

## CITY COUNCIL

7:00 p.m., Tuesday, April 26, 2011

The regular meeting of the Isle of Palms City Council was held at 7:00 p.m. on Tuesday, April 26, 2011 in Council Chambers of City Hall, 1207 Palm Boulevard, Isle of Palms, South Carolina. Attending the meeting were Councilmembers Bergwerf, Bettelli, Buckhannon, Duffy, Loftus, Piening, Stone, and Thomas, Mayor Cronin, Administrator Tucker, Attorney Halversen, Assistant to the Administrator Dziuban and City Clerk Copeland. A quorum was present to conduct business.

1. Mayor Cronin called the meeting to order and acknowledged that the press and public had been duly notified of the meeting in accordance with the Freedom of Information Act. Mayor Cronin offered a brief invocation that was followed by the Pledge of Allegiance; Clerk Copeland then called the roll.

### 2. Appointment and Administration of Oath to New Employee

**MOTION: Councilmember Bettelli moved to appoint Chris Quinn to the Police Department; Councilmember Bergwerf seconded and the motion PASSED UNANIMOUSLY.**

The Mayor administered the Employee Oath to Patrol Officer Quinn and welcomed him to the City.

### 3. Reading of the Journal of Previous Meetings

**MOTION: Councilmember Bettelli moved to approve the minutes of the Public Hearing and regular Council meeting of March 22, 2011 as submitted; Councilmember Bergwerf seconded and the motion PASSED UNANIMOUSLY.**

### 4. Citizens' Comments

Mayor Cronin announced that Sullivan's Island was going to have a memorial/tribute known as Thompson Park commemorating the Revolutionary War battle site at Breach Inlet, referred to as the Battle of Sullivan's Island. A public forum will be held on Thursday, April 28 at the Sunrise Presbyterian Church at 5 p.m.; after a presentation and a look at the sketches of the memorial, attendees will walk across the street to see where the marker will be positioned. The marker will be permanently placed on Saturday, June 18, 2011.

**MOTION: At the Mayor's request, Councilmember Stone moved to re-order the agenda to have the Second Reading of Ordinance 2011-02 at this point in the meeting; Councilmember Bettelli seconded and the motion PASSED UNANIMOUSLY.**

Second Reading of Ordinance 2011-02 – An Ordinance Amending Title 5, Planning and Development, Chapter 4, Zoning, Article 1, General Provisions, Section 5-4-20, Communication Tower and Antennae Regulations, of the City of Isle of Palms Code of Ordinances to Provide an Exception and Certain Additional Requirements for Communication Towers and/or Antennae Modified or Constructed for Public Service Uses by Governmental Agencies.

Mayor Cronin noted that Councilmembers were provided copies of the original draft and an amended ordinance that was discussed at the Public Hearing earlier in the evening.

**MOTION: Councilmember Bergwerf moved to amend Ordinance 2011-02 as presented and to waive the reading; Councilmember Stone seconded, and the motion to amend PASSED UNANIMOUSLY.**

**MOTION: Councilmember Bettelli moved to adopt for Second Reading Ordinance 2011-02, as amended, and to waive the reading; Councilmember Bergwerf seconded, and the motion PASSED UNANIMOUSLY.**

### **Presentation Regarding the Location and Design of a Communications Tower for City Public Safety Use**

Attending the meeting were Jonathan Yates, Keith Powell, consultant for Crown Castle, and Bill Tunick and Walt Smalls from Charleston County Government. Mr. Yates took the podium as Mr. Powell distributed copies of the site plan drawings for the communications tower to be erected on 41<sup>st</sup> Avenue. Mr. Yates initiated his comments by thanking City Council for passing the ordinance allowing for this project to go forward. A set of the drawings is attached to the historical record of the meeting.

Mr. Yates described the site on 41<sup>st</sup> Avenue as having a one hundred seventeen (117) foot cell tower on approximately thirty-eight hundred (3,800) square feet of leased space; commercial antennae attached to the cell tower go to a height of approximately one hundred twenty feet (120). In order to accommodate the Charleston County's equipment, the leased area will be increased by eight hundred (1,800) square feet, and the pole will be re-positioned forty (40) feet to the north, where Alltel is presently. In the newly acquired lease area, the County will construct as twelve foot by twenty-four foot (12 ft. x 24 ft.) shelter for their equipment. The mono-pole tower will be one hundred eighty-five (185) feet tall, and the County will deploy on three (3) areas of the tower –

- At one hundred fifty feet (150 ft.), the County will mount a three-foot (3 ft.) microwave dish;
- At one hundred sixty-eight feet (168 ft.), the County will place two (2) whip antennae which will be approximately fourteen (14) feet long; and
- At the top will be three (3) additional fourteen foot (14 ft.) whip antennae.

The completed height of the communications tower will be one hundred ninety-nine feet (199 ft.), which falls within the parameters of the ordinance which limits the height to two hundred feet (200 ft.). To erect the tower with the correct proximity to the ground equipment in the shelter, the sanitary sewer line must be re-routed out of the compound. The commercial carriers will be installed at approximately one hundred twenty-five feet (125 ft.), as they are now, and the County equipment will be installed beginning at one hundred fifty feet (150 ft.) as described earlier.

Mayor Cronin asked Mr. Yates about the timing for the tower; Mr. Powell responded that some work, i.e. the sewer line and moving other utilities, will begin almost immediately. The tower is

likely two to four (2-4) months away; as mentioned earlier, the existing commercial carriers must transition their equipment to the point that work can begin in the compound.

When Mr. Powell brought up the commercial carriers, Mayor Cronin asked whether Crown Castle has acquired the appropriate rights and leases from those carriers. Mr. Powell stated that the paperwork is in process; the first work was to get the zoning approved. Mr. Powell added that he has been working with Mr. Jenkins of the IOP Water and Sewer Commission, and the first task tomorrow morning would be to inform him that the ordinance had been adopted and work would move forward.

Mayor Cronin asked whether the existing tower would remain in place while the new tower was being constructed. Mr. Powell responded that, for a period of three to six (3-6) months, both towers will exist simultaneously as existing equipment is transitioned over and the new equipment is installed; determining factors for the time both will exist include the weather and how the work progresses.

Councilmember Loftus inquired about which commercial carriers would have space on the tower; Mr. Yates replied that the commercial carriers will be Verizon, Sprint/Nextel, AT&T and T-Mobile – the same ones that are on the tower presently. Space is available between one hundred twenty-five and one hundred fifty feet (125-150) ft. for another commercial carrier as well as space reserved should a future need arise for the City of Isle of Palms.

Administrator Tucker asked for the reasoning behind leaving the foundation of the existing tower in place; Mr. Yates stated that, typically, the base is left in place for future use, for example, another equipment shelter or platform. The Administrator stated that, with leaving the foundation in place, she wanted to be certain that to do so would be consistent with other aspects of the City's building and zoning ordinances.

Administrator Tucker also emphasized the fact that the communications tower being discussed was not a new tower but a refurbishing of the adjacent tower, because the ordinance just passed does not allow for any new free-standing towers. Mr. Yates added that the ordinance allows for the modification or replacement of an existing tower, and the communications tower being discussed is a replacement.

**MOTION: Councilmember Bettelli moved to reorder the agenda to consider the resolution for approval of the location and design of the communications tower; Councilmember Duffy seconded, and the motion PASSED UNANIMOUSLY.**

Administrator Tucker read the resolution into the minutes; a copy is attached to the historical record of the meeting.

**MOTION: Councilmember Loftus moved to adopt the resolution as read; Councilmember Bergwerf seconded, and the motion PASSED UNANIMOUSLY.**

Mr. Baird Sanders, a resident of the island, identified himself as the President of the Board for the Florence Crittenton Home and stated that he was present to ask if the City could assist with any of the Crittenton Home programs. Mr. Sanders stated that he is participating in a "Swim Around Key West" and that he has chosen to dedicate the activity to the Florence Crittenton Home and is seeking donations. Other fund raising activities are an Adopt a Mom program for the month of May and an awareness booth at the Mount Pleasant Farmer's Market on May 3. Mr. Sanders remarked that his Number One goal was to raise a positive awareness for the Home.

Mayor Cronin informed Mr. Sanders that, by speaking to Council this evening, he was addressing all of the residents of the island because the meeting would be broadcast on Comcast Wednesday evening. The Mayor stated that all of the members of Council would get copies of the materials he was leaving and that it would be put on the City's website as well.

## **5. Reports from Standing Committees**

### **A. Ways and Means Committee**

Mayor Cronin reported that the Treasurer had reported that, being three-quarters (3/4) of the way through the fiscal year, the City's revenue stream is just under seventy percent (70%). The City received a property tax payment from Charleston County in April that meets the FY11 budget for that revenue source. General Fund expenditures are at sixty-eight percent (68%) of budget with all departments being below the expected target of seventy-five percent (75%); the Mayor complimented the Administrator and department managers for their diligence in spending only what is necessary. The tourism revenues are being collected higher than was anticipated; the State Accommodations Taxes are nine and a half percent (9.5%) higher than FY10; Municipal Accommodations are nineteen percent (19%) higher than last year; and Hospitality Taxes are nine percent (9%) ahead of FY10. The Mayor also related the financial activities of the Beach Restoration, 53<sup>rd</sup>-57<sup>th</sup> Avenue Drainage and the City Hall Renovations projects.

Mayor Cronin stated that the icemaker in the Public Works Department had broken and, due to its age, has been determined to be beyond repair; Director Pitts has collected three (3) prices for replacing it.

**MOTION: Mayor Cronin moved to approve up to \$3,100 from the Capital Projects Fund to replace the ice-maker for the Public Works Department to be paid; Councilmember Duffy seconded and the motion PASSED UNANIMOUSLY.**

The remainder of the meeting was a workshop on the FY12 operating and capital budgets; this was the first look at the revenue side of the budget. General Fund revenues are projected to increase by nine tenths of a percent (0.9%), and General Fund expenditures are projected to rise by only half of a percent (0.5%) from FY11. With expenditures well within expected revenue, no tax is anticipated for the coming year.

The Mayor related that certain changes have been made from the budget Council reviewed in the workshop, and they are as follows:

- By recognizing that the City will have additional revenues from Property Taxes Revenue, that revenue line has been increased;
- The cost of fuel for all departments has been raised to \$4.25 per gallon from \$4;
- Changes in the health plan have been accounted for as discussed at Ways and Means;
- After review, staff has determined that the City will save more in interest over a longer period of time by paying off the 2009 lease for the Mack garbage truck than the ladder truck.

These changes are reflected in the budget presented tonight.

Administrator Tucker reported that the next Ways and Means meeting will take place at 5:45 p.m. on Tuesday, May 10<sup>th</sup>.

### **B. Public Safety Committee**

Councilmember Bettelli stated that the proposed alarm ordinance was discussed during *Citizens' Comments* and *Old Business*. The Committee reviewed the FY12 operating and capital budgets for both the Fire and Police Departments. A brief discussion was held about a home detention ordinance; the Committee took no action after learning that Charleston County had decided not to pursue it. With the retirement of Lieutenant Wright, the Committee was presented with options for changes in command positions in the Police Department; the choices discussed would involve the addition of personnel.

Highlights covered in the Fire Department were the tour bus fire on Front Beach on March 9<sup>th</sup> and assistance provided to the Awendaw Fire Department with the wild fires on March 23<sup>rd</sup> and 24<sup>th</sup>. Chief Graham presented the Committee with a first draft of a report for tracking EMS response times; Committee members requested minor changes to the report's format.

According to the Police Department's report, teenagers were involved in the theft of merchandise from Front Beach businesses, underage drinking and acts of vandalism in March. Dispatchers received thirty-nine hundred (3,900) calls, and twenty-nine hundred fifty-five (2,955) were for the Police Department. Four hundred twenty-nine (429) traffic stops generated one hundred sixty-nine (169) tickets. Based on a rash of thefts of bicycles and golf carts, Administrator Tucker reminded everyone to keep such items locked up. The month of March ended on a very positive note for the Police Department as they received their third CALEA accreditation in Bethesda, Maryland on March 26<sup>th</sup>.

The next Public Safety meeting will be at 5:30 p.m., Tuesday, May 3 in Council Chambers.

### **C. Public Works Committee**

Councilmember Duffy reported that the City passed the test for its operators' licenses for underground storage tanks. The 53<sup>rd</sup> to 57<sup>th</sup> Avenue Drainage Project has been completed in the area of The Villages and is moving toward Marsh Island for the outfall; no additional change orders have been issued for the project. The Committee reviewed the operating and capital budget for FY12; Councilmember Duffy commended Director Pitts for his cost-saving initiatives.

Councilmember Duffy reported that the Caterpillar has been repaired and is back in service today; for the past month, personnel have been picking up yard debris by hand for the past month.

Responding to Mayor Cronin's question about the success of the hazardous materials collections, Councilmember Duffy recalled that the volume of materials was higher this year than last with fewer cars passing through the line.

The next meeting of the Public Works Committee will be at 4 p.m. on Monday, May 2 in Council Chambers.

#### **D. Recreation Committee**

Councilmember Bergwerf stated that the Keenagers had prepared approximately eight hundred (800) bags of candy for the Easter Egg Hunt held Saturday, April 23<sup>rd</sup>; with the perfect weather, it was a huge success. The Yard Sale was another success story with fifty (50) booths selling treasures. The summer camps have nearly filled up, and baseball season has started. Rehearsals are underway for the spring production of "Peter Pan." The Piccolo Spoleto Sand Sculpting contest will begin at 9 a.m. on Saturday, March 28; the IOP Beach Run will take place on Saturday, July 23<sup>rd</sup>. The Committee reviewed the FY12 operating and capital budgets reducing the operating budget by six thousand dollars (\$6,000). Turtle Team training will take place at the Recreation Center on May 5<sup>th</sup> at 7 p.m. Speaking for the Turtle Team, Councilmember Bergwerf reminded everyone that the IOP Lighting Ordinance goes into effect May 1; she reported that the turtles are back – a turtle was rescued near the pier a couple of days ago.

The next Recreation Committee meeting will be at 4 p.m. on Tuesday, May 3 in Council Chambers.

#### **E. Personnel Committee**

Councilmember Thomas reported that the Committee had reviewed and approved the City Administrator's 2011 performance objectives. The Committee reviewed the FY12 capital and operating budgets for General Government and the Building Department. The Committee unanimously recommended the appointment of Reid Wiseman and Bev Ballow to the Ad Hoc Water Quality Committee.

**MOTION: Councilmember Thomas moved to appoint Bev Ballow and Reid Wiseman to the Water Quality Committee; Councilmember Piening seconded and the motion PASSED UNANIMOUSLY.**

Regarding changes to the command structure in the Police Department, the Chief will present an organizational chart, job descriptions and salary ranges to both the Public Safety Committee and the Personnel Committee in May.

The next meeting of the Personnel Committee will be at 5:45 p.m. on Wednesday, May 5 in Council Chambers.

## F. Real Property Committee

Councilmember Loftus reported that Westy Westmoreland had made a presentation regarding the upgrades SCE&G has planned for the Isle of Palms; one (1) on them is the construction of a one hundred five (105) foot tower in the space behind City Hall to enhance communication with their equipment. The authority to construct this tower falls under the terms of SCEG's Franchise Agreement with the City. Coastal Science and Engineering is in the process of refining the most recent monitoring report and responding to public comments regarding the new permit application. Engineers with GEL Engineering attended the meeting to give a progress report on dredging; the Committee was told that the Corps of Engineers was discouraging the City from using the Goat Island disposal site and recommending that the City use a site on Little Goat Island. The Committee also discussed the parking lot leases, and the Committee was told that a couple of options were open to them –

- To take no action and wait for the present contract to expire in 2012, or
- To seek to amend the existing contract to extend the term, which the vendor has expressed a desire to do, and to attempt to increase the percentage paid to the City.

When Councilmember Loftus posed the question to City Council for discussion, Mayor Cronin expressed the opinion that the City should stay the course through the end of the existing contract and put out an RFP at this time next year. In addition, the Planning Commission has not completed its parking management plan, and the impact of that project on parking is completely unknown; both Councilmember Bergwerf and Bettelli voiced their agreement with the Mayor.

Councilmember Piening repeated statements he has made in previous meetings that "the City is leaving an awful lot of money on the table" and that the City needs to maximize its revenue streams. He queried whether the City had considered installing an electronic counter at the gate to the parking lots to count the number of vehicles that park every day; he added that he is not accusing anyone of anything, but the parking lots are a cash business that, by its very nature, requires strong controls. Mayor Cronin said it was worth considering in the future.

In the meantime, the Mayor indicated that the City Administrator has been investigating what would be required for the City to operate the parking lots.

The consensus of Council was to let the existing contract run its course through 2012.

Chair Loftus reported that the City is actively pursuing sources of funds with which to purchase 3206 Palm Boulevard, an undeveloped, beach front lot in the center of the island; one (1) source the City would use is the Greenbelt funding made available to the City by Charleston County through the half cent sales taxes. A requirement by the Greenbelt Committee is the passage of a resolution supporting the use of their funds; Administrator Tucker read the City's resolution into the meeting's minutes. (A copy is attached to the historical record of the meeting.)

**MOTION: Mayor Cronin moved to approve the Greenbelt Resolution; Councilmember Loftus seconded, and the motion PASSED UNANIMOUSLY.**

Mayor Cronin stated that the property is unique on the island because it remains in its "natural, undisturbed state," and discussions are on-going with the owner. The Mayor commented that, if citizens wanted to come forward to get involved in raising money to purchase the property, the City would welcome their assistance; Councilmember Loftus reminded the island's residents that, under current IRS regulations, contributions would be tax free.

The Real Property Committee reviewed the marina capital and operating budgets.

In the discussion of tenants' rents, one (1) tenant was in arrears, but has become current since that meeting.

The next meeting will be at 8:30 a.m. on Wednesday, May 11 in Council Chambers.

Mayor Cronin announced that representatives from SCE&G have been invited to attend the Council meeting of May 24 to review the upgrades that are planned for the island.

**6. Reports from City Officers, Boards and Commissions**

**A. Accommodations Tax Advisory Committee – minutes attached**

Mayor Cronin noted that the Accommodations Tax Advisory Committee did not pass their FY12 budget and will be holding a Special Meeting at 11 a.m. on Wednesday, May 4, 2011 for a second look at their budget.

**B. Board of Zoning Appeals – minutes attached**

**C. Planning Commission – minutes attached**

**7. Reports from Special or Joint Committees – None**

**8. Petitions Received, Referred or Disposed of – None**

**9. Bills Already in Possession of Council**

Second Reading of Ordinance 2011-01 – An Ordinance Amending Title 5, Planning and Development, Chapter 4, Zoning, Article 7, Signs, of the City of Isle of Palms Code of Ordinances to Provide for Regulations Pertaining to Sandwich Board Signs.

**MOTION: Councilmember Stone moved to amend Ordinance 2011-01 as presented in the Public Hearing; Councilmember Bergwerf seconded and the motion to amend PASSED UNANIMOUSLY.**

**MOTION: Councilmember Bergwerf moved to waive the reading and to approve for Second Reading Ordinance 2011-01; Councilmember Stone seconded and the motion PASSED UNANIMOUSLY.**

Mayor Cronin announced that a Special Joint Meeting with the Planning Commission will be held at 6:00 p.m. on Wednesday, May 11, 2011 in Council Chambers of City Hall to discuss parking.

**10. Introduction of New Bills,, Resolutions and Proclamations**

- A. First Reading, by title only, of Ordinance 2011-05 – An Ordinance to Raise Revenue and Adopt a Budget for the City of Isle of Palms, South Carolina, for the Fiscal Year Beginning July 1, 2011 and ending June 30, 2012.

**MOTION: Councilmember Piening moved to approve the First Reading, by title only, of Ordinance 2011-05; Councilmember Bergwerf seconded.**

Councilmember Loftus stated that the City Administrator, Treasurer and Department Managers have done “a phenomenal job” in the preparations and refining of the FY12 budget; he was very pleased that the City would not see an increase in the millage for another year.

Councilmember Buckhannon stated that he could not yet support the FY12 budget as presented because six hundred sixty thousand dollars (\$660,000) was being borrowed from reserves, in addition to the seven hundred thousand dollars (\$700,000) borrowed for the FY11 budget. He stated that the City could not continue “to dip into its reserves” to balance the budget without a substantial tax increase.

Mayor Cronin stated that the FY11 budget as approved did anticipate a reduction in the City's reserves, but, in fact, the City has not had to use those reserve funds as a result of the staff prudence.

**VOTE: The motion PASSED on a vote of 8 to 1; Councilmember Buckhannon cast the nay vote.**

- B. First Reading, by title only, of Ordinance 2011-06 - An Ordinance Granting Consent to Application for Video Service and Setting Franchise Fee.

Administrator Tucker stated that AT&T will have one (1) new menu offering that will allow for web-based television; the AT&T representative will attend the meeting to discuss the service before Second Reading at the May meeting. The timing for the launch of these services is unknown presently; the five percent (5%) franchise fee referenced in the ordinance is not reflected in the budget before Council at this meeting.

Mayor Cronin noted that he understood that a part of the service will make it interactive to the point that a subscriber could request a particular television show at a particular time. The franchise will actually be granted by the State of South Carolina; as local subdivision, the City will set the rate and grant access to the rights of ways.

Councilmember Duffy asked if this franchise agreement would mean any addition to AT&T's infrastructure; Administrator Tucker stated that she had not been made aware of any. The Administrator stated that she understood this to be simply the addition of features.

Councilmember Bettelli commented that the City was proposing to impose the maximum franchise rate and asked whether that was the same rate being charged to Comcast. The response from Mayor Cronin and Administrator Tucker was that the rate being charged to Comcast was three percent (3%), two (2) percentage points lower.

The Administrator noted that, when she had thought that the City would be looking for revenue to balance the FY12 budget, she was going to suggest that the City re-visit its franchise agreement with Comcast and seek the maximum of five percent (5%); she indicated that the Isle of Palms is one of the only local governments in the area not getting the maximum franchise fee. In addition, the Administrator informed Council that, if the City did not act within the sixty-four (64) days required by the Secretary of State, the rate is automatically set at two percent (2%).

Councilmember Loftus recounted that he had supported the three percent (3%) franchise fee for Comcast because he opined the franchise fee to be a tax on the residents of the island; he, therefore, views this action in the same light.

**MOTION: Councilmember Loftus moved to amend Ordinance 2011-06 to cap the franchise fee at 3%; Councilmember Stone seconded.**

Councilmember Duffy countered that AT&T is providing a new service that is optional for residents of the island; therefore, the franchise fee added to the price of the service is not a tax increase. In addition, Councilmember Duffy commented that the City has no idea how this product will be priced; the City could lose revenue if the AT&T service is priced lower than Comcast, and residents stop the Comcast service in lieu of the same, but lower priced option with AT&T. He commented that he could not support reducing the rate to three percent (3%).

Councilmember Piening stated that cable television is a very competitive industry, and he is of the opinion that the maximum franchise fee is automatically a part of the total cost for the service; if the City decides to collect only three percent (3%), the remaining two percent (2%) is profit for the provider. He posed the question to Council as to who should receive that two percent (2%) – the business entity or the City? Councilmember Piening referred to the franchise fee as a voluntary tax as opposed to a property tax increase that everyone must pay; he expressed support for a five percent (5%) fee because it is not a tax increase.

**Vote: The amendment was DEFEATED by a vote of 3 to 6; Councilmembers Loftus, Bettelli and Stone supported the amendment, while Councilmember Bergwerf, Buckhannon, Duffy, Piening, and Thomas and Mayor Cronin voted in opposition to the amendment.**

**MOTION: Mayor Cronin moved to approve Ordinance 2011-06 for First Reading, by title only; Councilmember Duffy seconded and the motion PASSED UNANIMOUSLY.**

## **11. Miscellaneous Business**

Mayor Cronin announced that the Municipal Association of South Carolina will hold its annual meeting on June 16 through June 19 in Hilton Head; Councilmembers who are interested in attending should contact Clerk Copeland by May 3 for registration.

On behalf of CARTA, Councilmember Bettelli explained that certain routes for CARTA buses have been changed. For the Isle of Palms and Sullivan's Island, the changes mean that using the FLEX services will be easier and more convenient; an island stop is at the County Park gate. In addition, on May 7, a CARTA to the Beach promotion will be held to advertise this route change.

Mayor Cronin stated that the purpose of CARTA to the Beach is to encourage people to park in Mount Pleasant and take the bus directly to Front Beach, eliminating the need for vehicle parking on the island.

Councilmember Piening expressed appreciation to Councilmember Bettelli for the time and dedication he has shown in his work the CARTA

**12. Executive Session – not needed**

**13. Conclusion/Adjourn**

**MOTION: Councilmember Duffy moved to adjourn the meeting at 8:30 p.m.; Councilmember Loftus seconded and the motion PASSED UNANIMOUSLY.**

Respectfully submitted:

Marie Copeland  
City Clerk