



TOWN OF *Kiawah Island*®

Mayor

Craig E. Weaver

Council Members

Maryanne Connelly

Daniel Prickett

Klaus Said

Chris Widuch

Town Administrator

Stephanie Monroe Tillerson

TOWN COUNCIL MEETING

Kiawah Island Municipal Center

Council Chambers

May 7, 2019; 2:00 PM

AGENDA

- I. **Call to Order:**
- II. **Pledge of Allegiance**
- III. **Approval of Minutes:**
 - A. Minutes of the Town Council Meeting of April 2, 2019 [Tab 1]
 - B. Minutes of the Town Council Special Call Meeting of April 11, 2019 [Tab 2]
- IV. **Mayor's Update:**
- V. **Citizens' Comments (Agenda Items Only):**
- VI. **Old Business:**
 - A. To Consider Approval of the Municipal Center Native Plant Demonstration Area Project [Tab 3]
- VII. **Consent:**
 - A. To Consider Approval of the Proposal from the Greenery for Landscape Services for Town Owned Properties [Tab 4]
- VIII. **New Business:**
 - A. To Consider Approval of the State ATAX Funding Amounts [Tab 5]
 - B. To Consider Approval of the Proposal from McCormick Taylor for Kiawah Island Parkway Engineering Services [Tab 6]
 - C. To Consider Approval of **Resolution 2019-01** - To Adopt the Revised Charleston Regional Hazard Mitigation Plan [Tab 7]
 - D. To Consider Approval of **Ordinance 2019-02** – An Ordinance to Adopt the Fiscal Year 2019-2020 Budget for the Town of Kiawah Island, SC (7/1/19 Through 6/30/20) – **First Reading** [Tab 8]
 - E. To Consider Approval of **Ordinance 2019-03** – An Ordinance to Prohibit the Distribution and use of Certain Single-Use Plastics – **First Reading** [Tab 9]
 - F. Arts Council Quarterly Summary [Tab 10]
- IX. **Town Administrator's Report:**
- X. **Council Member:**
 - a. Committee Updates
 - b. General Comments
- XI. **Citizens' Comments:**
- XII. **Executive Session:**
- XIII. **Adjournment:**



Tab | **1**

TOWN COUNCIL

Agenda Item

TOWN COUNCIL MEETING

Kiawah Island Municipal Center

Council Chambers

April 2, 2019; 2:00 PM

AGENDA

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

Present at the meeting: Craig Weaver, Mayor
Chris Widuch, Mayor Pro Tem
Maryanne Connelly, Councilmember
Dan Prickett, Councilmember

Absent: Klaus Said, Councilmember

Also Present: Stephanie Monroe Tillerson, Town Administrator
Dwayne Green, Town Attorney
Petra Reynolds, Town Clerk

Notice of the meeting was posted with the Media 24 hours in advance according to the Freedom of Information Act. All Town Council meetings are recorded for a complete transcript.

II. Pledge of Allegiance

III. Approval of Minutes:

A. Minutes of the 2019 Council Strategic Planning Retreat of January 23, 2019

Mayor Pro Tem Widuch made a motion to approve the minutes as received. The motion was seconded by Councilmember Prickett and the minutes were unanimously approved.

B. Minutes of the 2019 Council Strategic Planning Retreat of January 24, 2019

Councilmember Connelly made a motion to approve the minutes as received. The motion was seconded by Mayor Pro Tem Widuch and the minutes were unanimously approved.

C. Minutes of the Town Council Meeting of March 5, 2019

Councilmember Prickett made a motion to approve the minutes as received. The motion was seconded by Mayor Pro Tem Widuch and the minutes were unanimously approved.

IV. Mayor's Update:

Mayor Weaver gave a summary on the Kiawah Island Utility rate adjustments filed with the Public Service Commission (PSC). He indicated that rate increases to both water and sewer would result in approximately 9.96% increase. He stated that the Town chose to file as an intervener in the case along with the St. Johns' Fire District (STJFD), which had a unique and specific issue concerning hydrant fees.

Mayor Weaver indicated that ORS (Office of Regulatory Staff) entered into a stipulation agreement with KIU with a rate of return of 14.25%, which was a compromise of the 14.5% requested by KIU, and the ORS recommended 14%, with the final ruling is still pending.

Mayor Weaver stated that the Town declined to join the stipulation agreement, however, as an intervener, went on the record supporting the majority of the ORS positions with the exception of the requested rate of return, along with hydrant fees paid by the STJFD to KIU be included in the rates paid by Kiawah residents. Mayor Weaver indicated that this would conclude the Town's involvement in the rate case without expending funds for additional counsel.

Mayor Weaver indicated at the Ways and Means Committee meeting which immediately preceded the Town Council meeting, the item under Section 8B - To Consider Approval of Beachwalker Drive Improvement was not approved, will not be considered by Council, and requested that it be removed from today's agenda.

Mayor Weaver made a motion to remove discussion of agenda item 8B, To Consider Approval of Beachwalker Drive Improvement, from today's agenda. The motion was seconded by Councilmember Connelly and unanimously approved.

V. Citizens' Comments (Agenda Items Only):

Wendy Kulick – 38 Marsh Edge Lane

Ms. Kulick thanked the Mayor for the rate case information and inquired if the letter to the PSC was on their website.

Mayor Weaver indicated that it was.

Ms. Kulick stated that over the years Kiawah residents had numerous issues with unleashed dogs. She suggested that the beach proclamation being considered to include the need to adhere to the Town's leash laws and it may also strengthen the Town's position legally.

Ms. Kulick stated that the Charitable Contribution funding of worthy organizations on John's and Wadmalaw Islands is not something that the Town is required to do, is greatly appreciated, and asked that funding for those organizations that impact kid's education and food insecurity be approved.

Dennis McGill – 100 Pleasant Valley Drive

Mr. McGill calls attention to his previous FOIA request in which he asked for the names of the deserving employee or employees who received gift cards. He indicated that the Mayor provided him the requested information and that he hoped that the information, in the future, would not require an FOIA request.

VI. Presentation:

A. Kiawah Island Municipal Center Native Plant Demonstration Area Project

Mr. Jim Jordan, Town Biologist, gave a presentation on the idea to create a nature trail and demonstration garden at the Municipal Center. He gave background information on the need that created the program.

Mr. Jordan stated that in early 2018, The Town Environmental Committee formed a Landscape Working Group (all entities represented) to develop a plan to increase the use of native plants on Kiawah. The

Grow Native program was created and officially unveiled to the public in October 2018 as part of the Town's first Native Plant Week. He indicated the mission of the program would be a community-wide effort to increase the use of native plants in landscaping projects across the island with an overall goal of improving wildlife habitat

Mr. Jordan reviewed why native plants were important to the local environment along with conceptual photos. He also reviewed the estimated cost of each Phase along with maintenance and signage on the Trail.

Councilmembers discussed the phases of the proposed project expressing both agreements with the need and importance of this kind of the project along with the thought that the space at the Municipal Center would not attract a great number of people to showcase the native plants.

Mayor Weaver asked that Councilmembers review the presentation and provide Mr. Jordan feedback on any additional thoughts or questions on the proposed Nature Trail and Grow Native project. He also asked that Mr. Jordan, when ready, come back to Council with a proposal to move forward or a revision of the project.

VII. Old Business:
None

VIII. Consent:

A. To Consider Approval of the Proposal from Mauldin & Jenkins as new Town Auditors

Councilmember Prickett made a motion to recommend to Town Council the engagement of Mauldin & Jenkins for the FY2019 audit with the option for annual renewal for the next three years. The motion was seconded by Councilmember Connelly and was unanimously passed.

IX. New Business:

A. National Beach Safety Week Proclamation

Mayor Weaver read the proclamation in recognition of National Beach Safety Week and supporting the important work done by the members of the Town's Beach Patrol in trying to maintain a safe and active beach for residents and guests.

B. To Consider Approval of the Charitable Grant Funding Amounts

Mayor Weaver stated that each of the Charitable Grant Funding requests was reviewed and discussed by the Ways and Means Committee, who recommend to Town Council, the funding amount being considered.

Mayor Weaver made a motion to approve a \$10,000.00 funding amount for the Sea Island Habitat for Humanity. The motion was seconded by Chairman Widuch. The motion was passed by a 3 to 0 vote. Councilmember Connelly recused herself from the vote.

Mr. Prickett made a motion to approve a \$7,000.00 funding amount for the Kiawah Island Women's Foundation. The motion was seconded by Councilmember Connelly. The motion was passed by a 2 to 0 vote. Mayor Weaver and Mayor Pro Tem Widuch recused themselves from the vote.

Mayor Pro Tem Widuch made a motion to approve unassigned funding balance of \$9424.00 be allocated to the Kiawah Cares Foundation for and to approve the balance of the listed funding amounts. The motion was seconded by Councilmember Connelly and was unanimously approved.

Town of Kiawah Island	
2019 Charitable Grants Approved Funding Amounts	
Organizations Name:	2019 Town Council Approved
AMOR Healing Kitchen	\$ 1,500.00
Backpack Buddies Seabrook Island	\$ 2,000.00
Barrier Island Free Medical Clinic, Inc	\$ 20,000.00
Barrier Island Little League	\$ 5,000.00
Begin with Books	\$ 2,500.00
Bridges for End-of Life	\$ 2,150.00
Charleston Area Therapeutic Riding	\$ 7,076.00
Helping and Lending Outreach Support (HALOS)	\$ 3,850.00
Kiawah Cares Foundation	\$ 9,424.00
Kiawah Womens Foundation	\$ 7,000.00
Lowcountry Food Bank	\$ 9,500.00
Operation Home	\$ 6,500.00
Operation Sight	\$ 4,000.00
Our Lady of Mercy Community Outreach Services	\$ 20,000.00
Reading Partners	\$ 5,000.00
Respite Care Charleston	\$ 5,500.00
Sea Islands Blessing Baasket	\$ 3,000.00
Sea Island Habitat for Humanity	\$ 10,000.00
Sea Islands Water Wellness Mission	\$ 19,500.00
Teachers Supply Closet	\$ 6,500.00
Total Budgeted Funds to be awarded	\$ 150,000.00

X. Town Administrator's Report:

Ms. Stephanie Tillerson, the Town Administrator, gave reported on:

- An offer has been extended to a gentleman for the Code Compliance Officer position open in the Development Services Department.
- Work on the incorporation of the Sea Level Rise Report into the Town's Comprehensive Plan. The Planning Commission has formed a Workgroup of three Commissioners to work with Mr. John Taylor, Planning Director, Mr. Jordan, Councilmember Prickett, and Mayor Pro Tem Widuch. They will look at different ways to incorporate some of the Sea Level Rise Flood Mitigation language into various elements of the Comprehensive Plan. When completed the Plan will be presented to the Planning Commission for review and recommendation to Town Council for approval.
- Two proposals were received in response to the Kiawah Island Parkway RFP (Request for Proposals). The Public Works Commission (PWC) will review at the next PWC meeting.
- Along with the renovation project being done by the County Park for Beachwalker Park, the Town's project for the addition of a right turn lane into the County Park is anticipated to be completed by Memorial Day.
- The Plastics Workgroup led by Mr. Jordan is looking at what surrounding communities are doing with regard to banning various plastics. Charleston County adopted a baseline proposal for the unincorporated areas taking effect in six months. The workgroup will present their findings at the upcoming Town Council work session scheduled this month.
- The owners of 77 Eugenia Drive received a beach renourishment permit through the general permit that was issued by OCRM (Ocean & Coastal Management) for the last storm in August. She indicated the Town's responsibility lies in the review process and the owner has, as required by the Town, submitted a safety and work plan to the Planning Director. With the approval by OCRM and permission from the Community Association for the use of the beach access, the only stipulation was that the work is completed by Easter.

XI. Council Member:

- a. Committee Updates
- b. General Comments

Councilmember Prickett stated that the Arts Council, along with members of staff, are extremely busy this time of year developing a program for the next fiscal year. He indicated that the programs this year have been excellent, very well attended, and will be giving Council a more formal report next month.

Councilmember Connelly indicated she was pleased the computer lab will be receiving funding through Charitable Giving and thanked the staff for their work in vetting all the organizations and for their thoughtful recommendations.

Councilmember Connelly stated she is working with the Public Safety Committee regarding the regulation of drones on the beach.

XII. Citizens' Comments:

Wendy Kulick – 38 Marsh Edge Lane

Ms. Kulick asked if there was any update on the new signage for the Municipal Center.

Ms. Tillerson indicated that the signs had been refurbished and installed.

Holly Newman – Kiawah Cares

Ms. Newman thanked the Ways and Means Committee along with the Council for funding the Kiawah Cares.

Dennis McGill – 100 Pleasant Valley Drive

Mr. McGill noted the items listed under the Executive Session on today's agenda and question if asking for advice from the Town Attorney had to be in an Executive Session. He again suggested the Town Attorney should provide an update on all pending cases at the Town Council meetings.

Mr. Dwayne Green, Town Attorney, stated the defendants in this case originally filed a motion to dismiss, but the case is still pending. During the pending motion, Webster-Rogers did not answer the Town's outstanding discovery request, so a motion to compel was filed. He also indicated that Webster-Rogers had not served the Town with any discovery and depositions will follow.

Councilmember Prickett made a motion to move into Executive Session Pursuant to Section 30-4-70 (a)(2) to Receive Legal Advice regarding the Webster Rogers case and to Discuss a Personnel Matter. The motion was seconded by Councilmember Connelly and was unanimously passed.

XIII. Executive Session:

- A. Executive Session Pursuant to Section 30-4-70 (a) (2) to Receive Legal Advice regarding the Webster Rogers case**
- B. Executive Session Pursuant to Section 30-4-70 (a) (1) to Discuss a Personnel Matter**

Mayor Weaver stated that on both items, no votes were taken and no decisions were made during the Executive Session that would bind the Town to any course of action.

Mayor Pro Tem Widuch made a motion to move out of Executive Session. The motion was seconded by Councilmember Connelly and was unanimously passed.

Mayor Pro Tem Widuch made a motion to return to Regular Session. The motion was seconded by Councilmember Prickett and was unanimously passed.

XIV. Adjournment:

Councilmember Connelly motioned to adjourn the meeting at 2:55 pm. The motion was seconded by Mayor Pro Tem Widuch and carried unanimously.

Submitted by,

Petra S. Reynolds, Town Clerk

Approved by,

Craig E. Weaver, Mayor

Date



Tab | 2

TOWN COUNCIL

Agenda Item

TOWN COUNCIL MEETING
Kiawah Island Municipal Center
Council Chambers
April 11, 2019
Immediately Following Ways & Means

Special Call Meeting

Minutes

I. Call to Order: Mayor Weaver called the meeting to order at 3:34 pm.

Present at the meeting: Craig Weaver, Mayor
Chris Widuch, Mayor Pro Tem
Maryanne Connelly, Councilmember
Dan Prickett, Councilmember

Absent: Klaus Said, Councilmember

Also Present: Stephanie Monroe Tillerson, Town Administrator
Petra Reynolds, Town Clerk

Notice of the meeting was posted with the Media 24 hours in advance according to the Freedom of Information Act. All Town Council meetings are recorded for a complete transcript.

II. New Business:

A. To Consider Approval and Award of Construction and CE&I Services for Beachwalker Drive Improvements

Mayor Weaver indicated that the Ways and Means Committee recommended the approval of the proposals from Truluck Construction for Construction Services and from Dennis Corporation for CE&I Services on the Beachwalker Drive Improvements Project.

Councilmember Connelly made a motion to accept the proposals from Truluck Construction in the amount of \$245,408.0 for Construction Services and the proposal from Dennis Corporation in the amount of \$14,100.00 for CE&I Services on the Beachwalker Drive Improvements Project. The motion was seconded by Mayor Weaver and was unanimously approved.

III. Adjournment:

Mayor Pro Tem Widuch motioned to adjourn the meeting at 3:0 pm. The motion was seconded by Councilmember Connelly and carried unanimously.

Submitted by,

Petra S. Reynolds, Town Clerk

Approved by,

Craig E. Weaver, Mayor

Date



Tab | 3

TOWN COUNCIL

Agenda Item



Request for Town Council Action

TO: Town Council

FROM: Jim Jordan

SUBJECT: Grow Native Interpretive Trail and Garden

DATE: May 7, 2019

BACKGROUND:

The Town of Kiawah Island installed a native plant demonstration garden on the former Town Hall property located on Beachwalker Drive. This garden was designed to showcase native plants and encourage their use in landscaping projects on Kiawah Island. During early discussions involving construction and landscaping of the new Municipal Center on Betsy Kerrison, a nature trail was to be included in the design but was ultimately removed from the plan. In early 2018, The Town Environmental Committee formed a Landscape Working Group to develop a plan to encourage the increased use of native plants on Kiawah. The group created the Town's Grow Native program which was officially unveiled to the public in October 2018 as part of the Town's first Native Plant Week. This initiative is a community-wide effort to increase the use of native plants in landscaping projects across the island with an overall goal of improving wildlife habitat.

ANALYSIS:

Maintaining and restoring native plant habitat is vital to preserving the island's current and future ecosystem. The Grow Native initiative will help increase the use of native plants on Kiawah, utilizing several different strategies. These strategies include:

- An on-line searchable database of native plants providing details on 23 different plant characteristics, including wildlife value, salt tolerance, deer resistance, and more
- A public outreach program designed to reach homeowners, landscapers, landscape architects, and other island entities
- A nature trail and demonstration garden located at the Town's Municipal Center that will showcase native plants and proper landscaping practices for the most common habitat types on Kiawah Island

ACTION REQUESTED:

Authorize the installation of a 0.25 mile nature trail and demonstration garden at the Town's Municipal Center.

BUDGET & FINANCIAL DATA: The initial cost for this project would be \$6,000 as detailed below. Funds are budgeted and would be expended in FY 2018-19 out of the Environmental Programs line item (>\$10,000 remaining)

- Clearing path using a small skidsteer and bushhog- \$1,600
- Installation of benches at 2 locations with marsh views - \$1,500
- Entrance Sign (cypress or natural wood type materials) and initial interpretive signage - \$1,000
- Topsoil, initial plantings, irrigation - \$1,900

Additional plantings and signage are budgeted for in the FY 2019-20 budget. Staff and volunteer labor will be used when possible to minimize future costs.

Kiawah Island Town Hall native plant demonstration area

November 16, 2018

by: Josh Dunn, Landscape Architect

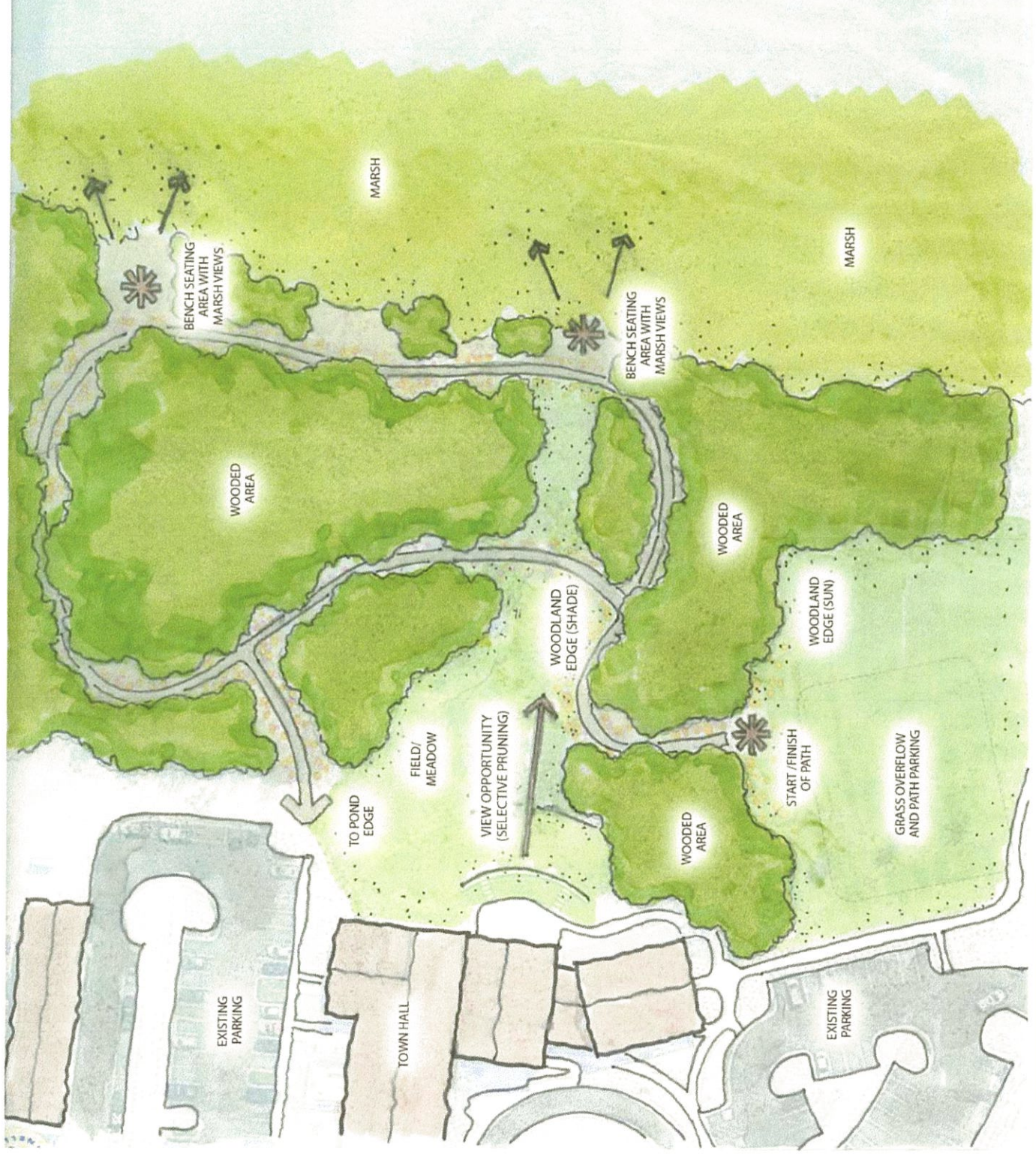
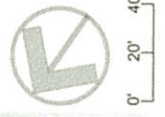
The primary objectives of the proposed native plant demonstration area are to display to visitors how native plant materials can be used effectively in the landscape and to encourage the use of more native plant species on and around Kiawah Island. The proposed location for the native plant demonstration area is the primarily wooded area to the East of the new Kiawah Island Town Hall. The key components of the proposed project are grass parking, a natural mulch path that is approximately 0.25 miles long, and passive sitting areas strategically located along marsh views and in other desirable places on the trail. The path would be laid out in the field based on the plan in such a way that existing native plant material and natural elements are best featured.

As shown on the plans, creating an impact statement at the beginning of the path would ideally draw people in and set the tone. Key impact areas along the path can then be chosen for dense impact plantings similar to the entrance with more natural wooded sections of path between. On the natural sections between it is important to properly prune and feature the existing native plant material such as live oaks, sabal palmettos, dwarf sabal palmettos, yaupon hollies, and others.

In terms of planting design, it is important that a healthy mix is provided of 'proven' native plants as well as those less proven. The 'proven' plants provide good structure allowing for some less proven test plant materials to be mixed in and viability tested. It is also important that native plants be arranged in masses in order to have a strong visual impact and lasting impression on visitors. The masses can be small in numbers of plants, but it is important to have multiples of same species in groups. Otherwise the individual plants may get lost in the landscape, especially to those visitors less familiar with some of the species. Another method to reinforce a good impression on visitors would be the repetition of these masses of plants several times along the duration of the path.

A strategy that would perhaps help tie the trail together and work well with the native plant theme would be to incorporate natural material (ie cypress wood, rustic metal, etc) signs and trellis/arches. This would also provide places to showcase some the many native vines and climber species.

The time-line and budget for the project are to be determined but the project can be phased in different ways depending on resources. This project can be treated as a work in progress and a way for everyone to continuously learn more about the best native plant palette for Kiawah Island while showcasing this plant palette for visitors to see first hand.





NATURAL
LANDSCAPE

NATIVE PLANTING
AREA

6' WIDE
MULCH PATH

WALKING PATH TYPICAL CROSS SECTION







Tab | 4

TOWN COUNCIL

Agenda Item



Request for Town Council Action

TO: Mayor and Committee Members

FROM: Rusty Lameo, Public Works/Facility Maintenance

SUBJECT: Landscaping Bids for Parkway, Beachwalker Dr. & Municipal Building

DATE: 5/7/2019

BACKGROUND:

The Town of Kiawah Island contracts for Landscaping Services for the following Town properties; Municipal Building, Kiawah Island Parkway, and Beachwalker Dr. The present contract with The Greenery of Charleston ends on April 2019. On March 12, 2019, staff released an RFP for Landscape Services for the Town due back on April 12, 2019. We received four (4) bids for consideration.

ANALYSIS:

The Town received four bids from the following companies, of which three were incomplete for requested material and information;

The Greenery – Present contractor – Bid Total	\$183,862.09
Low Country Sod Pros – Bid Total	\$149,200.00
Pleasant Places, Inc – Bid Total	\$142,020.00
Quality Home & Lawn – Bid Total	\$ 56,573.00

The Staff Review Committee evaluated the bids and compared the operating cost of the companies' contracts as requested in the RFP.

ACTION REQUESTED:

Staff is recommending that Town Council consider the Ways and Means Committee recommendation to approve the selection and proposal of The Greenery of Charleston. Our decision was based upon review scoring, past service record and their ability to staff and perform the required service of this contract.

BUDGET & FINANCIAL DATA:

If The Greenery is selected, the cost breakdown is as follow:

\$118,022 – Hospitality (restricted funds)

\$65,840.09 – General Fund (unrestricted funds)

III. COST:

In Compliance with Request for Proposals, the undersigned hereby proposes to provide all services, materials, equipment, and labor, except as otherwise noted, for the following:

Proposed Cost
TOTAL PROPOSED ANNUAL COST: \$183,862.09

NAME OF COMPANY: EDD, LLC dba The Greenery of Charleston

By: _____

Signature

Print Name

Title: _____

(i.e., Owner, Partner, Corporate Officer, etc.)

Address: _____

City: _____

State: _____

Zip: _____

Telephone Number: _____

Business Fax Number: _____

Is your firm a _____ Corporation, _____ Sole Proprietorship, or ☒ Partnership?

If incorporated, please list state of incorporation: _____

FEIN or SSN: _____

SECTION E

2019 Landscaping Maintenance RFP

The Town of Kiawah
4475 Betsy Kerrison Parkway
Kiawah Island, South Carolina 29455

Pricing Break Down

Weekly Maintenance

Kiawah Island Parkway and Bike Path
Round-a-bout (circle) Municipal Center
Municipal Center
Beachwalker Drive & Bike Path
Flag Pole (intersection of Parkway and Beachwalker)
Extra Garbage Collection 3 cans on Parkway, 3 cans at Town Hall and 1 can on Beachwalker Drive

Annual Fee

\$	39,440.00
\$	7,650.00
\$	32,240.00
\$	13,140.00
\$	2,550.00
\$	2,600.00

SubTotal \$ 97,620.00

Pinestraw

Parkway and Bike Path
2400 total bales 1400 per May & December application
Round-a-bout (circle)
500 bales 250 per May & December application
Municipal Center, Betsy Kerrison Parkway
4800 total bales 2400 per May & December application

\$ 16,800.00

\$ 3,500.00

\$ 33,600.00

Total \$ 53,900.00

Tax \$ 3,250.17

SubTotal \$ 57,150.17

Flowers *pricing is for 2 full rotations per year

Parkway Signage & Round-a-bout Circle
Municipal Center
Flagpole (intersection of Parkway and Beachwalker Drive
Beachwalker Drive (near Spillway)

\$ 11,770.00

\$ 330.00

\$ 12,100.00

\$ 2,200.00

Total \$ 26,400.00

Tax \$ 1,591.92

SubTotal \$ 27,991.92

Aeration - Annual - (all turf areas)

Total \$ 1,100.00

Grand Total

\$ 183,862.09

Alternate Pricing - Annual

Hardwood Mulch Per Cubic yard

\$ 56.00



Tab | 5

TOWN COUNCIL

Agenda Item

Town of Kiawah Island

Total Available for Funding 2019/2020

Total in excess of Funding

Recap by Organization

Town of Klawath Island	\$	613,000	\$	485,000	\$	485,000	\$	482,000	\$	482,000
TONI Klawath Island Golf Resort	\$	435,000	\$	435,000	\$	475,000	\$	435,000	\$	435,000
TONI/Freshfields Village	\$	40,000	\$	50,000	\$	75,000	\$	48,000	\$	48,000
Klawath Island Motoring Retreat	\$	25,000	\$	10,000	\$	25,000	\$	15,000	\$	15,000
2021 PGA Championship	\$		\$	120,000	\$	120,000	\$	120,000	\$	120,000
2020 SC Women's Golf Open Championship	\$		\$		\$	75,000	\$		\$	
The Seventh Annual Party in the Park	\$		\$		\$	100,000	\$		\$	
CNBC "Elevate Your Game" Filming	\$		\$		\$	35,000	\$		\$	
Other	\$	1,113,000	\$	1,100,000	\$	1,332,500	\$	1,100,000	\$	1,100,000

NOTE: These line items involve State ATAX revenues. As such, the anticipated applicants must fully account to the Town and satisfy the Town that the applicants funds were approximately expended in accordance with ATAX requirements, and then the Town will disburse the funds accordingly.



Tab | 6

TOWN COUNCIL

Agenda Item



PROPOSAL FOR

DESIGN AND ENGINEERING SERVICES FOR KIAWAH ISLAND PARKWAY

MARCH 29, 2019

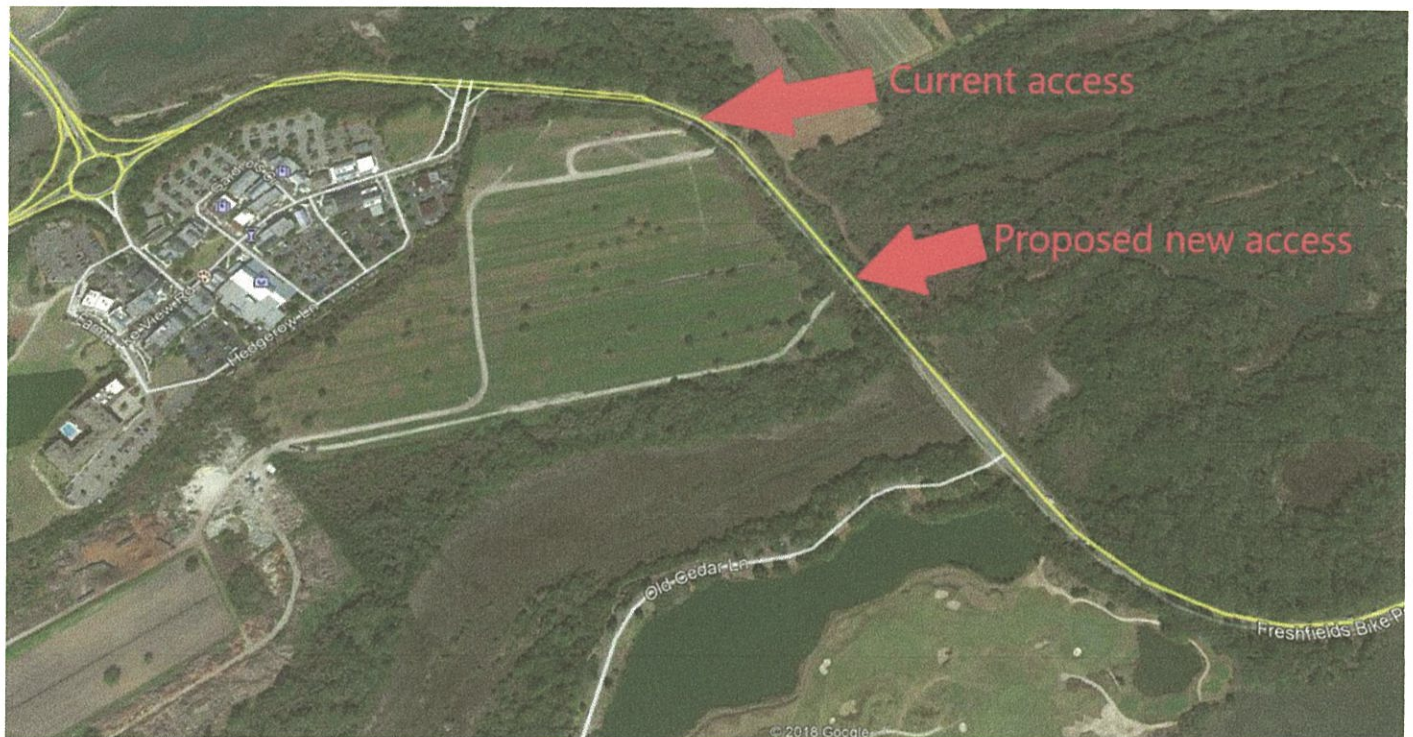


Figure 2 – Revised location of proposed field access

Estimated Costs

Should the Town decide to incorporate all the design recommendations that the McCormick Taylor team is proposing, the preliminary design cost for Task I would be \$199,850.

Task I: Preliminary Design, Soil, and Topographic Surveys	\$199,850
Base fee	\$154,650
Raise Curve at Mingo Point	11,500
Paved shoulders	8,500
Bridge Repair Plans	11,000
Pull-off area	6,100
Relocate Event area access	8,100
Task II: Final Plans, Specs, and Engineer's Estimate	\$40,604
Task III: Construction Administration and Inspection	<u>\$37,112</u>
Total:	\$277,566

For a planning level estimate of the proposed construction activities, a basic milling and resurfacing of the 2.4-mile corridor could cost between \$1,100,000 and \$1,400,000. Please keep in mind that there are a number of factors that influence the cost such as the price of petroleum and the number of contractors bidding on the job. As these external factors fluctuate, so does the cost of the job. Other options such as raising the elevation of the curve at Mingo Point could cost in the neighborhood of \$300,000 and the paved shoulders could add an additional \$100,000 to \$300,000. These are conceptual estimates though and better estimates would be generated during the development of preliminary plans.



Tab | 7

TOWN COUNCIL

Agenda Item



REQUEST FOR TOWN COUNCIL ACTION

TO: Mayor and Town Council
FROM: Bruce Spicher, Community Service Director
SUBJECT: Regional Hazard Mitigation Plan
DATE: May 7, 2019

BACKGROUND:

The Regional Hazard Mitigation Plan is a compilation of a procedural doctrine authored by the Regional Hazard Mitigation Committee. The regional committee is comprised of members of all the jurisdictions within Charleston County. The plan is updated every five years by the members that serve on the regional committee. Once the committee votes on and approves the updated plan, a copy is sent to the State FEMA office for review and acceptance, before sending the plan to the office of Homeland Security for final approval.

Adopting the Regional Hazard Mitigation Plan authorizes the Town to submit for hazard assistance, whether through grants, supplies, or personnel.

ACTION REQUESTED:

Staff is requesting that the Town Council adopt Resolution 2019-01.

**A RESOLUTION FOR THE ADOPTION OF THE REVISED CHARLESTON REGIONAL
HAZARD MITIGATION PLAN BY CHARLESTON COUNTY COUNCIL**

Resolution No. 2019-01

WHEREAS the Town of Kiawah Island has experienced the effects of natural and man-made hazard events; and

WHEREAS the Charleston Regional Hazard Mitigation and Public Information Plan Committee has prepared a recommended *Charleston Regional Hazard Mitigation Plan*; and

WHEREAS the recommended *Charleston Regional Hazard Mitigation Plan* has been widely circulated for review by residents / business organizations / professional organizations of the unincorporated and incorporated areas of Charleston County, state, federal, regional and local government agencies and has been supported by those reviewers; and

WHEREAS the Town of Kiawah Island originally adopted the *Charleston Regional Hazard Mitigation Plan* in 1999 and readopted it in 2004, 2008, and 2013 and is required to adopt the amended version of this plan on a five-year cycle for the Town to remain eligible for certain Federal programs in which Charleston County and Town participates, and

NOW THEREFORE be it resolved that

The Charleston Regional Hazard Mitigation Plan is hereby adopted in conjunction with the Town of Kiawah Island's Comprehensive Emergency Management Plan as an official plan of the Town of Kiawah Island, and

- 1) The Charleston Regional Hazard Mitigation and Public Information Plan Committee is recognized as a continuing entity charged with reviewing, maintaining in accordance with Community Rating System, Flood Mitigation Assistance, Disaster Mitigation Act and Program for Public Information requirements, and periodically reporting on the progress towards and revisions to the plan to the Town of Kiawah Island's town Council.

WITNESSED this 7th day of May 2019.

Craig Weaver, Mayor
Town of Kiawah Island

ATTEST:

Petra S. Reynolds, Town Clerk



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TOWN COUNCIL

Agenda Item

TOWN OF KIAWAH ISLAND
ORDINANCE 2019-02

**AN ORDINANCE TO ADOPT THE FISCAL YEAR 2019-2020 BUDGET FOR
THE TOWN OF KIAWAH ISLAND, SOUTH CAROLINA
(7/1/19 THROUGH 6/30/20)**

WHEREAS, the Town of Kiawah Island requires a budget to guide and direct its receipt and expenditure of revenues during Fiscal Year 2019-2020; 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 28th of May 2019, 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 2019-2020.

Section 2 Creation of the Fiscal Year 2019-2020 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 2019-2020 “**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, 2019, to June 30, 2020.

PASSED, APPROVED, AND ADOPTED BY THE COUNCIL FOR THE TOWN OF KIAWAH ISLAND
ON THIS 5th DAY OF JUNE 2019.

Craig Weaver, Mayor

Petra S. Reynolds, Town Clerk

First Reading: May 7, 2019

Public Hearing:

Second Reading: June 5, 2019



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TOWN COUNCIL

Agenda Item



Request for Town Council Action

TO: Town Council

FROM: Jim Jordan

SUBJECT: Regulation of Single-Use Plastics on Kiawah

DATE: May 1, 2019

BACKGROUND:

The regulation of single-use plastics has received a lot of national and local media attention in recent years. A total of 16 different jurisdictions (14 municipalities and 2 counties) in South Carolina have passed prohibitions on these types of items since 2015. These prohibitions have focused primarily on single-use plastic bags, but a number of communities have also included straws, Styrofoam, and balloons. The Town Environmental Committee formed a Plastics subcommittee in January 2019 to gather information and present their findings and recommendations to Town Council. A Council Workshop on this issue was held on April 24, 2019.

ANALYSIS AND RECOMMENDATION:

The Town's Plastics subcommittee provided Council with a variety of information at the April 24 workshop, including:

- Impacts of plastics on our environment and wildlife
- Single-use plastic availability at Kiawah Island businesses
- Status and details on all plastics-related ordinances in South Carolina
- Prevalence of single-use plastics in litter collected on Kiawah Island

The recommendation from the subcommittee is to approve an ordinance that is consistent with the recently passed Charleston County ordinance. This would prohibit the distribution of single-use plastic bags, plastic straws, and Styrofoam products. The subcommittee further recommends prohibiting the use or possession of single-use plastic bags, plastic straws, Styrofoam, and balloons on the Kiawah Island beach.

DRAFT Language for Town of Kiawah Island Plastics Ordinance 2019-03

SECTION ONE: PURPOSE AND INTENT

It is an objective of the Town of Kiawah Island to protect and preserve the natural environment of Kiawah Island by regulating the use of materials detrimental to the island's environment and promote the use by businesses and consumers of environmentally preferred materials. The purpose of this Ordinance is to prohibit the use of single-use plastic carryout bags for distribution and use by food or grocery establishments, food providers, retailers, stores, shops, sellers, vendors, and other merchants for their customers to carry, transport, or store purchased goods or products, prohibit the use and distribution of plastic straws, and prohibit the distribution of polystyrene/plastic foam products. Business establishments are encouraged to make reusable carryout bags available for sale, recyclable paper carryout bags available for such distribution and use, and use locally recyclable and compostable material.

SECTION TWO: DEFINITIONS AND INTERPRETATIONS

The following words, terms, and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

“Beach” - That area as defined in Section 16-102 of the Town of Kiawah Island Municipal Code and extending into the waters of the Atlantic Ocean for a distance of 100 yards; provided however in addition, this shall not apply to persons operating boats in the area of the waters described herein.

“Business Establishment” - Any food or grocery establishment, food provider, retail, or commercial enterprise that provides single-use plastic carryout bags to its customers through its employees, agents, or independent contractors associated with that business. The term includes, but is not limited to, retailers, stores, shops, sellers, vendors, warehouses, merchants or any other entity that sells goods and products that use and distribute single-use plastic carryout bags to their customers to carry, transport, or store purchased goods or products purchased from the business establishment.

“Town of Kiawah Island Facility” - Any building, structure, or vehicle owned and operated by the Town of Kiawah Island, its agents, agencies, and departments.

“Compostable”- All material in the product or package, when composted in an industrial or municipal compost operation, will break down, or otherwise become part of usable compost in a safe, timely manner.

“Customer” - A client, purchaser, buyer, patron, shopper, and consumer who purchases goods, products, or merchandise from a business establishment.

“Disposable Food Service Ware” - Any product, including but not limited to, containers, clamshells, bowls, plates, trays, cartons, cups, straws, stirrers, napkins, and other items designed for one-time use with prepared food, takeout food, and leftovers.

“Food or Grocery Establishment” Any sales outlet, shop, vehicle, or other place of business that sells or conveys food or beverages, in which the food or beverage is predominately contained, held, or wrapped in packaging.

“Food Provider” - Any vendor, business, organization, entity, group, individual, or food or grocery establishment that offers food or beverage to the public.

“Polystyrene/Plastic Foam” - A blown expanded and extruded polystyrene, often called Styrofoam or other plastic foam processed by multiple techniques into consumer products. The products

generally include but are not limited to, cups, bowls, plates, trays, clamshell containers, meat trays, egg cartons, coolers, ice chests, shipping boxes, packing peanuts, and beach or pool toys.

“Reusable Carryout Bag” - A carryout bag specifically designed and manufactured for multiple reuse that meets the following criteria:

- A. Displays in a highly visible manner on the bag exterior, language describing the bag’s ability to be reused and recycled;
- B. Has a handle, except that handles, are not required for carryout bags constructed out of recyclable paper with a height of less than fourteen (14) inches and width of less than eight (8) inches; and
- C. Is constructed out of any of the following materials:
 - (1) Cloth, canvas, or other washable fabric, or other durable materials whether woven or non-woven;
 - (2) Recyclable plastic with a minimum thickness of 4 mils; capable of being cleaned and disinfected; and has a minimum lifetime of one hundred twenty-five (125) uses;
 - (3) Recyclable paper.

“Single-Use Plastic Carryout Bag” - A plastic bag, made predominantly from light weight plastic derived from petroleum or other biologically based sources, provided by a business establishment to a customer at the point of sale for the purpose of carrying, transporting, and storing the purchased goods or products.

SECTION THREE: REGULATIONS

- A. No business establishment within the municipal boundary of the Town of Kiawah Island may provide single-use plastic carryout bags to its customers.
- B. Business establishments within the Town of Kiawah Island are strongly encouraged to provide prominently displayed signage advising customers of the benefit of reducing, reusing and recycling and promoting the use of reusable carryout bags by customers.
- C. No food or grocery establishment or food provider within the municipal boundary of the Town of Kiawah Island may provide plastic straws or disposable food service ware containing polystyrene/plastic foam to its customers.
- D. No business establishment within the municipal boundary of the Town of Kiawah Island may sell, rent, or provide any polystyrene/plastic foam product to its customers, except as exempted in this Ordinance.
- E. All single-use plastic carryout bags, all plastic straws, all polystyrene/plastic foam products, and all balloons are prohibited from possession or use on the beach.
- F. All Town of Kiawah Island facilities shall use recyclable or compostable products for disposable food service ware.
- G. No person may provide plastic straws or polystyrene/plastic foam products at any Town facility, Town-sponsored event, or any event held on Town property.
- H. No person or business may provide single-use plastic carryout bags at any Town facility, Town-sponsored event, or any event held on Town property.

SECTION FOUR: EXEMPTIONS

This Ordinance shall not apply to the following:

- A. Laundry dry cleaning bags, door-hanger bags, ice bags, newspaper bags, or packages of multiple bags intended for use as garbage, pet waste, or yard waste;
- B. Bags provided by physicians, dentists, pharmacists or veterinarians to contain prescription drugs or other medical necessities;
- C. Bags used by a customer inside a business establishment to:
 - (1) Contain bulk items, such as produce, nuts, grains, candy, or small hardware items;
 - (2) Contain or wrap frozen foods, meat, or fish, whether or not prepackaged;
 - (3) Contain or wrap flowers, potted plants or other items to prevent moisture damage to other purchases; or
 - (4) Contain unwrapped prepared foods or bakery goods;
- D. Bags used by a non-profit organization or other hunger-relief charity to distribute food, grocery products, clothing, or other household items;
- E. Bags of any type that the customer brings to the store for their own use for carrying away from the store goods that are not placed in a bag provided by the store;
- F. Plastic straws necessary for customers with medical or physical conditions;
- G. Products made from polystyrene/plastic foam, which are wholly encapsulated or encased by more durable material, including but not limited to surfboards, boats, and life preservers;
- H. Emergency, Hospital, and Medical Supply and Services Procurement: In an emergency situation and for immediate preservation of the public peace, health or safety, Town of Kiawah Island facilities, food vendors, Town of Kiawah Island franchises, contractors and vendors doing business with the Town of Kiawah Island shall be exempt from the provisions of this Ordinance.

SECTION FIVE: ENFORCEMENT AND PENALTIES

- A. Any person or business establishment that violates or fails to comply with any of the provisions found in this Ordinance shall be deemed guilty of a misdemeanor. The penalty shall not exceed one hundred (\$100.00) dollars for a first violation; two hundred (\$200.00) dollars for a second violation within any twelve-month period; and five hundred (\$500.00) dollars for each additional violation within any twelve-month period. Each day that a violation continues will constitute a separate offense.
- B. In addition to the penalties set forth in this section, repeated violations of this Ordinance by a person who owns, manages, operates, is a business agent of, or otherwise controls a business establishment, may result in the suspension or revocation of the business license issued to the business establishment for the premises on which the violations occurred. The Town of Kiawah Island will not issue or renew a business license until all outstanding fines against the business establishment for violations of this article are paid in full.
- C. Violation of this article is declared to be a public nuisance, which may be abated by the Town of Kiawah Island by restraining order, preliminary and permanent injunction, or other means provided by law, and the Town of Kiawah Island may take action to recover the costs of the nuisance abatement.

SECTION SIX: EFFECTIVE DATE AND REVIEW

This Ordinance shall take effect at the later of (2) months after the second reading or September 8, 2019.

SECTION SEVEN: SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

From: Maureen Dunn MCBRIDE <mdmcbride10@gmail.com>

Sent: Thursday, May 2, 2019 7:42 AM

To: Stephanie Tillerson <stillerson@kiawahisland.org>

Subject: Single use plastics ban

Ms Tillerson-

As a long time Kiawah visitor, and a property owner since the early '90s, I fully support the proposed ordinance banning single use plastics. And I applaud the forward thinking of the Town of Kiawah in taking such steps to maintain and improve our wonderful island.

Maureen Dunn McBride

435 Sea Lavender Ct

From: Frank Larence <larencef@att.net>
Sent: Wednesday, May 1, 2019 2:48 PM
To: Stephanie Tillerson <stillerson@kiawahisland.org>
Subject: Plastics ban

100% supportive

Sent from my iPad

From: gslong@aol.com <gslong@aol.com>
Sent: Wednesday, May 1, 2019 2:37 PM
To: Stephanie Tillerson <stillerson@kiawahisland.org>
Subject: Plastics Ban

Dear Stephanie,

I am totally in favor of a plastics ban for Kiawah.

Thank you,
Lee Carpenter
36 Surfsong



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TOWN COUNCIL

Agenda Item

Kiawah Arts & Cultural Events Council

2019 Quarter 1 At A Glance

By the Numbers

4,162
Tickets Distributed

17
Programs & Performances

13
Free Events

10
Sold Out Events

6
Venues Used

4
Musical Genres Represented

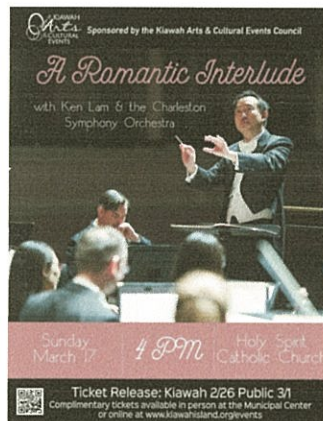
2
Grammy Award Winning Artists

Highlight Reel



Ticket Release: Kiawah 12/18 Public 12/21
Complimentary tickets available in person at the Municipal Center
or online at www.kiawahisland.org/events

Days after winning a Grammy,
Cecile McLorin Salvant delighted
another sold-out crowd.



Ticket Release: Kiawah 2/26 Public 3/1
Complimentary tickets available in person at the Municipal Center
or online at www.kiawahisland.org/events

The Steep Canyon Rangers
drew an audience that was 63%
Kiawah, 19% Seabrook and 18%
Off-Island.

2019 began with a sold-out
performance by Frank Vignola
and his Hot Jazz Guitar Trio.



Ken Lam & the CSO performed for
650 guests with complimentary
tickets.

