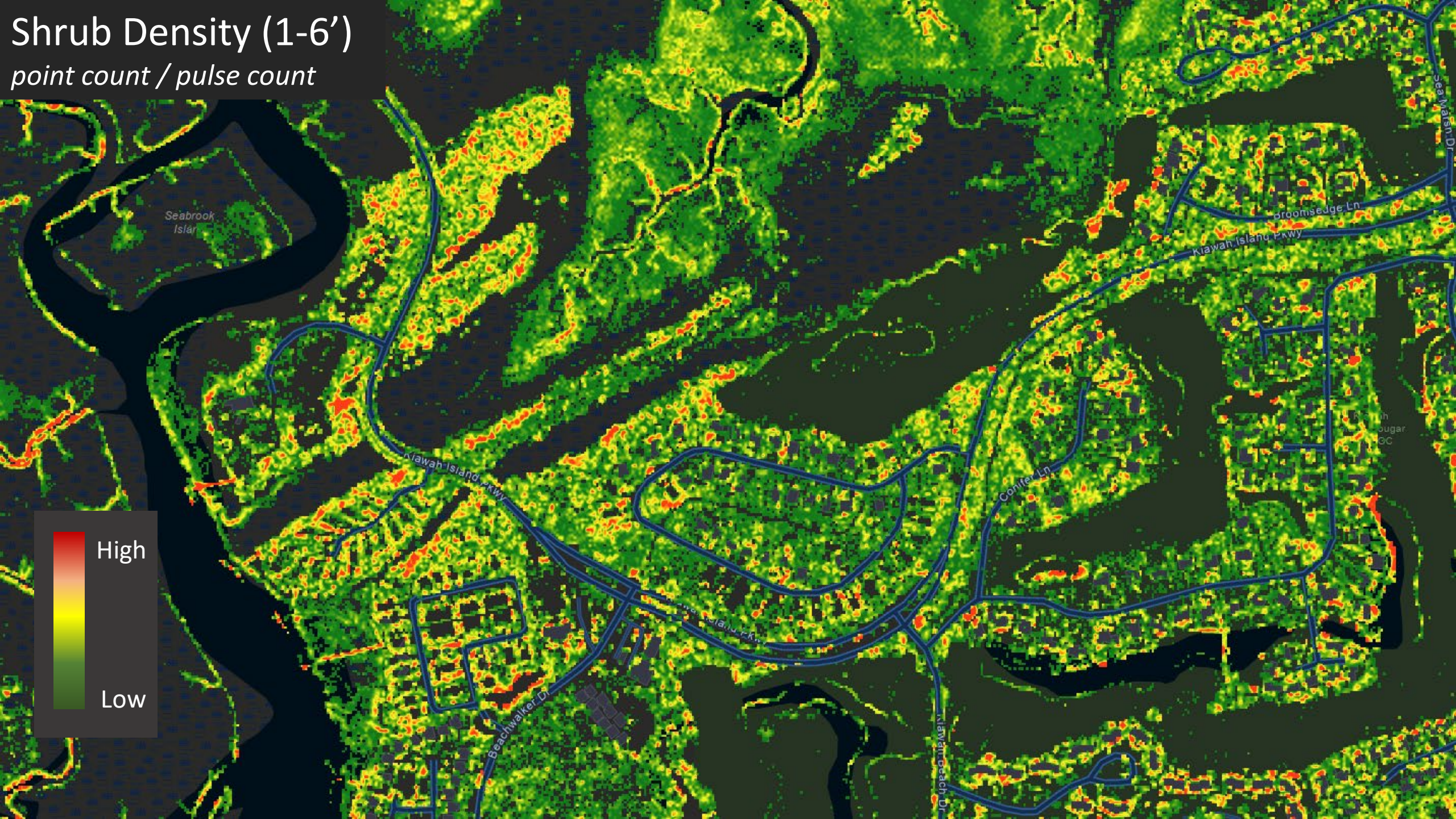


point count / pulse count

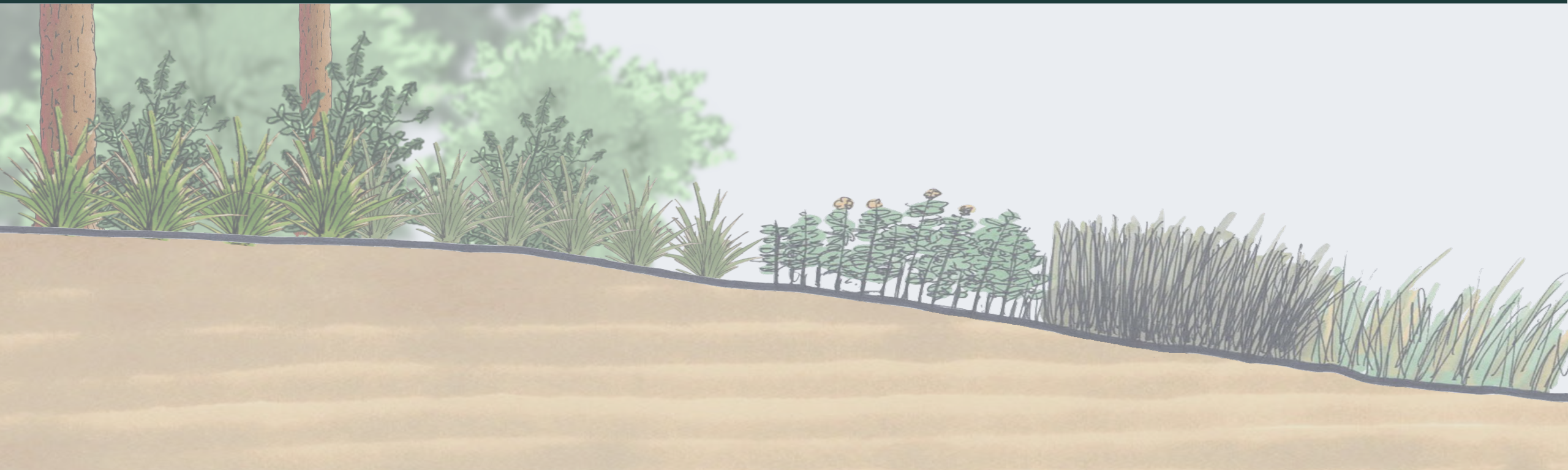


Shrub Density (1-6')

point count / pulse count



Saltwater Vulnerability



Saltwater Vulnerability

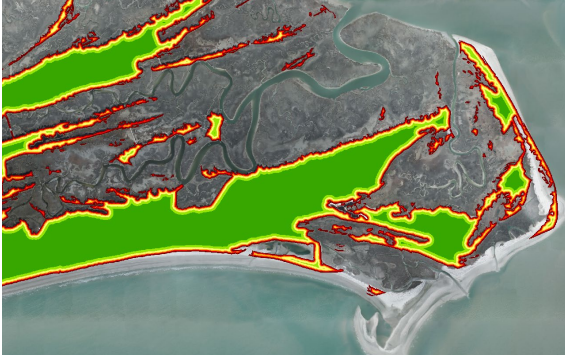
Incorporate components of intrusion and inundation

Saltwater influences and freshwater recharge

Parameters

- Distance from coast (Highest astronomical tide)
- Upland slope
- Freshwater (-) and saltwater (+) inland waterbody inputs
- Inundation extents (NOAA flood levels)
- Plant productivity
- Impervious cover / land use land cover

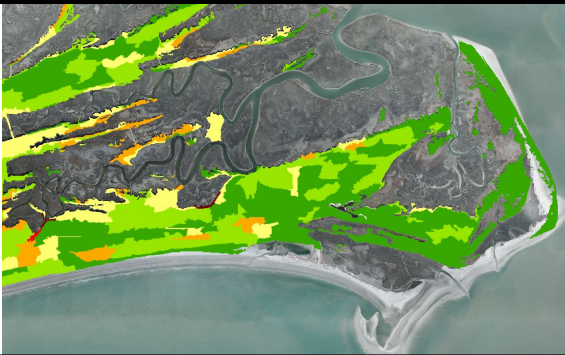
Extreme Tide Input



	Influence	Distance (ft, Ksat based)	Vulnerability Rating (+)
	1 day	0-26	5 (high)
	2 days	26-52	4
	3 days	52-78	3
	4 - 5 days	78 - 130	2
	6 - 8 days	130 - 208	1
	9 + days	208 +	0 (lowest)

Hydraulic conductivity derived distance from upland boundaries (Kennedy, 2012; Klassen & Allen, 2017).

Percent Impervious Cover



	Influence	Coverage	Vulnerability Rating (+)
	High	50-100%	5 (high)
	Moderate High	30-40%	4
	Moderate	20-30%	3
	Moderate Low	10-20%	2
	Low to none	0-10%	1 (low)

Impervious surface coverage limits freshwater recharge into the shallow aquifer

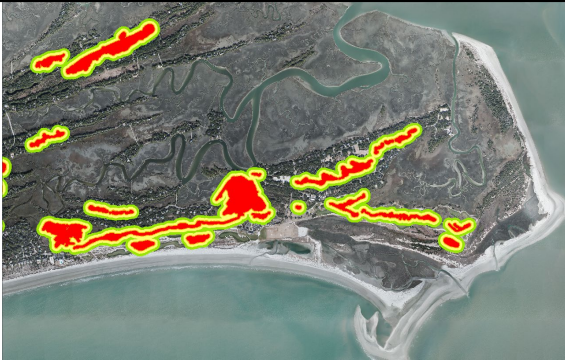
Freshwater Input



	Influence	Distance (ft, ksat based)	Vulnerability Rating (-)
	1 day	0-26	4 (high)
	2 days	26-52	3
	3 days	52-78	2
	4 - 5 days	78 - 130	1
	6+ days	130 +	0

Hydraulic conductivity derived distance from freshwater ponds

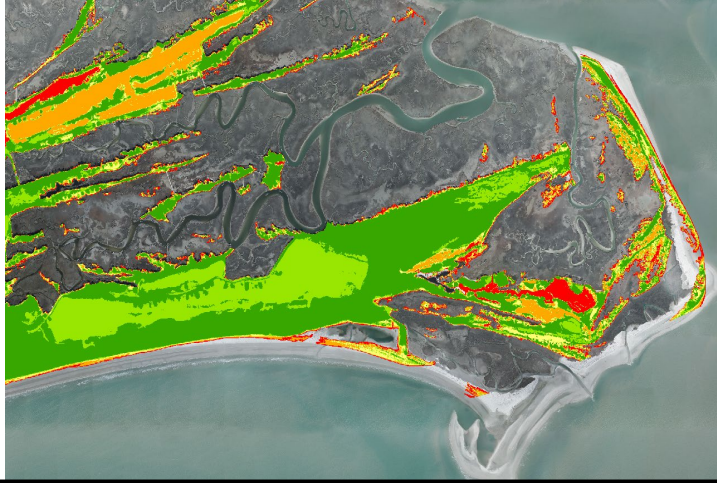
Brackish Input



	Influence	Distance (ft, ksat based)	Vulnerability Rating (+)
	1 day	0-26	5 (high)
	2 days	26-52	4
	3 days	52-78	3
	4 - 5 days	78 - 130	2
	6 - 8 days	130 - 208	1
	9 + days	208 +	0 (lowest)

Hydraulic conductivity derived distance from brackish ponds

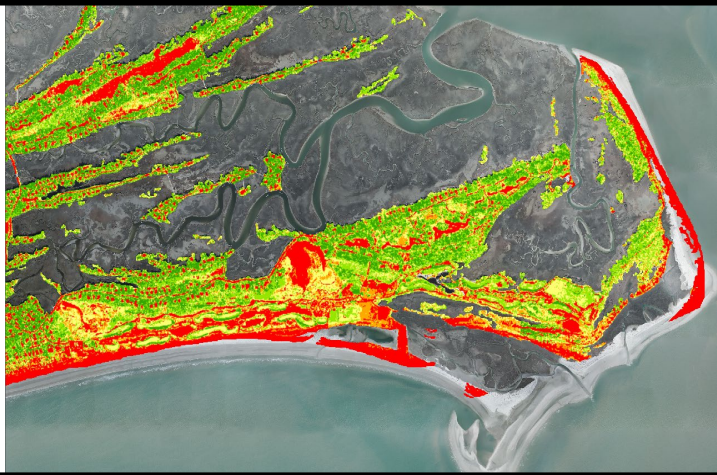
Inundation Extent



Influence	Level (NAVD88)	Vulnerability Rating (+)
Moderate to High Flood Stage King Tide with SLR 1.0'	4.46'	4 (lowest) based on episodic probability
Major Flood Stage King Tide with SLR 1.5'	4.96'	3
King Tide with SLR 2'	5.46'	2
King Tide with SLR 2.5'	5.96'	1 (lowest) based on episodic probability

Tidal extents from sustained high tide events (Balstrøm and Kirby, 2022)

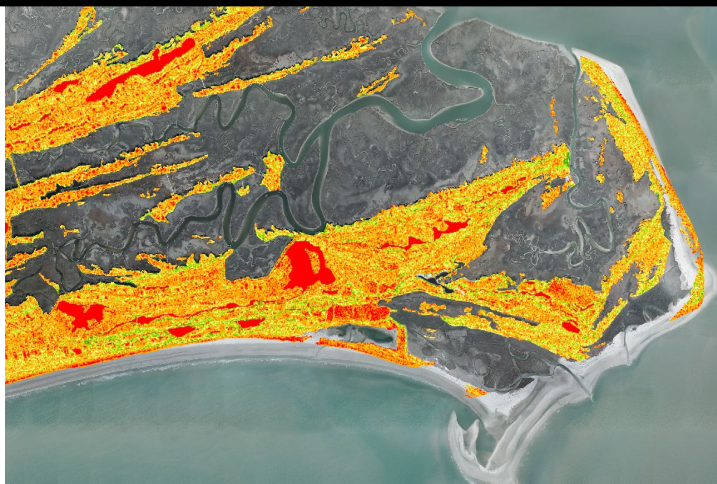
Vegetation



Influence	NDVI Value	Vulnerability Rating (+)
Open water or bare soil	-1.0 – 0.0	5 (high)
Short grass or sparsely vegetated	0.0 – 0.1	4
Tall Grass	0.1 – 0.25	3
Shrubs and Tall Grasses	0.25 – 0.4	2
Tree Canopy High Productivity	0.4 – 1.0	1 (low)

Forest throughfall slowly introduces water to the soil surface. This promotes infiltration which flushes subsurface salts near the root zone.

Topographic Slope



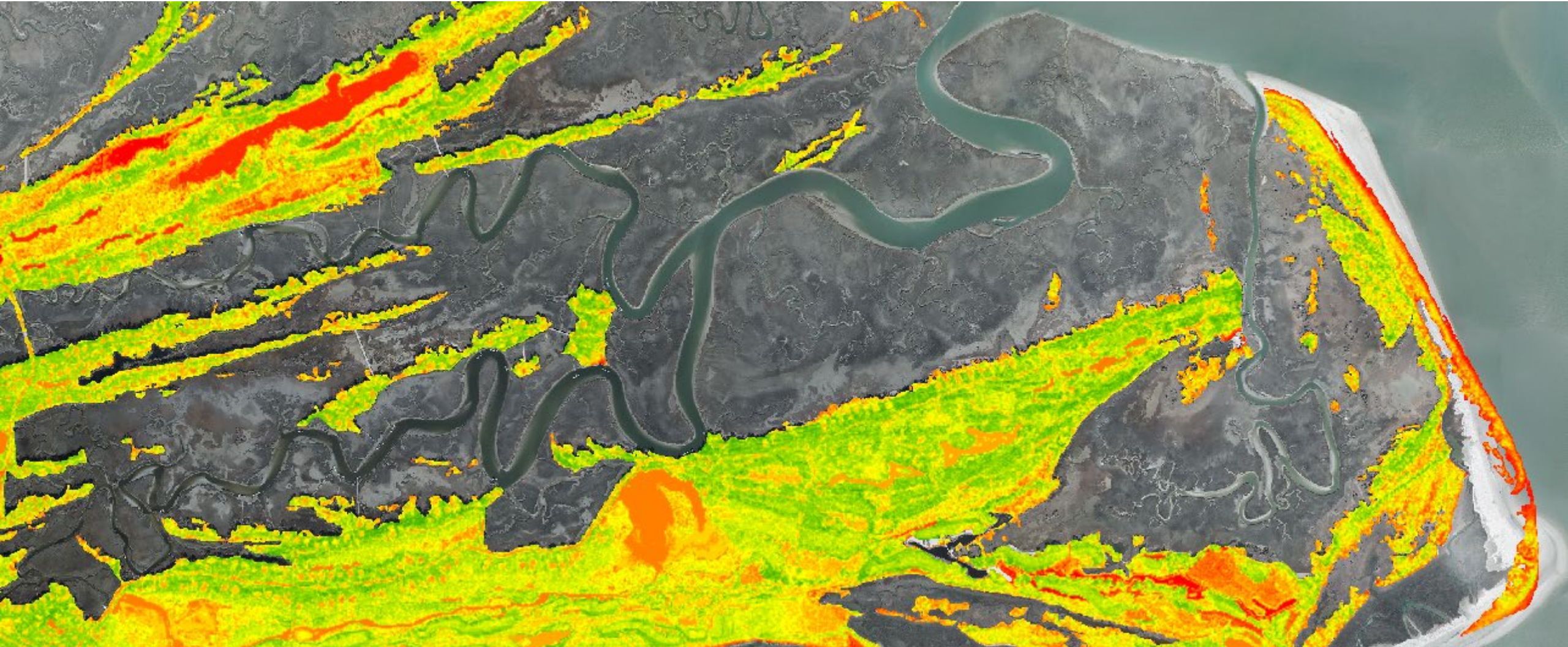
Influence	Slope	Vulnerability Rating (+)
Gentle Slopes or Flat	< 1°	5 (high)
Somewhat gentle slopes	1 - 5°	4
Moderately Sloping	5 – 10°	3
Steeper slopes	10 - 20°	2
Steep slopes or escarpments	> 20°	1 (low)

Surrogate for hydraulic gradient (Kennedy, 2012; Klassen & Allen, 2017).

Inundation Vulnerability

$$SVI_{\text{inundation}} = \text{Inundation}_{\text{rate}} + \text{NDVI}_{\text{rate}} + \text{Slope}_{\text{rate}}$$

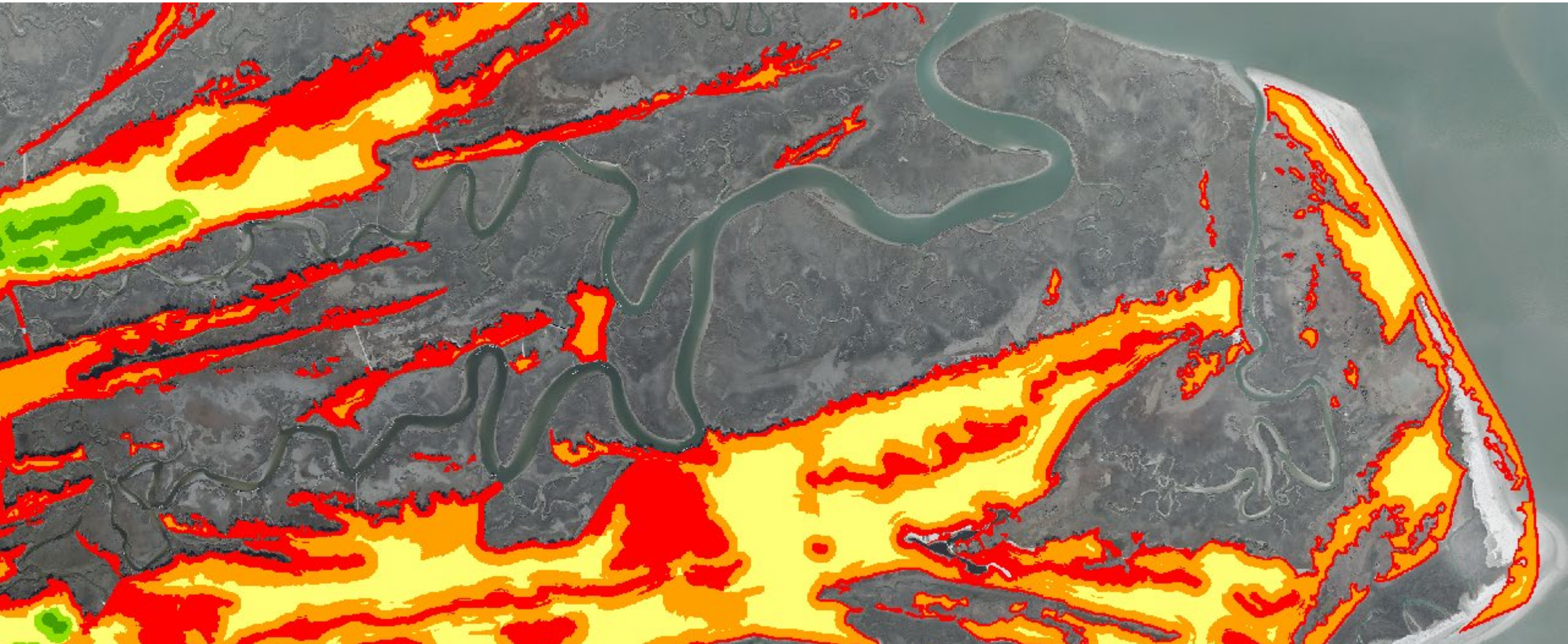
Rating between 0 (low) and 15 (high)



Intrusion Vulnerability

$$SVI_{\text{intrusion}} = HAT_{\text{rate}} + SWPond_{\text{rate}} + \text{Impervious}_{\text{rate}} - FWPond_{\text{rate}}$$

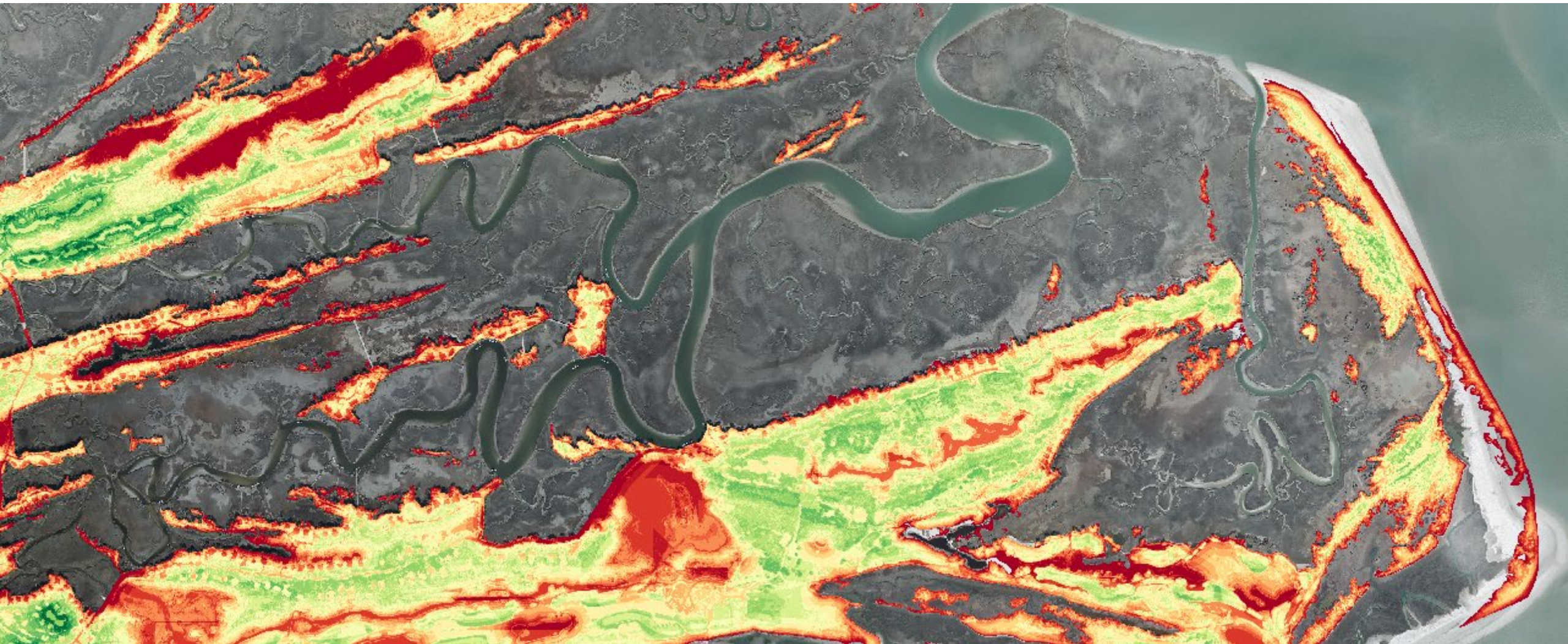
Rating between -5 (low) and 15 (high)

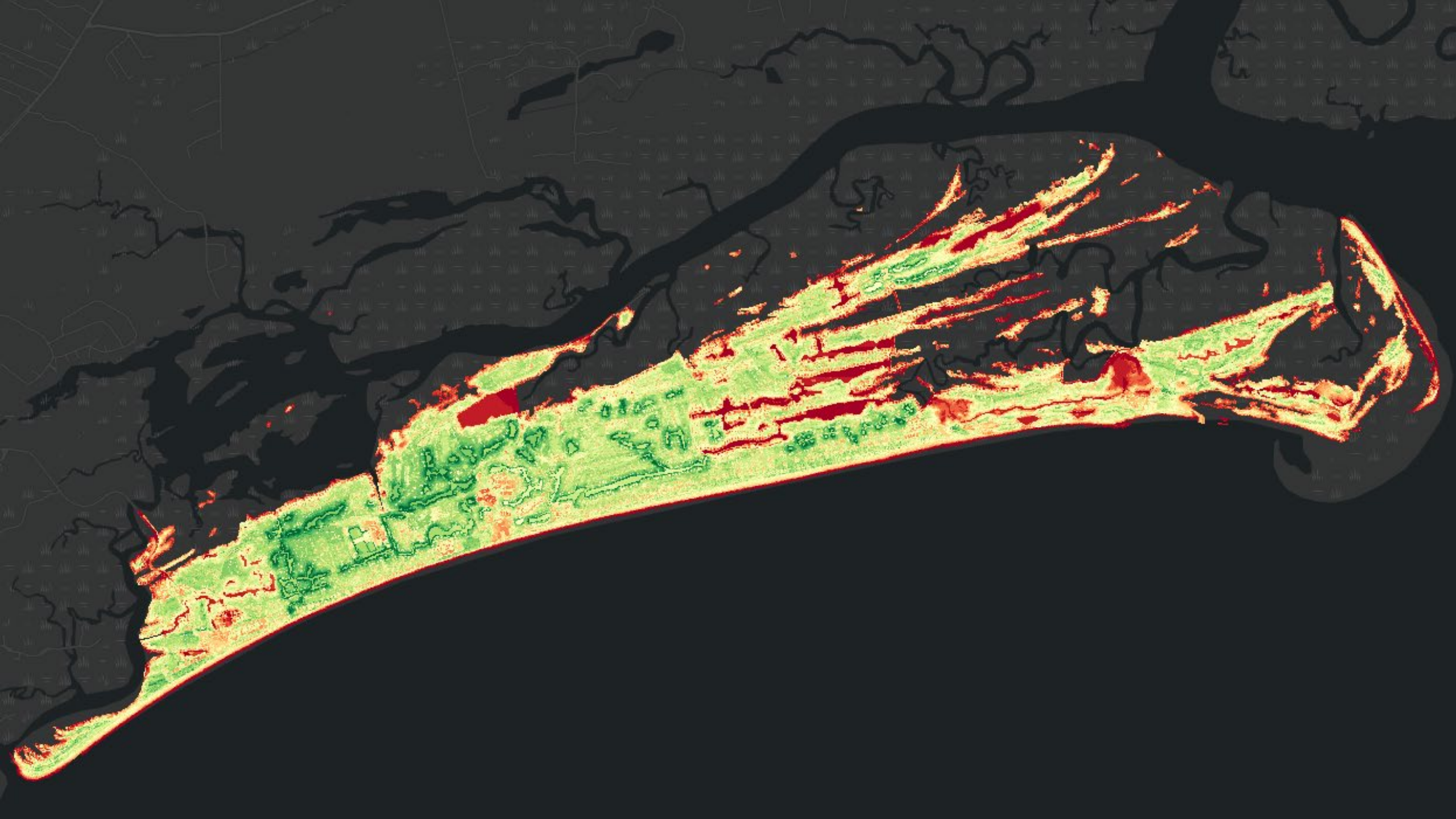


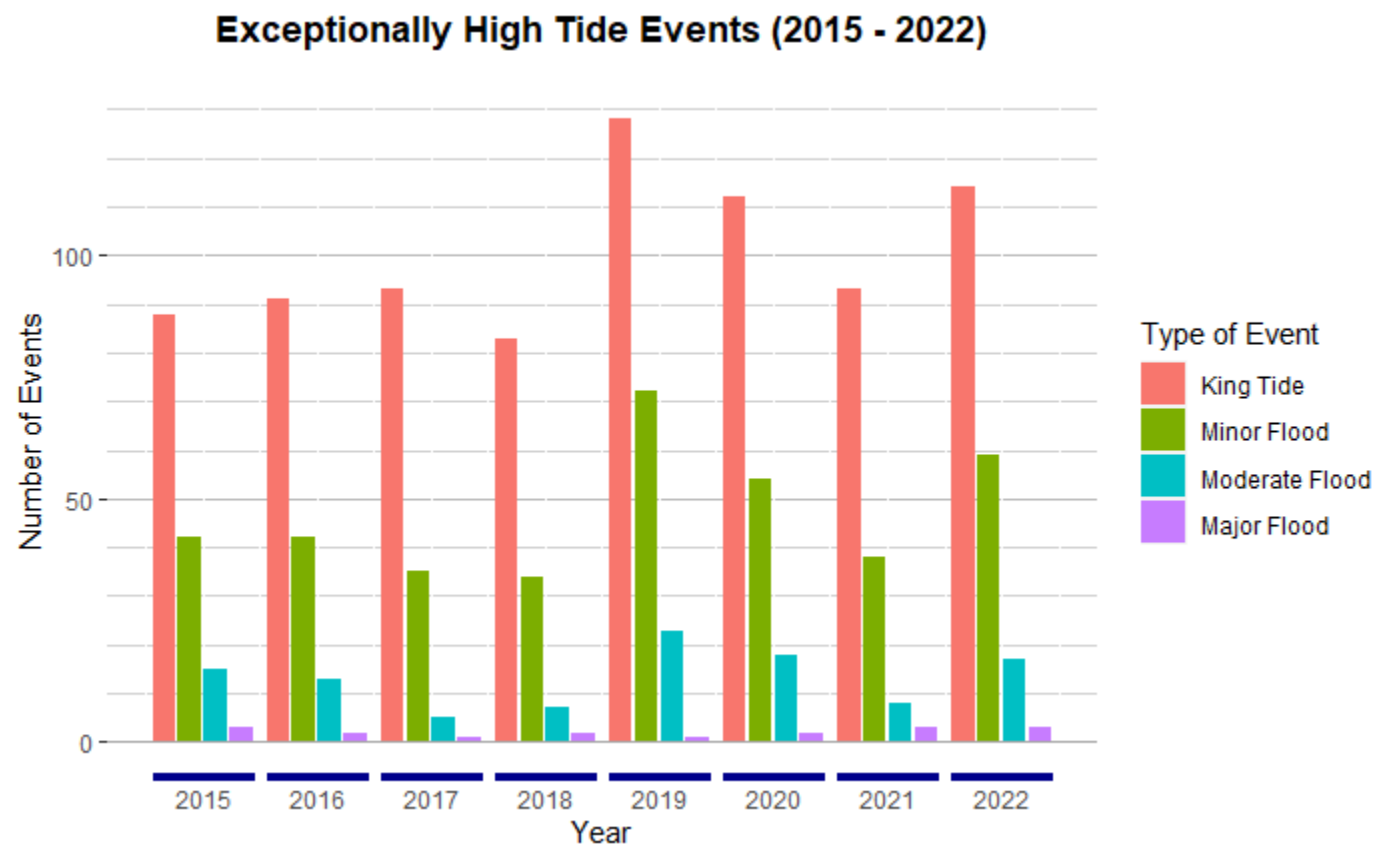
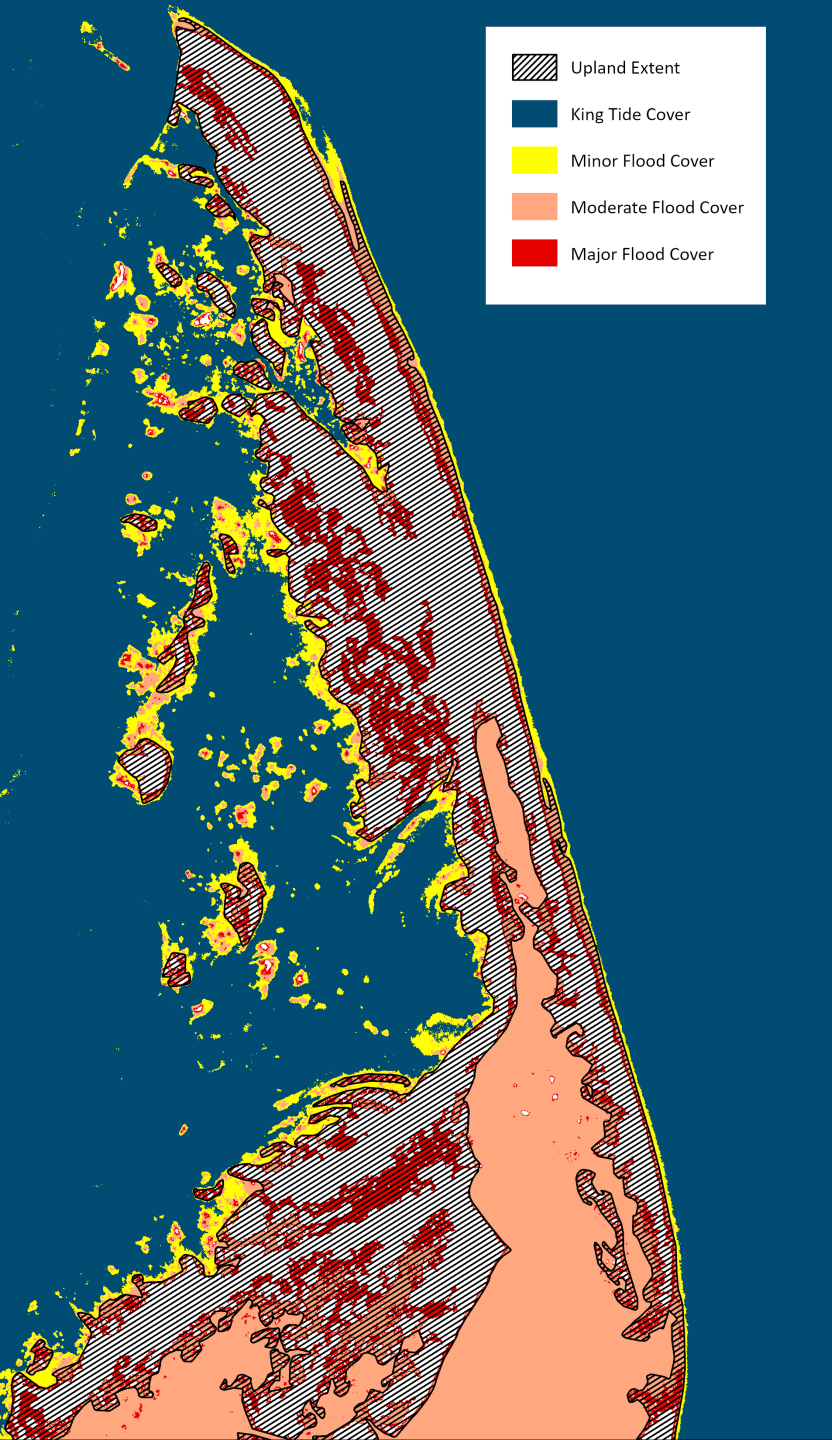
Combined Saltwater Vulnerability

$$SVI_{\text{combined}} = SVI_{\text{intrusion}} + SVI_{\text{inundation}}$$

Rating between -3 (low) and 21 (high)

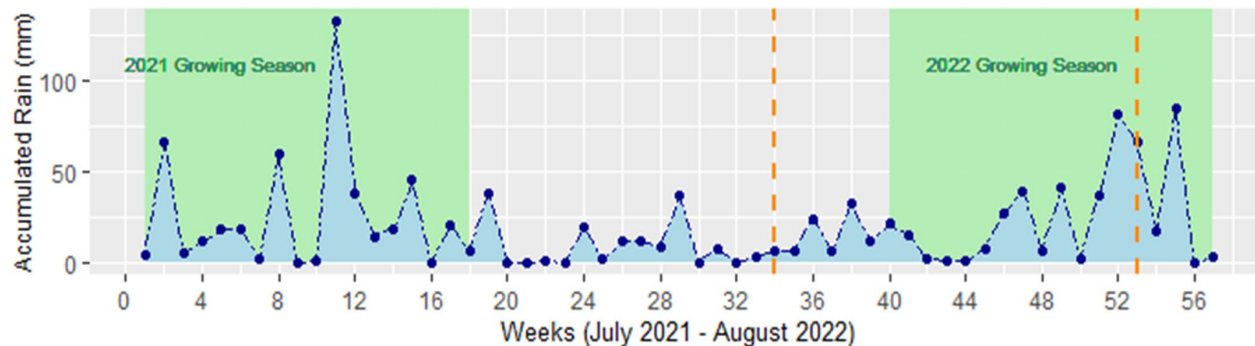
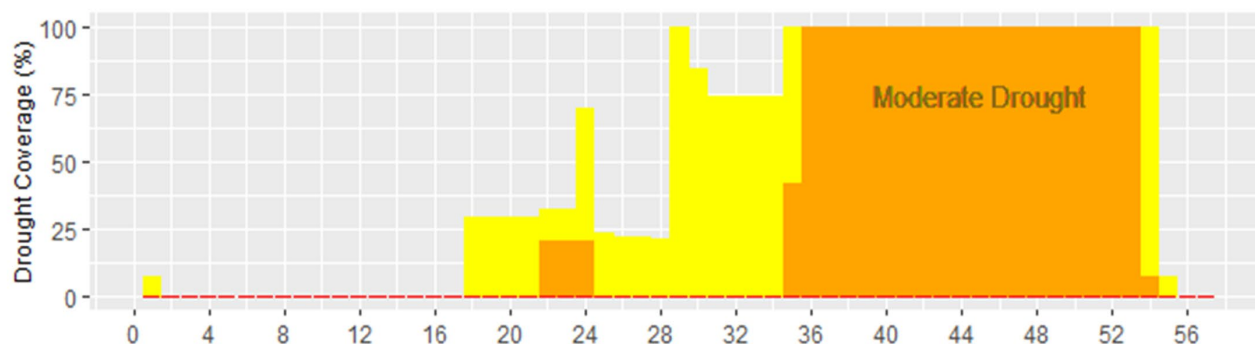
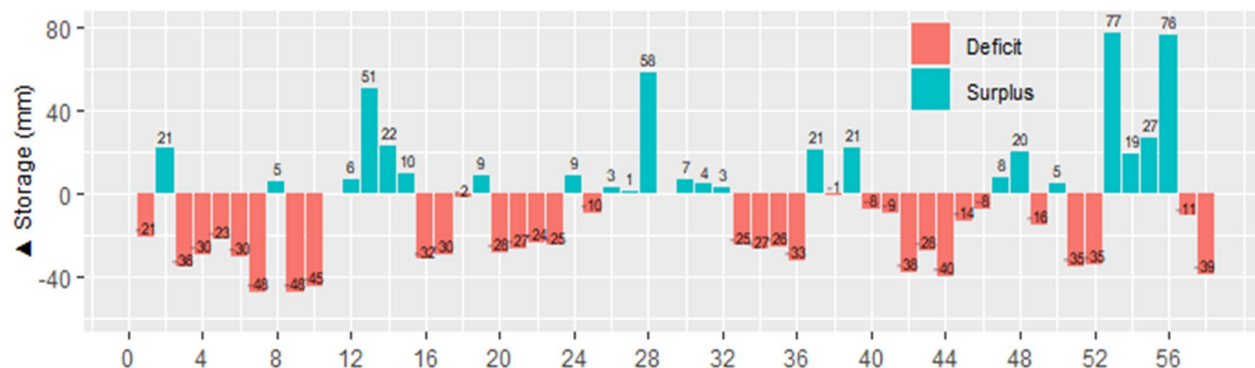






Inundation extent created using GIS toolset developed by Balstrøm and Kirby (2022)

$$\Delta S = P - PET + \Delta G$$



Water budget (Current)

2020-2021 = **2" annual deficit**

2021-2022 = **6" annual deficit**

Data from 21 groundwater monitoring wells on Kiawah Island

NOAA NIDIS Charleston County Drought Conditions

- Yellow = Abnormally dry (D0)
- Orange = Moderate drought (D1)

Timbers Weather Station rainfall accumulation

- Throughfall compensated



Rain Garden Installations

May 2, 2023 Town Council Meeting

M. Lee Bundrick, MS, MPA, *Sr. Ecological Health and Conservation Coordinator*

Funding from the Town of Kiaawah Island (FY22-23)



Nature-Based Solutions Manual for Kiawah Island

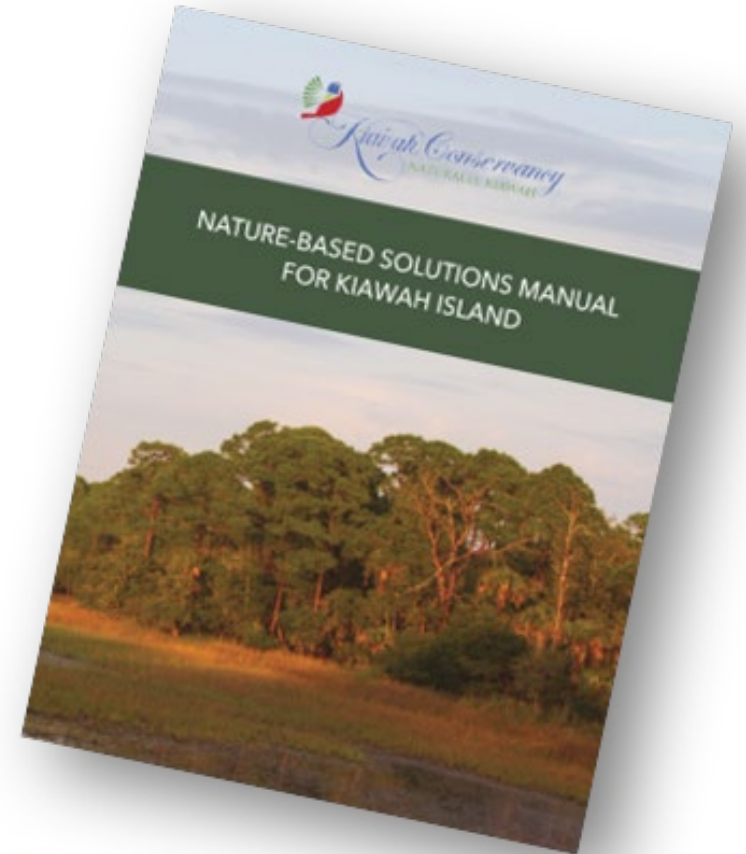
Emergency Coastal Resilience Fund 2019

Funding through NFWF's Emergency Coastal Resilience Fund with support from NOAA

Marsh Protection and Stormwater Mitigation

Detailed information on 13 practices

- *Site Selection*
- *Preparation*
- *Materials*
- *Installation*
- *Maintenance*
- *Monitoring*

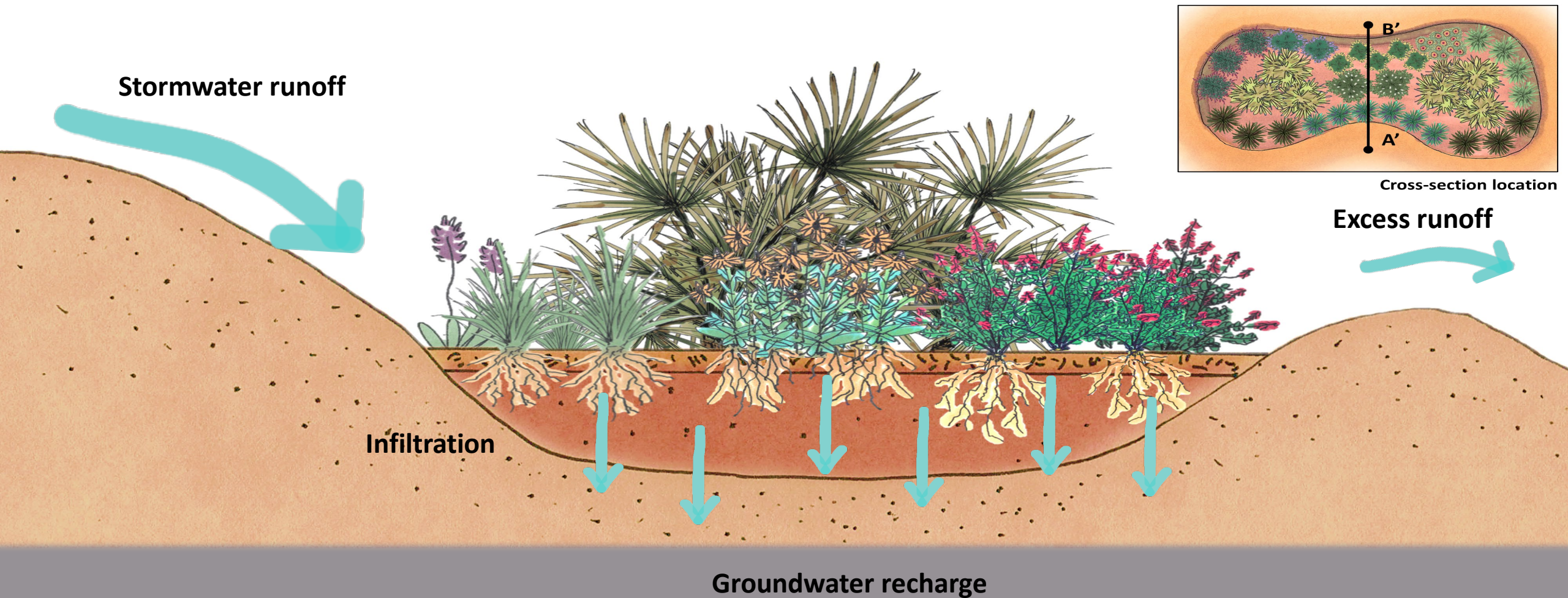


NFWF



Rain Gardens

“A depressed area in the landscape that collects rain-water from a roof, driveway or street and allows it to soak into the ground” (USEPA)





**Project Location #1:
Town Hall**

**Project Location #2:
Rhett's Bluff Boat
Landing**

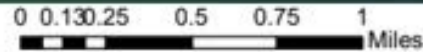


FIGURE 1

TOWN OF KIAWAH ISLAND, SC
KIAWAH CONSERVANCY MODEL RAIN GARDENS

GENERAL SITE LOCATIONS FOR
DEMONSTRATION RAIN GARDENS

MARCH, 2023

SCALE: NOTED





**Project Location #1:
Town Hall**

0 0.01 0.02 0.03
Miles

FIGURE 2

**TOWN OF KIAWAH ISLAND, SC
KIAWAH CONSERVANCY MODEL RAIN GARDENS**

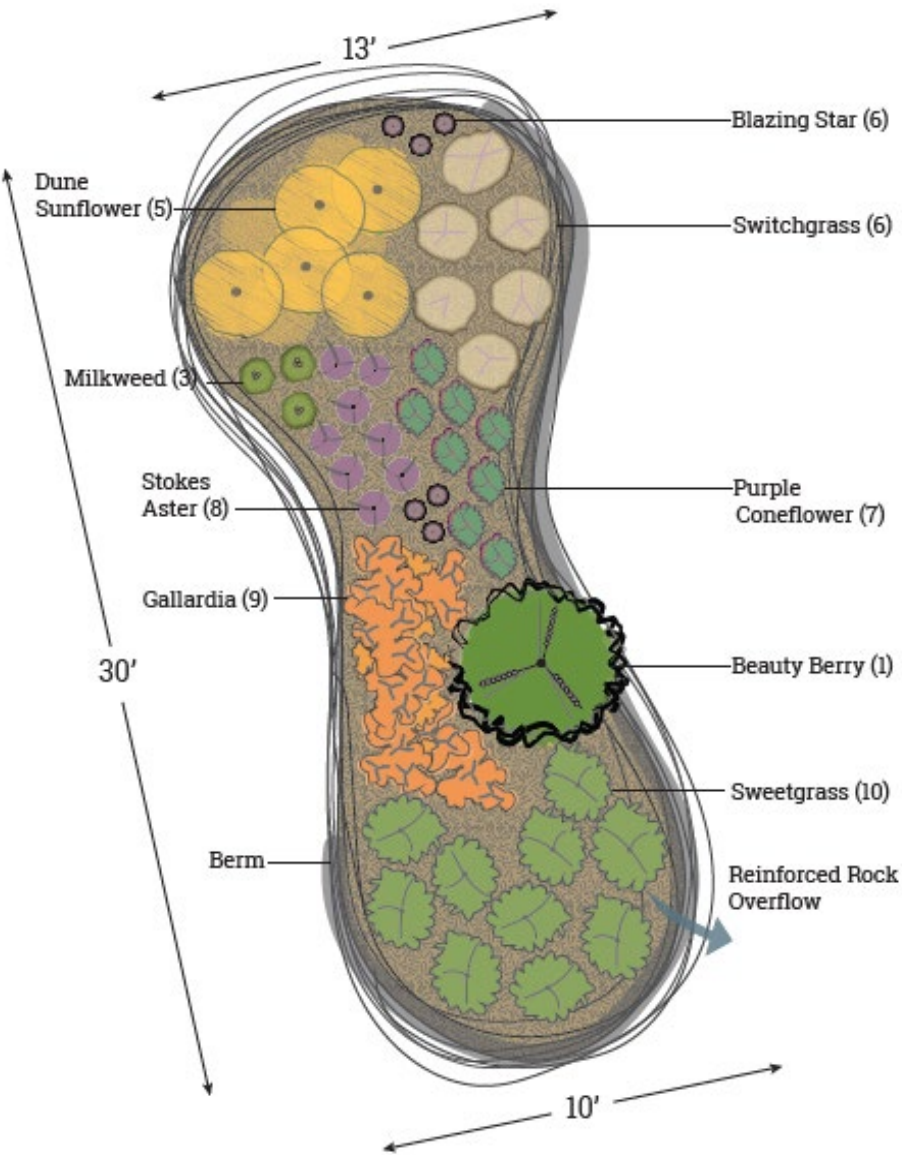
PROJECT LOCATION #1: TOWN HALL

MARCH, 2023

SCALE: NOTED

Weston & Sampson

Town Hall Rain Garden Conceptual Plan





**Project Location #2:
Rhetts Bluff Boat
Landing**

0 0.01 0.02 0.03
Miles

FIGURE 3

**TOWN OF KIAWAH ISLAND, SC
KIAWAH CONSERVANCY MODEL RAIN GARDENS**

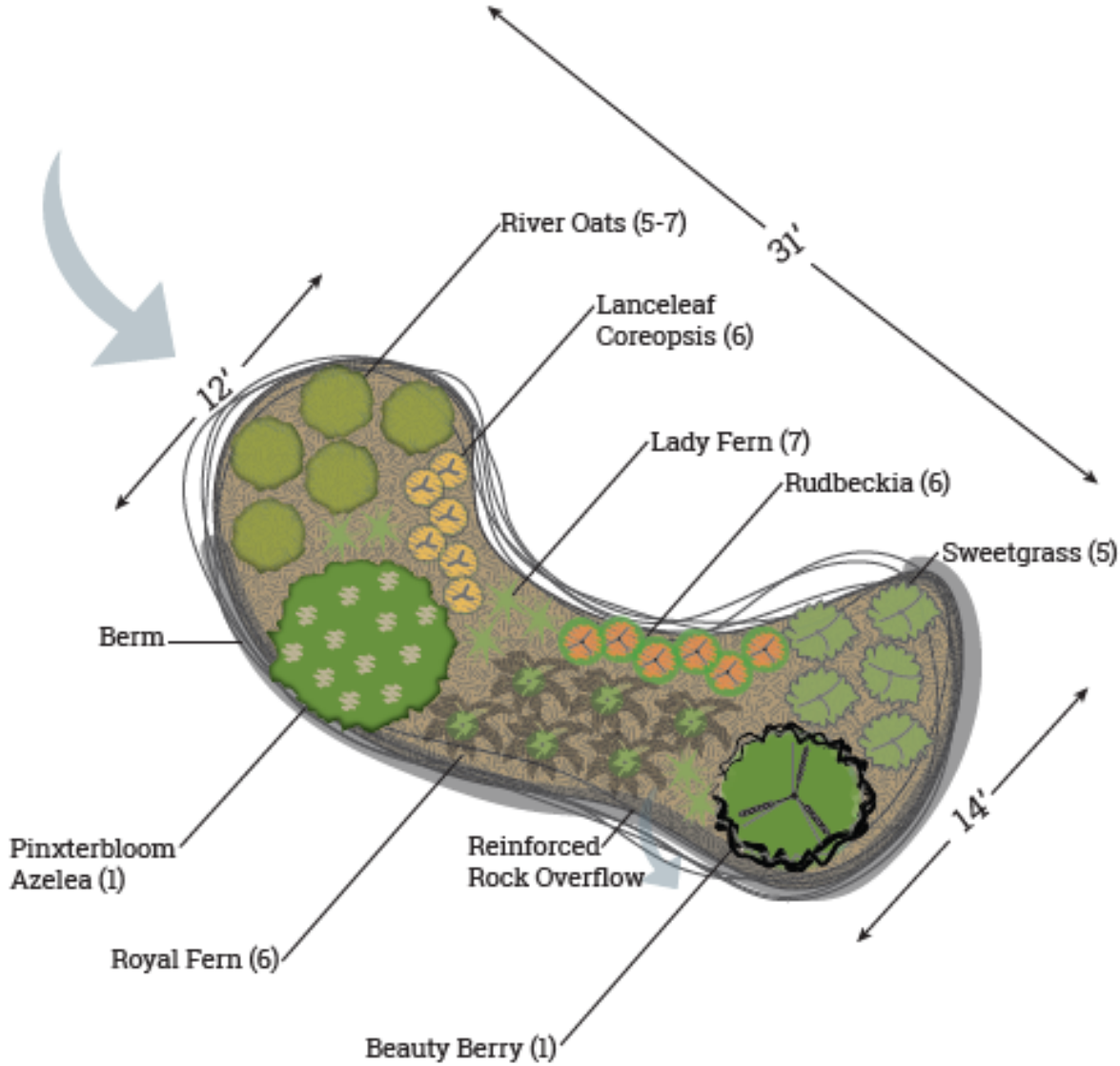
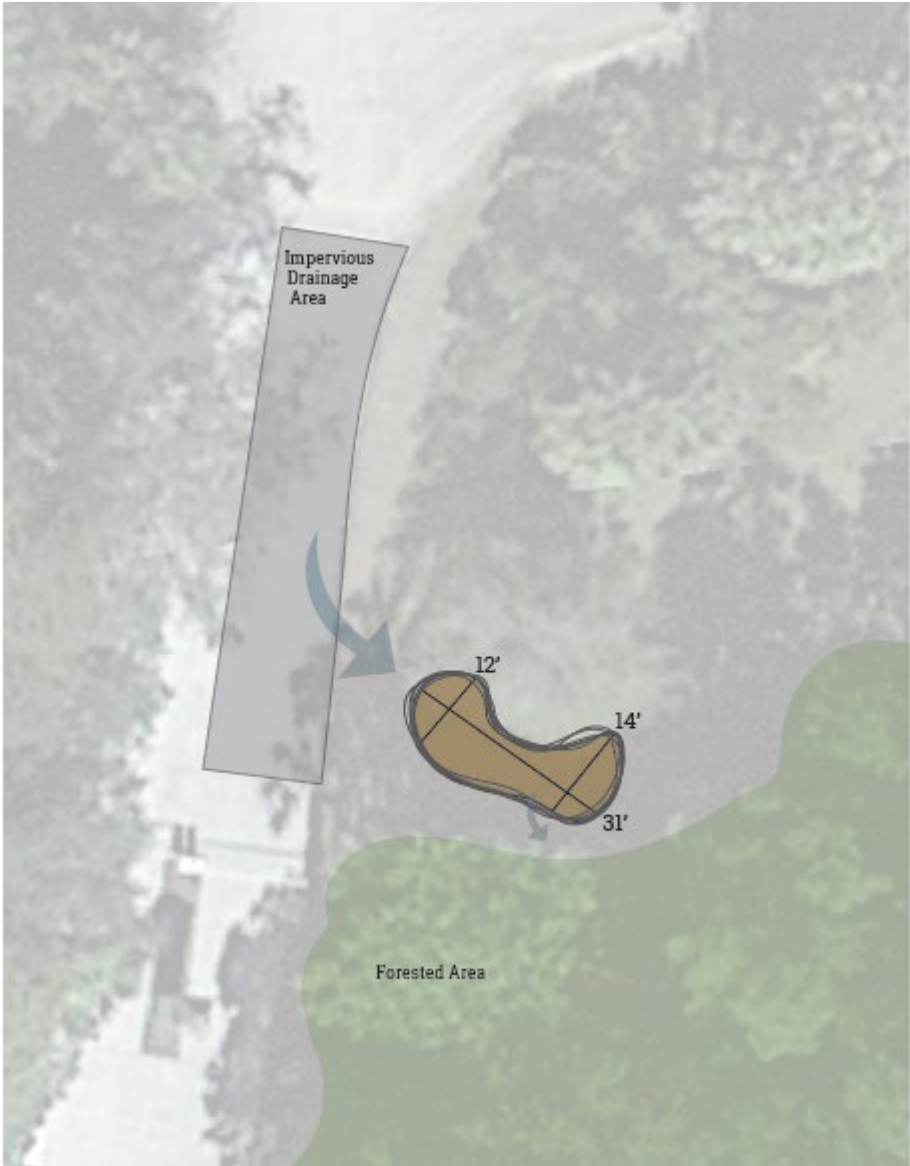
**PROJECT LOCATION #2:
RHETTS BLUFF BOAT LANDING**

MARCH, 2023

SCALE: NOTED

Weston & Sampson

Rhett's Bluff Rain Garden Conceptual Plan





TAB 5

TOWN COUNCIL

Agenda Item

THE TOWN OF KIAWAH ISLAND

ORDINANCE 2023-03

AUTHORIZING AND DIRECTING THE TOWN OF KIAWAH ISLAND TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT RELATING TO SOUTH CAROLINA LOCAL REVENUE SERVICES; TO PARTICIPATE IN ONE OR MORE LOCAL REVENUE SERVICE PROGRAMS; TO EXECUTE AND DELIVER ONE OR MORE PARTICIPANT PROGRAM SUPPLEMENTS; AND OTHER MATTERS RELATING THERETO.

WHEREAS, the Town of Kiawah Island (the "Municipality") is authorized by S.C. Code Section 5-7-30 and Title 6, Chapter 1, Article 3 to impose a business license tax on gross income;

WHEREAS, under State law, certain business license taxes are applicable in a manner or at a rate that applies throughout the State ("Statewide Business License Taxes");

WHEREAS, such Statewide Business License Taxes include without limitation the business license taxes applicable to insurers under Title 38, Chapter 7 of the S.C. Code; to brokers under Title 38, Chapter 45 of the S.C. Code; and to telecommunications companies under Title 58, Chapter 9, Article 20 of the S.C. Code;

WHEREAS, the Municipal Association of South Carolina (the "Association") has previously established local revenue service programs in which the Association administers Statewide Business License Taxes on behalf of and for the benefit of participating municipalities;

WHEREAS, such local revenue service programs include a program known as the Insurance Tax Program ("ITP") that administers business license taxes applicable to insurers under Title 38, Chapter 7 of the S.C. Code; a program known as the Brokers Tax Program ("BTP") that administers business license taxes applicable to brokers under Title 38, Chapter 45 of the S.C. Code; and a program known as the Telecommunications Tax Program ("TTP") that administers business license taxes applicable to telecommunications companies under Title 58, Chapter 9, Article 20 of the S.C. Code;

WHEREAS, the Municipality currently participates in ITP, BTP, and TTP;

WHEREAS, by Act No. 176 of 2020, known as the South Carolina Business License Tax Standardization Act and codified at S.C. Code Sections 6-1-400 to -420 (the "Standardization Act"), the South Carolina General Assembly imposed additional requirements and conditions on the administration of business license taxes;

WHEREAS, following the enactment of the Standardization Act, the Municipality enacted Ordinance No. 2021-14 on December 21, 2021, in order to comply with the requirements of the Standardization Act (the "Current Business License Ordinance");

WHEREAS, in connection with the enactment of the Standardization Act and the adoption of locally compliant business license ordinances, the municipalities of the State have determined that it would be advisable and prudent to update the existing local revenue service programs;

WHEREAS, in particular, the municipalities of the State have determined to establish and join South Carolina Local Revenue Services (“LRS”) by intergovernmental agreement, which among other things will administer Statewide Business License Taxes on behalf of its participants, including but not limited to by continuing to offer the services provided by the ITP, BTP, and TTP;

WHEREAS, Article VIII, Section 13(A) of the South Carolina Constitution provides that “(a)ny county, incorporated municipality, or other political subdivision may agree with the State or with any other political subdivision for the joint administration of any function and exercise of powers and the sharing of the costs thereof;”

WHEREAS, the Kiawah Island Council of the Municipality (the “Council”) now wishes to authorize and direct the Municipality to join LRS and to participate in one or more local revenue service programs;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Kiawah Island, as follows:

SECTION 1. Direction to Apply to and Join LRS. The form of the Local Revenue Services Agreement (the “Agreement”) pursuant to which a municipality may request to participate in LRS and, if approved, become a participant is attached hereto as Exhibit A. The Finance Director (the “Executive Officer”) is hereby authorized and directed to apply to participate in LRS. If the Municipality’s application is approved by LRS, then the Executive Officer shall execute and deliver a counterpart to the Agreement in substantially the form attached hereto. The Council hereby approves the terms and conditions of and agrees to comply with the Agreement upon the execution and delivery thereof by the Executive Officer.

SECTION 2. Participation in Local Revenue Service Programs. The Council determines that, if admitted to LRS, the Municipality will participate in the ITP, the BTP, and the TTP. The Executive Officer is hereby authorized and directed to execute and deliver any required Participant Program Supplements (as such term is defined in the Agreement) as may be necessary to participate in such local revenue service programs.

SECTION 3. Business License Taxes Applicable to Insurance Companies. Notwithstanding anything in the Current Business License Ordinance to the contrary, the following provisions shall apply to insurance companies subject to Title 38, Chapter 7 of the S.C. Code.

- a) Except as set forth below, “gross premiums” for insurance companies means gross premiums written for policies for property or a risk located within the municipality. In addition, “gross premiums” shall include premiums written for policies that are sold, solicited, negotiated, taken, transmitted, received, delivered, applied for, produced or serviced by (1) the insurance company’s office located in the municipality, (2) the insurance company’s employee conducting business within the municipality, or (3) the

office of the insurance company's licensed or appointed producer (agent) conducting business within the municipality, regardless of where the property or risk is located, provided no tax has been paid to another municipality in which the property or risk is located based on the same premium.

- b) As to fire insurance, "gross premiums" means gross premiums (1) collected in the municipality, and/or (2) realized from risks located within the limits of the municipality.
- c) As to bail bonds, "gross premiums" shall exclude any amounts retained by a licensed bail bondsman as defined in Title 38, Chapter 53 of the S.C. Code for authorized commissions, fees, and expenses.
- d) Gross premiums shall include all business conducted in the prior calendar year. Gross premiums shall include new and renewal business without deductions for any dividend, credit, return premiums, or deposit.
- e) Solicitation for insurance, receiving or transmitting an application or policy, examination of a risk, collection or transmitting of a premium, adjusting a claim, delivering a benefit, or doing any act in connection with a policy or claim shall constitute conducting business within the municipality, regardless of whether or not an office is maintained in the municipality.
- f) The business license tax for insurance companies under Title 38, Chapter 7 of the S.C. Code shall be established at the rates set forth below. Declining rates shall not apply.

NAICS Code

524113 **Life, Health, and Accident.** 0.75% of Gross Premiums.

524126 **Fire and Casualty.** 2% of Gross Premiums.

524127 **Title Insurance.** 2% of Gross Premiums.

- g) License taxes for insurance companies shall be payable on or before May 31 in each year without penalty. The penalty for delinquent payments shall be 5% of the tax due per month, or portion thereof, after the due date until paid.

SECTION 4. Business License Tax Applicable to Brokers. Title 38, Chapter 45 of the S.C. Code (the "Brokers Act") establishes a blended premium tax rate applicable to brokers of 6 percent, comprising a 4 percent State premium tax and a 2 percent municipal premium tax, each to be collected by the South Carolina Department of Insurance. Pursuant to §§ 38-45-10 and 38-45-60 of the Brokers Act, the Municipal Association of South Carolina is designated the municipal agent for purposes of administration of the municipal broker's premium tax.

SECTION 5. Business License Taxes Applicable to Telecommunication Companies.

- a) Notwithstanding any other provisions of the Current Business License Ordinance, the

business license tax for “retail telecommunications services,” as defined in S. C. Code Section 58-9-2200, shall be at the maximum rate authorized by S. C. Code Section 58-9-2220, as it now provides or as provided by its amendment. Declining rates shall not apply.

- b) The business license tax year for retail telecommunications services shall begin on January 1 of each year. The business license tax for retail telecommunications services shall be due on January 1 of each year and payable by January 31 of that year, without penalty. The delinquent penalty shall be five percent (5%) of the tax due for each month, or portion thereof, after the due date until paid.
- c) In conformity with S.C. Code Section 58-9-2220, the business license tax for “retail telecommunications services” shall apply to the gross income derived from the sale of retail telecommunications services for the preceding calendar or fiscal year which either originate or terminate in the municipality and which are charged to a service address within the municipality regardless of where these amounts are billed or paid and on which a business license tax has not been paid to another municipality. The measurement of the amounts derived from the retail sale of mobile telecommunications services shall include only revenues from the fixed monthly recurring charge of customers whose service address is within the boundaries of the municipality. For a business in operation for less than one year, the amount of business license tax shall be computed on a twelve-month projected income.
- d) Nothing in this Ordinance shall be interpreted to interfere with continuing obligations of any franchise agreement or contractual agreement. All fees collected under such a franchise or contractual agreement shall be in lieu of fees or taxes which might otherwise be authorized by this Ordinance.

SECTION 6. No Exemption for Interstate Commerce. Properly apportioned gross income from interstate commerce shall be included in the gross income for every business subject to a business license tax.

SECTION 7. LRS to Appoint Business License Official and to Designate Appeals Board. Pursuant to the Agreement, LRS is hereby authorized to appoint one or more individuals (each, an “LRS Business License Official”) to act as the Municipality’s business license official for purposes of administering Statewide Business License Taxes. In addition, LRS is hereby authorized pursuant to the Agreement to designate an appeals board (the “Appeals Board”) for purposes of appeals arising with respect to such taxes. The LRS Business License Official so appointed and the Appeals Board so designated shall have all of the powers granted to the Municipality’s business license official and appeals board under the Current Business License Ordinance, except as may be modified by this ordinance.

SECTION 8. Appeals Process. With respect to the calculation, assessment, and collection of Statewide Business License Taxes, in lieu of the appeals process described in the Current Business License Ordinance, the following appeals process required by S.C. Code Section 6-1-410 shall apply:

- a) If a taxpayer fails or refuses to pay a Statewide Business License Tax by the date on which it is due, the LRS Business License Official may serve notice of assessment of the Statewide Business License Tax due on the taxpayer by mail or personal service. Within thirty days after the date of postmark or personal service, a taxpayer may request, in writing with reasons stated, an adjustment of the assessment. An informal conference between the LRS Business License Official and the taxpayer must be held within fifteen days of the receipt of the request, at which time the taxpayer may present any information or documents in support of the requested adjustment. Within five days after the conference, the LRS Business License Official shall issue a notice of final assessment and serve the taxpayer by mail or personal service with the notice and provide a form for any further appeal of the assessment by the taxpayer.
- b) Within thirty days after the date of postmark or personal service, the taxpayer may appeal the notice of final assessment by filing a completed appeal form with the LRS Business License Official, by mail or personal service, and by paying to LRS in protest at least eighty percent of the business license tax based on the final assessment. The appeal must be heard and determined by the Appeals Board. The Appeals Board shall provide the taxpayer with written notice of the hearing and with any rules of evidence or procedure prescribed by the Appeals Board. The hearing must be held within thirty days after receipt of the appeal form unless continued to another date by agreement of the parties. A hearing by the Appeals Board must be held at a regular or specially called meeting of the Appeals Board. At the appeals hearing, the taxpayer and LRS have the right to be represented by counsel, to present testimony and evidence, and to cross-examine witnesses. The hearing must be recorded and must be transcribed at the expense of the party so requesting. The Appeals Board shall decide the assessment by majority vote. The Appeals Board shall issue a written decision explaining the basis for the decision with findings of fact and conclusions and shall inform the taxpayer of the right to request a contested case hearing before the Administrative Law Court. The written decision must be filed with the LRS Business License Official and served on the taxpayer by mail or personal service. The decision is the final decision of LRS on the assessment.
- c) Within thirty days after the date of postmark or personal service of LRS's written decision on the assessment, a taxpayer may appeal the decision to the Administrative Law Court in accordance with the rules of the Administrative Law Court.

SECTION 9. Repealer, Effective Date. All ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be effective on the date of final reading.

ENACTED IN REGULAR MEETING, THIS 2ND DAY of MAY 2023.

John D. Labriola, Mayor

ATTEST:

Petra S. Reynolds, Town Clerk

First reading: April 4, 2023

Final reading: May 2, 2023



TAB 6

TOWN COUNCIL

Agenda Item

ORDINANCE 2023-04

AN ORDINANCE TO AMEND THE TOWN OF KIAWAH ISLAND MUNICIPAL CODE ARTICLE 3 - ELECTIONS, CHAPTER 1 - ELECTION OF MAYOR AND COUNCIL, SECTION 3-104 - TIME OF ELECTION; PUBLIC NOTICE TO CHANGE THE DATE OF ELECTIONS FROM DECEMBER OF EVEN-NUMBERED YEARS TO NOVEMBER OF ODD-NUMBERED YEARS

WHEREAS, the Town of Kiawah Island Municipal Code currently contains Article 3 - Elections, Chapter 1 - Election of Mayor and Council, Section 3-104 - Time of Election; Public Notice; and

WHEREAS, the Charleston County Board of Elections and Voter Registration currently conducts the Town of Kiawah Island's elections and has suggested that the Town move its election date from the first Tuesday in December in even-numbered years to the first Tuesday following the first Monday in November in odd-numbered years; and

WHEREAS, Town Council has agreed to the Charleston County Board of Elections and Voter Registration's request and has agreed to move its election date to the first Tuesday in November in odd-numbered years.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL.

Section 1 **Purpose**

The purpose of this ordinance is to amend the Town of Kiawah Island Municipal Code, Article 3 - Elections, Chapter 1 - Election of Mayor and Council, Section 3-104 - Time of Election; Public Notice to move the Town's election date from the first Tuesday in December in even-numbered years to the first Tuesday in November in odd-numbered years; and

Section 2 **Ordinance Amendment**

Section 3-104. Time of election; public notice shall be amended as follows:

- (a) General elections for the offices of mayor and council shall be held on the first Tuesday following the first Monday in November in odd-numbered years. Special elections shall be held on a date determined by the council, as called by ordinance or resolution.
- (b) The council shall give public notice of all municipal elections at least 60 days prior to the date set for the election.

Section 3 **Severability**

If any part of this ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said ordinance without such unconstitutional provision, and the remainder of said ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind property, circumstances or set of circumstances, such holding shall not affect the circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 4 **Effective Date and Duration**

This ordinance shall be effective upon its enactment by the Town Council for the Town of Kiawah Island. The Town's next election will be on November 4, 2025 for three seats, Mayor John Labriola and Council Members Bradley D. Belt and John Moffitt, thus extending the expiration of their respective terms from December 2024 to November 2025. The Town's next election after 2025 will be on November 2, 2027 for two seats, Council Members Russell Berner and Michael Heidingsfelder, thus extending the expiration of their respective terms from December 2026 to November 2027.

**PASSED, APPROVED, AND ADOPTED BY THE COUNCIL FOR THE TOWN OF KIAWAH ISLAND
ON THIS 2ND DAY OF MAY 2023.**

John D. Labriola, Mayor

Petra S. Reynolds, Town Clerk

First Reading: April 4, 2023

Second Reading: May 2, 2023



TAB 7

TOWN COUNCIL

Agenda Item



REQUEST FOR TOWN COUNCIL ACTION

TO: Mayor and Town Council Members
FROM: Dorota Szubert Finance Director
SUBJECT: Charleston Visitor Bureau (CVB) Budget Approval FY2024
DATE: May 2, 2023

BACKGROUND:

In August 2021, The Tourism Expenditure Committee (TERC), which is an oversight authority for State Accommodation Tax (SATAX) spending, adopted new reporting requirements for the local governments. One of the new requirements is that the Town provides documentation supporting the designation of a non-profit organization under S.C. Code 6-4-10(3) that engages in the advertising and promotion of tourism. These organizations are the recipients of SATAX revenue, generally referred to as “30% funds” The Town has designated Charleston Visitor Bureau (CVB) of the “30% fund.”

The documentation required to be provided to TERC includes the annual budget for the designated organization, which need to be reviewed by the local Accommodation Tax Committee and approved by the Town Council. The Town’s State Accommodation Tax (SATAX) Committee has reviewed the CVB’s FY 2024 Budget at its April meeting and recommended approval by Town Council.

ACTION REQUESTED:

To approve CVB’s FY2024 budget.

30 Percent (NONPROFIT DMO) Budget Form (Adopted October 14, 2022)

Name of Government: Kiawah Island
Contact Person: Dorota Szubert
Phone: 843-768-9166

Email: dszubert@kiawahisland.org

Name of Organization Designated to Receive Special Fund:* Charleston Area Convention & Visitors Bureau / Explore Charleston

Atax Amount: \$1,110,602 Budgeted for FY 23-24

*Only one organization per form. Please duplicate this form as necessary.

<u>Project Category and Brief Explanation *</u>	<u>Amount Budgeted for 22-23</u>	<u>Amount Budgeted for 23-24</u>
1 (Advertising), 2 (Promotional Materials), 3 (Marketing Support) and 7 (Other - Tourism Research)	\$741,102	\$591,915
5. Media Efforts	\$0	\$137,294
4. Group Sales Efforts and Tradeshows	\$50,122	\$176,847
6. Visitor Services (enters, Call / Chat Centers)	\$0	\$204,546
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
	\$	\$
Total:	\$791,224	\$1,110,602

Project Categories - All must attract or provide for tourists.

- | | |
|--|--|
| 1 - Advertising (Print, digital, broadcast, social, etc.) | 5. Media Efforts |
| 2 - Promotional Materials/Publications | 6. Visitor Services (Centers, Call/Chat Centers) |
| 3 - Marketing support (creative, photography, videography) | 7. Other |
| 4 - Group Sales Efforts and Tradeshows | |

Certification that the Local Accommodations Tax Advisory Committee Reviewed Budgets Submitted and Made Recommendations per Section 6-4-25 of the SC Code of Laws. (Please type YES or NO below. If NO, please offer explanation)

Use space below to offer brief explanation of difference between budget and actual expenses or attach supplemental documentation from DMO.

* A detailed explanation from Explore Charleston is attached to this spreadsheet.

Save as an Excel or PDF Document and Return to Tourism Expenditure Review Committee via email at damita.holcomb@dor.sc.gov



TAB 8

TOWN COUNCIL

Agenda Item

Town of Kiawah Island 2023 Charitable Grants Staff Recommendation to Ways & Means			
		2023	2023
Tab	Organization Name	Grant Request	Staff Recommendations
1	Backpack Buddies Seabrook Island	\$ 5,000	\$ 5,000.00
2	Barrier Island Free Medical Clinic, Inc	\$ 25,000	\$ 25,000.00
3	Brrrier Island Little League	\$ 6,500	\$ 6,500.00
4	Bridges of Hope	\$ 2,500	\$ 2,500.00
5	Charleston Area Senior Citizens Services	\$ 18,301.50	\$ 8,136.00
6	Charleston Area Therapeutic Riding	\$ 7,084	\$ 7,084.00
7	CHIP Ministry	\$ 10,000	\$ 8,000.00
8	Feeding the Multitude	\$ 7,000	\$ 5,000.00
9	Keeper of the Wild Wildlife Rescue and Sanctuary	\$ 12,000	\$ -
10	Kiawah Womens Foundation	\$ 12,000	\$ 12,000.00
11	Kiril Istatkov Ministries	\$ 5,000	\$ -
12	Lowcountry Food Bank	\$ 10,000	\$ 10,000.00
13	Made with Love	\$ 3,000	\$ -
14	New Webester JIP Food Pantry	\$ 7,500	\$ 7,500.00
15	Operation Home	\$ 10,000	\$ 10,000.00
16	Operation Sight	\$ 7,000	\$ 7,000.00
17	Our Lady of Mercy Community Outreach Services	\$ 30,000	\$ 30,000.00
18	Sea Island Blessing Basket	\$ 20,000	\$ 20,000.00
19	Sea Island Habitat for Humanity	\$ 20,000	\$ 15,000.00
20	St. James Bethel AME Church	\$ 3,500	\$ 3,000.00
21	The Paraclete Foundation of Holy Spirit Catholic Church	\$ 12,000	\$ 8,000.00
22	The Progressive Club of Johns Island	\$ 48,500	\$ 10,000.00
	Total Requests	\$ 281,885.50	\$ 199,720.00
	Total Budgeted Funds to be Awarded	\$ 200,000	\$ 200,000
	Amount in excess of Budget	\$ (81,886)	\$ 280.00



TAB 9

TOWN COUNCIL

Agenda Item

<p style="text-align: center;">Town of Kiawah Island W&M SATAX Funding Recommenation to TC Additional FY 2022-2023</p>

Category #	Project	Applicant Sponsor	Additional 2022/2023 Requested Amount	SATAX Committee Funding Recommendation	Ways and Means Funding Recommendation	Town Council Funding Recommendation
1	U.S Amateur Four-Ball Championship	Kiawah Island Club / Kiawah Island Club Holdings	\$ 100,000	\$ 75,000		
		Total	\$ 100,000	\$ 75,000		\$ -

Total Available for Funding	
-----------------------------	--

Town of Kiawah Island W&M SATAX Funding Recommendations TC FY 2023-2024						
Category #	Project	Applicant Sponsor	2023/2024 Requested Amount	SATAX Committee Funding Recommendation	Ways and Means Committee Funding Recommendation	Town Council Funding Recommendation
1	Destination Marketing & Advertising	Andell Inn	\$ 151,000.00	\$ 130,500.00		
4	Enhanced Rescue Equipment	Barrier Island Ocean Rescue	\$ 248,210.61	\$ 186,042.00		
2	Events Promotion	Freshfields Village / Freshfields (EDENS) LLC	\$ 35,000.00	\$ 35,000.00		
1	Tourism Marketing & Advertising	Freshfields Village / Freshfields (EDENS) LLC	\$ 65,000.00	\$ 65,000.00		
1	#Discover Kiawah:A National Influencer Event	Freshfields Village / Freshfields (EDENS) LLC	\$ 150,000.00	\$ 75,000.00		
1	Garden & Gun + Freshfields Village / Kiawah Partnership	Freshfields Village / Freshfields (EDENS) LLC	\$ 126,800.00	\$ 80,920.00		
1	Marketing of Kiawah Island Events & Holiday Programing	Kiawah Island Golf Resort	\$ 475,000.00	\$ 475,000.00		
1 & 2	The Giving Tee Presented by Advance Kiawah	Kiawah Development Partners	\$ 25,000.00	\$ 8,750.00		
4	Beach Patrol Services	Town of Kiawah Island	\$ 408,800.00	\$ 397,040.00		
4	Charleston County Sheriff Deputies	Town of Kiawah Island	\$ 532,398.00	\$ 525,918.00		
		Totals for Year Ending	\$ 2,217,208.61	\$ 1,979,170.00		
Total Available for Funding			2,000,000	\$ 1,925,000.00	\$ 1,925,000.00	\$ 1,925,000.00
			\$ 271,378.61	\$ 54,170.00		



TAB 10a

TOWN COUNCIL

Agenda Item



April 27, 2023

Ms. Petra Reynolds
Town of Kiawah Island
4475 Betsy Kerrison Parkway
Kiawah Island, South Carolina

Re: ***Kiawah Island Parkway at Beachwalker Drive Intersection Alternative Benefit-Cost Analysis***

Dear Ms. Reynolds,

Kimley-Horn and Associates, Inc. (“Kimley-Horn” or “Consultant”) is pleased to submit this letter agreement (the “Agreement”) to The Town of Kiawah (“Client”) for providing civil engineering planning services related to the Kiawah Island Parkway at Beachwalker Drive Intersection Alternative Benefit-Cost Analysis located in Kiawah Island, South Carolina.

Project Understanding

This agreement is to provide a technical memorandum to the Town of Kiawah Island documenting the benefit costs analysis of three alternatives:

- Alternative 1: Channelized Left-turn at Kiawah Island Parkway at Beachwalker Drive
 - This alternative is currently under design
- Alternative 2: Roundabout near Kiawah Island Parkway at KIRE building and a roundabout along Beachwalker Drive
- Alternative 3: Roundabout near Kiawah Island Parkway at KIRE building and a stop-controlled intersection along Beachwalker Drive

SCOPE OF SERVICES

Kimley-Horn will provide the services specifically set forth below.

Task 1 – Capacity Analysis

Utilizing the previously collected volumes, approved development traffic and the proposed site traffic, a detailed traffic engineering capacity analysis will be prepared for the following weekday AM peak-hour and weekday PM peak-hour scenarios for Alternatives 2 and 3:

- Short-Term Horizon Year Build-Out Conditions
- Long-Term Horizon Year Build-Out Conditions

These horizon years will match the years analyzed in the Kiawah Island Parkway Corridor and Intersection Study previously performed by Kimley-Horn. *The capacity analysis for Alternative 1 has already been complete.*

The study area will include the following intersections:

- Kiawah Island Parkway at Beachwalker Drive
- Kiawah Island Parkway at KIRE Access
- Beachwalker Drive at new access to KIRE

Based on the results of the detailed capacity analyses and review of SCDOT turn lane warrants (at unsignalized intersections), general recommendations for needed roadway and operational improvements will be developed for the study area identified above. These recommendations will be coordinated with the Client prior to finalization.

Task 2 – Benefit Costs Analysis

Kimley-Horn will prepare a benefit-costs analysis for the following three scenarios:

- Alternative 1: Channelized Left-turn at Kiawah Island Parkway at Beachwalker Drive
 - This alternative is currently under design
- Alternative 2: Roundabout near Kiawah Island Parkway at KIRE building and a roundabout along Beachwalker Drive
- Alternative 3: Roundabout near Kiawah Island Parkway at KIRE building and a stop-controlled intersection along Beachwalker Drive

The geometric road improvements will be based on an Opinion of Probable Construction Costs (OPCC) for the three alternatives. The OPCC will be based on the South Carolina Department of Transportation's bid pricing.

Concepts for the three alternatives are shown in **Attachment A**.

The Town of Kiawah Island will provide real estate costs.

The benefits will be based on capacity and queuing operations and cost will be based on OPCC's and data provided by the Town of Kiawah Island.

Task 3 – Technical Memorandum

Kimley-Horn will prepare a draft Technical Memorandum report summarizing the findings in Tasks 1 and 2 for submittal to the Client. Kimley-Horn will address up to one round of comments from the Client. The report will be distributed electronically.

Task 4 – Project Meetings & Coordination

Kimley-Horn will be available to attend follow-up meetings with the Client if needed, to review the findings and recommendations and to finalize the roadway improvements required of the proposed development, to be billed on an hourly basis according to the attached rate schedule. Kimley-Horn will be available to attend meetings as directed by the Client.

ADDITIONAL SERVICES

Any services not specifically provided for in Tasks 1-4, as directed by the Client, will be performed on an hourly basis according to the attached rate schedule. Additional services may include services such as:

- Additional intersections required to be studied by agencies
- Additional analysis
- Additional meetings and coordination
- Driveway permits/right-of-way encroachment
- Sight distance studies
- Signal warrant analysis
- Design Services

Information Provided By Client

We shall be entitled to rely on the completeness and accuracy of all information provided by the Client or the Client's consultants or representatives.

Fee and Billing

Kimley-Horn will perform the Scope of Services described above on lump sum as follows:

Transportation Memorandum (Tasks 1-3)\$16,450

Lump sum fees will be invoiced monthly based upon the overall percentage of services performed. Payment will be due within 25 days of your receipt of the invoice and should include the invoice number and Kimley-Horn project number.

Kimley-Horn will perform the Services in Task 4 on a labor fee plus expense basis. Labor fee will be billed on an hourly basis according to our then-current rates.

Closure

In addition to the matters set forth herein, our Agreement shall include and be subject to, and only to, the attached Standard Provisions, which are incorporated by reference. As used in the Standard Provisions, "Consultant" shall refer to Kimley-Horn and Associates, Inc., and "Client" shall refer to **The Town of Kiawah Island**.

Kimley-Horn, in an effort to expedite invoices and reduce paper waste, submits invoices via email in an Adobe PDF format. We can also provide a paper copy via regular mail if requested. Please include the invoice number and Kimley-Horn project number with all payments. Please provide the following information:

_____ Please email all invoices to _____

_____ Please copy _____

If you concur in all the foregoing and wish to direct us to proceed with the services, please have authorized persons execute both copies of this Agreement in the spaces provided below, retain one copy, and return the other to Kimley-Horn. Kimley-Horn will commence services only after we have received a fully-executed agreement. Fees and times stated in this Agreement are valid for sixty (60) days after the date of this letter.

To ensure proper set up of your projects so that we can get started, please complete and return with the signed copy of this Agreement the attached Request for Information. Failure to supply this information could result in delay in starting work on your project.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

We appreciate the opportunity to provide these services to you. Please contact me if you have any questions.

Very truly yours,

KIMLEY-HORN AND ASSOCIATES, INC.



By: Jonathan Guy, PE, PTOE, AICP
Vice President



Dillon Turner, PE, PTOE
Project Manager

Town of Kiawah Island

SIGNED: _____

PRINTED NAME: _____

TITLE: _____

Client's Federal Tax ID: _____

Client's Business License No.: _____

Client's Street Address: _____

Attachments

- Standard Provisions
- Concept Exhibits

KIMLEY-HORN AND ASSOCIATES, INC.
STANDARD PROVISIONS

- 1) **Kimley-Horn's Scope of Services and Additional Services.** Kimley-Horn will perform only the services specifically described in this Agreement. If requested by the Client and agreed to by Kimley-Horn, Kimley-Horn will perform Additional Services, which shall be governed by these provisions. Unless otherwise agreed to in writing, the Client shall pay Kimley-Horn for any Additional Services an amount based upon Kimley-Horn's then-current hourly rates plus an amount to cover certain direct expenses including telecommunications, in-house reproduction, postage, supplies, project related computer time, and local mileage. Other direct expenses will be billed at 1.15 times cost.
- 2) **Client's Responsibilities.** In addition to other responsibilities herein or imposed by law, the Client shall:
 - a. Designate in writing a person to act as its representative, such person having complete authority to transmit instructions, receive information, and make or interpret the Client's decisions.
 - b. Provide all information and criteria as to the Client's requirements, objectives, and expectations for the project and all standards of development, design, or construction.
 - c. Provide Kimley-Horn all available studies, plans, or other documents pertaining to the project, such as surveys, engineering data, environmental information, etc., all of which Kimley-Horn may rely upon.
 - d. Arrange for access to the site and other property as required for Kimley-Horn to provide its services.
 - e. Review all documents or reports presented by Kimley-Horn and communicate decisions pertaining thereto within a reasonable time so as not to delay Kimley-Horn.
 - f. Furnish approvals and permits from governmental authorities having jurisdiction over the project and approvals and consents from other parties as may be necessary.
 - g. Obtain any independent accounting, legal, insurance, cost estimating, and feasibility services required by Client.
 - h. Give prompt written notice to Kimley-Horn whenever the Client becomes aware of any development that affects Kimley-Horn's services or any defect or noncompliance in any aspect of the project.
- 3) **Period of Services.** Unless otherwise stated herein, Kimley-Horn will begin work after receipt of a properly executed copy of this Agreement. This Agreement assumes conditions permitting continuous and orderly progress through completion of the services. Times for performance shall be extended as necessary for delays or suspensions due to circumstances that Kimley-Horn does not control. If such delay or suspension extends for more than six months, Kimley-Horn's compensation shall be renegotiated.
- 4) **Method of Payment.** Client shall pay Kimley-Horn as follows:
 - a. Invoices will be submitted periodically for services performed and expenses incurred. Payment of each invoice will be due within 25 days of receipt. The Client shall also pay any applicable sales tax. All retainers will be held by Kimley-Horn and applied against the final invoice. Interest will be added to accounts not paid within 25 days at the maximum rate allowed by law. If the Client fails to make any payment due under this or any other agreement within 30 days after Kimley-Horn's transmittal of its invoice, Kimley-Horn may, after giving notice to the Client, suspend services and withhold deliverables until all amounts due are paid.
 - b. If the Client relies on payment or proceeds from a third party to pay Kimley-Horn and Client does not pay Kimley-Horn's invoice within 60 days of receipt, Kimley-Horn may communicate directly with such third party to secure payment.
 - c. If the Client objects to an invoice, it must advise Kimley-Horn in writing giving its reasons within 14 days of receipt of the invoice or the Client's objections will be waived, and the invoice shall conclusively be deemed due and owing. If the Client objects to only a portion of the invoice, payment for all other portions remains due.
 - d. If Kimley-Horn initiates legal proceedings to collect payment, it may recover, in addition to all amounts due, its reasonable attorneys' fees, reasonable experts' fees, and other expenses related to the proceedings. Such expenses shall include the cost, at Kimley-Horn's normal hourly billing rates, of the time devoted to such proceedings by its employees.
 - e. The Client agrees that the payment to Kimley-Horn is not subject to any contingency or condition. Kimley-Horn may negotiate payment of any check tendered by the Client, even if the words "in full satisfaction" or words intended to have similar effect appear on the check without such negotiation being an accord and satisfaction of any disputed debt and without prejudicing any right of Kimley-Horn to collect additional amounts from the Client.
- 5) **Use of Documents.** All documents and data prepared by Kimley-Horn are related exclusively to the services described in this Agreement and may be used only if the Client has satisfied all of its obligations under this Agreement. They are not intended or represented to be suitable for use or reuse by the Client or others on extensions of this project or on any other project. Any modifications by the Client to any of Kimley-Horn's documents, or any reuse of the documents without written authorization by Kimley-Horn will be at the Client's sole risk and without liability to Kimley-Horn, and the Client shall indemnify, defend and hold Kimley-Horn harmless from all claims, damages, losses and expenses, including but not limited to attorneys' fees, resulting therefrom. Kimley-Horn's electronic files and source code remain the property of Kimley-Horn and shall be provided to the

Client only if expressly provided for in this Agreement. Any electronic files not containing an electronic seal are provided only for the convenience of the Client and use of them is at the Client's sole risk. In the case of any defects in the electronic files or any discrepancies between them and the hardcopy of the documents prepared by Kimley-Horn, the hardcopy shall govern.

- 6) **Intellectual Property.** Kimley-Horn may use or develop its proprietary software, patents, copyrights, trademarks, trade secrets, and other intellectual property owned by Kimley-Horn or its affiliates ("Intellectual Property") in the performance of this Agreement. Unless explicitly agreed to in writing by both parties to the contrary, Kimley-Horn maintains all interest in and ownership of its Intellectual Property and conveys no interest, ownership, license to use, or any other rights in the Intellectual Property to Client. Any enhancements of Intellectual Property made during the performance of this Agreement are solely owned by Kimley-Horn and its affiliates. If Kimley-Horn's services include providing Client with access to or a license for Kimley-Horn's (or its affiliates') proprietary software or technology, Client agrees to the terms of the Software License Agreement set forth at <https://www.kimley-horn.com/khts-software-license-agreement> ("the License Agreement") which terms are incorporated herein by reference.
- 7) **Opinions of Cost.** Because Kimley-Horn does not control the cost of labor, materials, equipment or services furnished by others, methods of determining prices, or competitive bidding or market conditions, any opinions rendered as to costs, including but not limited to the costs of construction and materials, are made solely based on its judgment as a professional familiar with the industry. Kimley-Horn cannot and does not guarantee that proposals, bids or actual costs will not vary from its opinions of cost. If the Client wishes greater assurance as to the amount of any cost, it shall employ an independent cost estimator. Kimley-Horn's services required to bring costs within any limitation established by the Client will be paid for as Additional Services.
- 8) **Termination.** The obligation to provide further services under this Agreement may be terminated by either party upon seven days' written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof, or upon thirty days' written notice for the convenience of the terminating party. Kimley-Horn shall be paid for all services rendered and expenses incurred to the effective date of termination, and other reasonable expenses incurred by Kimley-Horn as a result of such termination.
- 9) **Standard of Care.** The standard of care applicable to Kimley-Horn's services will be the degree of care and skill ordinarily exercised by consultants performing the same or similar services in the same locality at the time the services are provided. No warranty, express or implied, is made or intended by Kimley-Horn's performance of services, and it is agreed that Kimley-Horn is not a fiduciary with respect to the Client.
- 10) **LIMITATION OF LIABILITY.** In recognition of the relative risks and benefits of the Project to the Client and Kimley-Horn, the risks are allocated such that, to the fullest extent allowed by law, and notwithstanding any other provisions of this Agreement or the existence of applicable insurance coverage, that the total liability, in the aggregate, of Kimley-Horn and Kimley-Horn's officers, directors, employees, agents, and subconsultants to the Client or to anyone claiming by, through or under the Client, for any and all claims, losses, costs or damages whatsoever arising out of or in any way related to the services under this Agreement from any causes, including but not limited to, the negligence, professional errors or omissions, strict liability or breach of contract or any warranty, express or implied, of Kimley-Horn or Kimley-Horn's officers, directors, employees, agents, and subconsultants, shall not exceed twice the total compensation received by Kimley-Horn under this Agreement or \$50,000, whichever is greater. Higher limits of liability may be negotiated for additional fee. This Section is intended solely to limit the remedies available to the Client or those claiming by or through the Client, and nothing in this Section shall require the Client to indemnify Kimley-Horn.
- 11) **Mutual Waiver of Consequential Damages.** In no event shall either party be liable to the other for any consequential, incidental, punitive, or indirect damages including but not limited to loss of income or loss of profits.
- 12) **Construction Costs.** Under no circumstances shall Kimley-Horn be liable for extra costs or other consequences due to unknown conditions or related to the failure of contractors to perform work in accordance with the plans and specifications. Kimley-Horn shall have no liability whatsoever for any costs arising out of the Client's decision to obtain bids or proceed with construction before Kimley-Horn has issued final, fully approved plans and specifications. The Client acknowledges that all preliminary plans are subject to substantial revision until plans are fully approved and all permits obtained.
- 13) **Certifications.** All requests for Kimley-Horn to execute certificates, lender consents, or other third-party reliance letters must be submitted to Kimley-Horn at least 14 days prior to the requested date of execution. Kimley-Horn shall not be required to execute certificates, consents, or third-party reliance letters that are inaccurate, that relate to facts of which Kimley-Horn does not have actual knowledge, or that would cause Kimley-Horn to violate applicable rules of professional responsibility.

- 14) **Dispute Resolution.** All claims arising out of this Agreement or its breach shall be submitted first to mediation in accordance with the American Arbitration Association as a condition precedent to litigation. Any mediation or civil action by Client must be commenced within one year of the accrual of the cause of action asserted but in no event later than allowed by applicable statutes.
- 15) **Hazardous Substances and Conditions.** Kimley-Horn shall not be a custodian, transporter, handler, arranger, contractor, or remediator with respect to hazardous substances and conditions. Kimley-Horn's services will be limited to analysis, recommendations, and reporting, including, when agreed to, plans and specifications for isolation, removal, or remediation. Kimley-Horn will notify the Client of unanticipated hazardous substances or conditions of which Kimley-Horn actually becomes aware. Kimley-Horn may stop affected portions of its services until the hazardous substance or condition is eliminated.
- 16) **Construction Phase Services.**
- If Kimley-Horn prepares construction documents and Kimley-Horn is not retained to make periodic site visits, the Client assumes all responsibility for interpretation of the documents and for construction observation, and the Client waives any claims against Kimley-Horn in any way connected thereto.
 - Kimley-Horn shall have no responsibility for any contractor's means, methods, techniques, equipment choice and usage, sequence, schedule, safety programs, or safety practices, nor shall Kimley-Horn have any authority or responsibility to stop or direct the work of any contractor. Kimley-Horn's visits will be for the purpose of endeavoring to provide the Client a greater degree of confidence that the completed work of its contractors will generally conform to the construction documents prepared by Kimley-Horn. Kimley-Horn neither guarantees the performance of contractors, nor assumes responsibility for any contractor's failure to perform its work in accordance with the contract documents.
 - Kimley-Horn is not responsible for any duties assigned to it in the construction contract that are not expressly provided for in this Agreement. The Client agrees that each contract with any contractor shall state that the contractor shall be solely responsible for job site safety and its means and methods; that the contractor shall indemnify the Client and Kimley-Horn for all claims and liability arising out of job site accidents; and that the Client and Kimley-Horn shall be made additional insureds under the contractor's general liability insurance policy.
- 17) **No Third-Party Beneficiaries; Assignment and Subcontracting.** This Agreement gives no rights or benefits to anyone other than the Client and Kimley-Horn, and all duties and responsibilities undertaken pursuant to this Agreement will be for the sole benefit of the Client and Kimley-Horn. The Client shall not assign or transfer any rights under or interest in this Agreement, or any claim arising out of the performance of services by Kimley-Horn, without the written consent of Kimley-Horn. Kimley-Horn reserves the right to augment its staff with subconsultants as it deems appropriate due to project logistics, schedules, or market conditions. If Kimley-Horn exercises this right, Kimley-Horn will maintain the agreed-upon billing rates for services identified in the contract, regardless of whether the services are provided by in-house employees, contract employees, or independent subconsultants.
- 18) **Confidentiality.** The Client consents to the use and dissemination by Kimley-Horn of photographs of the project and to the use by Kimley-Horn of facts, data and information obtained by Kimley-Horn in the performance of its services. If, however, any facts, data or information are specifically identified in writing by the Client as confidential, Kimley-Horn shall use reasonable care to maintain the confidentiality of that material.
- 19) **Miscellaneous Provisions.** This Agreement is to be governed by the law of the State where the Project is located. This Agreement contains the entire and fully integrated agreement between the parties and supersedes all prior and contemporaneous negotiations, representations, agreements, or understandings, whether written or oral. Except as provided in Section 1, this Agreement can be supplemented or amended only by a written document executed by both parties. Any conflicting or additional terms on any purchase order issued by the Client shall be void and are hereby expressly rejected by Kimley-Horn. If Client requires Kimley-Horn to register with or use an online vendor portal for payment or any other purpose, any terms included in the registration or use of the online vendor portal that are inconsistent or in addition to these terms shall be void and shall have no effect on Kimley-Horn or this Agreement. Any provision in this Agreement that is unenforceable shall be ineffective to the extent of such unenforceability without invalidating the remaining provisions. The non-enforcement of any provision by either party shall not constitute a waiver of that provision nor shall it affect the enforceability of that provision or of the remainder of this Agreement.



TAB 11

TOWN COUNCIL

Agenda Item



Request for Town Council Action

TO: Mayor and Council Members

FROM: John Taylor, Jr., Planning Manager

SUBJECT: Annual Kiawah Island Parkway Traffic Count Assessment

DATE: May 2, 2023

BACKGROUND:

The 2013 Amended and Restated Development Agreement By and Between Kiawah Resort Associates and the Town of Kiawah Island states the property owner shall provide traffic mitigation measures approved by the Town whenever a specified traffic volume is reached (Exhibit 10.1: Traffic Mitigation). In order to conclude if traffic mitigation measures are required, traffic counts will be conducted by the Town on the Bridge and Parkway (Intersections of Betsy Kerrison to the intersection of Governors Drive) three times a year. These counting periods are the first two weeks of June (June 1-14); the second and third week of July (July 8-22); and the last two weeks of August (August 17-31).

ANALYSIS:

The Town seeks to obtain 2023 traffic data along the Kiawah Island Parkway (KIP) as well as Beachwalker Drive, Kiawah Beach Drive, Flyway Drive, Governors Drive, and Ocean Course Drive for a comprehensive understanding of overall Kiawah Island traffic volumes. Three site locations were added from the previous year which include Kiawah Beach Drive south of KIP (between KIP and Greensward Rd), Beachwalker Drive north of Bobcat Lane (between the general store and KIP) and KIP west of Freshfields Drive (between Betsy Kerrison Parkway and Freshfields Drive). This would provide additional relevant traffic data points for future planning. The Town contracted with Quality Counts to collect traffic data in 2022. During the 2022 collection period, we learned some lessons after experiencing some minor issues with the failing of tube counters at different locations. The proposed recommendation provided by Quality Counts accounts for any potential data gaps due to failed equipment with the supplement of installed cameras as backups. Additionally contracting with Quality Counts provides the ability to compare data sets from year to year more easily.

ACTION REQUESTED:

Town staff requests that Town Council approves entering into a contract with the Quality Counts to prepare daily traffic counts at the fourteen (14) locations along the KI Parkway and additional rights of way based on the counting periods described within the Development Agreement.

BUDGET & FINANCIAL DATA:

The cost for this proposal is \$27,300. This project was budgeted for \$25,000 for FY2024. This project was included within the capital projects budget for KIP will be funded through 80% Restricted Funds and 20% General Funds.

From: Andy Mix <amix@qualitycounts.net>
Sent: Tuesday, April 11, 2023 2:57 PM
To: John Taylor
Cc: QCCHA
Subject: RE: Town of Kiawah Traffic Counting Request
Attachments: [Estimate_161632-1 video only.pdf](#); [Estimate_161631-1 Radar.pdf](#); [Estimate_161630-1 Count Stick.pdf](#); [Estimate_161623-1 Tubes Only.pdf](#)

John –

Thanks for reaching out to us about this project. Having completed this last year, we definitely have some lessons learned. I am actually going to provide you 4-quotes with the advantages/disadvantages to each. [Here](#) is the map we put together for this year, with the 3 additional sites.

My recommendation if you are okay with only receiving volume data is to use the Count Stick method as it is the cheapest non-intrusive method, that will still provide accurate data.

Let me know your thoughts and if you would like to move forward with any of these options.

Estimate 161623 – Tubes Only

- Total Cost - **\$27,300**
 - \$650/site/2-week period.
- Method we used last year, this year, we would setup cameras as backups in case the tubes were to fail, we could finish the counts with cameras.
- Advantages:
 - Typically the cheapest option and provides relatively accurate volume, FHWA 13-bin classification, speed data
 - Data can be reported back quickly
- Disadvantages:
 - Tubes fail for a variety of reasons, including:
 - Holes forming in the rubber tube
 - Counter battery failing
 - Counter failing due to water damage, typically caused when a hole is formed in the tube and it rains, the water gets into the counter from the tube
 - Nails coming loose
 - Very Noisy and intrusive
 - Do not perform well when vehicles are slow moving or queuing.

Estimate 161630 – Count Stick

- Total Cost - **\$27,300**
 - \$650/site/2-week period.
- New technology created by Spack Solutions
- Advantages:
 - Non-intrusive
 - Quick turnaround
 - Same fee as tube counts
- Disadvantages:

- Only provides volume data
- Need to setup cameras to help verify accuracy.
 - We would complete 8 15-min checks for each 2-week period
 - If Count Sticks were to fail, we could use the video to complete the count
- Do not perform well when vehicles are slow moving or queuing.

Estimate 161631 – Classification Radars

- Total Cost - **\$37,800**
 - \$900/site/2-week period.
- Advantages:
 - Non-intrusive
 - Quick turnaround
 - Provides volume, speed and classification
- Disadvantages:
 - Classification data is binned into 4 classes based on vehicle length
 - FHWA 1-3, 4-7, 8-10, 11-13
 - More expensive
 - There is a greater chance than cameras that there will be failures
 - We would setup cameras as backups in case of failure.
 - Do not perform well when vehicles are slow moving or queuing.

Estimate 161632

- Total Cost - **\$54,000**
 - \$1,800/site/2-week period.
 - There are 4 sites where we would be able to film an intersection and count both sides of the intersection to capture the ADT sites, these sites are charged at \$900/site.
- Advantages:
 - Non-intrusive
 - Provides volume and classification
 - Rarely fails
 - **Extremely accurate under all circumstances**
- Disadvantages:
 - Most expensive option
 - Classification data is binned into 4 classes based on vehicle length
 - FHWA 1-3, 4-7, 8-10, 11-13
 - Longer turnaround period



Andy Mix, *Director of Operations*

Office: 704-215-4616

Mobile: 614-738-3679

Email: amix@qualitycounts.net

qualitycounts.net



ESTIMATE



CHA:SC

BILL TO : Town of Kiawah Island
4475 Betsy Kerrison Parkway
Kiawah Island, SC 29455
(843) 768-9979

CLIENT PROJECT # :

ESTIMATE DATE : 4/11/2023

ORDER DATE : 4/11/2023

ORDER No	PROJECT NAME	PAYMENT TERMS	ORDER BY
161623	Kiawah Island Tube Counts 2023	PWP	John Taylor

QTY	DESCRIPTION	RATE	TOTAL
42	1-3 Lanes-Speed, Class, Volume	\$650.00	\$27,300.00
	14 Location(s) for time period(s): 14 Days (Speed, Class, Volume)		
	-Kiawah Island Pkwy E of Freshfields Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy E of Old Cedar Ln, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Beachwalker Dr, Kiawah Island, SC		
	-Beachwalker Dr S of Kiawah Island Pkwy, Kiawah Island, SC		
	-Beachwalker Dr E of Cape Point Rd, Kiawah Island, SC		
	-Kiawah Island Pkwy S of Oyster Rake, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Sea Forest Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy N of Green Dolphin Way, Kiawah Island, SC		
	-Governors Dr E of Flyway Dr, Kiawah Island, SC		
	-Flyway Dr N of Glen Abbey , Kiawah Island, SC		
	-Ocean Course Dr E of Ocean Marsh Rd, Kiawah Island, SC		
	-Beachwalker Dr between General Store and Kiawah Island Pkwy, Kiawah Island, SC		
	-Kiawah Island Pkwy Between Betsy Kerrison Pkwy and Freshfields Dr, Kiawah Island, SC		
	-Kiawah Beach Dr between Kiawah Island Pkwy and Greensward Rd, Kiawah Island, SC		
	14 Location(s) for time period(s): 14 Days (Speed, Class, Volume)		
	-Kiawah Island Pkwy E of Freshfields Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy E of Old Cedar Ln, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Beachwalker Dr, Kiawah Island, SC		
	-Beachwalker Dr S of Kiawah Island Pkwy, Kiawah Island, SC		
	-Beachwalker Dr E of Cape Point Rd, Kiawah Island, SC		
	-Kiawah Island Pkwy S of Oyster Rake, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Sea Forest Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy N of Green Dolphin Way, Kiawah Island, SC		
	-Governors Dr E of Flyway Dr, Kiawah Island, SC		
	-Flyway Dr N of Glen Abbey , Kiawah Island, SC		

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Page 1 of 2

QTY	DESCRIPTION	RATE	TOTAL
	-Ocean Course Dr E of Ocean Marsh Rd, Kiawah Island, SC		
	-Beachwalker Dr between General Store and Kiawah Island Pkwy, Kiawah Island, SC		
	-Kiawah Island Pkwy Between Betsy Kerrison Pkwy and Freshfields Dr, Kiawah Island, SC		
	-Kiawah Beach Dr between Kiawah Island Pkwy and Greensward Rd, Kiawah Island, SC		
	14 Location(s) for time period(s): 14 Days (Speed, Class, Volume)		
	-Kiawah Island Pkwy E of Freshfields Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy E of Old Cedar Ln, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Beachwalker Dr, Kiawah Island, SC		
	-Beachwalker Dr S of Kiawah Island Pkwy, Kiawah Island, SC		
	-Beachwalker Dr E of Cape Point Rd, Kiawah Island, SC		
	-Kiawah Island Pkwy S of Oyster Rake, Kiawah Island, SC		
	-Kiawah Island Pkwy W of Sea Forest Dr, Kiawah Island, SC		
	-Kiawah Island Pkwy N of Green Dolphin Way, Kiawah Island, SC		
	-Governors Dr E of Flyway Dr, Kiawah Island, SC		
	-Flyway Dr N of Glen Abbey , Kiawah Island, SC		
	-Ocean Course Dr E of Ocean Marsh Rd, Kiawah Island, SC		
	-Beachwalker Dr between General Store and Kiawah Island Pkwy, Kiawah Island, SC		
	-Kiawah Island Pkwy Between Betsy Kerrison Pkwy and Freshfields Dr, Kiawah Island, SC		
	-Kiawah Beach Dr between Kiawah Island Pkwy and Greensward Rd, Kiawah Island, SC		
		TOTAL	\$27,300.00

Balances unpaid by end of Payment term (listed above) will be charged 1.5% interest per month

Quality Counts, LLC
15615 SW 74th Ave #100
Tigard, OR 97224
(877) 580-2212
qualitycounts.net



TAB 12

TOWN COUNCIL

Agenda Item

ORDINANCE 2023-05

AN ORDINANCE TO AMEND THE TOWN OF KIAWAH ISLAND MUNICIPAL CODE ARTICLE 15. – GENERAL OFFENSES, CHAPTER 2. - OFFENSES AGAINST PUBLIC PEACE, SECTION 15-209. - FIREWORKS AND EXPLOSIVES

WHEREAS, the Town of Kiawah Island Code of Ordinances currently contains Article 15, Chapter 2, Section 15-209 governing fireworks and explosives; and

WHEREAS, the Town of Kiawah Island now finds that, upon further review, it is in the public interest to amend Section 15-209 to regulate the use of fireworks; and

WHEREAS, the Town of Kiawah Island believes that certain adjustments and amendments would not be detrimental to the public health, safety, and welfare of the Town of Kiawah Island; and

WHEREAS, the Town Council wishes to amend Section 15-209 governing fireworks and explosives.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL.

Section 1 Purpose

The purpose of this Ordinance is to amend Article 15 – General Offenses, Chapter 2. - Offenses Against Public Peace, Section 15-209. - Fireworks and Explosives.

Section 2 Ordinance

The Town hereby amends Section 15-209. - Fireworks and explosives; Subsection (b) as follows **(red type to be added)**:

- (b)** It shall be unlawful for any person to use fireworks in public displays or exhibits; provided that, such displays or exhibits of fireworks shall be lawful only where the person desiring to give the same shall have first obtained written approval from the St. Johns Fire District and the town. The town may, in its absolute discretion, grant or refuse to grant the permission so applied for or may grant the same subject to such restrictions and limitations as may, in its absolute discretion, deem to be in the interest of public safety in connection with such display or exhibit. Only experienced fireworks professionals shall be eligible for a permit. **The use, firing, shooting, discharging, or ignition of any fireworks or similar explosives on any public beach or within the Town limits shall only be conducted, displayed, or exhibited by approved commercial entities on July 4th and December 31st on which dates the hours of lawful use will be extended until 12:30a.m. on July 5th and 12:30 a.m. on January 1st respectively. It is the responsibility of the approved vender to remove**

all debris. The Town prohibits the use of fireworks for weddings or non-sanctioned events.

Section 3 **Severability**

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind property, circumstances or set of circumstances, such holding shall not affect the circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 4 **Effective Date and Duration**

This Ordinance shall be effective upon its enactment by Town Council for the Town of Kiawah Island.

PASSED, APPROVED, AND ADOPTED BY THE COUNCIL FOR THE TOWN OF KIAWAH ISLAND ON THIS ____ DAY OF _____, 2023.

John Labriola, Mayor

ATTEST:

By: _____
Petra Reynolds, Town Clerk

1st Reading:

2nd Reading:



TAB 13

TOWN COUNCIL

Agenda Item

ORDINANCE 2023-06

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF KIAWAH ISLAND AMENDING ARTICLE 16 – BEACH MANAGEMENT, CHAPTER 8. BEACH AND BEACH RECREATION AREA REGULATIONS, ADDING SECTION 16-809. – BEACH WEDDINGS

WHEREAS, the Town of Kiawah Island Code of Ordinances currently contains Article 16, Chapter 8, governing beach recreation area regulations; and

WHEREAS, the Town Council of the Town of Kiawah Island believes that certain adjustments and amendments need to be made to Chapter 8 to provide guidelines and expectations for beach weddings in the public areas of Kiawah Island beach; and

WHEREAS, the Town Council wishes to add Section 16-809 governing beach weddings.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL.

Section 1 Purpose

The purpose of this ordinance is to amend Article 16 – Beach Management, Chapter 8. - Beach and Beach Recreation Area Regulations, adding Section 16-809. – Beach Weddings to provide guidelines and expectations to individuals that obtain beach wedding permits on the public areas of Kiawah Island beach.

Section 2 Ordinance

Article 16 – Beach Management, Chapter 8. Beach and Beach Recreation Area Regulations, adding Section 16-809. – Beach Weddings is hereby created as follows:

All beach weddings must be approved and permitted by the Town. The permit application can be found on the Town website. All permit applications must be received at least (30) thirty days prior to the wedding date.

- (a) Beach wedding ceremonies will not have an assigned location by the Town.
- (b) Ceremonies are limited to a maximum of (50) fifty people.
- (c) Only (25) twenty-five chairs are allowed, with no exceptions.
- (d) Setups are allowed only (30) thirty minutes prior to the event and break down within (30) thirty minutes after the conclusion of the event; the ceremony is not to exceed (1) one hour.
- (e) All Vendors must have a Kiawah Island business license.
- (f) No portion of public beach access shall be obstructed or utilized for wedding ceremonies.
- (g) No beach access, pathway, or sidewalk can be obstructed for access by the public.

- (h) No beach wedding permit shall be issued on Memorial Day weekend (Friday-Monday), Fourth of July holiday, Labor Day weekend (Friday-Monday), or any dates or locations that will interfere with major special events. Other dates may be excluded at the discretion of the Town Administrator.

RESTRICTIONS:

(a) Weddings on the beach are subject to the following requirements:

- (1) Wedding receptions are prohibited on the beach.
- (2) No amplified music or speech, no arches or drones.
- (3) Fireworks, and open fires, including tiki torches, sky lanterns, floating lanterns, or similar devices, are prohibited on the beach.
- (4) Balloon releases are prohibited on the beach.
- (5) Any type of glass product is prohibited on the beach.
- (6) Only environmentally safe materials, such as bird seeds, real flowers, or petals (no rice), may be thrown on the beach.
- (7) Access to the beach must be made through a public walkover unless the event has permission to use a house, approved commercial venue locations, or private boardwalk on the front beach.
- (8) Weddings on the beach shall not impede the passage of pedestrians or patrol vehicles on the beach or public walkways to the beach.
- (9) Decorations cannot be attached to Town or private property, including but not limited to signs, dune walkovers, and trash receptacles.
- (10) No items that need a vehicle to transport on the beach are permitted.
- (11) No vehicles are allowed on the beach at any time.
- (12) A beach wedding permit does not include special or additional parking privileges. No special parking permits shall be issued for weddings or small ceremonies to accommodate additional parking needs. All parking restrictions and regulations must be obeyed.
- (13) The permit holder is responsible for removing any debris associated with the event and returning the area to its natural state.
- (14) The event is subject to all other existing beach ordinances.

(b) Turtle Nesting Season:

From May 1 through October 31 of each year, sea turtles lay eggs along all beach areas in Town, and the hatchlings emerge 50-60 days later. Hatchling's survival relies on keeping the beach clean, flat, and dark between dusk and dawn when they move towards the water, looking for reflections on the water of stars and the moon.

During the turtle nesting season (May 1 through October 31)

- (a) No wedding can take place seaward of the OCRM setback line between dusk and dawn.
- (b) No lights (tiki torches, string lights, lamps, etc.) are permitted on the beach after sunset.
- (c) No holes or mounds can be left on the beach following the event. Leaving the sand flat is the best practice during this season.

(c) Wedding Photography:

The Town recognizes that Kiawah Island Beach has many natural and beautiful settings for wedding photos. All beach wedding photographers must adhere to environmental rules and obey beach ordinances. No beach wedding photography shall be allowed on beach dunes and other pristine natural areas.

(d) Beach wedding Permit Fees:

- (1) Non-Residents- \$1, 000
- (2) Kiawah Island Resident/Property Owner (including part-time resident)- \$150.

(e) Penalties

Penalties for violation of this section shall be as provided for in Section 16-816 – Fines and Penalties.

Section 3 Severability

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind property, circumstances, or set of circumstances, such holding shall not affect the circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 4 Effective Date and Duration

This Ordinance shall be effective upon its enactment by the Town Council for the Town of Kiawah Island.

**PASSED, APPROVED, AND ADOPTED BY THE COUNCIL FOR THE TOWN OF KIAWAH ISLAND
ON THIS ____ DAY OF _____, 2023.**

John Labriola, Mayor

ATTEST:

By: _____
Petra Reynolds, Town Clerk

1st Reading:



TAB 14

TOWN COUNCIL

Agenda Item

TOWN OF KIAWAH ISLAND
ORDINANCE 2023-07

**AN ORDINANCE TO ADOPT THE FISCAL YEAR 2023-2024 BUDGET FOR
THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA
(7/1/23 THROUGH 6/30/24)**

WHEREAS, the Town of Kiawah Island requires a budget to guide and direct its receipt and expenditure of revenues during Fiscal Year 2023-2024; and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws, 1976, as amended, requires that certain acts by municipal councils be done by ordinance, including the adoption of a budget; and

WHEREAS, the annual budget shall be based upon estimated revenues and shall provide appropriations for Town operations and debt service for all Town departments; and

WHEREAS, South Carolina law requires that a duly noticed public hearing be held prior to the adoption of a municipal budget; and

WHEREAS, this duly noticed public hearing was held on the 22nd of May 2023, the public an opportunity to comment on the proposed budget; and

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL.

Section 1 Purpose

This Ordinance is adopted to provide the Town of Kiawah Island with an operating budget for Fiscal Year 2023-2024.

Section 2 Creation of the Fiscal Year 2023-2024 Budget for the Town of Kiawah Island, South Carolina

By passage of this Ordinance, the Town of Kiawah Island adopts as its budget for Fiscal Year 2023-2024 “**Exhibit A**,” incorporated fully herein by reference, said budget subject to all terms and restrictions pursuant to Ordinances 93-6 and 98-7 (ordinances establishing budget preparation and administrative procedures).

Section 3 Budget Amendment

Council reserves the right to amend and alter any appropriation contained herein.

Section 4 Severability

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such part had not been included. If said Ordinance, or any provision thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 5 Effective Date and Duration

This Ordinance shall be effective from July 1, 2023, to June 30, 2024.

PASSED, APPROVED, AND ADOPTED BY THE COUNCIL FOR THE TOWN OF KIAWAH ISLAND
ON THIS _____ DAY OF _____ 2023.

John D. Labriola, Mayor

Petra S. Reynolds, Town Clerk

First Reading: May 2, 2023

Public Hearing:

Second Reading:

Town of Kiawah Island
Budget Draft FY2024
All Funds Consolidated
Cash Basis

	Actuals FY 2022	% of Total	Budgeted FY2023	% of Total	Projected FY2023	% of Total	Budget FY2024	% of Total	FY2023 Budget Variance \$	FY2023 Budget Variance %	FY2023 Annualized Variance \$	FY2023 Annualized Variance %	FY2022 Actual Variance \$	FY2022 Actual Variance %
Revenues*:														
Building Permits	\$ 1,900,907	12%	\$ 1,200,000	10%	\$ 1,500,000	10%	\$ 1,200,000	8%	\$ -	0%	\$ (300,000)	-20%	\$ (700,907)	-37%
Building Permits/Special Projects	305,197	2%	500,000	4%	500,000	3%	300,000	2%	(200,000)	-40%	(200,000)	-40%	(5,197)	-2%
Business Licenses	3,958,450	26%	3,200,000	26%	3,400,000	22%	3,500,000	24%	300,000	9%	100,000	3%	(458,450)	-12%
Franchisee Fees	916,492	6%	970,000	8%	970,000	6%	970,000	7%	-	0%	-	0%	53,508	6%
Local Option tax	894,993	6%	768,382	6%	877,665	6%	891,347	6%	122,965	16%	13,681	2%	(3,646)	0%
State ATAX	3,173,262	21%	2,100,000	17%	2,878,681	19%	2,936,510	20%	836,510	40%	57,829	2%	(236,752)	-7%
Local ATAX	1,519,444	10%	1,050,000	9%	1,452,340	9%	1,477,158	10%	427,158	41%	24,818	2%	(42,286)	-3%
County ATAX	609,937	4%	420,000	3%	420,000	3%	450,000	3%	30,000	7%	30,000	7%	(159,937)	-26%
Hospitality Tax	898,462	6%	600,000	5%	816,465	5%	829,177	6%	229,177	38%	12,711	2%	(69,285)	-8%
Solid Waste Fees	631,445	4%	610,000	5%	640,000	4%	640,000	4%	30,000	5%	-	0%	8,555	1%
Interest	59,829	0%	35,000	0%	1,172,482	8%	1,175,424	8%	1,140,424	3258%	2,942	0%	1,115,595	1865%
Other	143,123	1%	187,000	2%	237,177	2%	224,536	2%	37,536	20%	(12,641)	-5%	81,413	57%
One Time -ARP Funding	440,343	3%	440,343	4%	440,343	3%	-	0%	(440,343)	-100%	(440,343)	-100%	(440,343)	-100%
Total Revenues	15,451,884	100%	12,080,725	100%	15,305,153	100%	14,594,151	100%	2,513,427	21%	(711,002)	-5%	(857,733)	-6%
Expenses:														
Salaries	1,646,923	17%	1,901,847	17%	1,822,912	18%	2,030,719	12%	128,872	7%	207,808	11%	383,796	23%
Overtime	2,374	0%	4,400	0%	7,300	0%	8,000	0%	3,600	82%	700	10%	5,626	237%
Benefits	509,216	5%	634,830	6%	610,339	6%	714,590	4%	79,760	13%	104,251	17%	205,374	40%
Payroll Tax	132,351	1%	174,879	2%	153,410	1%	169,592	1%	(5,287)	-3%	16,182	11%	37,241	28%
Employee Subtotal	2,290,864	24%	2,715,957	24%	2,593,961	25%	2,922,901	17%	206,944	8%	328,941	13%	632,037	28%
Public Safety	704,148	7%	953,010	8%	736,080	7%	736,569	4%	(216,441)	-23%	489	0%	32,421	5%
STR Code Enforcement	288,580	3%	288,580	3%	330,576	3%	389,376	2%	100,796	35%	58,800	18%	100,796	35%
Beach Patrol	437,455	5%	584,000	5%	584,000	6%	584,000	3%	-	0%	-	0%	146,545	33%
Utilities & Supplies	250,399	3%	237,400	2%	223,238	2%	237,440	1%	40	0%	14,202	6%	(12,959)	-5%
Communications	72,840	1%	76,360	1%	77,652	1%	77,460	0%	1,100	1%	(192)	0%	4,620	6%
Waste Management	1,121,267	12%	1,203,000	10%	1,218,880	12%	1,278,000	8%	75,000	6%	59,120	5%	156,733	14%
Insurance	154,869	2%	173,369	2%	172,887	2%	190,176	1%	16,807	10%	17,289	10%	35,307	23%
Professional Services	193,022	2%	146,900	1%	194,900	2%	176,900	1%	30,000	20%	(18,000)	-9%	(16,122)	-8%
Consultants	188,363	2%	345,665	3%	537,053	5%	488,000	3%	142,335	41%	(49,053)	-9%	299,637	159%
Maintenance	476,451	5%	528,350	5%	519,290	5%	556,000	3%	27,650	5%	36,710	7%	79,549	17%
Travel & Training	53,918	1%	112,270	1%	59,000	1%	74,300	0%	(37,970)	-34%	15,300	26%	20,382	38%
Rentals	41,478	0%	45,000	0%	42,000	0%	46,000	0%	1,000	2%	4,000	10%	4,522	11%
Tourism & Recreations	2,117,455	22%	2,001,200	17%	1,955,001	19%	2,516,032	15%	514,832	26%	561,031	29%	398,577	19%
Contributions	200,171	2%	200,000	2%	209,401	2%	200,000	1%	-	0%	(9,401)	-4%	(171)	0%
Other	122,618	1%	415,520	4%	236,216	2%	353,920	2%	(61,600)	-15%	117,704	50%	231,302	189%
Capital Outlay:														
Building	276,984	3%	150,000	1%	202,596	2%	5,000,000	30%	4,850,000	3233%	4,797,404	2368%	4,723,016	1705%
Infrastructure & Landscaping	330,000	3%	900,000	8%	30,000	0%	250,000	1%	(650,000)	-72%	220,000	733%	(80,000)	-24%
Vehicles	99,491	1%	120,000	1%	105,543	1%	115,000	1%	(5,000)	-4%	9,457	9%	15,509	16%
Other	85,557	1%	70,000	1%	87,000	1%	450,000	3%	380,000	543%	363,000	417%	364,443	426%
MUSC Pledge	200,000	2%	200,000	2%	200,000	2%	200,000	1%	-	0%	-	0%	-	0%
Total Expenses	9,705,930	100%	11,466,580	100%	10,315,274	100%	16,842,074	100%	5,375,494	47%	6,526,800	63%	7,136,144	74%
Net Changes in Fund Balance	\$ 5,745,954		\$ 614,144		\$ 4,989,880		\$ (2,247,923)		\$ (2,862,067)		\$ (7,237,802)		\$ (7,993,877)	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
ALL FUNDS

	2023-2024 Budget										
	General Fund Budget	State Accom Tax Fund Budget	County Accom Tax Fund Budget	Local Accom Tax Fund Budget	Beverage Tax Fund Budget	Hospitality Tax Fund Budget	Victims Assist Fund Budget	Arts and Cultural Events	Capital Fund Budget	Emergency Fund Budget	Total Funds Budget
Revenues & Other Sources :											
Accommodations Tax	\$ 177,741	\$ 2,758,768	\$ 450,000	\$ 1,477,158	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,863,668
Hospitality Tax	-	-	-	-	-	829,177	-	-	-	-	829,177
Aid to subdivisions	49,536	-	-	-	-	-	-	-	-	-	49,536
Zoning Permits	10,000	-	-	-	-	-	-	-	-	-	10,000
Business License Revenue	3,500,000	-	-	-	-	-	-	-	-	-	3,500,000
Building Permits	1,200,000	-	-	-	-	-	-	-	-	-	1,200,000
Building Permits/Special Projects	300,000	-	-	-	-	-	-	-	-	-	300,000
Local Option Sales Tax	891,347	-	-	-	-	-	-	-	-	-	891,347
Franchise Fee - Electric	430,000	-	-	-	-	-	-	-	-	-	430,000
Franchise Fee -Beach	400,000	-	-	-	-	-	-	-	-	-	400,000
Franchise Fee - Other	140,000	-	-	-	-	-	-	-	-	-	140,000
Fines & Forfeitures	30,000	-	-	-	-	-	10,000	-	-	-	40,000
Interest Revenue	502,842	40,000	65,887	173,781	-	107,505	-	-	284,409	1,000	1,175,424
Solid Waste Collections	640,000	-	-	-	-	-	-	-	-	-	640,000
Beverage Tax / Permits	-	-	-	-	45,000	-	-	-	-	-	45,000
Miscellaneous Revenue	35,000	-	-	-	-	-	-	45,000	-	-	80,000
One-Time APR Funding	-	-	-	-	-	-	-	-	-	-	-
Transfers In	-	-	-	-	-	-	-	349,920	506,267	461,267	1,317,454
Total Revenues & Other Sources	8,306,466	2,798,768	515,887	1,650,939	45,000	936,682	10,000	394,920	790,676	462,267	15,911,605
Expenditures & Uses :											
Salary and Benefits/Regular Employees	2,595,626	-	-	237,895	-	-	-	89,380	-	-	2,922,901
Salary and Benefits/Deputies	204,171	532,398	-	-	-	-	-	-	-	-	736,569
STR Code Enforcement	389,376	-	-	-	-	-	-	-	-	-	389,376
Beach Patrol	-	408,800	175,200	-	-	-	-	-	-	-	584,000
Utilities & Supplies	160,440	-	35,000	2,500	-	35,500	-	4,000	-	-	237,440
Communication	76,920	-	-	-	-	-	-	540	-	-	77,460
Waste Management	1,190,000	-	30,000	58,000	-	-	-	-	-	-	1,278,000
Professional Services	176,900	-	-	-	-	-	-	-	-	-	176,900
Consulting	488,000	-	-	-	-	-	-	-	-	-	488,000
Maintenance	398,100	-	26,900	-	-	131,000	-	-	-	-	556,000
Insurance	190,176	-	-	-	-	-	-	-	-	-	190,176
Travel & Training	71,300	-	-	-	-	-	-	3,000	-	-	74,300
Rentals	46,000	-	-	-	-	-	-	-	-	-	46,000
Tourism Related Cost	-	1,886,432	325,600	7,000	-	-	-	297,000	-	-	2,516,032
Contributions	200,000	-	-	-	-	-	-	-	-	-	200,000
Capital Outlay	5,570,000	-	-	122,500	-	122,500	-	-	-	-	5,815,000
Other	442,920	-	-	-	-	-	10,000	1,000	-	-	453,920
Contingency	100,000	-	-	-	-	-	-	-	-	-	100,000
Transfers Out	118,000	-	-	800,783	45,000	353,671	-	-	-	-	1,317,454
Total Expenditures & Uses	12,417,928	2,827,630	592,700	1,228,678	45,000	642,671	10,000	394,920	-	-	18,159,528
Change in Fund Balance	\$ (4,111,462)	\$ (28,862)	\$ (76,813)	\$ 422,261	\$ -	\$ 294,011	\$ -	\$ -	\$ 790,676	\$ 462,267	\$ (2,247,923)

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/2023
ALL FUNDS

	General Fund	State Accom Tax	County Accom Tax	Local Accom Tax	Beverage Tax	Hospitality Tax	Victims Assist	Arts and Cultural	Capital Fund	Emergency Fund	Consolidated
BEGINNING FUND BALANCE - 6/30/22 AUDITED	\$ 12,756,419	\$ 1,095,313	\$ 1,316,464	\$ 807,426	\$ 9,674	\$ 1,071,464	\$ 21,150	\$ -	\$ 5,371,752	\$ 410,459	\$ 22,860,121
SOURCES:											
REVENUES	9,082,583	2,778,016	510,785	1,623,530	45,000	926,692	10,000	45,000	255,008	28,541	15,305,153
TRANSFERS IN	-	-	-	-	-	-	-	447,845	503,761	453,761	1,405,367
TOTAL	9,082,583	2,778,016	510,785	1,623,530	45,000	926,692	10,000	492,845	758,769	482,302	16,710,520
USES :											
EXPENDITURES	5,526,624	2,878,201	459,000	305,597	-	197,218	10,000	492,845	-	-	9,869,485
CAPITAL OUTLAY	326,407	-	-	98,733	-	-	-	-	-	-	425,139
TRANSFERS OUT	189,307	-	-	817,474	50,000	348,586	-	-	-	-	1,405,367
TOTAL	6,042,337	2,878,201	459,000	1,221,804	50,000	545,804	10,000	492,845	-	-	11,699,991
ENDING FUND BALANCE - 6/30/23 PROJECTED	15,796,665	995,127	1,368,249	1,209,152	4,674	1,452,351	21,150	-	6,130,521	892,761	27,870,650
SOURCES:											
REVENUES	8,308,466	2,798,768	515,887	1,650,939	45,000	936,682	10,000	45,000	284,409	1,000	14,596,151
TRANSFERS IN	-	-	-	-	-	-	-	349,920	506,267	461,267	1,317,454
TOTAL	8,308,466	2,798,768	515,887	1,650,939	45,000	936,682	10,000	394,920	790,676	462,267	15,913,605
USES :											
EXPENDITURES	6,731,929	2,827,630	592,700	305,395	-	166,500	10,000	394,920	-	-	11,029,075
CAPITAL OUTLAY	5,570,000	-	-	122,500	-	122,500	-	-	-	-	5,815,000
TRANSFERS OUT	118,000	-	-	800,783	45,000	353,671	-	-	-	-	1,317,454
TOTAL	12,419,929	2,827,630	592,700	1,228,678	45,000	642,671	10,000	394,920	-	-	18,161,529
NET CHANGE	(4,111,462)	(28,862)	(76,813)	422,261	-	294,011	-	-	790,676	462,267	(2,247,922)
ENDING FUND BALANCE - 6/30/24 BUDGETED	\$ 11,685,202	\$ 966,265	\$ 1,291,436	\$ 1,631,413	\$ 4,671	\$ 1,746,362	\$ 21,150	\$ -	\$ 6,921,197	\$ 1,355,028	\$ 25,622,728

TOWN OF KIAWAH ISLAND
BUDGET DRAFT FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
GENERAL FUND												
REVENUES:												
BUSINESS LICENSE REVENUE	\$ 3,527,142	\$ 2,800,000	\$ 221,717	\$ 3,000,000	3,100,000	\$ 300,000	11%	\$ 100,000	3%	\$ (427,142)	-12%	Based on FY2020-FY22 averages
STR APPLICATION FEES	431,308	400,000	13,861	400,000	400,000	-	0%	-	0%	(31,308)	-7%	Based on 2022 number of issued licenses
STATE ACCOMMODATIONS TAX	195,522	85,000	107,347	172,683	177,741	92,741	109%	5,058	3%	(17,781)	-9%	First \$25K plus 5% of SATAX
AID TO SUBDIVISION	45,603	47,000	23,587	47,177	49,536	2,536	5%	2,359	5%	3,933	9%	Based on estimates from the State
SOLID WASTE REVENUE	631,445	610,000	639,185	640,000	640,000	30,000	5%	-	0%	8,555	1%	Based on number of subscribers for different service types
PLANNING FEES	16,078	10,000	6,180	10,000	10,000	-	0%	-	0%	(6,078)	-38%	Based on current year actuals
BUILDING PERMITS	1,885,129	1,200,000	1,014,602	1,500,000	1,200,000	-	0%	(300,000)	-20%	(685,129)	-36%	Based on FY20-22 averages
BUILDING PERMITS/SPECIAL PROJECTS	305,197	500,000	45,900	500,000	300,000	(200,000)	-40%	(200,000)	-40%	(5,197)	-2%	Permitting for Beachwalker Commons, Bechwalker Lot 1, and Nigh Heron phase 2
LOCAL OPTIONS SALES TAX	894,993	768,382	526,362	877,665	891,347	122,965	16%	13,681	2%	(3,646)	0%	Based on FY21-23 averages
FRANCHISE FEE - ELECTRIC	432,102	430,000	-	430,000	430,000	-	0%	-	0%	(2,102)	0%	Based on current year actuals
FRANCHISE FEE - BEACH SERVICE	336,575	400,000	264,770	400,000	400,000	-	0%	-	0%	63,425	19%	\$300k or 30% of Island Beach Services gross receipts
FRANCHISE FEES - OTHER	147,815	140,000	78,745	140,000	140,000	-	0%	-	0%	(7,815)	-5%	Based on the contracts with AT&T, Comcast, KIGR
COURT FEES, FINES & FORF	25,784	30,000	22,072	30,000	30,000	-	0%	-	0%	4,216	16%	Based on CY actuals
INTEREST REVENUE	24,189	10,000	181,292	444,921	502,842	492,842	4928%	57,921	13%	478,653	1979%	Rate of return -4%
MISCELLANEOUS REVENUE	25,462	35,000	45,721	50,000	35,000	-	0%	(15,000)	-30%	9,538	37%	Based on CY actuals
ONE TIME -APR FUNDING	440,343	440,343	440,343	440,343	-	(440,343)	-100%	(440,343)	-100%	(440,343)	-100%	ARP Payment in CY
TOTAL REVENUES	9,364,687	7,905,725	3,631,684	9,082,790	8,306,466	400,742	5%	(776,323)	-9%	(1,058,221)	-11%	
OTHER FINANCING USES/SOURCES:												
DEFICIENCY OF REVENUES OVER EXPENDITURES	-	-	-	-	4,121,996	4,121,996	-	-	-	-	-	
TOTAL REVENUES & OTHER SOURCES	\$ 9,364,687	\$ 7,905,725	\$ 3,631,684	\$ 9,082,790	12,428,462	\$ 4,522,738	57%	\$ 3,345,673	37%	\$ 3,063,775	33%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
EXPENDITURES:												
SALARIES	1,646,923	1,901,847	1,071,779	1,822,912	2,030,719	128,872	7%	207,808	11%	383,796	23%	Salaries for 24 current employees
OVERTIME	2,374	4,400	3,244	7,300	8,000	3,600	82%	700	10%	5,626	237%	
BENEFITS	509,216	634,830	-	610,339	694,590	59,760	9%	84,251	14%	185,374	36%	
PAYROLL TAXES	132,351	174,879	91,463	153,410	169,592	(5,287)	-3%	16,182	11%	37,241	28%	
TUITION REIMBURSEMENT	-	-	-	10,000	20,000	20,000	-	10,000	-	20,000	-	
SALARIES, PR TAXES & BENEF/DEPUTIES	358,198	511,202	274,119	390,130	390,619	(120,583)	-24%	489	0%	32,421	9%	Salaries for off duty deputies.
DEPUTIES CONTRACTED WITH CCSO	345,950	441,808	244,758	345,950	345,950	(95,858)	-22%	-	0%	-	0%	Deputies contracted with CCSO
STR CODE ENFORCEMENT	288,580	288,580	168,338	330,576	389,376	100,796	35%	58,800	18%	100,796	35%	Contract with Island Services for after hours code enforcement
BEACH PATROL	437,455	584,000	340,667	584,000	584,000	-	0%	-	0%	146,545	33%	Contract with Island Services for beach patrol
UTILITIES & SUPPLIES:												
UTILITIES	109,201	150,000	75,428	125,000	125,000	(25,000)	-17%	-	0%	15,799	14%	Based on current year actuals
GENERAL	75,644	72,400	46,115	83,788	74,940	2,540	4%	(8,848)	-11%	(704)	-1%	Estimate for supplies, uniforms
MINOR ASSETS	65,554	15,000	13,586	14,450	37,500	22,500	150%	23,050	160%	(28,054)	-43%	Estimate for computers replacement and small equipment
ADVERTISING	6,808	25,500	9,663	14,900	16,400	(9,100)	-36%	1,500	10%	9,592	141%	Based on current year actuals
COMMUNICATION												
CELL PHONES & IPADS	23,210	22,360	15,375	23,652	23,460	1,100	5%	(192)	-1%	250	1%	Based on current year actuals for Town's employees
REGULAR PHONES	49,630	54,000	36,340	54,000	54,000	-	0%	-	0%	4,370	9%	Cost for landline, internet and cable
WASTE MANAGEMENT	1,121,267	1,203,000	718,874	1,218,880	1,278,000	75,000	6%	59,120	5%	156,733	14%	Based on Carolina Waste contract
PRINTING	13,535	47,200	12,622	36,200	18,000	(29,200)	-62%	(18,200)	-50%	4,465	33%	Printing UB invoices, business license and contractors decals
PROFESSIONAL SERVICES	193,022	146,900	147,309	194,900	176,900	30,000	20%	(18,000)	-9%	(16,122)	-8%	Town Attorney, Prosecutor and annual audit
CONSULTING	188,363	345,665	206,913	537,053	488,000	142,335	41%	(49,053)	-9%	299,637	159%	Estimate for various consulting work
MAINTENANCE												
SOFTWARE	160,653	196,650	139,103	193,290	178,000	(18,650)	-9%	(15,290)	-8%	17,347	11%	Building maint., Island wide landscaping and road maint., and software maint.
BUILDING & VEHICLES	91,083	101,500	80,229	115,000	117,000	15,500	15%	2,000	2%	25,917	28%	
ROADS & LANDSCAPING	224,715	230,200	135,601	211,000	261,000	30,800	13%	50,000	24%	36,285	16%	
INSURANCE	154,869	173,369	172,887	172,887	190,176	16,807	10%	17,289	10%	35,307	23%	
TRAVEL & TRAINING	53,918	112,270	32,729	59,000	74,300	(37,970)	-34%	15,300	26%	20,382	38%	Travel and professional development
RENTALS	41,478	45,000	26,507	42,000	46,000	1,000	2%	4,000	10%	4,522	11%	Based on contracts.
TOURISM & RECREATIONS	207,268	266,900	46,327	244,000	332,600	65,700	25%	88,600	36%	125,332	60%	
CONTRIBUTIONS	200,171	200,000	9,401	209,401	200,000	-	0%	(9,401)	-4%	(171)	0%	
CAPITAL OUTLAY	785,224	1,240,000	341,287	425,139	5,815,000	4,575,000	369%	5,389,861	1268%	5,029,776	641%	
OTHER	122,618	197,820	95,111	185,116	219,520	21,700	11%	34,404	19%	96,902	79%	Based on current year actuals
MUSC PLEDGE	200,000	200,000	200,000	200,000	200,000	-	0%	-	0%	-	0%	MUSC Pledge of \$1M
CONTINGENCY	-	100,000	-	-	100,000	-	0%	100,000	-	100,000	-	
TOTAL EXPENDITURES	7,809,278	9,687,280	5,096,229	8,614,273	14,658,642	4,971,361	51%	6,363,310	74%	6,849,364	88%	
ALLOCATION TO SATAX	523,000	1,167,200	-	1,167,200	941,198	(226,002)	-19%	(226,002)	-19%	418,198	80%	Consolidated amount for various departments
ALLOCATION TO COUNTY ATAX	590,952	469,600	45,077	447,200	592,700	123,100	26%	145,500	33%	1,748	0%	Consolidated amount for various departments
ALLOCATION TO LOCAL ATAX	589,900	868,431	97,359	454,605	428,695	(439,736)	-51%	(25,910)	-6%	(161,206)	-27%	Consolidated amount for various departments
ALLOCATION TO HOSPITALITY TAX	440,474	584,401	-	248,493	289,000	(295,400)	-51%	40,507	16%	(151,474)	-34%	Consolidated amount for various departments
ALLOCATION TO ARTS & CULTURAL EVENTS	62,467	123,181	5,587	156,880	94,920	(28,261)	-23%	(61,960)	-39%	32,453	52%	
TOTAL NET EXPENDITURES	5,602,485	6,474,468	4,953,793	6,139,894	12,312,128	(866,299)	-13%	6,172,234	101%	6,709,644	120%	
OTHER FINANCING USES/SOURCES:												
TRANSFER TO ARTS & CULTURAL EVENTS	118,000	168,000	-	189,307	118,000	(50,000)	-30%	(71,307)	-38%	-	0%	
EXCESS OF REVENUES OVER EXPENDITURES	3,629,508	1,318,656	-	2,795,208	-	(1,318,656)	-100%	(2,795,208)	-	(3,629,508)	-100%	
TOTAL OTHER FINANCING USES/ SOURCES	3,747,508	1,486,656	-	2,984,515	118,000	(1,368,656)	-92%	(2,866,515)	-96%	(3,629,508)	-97%	
TOTAL EXPENDITURES & OTHER USES	\$ 9,349,993	\$ 7,961,125	\$ 4,953,793	\$ 9,124,409	\$ 12,430,127	\$ 4,469,003	56%	\$ 3,305,718	36%	\$ 3,080,135	33%	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40200 - ADMINISTRATION												
TOWN ADMINISTRATION												
SALARIES - REGULAR EMPLOYEES	\$ 241,660	\$ 369,797	\$ 143,880	\$ 246,223	\$ 396,223	\$ 26,426	7%	\$ 150,000	61%	\$ 154,563	64%	Salaries for Town Administrator, clerk and 8% aggregated total for salary adjustments
OVERTIME	161	1,200	93	500	1,200	-	0%	700	140%	1,039	645%	
BONUS	7,530	5,000	8,464	8,646	5,000	-	0%	(3,646)	-42%	(2,530)	-34%	
EMPLOYEE BENEFITS	22,472	20,000	23,987	25,000	20,000	-	0%	(5,000)	-20%	(2,472)	-11%	\$5K Christmas Gifts, \$3K annually EAP Cost, Employee Appreciation Events - \$10K
INSURANCE - MEDICAL	10,783	11,256	11,415	12,265	12,265	1,009	9%	-	0%	1,482	14%	
FICA ER MATCH	19,886	28,289	9,588	18,836	30,287	1,998	7%	11,451	61%	10,401	52%	
RETIREMENT MATCH	47,761	73,818	26,816	51,699	79,481	5,664	8%	27,782	54%	31,720	66%	
TUITION REIMBURSEMENT	-	5,000	-	5,000	10,000	5,000	100%	5,000	100%	10,000	-	50% tuition reimbursement
WORKERS COMPENSATION COSTS	15,594	30,000	13,200	13,200	15,000	(15,000)	-50%	1,800	14%	(594)	-4%	
CATERING COSTS	20,206	20,000	13,042	20,000	40,000	20,000	100%	20,000	100%	19,794	98%	Christmas Dinner - \$20K & 35th Anniversary
PROFESSIONAL SERVICES	166,122	120,000	119,409	165,000	150,000	30,000	25%	(15,000)	-9%	(16,122)	-10%	Town Attorney - \$120k + \$10K additional legal services not covered under Town Attorney contract, Town
CONSULTANTS	78,983	10,000	61,466	91,466	10,000	-	0%	(81,466)	-89%	(68,983)	-87%	Other consultant work - \$10K
TELEPHONE-CELL	2,708	3,200	1,612	3,597	3,200	-	0%	(397)	-11%	492	18%	Based on cost for 1 cell phone , iPads and mifi
TRAVEL & TRAINING	11,049	12,000	9,532	12,000	12,000	-	0%	-	0%	951	9%	Estimate SCAPA, ICMA, SCCCMA (Stephanie T)
DUES	3,857	4,000	2,350	4,000	4,000	-	0%	-	0%	143	4%	Estimate SCAPA, ICMA, SCCCMA, ULI (Stephanie T) & training for Petra (Clerk Institute)
SUBSCRIPTIONS	449	1,000	1,980	2,000	2,000	1,000	100%	-	0%	1,551	345%	Based on current year actuals
ADVERTISING COSTS	3,929	4,000	2,466	4,000	4,000	-	0%	-	0%	71	2%	Estimate for advertising
COMMUNITY ACTIVITIES	3,936	19,000	9,513	19,000	19,000	-	0%	-	0%	15,064	383%	Disaster Awareness Day - \$7K, Volunteer Appreciation Event - \$7K; and \$5K other community activities
COMMUNITY OUTREACH	200,171	200,000	9,401	209,401	200,000	-	0%	(9,401)	-4%	(171)	0%	Charitable contributions
SUPPLIES - OFFICE	14,340	15,000	4,932	15,000	15,000	-	0%	-	0%	660	5%	Based on current year actuals
SUPPLIES - OTHER	19,909	15,000	16,492	20,000	15,000	-	0%	(5,000)	-25%	(4,909)	-25%	Estimate for coffee supplies, water, pop, medicine supply, and misc.
BOOKS & PERIODICALS	3,384	2,000	810	2,000	2,000	-	0%	-	0%	(1,384)	-41%	Muni code
MISCELLANEOUS EXPEND	19,421	15,000	13,844	15,000	15,000	-	0%	-	0%	(4,421)	-23%	
COMPUTER & SOFTWARE MINOR	407	5,000	2,259	5,000	5,000	-	0%	-	0%	4,593	1129%	
	<u>914,920</u>	<u>989,560</u>	<u>506,551</u>	<u>968,833</u>	<u>1,065,657</u>	<u>76,097</u>	<u>8%</u>	<u>96,824</u>	<u>10%</u>	<u>150,737</u>	<u>16%</u>	
COUNCIL DEPARTMENT												
SALARIES	1,667	-	-	-	-	-	-	-	-	(1,667)	-100%	
CELL PHONE	8,077	6,000	4,975	6,000	6,000	-	0%	-	0%	(2,077)	-26%	
RENTAL FACILITIES & MEETING COST	1,389	5,000	1,389	2,000	6,000	1,000	20%	4,000	200%	4,611	332%	Costs for the Town's annual retreat
TRAVEL & TRAINING	225	4,000	175	1,000	4,000	-	0%	3,000	300%	3,775	1678%	Mainly HLAD and MASC Annual Meeting
SUPPLIES - OFFICE	270	1,000	1,900	2,000	1,000	-	0%	(1,000)	-50%	730	270%	Town Council Retreat Expense
	<u>11,628</u>	<u>16,000</u>	<u>8,439</u>	<u>11,000</u>	<u>17,000</u>	<u>1,000</u>	<u>6%</u>	<u>(11,000)</u>	<u>-100%</u>	<u>5,372</u>	<u>46%</u>	
TOTAL ADMINISTRATION	<u>\$ 926,548</u>	<u>\$ 1,005,560</u>	<u>\$ 514,990</u>	<u>\$ 979,833</u>	<u>\$ 1,082,657</u>	<u>\$ 77,097</u>	<u>8%</u>	<u>\$ (979,833)</u>	<u>-100%</u>	<u>\$ 156,109</u>	<u>17%</u>	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40100 - ENVIRONMENTAL												
SALARIES - REGULAR EMPLOYEES	\$ 184,489	\$ 182,831	\$ 114,906	\$ 196,982	196,982	\$ 14,151	8%	\$ -	0%	\$ 12,493	7%	Salaries for Town's biologist and an assistant
SALARIES - TEMPORARY	2,000	4,000	3,000	3,000	4,000	-	0%	1,000	33%	2,000	100%	P/T help with deer surveys
FICA ER MATCH	13,499	13,987	8,465	15,069	15,069	1,083	8%	-	0%	1,570	12%	
INSURANCE - MEDICAL	27,292	29,896	16,200	31,326	32,485	2,589	9%	1,159	4%	5,193	19%	
RETIREMENT MATCH	38,277	36,933	20,611	39,560	39,560	2,626	7%	-	0%	1,283	3%	
PROFESSIONAL SERVICES	17,000	16,000	-	10,000	23,500	7,500	47%	13,500	135%	6,500	38%	Deer Processing (\$8.5k), Tallow Tree Control (\$15k)
CONSULTANTS	-	45,998	44,267	44,267	-	(45,998)	-100%	(44,267)	-100%	-	-	Marsh management plan completed in CY
TELEPHONE-CELL	971	1,200	935	1,200	1,200	-	0%	-	0%	229	24%	Based on cost for 2 cell phones
REPAIR AND MAINTENANCE - SOFTWARE	2,784	4,000	572	3,500	4,000	-	0%	500	14%	1,216	44%	ArcGIS, Adobe
DUES	-	500	-	200	500	-	0%	300	150%	500	-	
SUBSCRIPTIONS	-	500	-	500	500	-	0%	-	0%	500	-	
TRAVEL & TRAINING	280	3,500	-	1,500	3,500	-	0%	2,000	133%	3,220	1150%	
TURTLE PATROL EXPENDITURES	5,944	6,000	1,250	5,500	7,000	1,000	17%	1,500	27%	1,056	18%	
BEACH MONITORING & REPAIRS	26,635	50,000	-	40,000	50,000	-	0%	10,000	25%	23,365	88%	CSE Contract
RESEARCH	101,166	108,900	30,557	105,000	117,100	8,200	8%	12,100	12%	15,934	16%	Bobcat GPS, Bird Banding, Toxicology, Clemson Study (\$50k)
COMMUNITY OUTREACH	-	3,000	-	-	3,000	-	0%	3,000	-	3,000	-	School Environmental Programs
PROGRAMS	10,423	20,000	9,943	15,000	25,000	5,000	25%	10,000	67%	14,577	140%	Grow Native, Dolphin Stewardship, Bluebird Boxes, TBD
KI CONSERVANCY -PROJECTS	43,257	73,000	2,707	73,000	125,000	52,000	71%	52,000	71%	81,743	189%	Projects TBD &\$75k for land acquisition
KI CONSERVANCY	-	-	-	-	-	-	-	-	-	-	-	
FISH STUDIES & EQUIPMENT	163	4,000	-	2,000	3,500	(500)	-13%	1,500	75%	3,337	2047%	Tissue Testing, Pond Stocking
POND MANAGEMENT	3,180	5,000	1,870	3,500	5,000	-	0%	1,500	43%	1,820	57%	KICA Pond Maintenance contract, herbicide control
ARIAL PHOTOGRAPHY	16,500	-	-	-	-	-	-	-	-	(16,500)	-100%	
SUPPLIES - OFFICE	897	2,500	305	1,000	2,000	(500)	-20%	1,000	100%	1,103	123%	
SUPPLIES OTHER	804	1,000	105	6,000	1,000	-	0%	(5,000)	-83%	196	24%	
UNIFORMS	788	1,500	293	1,000	1,500	-	0%	500	50%	712	90%	
BOOKS & PERIODICALS	123	500	171	250	500	-	0%	250	100%	377	307%	
EQUIPMENT - MINOR	5,169	4,000	3,005	3,500	3,500	(500)	-13%	-	0%	(1,669)	-32%	Deer removal equipment: Treestands, safety harnesses, ammunition, batteries, flashlights, sandbags, etc.
COMPUTER & SOFTWARE - MINOR	1,641	1,500	-	750	1,500	-	0%	750	100%	(141)	-9%	
TOTAL DEPARTMENT EXPENDITURES	503,282	620,245	259,162	603,604	666,896	46,651	8%	63,292	10%	163,614	33%	
ALLOCATION TO LOCAL ATAX:												
60% OF SALARIES, PR TAXES, AND BENEFITS	158,134	158,188	96,109	169,762	170,457	12,269	8%	695	0%	12,323	8%	
TURTLE PATROL COST	5,944	6,000	1,250	5,500	7,000	1,000	17%	1,500	27%	1,056	18%	
	164,078	164,188	97,359	175,262	177,457	13,269	8%	2,195	1%	13,379	8%	
ALLOCATION TO COUNTY ATAX												
RESEARCH	101,166	108,900	30,557	105,000	117,100	8,200	8%	12,100	12%	15,934	16%	
BEACH MONITORING & REPAIRS	26,635	50,000	-	40,000	50,000	-	0%	10,000	25%	23,365	88%	
KI CONSERVANCY	43,257	73,000	2,707	73,000	125,000	52,000	71%	52,000	71%	81,743	189%	
PROGRAMS	10,423	20,000	9,943	15,000	25,000	5,000	25%	10,000	67%	14,577	140%	
FISH STUDIES & EQUIPMENT	163	4,000	-	2,000	3,500	(500)	-13%	1,500	75%	3,337	2047%	
POND MANAGEMENT	3,180	5,000	1,870	3,500	5,000	-	0%	1,500	43%	1,820	57%	
ARIAL PHOTOGRAPHY	16,500	-	-	-	-	-	-	-	-	(16,500)	-100%	
	201,324	260,900	45,077	238,500	325,600	64,700	25%	87,100	37%	124,276	62%	
TOTAL NET EXPENDITURES	\$ 137,880	\$ 195,157	\$ 116,726	\$ 189,842	\$ 182,717	\$ 20,358	13%	\$ (7,125)	-4%	44,837	33%	

TOWN OF KIAWAH ISLAND
BUDGET DRAFT FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40300 - FINANCE												
SALARIES - REGULAR EMPLOYEES	\$ 307,747	\$ 303,238	\$ 191,096	\$ 326,397	\$ 326,397	\$ 23,159	8%	\$ -	0%	\$ 18,650	6%	Salaries for 5 employees
OVERTIME	856	2,000	615	2,000	2,000	-	0%	-	0%	1,144	134%	
INSURANCE - MEDICAL	40,617	38,545	21,588	40,313	41,805	3,260	8%	1,492	4%	1,188	3%	
FICA ER MATCH	22,646	23,198	14,256	24,969	24,969	1,772	8%	-	0%	2,323	10%	
RETIREMENT MATCH	61,929	68,281	36,302	72,579	72,579	4,298	6%	-	0%	10,650	17%	
AUDITING COSTS	26,900	26,900	27,900	29,900	26,900	-	0%	(3,000)	-10%	-	0%	Based on the contract
CONSULTANTS	5,000	6,000	13,500	13,500	13,500	7,500	125%	-	0%	8,500	170%	Estimate for banking RFP and actuarial evaluation for the annual audit.
TELEPHONE-CELL	1,002	2,040	2,580	3,460	3,500	1,460	72%	40	1%	2,498	249%	5 cell phones and Ipad
REPAIR AND MAINTENANCE - SOFTWARE	150,537	170,000	129,720	170,000	170,000	-	0%	-	0%	19,463	13%	Cost for ADP-\$50K, Incode10- \$31K, Integral Solution-\$65K , citizenserve -\$24K.
TRAVEL & TRAINING	6,769	10,000	1,762	10,000	15,000	5,000	50%	5,000	50%	8,231	122%	Estimate for registration fees and travel to attend conferences, courses and Chas Leadership program
DUES	620	1,000	620	1,000	1,000	-	0%	-	0%	380	61%	Cost for membership to MASC and GFOA
PRINTING COSTS	3,812	6,000	3,812	6,000	6,000	-	0%	-	0%	2,188	57%	Printing for utility billing and business license applications and decals
SUPPLIES - OFFICE	4,607	4,000	2,778	4,000	4,000	-	0%	-	0%	(607)	-13%	Based on current year actuals
SUPPLIES - POSTAGE	5,460	8,000	4,682	6,000	6,000	(2,000)	-25%	-	0%	540	10%	Postage for day to day business, business license and utility billing mailing, magnets for renters-\$2.5K
SUPPLIES - OTHER	3,568	2,000	119	1,500	1,500	(500)	-25%	-	0%	(2,068)	-58%	Based on current year actuals
BANK COSTS	53,818	100,000	31,970	75,000	75,000	(25,000)	-25%	-	0%	21,182	39%	Cost for WF cc terminals, bank fees & check processing -\$35K,merchant fees-\$40K
COMPUTER & SOFTWARE - MINOR	872	2,000	988	3,000	4,500	2,500	125%	1,500	50%	3,628	416%	3 pc replacements
MISCELLANEOUS EXPEND	-	1,000	183	1,000	1,000	-	0%	-	0%	1,000	-	Dropbox, Log me in
TOTAL DEPARTMENT EXPENDITURES	696,760	774,202	484,471	790,619	795,651	21,449	3%	5,032	1%	98,891	14%	
ALLOCATION TO COURT DEPARTMENT	19,491	20,789	9,147	22,396	22,239	1,450	7%	(157)	-1%	2,748	14%	30% of Salaries, payroll taxes and benefits for finance clerk allocated to the Court Department
TOTAL NET EXPENDITURES	677,269	753,413	475,324	768,223	773,412	19,999	3%	5,189	1%	96,143	14%	
	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40600 - COURT DEPARTMENT												
SALARIES - JUDGE	4,000	4,000	333	4,000	4,000	-	0%	-	0%	-	0%	Judge's stipend
SALARIES - REGULAR EMPLOYEES	15,104	15,101	6,803	16,309	16,309	1,208	8%	-	0%	1,205	8%	30% of clerk of court salary
INSURANCE - MEDICAL	1,586	1,730	797	1,812	1,879	149	9%	67	4%	293	19%	
FICA ER MATCH	276	1,155	595	1,248	1,248	92	8%	-	0%	972	352%	
RETIREMENT MATCH	2,525	2,803	952	3,027	2,803	-	0%	(224)	-7%	278	11%	
TELEPHONE-CELL	-	1,200	-	-	-	(1,200)	-100%	-	-	-	-	Cost for 1 cell phone
TRAVEL & TRAINING	1,373	1,500	919	1,500	1,500	-	0%	-	0%	127	9%	Estimate for registration fees and travel to attend conferences for the Judge
DUES	-	120	65	120	120	-	0%	-	0%	120	-	Based on current year actuals
SUPPLIES-OFFICE	349	300	349	500	500	200	67%	-	0%	151	43%	
	\$ 25,213	\$ 27,909	\$ 10,813	\$ 28,516	\$ 28,359	\$ 450	2%	\$ (157)	-1%	\$ 3,146	12%	

TOWN OF KIAWAH ISLAND
BUDGET DRAFT FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40500 - COMMUNICATIONS												
SALARIES - REGULAR EMPLOYEES	\$ 145,274	\$ 162,000	\$ 109,713	\$ 165,010	133,667	\$ (28,333)	-17%	(31,343)	-19%	\$ (11,607)	-8%	Salaries for 2 employees
OVERTIME	588	500	2,330	4,000	1,000	500	100%	(3,000)	-75%	412	70%	
SALARIES_TEMPORARY	2,500	-	-	-	-	-	-	-	-	(2,500)	-100%	
INSURANCE - MEDICAL	18,335	28,767	14,072	16,619	22,063	(6,703)	-23%	5,445	33%	3,728	20%	
FICA ER MATCH	9,771	12,393	8,502	13,372	10,226	(2,167)	-17%	(3,147)	-24%	455	5%	
RETIREMENT MATCH	21,023	31,367	17,787	33,743	33,912	2,545	8%	169	1%	12,889	61%	
TUITION REMBURSEMENT	-	-	3,332	5,000	-	-	-	-	-	-	-	
TELEPHONE-CELL	4,014	2,000	1,297	2,000	2,000	-	0%	-	0%	(2,014)	-50%	Cost for 2 cell phones and 2 Ipad
CONSULTANTS	36,727	71,667	36,966	110,320	20,000	(51,667)	-72%	(90,320)	-82%	(16,727)	-46%	Placeholder
REPAIR AND MAINTENANCE - SOFTWARE	21,946	14,150	3,888	13,500	4,000	(10,150)	-72%	(9,500)	-70%	(17,946)	-82%	annual software cost for TOKI app
PUBLISHING & PROMOTIONS	2,559	8,500	6,802	8,500	10,000	1,500	18%	1,500	18%	7,441	291%	Include Podcast costs & poss equipment purchases.
PRINTING - TOWN NOTES	7,164	32,700	2,008	21,700	2,000	(30,700)	-94%	(19,700)	-91%	(5,164)	-72%	
TRAVEL & TRAINING	8,050	5,000	10,008	12,000	8,500	3,500	70%	(3,500)	-29%	450	6%	two employees (The Ragan PR & Social Media conference)
DUES	-	-	299	-	-	-	-	-	-	-	-	
SUPPLIES - OFFICE	2,922	1,000	531	800	1,000	-	0%	200	25%	(1,922)	-66%	Estimate for office supplies
UNIFORMS	360	-	437	438	500	500	-	62	14%	140	39%	
SUPPLIES - OTHER	1,677	1,000	-	-	500	(500)	-50%	500	-	(1,177)	-70%	
MISC	-	-	3,499	4,000	2,000	2,000	-	(2,000)	-50%	2,000	-	
COMPUTER & SOFTWARE - MINOR	6,509	2,500	533	2,200	6,000	3,500	140%	3,800	173%	(509)	-8%	two new laptops and constant contact, zoom, canva, etc
TOTAL DEPARTMENT EXPENDITURES	289,419	373,543	222,004	413,202	257,368	(116,175)	-31%	(150,834)	-37%	(32,051)	-11%	
Department: 40500 - ARTS COUNCIL												
SALARIES - REGULAR EMPLOYEES	-	-	-	-	49,050	49,050	-	49,050	-	49,050	-	Salaries for 1 employees
OVERTIME	-	-	-	-	3,000	3,000	-	3,000	-	3,000	-	
SALARIES_TEMPORARY	-	-	-	-	3,000	3,000	-	3,000	-	3,000	-	Additional help for special events
INSURANCE - MEDICAL	-	-	-	-	5,484	5,484	-	5,484	-	5,484	-	
FICA ER MATCH	-	-	-	-	3,752	3,752	-	3,752	-	3,752	-	
RETIREMENT MATCH	-	-	-	-	12,094	12,094	-	12,094	-	12,094	-	AC Coordinator college tuition reimbursement up to \$10K/FY
TUITION REMBURSEMENT	-	-	-	-	10,000	-	-	-	-	10,000	-	
TELEPHONE-CELL	-	-	-	-	540	540	-	540	-	540	-	AC Coordinator reimbursement for cell phone use
ADVERTISING	-	-	-	-	1,000	1,000	-	1,000	-	1,000	-	There were many free ways to market our events. I would recommending budgeting \$1,000 incase attendance is poor next season.
TRAVEL & TRAINING	-	-	-	-	3,000	3,000	-	3,000	-	3,000	-	AC Coordinitor travel and training
SUPPLIES - OFFICE	-	-	-	-	500	500	-	500	-	500	-	Estimate for office supplies
SUPPLIES - OTHER	-	-	-	-	500	500	-	500	-	500	-	
COMPUTER & SOFTWARE - MINOR	-	-	-	-	3,000	3,000	-	3,000	-	3,000	-	New laptop, Ruthie, is 2017. Adobe, Ticket Tailor, Fiery,
TOTAL DEPARTMENT EXPENDITURES	-	-	-	-	94,920	84,920	-	84,920	-	94,920	-	
TOTAL DEPARTMENT EXPENDITURES	289,419	373,543	222,004	413,202	352,288	-(31,255)	-8%	-(65,913)	-16%	62,869	22%	
ALLOCATION TO ARTS & CULTURAL FUND	62,467	123,181	5,587	156,880	94,920	(28,261)	-23%	(61,960)	-39%	32,453	52%	Salaries, payroll taxes and benefits of Arts Council Coordinator and 10% of Com Manager and consultant for feasibility study
TOTAL NET EXPENDITURES	\$ 226,952	\$ 250,363	\$ 216,417	\$ 256,321	\$ 162,448	\$ (87,915)	-35%	\$ (88,874)	-35%	\$ (64,504)	-28%	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40900 - DEPUTIES												
SALARIES - DEPUTIES	\$ 250,243	\$ 386,392	\$ 202,309	\$ 297,260	\$ 297,260	\$ (89,132)	-23%	\$ -	0%	\$ 47,017	19%	Based on the current contract for 2nd and 3rd shift -70% coverage
OVERTIME	16,774	20,000	18,107	20,000	20,000	-	0%	-	0%	3,226	19%	
FICA ER MATCH	20,002	36,089	16,652	23,998	23,998	(12,091)	-34%	-	0%	3,996	20%	Based on current contract -\$10 per deputy per shift
RETIREMENT MATCH	45,293	68,721	37,051	48,872	49,361	(19,360)	-28%	489	1%	4,068	9%	
COUNTY DEPUTY VEHICLE FEES	11,750	9,000	6,020	13,560	9,000	-	0%	(4,560)	-34%	(2,750)	-23%	
COUNTY RADIO COSTS	14,136	15,000	10,602	14,136	15,000	-	0%	864	6%	864	6%	
CCSO CONTRACT	345,950	441,808	244,758	345,950	345,950	(95,858)	-22%	-	0%	-	0%	
TOTAL DEPARTMENT EXPENDITURES	704,148	977,010	535,499	763,776	760,569	(216,441)	-22%	(3,207)	0%	56,421	8%	Assuming 70%funding Assuming 70 %funding -Remaining from SATAX
ALLOCATION TO STATE ATAX	423,000	700,000	-	700,000	532,398	(167,602)	-24%	(167,602)	-24%	109,398	26%	
ALLOCATION TO LOCAL ATAX	175,524	130,458	-	-	-	(130,458)	-100%	-	-	(175,524)	-100%	
TOTAL NET EXPENDITURES	105,624	146,551	535,499	63,776	228,171	81,619	56%	164,395	258%	122,547	116%	
Department: 40950 - PUBLIC SAFETY												
SALARIES	178,489	215,368	134,889	232,597	232,597	17,229	8%	-	0%	54,108	30%	Salaries for 3 employees
OVERTIME	789	200	951	1,000	1,000	800	400%	-	0%	211	27%	
INSURANCE - MEDICAL	20,997	32,091	17,904	33,920	35,175	3,084	10%	1,255	4%	14,178	68%	Placeholder for public safety study 3 cell phones and Ipad Flight, Rooms
FICA ER MATCH	12,263	16,476	9,681	17,794	17,794	1,318	8%	-	0%	5,531	45%	
RETIREMENT MATCH	30,623	47,142	26,753	50,340	50,340	3,198	7%	-	0%	19,717	64%	
CONSULTING	-	-	-	-	80,000	80,000	#DIV/0!	80,000	-	80,000	-	
TELEPHONE-CELL	2,247	2,160	1,510	2,160	2,160	-	0%	-	0%	(87)	-4%	
TRAVEL & TRAINING	3,877	11,190	3,260	8,000	8,800	(2,390)	-	800	10%	4,923	127%	Traffic and security products Includes cost for Airmedcare
DUES	-	-	-	1,000	1,000	1,000	-21%	-	0%	1,000	-	
SUPPLIES - OFFICE	2,961	1,000	2,873	3,000	640	(360)	-36%	(2,360)	-79%	(2,321)	-78%	
SUPPLIES - OTHER	-	-	-	1,000	1,000	1,000	-	-	0%	1,000	-	
UNIFORMS	568	1,000	636	2,000	2,000	1,000	100%	-	0%	1,432	252%	
EQUIPMENT_MINOR	-	10,100	9,485	10,000	8,100	(2,000)	-20%	(1,900)	-19%	8,100	-	50% of PS Director allocated to LATAX
MISCELLANEOUS EXPEND	-	-	-	10,000	10,000	-	-	-	-	-	-	
TOTAL DEPARTMENT EXPENDITURES	252,814	336,727	207,942	372,811	440,606	103,879	31%	77,795	21%	187,792	74%	
ALLOCATION TO LOCAL ATAX	-	65,535	-	70,455	70,737	5,202	8%	282	0%	-	-	
TOTAL NET EXPENDITURES	252,814	271,192	207,942	302,355	369,869	98,677	36%	77,513	26%	187,792	74%	
Department: 40800 - PUBLIC WORKS												
SALARIES	106,292	112,600	73,373	126,369	126,369	13,769	12%	-	0%	20,077	19%	Salary for 2 employees
OVERTIME	381	200	167	300	300	100	50%	-	0%	(81)	-21%	
INSURANCE - MEDICAL	24,726	20,316	9,467	16,896	17,521	(2,795)	-14%	625	4%	(7,205)	-29%	2 cell phones Additional Conferences
FICA ER MATCH	7,143	8,614	5,482	9,667	9,667	1,053	12%	-	0%	2,524	35%	
RETIREMENT MATCH	20,958	22,149	13,062	24,704	27,054	4,906	22%	2,350	10%	6,096	29%	
TELEPHONE-CELL	806	1,080	632	1,080	1,080	-	0%	-	0%	274	34%	
TRAVEL & TRAINING	7,095	5,000	-	3,000	8,000	3,000	60%	5,000	167%	905	13%	
SUPPLIES - OFFICE	2,318	1,000	935	1,100	1,200	200	20%	100	9%	(1,118)	-48%	
UNIFORMS	808	1,000	-	300	1,000	-	0%	700	233%	192	24%	
COMPUTER & SOFTWARE - MINOR	1,918	-	-	-	-	-	-	-	-	(1,918)	-100%	
	\$ 172,445	\$ 171,958	\$ 103,118	\$ 183,417	\$ 192,192	\$ 20,233	12%	\$ 8,775	5%	\$ 19,747	11%	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40850 - PLANNING												
SALARIES	\$ 86,667	\$ 135,000	\$ 53,333	\$ 98,900	\$ 135,000	\$ -	0%	\$ 36,100	37%	\$ 48,333	56%	Salary for 2 employees, new position-Planner I/ Environmental Specialist-\$50K
SALARIES-TEMPORARY	-	-	-	-	12,000	12,000	-	12,000	100%	12,000	100%	Planning Intern from CoC
INSURANCE - MEDICAL	5,046	19,969	3,664	7,786	21,799	1,829	9%	14,012	180%	16,753	332%	
FICA ER MATCH	6,558	10,328	3,831	8,110	10,435	107	1%	2,325	29%	3,877	59%	
RETIREMENT MATCH	14,508	16,048	9,296	10,486	26,516	10,468	65%	16,030	153%	12,008	83%	
STENOGRAPHER COST	1,495	6,000	1,930	6,000	6,000	-	0%	-	0%	4,505	301%	Transcript for BZA cases (avg 1-2 case per month)
CONSULTANTS	17,063	100,000	-	95,000	245,000	145,000	145%	150,000	158%	227,937	1336%	Comprehensive Plan Consultant-\$45k balance from CY, \$200K - Zoning Code update
TELEPHONE-CELL	918	540	320	1,275	1,080	540	100%	(195)	-15%	162	18%	2 cell phones
TRAVEL & TRAINING	401	5,000	260	2,500	3,600	(1,400)	-28%	1,100	44%	3,199	798%	Travel and training includes additional staff
DUES	320	1,000	-	500	1,000	-	0%	500	100%	680	213%	Includes additional staff
ADVERTISING	320	2,400	395	2,400	2,400	-	0%	-	0%	2,080	650%	Text count based BZA Ads 1-2 cases month; 12 months(approx. \$200/month)
SUPPLIES - OFFICE	973	1,000	-	1,000	1,000	-	0%	-	0%	27	3%	
SUPPLIES - OTHER	-	1,000	405	1,000	1,000	-	0%	-	0%	1,000	100%	
UNIFORMS	-	1,000	-	300	1,000	-	0%	700	233%	1,000	100%	Includes additional staff
COMPUTER & SOFTWARE - MINOR	2,507	5,000	-	5,000	3,000	(2,000)	-40%	(2,000)	-40%	493	20%	Bluebeam REVU Approx. \$350/ ArcGIS \$1700) to assist with map creation, data analysis and plan review
	<u>136,776</u>	<u>304,285</u>	<u>73,434</u>	<u>240,257</u>	<u>470,829</u>	<u>166,544</u>	<u>55%</u>	<u>230,572</u>	<u>96%</u>	<u>334,053</u>	<u>244%</u>	
Department: 41500 - COMMUNITY DEVELOPMENT SERVICES												
SALARIES	\$ 385,936	\$ 413,013	\$ 247,256	\$ 423,434	423,434	\$ 10,421	3%	\$ -	0%	\$ 37,498	10%	Salaries for 5employees
OVERTIME	388	500	39	500	500	-	0%	-	0%	112	29%	
INSURANCE - MEDICAL	42,753	43,887	16,738	43,157	43,157	(730)	-2%	-	0%	404	1%	
FICA ER MATCH	24,991	31,595	18,458	32,393	32,393	797	3%	-	0%	7,402	30%	
RETIREMENT MATCH	53,586	84,365	46,328	86,299	86,299	1,934	2%	-	0%	32,713	61%	
PROFESSIONAL SERVICES	10,095	15,000	2,816	10,000	10,000	(5,000)	-33%	-	0%	(95)	-1%	Duncan & Parnell document services
CONSULTING	22,000	30,000	-	40,000	30,000	-	0%	(10,000)	-25%	8,000	36%	Upcoming commercial projects will require 3rd party structural review
TELEPHONE-CELL	2,467	2,940	1,514	2,880	2,700	(240)	-8%	(180)	-6%	233	9%	Cost for 5 cell phones
DUES	3,296	1,900	2,185	2,400	2,400	500	26%	-	0%	(896)	-27%	Certification renewals
TRAVEL & TRAINING	14,799	10,080	6,813	7,500	6,400	(3,680)	-37%	(1,100)	-15%	(8,399)	-57%	Estimate for registration fees and travel to attend conferences and courses
SUPPLIES - OFFICE	3,917	2,000	3,215	4,000	4,000	2,000	100%	-	0%	83	2%	Including departmental copies, and supplies
SUPPLIES - OTHER	730	1,000	228	1,000	1,000	-	0%	-	0%	270	37%	Based on current year actuals
UNIFORMS	1,367	1,600	599	1,600	1,600	-	0%	-	0%	233	17%	5-staff members uniforms
COMPUTER & SOFTWARE - MINOR	4,788	8,200	4,923	6,290	4,000	(4,200)	-51%	(2,290)	-36%	(788)	-16%	Place holder in case computer(s) have to be replaced or for software purchase/upgrades
	<u>\$ 573,657</u>	<u>\$ 646,381</u>	<u>\$ 351,112</u>	<u>\$ 661,453</u>	<u>\$ 647,883</u>	<u>\$ 1,502</u>	<u>0%</u>	<u>\$ (13,570)</u>	<u>-2%</u>	<u>\$ 74,226</u>	<u>13%</u>	

TOWN OF KIAWAH ISLAND
BUDGET FOR YEAR ENDED 6/30/24
GENERAL FUND

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 41000 - OPERATIONS												
WATER & SEWAGE	\$ 67,491	\$ 100,000	\$ 50,079	\$ 75,000	\$ 75,000	\$ (25,000)	-25%	\$ -	0%	\$ 7,509	11%	Based on CY projections
SOLID WASTE DISPOSAL	1,074,549	1,150,000	679,689	1,160,000	1,220,000	70,000	6%	60,000	5%	145,451	14%	Contract with CW (beach excluded), Chas recycling fee-\$35k plus \$10k misc.
CUSTODIAL COSTS	24,948	27,000	16,333	27,000	27,000	-	0%	-	0%	2,052	8%	Office cleaning contract , monthly cleaning supplies-3.6K, windows cleaning -\$2.4k, misc-\$4K
LANDSCAPING COSTS	224,715	220,000	133,783	200,000	200,000	(20,000)	-9%	-	0%	(24,715)	-11%	Based on the Artigues contract \$189K , and misc projects/repairs-11K
STR CODE ENFORCEMENT	288,580	288,580	168,338	330,576	389,376	100,796	35%	58,800	18%	100,796	35%	Based on the contract with Island Services for after hours code enforcement
BEACH PATROL COSTS	437,455	584,000	340,667	584,000	584,000	-	0%	-	0%	146,545	33%	Based on the contract with Island Services
BEACH UPKEEP	46,718	53,000	39,185	58,880	58,000	5,000	9%	(880)	-1%	11,282	24%	Based on the contract with Carolina Waste-\$48 , plus \$10k misc. cleanup, cans replacement
RECYCLING CENTER	-	150,000	197,465	197,465	-	(150,000)	-100%	(197,465)	-100%	-	-	Project completed in CY
UPPER BEACHWALKER	-	-	-	-	5,000,000	5,000,000	-	5,000,000	-	5,000,000	-	Placeholder for Upper Beachwalker project, including building, sitework, infrastructure, and landscaping
GARAGE RENOVATIONS	184,623	-	5,131	5,131	-	-	-	(5,131)	-100%	(184,623)	-100%	Project completed in CY
CHARGING STATIONS	-	-	-	-	450,000	450,000	-	450,000	-	450,000	-	Charging stations for the fleet-\$250K and Island wide-\$200K
REPAIR & MAINT - BUILDING	31,188	33,000	29,573	35,000	35,000	2,000	6%	-	0%	3,812	12%	HVAC, generator annual service ,
REPAIR & MAINT - VEHICLES	26,515	30,000	30,394	45,000	45,000	15,000	50%	-	0%	18,485	70%	11 vehicles, based on CY average monthly cost
REPAIR AND MAINT - EQUIPMENT	8,432	6,500	1,906	3,000	5,000	(1,500)	-23%	2,000	67%	(3,432)	-41%	Misc. equipment repairs
PEST CONTROL COSTS	3,974	5,800	1,311	5,800	5,800	-	0%	-	0%	1,826	46%	Pest and mosquito control and termite bond
RENTAL - EQUIPMENT	40,089	40,000	25,118	40,000	40,000	-	0%	-	0%	(89)	0%	Estimate for copier leases , based on current year actuals
INSURANCE - VEHICLES	6,919	9,700	8,470	8,470	9,317	(383)	-4%	847	10%	2,398	35%	Insurance for 11 vehicles -10%increase
INSURANCE - DATA PRO	545	601	805	805	886	285	47%	81	10%	341	62%	10% increase
INSURANCE - LIAB/TOR	59,133	65,000	74,256	74,256	81,682	16,682	26%	7,426	10%	22,549	38%	10% increase
INSURANCE - BUILDING & PERSONAL PROPERTY	14,358	15,000	20,152	20,152	22,167	7,167	48%	2,015	10%	7,809	54%	10% increase
INSURANCE - D&O	30,761	35,000	38,423	38,423	42,265	7,265	21%	3,842	10%	11,504	37%	10% increase
TELEPHONE - REGULAR	42,287	42,000	29,229	42,000	42,000	-	0%	-	0%	(287)	-1%	Contract for phone service (SEGRA)-\$32K, internet and cable (Comcast) -\$8K and back up internet-ATT-
EMERGENCY COMMUNICATION COST	7,343	12,000	7,111	12,000	-	-	0%	-	0%	4,657	63%	Monthly charges for satellite phones and Code Red
SECURITY SYSTEM COSTS	5,776	5,800	3,803	5,800	8,000	2,200	38%	2,200	38%	2,224	39%	Estimate for building and surveillance cameras-Plan to re-bid the contract
SUPPLIES - OFFICE	625	3,000	1,450	3,000	3,000	-	0%	-	0%	2,375	380%	Based on current year actuals
SUPPLIES - OTHER	3,596	4,000	1,870	4,000	4,000	-	0%	-	0%	404	11%	Based on current year actuals
CHRISTMAS DECORATIONS	11,224	11,000	1,818	11,000	11,000	-	0%	-	0%	(224)	-2%	Based on current year actuals
ELECTRICITY COSTS	41,710	50,000	25,349	50,000	50,000	-	0%	-	0%	8,290	20%	Based on CY projections
VEHICLES	45,658	120,000	105,543	105,543	115,000	(5,000)	-4%	9,457	9%	69,342	152%	3 vehicles for admin, PW and building dep and UTV-\$187k, replacement value \$78K
SIGNS	48,716	5,000	2,023	5,000	5,000	-	0%	-	0%	(43,716)	-90%	Maintenance for the signs
EQUIPMENT	8,042	70,000	6,801	87,000	10,000	(60,000)	-86%	(77,000)	-89%	1,958	24%	
	<u>2,785,970</u>	<u>3,135,981</u>	<u>2,046,075</u>	<u>3,234,301</u>	<u>8,550,493</u>	<u>5,414,512</u>	<u>173%</u>	<u>5,316,192</u>	<u>164%</u>	<u>5,764,523</u>	<u>207%</u>	
ALLOCATION TO STATE ATAX	100,000	467,200	-	467,200	408,800	(58,400)	-13%	(58,400)	-13%	308,800	309%	Assuming 70% of beach patrol cost funded from SATAX
ALLOCATION TO COUNTY ATAX	389,628	208,700	-	208,700	267,100	58,400	28%	58,400	28%	(122,528)	-31%	
ALLOCATION TO LOCAL ATAX	46,718	83,000	-	157,613	58,000	(25,000)	-30%	(99,613)	-63%	11,282	24%	Beach upkeep
ALLOCATION TO HOSPITALITY ATAX	249,708	206,400	-	197,218	166,500	(39,900)	-19%	(30,718)	-16%	(83,208)	-33%	
TOTAL NET EXPENDITURES	<u>786,054</u>	<u>2,170,681</u>	<u>2,046,075</u>	<u>2,203,571</u>	<u>7,650,093</u>	<u>(64,900)</u>	<u>-3%</u>	<u>(130,331)</u>	<u>-6%</u>	<u>114,346</u>	<u>15%</u>	
	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
Department: 40400 - ROADS AND BRIDGE												
REPAIR AND MAINT ROADS	327,383	900,000	\$ 26,347	\$ 30,000	50,000	\$ (850,000)	-94%	\$ 20,000	67%	(277,383)	-85%	Placeholder for minor repairs -\$50K
LANDSCAPING	-	-	-	-	250,000	250,000	-	250,000	-	250,000	-	Placeholder for proposal from OSD for KIP & BWD
GENERAL INSURANCE - BRIDGE	43,153	47,468	30,781	30,781	33,859	(13,609)	-29%	3,078	10%	(9,294)	-22%	Estimate for bridge insurance -10% increase
PROFESSIONAL SERVICES	149,533	45,000	45,968	116,500	50,000	5,000	11%	(66,500)	-57%	(99,533)	-67%	Placeholder for the traffic engineering
MISCELLANEOUS EXPEND	1,005	2,000	1,050	2,000	15,000	13,000	650%	13,000	650%	13,995	1393%	Estimate for Mingo curve repair
	<u>521,074</u>	<u>994,468</u>	<u>104,146</u>	<u>179,281</u>	<u>398,859</u>	<u>(595,609)</u>	<u>-60%</u>	<u>219,578</u>	<u>122%</u>	<u>(122,215)</u>	<u>-23%</u>	
ALLOCATION TO LOCAL ATAX	203,580	425,250	-	51,275	122,500	(302,750)	-71%	71,225	139%	(81,080)	-40%	Allocate 35%
ALLOCATION TO HOSPITALITY TAX	190,766	378,000	-	51,275	122,500	(255,500)	-68%	71,225	139%	(68,266)	-36%	Allocate 35%
TOTAL NET EXPENDITURES	<u>126,728</u>	<u>191,218</u>	<u>104,146</u>	<u>76,731</u>	<u>153,859</u>	<u>(37,359)</u>	<u>-20%</u>	<u>77,128</u>	<u>101%</u>	<u>(149,346)</u>	<u>-118%</u>	
Department: 41400 - CERT TEAM												
CERT TEAM	1,293	3,000	2,356	3,000	3,000	-	0%	-	0%	1,707	132%	
	<u>\$ 3,000</u>	<u>\$ 3,000</u>	<u>\$ 2,356</u>	<u>\$ 3,000</u>	<u>\$ 3,000</u>	<u>-</u>	<u>0%</u>	<u>-</u>	<u>0%</u>	<u>1,707</u>	<u>132%</u>	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	Justifications/Notes
STATE ACCOMMODATIONS TAX REVENUE	\$ 2,977,740	\$ 2,015,000	\$ 1,564,595	\$ 2,705,997	\$ 2,758,768	\$ 743,768	37%	\$ 52,771	2%	Based on Fy21-23 averages Rate of return -4%
INTEREST REVENUE	<u>2,970</u>	<u>2,000</u>	<u>25,203</u>	<u>72,018</u>	<u>40,000</u>	<u>38,000</u>	<u>1900%</u>	<u>(32,018)</u>	<u>-44%</u>	
	2,980,710	2,017,000	1,564,595	2,778,016	2,798,768	781,768	37%	52,771	2%	
EXPENDITURES:										
PROMOTIONAL FUND	940,339	604,500	494,082	811,799	827,630	223,130	37%	15,831	2%	30% of SATAX
SATAX CURRENT YEAR FUNDING	<u>1,332,116</u>	<u>2,000,000</u>	<u>276,670</u>	<u>2,066,402</u>	<u>2,000,000</u>	<u>-</u>	<u>0%</u>	<u>(66,402)</u>	<u>-3%</u>	
TOTAL STATE ACCOMMODATION TAX EXPENDITURES	2,272,455	2,604,500	770,752	2,878,201	2,827,630	223,130	9%	(50,571)	-2%	
NET INCREASE/(DECREASE) IN FUND BALANCE	<u>\$ 708,255</u>	<u>\$ (587,500)</u>	<u>\$ 793,843</u>	<u>\$ (100,186)</u>	<u>\$ (28,862)</u>	<u>\$ 558,638</u>	<u>-95%</u>	<u>\$ 103,342</u>	<u>-103%</u>	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
REVENUES:												
LOCAL ACCOMMODATION TAX	\$ 1,519,444	\$ 1,050,000	\$ 828,639	\$ 1,452,340	\$ 1,477,158	\$ 427,158	41%	\$ 24,818	2%	\$ (42,286)	-3%	Based on Fy21-23 averages
INTEREST REVENUE	<u>11,880</u>	<u>6,000</u>	<u>74,971</u>	<u>171,190</u>	<u>173,781</u>	<u>167,781</u>	<u>839%</u>	<u>2,591</u>	<u>2%</u>	<u>161,901</u>	<u>1363%</u>	Rate of return -0.05%
TOTAL LATAX REVENUES	1,531,324	1,056,000	903,610	1,623,530	1,650,939	594,939	68%	27,409	2%	119,615	8%	
EXPENDITURES :												
SALARIES - REGULAR EMPLOYEES	110,693	154,699	-	166,789	166,789	12,091	8%	-	0%	56,096	51%	60% of the biologists payroll and 50% of PS director
FICA ER MATCH	8,099	11,834	-	12,759	12,759	925	8%	-	0%	4,660	58%	
INSURANCE - MEDICAL	16,375	25,178	-	26,413	27,390	2,212	9%	977	4%	11,015	67%	
RETIREMENT MATCH	19,966	32,012	-	32,756	30,956	(1,056)	-3%	(1,800)	-5%	10,990	55%	
DEPUTIES COST	175,524	130,458	-	-	-	(130,458)	-100%	-	#DIV/0!	(175,524)	-100%	
BEACH UPKEEP	46,718	53,000	39,185	58,880	- 58,000	5,000	9%	(880)	-1%	11,282	24%	Contract with CW
TURTLE PATROL	5,944	6,000	1,255	5,500	- 7,000	1,000	17%	1,500	27%	1,056	18%	
RECYCLING CENTER	-	30,000	-	98,733	-	(30,000)	-100%	(98,733)	-100%	-	-	50% allocated from GF
BEACH SUPPLIES COSTS	<u>-</u>	<u>2,500</u>	<u>-</u>	<u>2,500</u>	<u>2,500</u>	<u>-</u>	<u>0%</u>	<u>-</u>	<u>0%</u>	<u>2,500</u>	<u>-</u>	
TOTAL LATAX EXPENDITURES	383,319	445,681	- 40,440	404,330	305,395	(140,286)	-31%	(98,935)	-24%	(77,925)	-20%	
FUND TRANSFERS AND ALLOCATIONS TO OTHER FUNDS:												
TRANSFER TO ARTS & CULTURAL FUND	198,967	226,181	-	236,538	209,920	(16,261)	-7%	(26,618)	-11%	10,953	6%	
TRANSFER TO GENERAL FUND	-	425,250	-	51,275	122,500	(302,750)	-71%	71,225	139%	122,500	-	Transfer to GF for 35% cost of road improvements
TRANSFER TO CAPITAL FUND	<u>527,126</u>	<u>420,000</u>	<u>-</u>	<u>580,936</u>	<u>590,863</u>	<u>170,863</u>	<u>41%</u>	<u>9,927</u>	<u>2%</u>	<u>63,737</u>	<u>12%</u>	Future Beach Renurishment -20% of LATAX revenue, Emergency Fund-20%
TOTAL LATAX FUND EXPEND, TRANSFERS & ALLC	1,109,412	1,517,112	- 40,440	1,273,079	1,228,678	(288,434)	-19%	54,534	4%	197,190	18%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ 421,912	\$ (461,112)	\$ 863,170	\$ 350,451	\$ 422,261	\$ 883,373	-192%	\$ 564,301	161%	\$ 844,173	200%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
REVENUES:												
COUNTY ACCOMMODATION TAX	\$ 609,937	\$ 420,000	\$ -	\$ 420,000	\$ 450,000	\$ 30,000	7%	\$ 30,000	7%	\$ (159,937)	-26%	Based on FY21-23 averages
INTEREST REVENUE	<u>5,941</u>	<u>2,000</u>	<u>50,407</u>	<u>90,785</u>	<u>65,887</u>	<u>63,887</u>	<u>3194%</u>	<u>(24,898)</u>	<u>-27%</u>	<u>59,946</u>	<u>1009%</u>	Rate of return -4%
TOTAL CATAX REVENUES	615,878	422,000	50,407	510,785	515,887	93,887	22%	5,102	1%	(99,991)	-19%	
EXPENDITURES :												
WATER & SEWAGE	11,366	20,000	900	20,000	20,000	-	0%	-	0%	8,634	76%	allocation from GF
SOLID WASTE DISPOSAL	10,000	25,000	-	25,000	25,000	-	0%	-	0%	15,000	150%	allocation from GF
CUSTODIAL COSTS	4,620	5,000	-	5,000	5,000	-	0%	-	0%	380	8%	allocation from GF
LANDSCAPING COSTS - MINOR	6,773	20,000	-	20,000	20,000	-	0%	-	0%	13,227	195%	allocation from GF
REPAIR & MAINT - BUILDING	1,000	1,000	-	1,000	1,000	-	0%	-	0%	-	0%	allocation from GF
PEST CONTROL COSTS	500	500	-	500	500	-	0%	-	0%	-	0%	allocation from GF
TELEPHONE - REGULAR	5,200	5,200	-	5,200	5,200	-	0%	-	0%	-	0%	allocation from GF
SECURITY SYSTEM COSTS	200	200	-	200	200	-	0%	-	0%	-	0%	allocation from GF
BEACH PATROL COSTS	437,456	584,000	340,667	584,000	584,000	-	0%	-	0%	146,544	33%	Beach Patrol new contract
ARIAL PHOTOGRAPHY	16,500	-	11,800	11,800	-	-	-	(11,800)	NA	(16,500)	-100%	
BEACH MONITORING & REPAIRS	26,480	50,000	-	40,000	50,000	-	0%	10,000	25%	23,520	89%	Beach Mitigation, Annual beach survey and report (CSE)
KI CONSERVANCY	43,257	73,000	2,708	73,000	125,000	52,000	71%	52,000	71%	81,743	189%	
ENVIRONMENTAL RESEARCH	101,166	108,900	26,611	105,000	117,100	8,200	8%	12,100	12%	15,934	16%	Bobcat GPS, Bird Banding, Toxicology, Clemson Study (\$50k)
EDUCATIONAL PROGRAMS	10,423	20,000	9,943	15,000	25,000	5,000	25%	10,000	67%	14,577	140%	Grow Native, Dolphin Stewardship, Bluebird Boxes
FISH STUDIES & EQUIPMENT	163	4,000	-	2,000	3,500	(500)	-13%	1,500	75%	3,337	2047%	Estimate for fish tissue testing and stocking
POND MANAGEMENT	3,180	5,000	-	3,500	5,000	-	0%	1,500	43%	1,820	57%	
ELECTRICITY COSTS	<u>12,513</u>	<u>15,000</u>	<u>10,563</u>	<u>15,000</u>	<u>15,000</u>	<u>-</u>	<u>0%</u>	<u>-</u>	<u>0%</u>	<u>2,487</u>	<u>20%</u>	50% allocation from GF
TOTAL CATAX EXPENDITURES	690,797	936,800	403,192	926,200	1,001,500	64,700	7%	75,300	8%	310,703	45%	
FUND ALLOCATIONS TO OTHER FUNDS :												
ALLOCATE FROM SATAX	<u>(100,000)</u>	<u>(408,800)</u>	<u>-</u>	<u>(467,200)</u>	<u>(408,800)</u>	<u>-</u>	<u>0%</u>	<u>58,400</u>	<u>-13%</u>	<u>(308,800)</u>	<u>309%</u>	Assuming /0% of beach patrol cost funded from SATAX
TOTAL CATAX FUND EXPEND, ALLOCATIONS	590,797	528,000	403,192	459,000	592,700	64,700	12%	133,700	29%	1,903	0%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ 25,081	\$ (106,000)	\$ (352,785)	\$ 51,785	\$ (76,813)	\$ 29,187	-28%	\$ (128,598)	-248%	\$ (101,894)	-406%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
REVENUES:												
BEVERAGE TAX REVENUE	\$ 27,900	\$ 45,000	\$ 18,300	\$ 45,000	\$ 45,000	\$ -	0%	\$ -	0%	\$ 17,100	61%	\$3k per alcoholic beverage permit (15 entities)
	27,900	45,000	18,300	45,000	45,000	-	0%	-	0%	17,100	61%	
FUND TRANSFERS TO OTHER FUNDS :												
TRANSFER TO CAPITAL FUND	37,574	50,000	-	50,000	45,000	-	0%	-	0%	7,426	20%	
	37,574	50,000	-	50,000	45,000	-	0%	-	0%	7,426	20%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ (9,674)	\$ (5,000)	\$ 18,300	\$ (5,000)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9,674	-100%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
REVENUES:												
HOSPITALITY TAX	\$ 898,462	\$ 600,000	\$ 463,574	\$ 816,465	\$ 829,177	\$ 229,177	38%	\$ 12,711	2%	\$ (69,285)	-8%	Based on FY21-23 averages
INTEREST REVENUE	8,910	5,000	50,407	110,226	107,505	102,505	2050%	(2,721)	-2%	98,595	1107%	Rate of return -4%
TOTAL HOSPITALITY TAX REVENUES	907,372	605,000	513,981	926,692	936,682	331,682	68%	9,990	1%	29,310	3%	
EXPENDITURES :												
WATER & SEWAGE	50,441	70,000	39,104	70,000	32,500	(37,500)	-54%	(37,500)	-54%	(17,941)	-36%	Irrigation for KI Parkway, roundabout, Beachwalker Dr and Betsy Kerrison Parkway
LANDSCAPING COSTS - MINOR	185,540	122,400	130,230	122,400	120,000	(2,400)	-2%	(2,400)	-2%	(65,540)	-35%	Contract for maintenance of KI Parkway, roundabout, Beach Walker Dr and Betsy Kerrison Parkway
CHRISTMAS DECORATIONS	11,224	11,000	1,818	1,818	11,000	-	0%	9,182	505%	(224)	-2%	Estimate for Christmas decorations
ELECTRICITY COSTS	2,503	3,000	806	3,000	3,000	-	0%	-	0%	497	20%	Electricity for roundabout lights
TOTAL EXPENDITURES	249,708	206,400	171,958	197,218	166,500	(39,900)	-19%	(30,718)	-16%	(83,208)	-33%	
FUND TRANSFERS TO OTHER FUNDS :												
TRANSFER TO ARTS & CULTURAL FUND	22,000	22,000	-	22,000	22,000	-	0%	-	0%	-		
TRANSFER TO GENERAL FUND	394,346	378,000	-	51,275	122,500	(255,500)	-68%	71,225	139%	(271,846)	-1236%	Transfer to GF for 35% cost of Beachwalker Dr and KI Parkway intersection improvements
TRANSFER TO CAPITAL FUND	359,204	240,000	-	326,586	331,671	91,671	38%	5,085	2%	(27,533)	-7%	20% of Hospitality tax revenue for future projects on tourism related infrastructure , 20% -Emergency Fund
TOTAL HOSPITALITY FUND EXPEND & TRANSFERS	1,025,258	846,400	171,958	597,079	642,671	(203,729)	-24%	45,592	8%	(382,587)	-107%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ (117,886)	\$ (241,400)	\$ 342,023	\$ 329,612	\$ 294,011	\$ 535,411	-222%	\$ (35,601)	-11%	\$ 411,897	-349%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Annualized 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
SOURCES :												
TRANSFER FROM LATAX FUND	\$ 198,967	\$ 236,538	\$ -	\$ 236,538	\$ 209,920	\$ (26,618.00)	-11%	\$ (26,618)	-11%	\$ 10,953	6%	
TRANSFER FROM HOSPITALITY TAX FUND	22,000	22,000		22,000	22,000	-	0%	-	0%	-	0%	
TRANSFER FROM GENERAL FUND	118,000	168,000	-	189,307	118,000	(50,000)	-30%	(71,307)	-38%	-	0%	
TICKET SALES	<u>17,687</u>	<u>-</u>	<u>39,854</u>	<u>45,000</u>	<u>45,000</u>	<u>45,000</u>	<u>-</u>	<u>-</u>	<u>0%</u>	<u>27,313</u>	<u>154%</u>	
TOTAL SOURCES	356,654	426,538	39,854	492,845	394,920	(31,618)	-7%	(97,925)	-20%	38,266	11%	
										-		
EXPENDITURES:												
PAYROLL & RELATED EXPENSES	62,467	73,181		67,845	89,380	16,199	22%	21,536	32%	26,913	43%	
CONSULTING	-	50,000	36,966	80,000	-	(50,000)	-100%	(80,000)	-100%	-	-	
ARTS COUNCIL	116,587	116,587	135,325	150,000	118,000	1,413	1%	(32,000)	-21%	1,413	1%	
ADMINISTRATIVE COST	2,712	2,712	1,747	3,000	5,540	2,828	104%	2,540	85%	2,828	104%	
CULTURAL EVENTS	<u>184,547</u>	<u>182,000</u>	<u>151,272</u>	<u>192,000</u>	<u>182,000</u>	<u>-</u>	<u>0%</u>	<u>(10,000)</u>	<u>-5%</u>	<u>(2,547)</u>	<u>-1%</u>	
TOTAL EXPENDITURES	366,313	424,480	288,344	492,845	394,920	(29,560)	-7%	(97,924)	-20%	28,607	8%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ (9,659)	\$ 2,058	\$ (248,490)	\$ 0	\$ (0)	-	0%	(1)	-203%	\$ 9,659	-100%	

	Actuals FY 2022	2022-2023 Budget	Actuals thru 1/31/2023	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	FY 22 Actuals \$ Change	FY 22 Actuals % Change	Justifications/Notes
SOURCES :												
VICTIMS ASSISTANCE FEES	\$ 7,951	\$ 10,000	\$ 8,468	\$ 10,000	\$ 10,000	\$ -	0%	\$ -	0%	\$ 2,049	26%	
TOTAL SOURCES	7,951	10,000	8,468	10,000	10,000	-	0%	-	0%	2,049	26%	
EXPENDITURES:												
CONTRIBUTIONS TO VICTIMS PROGRAMS	7,925	10,000	7,645	10,000	10,000	\$ -	0%	\$ -	0%	2,075	26%	
TOTAL EXPENDITURES	7,925	10,000	7,645	10,000	10,000	\$ -	0%	\$ -	0%	2,075	26%	
NET INCREASE/(DECREASE) IN FUND BALANCE	\$ 26	\$ -	\$ 823	\$ -	\$ -	\$ -	0%	\$ -	0%	\$ (26)	-100%	

	Actuals FY 2022	2022-2023 Budget	Projected 2022-2023	2023-2024 Proposed Budget	FY 23 Budget \$ Change	FY 23 Budget % Change	FY 23 Annualized \$ Change	FY 23 Annualized % Change	Justifications/Notes
<u>REVENUES & SOURCES :</u>									
TRANSFER FROM GENERAL FUND	\$ -	\$ -	\$ -	\$ -	\$ -	-	\$ -	-	
TRANSFER FROM LOCAL ACCOMMODATION FUND	537,224	394,557	580,936	590,863	196,306	50%	9,927	2%	40% of LATAX Revenue
TRANSFER FROM BEVERAGE FUND	37,573	50,000	50,000	45,000	(5,000)	-10%	(5,000)	-10%	
TRANSFER FROM HOSPITALITY TAX FUND	359,204	230,754	326,586	331,671	100,917	44%	5,085	2%	40% of HTAX Revenue
INTEREST	<u>5,940</u>	<u>5,000</u>	<u>283,342</u>	<u>285,409</u>	<u>280,409</u>	<u>5608%</u>	<u>2,067</u>	<u>1%</u>	Rate of return -4%
TOTAL REVENUES & SOURCES	939,941	680,311	1,240,864	1,252,943	572,632	21%	10,012	1%	
<u>EXPENDITURES:</u>									
TOTAL EXPENDITURES	-	-	-	-	-	-	-	-	
NET INCREASE/(DECREASE) IN FUND BALANCE	<u>\$ 939,941</u>	<u>\$ 680,311</u>	<u>\$ 1,240,864</u>	<u>\$ 1,252,943</u>	<u>\$ 572,632</u>	<u>21%</u>	<u>\$ 10,012</u>	<u>1%</u>	

Town of Kiawah Island
Five Year Capital Improvements Plan

Capital Expenditures	Projected FY2023	Budget FY2024	Projected FY2025	Projected FY2026	Projected FY2027	Projected FY2028
Beach Renourishment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Wet Trash/Recycling Center	197,465	-	-	-	-	-
Landscaping Enhancements	30,000	250,000	-	-	-	-
Upper Beachwalker	-	5,000,000	-	-	-	-
Municipal Center Garage/Car Wash Station	5,131	-	-	-	-	-
Charging Stations/Town's Fleet	-	250,000	-	-	-	-
Charging Stations/Island Wide		200,000				
AV Equipment	87,000	-	-	-	-	-
Vehicles	-	-	-	-	-	-
· Administration	-	50,000	-	-	55,000	55,000
· Building Department	-	55,000	-	-	-	-
· Public Safety		-	110,000	-	-	-
· Public Works	55,984	70,000	-	-	70,000	70,000
·Wildlife	49,559		50,000	-	-	55,000
UTV	-	18,000	-	-	-	-
Total Capital Expenditures	\$ 425,139	\$ 5,893,000	\$ 160,000	\$ -	\$ 125,000	\$ 180,000