Telephone: 843-549-2545

City of Malterboro

242 Hampton Street

Mailing Address: Post Office Box 709

Jex: 843–549–9795 TDD Relay: 1–800–735–2905

Malterhoro, South Carolina 29488

Walterboro, South Carolina 29488-0008

Walterboro City Council
Public Hearing and Regular Meeting
February 8, 2011
City Hall
6:15 P.M.

AGENDA

I. Call to Order:

- 1. Invocation.
- 2. Pledge of Allegiance.

II. Public Input on Agenda Items:

III. Public Hearing:

1. **Ordinance # 2011-02**, An Ordinance Amending Walterboro Code Section 2-23(a), to Clarify the Language of the Section, So As to Specify When the City Attorney Shall Draft Ordinances.

IV. Old Business:

1. Ordinance # 2011-02, An Ordinance Amending Walterboro Code Section 2-23(a), to Clarify the Language of the Section, So As to Specify When the City Attorney Shall Draft Ordinances, Second Reading and Adoption (Ordinance attached).

V. New Business:

- 1. <u>Proclamation No. 2011-02</u>, designating Guardian Ad Litem Child Advocate Day (Proclamation attached).
- 2. Resolution No. 2011-R-03, A Resolution to Recognize and Partner with Eat Smart, Move More Colleton County Let's Go Campaign (Resolution attached).
- 3. Resolution No. 2011-R-04, to Authorize the Mayor of the City of Walterboro, or His Designee, to Sign an Agreement with Coastal Electric Corporative, Inc., for the Purpose of Construction of Infrastructure and/or Other Qualifying Projects Within the I-95 (Exit 53) and S.C. Highway 63 Water Project (Resolution and Contract attached).
- 4. Consideration of 2011-2012 Budget Calendar (attached).
- 5. Acceptance of Resignations on the City's Boards and Commissions: Paul Hinson, Board of Zoning Appeals; Virginia Saunders, City Appearance Board; Harris Beach, Election Commission; Faye Brooks, Historic Preservation Commission; and John Brown, N. Lemacks St. Revitalization Committee.

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V. New Business (Cont):

- 6. Request for Street Closings and Use of Parking Lot for Annual Downtown Walterboro Criterium Pro Cycling Classic (Letter attached).
- 7. Consideration of Eat Smart Move More Colleton County Requests for March 5, 2011 Community Kickoff Event, Stacey Price, Vice-Chairman (Letter & Parade Permit attached).

VI. Committee Reports:

VII. Executive Session:

- 1. Personnel Matter Boards and Commissions Appointments.
- 2. Discussion of negotiations incident to proposed contractual arrangements.

VIII. ADJOURNMENT.

The Press and Standard

Friday, February 4, 2011



PUBLIC HEARING NOTICE

Walterboro City Council will hold a public hearing on Tuesday, February 8, 2011, at 6:15 p.m. in Council Chambers of City Hall, 242 Hampton Street, to receive comments on the following ordinance:

Ordinance #2011-02, An Ordinance Amending Walterboro Code Section 2-23(a), to Clarify the Language of the Section, So As to Specify When the City Attorney Shall Draft Ordinances.

Copy of this ordinance is available in the City Manager's Office. Written comments may be mailed to the City Manager, P.O. Box 709, Walterboro, SC 29488 and must be received prior to the public hearing. Please call the City Manager's Office (549-2545) for additional information or for disabled persons needing auxiliary aids. Please give at least 24 hours notice if auxiliary aids are required.

ORDINANCE # 2011-02

AN ORDINANCE AMENDING WALTERBORO CODE SECTION 2-23(a), TO CLARIFY THE LANGUAGE OF THE SECTION, SO AS TO SPECIFY WHEN THE CITY ATTORNEY SHALL DRAFT ORDINANCES.

WHEREAS, the City Attorney has as one of his duties drafting ordinances and as set out in Walterboro City Code Section 2-23(a); and

WHEREAS, the City Council of the City of Walterboro wishes to clarify when the city attorney shall render aid in the drafting of ordinances, to avoid duplication of effort and unnecessary expense being incurred by the City by having ordinances drafted before City Council has some initial input;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WALTERBORO, IN COUNCIL ASSEMBLED, AS FOLLOWS:

Walterboro City Code Section 2-23(a) is amended as follows:

by adding after last word of the second sentence thereof the words "by City Council at any duly called City Council meeting";

and

by adding after the last word of the third sentence thereof the words "at the request of City Council at any duly called City Council meeting",

so that the Section after amendment will read as follows:

(a) The Mayor or any Councilmember may propose an ordinance. A proposed ordinance may be referred to the City Attorney for approval as to its legality and form by City Council at any duly called City Council meeting. The City Attorney shall render assistance in the preparation of ordinances at the request of City Council at any duly called City Council meeting.

ADOPTED, THIS 8th DAY OF February, 2011.

William	Т.	Young,	Jr.	
Mayor				

ATTEST:

Betty J. Hudson City Clerk	
First Reading:	January 25, 2011
Public Hearing: Second Reading:	

PROCLAMATION NO. 2011-02

WHEREAS, every child deserves a safe, permanent and nurturing home; and

WHEREAS, all citizens should become involved in helping to prevent child abuse and neglect; and

WHEREAS, the purpose of the Guardian ad Litem Program is to protect and defend children from harm and ensure that abused and neglected children are provided with the court ordered services they need; and

WHEREAS, the month of April be proclaimed Child Abuse and Neglect Prevention Month. Our citizens are encouraged to recognize the significant contributions that volunteers of the Guardian ad Litem Program make in our communities; and

WHEREAS, the Guardian ad Litem staff and volunteers are committed to protecting the best interests of the children of Colleton County by advocating for every child who is the subject of an abuse/or neglect proceeding in Walterboro, S.C.

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor and City Council of the City of Walterboro, in Council Assembled, that April 2011 shall be designated as

CHILD ABUSE AND NEGLECT PREVENTION MONTH

throughout the City of Walterboro and encourage all citizens to join together in recognition of and gratitude for the Guardian ad Litem staff and volunteers who selflessly devote their time to protect our children.

DONE, this 8th day of February 2011.

	William T. Young, Jr. Mayor	
ATTEST:		
Betty J. Hudson City Clerk		

RESOLUTION NO. 2011-R-03 BY WALTERBORO CITY COUNCIL TO RECOGNIZE AND PARTNER WITH EAT SMART, MOVE MORE COLLETON COUNTY LET'S GO CAMPAIGN

WHEREAS, the Eat Smart, Move More Colleton County Let's Go Campaign is a community-wide effort to promote healthy eating, active living and healthy lifestyle decision making; and

WHEREAS, the campaign is working to establish partnerships with worksites, schools, and faith-based organization to promote healthy eating and active living as essential parts of the everyday culture where we live, learn, work, pray and play; and

WHEREAS, the City of Walterboro supports the Eat Smart, Move More concept and wishes to partner with the Campaign.

NOW THEREFORE BE IT RESOLVED, the Mayor and City Council, in Council Session duly assembled, establishes itself as a partner and supporter of the Eat Smart, Move More Colleton County Campaign, and, further, Council encourages City employees and their families and all Walterboro residents to join the "Let's Go!" program working towards making Walterboro a healthy, active, and vigorous community.

DONE, this day o	f, 2011.
Attest:	Mayor
Betty J. Hudson City Clerk	

RESOLUTION NO. 2011-R-04

TO AUTHORIZE THE MAYOR OF THE CITY OF WALTERBORO, OR HIS DESIGNEE,
TO SIGN AN AGREEMENT WITH COASTAL ELECTRIC CORPORATIVE, INC.,
FOR THE PURPOSE OF CONSTRUCTION OF INFRASTRUCTURE
AND/OR OTHER QUALIFYING PROJECTS WITHIN
THE I-95 (EXIT 53) AND S.C. HIGHWAY 63 WATER PROJECT

WHEREAS, the City and the Cooperative desire to provide infrastructure and/or other qualifying projects within the I-95 (Exit 53) and S.C. Highway 63 Water Project to service an industrial site near Interstate Highway 95; and,

WHEREAS, the project will benefit both parties, as well as the citizens of this area,

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WALTERBORO, IN COUNCIL ASSEMBLED, AS FOLLOWS:

RESOLVED that the Mayor or his designee be and he or his designee is hereby authorized to enter into the attached contract or a contract of substantially similar import with Coastal Electric Cooperative Inc. on behalf of the City of Walterboro.

DONE,	this	day of	February,	2011.
				William T. Young, Jr. Mayor
ATTEST:				
Betty J. Huc	lson			

City Clerk

STATE OF SOUTH CAROLINA COUNTY OF COLLETON CONTRACT

WHEREAS, the City of Walterboro, hereinafter referred to as "Government" and Coastal Electric Cooperative, Inc., on its behalf, hereinafter referred to as "Cooperative", wish to enter into this agreement; and

WHEREAS, certain Cooperatives through Coastal Electric Cooperative, Inc., are making a contribution to the Government pursuant to the South Carolina Rural Development Act for taxes for 2010; Eighteen Thousand Four Hundred Twenty Eight and 57/100 (\$18,428.57) Dollars from the RDA Pool Fund of the Electric Cooperatives of South Carolina, Inc. and Ninety Five Thousand and 00/100 (\$95,000.00) Dollars from Coastal Electric Cooperative, Inc. (jointly referred to as "Cooperative") all handled through Coastal Electric Cooperative, Inc.; and

NOW THEREFORE, for and in the consideration of One Hundred Thirteen Thousand Four Hundred Twenty Eight and 57/100 (\$113,428.57) Dollars, paid from Cooperative to the Government, the receipt of which is hereby acknowledged, as well as the other rights, duties and obligations as set out below, the parties agree as follows:

- 1. That the Cooperative is a rural electric cooperative organized and existing under the laws of the State of South Carolina and as such is eligible to take advantage of the South Carolina Rural Development Act (Act No. 462) of 1996.
- 2. That Government is a political subdivision of the State of South Carolina and a body politic organized under the laws of the State of South Carolina.
- 3. That Cooperative intends to provide monies to the Government for the construction of infrastructure and or qualifying projects within the I-95, Exit 53 and S.C. Highway 63 Water Project owned and controlled by the Government and other projects owned by the Government within the City of Walterboro provided that any and all projects must qualify under the South Carolina Rural Development Act (Act Number 642 of 1996, as amended) and other applicable state laws.
- 4. That Cooperative, under the South Carolina Rural Development Act of 1996, is allowed to apply for credit against their tax liability for amounts paid in cash to provide infrastructure for qualifying projects as prescribed in Section 12 of the South Carolina Rural Development Act of 1996.
- 5. The I-95, Exit 53 and S.C. Highway 63 Water Project and/or projects to be funded are owned by or will be controlled by the Government and has received the necessary state and local government approvals to be deemed as "qualifying project" as that term is defined in the South Carolina Rural Development Act.
- 6. That Government has requested and the Cooperative has agreed to invest dollars in infrastructure payments or qualifying projects that the Cooperative would

otherwise have paid as part of their license liability to the State of South Carolina, through the Department of Revenue.

- 7. That Government agrees to use these funds only for infrastructure improvements or qualifying projects set out and approved by the South Carolina Rural Development Act of 1996 and other applicable state laws.
- 8. That Government and the Cooperative agree to abide by any and all stipulations, conditions, and requirements of the South Carolina Rural Development Act, including but not limited to any and all necessary filings made necessary by the Act upon request of these funds.
- 9. That if, and in the event, that Government fails, or otherwise refuses to use the funds contributed by the Cooperative, Government hereby agrees to take any and all such steps as are necessary to repay those funds immediately to the Cooperative or in the alternative to pay them on behalf of the Cooperative to the Department of Revenue. If the Government fails to take action to reimburse the Cooperative, the Cooperative shall have a cause of action against the Government for breach of this agreement.
- 10. That in the event the funds are not appropriately used under the South Carolina Rural Development Act and the Cooperative is (jointly and/or individually) held responsible for the payment of any or all of these funds to the State of South Carolina, Government agrees not only to repay such funds, but also agrees to pay any penalty, interest, or fines that result from the lack of or inappropriate use of said funds.
- 11. That the parties agree that they will both sign a form required by the South Carolina Rural Development Act waiving the statute of limitations on the State of South Carolina through the Department of Revenue for attempting to collect the above referenced funds, if and in the event they are not appropriately used under the Act and both parties agree to take all steps that would be necessary to cooperate with the Department of Revenue to see that the transfer and use of funds are appropriately handled and accounted for.

(THIS SPACE INTENTIONALLY LEFT BLANK)

WITNESS our hands and sea Walterboro, South Carolina.	als this day of	, 20 at
WITNESSETH:	CITY OF WALTERBORO	
	By: William T. Young, Jr. Its: Mayor	nadato.
STATE OF SOUTH CAROLINA) COUNTY OF COLLETON	ACKNOWLEDGMENT	•
The foregoing instrument was, 20, by William behalf of the City of Walterboro.	acknowledged by me this T. Young, Jr., Mayor of the City of Walte	day of erboro, on
	(3)(SEAL) Notary Public for South Carolina My Commission Expires:	 -
WITNESSETH:	By: Lawrence J. Hinz Its: Chief Executive Officer	
STATE OF SOUTH CAROLINA) COUNTY OF COLLETON	ACKNOWLEDGMENT	•
	vledged by me this day of cutive Officer of Coastal Electric Cooper lf of the corporation.	
	(3)(SEAL) Notary Public for South Carolina My Commission Expires:	_

FISCAL YEAR 2011-2012 BUDGET CA	LENDAR
ACTIVITY	DATE
BUDGET CALENDAR PRESENTED TO COUNCIL (CITY MANAGER)	FEBRUARY 8, 2011
BUDGET MEMORANDUM, CALENDAR AND FORMS DISTRIBUTED TO DEPARTMENT HEADS (FINANCE DEPARTMENT)	FEBRUARY 14, 2011
FY <u>2010-2011</u> YEAR END REVENUE AND EXPENDITURE PROJECTIONS PREPARED (<u>FINANCE DEPARTMENT</u>)	MARCH 1-11, 2011
FY 2011-2012 DEPARTMENTAL BUDGET REQUEST DUE	MARCH 14, 2011
FY 2011-2012 DEPARTMENT EXPENDITURE REQUEST CONSOLIDATED AND ENTERED INTO MASTER BUDGET FILE (FINANCE DEPARTMENT)	MARCH 21 – 25, 2011
FY 2011-2012 REVENUE PROJECTIONS PREPARED (FINANCE DEPARTMENT)	MARCH 21 – 25, 2011
DEPARTMENT REQUEST REVIEWED FOR ACCURACY AND JUSTIFICATION FOR REQUEST (MANAGER AND FINANCE DIRECTOR)	MARCH 28 – APR 1, 2011
FY 2011-2012 REVENUE PROJECTIONS AND DEPARTMENT EXPENDITURE REQUEST CONSOLIDATED (FINANCE DEPARTMENT)	MARCH 28 -APR 1, 2011
FY 2011-2012 DRAFT BUDGET REVIEWED BY (MANAGER AND FINANCE DIRECTOR)	APR 4 – 8, 2011
FY 2011-2012 DRAFT BUDGET PREPARED BY (MANAGER AND DEPARTMENT HEADS)	APR 11 – 20, 2011
1ST DRAFT OF 2011 – 2012 BUDGET DISTRIBUTED TO COUNCIL WITH THE AGENDA PACKAGE	APRIL 21, 2011
1ST DRAFT OF BUDGET PRESENTED TO BUDGET COMMITTEE	APRIL 26, 2011
REVISED BUDGET DRAFT PREPARED BY STAFF	APRIL 27 – MAY 5, 2011
BUDGET COMMITTEE MEETING (IF NECESSARY)	MAY 10, 2011
BUDGET COMMITTEE REPORT AND 1ST READING OF PROPOSED BUDGET	MAY 24, 2011
NOTICE FOR BUDGET PUBLIC HEARING PUBLISHED	MAY 27, 2011
FINAL 2011-2012 BUDGET PREPARED BY STAFF	MAY 25 – JUNE 6, 2011
FINAL BUDGET DISTRIBUTED WITH COUNCIL AGENDA	JUNE 10, 2011
PUBLIC HEARING AND FINAL READING OF THE 2011-2012 BUDGET	JUNE 14, 2011

Paul Maxwell Hinson 101 Lynnwood Road Walterboro, S. C. 29488

JANUARY 25, 2011

Mayor Bill Young, City Council Members City Hall Walterboro, S. C. 29488

Dear Mayor Young and Council,

Thank you for allowing me to serve as a member of the Walterboro Board of Zoning Appeals. It has been a privilege to work with the staff and board these past three years. I have found a new appreciation for public service, and hopefully had a small but positive impact on our city.

Regrettably I cannot serve another term on the Walterboro Board of Zoning Appeals, but thank you for the opportunity.

Sincerely, Paul M. Linson

Paul M. Hinson

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MR. HARRIS L. BEACH, JR. 115 Benson Street Walterboro, SC 29488

January 27, 2011

City of Walterboro 248 Hampton Street Walterboro, SC 29488

Attn: City Manager

RE: Committee Assignments

Dear Mr. Lord:

I am writing to request an appointment to any vacancy on the city's tree committee. I have spoken with you about this earlier. I am interested in serving the city in this capacity. I have just completed the master gardener's course and I believe I can be of some service in this particular area.

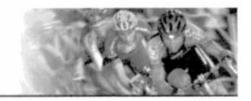
I am currently serving as a member of the Election Commission; however, I am having some difficulties in that position due to my deteriorating eye sight. I have been unable to attend the out of town training put on by the election commission and I am experiencing problems driving at night at a time when most of the election commission activities take place.

I do want to serve the city in which I live and I would appreciate your consideration in this matter.

Harris L. Beach, Jr.

hlb/gdb





Professional Cycling in the South Carolina Heritage Corridor

Jeff Lord and City Council City of Walterboro 248 Hampton Street Walterboro, SC 29488 January 28, 2011

Dear City Officials:

We are preparing for the Downtown Walterboro Criterium 2011. The Criterium Committee would like to thank the City for your past support and request continued support from the City of Walterboro as we plan the 9th Annual Downtown Walterboro USA Pro Cycling Classic. The bike race will again include a Women's Professional Race and three Amateur Races (Masters, Category 5/4, & Category 3/2) the Men's Professional, Kid's race and Special Needs Kid's race.

The Criterium Committee would like to request the following:

- -We ask for use of the City Parking Lot on Wednesday, May 4, 2011.
- -We ask that you include use of the sidewalk areas for the event.
- -The Criterium Course street closure Wed, May 4, 2011 between 2pm-10pm.

E. Washington St closed for parking at 2pm then closed to ALL traffic at 3:30pm - 10pm.

Criterium Course streets closed from 3:30pm – 10pm.

E. Washington from Jefferies Blvd. to Memorial Street Neyle St. from E. Washington to N. Miller St. N. Miller from Bellinger St. to Hampton St. Hampton St. from N. Miller to Lucas St. Walter St. from Hampton St. to E. Washington

This event is one of the few true professional events held in the State of South Carolina. The City of Walterboro is very fortunate to have the opportunity to host this event. The Criterium Committee appreciates the City of Walterboro's continued commitment.

Yours truly,

Dewey Griggs Treasurer Downtown Walterboro Criterium, PO Box 1485, Walterboro, SC 29488.



February 4, 2011

Mr. Jeff Lord City Manager City of Walterboro 242 Hampton Street Walterboro, SC 29488

Dear Mr. Lord:

Eat Smart, Move More Colleton County would like to be placed on the February 8, 2011 Walterboro City Council meeting agenda regarding three topics: Plans related to our community kick-off event, a resolution in support of Eat Smart, Move More and future plans for the placement of mile marker signs in the community.

We are organizing a community kick-off event which will be held on Saturday, March 5, 2011 at the Colleton Center. The purpose of this event is to share practical tips about Eating Smart and Moving More. We have several activities planned throughout the day including an "Eat Right Food Fight Cook-off," an appearance from SC ETV's Smart Cat, a gardening basics demonstration, health talks, a fitness showcase and giveaways. The day will begin at 8 a.m. with our Fun Walk registration which would take place in the Walterboro City Parking Lot. The Fun Walk would start at 9 a.m. and then proceed as follows:

Washington Street - to - Memorial Avenue - to - Wichman Street - to - Lemacks Street - to - Hampton Street - to - Pinckney Park

The Fun Walk should wrap up right before 10 a.m. We would like a police escort during this event to help facilitate traffic and provide safety to the walkers. We would also like one lane of Wichman Street closed during the event to allow extra walking room.

Other activities for the day will begin at 10 a.m. at the Colleton Center. We would appreciate continued police presence during the event to ensure a safe, family-friendly environment. We are expecting that the day's activities will end at 3 p.m.

We are asking **permission to close one lane of Miller Street** (between Hampton Street and Carn Street). This will offer Expo exhibitors additional space for their displays. Sheriff George Malone is in support of the closing.

As a way to promote the Let's Go Expo, we would like permission to place a Let's Go Expo banner across Jefferies Boulevard (at Hardee's) from February 28, 2011 to March 7, 2011. We have secured those dates with Paula Savage at SCE&G.

We are also respectfully submitting a resolution we would like the City Council to pass that supports our efforts in the community.

In addition, we would like to discuss before Council our plans to place mile markers on designated walking routes in Walterboro.

Thank you for your consideration.

Sincerely,

Melissa Buckner Director



CITY OF WALTERBORO PARADE/PROCESSION PERMIT REQUEST

(PLEASE PRINT INFORMATION REQUESTED)

	Application Date: February 3, 2011
1.	Person submitting application: Melissa Buckner Address: 219 S. Lemacks St. Walterboro Telephone: 549-2595, ext. 128'
2.	Name of Organization: Eat Smart, Move More Colleton County
	Chairperson/President: Melissa Buckner Address: 219 S. Lemacks St., Walterboro Telephone: 349-2595, ext. 128
3.	Parade Chairman: Melissa Buckner Address: 219 S. Lemacks St., Walterboro Telephone: 549.2595, ext. 128
4.	
	Date/Time of Parade: Saturday, March 5, 2011 9am-10am Parade Route requested (Attach Shotch) City Parking Indian
	Parade Route requested (Attach Sketch) City Parking lot on Washin morial Avenue - Wichman Street - Lemacks street- npton Street - Pinckney Park
5. Me Har	Parade Route requested (Attach Sketch) City Parking Lot on Washing morial Avenue - Wichman Street - Lemacks street - phon Street - Pinckney Park Number of Vehicles/Floats: 0-1 Number of Animals: 0
5. Me Har 6.	Parade Route requested (Attach Sketch) City Parking Lot on Washing morial Avenue - Wichman Street - Lemacks Street - npton Street - Pinckney Park Number of Vehicles/Floats: 0-1 Number of Animals: 0 Portion (width) of street parade will occupy: Sidewalk, If permitted one lane of wichman Street
5.MeHar6.7.8.	Parade Route requested (Attach Sketch) City Parking Lot on Washing morial Avenue - Wichman Street - Lemacks street - proposed street - Lemacks street - Number of Vehicles/Floats: 0-1 Number of Animals: 0 Portion (width) of street parade will occupy: Sidewalk, If permitted one lane of wichman street Additional Information (Upon Request): Thankal
5. Me Har 6. 7. 8.	Parade Route requested (Attach Sketch) City Parking Lot on Washing morial Avenue - Wichman Street - Lemacks Street - npton Street - Pinckney Park Number of Vehicles/Floats: 0-1 Number of Animals: 0 Portion (width) of street parade will occupy: Sidewalk, If permitted one lane of wichman Street Additional Information (Upon Request): Thankel
5. Me Har 6. 7. 8. Sign	Parade Route requested (Attach Sketch) City Parking Lot on Washing morial Avenue - Wichman Street - Lemacks street - noton Street - Pinckney Park Number of Vehicles/Floats: 0-1 Number of Animals: 0 Portion (width) of street parade will occupy: Sidewalk, If permitted one lane of wichman Street Additional Information (Upon Request): Thankel. Melissa Burkner Relissa Burkner

days prior to parade.



Jump in and plan to be at the

Let's Go! EXPO

Enjoy Fun for the Whole Family

Saturday, March 5, 2011 Colleton Center • Walterboro

Let's Go Walk for Fun (Pinckney Park)
Registration at 8 am • Walk begins at 9 am
EXPO Starts at 10 am

Fitness Showcase

Cooking Demonstrations • Health Talks

And Lots More Fun!

Visit www.letsgosc.org for more information

Meet SC ETV's SMART CAT



COLLETON COUNTY

melissa@eatsmartmovemoresc.org 843-549-2595, ext. 128 www.letsgosc.org Be sure to bring your family and friends!