

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: COUNCIL WORK SESSION

6
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8
9 SEPTEMBER 10, 2019

10 7:10 P.M.

11 OLD FORGE MUNICIPAL BUILDING

12 314 SOUTH MAIN STREET

13 OLD FORGE, PENNSYLVANIA

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16
17 COUNCIL MEMBERS:

18
19 ROBERT SEMENZA, PRESIDENT

20 JOSEPH FERRETT

21 RUSSELL RINALDI

22 LOUIS FEBBO

23 RICK NOTARI

24 JAMES HOOVER

25 MICHAEL LETTIERI

WILLIAM RINALDI, ESQUIRE, SOLICITOR

MARYLYNN BARTOLETTI, BOROUGH MANAGER

Mark Wozniak
Official Court Reporter

1 MR. SEMENZA: Good evening. Welcome
2 to the September 10, 2019 work session for
3 the Old Forge Borough Council. The purpose
4 of tonight's meeting is to set up anything
5 for the agenda for our September 17th
6 meeting, which will be next week. We'll
7 hear from our department heads, go down the
8 table, see if anybody from council has
9 anything to address.

10 There's a public sign-in sheet if
11 anybody would like to address council.

12 Roll call would be the same. I'm
13 going to start with Steve. Do you have
14 anything for the agenda?

15 MR. BIERYLA: On the agenda would be
16 the Birchwood subdivision plans which were
17 approved by planning. Conditional approval
18 based upon LLVSA accepting their sewer, HOP
19 application and right-of-way access.

20 MR. LOPATKA: And there's two minor
21 adjustments to the plan.

22 MR. SEMENZA: Everything seems
23 pretty cut and dry there. Right? Anything
24 else, Steve?

25 MR. BIERYLA: No.

1 MR. SEMENZA: Anybody have any
2 questions for Steve?

3 MR. NOTARI: Howe many more
4 buildings? Is that two?

5 MR. BIERYLA: That's for two
6 residential lots which would be not part of
7 Birchwood.

8 MR. SEMENZA: Anybody else? Steve,
9 I just want to put on the record I asked
10 you, and the rest of council knows, about
11 the ordinance for where you tear out
12 sidewalks you have to put them back to
13 concrete, not blacktop, whatever it is.
14 There's a few spots in Old Forge that I
15 mentioned to you.

16 MR. BIERYLA: You can reseal but you
17 can't recoat with paving. So there are a
18 few spots. I'll send out some letters and
19 I'll find out some more information as far
20 as what's being done there, and then we'll
21 give you information.

22 MR. SEMENZA: Thank you, Steve.
23 Paul Papi, DPW. Do you have anything for
24 the agenda?

25 MR. PAPI: I don't have anything for

1 the agenda, but a little information. I
2 completed a 904 recycling performance grant,
3 and I got an e-mail yesterday that we will
4 be receiving \$8,721, which is up 500 bucks
5 from last year.

6 Twelve years ago, when I first start
7 this grant, we got \$33,000. So just to show
8 you how much has been taken away from us in
9 12 years. The grant went from \$33,000 to
10 \$8,000. Everything's good in the DPW.

11 MR. NOTARI: That's not because we
12 are recycling less. Right?

13 MR. PAPI: No, we're recycling more
14 and more. It's just less money.

15 MR. SEMENZA: How many years is
16 that?

17 MR. PAPI: Twelve years. Every year
18 it's gone down.

19 MR. SEMENZA: Anybody have any
20 questions for Paul? Thanks, Paul. Dave, do
21 you have anything for the agenda?

22 MR. LOPATKA: Nothing for the
23 agenda. I did bring for you guys a full set
24 of documents for the renovation project for
25 the borough building. I'll give them to

1 Marylynn. Just for the office.

2 One thing I guess we need to talk
3 about with regards to that is phasing. So
4 two things with that. One of them being we
5 need to, I guess, find out timing-wise when
6 the fire department is going to be out of
7 the building. The initial plan was
8 basically set up to start in that direction
9 and work from that side over to this side in
10 addition to doing the other building.

11 Subsequently, we had received at
12 least a preliminary report from the
13 environmental people. So there's some
14 things we can talk about. I think we can do
15 it in executive. But that's one thing I
16 guess we need to get a grip on it because
17 for us to finalize, we're at 95 percent.
18 The drawings are basically done. But to
19 finalize them is really the sequencing of
20 construction.

21 So if they're going to be here we
22 need to talk about maybe a different way to
23 take the construction. That would take us
24 to the 100 percent drawings. We need to put
25 that in there. We can talk about that.

1 We did go over the plans this
2 morning on this. Just now almost like a
3 final mark-up set. So we went through just
4 about everything this morning. Some little
5 things, coordination stuff between each
6 discipline. The drawings are basically
7 ready to go forward in a couple days. Then
8 we can get everything finalized.

9 With regard to the sewer project
10 down in Main, actually we sent out plans to
11 four or five different contractors, I
12 believe. I was down here a couple times
13 today to go over the plans with the
14 mechanical, electricity, plumbing and
15 architect. We haven't received any back.
16 We were supposed to get them back today.
17 They may have been in touch with Patrick
18 from our office. We may have gotten one. I
19 will verify that tomorrow.

20 MR. SEMENZA: Who are the five
21 contractors?

22 MR. LOPATKA: Pesota, TSE,
23 Stafurski. I'm not sure. I will get a
24 list. There was five of them. Most of them
25 we called afterwards and asked them why and

1 most of them are busy. So we may need to
2 stretch that list out, maybe get another
3 couple. Some of the bigger contractors.

4 MR. SEMENZA: Do we have a rough
5 cost estimate?

6 MR. LOPATKA: I don't have it with
7 me. I'll send a copy to Marylynn. We did
8 have an estimate for it. It's like 135 feet
9 of pipe but there's two pipes, and it's
10 about eight to ten feet deep. Plus you're
11 in the state right-of-way, which we've
12 gotten a permit, emergency permit. So that
13 part of it is ready to go. We have to get a
14 contractor with half-decent numbers.

15 MR. SEMENZA: Anything else?

16 MR. LOPATKA: I think that's it.

17 MR. SEMENZA: Anybody have any
18 questions for Dave? Thank's, Dave.

19 Bill, have anything for the agenda?

20 ATTY. RINALDI: I'd just ask for an
21 executive on some litigation matters after
22 the work session.

23 I did get the title search back on
24 the DeAngeli property, and I can leave a
25 copy which Marylynn. But there was a

1 mortgage and liens against that one. So
2 it's quite a bit on it.

3 And the Gaff property, which is
4 where a tree fell, it has a title issue.
5 Basically there's no deed for it. So the
6 question is does council want to pursue it
7 to try and get it? I can work on it or
8 what?

9 MR. NOTARI: What's the address?

10 ATTY. RINALDI: 307 Keyser Avenue.
11 It's a lot in from Reeve Street.

12 MR. SEMENZA: Next to Eagle-McClure.
13 Isn't it railroad property?

14 MS. BARTOLETTI: The person who owns
15 the house on the property wanted to donate
16 it to the borough, but there's been
17 problems. He didn't have the deed for a
18 long time.

19 MR. PAPI: Nobody's lived there for
20 the whole time I'm here.

21 MR. SEMENZA: Where do we stand?

22 ATTY. RINALDI: Do you want to
23 pursue it, see if we can't get a clear title
24 to it?

25 MR. SEMENZA: What's the steps to

1 get a clear title?

2 ATTY. RINALDI: Just get it under
3 agreement with him for a dollar, and then
4 let me just find out what we can do with a
5 title company or a quiet title action.

6 MR. SEMENZA: Will it cost the
7 borough a ton of money to get this done?

8 ATTY. RINALDI: I can find out.

9 MR. SEMENZA: Find out. I don't
10 want to spend a ton of money to get a
11 property -- it's not that big.

12 ATTY. RINALDI: It's 163 by 210.

13 MR. SEMENZA: Bill, see what you can
14 come up with, what it's going to cost us.
15 We'll go from there. Anything else?

16 ATTY. RINALDI: No, that's it.

17 MR. SEMENZA: Anybody have any
18 questions for Bill? Thanks, Bill.
19 Marylynn?

20 MS. BARTOLETTI: Okay. For the
21 agenda what I'm going to have are you'll
22 have to pass two MMOs for two of the
23 pensions. That's the minimum municipal
24 obligation that we do every September. One
25 will be for the police pension and one will

1 be for the non-uniform administrative
2 pension. At the meeting you'll get the
3 figures of what the obligations are.

4 MR. SEMENZA: Anybody have any
5 questions for Marylynn?

6 All right. At this time the chair
7 is going to go into public. Pat Revello?

8 MR. REVELLO: Hello, everybody. I
9 live on Grace Street in Old Forge. I'm here
10 to discuss a possible stop sign at the
11 corner of Fallon and East Grace Street.
12 I've lived there for about 25 years. My
13 neighbors have been living there their whole
14 life. I lived above the restaurant for the
15 other 20 years.

16 But recently it's just been turning
17 into cars trying to accelerate trying to
18 catch the green light. I have some pictures
19 of no cars there, but if anybody ever sees
20 it on a game day or like a good pizza night
21 or a junior football day it turns into cars
22 on both sides. And even if somebody is
23 doing the speed limit, if you go to open up
24 your door, by the time they're coming up
25 they're doing the speed limit you still

1 don't have time to get out because you're
2 parked on this side of the road. You get
3 out of your car, you know, it's just people
4 holding their kids back or whoever back to
5 wait until the car goes by.

6 But there's no stop sign from Taroli
7 Street all the way up to Main Street, which
8 is about 1,800 feet. So right from Taroli
9 Street they go right through Elio
10 Gighiarelli Drive, right through where
11 Fallon is, right to Main Street. I know two
12 years ago when the football team had a
13 practice at the pit they would go to the
14 school and change and then drive up to the
15 pit. It was just, like, if they see the
16 green light they would gas it from the
17 football stadium up. So by the time they're
18 hitting Main Street they're really going
19 fast.

20 Again, everybody wants a stop sign
21 in front of their house because everybody's
22 driving fast, but this, I think, needs a
23 stop sign even if somebody is going the
24 speed limit. There's five driveways -- six
25 driveways just on our street alone from East

1 Grace Street. By the time I back out -- I
2 can look and no cars are coming. By the
3 time I get back they're on you even if
4 they're going the speed limit. If you're
5 backing out, especially if there's cars
6 parked there, the blind spot is, like, very
7 minimal. So by the time we're backing out,
8 even if a somebody's going the speed limit
9 they're on you.

10 Another thing is, I have some
11 pictures. Just pass them around. If you go
12 one block over, on Alicia Street, there's a
13 stop sign there. It's the same size coming
14 from Taroli up. There's a stop sign at the
15 corner where the funeral home is. But I'm
16 talking about, like, 1,800 feet at least
17 from Taroli Street up to the green light
18 with no stop sign.

19 But when you're stopped in front of
20 Elio Gighiarelli Drive there's only one stop
21 sign where the other one is coming. But
22 just being inside the house you can hear
23 them gas to get to that green light.

24 MR. SEMENZA: Pat, basically what
25 you're look for is --

1 MR. REVELLO: Right below the
2 garbage can. If you go one block over,
3 there's a stop sign over there.

4 MR. SEMENZA: I know what you said
5 about speeding, then even when they're not
6 speeding. I'm going to ask the mayor to
7 have the police do a traffic study for a
8 stop sign on that street, East Grace and
9 Fallon, the corner, going west.

10 MR. NOTARI: Mr. Chairman, I'd like
11 the mayor to ask the police to do it Friday
12 night, not do it in the middle of the
13 afternoon when there's nobody there. If
14 there's a home game Friday night.

15 MR. SEMENZA: I think they should do
16 numerous studies when the traffic is heavy.

17 MR. NOTARI: About 5:30, 6:00, if
18 they can swing by at 9:00 or 9:30 again.

19 MR. SEMENZA: It is a shot when you
20 see the light start to change. Chief
21 Dubernas is always saying a stop sign is
22 not -- because people speed you cannot put a
23 stop sign. Bear with us for a few weeks
24 while they do a traffic study and try to
25 have a finding. I don't think it's going to

1 happen in a week.

2 MR. NOTARI: Let's get it done in a
3 week.

4 MS. BARTOLETTI: You may want to add
5 to that since we're going to be doing a
6 study also to look into the problem of
7 people turning the wrong way on that one way
8 from Main Street. Sometimes that's a real
9 issue, too.

10 MR. SEMENZA: I saw that happen
11 yesterday. How often does that happen?

12 MR. NOTARI: Let's have them do a
13 study at Elio Gighiarelli Drive.

14 MR. HOOVER: When you drive through
15 there at night when there's a game going on,
16 on that corner, they park right to the
17 corner, too. I think if we put no parking
18 here to corner it would give people a little
19 bit more room there.

20 MR. SEMENZA: Thank you, Pat. Jeff
21 Casella?

22 MR. CASELLA: Jeff Casella, 824
23 Garber Street. Good evening and buona sera.
24 I come here tonight after one of the most
25 successful Felittese festivals in many

1 years. I have a heartfelt request.

2 Recently on a trip to Felitto with
3 my family we had dinner with the newly
4 elected mayor of Felitto, Carmine Casella.
5 At dinner we discussed the love that both
6 communities have for each other, and during
7 that discussion we thought of a way to bring
8 our cities closer together officially. We
9 discussed making the distinction of sister
10 city official, and I immediately, thanks to
11 technology and social media, messaged Mayor
12 Legg from this dinner, to which I received
13 an overwhelming positive response.

14 A lot of people in this town have
15 considered Felitto our sister city for many
16 years, but that has never happened
17 officially in our records or in the records
18 of Felitto. So I think it is long overdue
19 and the time to act is now while we can
20 still smell the sausage on our clothes. We
21 all know that other towns in this area have
22 such distinction. Jessup with Gubio, Italy.
23 You have Clarks Summit with a city in
24 Ireland. Felitto also does not have any
25 distinction like this with any other city in

1 the world.

2 So I think everyone that has visited
3 Felitto will say a few things. One, the
4 people of Felitto open their arms, open
5 their homes to anybody that comes to visit.

6 Two, you will see people from Old
7 Forge in Felitto. However, they'll all have
8 different names because their twins live
9 there.

10 Also, the food is some of the best
11 food you've ever had, and I think to make
12 this happen we just can't put it together
13 haphazardly, rubber stamp and say okay,
14 Felitto is our sister city. I don't think
15 it would be something that the citizens of
16 Felitto would want and I don't think it's
17 something that would help the citizens of
18 Old Forge at all.

19 I think to do it the proper way
20 council would need to vote on putting a
21 committee together to find out how to
22 fund-raise for this because it's not going
23 to be cheap, it's not going to be easy.

24 The other thing is, they would have
25 to send a deligation to Felitto to discuss

1 any kind of details they would like with
2 this distinction. I think it's very easy
3 for us to sit back and do it the easy way,
4 but I think the harder way of doing it will
5 last a lot longer.

6 I think 360-plus days from now, when
7 we have the next Felittese festival, it
8 would be great if we could add that to it
9 where we both have a ceremony commemorating
10 that we're now a sister city.

11 The people of Felitto would also
12 like to send a deligation here, to Old
13 Forge, just to take a tour of everything
14 here, take a tour of the school, get to know
15 the people.

16 Also, they would like us to send a
17 deligation there, and that's where a lot of
18 the money is going to come in. I think the
19 Felittese Association would gladly help us
20 out with fund-raising to get this done. I
21 think they would be able to get spaghetti
22 dinners or whatever has to be done, and I
23 also believe that the Felittese Association
24 should be involved with this every step of
25 the way.

1 I think the deligation would have to
2 have members of council, the mayor or any
3 other public officials, plus some people
4 that have been to Felitto. Also, it would
5 help to have somebody that does speak fluent
6 Italian. A lot of people in Felitto do
7 speak English and they do have interpreters
8 readily available, but I think to have
9 somebody on our team that speaks Italian
10 makes it a lot easier.

11 At this time, I'd field any question
12 that you have and I thank you for your time.

13 MR. SEMENZA: So basically what you
14 want to do is have Old Forge basically like
15 a sister city of Felitto. I'm 100 percent
16 Italian and I love my heritage and
17 everything, but this town is made up of a
18 lot of other nationalities. I don't know if
19 it would be an insult to anybody else in
20 this town if you did something like that.
21 Do you understand what I'm saying?

22 MR. CASELLA: I see what you're
23 saying, but Jessup isn't all Italian, Clarks
24 Summit isn't all Irish.

25 MR. SEMENZA: Lot of Polish in this

1 town. I mean, anybody have any thoughts?

2 MR. LETTIERI: You talked about
3 cost. Roughly how much?

4 MR. CASELLA: Well, delegations to
5 go to Felitto. Air fair, travel to Felitto,
6 which is about a three and a half hour drive
7 from Rome.

8 MR. LETTIERI: You're talking about
9 raising money. How much money, roughly, do
10 we need to raise to start the process?

11 MR CASELLA: I would say to start
12 the process you would have to start out with
13 \$5,000, up from there. I don't think the
14 borough of Old Forge should be held
15 accountable for any of it, but I think at
16 the same time people celebrate -- all the
17 people. I see everybody at the Felittese
18 festival. I don't see just Italians there.

19 I think the distinction itself would
20 be an honor. A few years ago, 2013, this
21 town came together and set an all-time
22 attendance record at a class A division
23 football state championship in Hershey.
24 That record still stands today. I think if
25 there's something that is good in this town

1 people will get together and back it up 100
2 percent.

3 MR. FEBBO: Since you're talking
4 about Felitto, the Felittese should take the
5 lead on that and see what they can do, as
6 opposed to coming to council and putting it
7 in our lap. Then you get the support from
8 council, but the spearhead itself and
9 organizing the committees and so on, I don't
10 think that should fall on council.

11 As Bobby said before, I'm 100
12 percent Italian. I'm not Felitto. But I
13 think what you're asking for, that should
14 fall on the Felittese.

15 MR. CASELLA: I did consider that
16 and I did reasonably think about that, but I
17 also know that unless you act on things
18 quickly in this town, if you let it sleep it
19 dies. And I believe if we go to the
20 Felittese Association it will die a slow,
21 agonizing death and everybody will say well,
22 this will be what it is.

23 I think to have council set it up
24 for the simple reason this distinction is
25 not -- they're going to send their

1 government officials here. This is going to
2 be a joint-government kind of declaration.

3 MR. FEBBO: I'm not saying we would
4 not be a part of it. I'm saying you guys
5 should organize this. We will back it up
6 down the road, but I don't think we should
7 spearhead it. We have a lot of projects
8 going on in this community that we are
9 involved with. You're looking to gather
10 money and so on, that's --

11 MR. CASELLA: Well, I'm not looking
12 at the borough for money at all. I think
13 any money would be raised. It would have to
14 be in fund-raisers. I would say right now
15 the borough shouldn't be held responsible
16 for any of the money.

17 The other thing is I don't -- I just
18 don't see it getting done unless I put it
19 here in front of you guys.

20 MR. NOTARI: Are you part of the
21 Felittese Association?

22 MR. CASELLA: No, I'm not, and there
23 are reasons for that.

24 MR. FEBBO: You're saying that you
25 want us to do something with an organization

1 that you don't have a part of?

2 MR. CASELLA: I spoke with them, and
3 I spoke with them enough to know that they
4 would help out with this. They all feel
5 that this is a good idea.

6 MR. SEMENZA: We have a council
7 meeting next week, or three weeks from then.
8 If you want to get other members or members
9 of the Felittese, if they want to come
10 present something like this and see how they
11 feel about it. If it can work -- I mean, I
12 don't know if anybody would --

13 MR. LETTIERI: Would the historical
14 committee would be interested in this?

15 MR. FEBBO: I'm on it.

16 MR. LETTIERI: Can we reach out to
17 them and see if they're interested?

18 MR. NOTARI: My suggestion to you,
19 Jeff, is you create the committee. You
20 invite who you want to attend. Invite all
21 of us or a few of us, if you'd like, and
22 whoever's interested should come. Invite
23 the Felittese. I think that's not a bad
24 idea, Councilman Lettieri, invite the
25 historical society to a meeting to see who's

1 interested. I think we would allow them to
2 use one of the rooms here in the building to
3 meet, get something together.

4 MR. CASELLA: I remember my father,
5 my grandfather, all the older generation,
6 which is starting to go on to the next
7 world, basically are people that remember
8 this and always said that we were a sister
9 city. This is something Felitto would do
10 and there's no monetary gain to any city.
11 If you go to Gubio, Italy there is a
12 monument about Jessup. Same thing with
13 Clarks Summit.

14 MR. NOTARI: I think it's a good
15 idea.

16 MR. SEMENZA: So see what kind of
17 information you can come up with, reach out
18 to me, we'll set something up.

19 MR. CASELLA: Sounds good.

20 MR. SEMENZA: Sam Scavo?

21 MR. PARKER: Sam Scavo, 416 Moosic
22 Road. Right in front of my residence is a
23 storm drain. Over the years my sidewalk has
24 collapsed, and now behind -- I have a stone
25 wall. Behind that I'm starting to get

1 collapsing there. I had Paul Papi down and
2 seen it.

3 MR. SEMENZA: Today after I spoke
4 with you I reached out to Steve but he had
5 said you were familiar with it. So you want
6 to touch base, Paul, what your findings were
7 down there?

8 MR. PAPI: When I first looked at it
9 I brought Dave with me. Sam wasn't
10 available. We just looked at it. The storm
11 box goes out to the center of the street.
12 It doesn't go under the sidewalk. But then
13 when I met with Sammy, he told me there's an
14 old storm drain that runs alongside his
15 house, near his garage. I can't see that
16 but it's obviously underground. There was a
17 lot of old corrugated, galvanized pipe on
18 Moosic Road. Everywhere they dug this
19 summer they hit one and they were all dead.

20 MR. SCAVO: I know there's one
21 because I hit it.

22 MR. SEMENZA: Did they dig up your
23 sidewalk?

24 MR. SCAVO: No. I don't want no
25 sidewalk. I just want it fixed, and if

1 there's a problem farther in I'll get it
2 fixed.

3 MR. SEMENZA: What can be the fix
4 there?

5 MR. LOPATKA: Looking at it, there
6 is some void space under the sidewalk. You
7 can see that. Other than that, without
8 digging something up you can't see it.

9 MR. PAPI: Get rid of the two pads.

10 MR. LOPATKA: There's probably two
11 pads there sinking.

12 MR. SEMENZA: You don't think it's
13 subsidence?

14 MR. PAPI: No, I don't think that's
15 subsidence. This is long term. It started
16 doing that 30 years ago.

17 MR. SCAVO: I put the wall up over
18 30 years ago and I put it up level. Now
19 it's starting to cave in.

20 MR. FEBBO: We discussed that at
21 length. We talked about the sidewalk is
22 kind of an easy fix. The wall we're
23 concerned about. We don't want to be
24 responsible for the wall.

25 MR. SEMENZA: How bad is the wall?

1 MR. SCAVO: It's starting to cave
2 in.

3 MR. SEMENZA: I'm going to stop by
4 and see it.

5 MR. FEBBO: If somebody started to
6 tamper with the sidewalk would the wall
7 collapse?

8 MR. SCAVO: If it's from the storm
9 drain whose responsibility is it?

10 MR. FEBBO: We don't know if it's a
11 storm drain.

12 MR. SEMENZA: It would be our storm
13 drain. Correct?

14 ATTY. RINALDI: I don't know if it's
15 ours. If it's coming from his property to
16 the road it might not be ours. We wouldn't
17 have a private storm drain unless it's
18 connected to someplace else or a road.

19 MR. LOPATKA: It could have been put
20 there years ago.

21 MR. SCAVO: I'm there over 40 years.
22 It wasn't there. I was born there, I'm 70.
23 I don't remember them ever digging my yard
24 up.

25 MR. SEMENZA: How big is the line?

1 MR. SCAVO: It's pretty big.

2 MR. SEMENZA: So if it's the
3 borough's responsibility what's our fix
4 there?

5 MR. LOPATKA: If it's your
6 responsibility you really just take the
7 sidewalks out. I would take the pad out,
8 probably see what the material is
9 underneath. Bring in 2A, compact it.

10 MR. SEMENZA: If you pull that
11 sidewalk out is that wall going to fall?

12 MR. SCAVO: I'll take care of the
13 stone wall.

14 MR. HOOVER: You can't pull the
15 sidewalks out without damaging the wall.

16 MR. PAPI: There's only an inch of
17 the wall on the sidewalk. Pull out the two
18 in the front.

19 MR. RINALDI: You think if we take
20 those two pads out the wall is going to
21 fall?

22 MR. SCAVO: I don't care if it
23 falls. There's about an inch of it on the
24 sidewalk. I'm worried about what's
25 underneath. I talked to an engineer. He

1 used to work with the state. He told me
2 he's seen a lot of this. The bottom of the
3 pipes rot out and they collapse.

4 MR. LOPATKA: They do all the time.
5 It's just from our end of it I just can't
6 see under there.

7 MR. SEMENZA: Did you pull any
8 manholes in that area, see if there's any
9 pipes coming from that area?

10 MR. PAPI: No, all those corrugated
11 pipes are dead.

12 MR. SCAVO: At one time water ran
13 through there because I got three foot in my
14 garage when we busted the pipe.

15 MR. FEBBO: So what are we talking
16 about, digging up the two sidewalks and see
17 what's under there?

18 MR. SEMENZA: Pull them out, fill
19 them with modified, pour sidewalks?

20 MR. LOPATKA: Exactly. Compact it.

21 MR. HOOVER: How deep does it go
22 down?

23 MR. LOPATKA: You can see the void
24 space under the sidewalk.

25 MR. NOTARI: Does it run under your

1 house?

2 MR. SCAVO: It runs alongside of my
3 house, left side.

4 MR. SEMENZA: I wouldn't want to do
5 it and then another water issue come out,
6 then that happened all over again. I'd like
7 to see that pipe a dead line.

8 MR. LOPATKA: The storm drain has
9 nothing coming into it.

10 MR. SEMENZA: Bill, if we decide to
11 do it is this something else we have to put
12 to the table to vote?

13 ATTY. RINALDI: Yes.

14 MR. SEMENZA: Okay. Nothing can be
15 done until next week. We'll further this
16 next week and we'll talk about it. I'll
17 stop down.

18 Pride, I see them here. We asked
19 you guys to come to the meeting, talking
20 about some issues that we have up at Wood
21 Street up there. The Serino property.
22 Water's coming off the edge of Pride's
23 property and across the road and making a
24 mess on the road and on Serino's property.
25 I believe we requested for, like, a stone

1 swale in there and were denied by I don't
2 know who. Pride, I guess. I don't think it
3 was an engineer. I don't know who it was.

4 I don't know where we go. Could we
5 do anything? Is there anything that can be
6 done up there to stop this issue?

7 MR. DURKIN: I'm Joe Durkin from
8 Reilly. I just want to make sure we
9 understand. This is at that area at kind of
10 like the north end and the water sort of
11 ponds, comes off behind that house?

12 MR. SEMENZA: Right across from 1012
13 Wood Street.

14 MR. DURKIN: I think somebody went
15 up and talked to -- maybe in April,
16 something like that. I don't know --

17 MR. LOPATKA: I met, actually, Lou
18 up there.

19 MR. DURKIN: I think at the time,
20 you know, it appears it's not related to the
21 project we're doing right now. It's up
22 beyond the area where we're work in.
23 Everything that we're -- any area that we're
24 working for the new project, all that
25 water's all going to that retention basin.

1 I think there was a discussion about going
2 150, 200 feet, going up there and digging a
3 swale. I think at the time it was just felt
4 that that was really outside of the project
5 that we're doing up there, not related to
6 anything we're doing. I think that's why
7 Lou was telling Dave it's not really a part
8 of --

9 MR. SEMENZA: There was an issue
10 before. I can tell you that. I mean, I
11 frequent that area, drive that area a lot.
12 Bob, you know, too, there was water coming
13 across the road in front of Serino's there.

14 MR. AULISIO: Currently the way we
15 have it all around the whole perimeter now
16 is catching everything. In fact, I think
17 some of that water is just ponding there
18 because there's a low spot there. The water
19 that is ponding there, there is a little bit
20 of a crown there.

21 I just went through there the other
22 day and was looking at it. Serino had his
23 sprinkler going. So there's nothing coming
24 over. It was very difficult to imagine
25 something coming over into Serino's from

1 that because we have that rock swale that we
2 did years ago that catches quite a bit of
3 that water coming down. So it's really
4 difficult to say, as Joe said, that it's
5 coming from what was just done. I think
6 that water's been ponding there for a long,
7 long, long time. Prior to us even doing
8 anything they had some water on some heavy
9 rainfalls.

10 But since we put that retention pond
11 in it's been really catching and controlling
12 the flow coming out and going down that
13 hill.

14 MR. SEMENZA: It might have been
15 ponding there, but it was never coming
16 across the street. Joe, it comes across the
17 street now?

18 MR. FERRETT: Right.

19 MR. SEMENZA: Do we have any
20 suggestion for a fix for that? Or we can't
21 fix nothing or we're not going to do
22 nothing? I mean, listen, we've talked back
23 when this project started and we had all
24 kinds of issues with all kinds of problems
25 with this water issue, and, I mean, we

1 talked about being good neighbors and
2 everything. Now we have an issue here for
3 one or two of our residents and, I don't
4 know, you don't want to do nothing, it seems
5 like. I mean, we asked for a rock swale 100
6 feet long, if that. You know.

7 MR. AULISIO: I don't think we have
8 a problem. What we're concerned about is
9 any additional issues that might generate
10 from that.

11 MR. FEBBO: That should have been
12 done before you put that retention pond in,
13 see where the water was running.

14 MR. DURKIN: We did do that, but, I
15 mean, that pond is designed for the existing
16 conditions that were out there, and then
17 everything changed. We have a ditch that
18 goes around on both sides.

19 MR. FEBBO: On your property, but
20 the water runoff that's there now ran into
21 that property previous to that. If you're
22 just allowing for water running on your
23 property you're not making allowances for
24 water that's on your property that was
25 coming into there before. Therefore, you

1 diverge that water to go onto the street.

2 MR. DURKIN: I don't really think
3 that we're not -- really didn't go up that
4 far and grade the roadway or the shoulder
5 and anything else.

6 MR. FEBBO: All that water from up
7 there ran into that property, into the woods
8 there.

9 MR. DURKIN: I think it probably
10 just ponds there when you have the really
11 heavy rainfalls. I think what Dan was
12 talking about -- and, I think, Dave, this is
13 what you were suggesting -- is ditching that
14 over and tying it into that pond.

15 MR. SEMENZA: Why can't you tie it
16 into that other swale where it hits the pipe
17 to go out?

18 MR. FEBBO: You're not talking about
19 a tremendous more amount of water.

20 MR. SEMENZA: That's on your side,
21 that pipe, where it goes across.

22 MR. DURKIN: Yeah, but I think that
23 pipe goes also into that pond.

24 MR. SEMENZA: It comes out of the
25 pond and goes into the woods.

1 MR. DURKIN: Talking about tying
2 into the swale that was put in?

3 MR. SEMENZA: Yeah. The swale that
4 was there for basically a long time.

5 MR. DURKIN: That swale goes into
6 the pond.

7 MR. LOPATKA: That swale we were
8 looking at actually ties into the new swale
9 that they ran around their property. The
10 one you're talking about is the one parallel
11 to the road. It doesn't come up --

12 MR. SEMENZA: There's no pipe on
13 that side of the road anymore?

14 MR. LOPATKA: There's a pipe that
15 crosses the road and comes out of the pond.
16 The swale, I think, was designed it came
17 from the other side down to that pipe. The
18 area where the issue is, I don't know if
19 more water's coming down that road because
20 the woods aren't there anymore. That I'm
21 not sure.

22 But our suggestion at the time we
23 looked at this, I looked at it with Lou, was
24 can we dig something back to that
25 intersection just to drain that area that

1 accumulates water. Once water gets up so
2 high it does cross the road. Then it flows
3 to that property across the road. Then
4 actually it flows in the other direction.

5 MR. FEBBO: Previous to them taking
6 them woods out of there the water would
7 never rise that high.

8 MR. LOPATKA: I think the original
9 request was could we put a swale in there
10 and tie it into the proposed channel that
11 they have in there. We believe we got a
12 cost estimate from you, couple thousand
13 dollars.

14 MR. FEBBO: Five thousand.

15 MR. SEMENZA: That was to run from
16 that area that we're speaking of to the
17 swale that goes into the pond.

18 MR. ROBERTS: Attorney Don Robert
19 for Pride Mobility. Pride wants to be a
20 good corporate citizen. I was here last
21 year and told you we could have gone to
22 different locations, different states. We
23 decided to invest in this property. We're
24 willing to consider and talk about -- but we
25 have to know the facts.

1 I'm told that this existed before
2 and it comes from above the property.

3 MR. SEMENZA: Never did. I'm born
4 and raised in this town. I frequent that
5 area a lot.

6 MR. ROBERTS: If that can be shown
7 to Pride we'll consider it.

8 MR. SEMENZA: These are lifelong
9 residents that live up on Wood Street. Old
10 Forge natives all their lives. You know,
11 we're here for the people in town and we're
12 trying to do the right thing for them.

13 MR. ROBERTS: We have a detention
14 basin designed for the land development that
15 we did, so we'd be concerned that you'd be
16 taxing it more. We want to make sure what
17 that could possibly mean to Pride,
18 unintended risk we take on by trying to make
19 an accomodation. So we want to be fair to
20 everybody but we want to be fair to Pride.

21 MR. FEBBO: To be redundant, the
22 water that we're talking about that runs out
23 now, at one time some of it ran out to the
24 road. Most of it ran into the woods and
25 field there. I guess you haven't been there

1 prior to them developing that. So that
2 acted as a natural sponge. You guys come in
3 there and did what you did with excavating
4 your retention ponds and your swales. You
5 failed to incorporate that water that was
6 going in there. Therefore, it's no longer
7 going into your retention pond and it's
8 going down this road. That's exasperating
9 the problem that we have with the water
10 situation. So we have more water going onto
11 the road than we had before.

12 Therefore, we ask that you take that
13 excess water and put it into your property.
14 It's as simple as that. That way, whatever
15 water does come down we can handle it as
16 before. I know the people who live there.
17 Never had a water problem prior to this. So
18 much would come on the road, the rest would
19 go into the woods and the field there.

20 MR. RINALDI: You said that you want
21 us to provide information that there was
22 never any water there on the road and then
23 you'll consider it?

24 ATTY. ROBERTS: Well, we also want
25 to consider is there going to be engineering

1 studies that have to be done? I mean, Pride
2 would be willing to talk about construction
3 costs, but I don't think Pride is in the
4 position to agree to pay for engineering
5 costs to see what kind of impact it's going
6 to have on the retention pond that's
7 existing.

8 MR. RINALDI: No, you said to
9 President Semenza that you would want proof
10 or info that the water wasn't there prior
11 because you heard that it was.

12 MR. ROBERTS: I've heard there was a
13 water condition there before.

14 MR. RINALDI: Can you prove to us
15 that there was? You want us to prove to you
16 that there wasn't. Can you prove to us that
17 there was?

18 MR. HOLLICK: I saw e-mail from Dave
19 going to Joe Durkin that this issue existed
20 for some time. So I just have to find that.
21 That's what we were going off of, that this
22 was a pre-existing condition where the water
23 did pond there prior to us even digging.

24 MR. SEMENZA: There would have been
25 ponding on that property there, on the

1 driveway, that turn around. The water never
2 rushed across the street like it does now.
3 There's where the issue is. I don't care if
4 the water stays on your property there.
5 That's not a concern to me. The concern is
6 when the residents of the borough are
7 getting affected by runoff coming off
8 Pride's property. That's where my issue is.

9 MR. FEBBO: Your property acted as
10 an overflow.

11 MR. SEMENZA: Joe, you probably can
12 answer this. When you put a retention pond
13 of that size in there you don't meet the
14 maximum capacity. You go well above.
15 Right?

16 MR. DURKIN: Well, I mean, that's
17 designed for a hundred-year storm.

18 MR. SEMENZA: You designed this to
19 take more than what the normal is.

20 MR. DURKIN: Well, right. It's
21 going to be well oversized for -- not
22 oversized but designed for a much bigger
23 storm. If you have small storms there's
24 plenty of room.

25 I think one of the concerns is I

1 think Pride tied us in there and then later
2 we have some other problem with the pond
3 overflowing. Then somebody says oh, now the
4 pond's overflowing. Well, we tied in this
5 other water that wasn't originally there,
6 and I think they don't want to get caught in
7 that situation like that. I mean, I think
8 that's part of what Dan was saying. If the
9 borough wants to direct that or Dave wants
10 to look at it and say yes, we're good with
11 that, we'd be happy to provide those
12 calculations. You don't design these things
13 to the last fraction of an inch. You leave
14 room.

15 MR. SEMENZA: My opinion and my view
16 is I'm not going to spend our borough
17 taxpayer dollars on Dave going and doing an
18 engineering project for Pride Mobility.
19 It's not going to happen.

20 MR. FERRETT: One second. Am I to
21 understand correctly -- because I have a
22 little problem hearing. Am I to understand
23 correctly that what they're really saying is
24 that the responsibility lies on the borough,
25 that it's a borough problem and it's not

1 their problem and that what's actually
2 happening is not coming from their property,
3 et cetera?

4 MR. SEMENZA: Not really. They want
5 us to figure out the problem, basically, and
6 give them the numbers and see if they can do
7 it.

8 MR. FERRETT: Well, my understanding
9 is, correct me if I'm wrong, wasn't it you
10 who spoke to their engineer that we're
11 talking about putting a swale in and
12 connecting the water right into the swale
13 that they have going into the pond?

14 MR. LOPATKA: We did, but what
15 they're saying is that when they ran their
16 calculations they didn't include that
17 offsite area in their calculations.

18 MR. FERRETT: That has nothing to do
19 with us. That's a problem that has to be
20 corrected and we're looking for a way how to
21 correct it. The fact is they put that fence
22 up, they went through everything, and they
23 didn't adhere or even come close before we
24 expanded our thing to try to resolve the
25 problem.

1 Now the big question is how do you
2 resolve the problem?

3 MR. LOPATKA: I mean, if there's
4 water there we have to figure out how to get
5 rid of it. So it's based off elevation.

6 MR. FERRETT: There's no problem.
7 You know that yourself. When we looked at
8 the situation and we said this and that it
9 was up to them to go ahead and accept or not
10 to accept or come up with a solution to the
11 whole problem.

12 MR. LOPATKA: We gave them a
13 recommendation and they came back and said
14 they wouldn't contribute to fixing that
15 issue. Then subsequently I believe they
16 came back with a response that their
17 engineer recommended that we didn't dump
18 water into the detention basin.

19 MR. FERRETT: Why?

20 MR. DURKIN: I'm not saying that.

21 MR. LOPATKA: No, that was the
22 response that we got.

23 MR. FERRETT: That don't make sense.

24 MR. LOPATKA: Bob, that's the
25 response, that you had called me saying you

1 guys -- you talked to your people, you
2 didn't want to contribute to paying for it
3 and that your engineer recommended that we
4 shouldn't add any additional water to --
5 that's what you had said.

6 MR. RINALDI: Let's just say out of
7 the sky that the water is coming from
8 Pride's property. How would you fix it?

9 MR. DURKIN: Probably look at tying
10 it into that existing system. I'd probably
11 drain it --

12 MR. RINALDI: Would you need an
13 engineering study to do that?

14 MR. DURKIN: I would look at the
15 original calculations and calculate how much
16 additional are we're putting in there and
17 probably just rerun them to see how much
18 water it would be and how much free board we
19 had in the current system.

20 MR. RINALDI: What's the estimated
21 cost, just ball park? Your professional
22 guess.

23 MR. DURKIN: For me to do that?

24 MR. RINALDI: If it was Pride's
25 problem, you have the imaginary fix, what's

1 the estimated imaginary number if it was
2 Pride's problem?

3 MR. DURKIN: Be probably less than a
4 thousand dollars.

5 MAYOR LEGG: It seems to me that
6 there was no water problem before Pride
7 came. Now there's a water problem.

8 MR. ROBERTS: I'm reading an e-mail
9 from your engineer.

10 MAYOR LEGG: You people want to be
11 good neighbors. Well, start straightening
12 out the problem.

13 MR. ROBERTS: "Water is currently
14 coming back into the well at the crown on
15 Wood Street and flows across the street.
16 This area has been an issue for years."

17 MR. SEMENZA: It has not.

18 MR. ROBERTS: So from our
19 perspective --

20 MR. SEMENZA: It has not.
21 Ruther-Bowen has been our engineering for
22 two years. It has not been an issue for
23 years.

24 MR. LOPATKA: No, that's what we had
25 witnessed. I didn't know anything about it

1 before.

2 MR. ROBERTS: I'm not coming here
3 saying -- I'm reacting to an e-mail. It
4 gets to me last week, I see it. Okay, if
5 this has been a problem let's see what we
6 can do. We want to be good citizens. So
7 what does all of this entail? I know you
8 would like to just tie it in as a quick fix,
9 but we want to make sure that we don't get
10 involved with something that's unintended
11 and we have some risk that was never --

12 MR. LOPATKA: I think it wasn't just
13 last week. This was probably back in April
14 or May. So you're just getting this e-mail
15 now. It was a while ago. We actually were
16 out there when it was pouring rain.

17 MR. ROBERTS: It's been a condition.

18 MR. LOPATKA: The pond on that side
19 of the road is, but now it's actually going
20 across the road and onto a neighbor's
21 property. That's what the issue is.

22 MR. FEBBO: We're not saying there
23 wasn't a problem. There was a water runoff.
24 It wasn't a problem. There was a water
25 runoff there, but not a significant amount

1 to create the flooding that it's creating
2 now.

3 What I'm saying here is that when
4 you guys come in there and do what you did,
5 again, you exasperated the problem because
6 there's not runoff place for the additional
7 water that was going into that property to
8 go. Therefore, you diverted it to go onto
9 the street. It's going across the street.
10 We did have a puddle there, a small puddle,
11 on this side of the road, but it has now
12 gotten to a point where it overflows and
13 goes onto the other side of the road
14 because, again, it can't go into your
15 property, which was woods.

16 MR. LOPATKA: Back to the e-mails
17 and everything else, I think what the
18 intention was jointly how can we come to a
19 resolution as to how to fix it. Initially
20 the borough just asked the question. We
21 looked at it and we got a number and said
22 well, what's the mutual solution to this. I
23 think that's all that maybe both sides are
24 looking for, not to sit here and argue back
25 and forth about how the issue needs to be

1 resolved. But I think jointly we were
2 trying to figure out if we can come to a
3 resolution. That's what the initial intent
4 was.

5 MR. HOLLICK: We have to have
6 something put on paper we can give to the
7 contractor and they know exactly what
8 they're doing.

9 MR. FEBBO: Council's point of view,
10 we're probably 98 percent satisfied with
11 everything. Two percent we have a water
12 problem there. I think that two percent
13 should be able to be worked out easily among
14 us without getting into --

15 MR. SEMENZA: And we had some water
16 issues up there. We walked the woods in the
17 back and saw where the water ran, the
18 neighbors, the whole nine yards. I mean, we
19 pushed forward to get it accomplished. We
20 just wanted to make everybody happy up
21 there.

22 MR. HOLLICK: Throughout this entire
23 project we've had major water and I think we
24 did everything we possibly could. I did
25 notice at least with this retention pond and

1 the way the swales are designed we're not
2 seeing a significant flowing down that hill
3 like we used to. So that did do a lot of
4 improvement. We do want to be still a good
5 neighbor, but again, we've gone through so
6 much with this and we've tried to do
7 everything we possibly can. Sometimes it
8 just seems like one thing after another.

9 I think we can talk about this, I
10 think we can come to a solution. But again,
11 the company as a whole has concerns. So we
12 just want to make sure we're covering all
13 our bases and everything we need to do to
14 finish up and do whatever we need to do. We
15 just want to make sure we have everything is
16 documented properly before we just go dig up
17 a hole.

18 MR. SEMENZA: The swale that we're
19 talking about, in your opinion will that
20 work?

21 MR. DURKIN: From the problem that
22 you're describing, yeah.

23 MR. FEBBO: I suggest Dave and Dan
24 get together.

25 MR. SEMENZA: All right, thank you

1 guys for coming in. Hopefully they can
2 rectify this problem sooner than later.
3 Dave, just keep in touch with them and keep
4 in touch with me and Marylynn. That's it.

5 Anybody else? At this time the
6 chair is going to entertain a motion to
7 adjourn.

8 MR. NOTARI: I have a question.

9 MR. SEMENZA: Go down the table.
10 Mayor?

11 MAYOR LEGG: I've gotten a lot of
12 calls from people on Harrison Street.
13 People are coming around Drake's Lane,
14 making a quick right onto West Milwaukee and
15 going out Harrison Street so they don't have
16 to sit at that never changing light by UPS.
17 I guess the cars are going a little faster
18 than they should. They're coming up Main
19 Street, turning down Harrison Street, same
20 thing.

21 Is it possible we can get a slow,
22 children at play or something? There's a
23 lot of kids on that street.

24 MR. SEMENZA: Can we just do that?

25 MR. PAPI: That's a non-regulatory

1 sign.

2 MR. NOTARY: Can we also contact
3 PennDOT and see if they'd do a study of the
4 lights?

5 MR. SEMENZA: They have, and it's
6 actually only a 45 second light.

7 MAYOR LEGG: Thank you.

8 MR. FEBBO: I'm good.

9 MR. NOTARI: Did you get any ENRADD
10 reports that I asked for at the last meeting
11 from the police? That new system we put in
12 the cars that do speed control.

13 MAYOR LEGG: You need two people to
14 operate it.

15 MR. SEMENZA: They're not running
16 the ENRADD?

17 MAYOR LEGG: No.

18 MR. NOTARI: We need to somehow
19 implement that because -- why do we need two
20 people? I don't remember any of that.

21 MR. LETTIERI: I have nothing,
22 Chairman.

23 MR. FERRETT: No.

24 MR. HOOVER: Couple things. Beach
25 Street and Humphrey street is going to be

1 paved probably within the next two weeks.

2 We're going to be installing water
3 mains on Orchard, Stuart and Henderson
4 within the next month. I have more water
5 projects on the book for next year in town.

6 That Stocki property, the meeting is
7 the 19th.

8 Did that gentleman start with the
9 police department yet?

10 MR. SEMENZA: No.

11 MR. HOOVER: That's it.

12 MR. RINALDI: No items.

13 MR. SEMENZA: Like I said before,
14 we'll have a brief executive session after
15 this meeting. I do not have anything, so at
16 this time the chair is going to entertain a
17 motion to adjourn.

18 MR. NOTARI: I'll make that motion.

19 MR. SEMENZA: By Councilman Notari.

20 All in favor?

21 (Unanimous. Meeting adjourned.)

22

23

24

25

C E R T I F I C A T E

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 52 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.


Mark Wozniak
Official Court Reporter

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|--|--|--|--|
| \$ | 8 | 46:17, 46:20, 46:23, 46:24, 46:25, 47:10, 47:12, 47:18, 47:21, 48:2, 48:11, 49:2, 49:3, 49:4, 49:10, 49:11, 49:17, 50:6, 50:8, 50:11, 50:14, 50:17, 50:21, 50:22, 50:25, 51:3, 51:6, 52:14, 52:16, 53:6 | adjourn [2] - 50:7, 52:17 adjourned [1] - 52:21 adjustments [1] - 2:21 administrative [1] - 10:1 affected [1] - 40:7 after [5] - 7:21, 14:24, 24:3, 49:8, 52:14 afternoon [1] - 13:13 afterwards [1] - 6:25 again [7] - 11:20, 13:18, 29:6, 47:5, 47:14, 49:5, 49:10 against [1] - 8:1 agenda [9] - 2:5, 2:14, 2:15, 3:24, 4:1, 4:21, 4:23, 7:19, 9:21 ago [8] - 4:6, 11:12, 19:20, 25:16, 25:18, 26:20, 32:2, 46:15 agonizing [1] - 20:21 agree [1] - 39:4 agreement [1] - 9:3 ahead [1] - 43:9 air [1] - 19:5 Alicia [1] - 12:12 all [29] - 10:6, 11:7, 15:21, 16:7, 16:18, 18:23, 18:24, 19:16, 19:21, 21:12, 22:4, 22:20, 23:5, 24:19, 28:4, 28:10, 29:6, 30:24, 30:25, 31:15, 32:23, 32:24, 34:6, 37:10, 46:7, 47:23, 49:12, 49:25, 52:20 all-time [1] - 19:21 allow [1] - 23:1 allowances [1] - 33:23 allowing [1] - 33:22 almost [1] - 6:2 alone [1] - 11:25 alongside [2] - 24:14, 29:2 also [11] - 14:6, 15:24, 16:10, 17:11, 17:16, 17:23, 18:4, 20:17, 34:23, 38:24, 51:2 always [2] - 13:21, 23:8 am [2] - 41:20, 41:22 among [1] - 48:13 amount [2] - 34:19, 46:25 an [25] - 4:3, 7:8, 7:20, 15:13, 18:19, 19:20, 19:21, 21:25, 24:13, 25:22, 27:16, 27:23, 27:25, 30:3, 31:9, |
| \$33,000 [2] - 4:7, 4:9 \$5,000 [1] - 19:13 \$8,000 [1] - 4:10 \$8,721 [1] - 4:4 | 824 [1] - 14:22 | | |
| 1 | 9 | | |
| 1,800 [2] - 11:8, 12:16 10 [2] - 1:9, 2:2 100 [5] - 5:24, 18:15, 20:1, 20:11, 33:5 1012 [1] - 30:12 12 [1] - 4:9 135 [1] - 7:8 150 [1] - 31:2 163 [1] - 9:12 17th [1] - 2:5 19th [1] - 52:7 | 904 [1] - 4:2 95 [1] - 5:17 98 [1] - 48:10 9:00 [1] - 13:18 9:30 [1] - 13:18 | ability [1] - 53:7 able [2] - 17:21, 48:13 about [41] - 3:10, 5:3, 5:14, 5:22, 5:25, 6:4, 7:10, 10:12, 11:8, 12:16, 13:5, 13:17, 19:2, 19:6, 19:8, 20:4, 20:16, 22:11, 23:12, 25:21, 25:23, 27:23, 27:24, 28:16, 29:16, 29:20, 31:1, 33:1, 33:8, 34:12, 34:18, 35:1, 35:10, 36:24, 37:22, 39:2, 42:11, 45:25, 47:25, 49:9, 49:19 above [3] - 10:14, 37:2, 40:14 accelerate [1] - 10:17 accept [2] - 43:9, 43:10 accepting [1] - 2:18 access [1] - 2:19 accomodation [1] - 37:19 accomplished [1] - 48:19 accountable [1] - 19:15 accumulates [1] - 36:1 across [11] - 29:23, 30:12, 31:13, 32:16, 34:21, 36:3, 40:2, 45:15, 46:20, 47:9 act [2] - 15:19, 20:17 acted [2] - 38:2, 40:9 action [1] - 9:5 actually [8] - 6:10, 30:17, 35:8, 36:4, 42:1, 46:15, 46:19, 51:6 add [3] - 14:4, 17:8, 44:4 addition [1] - 5:10 additional [4] - 33:9, 44:4, 44:16, 47:6 address [3] - 2:9, 2:11, 8:9 adhere [1] - 42:23 | |
| 2 | A | | |
| 20 [1] - 10:15 200 [1] - 31:2 2013 [1] - 19:20 2019 [2] - 1:9, 2:2 210 [1] - 9:12 25 [1] - 10:12 2A [1] - 27:9 | A [2] - 19:22, 53:2 a [182] - 2:10, 3:14, 3:17, 4:1, 4:2, 4:23, 5:12, 5:16, 5:22, 6:2, 6:7, 6:12, 6:23, 7:4, 7:7, 7:12, 7:13, 7:24, 7:25, 8:2, 8:4, 8:11, 8:17, 8:23, 9:1, 9:3, 9:4, 9:5, 9:7, 9:10, 10:10, 10:20, 10:21, 11:12, 11:20, 11:22, 12:8, 12:12, 12:14, 13:3, 13:7, 13:14, 13:19, 13:21, 13:22, 13:23, 13:24, 13:25, 14:1, 14:2, 14:5, 14:8, 14:12, 14:15, 14:18, 15:1, 15:2, 15:7, 15:14, 15:23, 16:3, 16:20, 16:25, 17:5, 17:9, 17:10, 17:12, 17:13, 17:14, 17:16, 17:17, 18:6, 18:10, 18:15, 18:17, 19:6, 19:20, 19:22, 20:20, 21:2, 21:4, 21:7, 22:1, 22:5, 22:6, 22:21, 22:23, 22:25, 23:8, 23:11, 23:14, 23:22, 23:24, 24:16, 25:1, 26:10, 26:17, 26:18, 28:2, 29:7, 29:23, 29:25, 31:1, 31:2, 31:7, 31:11, 31:18, 31:19, 31:20, 32:2, 32:6, 32:20, 33:5, 33:8, 33:17, 34:19, 35:4, 35:14, 36:9, 36:11, 36:19, 37:5, 37:13, 38:2, 38:17, 39:12, 39:22, 40:5, 40:12, 40:17, 40:22, 41:21, 41:25, 42:11, 42:19, 42:20, 43:10, 43:12, 43:16, 45:3, 45:7, 46:5, 46:8, 46:15, | | |
| 3 | | | |
| 30 [2] - 25:16, 25:18 307 [1] - 8:10 314 [1] - 1:12 360-plus [1] - 17:6 | | | |
| 4 | | | |
| 40 [1] - 26:21 416 [1] - 23:21 45 [1] - 51:6 | | | |
| 5 | | | |
| 500 [1] - 4:4 52 [1] - 53:6 5:30 [1] - 13:17 | | | |
| 6 | | | |
| 6:00 [1] - 13:17 | | | |
| 7 | | | |
| 70 [1] - 26:22 7:10 [1] - 1:10 | | | |
| | | | 33:2, 37:19, 40:10, 41:13, 41:17, 44:12, 45:8, 45:16, 45:22, 46:3 and [152] - 2:19, 2:20, 2:23, 3:10, 3:18, 3:20, 4:3, 4:14, 5:9, 6:14, 6:25, 7:9, 7:24, 8:1, 8:3, 8:7, 9:3, 9:25, 10:11, 10:22, 11:14, 12:2, 13:8, 13:24, 14:23, 15:6, 15:10, 15:11, 15:19, 16:11, 16:13, 16:16, 17:3, 17:17, 17:22, 18:7, 18:12, 18:16, 19:6, 19:21, 20:1, 20:5, 20:6, 20:8, 20:9, 20:16, 20:19, 20:21, 21:10, 21:22, 22:2, 22:10, 22:17, 22:21, 23:8, 23:10, 23:24, 24:1, 24:19, 24:25, 25:18, 26:4, 28:3, 28:16, 29:5, 29:16, 29:23, 29:24, 30:1, 30:10, 30:15, 31:2, 31:22, 32:11, 32:12, 32:23, 32:25, 33:1, 33:3, 33:16, 34:4, 34:5, 34:12, 34:14, 34:25, 35:15, 36:10, 36:21, 36:24, 37:2, 37:4, 37:11, 37:24, 38:3, 38:4, 38:7, 38:13, 38:19, 38:22, 41:1, 41:6, 41:10, 41:15, 41:17, 41:25, 42:1, 42:5, 42:6, 42:11, 42:20, 42:22, 43:8, 43:9, 43:13, 44:3, 44:15, 44:16, 44:18, 45:15, 46:11, 46:20, 47:4, 47:12, 47:17, 47:21, 47:24, 47:25, 48:7, 48:15, 48:17, 48:23, 48:25, 49:6, 49:13, 49:14, 49:23, 50:3, 50:4, 50:14, 51:3, 51:5, 51:25, 52:3, 53:6, 53:8 another [4] - 7:2, 12:10, 29:5, 49:8 answer [1] - 40:12 any [25] - 3:1, 4:19, 6:15, 7:17, 9:17, 10:4, 15:24, 15:25, 17:1, 18:2, 18:11, 19:1, 19:15, 21:13, 21:16, 23:10, 28:7, |

28:8, 30:23, 32:19,
33:9, 38:22, 44:4,
51:9, 51:20
anybody [14] - 2:8,
2:11, 3:1, 3:8, 4:19,
7:17, 9:17, 10:4,
10:19, 16:5, 18:19,
19:1, 22:12, 50:5
anymore [2] - 35:13,
35:20
anything [17] - 2:4,
2:9, 2:14, 2:23, 3:23,
3:25, 4:21, 7:15,
7:19, 9:15, 30:5,
31:6, 32:8, 34:5,
45:25, 52:15
appears [1] - 30:20
application [1] - 2:19
approval [1] - 2:17
approved [1] - 2:17
April [2] - 30:15, 46:13
architect [1] - 6:15
are [22] - 3:17, 4:12,
5:18, 6:6, 6:20, 7:1,
9:21, 10:3, 12:2,
21:8, 21:20, 21:23,
23:7, 28:11, 28:15,
37:8, 40:6, 44:16,
47:23, 49:1, 50:13,
50:17
area [14] - 15:21, 28:8,
28:9, 30:9, 30:22,
30:23, 31:11, 35:18,
35:25, 36:16, 37:5,
42:17, 45:16
aren't [1] - 35:20
argue [1] - 47:24
arms [1] - 16:4
around [6] - 12:11,
31:15, 33:18, 35:9,
40:1, 50:13
as [13] - 3:19, 3:20,
20:5, 20:11, 32:4,
38:2, 38:14, 38:15,
40:9, 46:8, 47:19,
49:11
ask [4] - 7:20, 13:6,
13:11, 38:12
asked [6] - 3:9, 6:25,
29:18, 33:5, 47:20,
51:10
asking [1] - 20:13
Association [4] -
17:19, 17:23, 20:20,
21:21
at [47] - 5:11, 5:17,
10:2, 10:6, 10:10,
11:13, 12:14, 12:16,
13:18, 14:13, 14:15,
15:5, 16:18, 18:11,

19:15, 19:17, 19:22,
21:12, 24:8, 24:10,
25:5, 25:20, 28:12,
29:20, 30:9, 30:19,
31:3, 31:22, 35:8,
35:22, 35:23, 37:23,
41:10, 43:7, 44:9,
44:14, 45:14, 47:21,
48:25, 50:5, 50:16,
50:22, 51:10, 52:15
attend [1] - 22:20
attendance [1] - 19:22
attended [1] - 53:4
Attorney [1] - 36:18
ATTY [10] - 7:20, 8:10,
8:22, 9:2, 9:8, 9:12,
9:16, 26:14, 29:13,
38:24
AULISIO [2] - 31:14,
33:7
available [2] - 18:8,
24:10
Avenue [1] - 8:10
away [1] - 4:8

B

back [20] - 3:12, 6:15,
6:16, 7:23, 11:4,
12:1, 12:3, 17:3,
20:1, 21:5, 32:22,
35:24, 43:13, 43:16,
45:14, 46:13, 47:16,
47:24, 48:17
backing [2] - 12:5,
12:7
bad [2] - 22:23, 25:25
bail [1] - 44:21
BARTOLETTI [4] -
1:23, 8:14, 9:20,
14:4
base [1] - 24:6
based [2] - 2:18, 43:5
bases [1] - 49:13
basically [10] - 5:8,
5:18, 6:6, 8:5, 12:24,
18:13, 18:14, 23:7,
35:4, 42:5
basin [3] - 30:25,
37:14, 43:18
be [56] - 2:6, 2:12,
2:15, 3:6, 4:4, 5:6,
5:21, 9:25, 10:1,
14:5, 16:15, 16:23,
17:8, 17:21, 17:22,
17:24, 18:19, 19:14,
19:20, 20:22, 21:2,
21:4, 21:13, 21:14,
21:15, 22:14, 25:3,
25:23, 26:12, 26:16,

29:14, 30:5, 36:19,
37:6, 37:15, 37:19,
37:20, 37:21, 38:25,
39:1, 39:2, 40:21,
41:11, 42:19, 44:18,
45:3, 45:10, 46:6,
47:25, 48:13, 49:4,
51:25, 52:2
Beach [1] - 51:24
bear [1] - 13:23
because [17] - 4:11,
5:16, 11:1, 11:21,
13:22, 16:8, 16:22,
24:21, 28:13, 31:18,
32:1, 35:19, 39:11,
41:21, 47:5, 47:14,
51:19
been [18] - 4:8, 6:17,
8:16, 10:13, 10:16,
18:4, 26:19, 32:6,
32:11, 32:14, 33:11,
37:25, 39:24, 45:16,
45:21, 45:22, 46:5,
46:17
before [13] - 20:11,
31:10, 33:12, 33:25,
37:1, 38:11, 38:16,
39:13, 42:23, 45:6,
46:1, 49:16, 52:13
behind [3] - 23:24,
23:25, 30:11
being [4] - 3:20, 5:4,
12:22, 33:1
believe [6] - 6:12,
17:23, 20:19, 29:25,
36:11, 43:15
below [1] - 13:1
best [2] - 16:10, 53:7
between [1] - 6:5
beyond [1] - 30:22
BIERYLA [4] - 2:15,
2:25, 3:5, 3:16
big [4] - 9:11, 26:25,
27:1, 43:1
bigger [2] - 7:3, 40:22
bill [3] - 7:19, 9:13,
29:10
Bill [2] - 9:18
Birchwood [2] - 2:16,
3:7
bit [4] - 8:2, 14:19,
31:19, 32:2
blacktop [1] - 3:13
blind [1] - 12:6
block [2] - 12:12, 13:2
board [1] - 44:18
Bob [2] - 31:12, 43:24
Bobby [1] - 20:11
book [1] - 52:5
born [2] - 26:22, 37:3

BOROUGH [2] - 1:1,
1:23
borough [12] - 4:25,
8:16, 9:7, 19:14,
21:12, 21:15, 40:6,
41:9, 41:16, 41:24,
41:25, 47:20
Borough [1] - 2:3
borough's [1] - 27:3
both [5] - 10:22, 15:5,
17:9, 33:18, 47:23
bottom [1] - 28:2
Bowen [1] - 45:21
box [1] - 24:11
brief [1] - 52:14
bring [3] - 4:23, 15:7,
27:9
brought [1] - 24:9
bucks [1] - 4:4
BUILDING [1] - 1:11
building [4] - 4:25,
5:7, 5:10, 23:2
buildings [1] - 3:4
buona [1] - 14:23
busted [1] - 28:14
busy [1] - 7:1
but [45] - 3:16, 4:1,
5:15, 5:18, 7:9, 7:25,
8:16, 10:16, 10:19,
11:6, 11:22, 12:15,
12:19, 12:21, 15:16,
17:4, 18:8, 18:17,
18:23, 19:15, 20:8,
20:12, 20:16, 21:6,
24:4, 24:12, 24:16,
32:10, 32:15, 33:14,
33:19, 34:22, 35:22,
36:24, 37:20, 39:3,
40:22, 42:14, 46:9,
46:19, 46:25, 47:11,
48:1, 49:5, 49:10
by [15] - 2:17, 9:12,
10:24, 11:5, 11:17,
12:1, 12:2, 12:7,
13:18, 26:3, 30:1,
37:18, 40:7, 50:16,
52:19

C

C [2] - 53:2
calculate [1] - 44:15
calculations [4] -
41:12, 42:16, 42:17,
44:15
call [1] - 2:12
called [2] - 6:25, 43:25
calls [1] - 50:12
came [5] - 19:21,
35:16, 43:13, 43:16,

45:7
can [43] - 3:16, 5:14,
5:25, 6:8, 7:24, 8:7,
9:4, 9:8, 9:13, 12:2,
12:22, 13:2, 13:18,
15:19, 20:5, 22:11,
22:16, 23:17, 25:3,
25:7, 28:23, 29:14,
30:5, 31:10, 35:24,
37:6, 38:15, 39:14,
39:16, 40:11, 42:6,
46:6, 47:18, 48:2,
48:6, 49:7, 49:9,
49:10, 50:1, 50:21,
50:24, 51:2
can't [10] - 3:17, 8:23,
16:12, 24:15, 25:8,
27:14, 28:5, 32:20,
34:15, 47:14
cannot [1] - 13:22
capacity [1] - 40:14
car [2] - 11:3, 11:5
care [3] - 27:12, 27:22,
40:3
Carmine [1] - 15:4
cars [7] - 10:17, 10:19,
10:21, 12:2, 12:5,
50:17, 51:12
Casella [3] - 14:21,
14:22, 15:4
CASELLA [10] - 14:22,
18:22, 19:4, 19:11,
20:15, 21:11, 21:22,
22:2, 23:4, 23:19
catch [1] - 10:18
catches [1] - 32:2
catching [2] - 31:16,
32:11
caught [1] - 41:6
cave [2] - 25:19, 26:1
celebrate [1] - 19:16
center [1] - 24:11
ceremony [1] - 17:9
certify [1] - 53:4
cetera [1] - 42:3
chair [3] - 10:6, 50:6,
52:16
Chairman [1] - 51:22
chairman [1] - 13:10
championship [1] -
19:23
change [2] - 11:14,
13:20
changed [1] - 33:17
changing [1] - 50:16
channel [1] - 36:10
cheap [1] - 16:23
Chief [1] - 13:20
children [1] - 50:22
cities [1] - 15:8

citizen [1] - 36:20
citizens [3] - 16:15, 16:17, 46:6
city [9] - 15:10, 15:15, 15:23, 15:25, 16:14, 17:10, 18:15, 23:9, 23:10
Clarks [3] - 15:23, 18:23, 23:13
class [1] - 19:22
clear [2] - 8:23, 9:1
close [1] - 42:23
closer [1] - 15:8
clothes [1] - 15:20
collapse [2] - 26:7, 28:3
collapsed [1] - 23:24
collapsing [1] - 24:1
come [18] - 9:14, 14:24, 17:18, 22:9, 22:22, 23:17, 29:5, 29:19, 35:11, 38:2, 38:15, 38:18, 42:23, 43:10, 47:4, 47:18, 48:2, 49:10
comes [6] - 16:5, 30:11, 32:16, 34:24, 35:15, 37:2
coming [28] - 10:24, 12:2, 12:13, 12:21, 20:6, 26:15, 28:9, 29:9, 29:22, 31:12, 31:23, 31:25, 32:3, 32:5, 32:12, 32:15, 33:25, 35:19, 40:7, 42:2, 44:7, 45:14, 46:2, 50:1, 50:13, 50:18
commemorating [1] - 17:9
committee [3] - 16:21, 22:14, 22:19
committees [1] - 20:9
communities [1] - 15:6
community [1] - 21:8
compact [2] - 27:9, 28:20
company [2] - 9:5, 49:11
completed [1] - 4:2
concern [2] - 40:5
concerned [3] - 25:23, 33:8, 37:15
concerns [2] - 40:25, 49:11
concrete [1] - 3:13
condition [3] - 39:13, 39:22, 46:17
conditional [1] - 2:17

conditions [1] - 33:16
connected [1] - 26:18
connecting [1] - 42:12
consider [5] - 20:15, 36:24, 37:7, 38:23, 38:25
considered [1] - 15:15
consisting [1] - 53:6
construction [3] - 5:20, 5:23, 39:2
contact [1] - 51:2
contractor [2] - 7:14, 48:7
contractors [3] - 6:11, 6:21, 7:3
contribute [2] - 43:14, 44:2
control [1] - 51:12
controlling [1] - 32:11
coordination [1] - 6:5
copy [3] - 7:7, 7:25, 29:19, 35:11, 38:2, 38:15, 38:18, 42:23, 43:10, 47:4, 47:18, 48:2, 49:10
comes [6] - 16:5, 30:11, 32:16, 34:24, 35:15, 37:2
coming [28] - 10:24, 12:2, 12:13, 12:21, 20:6, 26:15, 28:9, 29:9, 29:22, 31:12, 31:23, 31:25, 32:3, 32:5, 32:12, 32:15, 33:25, 35:19, 40:7, 42:2, 44:7, 45:14, 46:2, 50:1, 50:13, 50:18
commemorating [1] - 17:9
committee [3] - 16:21, 22:14, 22:19
committees [1] - 20:9
communities [1] - 15:6
community [1] - 21:8
compact [2] - 27:9, 28:20
company [2] - 9:5, 49:11
completed [1] - 4:2
concern [2] - 40:5
concerned [3] - 25:23, 33:8, 37:15
concerns [2] - 40:25, 49:11
concrete [1] - 3:13
condition [3] - 39:13, 39:22, 46:17
conditional [1] - 2:17

45:14
current [1] - 44:19
currently [2] - 31:14, 45:13
cut [1] - 2:23

D

damaging [1] - 27:15
Dan [3] - 34:11, 41:8, 49:23
Dave [11] - 4:20, 7:18, 24:9, 31:7, 34:12, 39:18, 41:9, 41:17, 49:23, 50:3
day [3] - 10:20, 10:21, 31:22
days [2] - 6:7, 17:6
dead [3] - 24:19, 28:11, 29:7
DeAngeli [1] - 7:24
death [1] - 20:21
decent [1] - 7:14
decide [1] - 29:10
decided [1] - 36:23
declaration [1] - 21:2
deed [2] - 8:5, 8:17
deep [2] - 7:10, 28:21
deligation [4] - 16:25, 17:12, 17:17, 18:1
deligations [1] - 19:4
denied [1] - 30:1
department [3] - 2:7, 5:6, 52:9
describing [1] - 49:22
design [1] - 41:12
designed [7] - 33:15, 35:16, 37:14, 40:17, 40:18, 40:22, 49:1
details [1] - 17:1
detention [2] - 37:13, 43:18
developing [1] - 38:1
development [1] - 37:14
did [24] - 4:23, 6:1, 7:7, 7:23, 18:20, 20:15, 20:16, 24:22, 28:7, 32:2, 33:14, 37:3, 37:15, 38:3, 39:23, 42:14, 47:4, 47:10, 48:24, 49:3, 51:9, 52:8
didn't [7] - 8:17, 34:3, 42:16, 42:23, 43:17, 44:2, 45:25
die [1] - 20:20
dies [1] - 20:19
different [5] - 5:22, 6:11, 16:8, 36:22

difficult [2] - 31:24, 32:4
dig [3] - 24:22, 35:24, 49:16
digging [5] - 25:8, 26:23, 28:16, 31:2, 39:23
dinner [3] - 15:3, 15:5, 15:12
dinners [1] - 17:22
direct [1] - 41:9
direction [2] - 5:8, 36:4
discipline [1] - 6:6
discuss [2] - 10:10, 16:25
discussed [3] - 15:5, 15:9, 25:20
discussion [2] - 15:7, 31:1
distinction [6] - 15:9, 15:22, 15:25, 17:2, 19:19, 20:24
ditch [1] - 33:17
ditching [1] - 34:13
diverge [1] - 34:1
diverted [1] - 47:8
division [1] - 19:22
do [52] - 2:13, 3:23, 4:20, 5:14, 7:4, 8:21, 8:22, 9:4, 9:24, 13:7, 13:11, 13:12, 13:15, 13:24, 14:12, 16:19, 17:3, 18:6, 18:7, 18:14, 18:21, 19:9, 20:5, 21:25, 23:9, 28:4, 29:4, 29:11, 30:5, 32:19, 32:21, 33:4, 33:14, 37:12, 42:6, 42:18, 43:1, 44:13, 44:23, 46:6, 47:4, 49:3, 49:4, 49:6, 49:13, 49:14, 50:24, 51:3, 51:12, 51:19, 52:15
documented [1] - 49:16
documents [1] - 4:24
does [10] - 8:6, 14:11, 15:24, 18:5, 28:21, 28:25, 36:2, 38:15, 40:2, 46:7
doesn't [2] - 24:12, 35:11
doing [12] - 5:10, 10:23, 10:25, 14:5, 17:4, 25:16, 30:21, 31:5, 31:6, 32:7, 41:17, 48:8
dollar [1] - 9:3

dollars [3] - 36:13, 41:17, 45:4
Don [1] - 36:18
don't [43] - 3:25, 7:6, 9:9, 11:1, 13:25, 16:14, 16:16, 18:18, 19:13, 19:18, 20:9, 21:6, 21:17, 21:18, 22:1, 22:12, 24:24, 25:12, 25:14, 25:23, 26:10, 26:14, 26:23, 27:22, 30:1, 30:2, 30:3, 30:4, 30:16, 33:3, 33:4, 33:7, 34:2, 35:18, 39:3, 40:3, 40:13, 41:6, 41:12, 43:23, 46:9, 50:15, 51:20
donate [1] - 8:15
done [13] - 3:20, 5:18, 9:7, 14:2, 17:20, 17:22, 21:18, 29:15, 30:6, 32:5, 33:12, 39:1, 53:7
door [1] - 10:24
down [18] - 2:7, 4:18, 6:10, 6:12, 21:6, 24:1, 24:7, 28:22, 29:17, 32:3, 32:12, 35:17, 35:19, 38:8, 38:15, 49:2, 50:9, 50:19
DPW [2] - 3:23, 4:10
drain [9] - 23:23, 24:14, 26:9, 26:11, 26:13, 26:17, 29:8, 35:25, 44:11
Drake's [1] - 50:13
drawings [3] - 5:18, 5:24, 6:6
Drive [3] - 11:10, 12:20, 14:13
drive [4] - 11:14, 14:14, 19:6, 31:11
driveway [1] - 40:1
driveways [2] - 11:24, 11:25
driving [1] - 11:22
dry [1] - 2:23
Dubernas [1] - 13:21
dug [1] - 24:18
dump [1] - 43:17
during [1] - 15:6
DURKIN [17] - 30:7, 30:14, 30:19, 33:14, 34:2, 34:9, 34:22, 35:1, 35:5, 40:16, 40:20, 43:20, 44:9, 44:14, 44:23, 45:3, 49:21

| | | | | |
|---|---|--|--|---|
| <p>Durkin [2] - 30:7, 39:19</p> | <p>42:23 evening [2] - 2:1, 14:23 ever [3] - 10:19, 16:11, 26:23 every [3] - 4:17, 9:24, 17:24 everybody [6] - 10:8, 11:20, 19:17, 20:21, 37:20, 48:20 everybody's [1] - 11:21 everyone [1] - 16:2 everything [16] - 2:22, 6:4, 6:8, 17:13, 18:17, 30:23, 31:16, 33:2, 33:17, 42:22, 47:17, 48:11, 48:24, 49:7, 49:13, 49:15 everything's [1] - 4:10 everywhere [1] - 24:18 exactly [2] - 28:20, 48:7 exasperated [1] - 47:5 exasperating [1] - 38:8 excavating [1] - 38:3 excess [1] - 38:13 executive [3] - 5:15, 7:21, 52:14 existed [2] - 37:1, 39:19 existing [4] - 33:15, 39:7, 39:22, 44:10 expanded [1] - 42:24</p> | <p>22:15, 25:20, 26:5, 26:10, 28:15, 33:11, 33:19, 34:6, 34:18, 36:5, 36:14, 37:21, 40:9, 46:22, 48:9, 49:23, 51:8 feel [2] - 22:4, 22:11 feet [6] - 7:8, 7:10, 11:8, 12:16, 31:2, 33:6 Felittese [11] - 14:25, 17:7, 17:19, 17:23, 19:17, 20:4, 20:14, 20:20, 21:21, 22:9, 22:23 Felitto [20] - 15:2, 15:4, 15:15, 15:18, 15:24, 16:3, 16:4, 16:7, 16:14, 16:16, 16:25, 17:11, 18:4, 18:6, 18:15, 19:5, 20:4, 20:12, 23:9 fell [1] - 8:4 felt [1] - 31:3 fence [1] - 42:21 FERRETT [9] - 1:19, 32:18, 41:20, 42:8, 42:18, 43:6, 43:19, 43:23, 51:23 festival [2] - 17:7, 19:18 festivals [1] - 14:25 few [6] - 3:14, 3:18, 13:23, 16:3, 19:20, 22:21 field [3] - 18:11, 37:25, 38:19 figure [3] - 42:5, 43:4, 48:2 figures [1] - 10:3 fill [1] - 28:18 final [1] - 6:3 finalize [2] - 5:17, 5:19 finalized [1] - 6:8 find [7] - 3:19, 5:5, 9:4, 9:8, 9:9, 16:21, 39:20 finding [1] - 13:25 findings [1] - 24:6 finish [1] - 49:14 fire [1] - 5:6 first [2] - 4:6, 24:8 five [5] - 6:11, 6:20, 6:24, 11:24, 36:14 fix [9] - 25:3, 25:22, 27:3, 32:20, 32:21, 44:8, 44:25, 46:8, 47:19 fixed [2] - 24:25, 25:2 fixing [1] - 43:14</p> | <p>flooding [1] - 47:1 flow [1] - 32:12 flowing [1] - 49:2 flows [3] - 36:2, 36:4, 45:15 fluent [1] - 18:5 food [2] - 16:10, 16:11 foot [1] - 28:13 football [4] - 10:21, 11:12, 11:17, 19:23 for [80] - 2:2, 2:5, 2:14, 3:2, 3:5, 3:11, 3:23, 3:25, 4:20, 4:21, 4:22, 4:23, 4:24, 5:1, 5:17, 7:8, 7:18, 7:19, 7:20, 8:5, 8:17, 8:19, 9:3, 9:18, 9:20, 9:22, 9:25, 10:1, 10:5, 10:12, 10:14, 12:25, 13:7, 13:23, 15:6, 15:15, 16:22, 17:3, 18:12, 19:15, 20:13, 20:24, 21:12, 21:16, 21:23, 25:24, 29:25, 30:24, 32:6, 32:20, 33:2, 33:5, 33:15, 33:22, 33:23, 35:4, 36:19, 37:11, 37:12, 37:14, 39:4, 39:20, 40:17, 40:21, 40:22, 41:18, 42:20, 44:2, 44:23, 45:16, 45:21, 45:22, 47:6, 47:24, 50:1, 51:10, 52:5 foregoing [2] - 53:4, 53:6 FORGE [4] - 1:1, 1:2, 1:11, 1:13 Forge [9] - 2:3, 3:14, 10:9, 16:7, 16:18, 17:13, 18:14, 19:14, 37:10 forth [1] - 47:25 forward [2] - 6:7, 48:19 four [1] - 6:11 fraction [1] - 41:13 free [1] - 44:18 frequent [2] - 31:11, 37:4 Friday [2] - 13:11, 13:14 from [46] - 2:7, 2:8, 4:5, 4:8, 4:9, 5:9, 5:12, 6:18, 8:11, 9:15, 11:6, 11:8, 11:16, 11:25, 12:14, 12:17, 14:8, 15:12, 16:6, 17:6, 19:7, 19:13, 20:7, 22:7,</p> | <p>26:8, 26:15, 28:5, 28:9, 30:7, 30:12, 31:25, 32:5, 33:10, 34:6, 35:17, 36:12, 36:15, 37:2, 39:18, 42:2, 44:7, 45:9, 45:18, 49:21, 50:12, 51:11 front [6] - 11:21, 12:19, 21:19, 23:22, 27:18, 31:13 full [1] - 4:23 fund [3] - 16:22, 17:20, 21:14 fund-raise [1] - 16:22 fund-raisers [1] - 21:14 fund-raising [1] - 17:20 funeral [1] - 12:15 further [1] - 29:15</p> |
| <p>E</p> <p>E [2] - 53:2 e [6] - 4:3, 39:18, 45:8, 46:3, 46:14, 47:16 e-mail [5] - 4:3, 39:18, 45:8, 46:3, 46:14 e-mails [1] - 47:16 each [2] - 6:5, 15:6 Eagle [1] - 8:12 Eagle-McClure [1] - 8:12 easier [1] - 18:10 easily [1] - 48:13 East [3] - 10:11, 11:25, 13:8 easy [4] - 16:23, 17:2, 17:3, 25:22 edge [1] - 29:22 eight [1] - 7:10 elected [1] - 15:4 electricity [1] - 6:14 elevation [1] - 43:5 Elio [3] - 11:9, 12:20, 14:13 else [10] - 2:24, 3:8, 7:15, 9:15, 18:19, 26:18, 29:11, 34:5, 47:17, 50:5 emergency [1] - 7:12 end [2] - 28:5, 30:10 engineer [6] - 27:25, 30:3, 42:10, 43:17, 44:3, 45:9 engineering [5] - 38:25, 39:4, 41:18, 44:13, 45:21 English [1] - 18:7 enough [1] - 22:3 ENRADD [2] - 51:9, 51:16 entail [1] - 46:7 entertain [2] - 50:6, 52:16 entire [1] - 48:22 environmental [1] - 5:13 especially [1] - 12:5 ESQUIRE [1] - 1:22 estimate [3] - 7:5, 7:8, 36:12 estimated [2] - 44:20, 45:1 et [1] - 42:3 even [8] - 10:22, 11:23, 12:3, 12:8, 13:5, 32:7, 39:23,</p> | <p>F</p> <p>F [1] - 53:2 fact [2] - 31:16, 42:21 facts [1] - 36:25 failed [1] - 38:5 fair [3] - 19:5, 37:19, 37:20 fall [4] - 20:10, 20:14, 27:11, 27:21 Fallon [3] - 10:11, 11:11, 13:9 falls [1] - 27:23 familiar [1] - 24:5 family [1] - 15:3 far [2] - 3:19, 34:4 farther [1] - 25:1 fast [2] - 11:19, 11:22 faster [1] - 50:17 father [1] - 23:4 favor [1] - 52:20 FEBBO [21] - 1:20, 20:3, 21:3, 21:24,</p> | <p>22:15, 25:20, 26:5, 26:10, 28:15, 33:11, 33:19, 34:6, 34:18, 36:5, 36:14, 37:21, 40:9, 46:22, 48:9, 49:23, 51:8 feel [2] - 22:4, 22:11 feet [6] - 7:8, 7:10, 11:8, 12:16, 31:2, 33:6 Felittese [11] - 14:25, 17:7, 17:19, 17:23, 19:17, 20:4, 20:14, 20:20, 21:21, 22:9, 22:23 Felitto [20] - 15:2, 15:4, 15:15, 15:18, 15:24, 16:3, 16:4, 16:7, 16:14, 16:16, 16:25, 17:11, 18:4, 18:6, 18:15, 19:5, 20:4, 20:12, 23:9 fell [1] - 8:4 felt [1] - 31:3 fence [1] - 42:21 FERRETT [9] - 1:19, 32:18, 41:20, 42:8, 42:18, 43:6, 43:19, 43:23, 51:23 festival [2] - 17:7, 19:18 festivals [1] - 14:25 few [6] - 3:14, 3:18, 13:23, 16:3, 19:20, 22:21 field [3] - 18:11, 37:25, 38:19 figure [3] - 42:5, 43:4, 48:2 figures [1] - 10:3 fill [1] - 28:18 final [1] - 6:3 finalize [2] - 5:17, 5:19 finalized [1] - 6:8 find [7] - 3:19, 5:5, 9:4, 9:8, 9:9, 16:21, 39:20 finding [1] - 13:25 findings [1] - 24:6 finish [1] - 49:14 fire [1] - 5:6 first [2] - 4:6, 24:8 five [5] - 6:11, 6:20, 6:24, 11:24, 36:14 fix [9] - 25:3, 25:22, 27:3, 32:20, 32:21, 44:8, 44:25, 46:8, 47:19 fixed [2] - 24:25, 25:2 fixing [1] - 43:14</p> | <p>flooding [1] - 47:1 flow [1] - 32:12 flowing [1] - 49:2 flows [3] - 36:2, 36:4, 45:15 fluent [1] - 18:5 food [2] - 16:10, 16:11 foot [1] - 28:13 football [4] - 10:21, 11:12, 11:17, 19:23 for [80] - 2:2, 2:5, 2:14, 3:2, 3:5, 3:11, 3:23, 3:25, 4:20, 4:21, 4:22, 4:23, 4:24, 5:1, 5:17, 7:8, 7:18, 7:19, 7:20, 8:5, 8:17, 8:19, 9:3, 9:18, 9:20, 9:22, 9:25, 10:1, 10:5, 10:12, 10:14, 12:25, 13:7, 13:23, 15:6, 15:15, 16:22, 17:3, 18:12, 19:15, 20:13, 20:24, 21:12, 21:16, 21:23, 25:24, 29:25, 30:24, 32:6, 32:20, 33:2, 33:5, 33:15, 33:22, 33:23, 35:4, 36:19, 37:11, 37:12, 37:14, 39:4, 39:20, 40:17, 40:21, 40:22, 41:18, 42:20, 44:2, 44:23, 45:16, 45:21, 45:22, 47:6, 47:24, 50:1, 51:10, 52:5 foregoing [2] - 53:4, 53:6 FORGE [4] - 1:1, 1:2, 1:11, 1:13 Forge [9] - 2:3, 3:14, 10:9, 16:7, 16:18, 17:13, 18:14, 19:14, 37:10 forth [1] - 47:25 forward [2] - 6:7, 48:19 four [1] - 6:11 fraction [1] - 41:13 free [1] - 44:18 frequent [2] - 31:11, 37:4 Friday [2] - 13:11, 13:14 from [46] - 2:7, 2:8, 4:5, 4:8, 4:9, 5:9, 5:12, 6:18, 8:11, 9:15, 11:6, 11:8, 11:16, 11:25, 12:14, 12:17, 14:8, 15:12, 16:6, 17:6, 19:7, 19:13, 20:7, 22:7,</p> | <p>26:8, 26:15, 28:5, 28:9, 30:7, 30:12, 31:25, 32:5, 33:10, 34:6, 35:17, 36:12, 36:15, 37:2, 39:18, 42:2, 44:7, 45:9, 45:18, 49:21, 50:12, 51:11 front [6] - 11:21, 12:19, 21:19, 23:22, 27:18, 31:13 full [1] - 4:23 fund [3] - 16:22, 17:20, 21:14 fund-raise [1] - 16:22 fund-raisers [1] - 21:14 fund-raising [1] - 17:20 funeral [1] - 12:15 further [1] - 29:15</p> <p>G</p> <p>Gaff [1] - 8:3 gain [1] - 23:10 galvanized [1] - 24:17 game [3] - 10:20, 13:14, 14:15 garage [2] - 24:15, 28:14 garbage [1] - 13:2 Garber [1] - 14:23 gas [2] - 11:16, 12:23 gather [1] - 21:9 gave [1] - 43:12 generate [1] - 33:9 generation [1] - 23:5 gentleman [1] - 52:8 get [36] - 5:16, 6:8, 6:16, 6:23, 7:2, 7:13, 7:23, 8:7, 8:23, 9:1, 9:2, 9:7, 9:10, 10:2, 11:1, 11:2, 12:3, 12:23, 14:2, 17:14, 17:20, 17:21, 20:1, 20:7, 22:8, 23:3, 23:25, 25:1, 25:9, 41:6, 43:4, 46:9, 48:19, 49:24, 50:21, 51:9 gets [2] - 36:1, 46:4 getting [4] - 21:18, 40:7, 46:14, 48:14 Gighiarelli [3] - 11:10, 12:20, 14:13 give [5] - 3:21, 4:25, 14:18, 42:6, 48:6 gladly [1] - 17:19 go [30] - 2:7, 6:1, 6:7,</p> |

| | |
|--|---|
| 6:13, 7:13, 9:15, 10:7, 10:23, 11:9, 11:13, 12:11, 13:2, 19:5, 20:19, 23:6, 23:11, 24:12, 28:21, 30:4, 34:1, 34:3, 34:17, 38:19, 40:14, 43:9, 47:8, 47:14, 49:16, 50:9 goes [9] - 11:5, 24:11, 33:18, 34:21, 34:23, 34:25, 35:5, 36:17, 47:13 going [52] - 2:13, 5:6, 5:21, 9:14, 9:21, 10:7, 11:18, 11:23, 12:4, 12:8, 13:6, 13:9, 13:25, 14:5, 14:15, 16:22, 16:23, 17:18, 20:25, 21:1, 21:8, 26:3, 27:11, 27:20, 30:25, 31:1, 31:2, 31:23, 32:12, 32:21, 38:6, 38:7, 38:8, 38:10, 38:25, 39:5, 39:19, 39:21, 40:21, 41:16, 41:17, 41:19, 42:13, 46:19, 47:7, 47:9, 50:6, 50:15, 50:17, 51:25, 52:2, 52:16 gone [3] - 4:18, 36:21, 49:5 good [15] - 2:1, 4:10, 10:20, 14:23, 19:25, 22:5, 23:14, 23:19, 33:1, 36:20, 41:10, 45:11, 46:6, 49:4, 51:8 got [6] - 4:3, 4:7, 28:13, 36:11, 43:22, 47:21 gotten [4] - 6:18, 7:12, 47:12, 50:11 government [2] - 21:1, 21:2 Grace [4] - 10:9, 10:11, 12:1, 13:8 grade [1] - 34:4 grandfather [1] - 23:5 grant [3] - 4:2, 4:7, 4:9 great [1] - 17:8 green [4] - 10:18, 11:16, 12:17, 12:23 grip [1] - 5:16 Gubio [2] - 15:22, 23:11 guess [7] - 5:2, 5:5, 5:16, 30:2, 37:25, 44:22, 50:17 | guys [8] - 4:23, 21:4, 21:19, 29:19, 38:2, 44:1, 47:4, 50:1 H had [17] - 5:11, 11:12, 15:3, 16:11, 24:1, 24:4, 31:22, 32:8, 32:23, 38:11, 38:17, 43:25, 44:5, 44:19, 45:24, 48:15, 48:23 half [2] - 7:14, 19:6 half-decent [1] - 7:14 handle [1] - 38:15 haphazardly [1] - 16:13 happen [5] - 14:1, 14:10, 14:11, 16:12, 41:19 happened [2] - 15:16, 29:6 happening [1] - 42:2 happy [2] - 41:11, 48:20 harder [1] - 17:4 Harrison [3] - 50:12, 50:15, 50:19 has [18] - 2:8, 4:8, 8:4, 15:16, 16:2, 17:22, 23:23, 29:8, 42:18, 42:19, 45:16, 45:17, 45:20, 45:21, 45:22, 46:5, 47:11, 49:11 have [95] - 2:13, 3:1, 3:12, 3:23, 3:25, 4:19, 4:21, 6:17, 6:18, 7:4, 7:6, 7:8, 7:13, 7:17, 7:19, 8:17, 9:17, 9:21, 9:22, 10:4, 10:13, 10:18, 11:1, 12:10, 13:7, 13:25, 14:12, 15:1, 15:6, 15:14, 15:21, 15:23, 15:24, 16:7, 16:24, 17:7, 17:9, 18:1, 18:2, 18:4, 18:5, 18:7, 18:8, 18:12, 18:14, 19:1, 19:12, 20:23, 21:7, 21:13, 22:1, 22:6, 23:24, 26:17, 26:19, 29:11, 29:20, 31:15, 32:1, 32:14, 32:19, 33:2, 33:7, 33:11, 33:17, 34:10, 36:11, 36:21, 36:25, 37:13, 38:9, 38:10, 39:1, 39:6, 39:20, 39:24, 40:23, 41:2, 41:21, 42:13, 43:4, 44:25, 46:11, 47:10, 48:5, 48:11, 49:15, 50:8, 50:15, 51:5, 51:21, 52:4, 52:14, 52:15 haven't [2] - 6:15, 37:25 he [5] - 8:17, 24:4, 24:13, 27:25, 28:1 he's [1] - 28:2 heads [1] - 2:7 hear [2] - 2:7, 12:22 heard [2] - 39:11, 39:12 hearing [1] - 41:22 heartfelt [1] - 15:1 heavy [3] - 13:16, 32:8, 34:11 held [2] - 19:14, 21:15 hello [1] - 10:8 help [4] - 16:17, 17:19, 18:5, 22:4 Henderson [1] - 52:3 here [18] - 5:21, 6:12, 8:20, 10:9, 14:18, 14:24, 17:12, 17:14, 21:1, 21:19, 23:2, 29:18, 33:2, 36:20, 37:11, 46:2, 47:3, 47:24 hereby [1] - 53:4 heritage [1] - 18:16 Hershey [1] - 19:23 high [2] - 36:2, 36:7 hill [2] - 32:13, 49:2 him [1] - 9:3 his [4] - 24:14, 24:15, 26:15, 31:22 historical [2] - 22:13, 22:25 hit [2] - 24:19, 24:21 hits [1] - 34:16 hitting [1] - 11:18 holding [1] - 11:4 hole [2] - 49:11, 49:17 HOLLICK [3] - 39:18, 48:5, 48:22 home [2] - 12:15, 13:14 homes [1] - 16:5 honor [1] - 19:20 HOOVER [6] - 1:21, 14:14, 27:14, 28:21, 51:24, 52:11 HOP [1] - 2:18 hopefully [1] - 50:1 hour [1] - 19:6 house [7] - 8:15, 11:21, 12:22, 24:15, 29:1, 29:3, 30:11 how [20] - 4:8, 4:15, 14:11, 16:21, 19:3, 19:9, 22:10, 25:25, 26:25, 28:21, 42:20, 43:1, 43:4, 44:8, 44:15, 44:17, 44:18, 47:18, 47:19, 47:25 Howe [1] - 3:3 however [1] - 16:7 Humphrey [1] - 51:25 hundred [1] - 40:17 hundred-year [1] - 40:17 I i [1] - 18:22 I [194] - 3:9, 3:14, 3:25, 4:1, 4:3, 4:6, 4:23, 5:2, 5:5, 5:14, 5:15, 6:11, 6:12, 6:18, 6:23, 7:6, 7:16, 7:23, 7:24, 8:7, 9:8, 9:9, 10:8, 10:14, 10:18, 11:11, 11:22, 12:1, 12:3, 12:10, 13:4, 13:15, 13:25, 14:10, 14:17, 14:24, 15:1, 15:10, 15:12, 15:18, 16:2, 16:11, 16:14, 16:16, 16:19, 17:2, 17:4, 17:6, 17:18, 17:20, 17:22, 18:1, 18:8, 18:12, 18:16, 18:18, 19:1, 19:11, 19:13, 19:15, 19:17, 19:18, 19:19, 19:24, 20:9, 20:12, 20:15, 20:16, 20:19, 20:23, 21:6, 21:12, 21:14, 21:17, 21:18, 22:2, 22:3, 22:11, 22:23, 23:1, 23:4, 23:14, 23:24, 24:1, 24:3, 24:4, 24:8, 24:9, 24:13, 24:15, 24:20, 24:21, 24:24, 24:25, 25:14, 25:17, 25:18, 26:14, 26:22, 26:23, 27:7, 27:22, 27:25, 28:5, 28:13, 29:4, 29:18, 29:25, 30:1, 30:2, 30:3, 30:4, 30:8, 30:14, 30:16, 30:17, 30:19, 31:1, 31:3, 31:6, 31:10, 31:16, 31:21, 32:5, 32:22, 32:25, 33:3, 33:5, 33:7, 33:14, 34:2, 34:9, 34:11, 34:12, 34:22, 35:16, 35:18, 35:23, 36:8, 36:20, 37:4, 37:25, 38:16, 39:1, 39:3, 39:18, 39:20, 40:3, 40:16, 40:25, 41:6, 41:7, 41:20, 41:21, 41:22, 43:3, 43:15, 44:14, 45:25, 46:4, 46:7, 46:12, 47:17, 47:22, 48:1, 48:12, 48:18, 48:23, 48:24, 49:9, 49:23, 50:8, 50:17, 51:10, 51:20, 51:21, 52:4, 52:13, 52:15, 53:2, 53:4 I'd [5] - 7:20, 13:10, 18:11, 29:6, 44:10 I'll [8] - 3:18, 3:19, 4:25, 7:7, 25:1, 27:12, 29:16, 52:18 I'm [32] - 2:12, 6:23, 8:20, 9:21, 10:9, 12:15, 13:6, 18:15, 18:21, 20:11, 20:12, 21:3, 21:4, 21:11, 21:22, 22:15, 23:25, 26:3, 26:21, 26:22, 27:24, 30:7, 35:20, 37:1, 37:3, 41:16, 42:9, 43:20, 45:8, 46:2, 46:3, 47:3 I'm [1] - 51:8 I've [3] - 10:12, 39:12, 50:11 idea [3] - 22:5, 22:24, 23:15 if [59] - 2:8, 2:10, 5:21, 8:23, 10:19, 10:22, 10:23, 11:15, 11:23, 12:3, 12:4, 12:5, 12:8, 12:11, 13:2, 13:13, 13:17, 14:17, 17:8, 18:18, 18:20, 19:24, 20:18, 20:19, 22:8, 22:9, 22:11, 22:12, 22:17, 22:21, 23:11, 24:25, 26:5, 26:8, 26:10, 26:14, 26:15, 27:2, 27:5, 27:10, 27:19, 27:22, 28:8, 29:10, 33:6, 33:21, 35:18, 37:6, 40:3, 40:23, 41:8, 42:6, 42:9, 43:3, 44:24, 45:1, 46:4, 48:2, 51:3 imaginary [2] - 44:25, 45:1 imagine [1] - 31:24 |
|--|---|

| | | | | | | |
|---|---|---|---|---|---|---|
| <p>immediately [1] - 15:10</p> <p>impact [1] - 39:5</p> <p>implement [1] - 51:19</p> <p>improvement [1] - 49:4</p> <p>IN [1] - 1:5</p> <p>In [1] - 31:16</p> <p>in [93] - 2:10, 3:14, 4:8, 4:10, 5:8, 5:9, 5:15, 5:25, 6:7, 6:10, 6:17, 7:11, 8:11, 10:9, 11:21, 12:19, 13:12, 14:1, 14:2, 14:25, 15:14, 15:17, 15:21, 15:23, 15:25, 16:7, 17:18, 18:6, 18:19, 18:25, 19:23, 19:25, 20:7, 20:18, 21:8, 21:14, 21:19, 22:14, 23:2, 23:22, 25:1, 25:19, 26:2, 27:9, 27:18, 28:8, 28:13, 30:1, 30:15, 30:22, 31:13, 32:11, 33:12, 35:2, 36:4, 36:9, 36:11, 36:23, 37:4, 37:11, 38:2, 38:6, 39:3, 40:13, 41:1, 41:4, 41:6, 42:11, 42:17, 44:16, 44:19, 46:8, 46:13, 47:4, 48:16, 49:19, 50:1, 50:3, 50:4, 51:11, 52:5, 52:20</p> <p>inch [3] - 27:16, 27:23, 41:13</p> <p>include [1] - 42:16</p> <p>incorporate [1] - 38:5</p> <p>info [1] - 39:10</p> <p>information [5] - 3:19, 3:21, 4:1, 23:17, 38:21</p> <p>initial [2] - 5:7, 48:3</p> <p>initially [1] - 47:19</p> <p>inside [1] - 12:22</p> <p>installing [1] - 52:2</p> <p>insult [1] - 18:19</p> <p>intent [1] - 48:3</p> <p>intention [1] - 47:18</p> <p>interested [4] - 22:14, 22:17, 22:22, 23:1</p> <p>interpreters [1] - 18:7</p> <p>intersection [1] - 35:25</p> <p>into [31] - 10:7, 10:17, 10:21, 14:6, 29:9, 31:25, 33:20, 33:25, 34:7, 34:14, 34:16, 34:23, 34:25, 35:2,</p> | <p>35:5, 35:8, 36:10, 36:17, 37:24, 38:7, 38:13, 38:19, 42:12, 42:13, 43:18, 44:10, 45:14, 47:7, 47:14, 48:14</p> <p>invest [1] - 36:23</p> <p>invite [4] - 22:20, 22:22, 22:24</p> <p>involved [3] - 17:24, 21:9, 46:10</p> <p>Ireland [1] - 15:24</p> <p>Irish [1] - 18:24</p> <p>is [93] - 2:4, 3:4, 3:13, 4:4, 4:15, 5:3, 5:6, 5:19, 7:13, 8:3, 8:6, 10:7, 10:22, 11:8, 11:11, 11:23, 12:6, 12:10, 12:15, 12:21, 12:25, 13:16, 13:19, 13:21, 15:18, 15:19, 16:10, 16:14, 16:24, 17:18, 18:14, 18:17, 19:6, 19:25, 20:22, 20:24, 21:1, 21:17, 22:5, 22:19, 23:6, 23:9, 23:11, 23:22, 25:6, 25:15, 25:21, 25:25, 26:9, 26:25, 27:8, 27:11, 27:20, 29:11, 30:5, 30:9, 31:16, 31:17, 31:19, 33:8, 33:15, 34:12, 34:13, 35:10, 35:18, 38:25, 39:3, 40:3, 40:5, 40:8, 40:19, 40:25, 41:16, 41:23, 42:2, 42:9, 42:15, 42:21, 43:1, 44:7, 45:13, 46:19, 46:21, 47:3, 49:15, 50:6, 50:21, 51:25, 52:6, 52:16, 53:6</p> <p>isn't [3] - 8:13, 18:23, 18:24</p> <p>issue [16] - 8:4, 14:9, 29:5, 30:6, 31:9, 32:25, 33:2, 35:18, 39:19, 40:3, 40:8, 43:15, 45:16, 45:22, 46:21, 47:25</p> <p>issues [4] - 29:20, 32:24, 33:9, 48:16</p> <p>it [158] - 3:13, 5:15, 5:16, 7:6, 7:8, 7:13, 7:16, 8:2, 8:4, 8:5, 8:6, 8:7, 8:13, 8:16, 8:23, 8:24, 9:2, 9:6, 9:16, 10:20, 10:21, 11:15, 11:16, 13:11,</p> | <p>13:12, 13:19, 14:2, 14:18, 15:18, 16:12, 16:15, 16:19, 17:3, 17:4, 17:7, 17:8, 18:4, 18:10, 18:19, 19:15, 20:1, 20:6, 20:18, 20:20, 20:22, 20:23, 21:4, 21:5, 21:7, 21:13, 21:18, 22:11, 22:15, 24:2, 24:5, 24:8, 24:10, 24:12, 24:21, 24:25, 25:1, 25:5, 25:8, 25:15, 25:18, 26:4, 26:9, 26:12, 26:16, 26:19, 26:22, 27:9, 27:22, 27:23, 28:5, 28:20, 28:21, 28:25, 29:2, 29:5, 29:9, 29:11, 29:16, 30:2, 30:3, 30:20, 31:3, 31:15, 31:22, 31:24, 32:14, 32:15, 32:16, 33:4, 34:9, 34:14, 34:15, 34:16, 34:21, 34:24, 35:11, 35:16, 35:23, 36:2, 36:4, 36:10, 37:2, 37:7, 37:16, 37:23, 37:24, 38:13, 38:15, 38:23, 39:11, 40:2, 41:10, 42:7, 42:9, 42:21, 43:5, 43:8, 44:2, 44:8, 44:10, 44:11, 44:18, 44:24, 45:1, 45:5, 45:17, 45:20, 45:22, 45:25, 46:3, 46:4, 46:8, 46:12, 46:15, 46:16, 46:24, 47:8, 47:11, 47:12, 47:14, 47:19, 47:21, 48:19, 49:7, 50:4, 50:21, 51:14, 52:11</p> <p>it's [51] - 4:14, 4:18, 7:8, 7:9, 8:2, 8:11, 9:11, 9:12, 9:14, 10:16, 11:3, 12:13, 13:25, 16:16, 16:22, 16:23, 17:2, 23:14, 24:16, 25:12, 25:19, 26:1, 26:8, 26:10, 26:14, 26:15, 26:17, 27:1, 27:2, 27:5, 28:5, 30:20, 30:21, 31:7, 32:3, 32:4, 32:11, 38:6, 38:7, 38:14, 39:5, 40:20, 41:19, 41:25, 43:5, 46:17, 46:19, 47:1, 47:9, 51:5</p> <p>Italian [5] - 18:6, 18:9,</p> | <p>18:16, 18:23, 20:12</p> <p>Italians [1] - 19:18</p> <p>Italy [2] - 15:22, 23:11</p> <p>items [1] - 52:12</p> <p>itself [2] - 19:19, 20:8</p> | <p>J</p> <p>JAMES [1] - 1:21</p> <p>Jeff [3] - 14:20, 14:22, 22:19</p> <p>Jessup [3] - 15:22, 18:23, 23:12</p> <p>Joe [5] - 30:7, 32:4, 32:16, 39:19, 40:11</p> <p>joint [1] - 21:2</p> <p>joint-government [1] - 21:2</p> <p>jointly [2] - 47:18, 48:1</p> <p>JOSEPH [1] - 1:19</p> <p>junior [1] - 10:21</p> <p>just [47] - 3:9, 4:7, 4:14, 5:1, 6:2, 6:3, 7:20, 9:2, 9:4, 10:16, 11:3, 11:15, 11:25, 12:11, 12:22, 16:12, 17:13, 19:18, 21:17, 24:10, 24:25, 27:6, 28:5, 30:8, 31:3, 31:17, 31:21, 32:5, 33:22, 34:10, 35:25, 39:20, 44:6, 44:17, 44:21, 46:8, 46:12, 46:14, 47:20, 48:20, 49:8, 49:12, 49:15, 49:16, 50:3, 50:24</p> | <p>K</p> <p>keep [2] - 50:3</p> <p>Keyser [1] - 8:10</p> <p>kids [2] - 11:4, 50:23</p> <p>kind [6] - 17:1, 21:2, 23:16, 25:22, 30:9, 39:5</p> <p>kinds [2] - 32:24</p> <p>know [28] - 11:3, 11:11, 13:4, 15:21, 17:14, 18:18, 20:17, 22:3, 22:12, 24:20, 26:10, 26:14, 30:2, 30:3, 30:4, 30:16, 30:20, 31:12, 33:4, 33:6, 35:18, 36:25, 37:10, 38:16, 43:7, 45:25, 46:7, 48:7</p> <p>knows [1] - 3:10</p> | <p>L</p> <p>land [1] - 37:14</p> <p>Lane [1] - 50:13</p> <p>lap [1] - 20:7</p> <p>last [7] - 4:5, 17:5, 36:20, 41:13, 46:4, 46:13, 51:10</p> <p>later [2] - 41:1, 50:2</p> <p>lead [1] - 20:5</p> <p>least [3] - 5:12, 12:16, 48:25</p> <p>leave [2] - 7:24, 41:13</p> <p>left [1] - 29:3</p> <p>LEGG [6] - 45:5, 45:10, 50:11, 51:7, 51:13, 51:17</p> <p>Legg [1] - 15:12</p> <p>length [1] - 25:21</p> <p>less [3] - 4:12, 4:14, 45:3</p> <p>let [2] - 9:4, 20:18</p> <p>let's [4] - 14:2, 14:12, 44:6, 46:5</p> <p>letters [1] - 3:18</p> <p>Lettieri [1] - 22:24</p> <p>LETTIERI [6] - 1:22, 19:2, 19:8, 22:13, 22:16, 51:21</p> <p>level [1] - 25:18</p> <p>liens [1] - 8:1</p> <p>lies [1] - 41:24</p> <p>life [1] - 10:14</p> <p>lifelong [1] - 37:8</p> <p>light [7] - 10:18, 11:16, 12:17, 12:23, 13:20, 50:16, 51:6</p> <p>lights [1] - 51:4</p> <p>like [27] - 2:11, 6:2, 7:8, 10:20, 11:15, 12:6, 12:16, 13:10, 15:25, 17:1, 17:12, 17:16, 18:14, 18:20, 22:10, 22:21, 29:6, 29:25, 30:10, 30:16, 33:5, 40:2, 41:7, 46:8, 49:3, 49:8, 52:13</p> <p>limit [5] - 10:23, 10:25, 11:24, 12:4, 12:8</p> <p>line [2] - 26:25, 29:7</p> <p>list [2] - 6:24, 7:2</p> <p>listen [1] - 32:22</p> <p>litigation [1] - 7:21</p> <p>little [6] - 4:1, 6:4, 14:18, 31:19, 41:22, 50:17</p> <p>live [4] - 10:9, 16:8, 37:9, 38:16</p> <p>lived [3] - 8:19, 10:12,</p> |
|---|---|---|---|---|---|---|

10:14
lives [1] - 37:10
living [1] - 10:13
LLVSA [1] - 2:18
locations [1] - 36:22
long [8] - 8:18, 15:18,
 25:15, 32:6, 32:7,
 33:6, 35:4
longer [2] - 17:5, 38:6
look [6] - 12:2, 12:25,
 14:6, 41:10, 44:9,
 44:14
looked [6] - 24:8,
 24:10, 35:23, 43:7,
 47:21
looking [7] - 21:9,
 21:11, 25:5, 31:22,
 35:8, 42:20, 47:24
LOPATKA [26] - 2:20,
 4:22, 6:22, 7:6, 7:16,
 25:5, 25:10, 26:19,
 27:5, 28:4, 28:20,
 28:23, 29:8, 30:17,
 35:7, 35:14, 36:8,
 42:14, 43:3, 43:12,
 43:21, 43:24, 45:24,
 46:12, 46:18, 47:16
lot [16] - 8:11, 15:14,
 17:5, 17:17, 18:6,
 18:10, 18:18, 18:25,
 21:7, 24:17, 28:2,
 31:11, 37:5, 49:3,
 50:11, 50:23
lots [1] - 3:6
Lou [3] - 30:17, 31:7,
 35:23
LOUIS [1] - 1:20
love [2] - 15:5, 18:16
low [1] - 31:18

M

made [1] - 18:17
mail [5] - 4:3, 39:18,
 45:8, 46:3, 46:14
mails [1] - 47:16
Main [6] - 6:10, 11:7,
 11:11, 11:18, 14:8,
 50:18
MAIN [1] - 1:12
mains [1] - 52:3
major [1] - 48:23
make [10] - 16:11,
 30:8, 37:16, 37:18,
 43:23, 46:9, 48:20,
 49:12, 49:15, 52:18
makes [1] - 18:10
making [4] - 15:9,
 29:23, 33:23, 50:14
MANAGER [1] - 1:23

manholes [1] - 28:8
many [4] - 3:3, 4:15,
 14:25, 15:15
Mark [2] - 1:24, 53:23
mark [1] - 6:3
mark-up [1] - 6:3
Marylynn [6] - 5:1,
 7:7, 7:25, 9:19, 10:5,
 50:4
MARYLYNN [1] - 1:23
material [1] - 27:8
matters [1] - 7:21
maximum [1] - 40:14
May [1] - 46:14
may [4] - 6:17, 6:18,
 7:1, 14:4
maybe [4] - 5:22, 7:2,
 30:15, 47:23
mayor [5] - 13:6,
 13:11, 15:4, 18:2,
 50:10
Mayor [1] - 15:11
MAYOR [6] - 45:5,
 45:10, 50:11, 51:7,
 51:13, 51:17
McClure [1] - 8:12
me [13] - 7:7, 9:4,
 23:18, 24:9, 24:13,
 28:1, 40:5, 42:9,
 43:25, 44:23, 45:5,
 46:4, 50:4
mean [13] - 19:1,
 22:11, 31:10, 32:22,
 32:25, 33:5, 33:15,
 37:17, 39:1, 40:16,
 41:7, 43:3, 48:18
mechanical [1] - 6:14
media [1] - 15:11
meet [2] - 23:3, 40:13
meeting [9] - 2:4, 2:6,
 10:2, 22:7, 22:25,
 29:19, 51:10, 52:6,
 52:15
Meeting [1] - 52:21
MEMBERS [1] - 1:17
members [3] - 18:2,
 22:8
mentioned [1] - 3:15
mess [1] - 29:24
messaged [1] - 15:11
met [2] - 24:13, 30:17
MICHAEL [1] - 1:22
middle [1] - 13:12
might [3] - 26:16,
 32:14, 33:9
Milwaukee [1] - 50:14
minimal [1] - 12:7
minimum [1] - 9:23
minor [1] - 2:20
MMOs [1] - 9:22

Mobility [2] - 36:19,
 41:18
modified [1] - 28:19
monetary [1] - 23:10
money [10] - 4:14, 9:7,
 9:10, 17:18, 19:9,
 21:10, 21:12, 21:13,
 21:16
month [1] - 52:4
monument [1] - 23:12
Moosic [2] - 23:21,
 24:18
more [11] - 3:3, 3:19,
 4:13, 4:14, 14:19,
 34:19, 35:19, 37:16,
 38:10, 40:19, 52:4
morning [2] - 6:2, 6:4
mortgage [1] - 8:1
most [4] - 6:24, 7:1,
 14:24, 37:24
motion [3] - 50:6,
 52:17, 52:18
MR [232] - 2:1, 2:15,
 2:20, 2:22, 2:25, 3:1,
 3:3, 3:5, 3:8, 3:16,
 3:22, 3:25, 4:11,
 4:13, 4:15, 4:17,
 4:19, 4:22, 6:20,
 6:22, 7:4, 7:6, 7:15,
 7:16, 7:17, 8:9, 8:12,
 8:19, 8:21, 8:25, 9:6,
 9:9, 9:13, 9:17, 10:4,
 10:8, 12:24, 13:1,
 13:4, 13:10, 13:15,
 13:17, 13:19, 14:2,
 14:10, 14:12, 14:14,
 14:20, 14:22, 18:13,
 18:22, 18:25, 19:2,
 19:4, 19:8, 19:11,
 20:3, 20:15, 21:3,
 21:11, 21:20, 21:22,
 21:24, 22:2, 22:6,
 22:13, 22:15, 22:16,
 22:18, 23:4, 23:14,
 23:16, 23:19, 23:20,
 23:21, 24:3, 24:8,
 24:20, 24:22, 24:24,
 25:3, 25:5, 25:9,
 25:10, 25:12, 25:14,
 25:17, 25:20, 25:25,
 26:1, 26:3, 26:5,
 26:8, 26:10, 26:12,
 26:19, 26:21, 26:25,
 27:1, 27:2, 27:5,
 27:10, 27:12, 27:14,
 27:16, 27:19, 27:22,
 28:4, 28:7, 28:10,
 28:12, 28:15, 28:18,
 28:20, 28:21, 28:23,
 28:25, 29:2, 29:4,

29:8, 29:10, 29:14,
 30:7, 30:12, 30:14,
 30:17, 30:19, 31:9,
 31:14, 32:14, 32:18,
 32:19, 33:7, 33:11,
 33:14, 33:19, 34:2,
 34:6, 34:9, 34:15,
 34:18, 34:20, 34:22,
 34:24, 35:1, 35:3,
 35:5, 35:7, 35:12,
 35:14, 36:5, 36:8,
 36:14, 36:15, 36:18,
 37:3, 37:6, 37:8,
 37:13, 37:21, 38:20,
 39:8, 39:12, 39:14,
 39:18, 39:24, 40:9,
 40:11, 40:16, 40:18,
 40:20, 41:15, 41:20,
 42:4, 42:8, 42:14,
 42:18, 43:3, 43:6,
 43:12, 43:19, 43:20,
 43:21, 43:23, 43:24,
 44:6, 44:9, 44:12,
 44:14, 44:20, 44:23,
 44:24, 45:3, 45:8,
 45:13, 45:17, 45:18,
 45:20, 45:24, 46:2,
 46:12, 46:17, 46:18,
 46:22, 47:16, 48:5,
 48:9, 48:15, 48:22,
 49:18, 49:21, 49:23,
 49:25, 50:8, 50:9,
 50:24, 50:25, 51:2,
 51:5, 51:8, 51:9,
 51:15, 51:18, 51:21,
 51:23, 51:24, 52:10,
 52:11, 52:12, 52:13,
 52:18, 52:19
Mr [1] - 13:10
MS [3] - 8:14, 9:20,
 14:4
much [9] - 4:8, 19:3,
 19:9, 38:18, 40:22,
 44:15, 44:17, 44:18,
 49:6
municipal [1] - 9:23
MUNICIPAL [1] - 1:11
mutual [1] - 47:22
my [16] - 10:12, 15:3,
 18:16, 22:18, 23:4,
 23:5, 23:22, 23:23,
 26:23, 28:13, 29:2,
 40:8, 41:15, 42:8,
 53:7

N

names [1] - 16:8
nationalities [1] -
 18:18

natives [1] - 37:10
natural [1] - 38:2
near [1] - 24:15
need [14] - 5:2, 5:5,
 5:16, 5:22, 5:24, 7:1,
 16:20, 19:10, 44:12,
 49:13, 49:14, 51:13,
 51:18, 51:19
needs [2] - 11:22,
 47:25
neighbor [1] - 49:5
neighbor's [1] - 46:20
neighbors [4] - 10:13,
 33:1, 45:11, 48:18
never [9] - 15:16,
 32:15, 36:7, 37:3,
 38:17, 38:22, 40:1,
 46:11, 50:16
new [3] - 30:24, 35:8,
 51:11
newly [1] - 15:3
next [10] - 2:6, 8:12,
 17:7, 22:7, 23:6,
 29:15, 29:16, 52:1,
 52:4, 52:5
night [4] - 10:20,
 13:12, 13:14, 14:15
nine [1] - 48:18
no [23] - 4:13, 8:5,
 9:16, 10:19, 11:6,
 12:2, 12:18, 14:17,
 21:22, 23:10, 24:24,
 25:14, 28:10, 35:12,
 38:6, 39:8, 43:6,
 43:21, 45:6, 45:24,
 51:23, 52:10, 52:12
No [3] - 2:25, 24:24,
 51:17
nobody [1] - 13:13
nobody's [1] - 8:19
non [2] - 10:1, 50:25
non-regulatory [1] -
 50:25
non-uniform [1] - 10:1
normal [1] - 40:19
north [1] - 30:10
not [47] - 3:6, 3:13,
 4:11, 6:23, 9:11,
 13:5, 13:12, 13:22,
 15:24, 16:22, 16:23,
 20:12, 20:25, 21:3,
 21:4, 21:11, 21:22,
 22:23, 26:16, 30:20,
 31:5, 31:7, 32:21,
 33:23, 34:3, 34:18,
 35:21, 40:5, 40:21,
 41:16, 41:19, 41:25,
 42:2, 42:4, 43:9,
 43:20, 45:17, 45:20,
 45:22, 46:2, 46:22,

| | | | | |
|---|--|---|---|--|
| <p>46:25, 47:6, 47:24, 49:1, 51:15, 52:15</p> <p>Notari [1] - 52:19</p> <p>NOTARI [16] - 1:21, 3:3, 4:11, 8:9, 13:10, 13:17, 14:2, 14:12, 21:20, 22:18, 23:14, 28:25, 50:8, 51:9, 51:18, 52:18</p> <p>NOTARY [1] - 51:2</p> <p>notes [1] - 53:5</p> <p>nothing [9] - 4:22, 29:9, 29:14, 31:23, 32:21, 32:22, 33:4, 42:18, 51:21</p> <p>notice [1] - 48:25</p> <p>now [21] - 6:2, 15:19, 17:6, 17:10, 21:14, 23:24, 25:18, 30:21, 31:15, 32:17, 33:2, 33:20, 37:23, 40:2, 41:3, 43:1, 45:7, 46:15, 46:19, 47:2, 47:11</p> <p>number [2] - 45:1, 47:21</p> <p>numbers [2] - 7:14, 42:6</p> <p>numerous [1] - 13:16</p> | <p>31:13, 31:17, 31:20, 32:2, 32:24, 33:3, 34:19, 34:24, 35:13, 35:15, 36:6, 36:16, 37:23, 37:24, 39:5, 39:21, 40:6, 40:13, 40:24, 40:25, 41:8, 41:13, 43:5, 44:6, 46:7, 46:19, 47:11, 47:13, 48:9, 49:3, 50:11, 50:23, 51:3, 51:20, 53:5, 53:6, 53:7</p> <p>off [5] - 29:22, 30:11, 39:21, 40:7, 43:5</p> <p>office [2] - 5:1, 6:18</p> <p>official [1] - 15:10</p> <p>Official [2] - 1:25, 53:24</p> <p>officially [2] - 15:8, 15:17</p> <p>officials [2] - 18:3, 21:1</p> <p>offsite [1] - 42:17</p> <p>often [1] - 14:11</p> <p>oh [1] - 41:3</p> <p>okay [4] - 9:20, 16:13, 29:14, 46:4</p> <p>old [2] - 24:14, 24:17</p> <p>OLD [4] - 1:1, 1:2, 1:11, 1:13</p> <p>Old [9] - 2:3, 3:14, 10:9, 16:6, 16:18, 17:12, 18:14, 19:14, 37:9</p> <p>older [1] - 23:5</p> <p>on [64] - 2:15, 3:9, 5:16, 6:2, 7:21, 7:23, 8:2, 8:7, 8:15, 10:9, 10:20, 10:22, 11:2, 11:25, 12:3, 12:9, 12:12, 13:8, 14:7, 14:15, 14:16, 15:2, 15:20, 16:20, 18:9, 20:5, 20:9, 20:10, 20:14, 20:17, 21:8, 21:10, 22:15, 23:6, 24:17, 27:17, 27:23, 29:24, 32:8, 33:18, 33:19, 33:22, 33:24, 34:20, 35:12, 37:9, 37:18, 38:18, 38:22, 39:6, 39:25, 40:4, 41:17, 41:24, 45:14, 46:18, 47:11, 48:6, 50:12, 50:23, 52:3, 52:5</p> <p>once [1] - 36:1</p> <p>one [25] - 5:2, 5:4, 5:15, 6:18, 8:1, 9:24,</p> | <p>9:25, 12:12, 12:20, 12:21, 13:2, 14:7, 14:24, 16:3, 23:2, 24:19, 24:20, 28:12, 33:3, 35:10, 37:23, 40:25, 41:20, 49:8</p> <p>only [3] - 12:20, 27:16, 51:6</p> <p>onto [6] - 34:1, 38:10, 46:20, 47:8, 47:13, 50:14</p> <p>open [3] - 10:23, 16:4</p> <p>operate [1] - 51:14</p> <p>opinion [2] - 41:15, 49:19</p> <p>opposed [1] - 20:6</p> <p>or [25] - 6:11, 8:7, 9:5, 10:20, 10:21, 11:4, 13:18, 15:17, 17:22, 18:2, 22:7, 22:8, 22:21, 26:18, 32:20, 32:21, 33:3, 34:4, 39:10, 41:9, 42:23, 43:9, 43:10, 46:14, 50:22</p> <p>Orchard [1] - 52:3</p> <p>ordinance [1] - 3:11</p> <p>organization [1] - 21:25</p> <p>organize [1] - 21:5</p> <p>organizing [1] - 20:9</p> <p>original [2] - 36:8, 44:15</p> <p>originally [1] - 41:5</p> <p>other [19] - 5:10, 10:15, 12:21, 15:6, 15:21, 15:25, 16:24, 18:3, 18:18, 21:17, 22:8, 25:7, 31:21, 34:16, 35:17, 36:4, 41:2, 41:5, 47:13</p> <p>our [21] - 2:5, 2:7, 6:18, 11:25, 15:8, 15:15, 15:17, 15:20, 16:14, 18:9, 20:7, 26:12, 27:3, 28:5, 33:3, 35:22, 41:16, 42:24, 45:18, 45:21, 49:13</p> <p>ours [2] - 26:15, 26:16</p> <p>out [48] - 3:11, 3:18, 3:19, 5:5, 5:6, 6:10, 7:2, 9:4, 9:8, 9:9, 11:1, 11:3, 12:1, 12:5, 12:7, 16:21, 17:20, 19:12, 22:4, 22:16, 23:17, 24:4, 24:11, 27:7, 27:11, 27:15, 27:17, 27:20, 28:3, 28:18, 29:5,</p> | <p>32:12, 33:16, 34:17, 34:24, 35:15, 36:6, 37:22, 37:23, 42:5, 43:4, 44:6, 45:12, 46:16, 48:2, 48:13, 50:15</p> <p>outside [1] - 31:4</p> <p>over [13] - 5:9, 6:1, 6:13, 12:12, 13:2, 13:3, 23:23, 25:17, 26:21, 29:6, 31:24, 31:25, 34:14</p> <p>overdue [1] - 15:18</p> <p>overflow [1] - 40:10</p> <p>overflowing [2] - 41:3, 41:4</p> <p>overflows [1] - 47:12</p> <p>oversized [2] - 40:21, 40:22</p> <p>overwhelming [1] - 15:13</p> <p>owns [1] - 8:14</p> | <p>people [24] - 5:13, 11:3, 13:22, 14:7, 14:18, 15:14, 16:4, 16:6, 17:11, 17:15, 18:3, 18:6, 19:16, 19:17, 20:1, 23:7, 37:11, 38:16, 44:1, 45:10, 50:12, 50:13, 51:13, 51:20</p> <p>percent [8] - 5:17, 5:24, 18:15, 20:2, 20:12, 48:10, 48:11, 48:12</p> <p>performance [1] - 4:2</p> <p>perimeter [1] - 31:15</p> <p>permit [2] - 7:12</p> <p>person [1] - 8:14</p> <p>perspective [1] - 45:19</p> <p>Pesota [1] - 6:22</p> <p>phasing [1] - 5:3</p> <p>pictures [2] - 10:18, 12:11</p> <p>pipe [10] - 7:9, 24:17, 28:14, 29:7, 34:16, 34:21, 34:23, 35:12, 35:14, 35:17</p> <p>pipes [4] - 7:9, 28:3, 28:9, 28:11</p> <p>pit [2] - 11:13, 11:15</p> <p>pizza [1] - 10:20</p> <p>place [1] - 47:6</p> <p>plan [2] - 2:21, 5:7</p> <p>planning [1] - 2:17</p> <p>plans [4] - 2:16, 6:1, 6:10, 6:13</p> <p>play [1] - 50:22</p> <p>plenty [1] - 40:24</p> <p>plumbing [1] - 6:14</p> <p>plus [2] - 7:10, 18:3</p> <p>point [2] - 47:12, 48:9</p> <p>police [5] - 9:25, 13:7, 13:11, 51:11, 52:9</p> <p>Polish [1] - 18:25</p> <p>pond [17] - 32:10, 33:12, 33:15, 34:14, 34:23, 34:25, 35:6, 35:15, 36:17, 38:7, 39:6, 39:23, 40:12, 41:2, 42:13, 46:18, 48:25</p> <p>pond's [1] - 41:4</p> <p>ponding [5] - 31:17, 31:19, 32:6, 32:15, 39:25</p> <p>ponds [3] - 30:11, 34:10, 38:4</p> <p>position [1] - 39:4</p> <p>positive [1] - 15:13</p> <p>possible [2] - 10:10,</p> |
| O | | | | |
| <p>obligation [1] - 9:24</p> <p>obligations [1] - 10:3</p> <p>obviously [1] - 24:16</p> <p>of [120] - 2:4, 2:19, 3:6, 3:10, 4:24, 5:4, 5:6, 5:19, 6:24, 7:1, 7:3, 7:9, 7:11, 7:13, 9:7, 9:10, 9:22, 10:3, 10:11, 10:19, 11:2, 11:3, 11:21, 12:19, 13:12, 14:6, 14:24, 15:4, 15:7, 15:9, 15:14, 15:18, 16:4, 16:10, 16:15, 16:17, 17:1, 17:4, 17:11, 17:13, 17:14, 17:17, 17:24, 18:2, 18:6, 18:15, 18:17, 18:18, 18:25, 19:14, 19:15, 21:2, 21:4, 21:7, 21:16, 21:19, 21:20, 22:1, 22:9, 22:21, 23:2, 23:16, 23:22, 24:11, 24:17, 25:9, 25:22, 27:12, 27:16, 27:23, 28:2, 28:5, 29:2, 29:22, 30:9, 30:10, 31:4, 31:8,</p> | | | | |
| P | | | | |
| <p>P.M [1] - 1:10</p> <p>pad [1] - 27:7</p> <p>pads [3] - 25:9, 25:11, 27:20</p> <p>pages [1] - 53:6</p> <p>paper [1] - 48:6</p> <p>Papi [2] - 3:23, 24:1</p> <p>PAPI [10] - 3:25, 4:13, 4:17, 8:19, 24:8, 25:9, 25:14, 27:16, 28:10, 50:25</p> <p>parallel [1] - 35:10</p> <p>park [2] - 14:16, 44:21</p> <p>parked [2] - 11:2, 12:6</p> <p>PARKER [1] - 23:21</p> <p>parking [1] - 14:17</p> <p>part [7] - 3:6, 7:13, 21:4, 21:20, 22:1, 31:7, 41:8</p> <p>pass [2] - 9:22, 12:11</p> <p>Pat [1] - 14:20</p> <p>pat [2] - 10:7, 12:24</p> <p>Patrick [1] - 6:17</p> <p>Paul [5] - 3:23, 4:20, 24:1, 24:6</p> <p>paved [1] - 52:1</p> <p>paving [1] - 3:17</p> <p>pay [1] - 39:4</p> <p>paying [1] - 44:2</p> <p>PennDOT [1] - 51:3</p> <p>PENNSYLVANIA [2] - 1:2, 1:13</p> <p>pension [2] - 9:25, 10:2</p> <p>pensions [1] - 9:23</p> | | | | |

| | | | | |
|--|---|---|--|---|
| <p>50:21 possibly [3] - 37:17, 48:24, 49:7 pour [1] - 28:19 pouring [1] - 46:16 practice [1] - 11:13 pre [1] - 39:22 pre-existing [1] - 39:22 preliminary [1] - 5:12 present [1] - 22:10 PRESIDENT [1] - 1:19 President [1] - 39:9 pretty [2] - 2:23, 27:1 previous [2] - 33:21, 36:5 pride [2] - 29:18, 30:2 Pride [10] - 36:19, 37:7, 37:17, 37:20, 39:1, 39:3, 41:1, 41:18, 45:6 Pride's [5] - 29:22, 40:8, 44:8, 44:24, 45:2 prior [5] - 32:7, 38:1, 38:17, 39:10, 39:23 private [1] - 26:17 probably [11] - 25:10, 27:8, 34:9, 40:11, 44:9, 44:10, 44:17, 45:3, 46:13, 48:10, 52:1 problem [27] - 14:6, 25:1, 33:8, 38:9, 38:17, 41:2, 41:22, 41:25, 42:1, 42:5, 42:19, 42:25, 43:2, 43:6, 43:11, 44:25, 45:2, 45:6, 45:7, 45:12, 46:5, 46:23, 46:24, 47:5, 48:12, 49:21, 50:2 problems [2] - 8:17, 32:24 proceeding [1] - 53:5 process [2] - 19:10, 19:12 professional [1] - 44:21 project [8] - 4:24, 6:9, 30:21, 30:24, 31:4, 32:23, 41:18, 48:23 projects [2] - 21:7, 52:5 proof [1] - 39:9 proper [1] - 16:19 properly [1] - 49:16 property [29] - 7:24, 8:3, 8:13, 8:15, 9:11, 26:15, 29:21, 29:23,</p> | <p>29:24, 33:19, 33:21, 33:23, 33:24, 34:7, 35:9, 36:3, 36:23, 37:2, 38:13, 39:25, 40:4, 40:8, 40:9, 42:2, 44:8, 46:21, 47:7, 47:15, 52:6 proposed [1] - 36:10 prove [3] - 39:14, 39:15, 39:16 provide [2] - 38:21, 41:11 public [3] - 2:10, 10:7, 18:3 puddle [2] - 47:10 pull [5] - 27:10, 27:14, 27:17, 28:7, 28:18 purpose [1] - 2:3 pursue [2] - 8:6, 8:23 pushed [1] - 48:19 put [20] - 3:9, 3:12, 5:24, 13:22, 14:17, 16:12, 21:18, 25:17, 25:18, 26:19, 29:11, 32:10, 33:12, 35:2, 36:9, 38:13, 40:12, 42:21, 48:6, 51:11 putting [4] - 16:20, 20:6, 42:11, 44:16</p> | <p>reach [2] - 22:16, 23:17 reached [1] - 24:4 reacting [1] - 46:3 readily [1] - 18:8 reading [1] - 45:8 ready [2] - 6:7, 7:13 real [1] - 14:8 really [12] - 5:19, 11:18, 27:6, 31:4, 31:7, 32:3, 32:11, 34:2, 34:3, 34:10, 41:23, 42:4 reason [1] - 20:24 reasonably [1] - 20:16 reasons [1] - 21:23 received [3] - 5:11, 6:15, 15:12 receiving [1] - 4:4 recently [2] - 10:16, 15:2 recoat [1] - 3:17 recommendation [1] - 43:13 recommended [2] - 43:17, 44:3 record [3] - 3:9, 19:22, 19:24 records [2] - 15:17 rectify [1] - 50:2 recycling [3] - 4:2, 4:12, 4:13 redundant [1] - 37:21 Reeve [1] - 8:11 regard [1] - 6:9 regards [1] - 5:3 regulatory [1] - 50:25 Reilly [1] - 30:8 related [2] - 30:20, 31:5 remember [4] - 23:4, 23:7, 26:23, 51:20 renovation [1] - 4:24 report [1] - 5:12 Reporter [2] - 1:25, 53:24 reports [1] - 51:10 request [2] - 15:1, 36:9 requested [1] - 29:25 rerun [1] - 44:17 reseal [1] - 3:16 residence [1] - 23:22 residential [1] - 3:6 residents [3] - 33:3, 37:9, 40:6 resolution [2] - 47:19, 48:3 resolve [2] - 42:24,</p> | <p>43:2 resolved [1] - 48:1 response [4] - 15:13, 43:16, 43:22, 43:25 responsibility [4] - 26:9, 27:3, 27:6, 41:24 responsible [2] - 21:15, 25:24 rest [2] - 3:10, 38:18 restaurant [1] - 10:14 retention [8] - 30:25, 32:10, 33:12, 38:4, 38:7, 39:6, 40:12, 48:25 Revello [1] - 10:7 REVELLO [2] - 10:8, 13:1 RICK [1] - 1:21 rid [2] - 25:9, 43:5 right [22] - 2:19, 2:23, 4:12, 7:11, 10:6, 11:8, 11:9, 11:10, 11:11, 13:1, 14:16, 21:14, 23:22, 30:12, 30:21, 32:18, 37:12, 40:15, 40:20, 42:12, 49:25, 50:14 right-of-way [2] - 2:19, 7:11 RINALDI [20] - 1:20, 1:22, 7:20, 8:10, 8:22, 9:2, 9:8, 9:12, 9:16, 26:14, 27:19, 29:13, 38:20, 39:8, 39:14, 44:6, 44:12, 44:20, 44:24, 52:12 rise [1] - 36:7 risk [2] - 37:18, 46:11 road [22] - 11:2, 21:6, 26:16, 26:18, 29:23, 29:24, 31:13, 35:11, 35:13, 35:15, 35:19, 36:2, 36:3, 37:24, 38:8, 38:11, 38:18, 38:22, 46:19, 46:20, 47:11, 47:13 Road [2] - 23:22, 24:18 roadway [1] - 34:4 ROBERT [1] - 1:19 Robert [1] - 36:18 ROBERTS [10] - 36:18, 37:6, 37:13, 38:24, 39:12, 45:8, 45:13, 45:18, 46:2, 46:17 rock [2] - 32:1, 33:5 Roll [1] - 2:12 Rome [1] - 19:7</p> | <p>room [3] - 14:19, 40:24, 41:14 rooms [1] - 23:2 rot [1] - 28:3 rough [1] - 7:4 roughly [2] - 19:3, 19:9 rubber [1] - 16:13 run [2] - 28:25, 36:15 running [3] - 33:13, 33:22, 51:15 runoff [5] - 33:20, 40:7, 46:23, 46:25, 47:6 runs [3] - 24:14, 29:2, 37:22 rushed [1] - 40:2 RUSSELL [1] - 1:20 Ruther [1] - 45:21 Ruther-Bowen [1] - 45:21</p> |
| S | | | | |
| <p>said [12] - 13:4, 20:11, 23:8, 24:5, 32:4, 38:20, 39:8, 43:8, 43:13, 44:5, 47:21, 52:13 Sam [3] - 23:20, 23:21, 24:9 same [7] - 2:12, 12:13, 19:16, 23:12, 50:19, 53:5, 53:7 Sammy [1] - 24:13 satisfied [1] - 48:10 sausage [1] - 15:20 saw [3] - 14:10, 39:18, 48:17 say [8] - 16:3, 16:13, 19:11, 20:21, 21:14, 32:4, 41:10, 44:6 saying [14] - 13:21, 18:21, 18:23, 21:3, 21:4, 21:24, 41:8, 41:23, 42:15, 43:20, 43:25, 46:3, 46:22, 47:3 says [1] - 41:3 SCAVO [11] - 24:20, 24:24, 25:17, 26:1, 26:8, 26:21, 27:1, 27:12, 27:22, 28:12, 29:2 Scavo [2] - 23:20, 23:21 school [2] - 11:14, 17:14 search [1] - 7:23 second [2] - 41:20,</p> | | | | |

| | | | | |
|--|---|--|--|---|
| <p>51:6 see [33] - 2:8, 8:23, 9:13, 11:15, 13:20, 16:6, 18:22, 19:17, 19:18, 20:5, 21:18, 22:10, 22:17, 22:25, 23:16, 24:15, 25:7, 25:8, 26:4, 27:8, 28:6, 28:8, 28:16, 28:23, 29:7, 29:18, 33:13, 39:5, 42:6, 44:17, 46:4, 46:5, 51:3 seeing [1] - 49:2 seems [4] - 2:22, 33:4, 45:5, 49:8 seen [2] - 24:2, 28:2 sees [1] - 10:19 SEMENZA [75] - 1:19, 2:1, 2:22, 3:1, 3:8, 3:22, 4:15, 4:19, 6:20, 7:4, 7:15, 7:17, 8:12, 8:21, 8:25, 9:6, 9:9, 9:13, 9:17, 10:4, 12:24, 13:4, 13:15, 13:19, 14:10, 14:20, 18:13, 18:25, 22:6, 23:16, 23:20, 24:3, 24:22, 25:3, 25:12, 25:25, 26:3, 26:12, 26:25, 27:2, 27:10, 28:7, 28:18, 29:4, 29:10, 29:14, 30:12, 31:9, 32:14, 32:19, 34:15, 34:20, 34:24, 35:3, 35:12, 36:15, 37:3, 37:8, 39:24, 40:11, 40:18, 41:15, 42:4, 45:17, 45:20, 48:15, 49:18, 49:25, 50:9, 50:24, 51:5, 51:15, 52:10, 52:13, 52:19 Semenza [1] - 39:9 send [6] - 3:18, 7:7, 16:25, 17:12, 17:16, 20:25 sense [1] - 43:23 sent [1] - 6:10 SEPTEMBER [1] - 1:9 September [3] - 2:2, 2:5, 9:24 sequencing [1] - 5:19 sera [1] - 14:23 Serino [2] - 29:21, 31:22 Serino's [3] - 29:24, 31:13, 31:25 SESSION [1] - 1:5 session [3] - 2:2, 7:22,</p> | <p>52:14 set [7] - 2:4, 4:23, 5:8, 6:3, 19:21, 20:23, 23:18 sewer [2] - 2:18, 6:9 sheet [1] - 2:10 shot [1] - 13:19 should [12] - 13:15, 17:24, 19:14, 20:4, 20:10, 20:13, 21:5, 21:6, 22:22, 33:11, 48:13, 50:18 shoulder [1] - 34:4 shouldn't [2] - 21:15, 44:4 show [1] - 4:7 shown [1] - 37:6 side [10] - 5:9, 11:2, 29:3, 34:20, 35:13, 35:17, 46:18, 47:11, 47:13 sides [3] - 10:22, 33:18, 47:23 sidewalk [11] - 23:23, 24:12, 24:23, 24:25, 25:6, 25:21, 26:6, 27:11, 27:17, 27:24, 28:24 sidewalks [5] - 3:12, 27:7, 27:15, 28:16, 28:19 sign [14] - 2:10, 10:10, 11:6, 11:20, 11:23, 12:13, 12:14, 12:18, 12:21, 13:3, 13:8, 13:21, 13:23, 51:1 sign-in [1] - 2:10 significant [2] - 46:25, 49:2 simple [2] - 20:24, 38:14 since [3] - 14:5, 20:3, 32:10 sinking [1] - 25:11 sister [6] - 15:9, 15:15, 16:14, 17:10, 18:15, 23:8 sit [3] - 17:3, 47:24, 50:16 situation [3] - 38:10, 41:7, 43:8 six [1] - 11:24 size [2] - 12:13, 40:13 sky [1] - 44:7 sleep [1] - 20:18 slow [2] - 20:20, 50:21 small [2] - 40:23, 47:10 smell [1] - 15:20 so [40] - 3:17, 4:7, 5:3,</p> | <p>5:13, 5:21, 6:3, 7:1, 7:12, 8:1, 8:5, 11:8, 11:17, 12:7, 15:18, 16:2, 18:13, 20:9, 21:10, 23:16, 24:5, 27:2, 28:15, 31:23, 32:3, 36:1, 37:15, 37:19, 38:1, 38:10, 38:17, 39:20, 43:5, 45:18, 46:6, 46:14, 49:3, 49:5, 49:11, 50:15, 52:15 social [1] - 15:11 society [1] - 22:25 SOLICITOR [1] - 1:22 solution [3] - 43:10, 47:22, 49:10 some [20] - 3:18, 3:19, 5:13, 6:4, 7:3, 7:21, 10:18, 12:10, 16:10, 18:3, 25:6, 29:20, 31:17, 32:8, 37:23, 39:20, 41:2, 46:11, 48:15 somebody [7] - 10:22, 11:23, 18:5, 18:9, 26:5, 30:14, 41:3 somebody's [1] - 12:8 somehow [1] - 51:18 someplace [1] - 26:18 something [17] - 16:15, 16:17, 18:20, 19:25, 21:25, 22:10, 23:3, 23:9, 23:18, 25:8, 29:11, 30:16, 31:27, 35:24, 46:10, 48:6, 50:22 sometimes [2] - 14:8, 49:7 sooner [1] - 50:2 sort [1] - 30:10 sounds [1] - 23:19 SOUTH [1] - 1:12 space [2] - 25:6, 28:24 spaghetti [1] - 17:21 speak [2] - 18:5, 18:7 speaking [1] - 36:16 speaks [1] - 18:9 spearhead [2] - 20:8, 21:7 speed [7] - 10:23, 10:25, 11:24, 12:4, 12:8, 13:22, 51:12 speeding [2] - 13:5, 13:6 spend [2] - 9:10, 41:16 spoke [4] - 22:2, 22:3, 24:3, 42:10 sponge [1] - 38:2</p> | <p>spot [2] - 12:6, 31:18 spots [2] - 3:14, 3:18 sprinkler [1] - 31:23 stadium [1] - 11:17 Stafurski [1] - 6:23 stamp [1] - 16:13 stand [1] - 8:21 stands [1] - 19:24 start [9] - 2:13, 4:6, 5:8, 13:20, 19:10, 19:11, 19:12, 45:11, 52:8 started [3] - 25:15, 26:5, 32:23 starting [4] - 23:6, 23:25, 25:19, 26:1 state [3] - 7:11, 19:23, 28:1 states [1] - 36:22 stays [1] - 40:4 stenographic [1] - 53:5 step [1] - 17:24 steps [1] - 8:25 Steve [6] - 2:13, 2:24, 3:2, 3:8, 3:22, 24:4 still [4] - 10:25, 15:20, 19:24, 49:4 Stocki [1] - 52:6 stone [3] - 23:24, 27:13, 29:25 stop [15] - 10:10, 11:6, 11:20, 11:23, 12:13, 12:14, 12:18, 12:20, 13:3, 13:8, 13:21, 13:23, 26:3, 29:17, 30:6 stopped [1] - 12:19 storm [10] - 23:23, 24:10, 24:14, 26:8, 26:11, 26:12, 26:17, 29:8, 40:17, 40:23 storms [1] - 40:23 straightening [1] - 45:11 street [12] - 11:25, 13:8, 24:11, 32:16, 32:17, 34:1, 40:2, 45:15, 47:9, 50:23, 51:25 STREET [1] - 1:12 Street [22] - 8:11, 10:9, 10:11, 11:7, 11:9, 11:11, 11:18, 12:1, 12:12, 12:17, 14:8, 14:23, 29:21, 30:13, 37:9, 45:15, 50:12, 50:15, 50:19, 51:25 stretch [1] - 7:2</p> | <p>Stuart [1] - 52:3 studies [2] - 13:16, 39:1 study [6] - 13:7, 13:24, 14:6, 14:13, 44:13, 51:3 stuff [1] - 6:5 subdivision [1] - 2:16 subsequently [2] - 5:11, 43:15 subsidence [2] - 25:13, 25:15 successful [1] - 14:25 such [1] - 15:22 suggest [1] - 49:23 suggesting [1] - 34:13 suggestion [3] - 22:18, 32:20, 35:22 summer [1] - 24:19 Summit [3] - 15:23, 18:24, 23:13 support [1] - 20:7 supposed [1] - 6:16 sure [7] - 6:23, 30:8, 35:21, 37:16, 46:9, 49:12, 49:15 swale [16] - 30:1, 31:3, 32:1, 33:5, 34:16, 35:2, 35:3, 35:5, 35:7, 35:8, 35:16, 36:9, 36:17, 42:11, 42:12, 49:18 swales [2] - 38:4, 49:1 swing [1] - 13:18 system [3] - 44:10, 44:19, 51:11</p> |
| T | | | | |
| <p>T [2] - 53:2 table [3] - 2:8, 29:12, 50:9 take [12] - 5:23, 17:13, 17:14, 20:4, 27:6, 27:7, 27:12, 27:19, 37:18, 38:12, 40:19 taken [1] - 4:8 taking [1] - 36:5 talk [8] - 5:2, 5:14, 5:22, 5:25, 29:16, 36:24, 39:2, 49:9 talked [7] - 19:2, 25:21, 27:25, 30:15, 32:22, 33:1, 44:1 talking [12] - 12:16, 19:8, 20:3, 28:15, 29:19, 34:12, 34:18, 35:1, 35:10, 37:22, 42:11, 49:19 tamper [1] - 26:6</p> | | | | |

Taroli [4] - 11:6, 11:8, 12:14, 12:17
taxing [1] - 37:16
taxpayer [1] - 41:17
team [2] - 11:12, 18:9
tear [1] - 3:11
technology [1] - 15:11
tell [1] - 31:10
telling [1] - 31:7
ten [1] - 7:10
term [1] - 25:15
than [6] - 25:7, 38:11, 40:19, 45:3, 50:2, 50:18
thank [5] - 3:22, 14:20, 18:12, 49:25, 51:7
thank's [1] - 7:18
thanks [3] - 4:20, 9:18, 15:10
that [232] - 3:4, 3:14, 4:3, 4:16, 5:3, 5:4, 5:8, 5:9, 5:23, 5:25, 6:19, 7:2, 7:12, 8:1, 9:11, 9:24, 12:23, 13:8, 14:5, 14:7, 14:10, 14:11, 14:16, 15:5, 15:7, 15:16, 15:21, 16:2, 16:5, 16:15, 16:17, 17:8, 17:10, 17:23, 18:4, 18:5, 18:9, 18:12, 18:20, 19:24, 19:25, 20:5, 20:10, 20:13, 20:15, 20:16, 20:17, 21:8, 21:23, 21:24, 22:1, 22:3, 22:5, 23:7, 23:8, 23:25, 24:14, 24:15, 25:7, 25:16, 25:20, 27:10, 27:11, 28:8, 28:9, 29:6, 29:7, 29:20, 30:5, 30:9, 30:11, 30:16, 30:23, 30:24, 30:25, 31:4, 31:5, 31:10, 31:11, 31:17, 31:19, 32:1, 32:2, 32:3, 32:4, 32:6, 32:10, 32:12, 32:20, 33:6, 33:9, 33:10, 33:11, 33:12, 33:14, 33:15, 33:16, 33:17, 33:21, 33:24, 34:1, 34:3, 34:6, 34:7, 34:13, 34:14, 34:16, 34:21, 34:22, 34:23, 35:2, 35:3, 35:5, 35:7, 35:9, 35:13, 35:14, 35:17, 35:19, 35:20, 35:24, 35:25,

36:3, 36:7, 36:10, 36:15, 36:16, 36:17, 37:1, 37:4, 37:6, 37:9, 37:14, 37:15, 37:17, 37:22, 38:1, 38:5, 38:9, 38:12, 38:14, 38:20, 38:21, 39:1, 39:9, 39:10, 39:11, 39:15, 39:16, 39:19, 39:20, 39:21, 39:25, 40:1, 40:13, 41:5, 41:7, 41:9, 41:11, 41:23, 41:24, 41:25, 42:1, 42:10, 42:13, 42:15, 42:16, 42:18, 42:19, 42:21, 43:7, 43:8, 43:14, 43:16, 43:17, 43:20, 43:21, 43:22, 43:23, 43:25, 44:3, 44:7, 44:10, 44:13, 44:23, 45:5, 46:9, 46:11, 46:18, 47:1, 47:3, 47:7, 47:23, 48:12, 49:2, 49:3, 49:18, 49:19, 49:21, 50:16, 50:23, 50:24, 51:10, 51:11, 51:12, 51:19, 51:20, 52:6, 52:8, 52:18, 53:4, 53:5
that's [33] - 3:5, 4:11, 5:15, 7:16, 9:16, 9:23, 14:8, 17:17, 21:10, 22:23, 25:14, 31:6, 33:20, 33:24, 34:20, 38:8, 39:6, 39:21, 40:5, 40:8, 40:16, 41:8, 42:19, 43:24, 44:5, 45:24, 46:10, 46:21, 47:23, 48:3, 50:4, 50:25, 52:11
the [373] - 2:2, 2:3, 2:5, 2:7, 2:12, 2:14, 2:15, 2:16, 2:21, 3:9, 3:10, 3:11, 3:24, 4:1, 4:9, 4:10, 4:21, 4:22, 4:24, 4:25, 5:1, 5:6, 5:7, 5:10, 5:12, 5:18, 5:19, 5:23, 5:24, 6:1, 6:6, 6:9, 6:13, 6:20, 7:3, 7:11, 7:19, 7:22, 7:23, 7:24, 8:3, 8:5, 8:9, 8:14, 8:15, 8:16, 8:17, 8:20, 8:25, 9:6, 9:20, 9:22, 9:23, 9:25, 10:1, 10:2, 10:3, 10:6, 10:10, 10:14, 10:18, 10:23, 10:24, 10:25, 11:2, 11:5, 11:7, 11:12,

11:13, 11:14, 11:15, 11:16, 11:17, 11:23, 12:1, 12:2, 12:4, 12:6, 12:7, 12:8, 12:13, 12:14, 12:15, 12:17, 12:21, 12:22, 13:1, 13:6, 13:7, 13:9, 13:11, 13:12, 13:16, 13:20, 14:6, 14:7, 14:16, 14:24, 15:3, 15:5, 15:9, 15:17, 15:19, 15:20, 16:1, 16:3, 16:10, 16:15, 16:17, 16:19, 16:24, 17:3, 17:4, 17:7, 17:11, 17:14, 17:15, 17:18, 17:23, 17:25, 18:1, 18:2, 19:10, 19:12, 19:13, 19:16, 19:17, 19:19, 20:4, 20:7, 20:8, 20:9, 20:14, 20:19, 20:24, 21:6, 21:12, 21:15, 21:16, 21:17, 21:20, 22:9, 22:13, 22:19, 22:23, 22:24, 23:2, 23:5, 23:6, 23:23, 24:10, 24:11, 24:12, 25:3, 25:6, 25:9, 25:17, 25:21, 25:22, 25:24, 25:25, 26:6, 26:8, 26:16, 26:25, 27:2, 27:6, 27:7, 27:8, 27:12, 27:14, 27:15, 27:17, 27:18, 27:20, 27:23, 28:1, 28:2, 28:4, 28:14, 28:16, 28:23, 28:24, 29:8, 29:12, 29:19, 29:21, 29:22, 29:23, 29:24, 30:10, 30:19, 30:20, 30:22, 30:24, 31:3, 31:4, 31:13, 31:14, 31:15, 31:18, 31:21, 32:12, 32:16, 33:13, 33:15, 33:20, 34:1, 34:4, 34:7, 34:10, 34:16, 34:24, 34:25, 35:2, 35:3, 35:6, 35:8, 35:9, 35:10, 35:11, 35:13, 35:15, 35:16, 35:17, 35:18, 35:20, 35:22, 36:2, 36:3, 36:4, 36:6, 36:8, 36:10, 36:16, 36:17, 36:25, 37:2, 37:11, 37:12, 37:14, 37:21, 37:23, 37:24, 38:9, 38:11, 38:16, 38:18, 38:19, 38:22, 39:3,

39:6, 39:10, 39:22, 39:25, 40:1, 40:2, 40:3, 40:4, 40:5, 40:6, 40:13, 40:19, 40:25, 41:2, 41:3, 41:8, 41:13, 41:24, 42:5, 42:6, 42:12, 42:13, 42:21, 42:24, 43:1, 43:2, 43:8, 43:10, 43:18, 43:21, 43:24, 44:7, 44:14, 44:19, 44:20, 44:25, 45:1, 45:12, 45:14, 45:15, 46:18, 46:19, 46:20, 46:21, 47:1, 47:5, 47:6, 47:9, 47:11, 47:13, 47:16, 47:17, 47:20, 47:22, 47:25, 48:3, 48:6, 48:16, 48:17, 48:18, 49:1, 49:11, 49:18, 49:21, 50:5, 50:9, 50:17, 51:3, 51:10, 51:11, 51:12, 51:16, 52:1, 52:4, 52:5, 52:6, 52:7, 52:8, 52:16, 53:4, 53:5, 53:6, 53:7, 53:8
their [16] - 2:18, 10:13, 11:4, 11:21, 16:4, 16:5, 16:8, 20:25, 35:9, 37:10, 42:1, 42:2, 42:10, 42:15, 42:17, 43:16
them [29] - 3:12, 4:25, 5:4, 5:19, 6:16, 6:24, 6:25, 7:1, 12:11, 12:23, 14:12, 22:2, 22:3, 22:17, 23:1, 26:23, 28:18, 28:19, 29:18, 36:5, 36:6, 37:12, 38:1, 42:6, 43:9, 43:12, 44:17, 50:3
then [17] - 3:20, 6:7, 9:3, 11:14, 13:5, 20:7, 22:7, 24:12, 29:5, 29:6, 33:16, 36:2, 36:3, 38:22, 41:1, 41:3, 43:15
there [102] - 2:23, 3:17, 3:20, 5:25, 6:24, 7:25, 8:19, 9:15, 10:12, 10:13, 10:19, 12:6, 12:13, 13:3, 13:13, 14:15, 14:19, 16:9, 17:17, 19:13, 19:18, 21:22, 23:11, 24:1, 24:7, 24:16, 25:4, 25:5, 25:11, 26:20, 26:21,

26:22, 27:4, 28:6, 28:13, 28:17, 29:21, 30:1, 30:5, 30:6, 30:18, 31:1, 31:2, 31:5, 31:9, 31:12, 31:13, 31:17, 31:18, 31:19, 31:20, 31:21, 32:6, 32:15, 33:16, 33:20, 33:25, 34:7, 34:8, 34:10, 35:4, 35:20, 36:6, 36:9, 36:11, 37:25, 38:3, 38:6, 38:16, 38:19, 38:21, 38:22, 38:25, 39:10, 39:12, 39:13, 39:15, 39:16, 39:17, 39:23, 39:24, 39:25, 40:4, 40:13, 41:1, 41:5, 43:4, 44:16, 45:6, 46:16, 46:22, 46:23, 46:24, 46:25, 47:4, 47:10, 48:12, 48:16, 48:21
there's [37] - 2:10, 2:20, 3:14, 5:13, 7:9, 8:5, 8:16, 11:6, 11:24, 12:5, 12:12, 12:14, 12:20, 13:3, 13:13, 13:14, 14:15, 19:25, 23:10, 24:13, 24:20, 25:1, 25:10, 27:16, 27:23, 28:8, 31:18, 31:23, 35:12, 35:14, 40:3, 40:23, 43:3, 43:6, 45:7, 47:6, 50:22
therefore [4] - 33:25, 38:6, 38:12, 47:8
thereof [1] - 53:8
these [2] - 37:8, 41:12
they [46] - 6:17, 11:9, 11:13, 11:15, 11:16, 13:15, 13:18, 13:24, 14:16, 16:24, 17:1, 17:16, 17:21, 18:7, 20:5, 22:3, 22:4, 22:9, 22:10, 24:18, 24:19, 24:22, 28:3, 28:4, 32:8, 35:9, 36:11, 41:6, 42:4, 42:6, 42:13, 42:15, 42:16, 42:21, 42:22, 43:13, 43:14, 43:15, 48:7, 50:1, 50:15, 50:18, 51:5
they'd [1] - 51:3
they'll [1] - 16:7
they're [16] - 5:21, 10:24, 10:25, 11:17, 11:18, 12:3, 12:4,

| | | | | | |
|--|---|---|--|---|--|
| <p>12:9, 13:5, 20:25, 22:17, 41:23, 42:15, 48:8, 50:18, 51:15</p> <p>thing [10] - 5:2, 5:15, 12:10, 16:24, 21:17, 23:12, 37:12, 42:24, 49:8, 50:20</p> <p>things [7] - 5:4, 5:14, 6:5, 16:3, 20:17, 41:12, 51:24</p> <p>think [64] - 5:14, 7:16, 11:22, 13:15, 13:25, 14:17, 15:18, 16:2, 16:11, 16:14, 16:16, 16:19, 17:2, 17:4, 17:6, 17:18, 17:21, 18:1, 18:8, 19:13, 19:15, 19:19, 19:24, 20:10, 20:13, 20:16, 20:23, 21:6, 21:12, 22:23, 23:1, 23:14, 25:12, 25:14, 27:19, 30:2, 30:14, 30:19, 31:1, 31:3, 31:6, 31:16, 32:5, 33:7, 34:2, 34:9, 34:11, 34:12, 34:22, 35:16, 36:8, 39:3, 40:25, 41:1, 41:6, 41:7, 46:12, 47:17, 47:23, 48:1, 48:12, 48:23, 49:9, 49:10</p> <p>this [73] - 4:7, 5:9, 6:1, 6:2, 6:4, 9:7, 10:6, 11:2, 11:22, 15:12, 15:14, 15:21, 15:25, 16:12, 16:22, 17:2, 17:20, 17:24, 18:11, 18:17, 18:20, 18:25, 19:20, 19:25, 20:18, 20:22, 20:24, 21:1, 21:5, 21:8, 22:4, 22:5, 22:10, 22:14, 23:8, 23:9, 24:18, 25:15, 28:2, 29:11, 29:15, 30:6, 30:9, 32:23, 32:25, 34:12, 35:23, 36:23, 37:1, 37:4, 38:8, 38:17, 39:19, 39:21, 40:12, 40:18, 41:4, 43:8, 45:16, 46:5, 46:7, 46:13, 46:14, 47:11, 47:22, 48:22, 48:25, 49:6, 49:9, 50:2, 50:5, 52:15, 52:16</p> <p>those [3] - 27:20, 28:10, 41:11</p> <p>thought [1] - 15:7</p> <p>thoughts [1] - 19:1</p> | <p>thousand [3] - 36:12, 36:14, 45:4</p> <p>three [3] - 19:6, 22:7, 28:13</p> <p>through [8] - 6:3, 11:9, 11:10, 14:14, 28:13, 31:21, 42:22, 49:5</p> <p>throughout [1] - 48:22</p> <p>tie [3] - 34:15, 36:10, 46:8</p> <p>tied [2] - 41:1, 41:4</p> <p>ties [1] - 35:8</p> <p>time [25] - 8:18, 8:20, 10:6, 10:24, 11:1, 11:17, 12:1, 12:3, 12:7, 15:19, 18:11, 18:12, 19:16, 19:21, 28:4, 28:12, 30:19, 31:3, 32:7, 35:4, 35:22, 37:23, 39:20, 50:5, 52:16</p> <p>times [1] - 6:12</p> <p>timing [1] - 5:5</p> <p>timing-wise [1] - 5:5</p> <p>title [6] - 7:23, 8:4, 8:23, 9:1, 9:5</p> <p>to [302] - 2:2, 2:4, 2:9, 2:11, 2:13, 2:21, 3:9, 3:12, 3:15, 4:7, 4:9, 4:25, 5:2, 5:3, 5:5, 5:6, 5:8, 5:9, 5:10, 5:16, 5:17, 5:18, 5:21, 5:22, 5:24, 6:7, 6:9, 6:10, 6:13, 6:16, 7:1, 7:7, 7:10, 7:13, 8:6, 8:7, 8:12, 8:15, 8:16, 8:22, 8:24, 8:25, 9:7, 9:10, 9:14, 9:21, 9:22, 10:7, 10:10, 10:17, 10:23, 11:1, 11:4, 11:7, 11:11, 11:13, 11:14, 12:17, 12:23, 13:6, 13:11, 13:20, 13:24, 13:25, 14:4, 14:5, 14:6, 14:16, 14:18, 15:2, 15:7, 15:10, 15:12, 15:19, 16:5, 16:11, 16:19, 16:20, 16:21, 16:23, 16:25, 17:3, 17:8, 17:12, 17:13, 17:14, 17:16, 17:18, 17:20, 17:21, 17:22, 18:1, 18:4, 18:5, 18:8, 18:14, 18:19, 19:4, 19:5, 19:10, 19:11, 19:12, 20:6, 20:19, 20:23, 20:25, 21:1, 21:9,</p> | <p>21:13, 21:25, 22:3, 22:8, 22:9, 22:16, 22:18, 22:20, 22:25, 23:1, 23:2, 23:6, 23:10, 23:11, 23:18, 23:25, 24:4, 24:6, 24:11, 25:19, 25:23, 26:1, 26:3, 26:5, 26:15, 26:18, 27:11, 27:20, 27:25, 28:1, 29:4, 29:7, 29:10, 29:11, 29:12, 29:19, 30:6, 30:8, 30:15, 30:20, 30:25, 31:5, 31:24, 32:4, 32:7, 32:21, 33:4, 33:21, 34:1, 34:17, 35:11, 35:17, 35:24, 35:25, 36:3, 36:5, 36:15, 36:16, 36:19, 36:21, 36:23, 36:24, 36:25, 37:7, 37:12, 37:16, 37:17, 37:18, 37:19, 37:20, 37:21, 37:23, 38:1, 38:5, 38:17, 38:21, 38:25, 39:1, 39:2, 39:4, 39:5, 39:6, 39:8, 39:14, 39:15, 39:16, 39:19, 39:20, 39:23, 40:5, 40:18, 40:21, 41:6, 41:9, 41:10, 41:11, 41:13, 41:16, 41:19, 41:20, 41:22, 42:5, 42:10, 42:18, 42:19, 42:20, 42:24, 43:4, 43:9, 43:10, 43:14, 44:1, 44:2, 44:4, 44:13, 44:17, 44:23, 45:5, 45:10, 46:3, 46:4, 46:6, 46:8, 46:9, 47:1, 47:7, 47:8, 47:12, 47:16, 47:18, 47:19, 47:22, 47:24, 47:25, 48:2, 48:5, 48:6, 48:13, 48:19, 48:20, 49:3, 49:4, 49:6, 49:10, 49:12, 49:13, 49:14, 49:15, 50:6, 50:16, 51:13, 51:18, 51:25, 52:2, 52:16, 52:17, 53:7</p> <p>today [4] - 6:13, 6:16, 19:24, 24:3</p> <p>together [7] - 15:8, 16:12, 16:21, 19:21, 20:1, 23:3, 49:24</p> <p>told [4] - 24:13, 28:1, 36:21, 37:1</p> <p>tomorrow [1] - 6:19</p> | <p>ton [2] - 9:7, 9:10</p> <p>tonight [1] - 14:24</p> <p>tonight's [1] - 2:4</p> <p>too [3] - 14:9, 14:17, 31:12</p> <p>took [1] - 53:5</p> <p>touch [4] - 6:17, 24:6, 50:3, 50:4</p> <p>tour [2] - 17:13, 17:14</p> <p>town [10] - 15:14, 18:17, 18:20, 19:1, 19:21, 19:25, 20:18, 37:4, 37:11, 52:5</p> <p>towns [1] - 15:21</p> <p>traffic [3] - 13:7, 13:16, 13:24</p> <p>travel [1] - 19:5</p> <p>tree [1] - 8:4</p> <p>tremendous [1] - 34:19</p> <p>tried [1] - 49:6</p> <p>trip [1] - 15:2</p> <p>true [1] - 53:6</p> <p>try [3] - 8:7, 13:24, 42:24</p> <p>trying [5] - 10:17, 37:12, 37:18, 48:2</p> <p>TSE [1] - 6:22</p> <p>turn [1] - 40:1</p> <p>turning [3] - 10:16, 14:7, 50:19</p> <p>turns [1] - 10:21</p> <p>twelve [2] - 4:6, 4:17</p> <p>twins [1] - 16:8</p> <p>two [21] - 2:20, 3:4, 3:5, 5:4, 7:9, 9:22, 11:11, 16:6, 25:9, 25:10, 27:17, 27:20, 28:16, 33:3, 45:22, 48:11, 48:12, 51:13, 51:19, 52:1</p> <p>tying [3] - 34:14, 35:1, 44:9</p> | <p>unintended [2] - 37:18, 46:10</p> <p>unless [3] - 20:17, 21:18, 26:17</p> <p>until [2] - 11:5, 29:15</p> <p>up [46] - 2:4, 4:4, 5:8, 6:3, 9:14, 10:23, 10:24, 11:7, 11:14, 11:17, 12:14, 12:17, 18:17, 19:13, 20:1, 20:23, 21:5, 23:17, 23:18, 24:22, 25:8, 25:17, 25:18, 26:24, 28:16, 29:20, 29:21, 30:6, 30:15, 30:18, 30:21, 31:2, 31:5, 34:3, 34:6, 35:11, 36:1, 37:9, 42:22, 43:9, 43:10, 48:16, 48:20, 49:14, 49:16, 50:18</p> <p>upon [1] - 2:18</p> <p>UPS [1] - 50:16</p> <p>us [21] - 4:8, 5:17, 5:23, 9:14, 13:23, 17:3, 17:16, 17:19, 21:25, 22:21, 32:7, 38:21, 39:14, 39:15, 39:16, 39:23, 41:1, 42:5, 42:19, 48:14</p> <p>use [1] - 23:2</p> <p>used [2] - 28:1, 49:3</p> | |
| | | | | | V |
| | | | | | <p>verify [1] - 6:19</p> <p>very [3] - 12:6, 17:2, 31:24</p> <p>view [2] - 41:15, 48:9</p> <p>visit [1] - 16:5</p> <p>visited [1] - 16:2</p> <p>void [2] - 25:6, 28:23</p> <p>vote [2] - 16:20, 29:12</p> |
| | | | | | W |
| | | | | | <p>wait [1] - 11:5</p> <p>walked [1] - 48:16</p> <p>wall [11] - 23:25, 25:17, 25:22, 25:24, 25:25, 26:6, 27:11, 27:13, 27:15, 27:17, 27:20</p> <p>want [34] - 3:9, 8:6, 8:22, 9:10, 14:4, 16:16, 18:14, 21:25, 22:8, 22:9, 22:20, 24:5, 24:24, 24:25, 25:23, 29:4, 30:8, 33:4, 37:16, 37:19,</p> |
| | | | | | U |
| | | | | | <p>unanimous [1] - 52:21</p> <p>under [7] - 9:2, 24:12, 25:6, 28:6, 28:17, 28:24, 28:25</p> <p>underground [1] - 24:16</p> <p>underneath [2] - 27:9, 27:25</p> <p>understand [4] - 18:21, 30:9, 41:21, 41:22</p> <p>understanding [1] - 42:8</p> <p>uniform [1] - 10:1</p> |

37:20, 38:20, 38:24,
39:9, 39:15, 41:6,
42:4, 44:2, 45:10,
46:6, 46:9, 49:4,
49:12, 49:15
wanted [2] - 8:15,
48:20
wants [4] - 11:20,
36:19, 41:9
was [52] - 5:7, 6:12,
6:24, 7:25, 11:15,
24:16, 26:22, 30:3,
31:1, 31:3, 31:4,
31:7, 31:9, 31:12,
31:22, 31:24, 32:5,
32:15, 33:13, 33:24,
34:11, 35:2, 35:4,
35:16, 35:23, 36:9,
36:15, 36:20, 38:5,
38:21, 39:11, 39:12,
39:15, 39:17, 39:22,
41:8, 43:9, 43:21,
44:24, 45:1, 45:6,
46:11, 46:13, 46:15,
46:16, 46:23, 46:24,
47:7, 47:15, 47:18,
48:4
wasn't [9] - 24:9,
26:22, 39:10, 39:16,
41:5, 42:9, 46:12,
46:23, 46:24
water [51] - 28:12,
29:5, 30:10, 31:12,
31:17, 31:18, 32:3,
32:8, 32:25, 33:13,
33:20, 33:22, 33:24,
34:1, 34:6, 34:19,
36:1, 36:6, 37:22,
38:5, 38:9, 38:10,
38:13, 38:15, 38:17,
38:22, 39:10, 39:13,
39:22, 40:1, 40:4,
41:5, 42:12, 43:4,
43:18, 44:4, 44:7,
44:18, 45:6, 45:7,
45:13, 46:23, 46:24,
47:7, 48:11, 48:15,
48:17, 48:23, 52:2,
52:4
water's [4] - 29:22,
30:25, 32:6, 35:19
way [15] - 2:19, 5:22,
7:11, 11:7, 14:7,
15:7, 16:19, 17:3,
17:4, 17:25, 31:14,
38:14, 42:20, 49:1
we [153] - 4:3, 4:7,
4:11, 5:2, 5:4, 5:11,
5:14, 5:16, 5:21,
5:24, 5:25, 6:1, 6:3,

6:8, 6:10, 6:15, 6:16,
6:18, 6:25, 7:1, 7:4,
7:7, 7:13, 8:21, 8:23,
9:4, 9:24, 14:17,
15:3, 15:5, 15:7,
15:8, 15:19, 15:20,
16:12, 17:7, 17:8,
17:9, 19:10, 20:19,
21:3, 21:5, 21:6,
21:7, 21:8, 22:6,
22:16, 23:1, 23:8,
24:10, 25:20, 25:21,
25:23, 26:10, 26:16,
27:19, 28:14, 28:15,
29:10, 29:11, 29:18,
29:20, 29:25, 30:4,
30:8, 31:14, 32:1,
32:10, 32:19, 32:20,
32:23, 32:25, 33:2,
33:5, 33:7, 33:14,
33:17, 35:7, 35:22,
35:24, 36:9, 36:11,
36:21, 36:22, 36:24,
37:13, 37:15, 37:16,
37:18, 37:19, 37:20,
38:9, 38:10, 38:11,
38:12, 38:15, 38:24,
39:21, 41:2, 41:4,
42:14, 42:23, 43:4,
43:7, 43:8, 43:12,
43:17, 43:22, 44:3,
44:18, 45:24, 46:5,
46:6, 46:9, 46:11,
46:15, 47:10, 47:18,
47:20, 47:21, 48:1,
48:2, 48:5, 48:6,
48:11, 48:15, 48:16,
48:18, 48:19, 48:23,
48:24, 49:3, 49:4,
49:7, 49:9, 49:10,
49:11, 49:13, 49:14,
49:15, 49:16, 50:21,
50:24, 51:2, 51:11,
51:18, 51:19
we'd [2] - 37:15, 41:11
we'll [8] - 2:6, 3:20,
9:15, 23:18, 29:15,
29:16, 37:7, 52:14
we're [30] - 4:13, 5:17,
12:7, 14:5, 17:10,
25:22, 30:21, 30:22,
30:23, 31:5, 31:6,
32:21, 33:8, 34:3,
36:16, 36:23, 37:11,
37:22, 41:10, 42:10,
42:20, 44:16, 46:22,
48:10, 49:1, 49:12,
49:18, 52:2
we've [5] - 7:11,
32:22, 48:23, 49:5,
49:6

week [8] - 2:6, 14:1,
14:3, 22:7, 29:15,
29:16, 46:4, 46:13
weeks [3] - 13:23,
22:7, 52:1
welcome [1] - 2:1
well [13] - 19:4, 20:21,
21:11, 38:24, 40:14,
40:16, 40:20, 40:21,
41:4, 42:8, 45:11,
45:14, 47:22
went [5] - 4:9, 6:3,
30:14, 31:21, 42:22
were [13] - 2:16, 6:16,
23:8, 24:5, 24:6,
24:19, 30:1, 33:16,
34:13, 35:7, 39:21,
46:15, 48:1
west [1] - 13:9
West [1] - 50:14
what [41] - 8:8, 9:4,
9:13, 9:14, 9:21,
10:3, 12:24, 13:4,
18:13, 18:21, 18:22,
20:5, 20:13, 20:22,
23:16, 24:6, 25:3,
27:8, 28:15, 32:5,
33:8, 34:11, 34:13,
37:16, 38:3, 39:5,
39:21, 40:19, 41:8,
41:23, 42:14, 44:5,
45:24, 46:5, 46:7,
46:21, 47:3, 47:4,
47:17, 48:3, 48:7
what's [10] - 3:20, 8:9,
8:25, 27:3, 27:24,
28:17, 42:1, 44:20,
44:25, 47:22
whatever [4] - 3:13,
17:22, 38:14, 49:14
when [22] - 4:6, 5:5,
11:12, 12:19, 13:5,
13:13, 13:16, 13:19,
14:14, 14:15, 17:6,
24:8, 24:13, 28:14,
32:23, 34:10, 40:6,
40:12, 42:15, 43:7,
46:16, 47:3
where [19] - 3:11, 8:4,
8:21, 11:10, 12:15,
12:21, 17:9, 17:17,
30:4, 30:22, 33:13,
34:16, 34:21, 35:18,
39:22, 40:3, 40:8,
47:12, 48:17
which [12] - 2:6, 2:16,
3:6, 4:4, 7:11, 7:25,
8:3, 11:7, 15:12,
19:6, 23:6, 47:15
while [3] - 13:24,

15:19, 46:15
who [7] - 6:20, 8:14,
22:20, 30:2, 30:3,
38:16, 42:10
who's [1] - 22:25
whoever [1] - 11:4
whoever's [1] - 22:22
whole [6] - 8:20,
10:13, 31:15, 43:11,
48:18, 53:8
whose [1] - 26:9
why [5] - 6:25, 31:6,
34:15, 43:19, 51:19
will [16] - 2:6, 4:3,
6:19, 6:23, 9:6, 9:25,
16:3, 16:6, 17:4,
20:1, 20:20, 20:21,
20:22, 21:5, 49:19
WILLIAM [1] - 1:22
willing [2] - 36:24,
39:2
wise [1] - 5:5
with [54] - 2:13, 3:17,
5:3, 5:4, 6:9, 6:13,
6:17, 7:6, 7:14, 9:3,
9:4, 9:14, 12:18,
13:23, 15:2, 15:3,
15:22, 15:23, 15:25,
17:1, 17:20, 17:24,
19:12, 21:9, 21:25,
22:2, 22:3, 22:4,
23:12, 23:17, 24:4,
24:5, 24:9, 24:13,
26:6, 28:1, 28:19,
32:24, 32:25, 35:23,
38:3, 38:9, 41:2,
41:10, 42:19, 43:10,
43:16, 46:10, 48:10,
48:25, 49:6, 50:3,
50:4, 52:8
within [2] - 52:1, 52:4
without [3] - 25:7,
27:15, 48:14
witnessed [1] - 45:25
Wood [4] - 29:20,
30:13, 37:9, 45:15
woods [8] - 34:7,
34:25, 35:20, 36:6,
37:24, 38:19, 47:15,
48:16
WORK [1] - 1:5
work [8] - 2:2, 5:9,
7:22, 8:7, 22:11,
28:1, 30:22, 49:20
worked [1] - 48:13
working [1] - 30:24
world [2] - 16:1, 23:7
worried [1] - 27:24
would [49] - 2:11,
2:12, 2:15, 3:6, 5:23,

11:13, 11:16, 14:18,
16:15, 16:16, 16:17,
16:20, 16:24, 17:1,
17:8, 17:11, 17:16,
17:19, 17:21, 18:1,
18:4, 18:19, 19:11,
19:12, 19:19, 21:3,
21:13, 21:14, 22:4,
22:12, 22:13, 22:14,
23:1, 23:9, 26:6,
26:12, 27:7, 36:6,
38:18, 39:2, 39:9,
39:24, 44:8, 44:12,
44:14, 44:18, 46:8
wouldn't [3] - 26:16,
29:4, 43:14
Wozniak [2] - 1:24,
53:23
wrong [2] - 14:7, 42:9

Y

yard [1] - 26:23
yards [1] - 48:18
yeah [3] - 34:22, 35:3,
49:22
year [5] - 4:5, 4:17,
36:21, 40:17, 52:5
years [19] - 4:6, 4:9,
4:15, 4:17, 10:12,
10:15, 11:12, 15:1,
15:16, 19:20, 23:23,
25:16, 25:18, 26:20,
26:21, 32:2, 45:16,
45:22, 45:23
yes [2] - 29:13, 41:10
yesterday [2] - 4:3,
14:11
yet [1] - 52:9
you [123] - 2:13, 3:10,
3:11, 3:12, 3:15,
3:16, 3:21, 3:22,
3:23, 4:8, 4:21, 4:23,
8:22, 9:13, 10:23,
10:25, 11:2, 11:3,
12:3, 12:9, 12:11,
12:22, 13:2, 13:4,
13:19, 13:22, 14:4,
14:14, 14:20, 15:23,
16:6, 18:12, 18:13,
18:20, 18:21, 19:2,
19:12, 20:7, 20:17,
20:18, 21:4, 21:19,
21:20, 21:24, 22:1,
22:8, 22:18, 22:19,
22:20, 23:11, 23:17,
24:4, 24:5, 25:6,
25:8, 25:12, 27:6,
27:10, 27:14, 27:19,
28:7, 28:23, 29:19,

30:20, 31:10, 31:12,
 33:4, 33:6, 33:12,
 33:25, 34:10, 34:13,
 34:15, 36:12, 36:21,
 37:10, 37:25, 38:2,
 38:3, 38:4, 38:12,
 38:20, 39:8, 39:9,
 39:11, 39:14, 39:15,
 39:16, 40:11, 40:12,
 40:13, 40:14, 40:18,
 40:23, 41:12, 41:13,
 42:9, 43:1, 43:7,
 43:25, 44:1, 44:5,
 44:8, 44:12, 44:25,
 45:10, 46:7, 47:4,
 47:5, 47:8, 49:25,
 51:7, 51:9, 51:13

you'd ^[2] - 22:21,
 37:15

you'll ^[3] - 9:21, 10:2,
 38:23

you're ^[17] - 7:10,
 11:1, 12:4, 12:19,
 12:25, 18:22, 19:8,
 20:3, 20:13, 21:9,
 21:24, 33:21, 33:23,
 34:18, 35:10, 46:14,
 49:22

you've ^[1] - 16:11

your ^[23] - 10:24, 11:3,
 18:12, 24:6, 24:22,
 27:5, 28:25, 33:19,
 33:22, 33:24, 34:20,
 38:4, 38:7, 38:13,
 40:4, 40:9, 44:1,
 44:3, 44:21, 45:9,
 47:14, 49:19

yourself ^[1] - 43:7