

MUNICIPALITY OF BETHEL PARK
ALLEGHENY COUNTY, PENNSYLVANIA

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IN RE: REGULAR COUNCIL MEETING MINUTES

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COUNCIL MEMBERS

Timothy J. Moury (President)
James P. Hannan (V. President)
Joseph A. Consolmagno
Todd S. Cenci
Donald L. Harrison
James McLean
Timothy Campbell
Lorrie A. Gibbons
Mark J. O'Brien

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Municipal Manager: Laurence Christian
Police Chief: Timothy O'Connor
Mayor: Jack T. Allen

- - - -

DATE: Monday, July 13, 2020
TIME: 7:35 p.m.

PLACE: Municipality of Bethel Park
5100 West Library Avenue
Bethel Park, Pennsylvania 15102

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P-R-O-C-E-E-D-I-N-G-S

(Commencing at approximately 7:35 p.m.)

PRESIDENT MOURY: I would like to call to order our Regular Council Meeting of July 13, 2020.

Mr. Christian, would you please call the roll.

MR. CHRISTIAN: Dr. Campbell?

(Not present.)

MR. CHRISTIAN: Mr. Cenci?

MR. CENCI: Here.

MR. CHRISTIAN: Mr. Consolmagno?

MR. CONSOLMAGNO: Here.

MR. CHRISTIAN: Ms. Gibbons?

MS. GIBBONS: Here.

MR. CHRISTIAN: Mr. Hannan?

MR. HANNAN: Present.

MR. CHRISTIAN: Mr. Harrison?

MR. HARRISON: Present.

MR. CHRISTIAN: Mr. McLean?

MR. McLEAN: Here.

MR. CHRISTIAN: Mr. Moury?

PRESIDENT MOURY: Here.

MR. CHRISTIAN: Mr. O'Brien?

MR. O'BRIEN: Present.

1 PRESIDENT MOURY: All eight members are
2 present.

3 At this time, I would like to stand for the
4 Pledge of Allegiance.

5 (Whereupon, the Pledge of Allegiance was
6 recited.)

7 PRESIDENT MOURY: Okay. We got Chair
8 Announcements.

9 We had a chair announcement -- excuse me --
10 an executive session of Council conducted prior to
11 coming in to the floor on July 13, 2020 for personnel
12 and legal issues.

13 At this time, I would like to return to the
14 Reports of the Officials; and the Library Director's
15 Report.

16 MS. McINTOSH: Okay. Good evening. My
17 name's Christine. I'm the director of your public
18 library, where we provide opportunities to explore,
19 learn, create, and connect.

20 Happy to announce that the library opened to
21 the public on June 15. Prior to that, we were doing
22 curbside pickup. We do have limited hours. We are
23 there Monday through Thursday from 10:00 a.m. until
24 6:00 p.m.; Friday and Saturday, 10:00 until 2:00. We

1 are closed on Sundays in the summer regardless.

2 We do have limited capacity, so we're asking
3 you to please come in, conduct your business, and then
4 leave to allow others to use our services as well.

5 Computer use is limited to one hour per day.

6 Curbside pickup is still available during
7 operating hours. You can call the library to request
8 your items or you can visit our website. We have an
9 item request form that you can email to us, and then
10 we'll give you a call when your items are pulled and
11 ready to pick up.

12 Bethel Park is the only library out of the
13 12 in the South Hills that is currently open for
14 in-person services. Most, if not all, of the others are
15 doing curbside only. We are very busy with an average
16 of 384 items checked out per day, which is on par with
17 the number of checked out items per day when I looked
18 back at July of 2019, when we were open an additional 24
19 hours a week.

20 Just a reminder that masks are required to
21 be worn while in the Municipal Building, including in
22 the library. Good news is, you may now place requests
23 for items in any library throughout Allegheny County.
24 That began today. Prior to that, you could only get

1 items that we had in our collection.

2 Virtual programs are continued to be offered
3 Facebook, BPTV, and on YouTube. We are planning
4 in-person programs and classes for the fall. But we do
5 have a back-up virtual plan as well. Our current
6 limited operating hours will continue through Labor Day
7 weekend.

8 Summer reading for youth and adults is in
9 full swing. Adult summer reading runs through August
10 30th. So you could submit an entry either in person or
11 online for each book read or listened to. No newspapers
12 or magazines. And all the entries for that week go into
13 a drawing for a \$25 gift card. And all entries received
14 by August 30 will be eligible for a dash camera grand
15 prize.

16 Youth summer reading runs through August.
17 We have three age groups. We have birth through
18 preschool, kindergarten through sixth grade, and teens
19 that are seventh through 12th grade. All of our classes
20 for summer reading are virtual. So you can visit the
21 library's website for more information.

22 One event that we're going to continue to do
23 in person is Storytimes in the Park. This will be
24 Tuesday, August 4th through the 18th, at 9:30 a.m. Come

1 read and play with us while we explore and discover some
2 of our community's finest parks. Don't forget to bring
3 a blanket and some sunscreen. And we will be practicing
4 social distancing at these events, so stay with your
5 family.

6 Storytime in the Park is for children ages 2
7 through 6 years old with their caregiver. No
8 registration is necessary. You can just show up. So
9 August 4th is we'll be in Simmons Park, August 11th at
10 Elm Park, and 18th at Miner's Park.

11 Follow the library on Facebook and check our
12 website for updates. We will be here unless or until
13 local, county or state officials tell us otherwise.

14 So thank you, everyone, for coming. And
15 thank you for your patience.

16 PRESIDENT MOURY: Thank you very much.

17 Can we turn to the Police Chief's Report;
18 and Chief O'Connor.

19 CHIEF O'CONNOR: Good evening, Mayor,
20 Council. Hi, everybody. Chief here.

21 First, I want to thank everyone who has sent
22 to the department items and cards to support for the
23 officers throughout this crisis.

24 You know, the officers cannot work from

1 home. They have to be out. We deal with people in
2 crisis. And some of the things they had to do
3 throughout this C-19 crisis is use the AED, render first
4 aid, administer Narcan to overdosed victims, take people
5 to county jail, to psych hospitals.

6 So we are in close contact with people, and
7 that does put them at daily risk. And we are so
8 appreciative of all the support that has been given to
9 us by the community. I want to again just thank
10 everybody for that. It means a lot.

11 And our courts are open, which makes me
12 happy because we can cite violators, we can send
13 summons, and get warrants for arrest, and put people in
14 jail. So we are fully open. And we're willing and
15 eager to put you in jail if you come out here and break
16 the law.

17 So one of the things that we will not be
18 doing this year is National Night Out. So we're not
19 going to have any formal activities. We're probably
20 just going to ask everybody on Tuesday, August the 4th,
21 turn on your porch light and send these criminals a
22 reminder they have to beware when they come out here.
23 So we'll have more on that.

24 And in the meantime, follow us on our

1 Facebook page, and we will have periodic updates.

2 Any questions?

3 (No response.)

4 PRESIDENT MOURY: Okay. Thank you very
5 much, Chief.

6 At this time, can we turn the Mayor's
7 Report; and Mayor Allen.

8 And I would ask, if you're speaking, if you
9 could take your mask off so they can hear you, the court
10 stenographer.

11 MAYOR ALLEN: Wow. First, I want to welcome
12 everyone back. It seems like it's been months and
13 months since we've been here. It's been three. But
14 welcome back to everyone, and especially the viewers on
15 BPTV.

16 I also want to thank Laurence and his staff.
17 I mean, it's been incredible what they've all done over
18 the last three months. I mean, we put out SwiftReach
19 messages. Laurence makes sure he fills them in to tell
20 everybody what's going on. So you did a terrific job.
21 We still have a way to go, unfortunately. But you've
22 done a terrific job.

23 Okay. And since we do have a way to go, we
24 still need to wear our masks out, still social distance.

1 The county numbers were down today, which is good for
2 the first time in a week. So we have to still keep
3 after it.

4 The building -- the Municipal Building is
5 still open. There is a lot of act- -- not a lot. But
6 there is activity. You can come here for permits, for
7 dye tests, whatever you need. There are boxes for
8 drop-offs. You can do things online. But the building
9 is open for your use.

10 Tomorrow, the farmer's market will be open
11 again, and every Tuesday until the end of September from
12 3:00 to 7:00 at the VIP parking lot. The County has
13 different guidelines, so it may look a little bit
14 different this time. But it is open. And as long as
15 things keep going in the right direction, it will
16 continue to be open.

17 What won't be open is Route 88 and Clifton
18 Road starting this Saturday. And that should go for a
19 week. And the people that use that area know that when
20 the first bridge was put in, it was amazing how they
21 built that bridge in one week. So now they're going to
22 do the other bridge. And by the end of this month, it
23 will just be a brand-new section down there.

24 And the last thing I have was, we have

1 trolley beautification boxes. I don't know if you've
2 seen them along the trolley line. And these are done by
3 volunteers. Mayor Morton started it many years ago.
4 And I just wanted to give a shout-out for the people
5 that have already done it for this year that put a lot
6 of work into it.

7 So if you're ever going on East Library or
8 West Library Road or Brightwood, take a look. And this
9 year, the people that have volunteered to do one of the
10 boxes is Mr. Chogaway (phonetic), Artist Memory Care,
11 the Blackhawk Family Relief Fund, Lisa and Jim Jenkins,
12 a new one, Bethel Craft Company, the Democratic
13 Committee, Bethel Park Lions Club, the
14 Upper St. Clair/Bethel Park Rotary Breakfast Club, and,
15 of course, our favorite is Erin -- I forgot her last
16 name.

17 UNIDENTIFIED SPEAKER: Carter.

18 MAYOR ALLEN: I'm sorry. Sorry, Erin.

19 Erin Carter, and Emily, Girl Scout Troop
20 26521. They do a terrific job. Their box is on
21 Brightwood Road and Sarah Street. Take a look at it.
22 We do appreciate everything they do for us.

23 So that's my report.

24 PRESIDENT MOURY: Thank you very much,

1 Mayor.

2 At this time, could we turn to the
3 Municipal's Manager's Report; and Mr. Christian.

4 MR. CHRISTIAN: Thank you, sir. Appreciate
5 it.

6 It has been many months since we've been up
7 here. And first and foremost, I want to thank everybody
8 for coming out here. It is difficult when the new age
9 of social distance to kind of -- to run these Council
10 meetings. But I think the team here at Bethel Park does
11 an amazing job. And we're so proud of them.

12 What I'd like to do with these -- with the
13 Manager's Report is highlight individuals. So, in my
14 quarter century in the Army we had something called the
15 Hail and Farewell. So when an organization wanted to
16 bring new people on board, you would hail them, and then
17 when you -- when good people left, you would farewell
18 them. So, we always want to start with the good first
19 and then we end with some of the sad notes.

20 So first and foremost, I would like to bring
21 up two new members of the team. If you can -- Cassidy
22 and Drew, if you could come on up, please.

23 So the nice part about this one -- we'll get
24 all separate -- 6 feet -- is that I will go ahead and

1 turn it over to them, let them talk about themselves.

2 But, again, these two individuals are going
3 to be incredible valued members of the team. And we're
4 so lucky to have them on board.

5 Cassidy is our new human resources director.
6 She brings a wealth of experience to this. And she's
7 going to bring so much depth and knowledge, it's going
8 to be amazing.

9 And Drew does the same thing. He's coming
10 on board as our project manager. And we have absolutely
11 dumped a really big one on his lap, first and foremost.
12 So, but he's running with scissors, and he's taking that
13 one -- he's taking that challenge on.

14 So I'll lead it out with Cassidy.

15 MS. TANNEY: Thank you, everyone. Good
16 evening. My name is Cassidy Tanney. I am from
17 Bellevue. I currently live there with my husband Jeremy
18 and our bright orange cat Kevin.

19 I'm excited to join the team here, as
20 Laurence said, as the new HR director. First and
21 foremost, Laurence and I will be focusing on compliance,
22 efficiencies, talent acquisition, ensuring that we're
23 bringing on, you know, the best and the brightest
24 qualified individuals to work hard for our residents.

1 From there, we'll work on everything from benefits to
2 just kind of employee engagement. You might see us a
3 little bit more within the community as well.

4 So, again, really excited to join the team,
5 and open to meeting anyone who would like to stop by and
6 say hello and see our new, fresh faces. So thanks very
7 much.

8 MR. DOWDELL: Hello. I'm Drew Dowdell. I
9 came on about a month ago as the project manager. I'm
10 going to be working to streamline all projects across
11 the Municipality. But I'm going to heavily focus on the
12 IT aspect, making the IT in Bethel Park more resilient,
13 ready for emergencies, but also a lot more efficient.
14 We're going to streamline processes and go from there.

15 I live in Forest Hills. I've been there for
16 about 17 years. And I live with my partner for about 15
17 years. I am a big gearhead. I have a vintage
18 Oldsmobile that I have driven all over the northeast of
19 the United States. Sometimes you'll see a vintage Olds
20 sitting out in the municipal parking lot.

21 PRESIDENT MOURY: (Inaudible - microphone
22 technical difficulties.)

23 MR. CHRISTIAN: So now comes what we always
24 say is the sad part of the evening. So what we have is.

1 those that are coming on board, and now we have those
2 that are leaving.

3 So if I could ask Joe Villella come on up.
4 I purposely did not tell you this is what I was going to
5 do specifically. And he was wondering, "Why am I going
6 to be the only director here in person tonight?" And
7 now you know the rest of the story.

8 So Joe has been here for almost eight years
9 now, since 20-- November of 2012, I believe. So he's
10 brought a lot of depth, a lot of knowledge to the
11 Municipality. He's handled projects for -- almost for
12 the last eight years. The municipal budget, I mean, the
13 budget of over 50 million dollars on an annual basis.
14 He's got a team of four that he handles and leads very
15 well. So, fantastic. He's just had so many impacts to
16 the Municipality.

17 And we want to thank you in person about
18 your -- all the accomplishments and all that you've done
19 for the residents of Bethel Park. It has been an
20 amazing ride.

21 But Joe has accepted a position of a chief
22 financial officer, which is really the pinnacle for --
23 if you're a finance individual, that's where you want to
24 go. So he's moving on to the private sector.

1 So we wish him well wishes and a job well
2 done. And we want to thank you so much.

3 And that's all I have, sir.

4 PRESIDENT MOURY: Thank you very much,
5 Laurence.

6 At this time, I'd like to turn to the
7 Approval of the Minutes; and Mr. McLean.

8 MR. MCLEAN: The first item is the Approval
9 of the Minutes of the Regular Council Meeting of June 8,
10 2020.

11 I move that we approve the minutes from the
12 Regular Council Meeting on Monday, June 8, 2020.

13 MS. GIBBONS: Second.

14 PRESIDENT MOURY: There's been a motion by
15 Mr. McLean and second by Ms. Gibbons that we approve the
16 minutes from the Regular Council Meeting of Monday,
17 June 8, 2020.

18 Any discussion of this item?

19 (No response.)

20 PRESIDENT MOURY: Mr. Christian, would you ,
21 please call the roll.

22 MR. CHRISTIAN: Mr. Cenci?

23 MR. CENCI: (Indicating yes.)

24 MR. CHRISTIAN: Mr. Cenci?

1 PRESIDENT MOURY: He said "yes."

2 MR. CHRISTIAN: Mr. Consolmagno?

3 MR. CONSOLMAGNO: Yes.

4 MR. CHRISTIAN: Ms. Gibbons?

5 MS. GIBBONS: Yes.

6 MR. CHRISTIAN: Mr. Hannan?

7 MR. HANNAN: Yes.

8 MR. CHRISTIAN: Mr. Harrison?

9 MR. HARRISON: Yes.

10 MR. CHRISTIAN: Mr. McLean?

11 MR. McLEAN: Yes.

12 MR. CHRISTIAN: Mr. Moury?

13 PRESIDENT MOURY: Yes.

14 MR. CHRISTIAN: Mr. O'Brien?

15 MR. O'BRIEN: Yes.

16 PRESIDENT MOURY: Motion passes 8-0.

17 At this time, I would like to turn to
18 Mr. McLean for the Public Hearing minutes.

19 MR. McLEAN: Yes. This is approval of the
20 Public Hearing on June 22, 2020.

21 I move that we approve the minutes from the
22 Public Hearing on Monday, June 22, 2020.

23 MS. GIBBONS: Second.

24 PRESIDENT MOURY: There's a motion by

1 Mr. McLean and second by Ms. Gibbons that we approve the
2 minutes from the Public Hearing on Monday, June 22,
3 2020.

4 Any discussion of this item?

5 (No response.)

6 PRESIDENT MOURY: Mr. Christian, would you
7 please call the roll.

8 MR. CHRISTIAN: Mr. Cenci?

9 MR. CENCI: Yes.

10 MR. CHRISTIAN: Mr. Consolmagno?

11 MR. CONSOLMAGNO: Yes.

12 MR. CHRISTIAN: Ms. Gibbons?

13 MS. GIBBONS: Yes.

14 MR. CHRISTIAN: Mr. Hannan?

15 MR. HANNAN: Yes.

16 MR. CHRISTIAN: Mr. Harrison?

17 MR. HARRISON: Yes.

18 MR. CHRISTIAN: Mr. McLean?

19 MR. McLEAN: Abstain.

20 MR. CHRISTIAN: Mr. Moury?

21 PRESIDENT MOURY: Yes.

22 MR. CHRISTIAN: Mr. O'Brien?

23 MR. O'BRIEN: Yes.

24 PRESIDENT MOURY: Motion passes 7-0 with one

1 abstention.

2 At this time, could we turn to the Bills --
3 approval of the Bills and Payrolls; and Mr. McLean.

4 MR. McLEAN: Yeah, Mr. Moury, just in
5 keeping with the practice of this Council to explain
6 abstentions, I abstained because I was not present at
7 the meeting.

8 PRESIDENT MOURY: Thank you, Mr. McLean.

9 MR. McLEAN: Bills and Payrolls, Bill List
10 No. 071320.

11 I move that we approve the Bills and
12 Payrolls for the Municipality per Bill List No. 071320
13 for \$1,531,893.33.

14 MS. GIBBONS: Second.

15 PRESIDENT MOURY: There's a motion by
16 Mr. McLean and second by Ms. Gibbons that we approve the
17 Bills and Payrolls for the Municipality per Bill List
18 No. 071320 for \$1,531,893.33.

19 Any discussion of this item?

20 (No response.)

21 PRESIDENT MOURY: Mr. Christian, would you
22 please call the roll.

23 MR. CHRISTIAN: Mr. Cenci?

24 MR. CENCI: Yes.

1 MR. CHRISTIAN: Mr. Consolmagno?

2 MR. CONSOLMAGNO: Yes.

3 MR. CHRISTIAN: Ms. Gibbons?

4 MS. GIBBONS: Yes.

5 MR. CHRISTIAN: Mr. Hannan?

6 MR. HANNAN: Yes.

7 MR. CHRISTIAN: Mr. Harrison?

8 MR. HARRISON: Yes.

9 MR. CHRISTIAN: Mr. McLean?

10 MR. McLEAN: Yes.

11 MR. CHRISTIAN: Mr. Moury?

12 PRESIDENT MOURY: Yes.

13 MR. CHRISTIAN: Mr. O'Brien?

14 MR. O'BRIEN: Yes.

15 PRESIDENT MOURY: Motion passes 7-0.

16 At this time, could we turn to the
17 Residents' Comment section for non-agenda items.

18 We have one person; Mr. Werkmeister.

19 If you could come up to the microphone and
20 state your name and address. And we do have a
21 three-minute limit.

22 MR. WERKMEISTER: Ron Werkmeister, 4750
23 Robert Drive.

24 First, I want to thank and congratulate

1 everybody here for being able to have a first open
2 meeting in a long time. So that was great.

3 I came here to see about an item that I
4 thought might be on the agenda I heard through some
5 rumor about something. And I don't see it on here. So
6 hopefully it's not because putting it down as a
7 non-agenda item.

8 But it was related to some kind of lawsuit
9 that we had going on, personnel and that. It sounded
10 like it was substantial. But I don't know enough
11 details. And I don't see it on here.

12 So if it's not, then maybe will it be on the
13 agenda, that I need to come to another meeting or, you
14 know -- or was it -- did I miss it?

15 PRESIDENT MOURY: You -- we did add it to
16 the agenda. And there's something on the table in the
17 back that outlines all the items that are going to be
18 discussed tonight.

19 MR. WERKMEISTER: Oh, okay. Thank you very
20 much.

21 PRESIDENT MOURY: Thank you.

22 MR. WERKMEISTER: That's it.

23 PRESIDENT MOURY: We have four comments from
24 the residents via email.

1 MR. CHRISTIAN: The first comment is from
2 Paul McKenzie. And it states, Good afternoon. We are
3 over run by deer on Ridgeway Drive. Could you please
4 help us with this? Two of my older neighbors had Lyme
5 disease last year. Thank you.

6 The next comment came from resident Nathan
7 Chaffin. In the phone message about this meeting it
8 said that social distancing would be encouraged. Why is
9 it not required? Does the Council not think that's a
10 wise step to take to keep the community safe? Signed,
11 Nathan Chaffin.

12 The third comment and fourth comment are
13 both from the same individual, Pat Kaczmarek. And he
14 [sic] would like to bring this up to the Council meeting
15 tonight. And it states -- and he [sic] sent this to the
16 state senator.

17 Senator representative, please help us in
18 Bethel Park to get our peace and quiet back. I've been
19 in close contact with Police Chief Tim O'Connor, and
20 sent an email to Governor Wolf.

21 Ever since the bill was passed to approve
22 fireworks to be legally purchased and set off in
23 Pennsylvania, our lives in Bethel Park have been
24 seriously affected. Days, but mostly nights, have been



1 interrupted at all hours up until 12:05 a.m. with loud
2 bangs and fireworks displays that scare us and cause
3 many neighbors to be alarmed and frightened.

4 I watch over four of my closest elderly
5 neighbors. They all count on me for handling problems
6 for them. Three are in their 90s. They have medical
7 issues with their hearts and PTSD. Some of the loudest
8 bangs, you can actually feel in your home.

9 This bill was passed along with other
10 amendments. This was to bring revenue in Pennsylvania.
11 Change this law.

12 There are numerous repetitive neighbors who
13 blast these fireworks off almost daily. My police
14 department has given out warnings. I want these people
15 fined. None of these homes are 150 feet away from a
16 structure. They have no regard for their neighbors.
17 They are not abiding by the other restrictions on
18 firework displays.

19 My husband has dementia, and really sets him
20 off with these loud blasts. My dog and my family dogs
21 that have -- that I pet sit have seizures from being so
22 frightened. I'm tired of repeatedly medicating my dogs.
23 Also, I'm tired of taking my dog to an emergent 24-hour
24 center to get IV sedatives, and paying large vet bills.

1 I need to know how to get this law changed
2 now. How do I start a petition? Or what else can I do?

3 Chief O'Connor has been very sympathetic and
4 helpful, but the policemen can only do so much. They
5 have much more urgent emergencies to attend to.

6 My next step is to contact the news
7 agencies. They've been hearing residents concerned on
8 this matter. Signed, Patricia Kaczmarek, Florida
9 Avenue.

10 PRESIDENT MOURY: Thank you very much.

11 At this time, I would like to --

12 MR. HARRISON: Mr. Moury?

13 PRESIDENT MOURY: Mr. Harrison?

14 MR. HARRISON: I would like to just comment
15 that Mr. McKenzie represents an area that is almost as
16 -- the people there have been there almost as long as
17 I've been on Council. What I'm saying is every year
18 they get a year older, just like we do. So there's a
19 lot of elderly people who live there for decades. All
20 -- but I'm just saying, it's a very stable neighborhood.
21 So, and they've had problems with extraneous animals,
22 like deer and that type of thing right through.

23 And so I just wanted to mention that we
24 understand there's a problem. I don't know just what we

1 can do about it. But we won't forget it. Thank you.

2 PRESIDENT MOURY: Thank you, Mr. Harrison.

3 At this time, I would like to turn to
4 General Policy and Finance; and Mr. McLean.

5 And we have no residents signed up to speak.

6 MR. McLEAN: Thank you, Mr. Moury.

7 First item under General Policy and Finance
8 is the Collective Bargaining Agreement with the Police
9 Officers.

10 I move that we extend the existing
11 Collective Bargaining Agreement between the Municipality
12 of Bethel Park and Police Officers through December 31,
13 2025.

14 MS. GIBBONS: Second.

15 PRESIDENT MOURY: There's a motion by
16 Mr. McLean and second by Ms. Gibbons that we extend the
17 existing Collective Bargaining Agreement between the
18 Municipality of Bethel Park and the Police Officers of
19 Bethel Park through December 31, 2025.

20 Any discussion of this item?

21 (No response.)

22 PRESIDENT MOURY: Mr. Christian, would you
23 please call the roll.

24 MR. CHRISTIAN: Mr. Cenci?

1 MR. CENCI: Yes.

2 MR. CHRISTIAN: Mr. Consolmagno?

3 MR. CONSOLMAGNO: Yes.

4 MR. CHRISTIAN: Ms. Gibbons?

5 MS. GIBBONS: Yes.

6 MR. CHRISTIAN: Mr. Hannan?

7 MR. HANNAN: Yes.

8 MR. CHRISTIAN: Mr. Harrison?

9 MR. HARRISON: Yes.

10 MR. CHRISTIAN: Mr. McLean?

11 MR. McLEAN: Yes.

12 MR. CHRISTIAN: Mr. Moury?

13 PRESIDENT MOURY: Yes.

14 MR. CHRISTIAN: Mr. O'Brien?

15 MR. O'BRIEN: Yes.

16 PRESIDENT MOURY: Motion passes 8-0.

17 Mr. McLean?

18 MR. McLEAN: The next item on the agenda is

19 approval of a mutual release and settlement agreement

20 with Judith Miller.

21 I move that we approve a mutual release and

22 settlement agreement with Judith Miller.

23 MR. O'BRIEN: Second.

24 PRESIDENT MOURY: There's a motion by

1 Mr. McLean and second by Mr. O'Brien that we approve a
2 mutual release and settlement agreement with Judith
3 Miller.

4 Any discussion of this item?

5 (No response.)

6 PRESIDENT MOURY: Mr. Christian, would you
7 please call the roll.

8 MR. CHRISTIAN: Mr. Cenci?

9 MR. CENCI: Yes.

10 MR. CHRISTIAN: Mr. Consolmagno?

11 MR. CONSOLMAGNO: Yes.

12 MR. CHRISTIAN: Ms. Gibbons?

13 MS. GIBBONS: Yes.

14 MR. CHRISTIAN: Mr. Hannan?

15 MR. HANNAN: Yes.

16 MR. CHRISTIAN: Mr. Harrison?

17 MR. HARRISON: Abstain.

18 MR. CHRISTIAN: Mr. McLean?

19 MR. McLEAN: Yes.

20 MR. CHRISTIAN: Mr. Moury?

21 PRESIDENT MOURY: Yes.

22 MR. CHRISTIAN: Mr. O'Brien?

23 MR. O'BRIEN: Yes.

24 PRESIDENT MOURY: Motion passed 7-0 with one

1 abstention.

2 Mr. McLean?

3 MR. McLEAN: There are no more agenda items
4 under General Policy and Finance.

5 PRESIDENT MOURY: Thank you, Mr. McLean.

6 MR. McLEAN: But I do have one additional
7 item.

8 PRESIDENT MOURY: Mr. McLean?

9 MR. McLEAN: Just to let folks know, you may
10 or not remember, but back in December we announced a
11 small, pleasant Christmas present because we had done a
12 bond refinancing, and it resulted in savings of about
13 \$200,000 as a result of that.

14 Well, I'm reminded to where this makes me
15 think of the fact that my wife regularly watches
16 Hallmark Christmas movies in July. And we have a little
17 bit of Christmas present in July ourselves.

18 With the continued low interest rates, we've
19 been able to refinance another set of bonds. And we
20 should be able to close on that this week. And the
21 savings will be in excess of \$600,000. So, Merry
22 Christmas.

23 That's all I have, Mr. Moury.

24 PRESIDENT MOURY: Thank you, Mr. McLean.

1 Are there any additional items?

2 MR. HARRISON: Mr. Moury?

3 PRESIDENT MOURY: Mr. Harrison?

4 MR. HARRISON: It's just what Mr. McLean had
5 to say with his abstention.

6 I intended to speak to the agenda item on
7 Ms. Miller. But I was advised by counsel that I could
8 be subject to legal action. So that's why I abstained.
9 Thank you.

10 PRESIDENT MOURY: Thank you, Mr. Harrison.

11 Any other comments?

12 (No response.)

13 Hearing none, can we go to Health, Safety
14 and Welfare; and Mr. O'Brien.

15 MR. O'BRIEN: Thank you, Mr. Moury.

16 One item on the Health, Safety and Welfare,
17 a purchase of portable radio equipment.

18 I move that we approve the purchase of
19 portable radio equipment for the Police Department for
20 the amount of \$41,107.50 per information submitted by
21 the Chief of Police at the June 22, 2020 Council
22 Committee meeting.

23 MS. GIBBONS: Second.

24 PRESIDENT MOURY: There's been a motion by

1 Mr. O'Brien and second by Ms. Gibbons that we approve
2 the purchase of portable radio equipment for the Police
3 Department for the amount of \$41,107.50 per information
4 submitted by the Chief of Police at the June 22, 2020
5 Council Committee meeting.

6 Any discussion of this item?

7 (No response.)

8 PRESIDENT MOURY: Mr. Christian, would you
9 please call the roll.

10 MR. CHRISTIAN: Mr. Cenci?

11 MR. CENCI: Yes.

12 MR. CHRISTIAN: Mr. Consolmagno?

13 MR. CONSOLMAGNO: Yes.

14 MR. CHRISTIAN: Ms. Gibbons?

15 MS. GIBBONS: Yes.

16 MR. CHRISTIAN: Mr. Hannan?

17 MR. HANNAN: Yes.

18 MR. CHRISTIAN: Mr. Harrison?

19 MR. HARRISON: Yes.

20 MR. CHRISTIAN: Mr. McLean?

21 MR. McLEAN: Yes.

22 MR. CHRISTIAN: Mr. Moury?

23 PRESIDENT MOURY: Yes.

24 MR. CHRISTIAN: Mr. O'Brien?

1 MR. O'BRIEN: Yes.

2 PRESIDENT MOURY: Motion passed 8-0.

3 Mr. O'Brien?

4 MR. O'BRIEN: There are no another items
5 under Health, Safety and Welfare.

6 Just a little bit of an observation in the
7 Veterans Memorial. When you're coming to the library,
8 notice that the two flags that are off the road, the
9 second ones in, are the flags that were flown from the
10 United States in the first pandemic. And the other
11 flags are the -- our current flag is flown in this
12 pandemic. So I just wanted to point that out.

13 So, thank you, Mr. Moury. There are no
14 other items.

15 PRESIDENT MOURY: Thank you, Mr. O'Brien.

16 Are there any additional items?

17 MR. CONSOLMAGNO: Mr. Moury?

18 PRESIDENT MOURY: Mr. Consolmagno?

19 MR. CONSOLMAGNO: I just wanted to
20 acknowledge our great staff of the library, Christine --
21 (Inaudible - microphone technical difficulties.) -- it
22 doesn't go unnoticed. And maybe in her report, it might
23 have.

24 But Bethel Park is the only library open for

1 in-person services in the South Hills. There are 12
2 libraries in -- it's outstanding. I want to
3 acknowledge them, also the board since I'm liaison
4 between the Council and the library board, the excellent
5 job -- (inaudible - microphone technical difficulties.)
6 And also the financial status under these conditions --
7 (Inaudible.)

8 PRESIDENT MOURY: Thank you, Mr.
9 Consolmagno.

10 Are there any additional items?

11 (No response.)

12 PRESIDENT MOURY: Hearing none, can we turn
13 to Planning and Zoning; and Ms. Gibbons.

14 MS. GIBBONS: Application No. 2019-0707,
15 Capital Telecom, Conditional Use, 5412 Enterprise
16 Boulevard, Property Lot & Block No. 567-K-12, Capital
17 Telecom Holdings, LLC & Pittsburgh SMSA, Limited
18 Partnership, Applicant, Current Zoning M, Manufacturing
19 and Light Industrial, Ward 1.

20 I move that we approve Application
21 No. 2019-0707 for Capital Telecom to construct a
22 communications tower in Industrial Park.

23 MR. O'BRIEN: Second.

24 PRESIDENT MOURY: There's motion by

1 Ms. Gibbons and second by Mr. O'Brien that we approve
2 Application No. 2019-0707 for Capital Telecom to
3 construct a communications tower in the Industrial Park.

4 Is there any discussion on this item?

5 (No response.)

6 PRESIDENT MOURY: I guess I'll just say a
7 few words.

8 This has been a very sensitive topic for a
9 lot of people over the last several months. We have
10 held two public hearings with the pandemic. The
11 Applicant has been willing to work with us to spread out
12 the -- to go outside the normal traditional limits
13 because we weren't able to get together.

14 I would say I'm going to -- I'll comment a
15 little bit, maybe, from a personal perspective or
16 observation of the last meeting, and then get into kind
17 of one of the reasons why I'm going to vote the way I'm
18 going to vote.

19 I guess at the most recent -- the most
20 recent meeting, and how the process works is we hire an
21 expert that goes in and evaluates, because we don't have
22 anybody on staff that's a telecommunications expert. So
23 we consult with a company that is paid for by the
24 Applicant to go out and find out if they're meeting our

1 ordinance and if they're doing everything properly.

2 I guess I was a little disappointed. We had
3 two public hearings. And at the second public hearing,
4 there was a lot of facts that were brought up for
5 potential deficiencies in what the application was. And
6 the Applicant's representative seemed to spend more time
7 challenging the gentleman who actually did the study
8 versus what the meat of the study was, what the concerns
9 were. So we really didn't get any of our questions
10 answered as far as the deficiency goes in the
11 application.

12 Now on to kind of -- where I'm kind of going
13 with this. When I went today to look on the internet
14 and found -- and you can find anything there, by the
15 way -- cell towers in the area. And I found it -- I was
16 a little bit surprised, within a two-mile area of the
17 location where they're looking to place it, there was
18 six registered cell towers or communications towers
19 within that two-mile area, which was very surprising.

20 And just to put things in perspective, this
21 tower is going to go in the middle of the industrial
22 park. The tower -- the electrical towers on -- across
23 on -- was it Logan Road, averaged between 80 and, I
24 think, 92 feet. The proposed tower they're talking

1 about building is going to be 140 feet. So that's
2 significantly higher than everything in that area.

3 The other thing that was interesting is --
4 we learned is the fall zone. If that tower is to
5 collapse, which they say that it won't or it may
6 collapse on itself, I don't know. But, in theory, you
7 have 140-foot radius around the base of that tower that
8 people can be injured. There could be a major
9 consequence, if that happened.

10 My concerns with the three or four
11 businesses that fall within that area, and let me refer
12 that to maybe as the danger zone, where if there is some
13 type of catastrophic event, you know, it could be
14 devastating to the area.

15 One of the questions that was asked by
16 Dr. Campbell, who is not here tonight, but he's a ham
17 radio operator, what about maybe putting two smaller
18 towers in or utilizing a couple different locations that
19 are preexisting, that could we get a better
20 communications, could we pick up?

21 Because, understanding, if this tower was to
22 go in, we're still going to have dead spots. This is
23 not going to 100 percent resolve the problem that we
24 have in that general vicinity. It's going to help, I'm

1 sure. But it's not going to resolve.

2 So if we added towers 60 feet, maybe, or 50
3 feet that maybe fit in a little bit to the area, and
4 maybe there was two of the, or they could do some
5 co-locations, you know, you'll cover a bigger geographic
6 area. I'm sure the cost will be a little bit more, but
7 it's not as intrusive to the people that live in the
8 area. And the response we got, "This was the
9 application that was presented."

10 My last comment's going to be -- I did bring
11 this up at the meeting. I find it interesting, when I
12 looked at the Applicant's map, and this is some of the
13 documentation we have received from them (indicating),
14 and it shows where there's bad spots today, and it shows
15 how it's going to improve with the tower. I get that.
16 Makes sense.

17 But yet when I go to the Verizon website, if
18 I was a consumer and I use Verizon, at least I used to,
19 but when you look at their website, it shows no
20 problems, no issues in that whole vicinity. If you look
21 in the middle, I put the location of the pole, I put
22 that in their -- in the Verizon website, and this is the
23 map that came up (indicating). So they're not showing
24 any.

1 So I asked the question at the Public
2 Hearing to one of their consultants, or one of their
3 engineers, why would this map be different than what you
4 turned in? I don't understand.

5 And the question -- the answer I got to the
6 question, well, this was done by kind of the marketing
7 people.

8 So, where do you believe what map is right
9 and what map is wrong? This is the -- millions of
10 people look at this when they go to buy a cell phone.
11 So I'm a little concerned that, you know, are they being
12 disingenuous with some of the information that's
13 provided?

14 But having said all that, I'm concerned for
15 a lot of reasons. I'm not sure they met the obligations
16 of the Ordinance, and that's why I will not be
17 supporting this motion tonight. Thank you.

18 Is there any other discussion?

19 (No response.)

20 PRESIDENT MOURY: Hearing none;
21 Mr. Christian, would you please call the roll.

22 MR. CHRISTIAN: Mr. Cenci?

23 MR. CENCI: No.

24 MR. CHRISTIAN: Mr. Consolmagno?

1 MR. CONSOLMAGNO: No.

2 MR. CHRISTIAN: Ms. Gibbons?

3 Ms. Gibbons: No.

4 MR. CHRISTIAN: Mr. Hannan?

5 MR. HANNAN: No.

6 MR. CHRISTIAN: Mr. Harrison?

7 MR. HARRISON: No.

8 MR. CHRISTIAN: Mr. McLean?

9 MR. McLEAN: Abstain.

10 MR. CHRISTIAN: Mr. Moury?

11 PRESIDENT MOURY: No.

12 MR. CHRISTIAN: Mr. O'Brien?

13 MR. O'BRIEN: No.

14 PRESIDENT MOURY: Motion fails 0 to 7 to one

15 abstention.

16 MR. McLEAN: Mr. Moury?

17 PRESIDENT MOURY: Mr. McLean?

18 MR. McLEAN: Just to explain my abstention,

19 I was not present at the June 22 Public Hearing where

20 the Applicant appeared, and I had also missed an earlier

21 meeting, and therefore thought that I should abstain

22 from the vote.

23 PRESIDENT MOURY: Thank you, Mr. McLean.

24 MR. McLEAN: Thank you.

1 PRESIDENT MOURY: Ms. Gibbons?

2 Ms. Gibbons: Yes, I have an additional
3 motion that I would like to add.

4 I move that we approve the Findings of Fact,
5 Conclusions of Law, and decision denying the application
6 for Conditional Use approval filed by Capital Telecom
7 Holdings.

8 MR. O'BRIEN: Second.

9 PRESIDENT MOURY: There's a motion by
10 Ms. Gibbons and second -- a delayed second by
11 Mr. O'Brien that we approve the approve the Findings of
12 Fact, Conclusions of Law, and decisions denying the
13 application for Conditional Use approval filed by
14 Capital Telecom Holdings.

15 What this is, this is a summary. It's, I
16 believe, 42 pages of the deficiencies that we found --
17 deficiency we found. So we have to kind of document the
18 reasons why we're denying it.

19 So because we turned it down tonight, we are
20 now going to adopt the Findings of Fact that will go
21 along with the denial process, if the Applicant chooses
22 to take this to court.

23 Any other discussion?

24 (No response.)

1 PRESIDENT MOURY: Mr. Christian, would you
2 please call the roll.

3 MR. CHRISTIAN: Mr. Cenci?

4 MR. CENCI: Yes.

5 MR. CHRISTIAN: Mr. Consolmagno?

6 MR. CONSOLMAGNO: Yes.

7 MR. CHRISTIAN: Ms. Gibbons?

8 Ms. Gibbons: Yes.

9 MR. CHRISTIAN: Mr. Hannan?

10 MR. HANNAN: Yes.

11 MR. CHRISTIAN: Mr. Harrison?

12 MR. HARRISON: Yes.

13 MR. CHRISTIAN: Mr. McLean?

14 MR. McLEAN: Abstain for same reasons noted
15 on the record.

16 MR. CHRISTIAN: Mr. Moury?

17 PRESIDENT MOURY: Yes.

18 MR. CHRISTIAN: Mr. O'Brien?

19 MR. O'BRIEN: Yes.

20 PRESIDENT MOURY: Motion passes 7 to 0 to
21 one abstention.

22 Ms. Gibbons?

23 MS. GIBBONS: Willow Terrace, Willow
24 Terrace, Security Reduction.

1 I move that we approve the security
2 reduction for the Willow Terrace Development in the
3 amount of \$26,848.25 per the Director of Engineering's
4 memorandum dated July 7, 2020.

5 MR. O'BRIEN: Second.

6 PRESIDENT MOURY: There's a motion made by
7 Ms. Gibbons and seconded by Mr. O'Brien that we approve
8 the security reduction for Willow Terrace Development in
9 the amount of \$26,848.25 per the Director of
10 Engineering's memorandum dated July 7, 2020.

11 Any discussion of this item?

12 MR. HARRISON: Mr. Moury?

13 PRESIDENT MOURY: Mr. Harrison.

14 MR. HARRISON: Is there still security --
15 (Inaudible - microphone technical difficulties) --
16 associated with this development?

17 UNIDENTIFIED SPEAKER: I don't know the
18 answer to that, Mr. Harrison. I'll have to get back
19 with you. I don't know the total amount still on.

20 PRESIDENT MOURY: I -- I -- don't quote me.
21 But on the form we got, I believe there's a small amount
22 still left out there. This is just a reduction of one
23 of the phases.

24 MR. HARRISON: Just remind you that before

1 the question was asked -- (Inaudible - microphone
2 technical difficulties.) Thank you.

3 PRESIDENT MOURY: Thank you, Mr. Harrison.
4 Mr. Christian, would you please call the
5 roll.

6 MR. CHRISTIAN: Mr. Cenci?

7 MR. CENCI: Yes.

8 MR. CHRISTIAN: Mr. Consolmagno?

9 MR. CONSOLMAGNO: Yes.

10 MR. CHRISTIAN: Ms. Gibbons?

11 MS. GIBBONS: Yes.

12 MR. CHRISTIAN: Mr. Hannan?

13 MR. HANNAN: Yes.

14 MR. CHRISTIAN: Mr. Harrison?

15 MR. HARRISON: Yes.

16 MR. CHRISTIAN: Mr. McLean?

17 MR. McLEAN: Yes.

18 MR. CHRISTIAN: Mr. Moury?

19 PRESIDENT MOURY: Yes.

20 MR. CHRISTIAN: Mr. O'Brien?

21 MR. O'BRIEN: Yes.

22 PRESIDENT MOURY: Motion passes 8-0.

23 Ms. Gibbons?

24 MS. GIBBONS: There are no additional items.

1 PRESIDENT MOURY: Thank you, Ms. Gibbons.

2 Are there any additional items?

3 (No response.)

4 PRESIDENT MOURY: Hearing none, can we turn
5 to Public Works and Maintenance; and Mr. Consolmagno.

6 MR. CONSOLMAGNO: Municipal Building Ground
7 Floor Ceiling/Lights Renovations.

8 I move that we accept the low bid of
9 \$169,950.00 from M.A. Dunn Construction Company for the
10 Municipal Building Ground Floor Ceiling/Light Project in
11 accordance with the Public Works Director's memorandum
12 dated July 10, 2020.

13 MS. GIBBONS: Second.

14 PRESIDENT MOURY: There's a motion by
15 Mr. Consolmagno and second by Ms. Gibbons that we accept
16 the low bid of \$169,950.00 from M.A. Dunn Construction
17 Company for the Municipal Building Ground Floor
18 Ceiling/Light Project in accordance with the Public
19 Works Director's memorandum dated July 10, 2020.

20 Any discussion of this item?

21 (No response.)

22 PRESIDENT MOURY: Mr. Christian, would you
23 please call the roll.

24 MR. CHRISTIAN: Mr. Cenci?

1 MR. CENCI: Yes.

2 MR. CHRISTIAN: Mr. Consolmagno?

3 MR. CONSOLMAGNO: Yes.

4 MR. CHRISTIAN: Ms. Gibbons?

5 MS. GIBBONS: Yes.

6 MR. CHRISTIAN: Mr. Hannan?

7 MR. HANNAN: Yes.

8 MR. CHRISTIAN: Mr. Harrison?

9 MR. HARRISON: Yes.

10 MR. CHRISTIAN: Mr. McLean?

11 MR. McLEAN: Yes.

12 MR. CHRISTIAN: Mr. Moury?

13 PRESIDENT MOURY: Yes.

14 MR. CHRISTIAN: Mr. O'Brien?

15 MR. O'BRIEN: Yes.

16 PRESIDENT MOURY: Motion passes 8-0.

17 Mr. Consolmagno?

18 MR. CONSOLMAGNO: HVAC Replacement for

19 Brightwood Fire Station.

20 I move we accept the low bid of \$252,900.00
21 from East West Manufacturing Company for the replacement
22 and additions to the existing HVAC units at the
23 Brightwood Fire Station in accordance with the Public
24 Works Director's memorandum dated July 10, 2020.

1 MR. O'BRIEN: Second.

2 PRESIDENT MOURY: There is a motion by
3 Mr. Consolmagno and seconded by Mr. O'Brien that we
4 accept the low bid of \$252,900.00 from East West
5 Manufacturing Company for the replacement and additions
6 to the existing HVAC units at the Brightwood Fire
7 Station in accordance with the Public Works Director's
8 memorandum dated July 10, 2020.

9 Any discussion of this item?

10 (No response.)

11 PRESIDENT MOURY: Mr. Christian, would you
12 please call the roll.

13 MR. CHRISTIAN: Mr. Cenci?

14 MR. CENCI: Yes.

15 MR. CHRISTIAN: Mr. Consolmagno?

16 MR. CONSOLMAGNO: Yes.

17 MR. CHRISTIAN: Ms. Gibbons?

18 MS. GIBBONS: Yes.

19 MR. CHRISTIAN: Mr. Hannan?

20 MR. HANNAN: Yes.

21 MR. CHRISTIAN: Mr. Harrison?

22 MR. HARRISON: Yes.

23 MR. CHRISTIAN: Mr. McLean?

24 MR. McLEAN: Yes.

1 MR. CHRISTIAN: Mr. Moury?
2 PRESIDENT MOURY: Yes.
3 MR. CHRISTIAN: Mr. O'Brien?
4 MR. O'BRIEN: Yes.
5 PRESIDENT MOURY: Motion passes 8-0.
6 Mr. Consolmagno?
7 MR. CONSOLMAGNO: That is all.
8 PRESIDENT MOURY: Thank you, Mr. --
9 MR. HARRISON: Mr. Moury?
10 PRESIDENT MOURY: Mr. Harrison?
11 MR. HARRISON: I'd just like to comment that
12 it must be apparent to the casual observer that we have
13 to work on our communication system here under these
14 conditions. Thank you very much.
15 PRESIDENT MOURY: Thank you, Mr. Harrison.
16 Any additional items?
17 (No response.)
18 PRESIDENT MOURY: Is there a motion to
19 adjourn, Mr. Hannan?
20 MR. HANNAN: Move to adjourn.
21 PRESIDENT MOURY: Second?
22 MR. O'BRIEN: Second.
23 PRESIDENT MOURY: All in favor?
24 MR. CENCI: Aye.

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MR. CONSOLMAGNO: Aye.

MS. GIBBONS: Aye.

MR. HANNAN: Aye.

MR. HARRISON: Aye.

MR. McLEAN: Aye.

PRESIDENT MOURY: Aye.

MR. O'BRIEN: Aye.

PRESIDENT MOURY: Meeting adjourned.

Good night everyone.

(Whereupon, the hearing was adjourned at

8:21 p.m.)

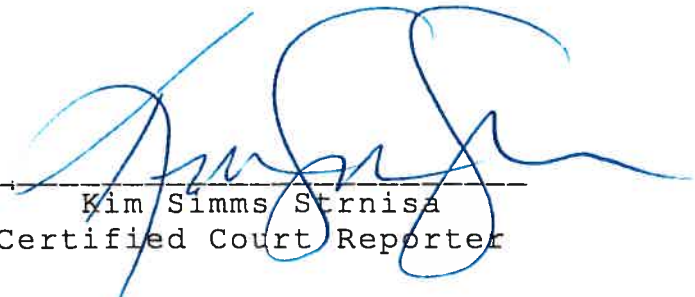
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C E R T I F I C A T E

I hereby certify that the transcript of the proceedings and evidence contained herein are a true and accurate transcription of my stenographic notes taken by me at the Bethel Park Council Regular Meeting of the within cause, taken on July 13, 2020, and that the transcription was reduced to printing under my direction, and that this is a true and correct transcript of the same.

8/4/20
DATE



Kim Simms Strnisa
Certified Court Reporter

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Kim Simms Strnisa, Notary Public
Mt. Pleasant Twp, Washington County
My commission expires March 22, 2021

\$	17:2, 28:21, 29:4, 37:19	A	28:6	15:15, 16:21, 17:1, 18:11, 18:16, 21:21, 25:21, 26:1, 28:18, 29:1, 31:20, 32:1, 38:4, 38:11, 40:1, 40:7
\$1,531,893.33 [2] - 18:13, 18:18	24 [1] - 4:18	a.m [3] - 3:23, 5:24, 22:1	ages [1] - 6:6	area [11] - 9:19, 23:15, 33:15, 33:16, 33:19, 34:2, 34:11, 34:14, 35:3, 35:6, 35:8
\$169,950.00 [2] - 42:9, 42:16	24-hour [1] - 22:23	abiding [1] - 22:17	ago [2] - 10:3, 13:9	Army [1] - 11:14
\$200,000 [1] - 27:13	26521 [1] - 10:20	able [4] - 20:1, 27:19, 27:20, 32:13	Agreement [3] - 24:8, 24:11, 24:17	arrest [1] - 7:13
\$25 [1] - 5:13	2:00 [1] - 3:24	absolutely [1] - 12:10	agreement [3] - 25:19, 25:22, 26:2	Artist [1] - 10:10
\$252,900.00 [2] - 43:20, 44:4	3	Abstain [1] - 37:9	ahead [1] - 11:24	aspect [1] - 13:12
\$26,848.25 [2] - 40:3, 40:9	30 [1] - 5:14	abstain [4] - 17:19, 26:17, 37:21, 39:14	aid [1] - 7:4	associated [1] - 40:16
\$41,107.50 [2] - 28:20, 29:3	30th [1] - 5:10	abstained [2] - 18:6, 28:8	alarmed [1] - 22:3	attend [1] - 23:5
\$600,000 [1] - 27:21	31 [2] - 24:12, 24:19	abstention [6] - 18:1, 27:1, 28:5, 37:15, 37:18, 39:21	ALLEGHENY [1] - 1:1	August [7] - 5:9, 5:14, 5:16, 5:24, 6:9, 7:20
	384 [1] - 4:16	abstentions [1] - 18:6	Allegheny [1] - 4:23	available [1] - 4:6
	3:00 [1] - 9:12	accept [4] - 42:8, 42:15, 43:20, 44:4	Allegiance [2] - 3:4, 3:5	Avenue [2] - 1:20, 23:9
	4	accepted [1] - 14:21	ALLEN [2] - 8:11, 10:18	average [1] - 4:15
	42 [1] - 38:16	accomplishments [1] - 14:18	Allen [2] - 1:15, 8:7	averaged [1] - 33:23
	4750 [1] - 19:22	accordance [4] - 42:11, 42:18, 43:23, 44:7	allow [1] - 4:4	aye [8] - 45:24, 46:1, 46:2, 46:3, 46:4, 46:5, 46:6, 46:7
	4th [3] - 5:24, 6:9, 7:20	accurate [1] - 47:6	almost [5] - 14:8, 14:11, 22:13, 23:15, 23:16	
	5	acknowledge [2] - 30:20, 31:3	amazing [4] - 9:20, 11:11, 12:8, 14:20	B
	50 [2] - 14:13, 35:2	acquisition [1] - 12:22	amendments [1] - 22:10	back-up [1] - 5:5
	5100 [1] - 1:20	act [1] - 9:5	amount [6] - 28:20, 29:3, 40:3, 40:9, 40:19, 40:21	bad [1] - 35:14
	5412 [1] - 31:15	action [1] - 28:8	animals [1] - 23:21	bangs [2] - 22:2, 22:8
	567-K-12 [1] - 31:16	activities [1] - 7:19	announce [1] - 3:20	Bargaining [3] - 24:8, 24:11, 24:17
	6	activity [1] - 9:6	announced [1] - 27:10	base [1] - 34:7
	6 [2] - 6:7, 11:24	add [2] - 20:15, 38:3	announcement [1] - 3:9	basis [1] - 14:13
	60 [1] - 35:2	added [1] - 35:2	Announcements [1] - 3:8	beautification [1] - 10:1
	6:00 [1] - 3:24	additional [9] - 4:18, 27:6, 28:1, 30:16, 31:10, 38:2, 41:24, 42:2, 45:16	annual [1] - 14:13	began [1] - 4:24
	7	additions [2] - 43:22, 44:5	answer [2] - 36:5, 40:18	Bellevue [1] - 12:17
	7 [4] - 37:14, 39:20, 40:4, 40:10	address [1] - 19:20	answered [1] - 33:10	benefits [1] - 13:1
	7-0 [3] - 17:24, 19:15, 26:24	adjourn [2] - 45:19, 45:20	apparent [1] - 45:12	best [1] - 12:23
	7:00 [1] - 9:12	adjourned [2] - 46:8, 46:10	appeared [1] - 37:20	BETHEL [1] - 1:1
	7:35 [2] - 1:18, 2:2	administer [1] - 7:4	Applicant [5] - 31:18, 32:11, 32:24, 37:20, 38:21	Bethel [15] - 1:20, 1:21, 4:12, 10:12, 10:13, 11:10, 13:12, 14:19, 21:18, 21:23, 24:12, 24:18, 24:19, 30:24, 47:7
	8	adopt [1] - 38:20	Applicant's [2] - 33:6, 35:12	better [1] - 34:19
	8 [3] - 15:9, 15:12, 15:17	adult [1] - 5:9	application [6] - 31:14, 33:5, 33:11, 35:9, 38:5, 38:13	between [4] - 24:11, 24:17, 31:4, 33:23
	8-0 [6] - 16:16, 25:16, 30:2, 41:22, 43:16, 45:5	adults [1] - 5:8	Application [2] - 31:20, 32:2	beware [1] - 7:22
	8/4/20 [1] - 47:17	advised [1] - 28:7	appreciate [2] - 10:22, 11:4	bid [4] - 42:8, 42:16, 43:20, 44:4
	80 [1] - 33:23	AED [1] - 7:3	appreciative [1] - 7:8	big [2] - 12:11, 13:17
	88 [1] - 9:17	affected [1] - 21:24	Approval [2] - 15:7, 15:8	bigger [1] - 35:5
	8:21 [1] - 46:11	afternoon [1] - 21:2	approval [5] - 16:19, 18:3, 25:19, 38:6, 38:13	Bill [3] - 18:9, 18:12, 18:17
	9	age [2] - 5:17, 11:8	approve [18] - 15:11,	bill [2] - 21:21, 22:9
	90s [1] - 22:6	agencies [1] - 23:7		
	92 [1] - 33:24	agenda [6] - 19:17, 20:4, 20:7, 20:13, 20:16, 25:18, 27:3,		
	9:30 [1] - 5:24			
0				
0 [2] - 37:14, 39:20				
071320 [3] - 18:10, 18:12, 18:18				
1				
1 [1] - 31:19				
10 [4] - 42:12, 42:19, 43:24, 44:8				
100 [1] - 34:23				
10:00 [2] - 3:23, 3:24				
11th [1] - 6:9				
12 [2] - 4:13, 31:1				
12:05 [1] - 22:1				
12th [1] - 5:19				
13 [4] - 1:18, 2:4, 3:11, 47:8				
140 [1] - 34:1				
140-foot [1] - 34:7				
15 [2] - 3:21, 13:16				
150 [1] - 22:15				
15102 [1] - 1:21				
17 [1] - 13:16				
18th [2] - 5:24, 6:10				
2				
2 [1] - 6:6				
20 [1] - 14:9				
2012 [1] - 14:9				
2019 [1] - 4:18				
2019-0707 [3] - 31:14, 31:21, 32:2				
2020 [18] - 1:18, 2:4, 3:11, 15:10, 15:12, 15:17, 16:20, 16:22, 17:3, 28:21, 29:4, 40:4, 40:10, 42:12, 42:19, 43:24, 44:8, 47:8				
2025 [2] - 24:13, 24:19				
22 [6] - 16:20, 16:22,				

bills [1] - 22:24 Bills [5] - 18:2, 18:3, 18:9, 18:11, 18:17 birth [1] - 5:17 bit [8] - 9:13, 13:3, 27:17, 30:6, 32:15, 33:16, 35:3, 35:6 Blackhawk [1] - 10:11 blanket [1] - 6:3 blast [1] - 22:13 blasts [1] - 22:20 Block [1] - 31:16 board [6] - 11:16, 12:4, 12:10, 14:1, 31:3, 31:4 bond [1] - 27:12 bonds [1] - 27:19 book [1] - 5:11 Boulevard [1] - 31:16 box [1] - 10:20 boxes [3] - 9:7, 10:1, 10:10 BPTV [2] - 5:3, 8:15 brand [1] - 9:23 brand-new [1] - 9:23 break [1] - 7:15 Breakfast [1] - 10:14 bridge [3] - 9:20, 9:21, 9:22 bright [1] - 12:18 brightest [1] - 12:23 Brightwood [5] - 10:8, 10:21, 43:19, 43:23, 44:6 bring [7] - 6:2, 11:16, 11:20, 12:7, 21:14, 22:10, 35:10 bringing [1] - 12:23 brings [1] - 12:6 brought [2] - 14:10, 33:4 budget [2] - 14:12, 14:13 Building [5] - 4:21, 9:4, 42:6, 42:10, 42:17 building [3] - 9:4, 9:8, 34:1 built [1] - 9:21 business [1] - 4:3 businesses [1] - 34:11 busy [1] - 4:15 buy [1] - 36:10	34:16 campbell [1] - 2:7 cannot [1] - 6:24 capacity [1] - 4:2 Capital [6] - 31:15, 31:16, 31:21, 32:2, 38:6, 38:14 card [1] - 5:13 cards [1] - 6:22 Care [1] - 10:10 caregiver [1] - 6:7 carter [1] - 10:17 Carter [1] - 10:19 Cassidy [4] - 11:21, 12:5, 12:14, 12:16 casual [1] - 45:12 cat [1] - 12:18 catastrophic [1] - 34:13 Ceiling/Light [2] - 42:10, 42:18 Ceiling/Lights [1] - 42:7 cell [3] - 33:15, 33:18, 36:10 CENCI [13] - 2:10, 15:23, 17:9, 18:24, 25:1, 26:9, 29:11, 36:23, 39:4, 41:7, 43:1, 44:14, 45:24 Cenci [14] - 1:9, 2:9, 15:22, 15:24, 17:8, 18:23, 24:24, 26:8, 29:10, 36:22, 39:3, 41:6, 42:24, 44:13 center [1] - 22:24 century [1] - 11:14 Certified [1] - 47:18 certify [1] - 47:4 Chaffin [2] - 21:7, 21:11 Chair [1] - 3:7 chair [1] - 3:9 challenge [1] - 12:13 challenging [1] - 33:7 change [1] - 22:11 changed [1] - 23:1 check [1] - 6:11 checked [2] - 4:16, 4:17 Chief [7] - 1:14, 6:18, 8:5, 21:19, 23:3, 28:21, 29:4 CHIEF [1] - 6:19 chief [2] - 6:20, 14:21 Chief's [1] - 6:17 children [1] - 6:6 Chogaway [1] - 10:10 chooses [1] - 38:21 CHRISTIAN [101] - 2:7,	2:9, 2:11, 2:13, 2:15, 2:17, 2:19, 2:21, 2:23, 11:4, 13:23, 15:22, 15:24, 16:2, 16:4, 16:6, 16:8, 16:10, 16:12, 16:14, 17:8, 17:10, 17:12, 17:14, 17:16, 17:18, 17:20, 17:22, 18:23, 19:1, 19:3, 19:5, 19:7, 19:9, 19:11, 19:13, 21:1, 24:24, 25:2, 25:4, 25:6, 25:8, 25:10, 25:12, 25:14, 26:8, 26:10, 26:12, 26:14, 26:16, 26:18, 26:20, 26:22, 29:10, 29:12, 29:14, 29:16, 29:18, 29:20, 29:22, 29:24, 36:22, 36:24, 37:2, 37:4, 37:6, 37:8, 37:10, 37:12, 39:3, 39:5, 39:7, 39:9, 39:11, 39:13, 39:16, 39:18, 41:6, 41:8, 41:10, 41:12, 41:14, 41:16, 41:18, 41:20, 42:24, 43:2, 43:4, 43:6, 43:8, 43:10, 43:12, 43:14, 44:13, 44:15, 44:17, 44:19, 44:21, 44:23, 45:1, 45:3 Christian [14] - 1:14, 2:5, 11:3, 15:20, 17:6, 18:21, 24:22, 26:6, 29:8, 36:21, 39:1, 41:4, 42:22, 44:11 Christine [2] - 3:17, 30:20 Christmas [4] - 27:11, 27:16, 27:17, 27:22 cite [1] - 7:12 Clair/Bethel [1] - 10:14 classes [2] - 5:4, 5:19 Clifton [1] - 9:17 close [3] - 7:6, 21:19, 27:20 closed [1] - 4:1 closest [1] - 22:4 Club [2] - 10:13, 10:14 co [1] - 35:5 co-locations [1] - 35:5 collapse [2] - 34:5, 34:6 collection [1] - 5:1 Collective [3] - 24:8, 24:11, 24:17	coming [6] - 3:11, 6:14, 11:8, 12:9, 14:1, 30:7 Commencing [1] - 2:2 Comment [1] - 19:17 comment [7] - 21:1, 21:6, 21:12, 23:14, 32:14, 45:11 comment's [1] - 35:10 comments [2] - 20:23, 28:11 Committee [3] - 10:13, 28:22, 29:5 communication [1] - 45:13 communications [4] - 31:22, 32:3, 33:18, 34:20 community [3] - 7:9, 13:3, 21:10 community's [1] - 6:2 company [1] - 32:23 Company [5] - 10:12, 42:9, 42:17, 43:21, 44:5 compliance [1] - 12:21 computer [1] - 4:5 concerned [3] - 23:7, 36:11, 36:14 concerns [2] - 33:8, 34:10 Conclusions [2] - 38:5, 38:12 Conditional [3] - 31:15, 38:6, 38:13 conditions [2] - 31:6, 45:14 conduct [1] - 4:3 conducted [1] - 3:10 congratulate [1] - 19:24 connect [1] - 3:19 consequence [1] - 34:9 consolmagno [5] - 2:11, 2:12, 30:18, 31:9, 46:1 Consolmagno [17] - 1:8, 16:2, 17:10, 19:1, 25:2, 26:10, 29:12, 36:24, 39:5, 41:8, 42:5, 42:15, 43:2, 43:17, 44:3, 44:15, 45:6 CONSOLMAGNO [16] - 16:3, 17:11, 19:2, 25:3, 26:11, 29:13, 30:17, 30:19, 37:1, 39:6, 41:9, 42:6,	43:3, 43:18, 44:16, 45:7 construct [2] - 31:21, 32:3 Construction [2] - 42:9, 42:16 consult [1] - 32:23 consultants [1] - 36:2 consumer [1] - 35:18 contact [3] - 7:6, 21:19, 23:6 contained [1] - 47:5 continue [3] - 5:6, 5:22, 9:16 continued [2] - 5:2, 27:18 correct [1] - 47:10 cost [1] - 35:6 Council [15] - 2:4, 3:10, 6:20, 11:9, 15:9, 15:12, 15:16, 18:5, 21:9, 21:14, 23:17, 28:21, 29:5, 31:4, 47:7 COUNCIL [2] - 1:4, 1:6 counsel [1] - 28:7 count [1] - 22:5 COUNTY [1] - 1:1 county [3] - 6:13, 7:5, 9:1 County [2] - 4:23, 9:12 couple [1] - 34:18 course [1] - 10:15 Court [1] - 47:18 court [2] - 8:9, 38:22 courts [1] - 7:11 cover [1] - 35:5 Craft [1] - 10:12 create [1] - 3:19 criminals [1] - 7:21 crisis [3] - 6:23, 7:2, 7:3 curbside [3] - 3:22, 4:6, 4:15 Current [1] - 31:18 current [2] - 5:5, 30:11
C			D	
C-19 [1] - 7:3 camera [1] - 5:14 Campbell [2] - 1:10,			daily [2] - 7:7, 22:13 danger [1] - 34:12 dash [1] - 5:14 DATE [2] - 1:18, 47:17 dated [6] - 40:4, 40:10, 42:12, 42:19, 43:24, 44:8 days [1] - 21:24 dead [1] - 34:22 deal [1] - 7:1 decades [1] - 23:19	

<p>December [3] - 24:12, 24:19, 27:10 decision [1] - 38:5 decisions [1] - 38:12 deer [2] - 21:3, 23:22 deficiencies [1] - 33:5 deficiency [2] - 33:10, 38:17 deficients [1] - 38:16 delayed [1] - 38:10 dementia [1] - 22:19 Democratic [1] - 10:12 denial [1] - 38:21 denying [3] - 38:5, 38:12, 38:18 department [2] - 6:22, 22:14 Department [2] - 28:19, 29:3 depth [2] - 12:7, 14:10 details [1] - 20:11 devastating [1] - 34:14 Development [2] - 40:2, 40:8 development [1] - 40:16 different [4] - 9:13, 9:14, 34:18, 36:3 difficult [1] - 11:8 difficulties [5] - 13:22, 30:21, 31:5, 40:15, 41:2 direction [2] - 9:15, 47:10 director [4] - 3:17, 12:5, 12:20, 14:6 Director [2] - 40:3, 40:9 Director's [5] - 3:14, 42:11, 42:19, 43:24, 44:7 disappointed [1] - 33:2 discover [1] - 6:1 discussed [1] - 20:18 discussion [12] - 15:18, 17:4, 18:19, 24:20, 26:4, 29:6, 32:4, 36:18, 38:23, 40:11, 42:20, 44:9 disease [1] - 21:5 disingenuous [1] - 36:12 displays [2] - 22:2, 22:18 distance [2] - 8:24, 11:9 distancing [2] - 6:4, 21:8</p>	<p>document [1] - 38:17 documentation [1] - 35:13 dog [2] - 22:20, 22:23 dogs [2] - 22:20, 22:22 dollars [1] - 14:13 Donald [1] - 1:9 done [8] - 8:17, 8:22, 10:2, 10:5, 14:18, 15:2, 27:11, 36:6 DOWDELL [1] - 13:8 Dowdell [1] - 13:8 down [4] - 9:1, 9:23, 20:6, 38:19 Dr [2] - 2:7, 34:16 drawing [1] - 5:13 Drew [3] - 11:22, 12:9, 13:8 Drive [2] - 19:23, 21:3 driven [1] - 13:18 drop [1] - 9:8 drop-offs [1] - 9:8 dumped [1] - 12:11 Dunn [2] - 42:9, 42:16 during [1] - 4:6 dye [1] - 9:7</p>	<p>entries [2] - 5:12, 5:13 entry [1] - 5:10 equipment [3] - 28:17, 28:19, 29:2 Erin [3] - 10:15, 10:18, 10:19 especially [1] - 8:14 evaluates [1] - 32:21 evening [4] - 3:16, 6:19, 12:16, 13:24 event [2] - 5:22, 34:13 events [1] - 6:4 evidence [1] - 47:5 excellent [1] - 31:4 excess [1] - 27:21 excited [2] - 12:19, 13:4 excuse [1] - 3:9 executive [1] - 3:10 existing [4] - 24:10, 24:17, 43:22, 44:6 experience [1] - 12:6 expert [2] - 32:21, 32:22 explain [2] - 18:5, 37:18 explore [2] - 3:18, 6:1 extend [2] - 24:10, 24:16 extraneous [1] - 23:21</p>	<p>Finance [3] - 24:4, 24:7, 27:4 financial [2] - 14:22, 31:6 Findings [3] - 38:4, 38:11, 38:20 fined [1] - 22:15 finest [1] - 6:2 Fire [3] - 43:19, 43:23, 44:6 firework [1] - 22:18 fireworks [3] - 21:22, 22:2, 22:13 first [16] - 6:21, 7:3, 8:11, 9:2, 9:20, 11:7, 11:18, 11:20, 12:11, 12:20, 15:8, 19:24, 20:1, 21:1, 24:7, 30:10 fit [1] - 35:3 flag [1] - 30:11 flags [3] - 30:8, 30:9, 30:11 Floor [3] - 42:7, 42:10, 42:17 floor [1] - 3:11 Florida [1] - 23:8 flown [2] - 30:9, 30:11 focus [1] - 13:11 focusing [1] - 12:21 folks [1] - 27:9 follow [2] - 6:11, 7:24 foremost [4] - 11:7, 11:20, 12:11, 12:21 Forest [1] - 13:15 forget [2] - 6:2, 24:1 forgot [1] - 10:15 form [2] - 4:9, 40:21 formal [1] - 7:19 four [4] - 14:14, 20:23, 22:4, 34:10 fourth [1] - 21:12 fresh [1] - 13:6 Friday [1] - 3:24 frightened [2] - 22:3, 22:22 full [1] - 5:9 fully [1] - 7:14 Fund [1] - 10:11</p>	<p>17:1, 17:12, 18:16, 19:3, 24:16, 25:4, 26:12, 29:1, 29:14, 31:13, 32:1, 37:2, 37:3, 38:1, 38:2, 38:10, 39:7, 39:8, 39:22, 40:7, 41:10, 41:23, 42:1, 42:15, 43:4, 44:17 GIBBONS [20] - 2:14, 15:13, 16:5, 16:23, 17:13, 18:14, 19:4, 24:14, 25:5, 26:13, 28:23, 29:15, 31:14, 39:23, 41:11, 41:24, 42:13, 43:5, 44:18, 46:2 gift [1] - 5:13 Girl [1] - 10:19 given [2] - 7:8, 22:14 Governor [1] - 21:20 grade [2] - 5:18, 5:19 grand [1] - 5:14 great [2] - 20:2, 30:20 Ground [3] - 42:6, 42:10, 42:17 groups [1] - 5:17 guess [3] - 32:6, 32:19, 33:2 guidelines [1] - 9:13</p>	
E		F		H	
<p>eager [1] - 7:15 East [3] - 10:7, 43:21, 44:4 efficiencies [1] - 12:22 efficient [1] - 13:13 eight [3] - 3:1, 14:8, 14:12 either [1] - 5:10 elderly [2] - 22:4, 23:19 electrical [1] - 33:22 eligible [1] - 5:14 Elm [1] - 6:10 email [3] - 4:9, 20:24, 21:20 emergencies [2] - 13:13, 23:5 emergent [1] - 22:23 Emily [1] - 10:19 employee [1] - 13:2 encouraged [1] - 21:8 end [3] - 9:11, 9:22, 11:19 engagement [1] - 13:2 Engineering's [2] - 40:3, 40:10 engineers [1] - 36:3 ensuring [1] - 12:22 Enterprise [1] - 31:15</p>		<p>Facebook [3] - 5:3, 6:11, 8:1 faces [1] - 13:6 fact [1] - 27:15 Fact [3] - 38:4, 38:12, 38:20 facts [1] - 33:4 fails [1] - 37:14 fall [3] - 5:4, 34:4, 34:11 Family [1] - 10:11 family [2] - 6:5, 22:20 fantastic [1] - 14:15 far [1] - 33:10 Farewell [1] - 11:15 farewell [1] - 11:17 farmer's [1] - 9:10 favor [1] - 45:23 favorite [1] - 10:15 feet [5] - 11:24, 22:15, 33:24, 34:1, 35:2, 35:3 few [1] - 32:7 filed [2] - 38:6, 38:13 fills [1] - 8:19 finance [1] - 14:23</p>	G	<p>gearhead [1] - 13:17 general [1] - 34:24 General [3] - 24:4, 24:7, 27:4 gentleman [1] - 33:7 geographic [1] - 35:5 Gibbons [30] - 1:11, 2:13, 15:15, 16:4, 17:1, 17:12, 18:16, 19:3, 24:16, 25:4, 26:12, 29:1, 29:14, 31:13, 32:1, 37:2, 37:3, 38:1, 38:2, 38:10, 39:7, 39:8, 39:22, 40:7, 41:10, 41:23, 42:1, 42:15, 43:4, 44:17 gift [1] - 5:13 Girl [1] - 10:19 given [2] - 7:8, 22:14 Governor [1] - 21:20 grade [2] - 5:18, 5:19 grand [1] - 5:14 great [2] - 20:2, 30:20 Ground [3] - 42:6, 42:10, 42:17 groups [1] - 5:17 guess [3] - 32:6, 32:19, 33:2 guidelines [1] - 9:13</p>	

<p>41:14, 43:8, 44:21, 45:10, 45:15</p> <p>HARRISON [22] - 2:18, 16:9, 17:17, 19:8, 23:12, 23:14, 25:9, 26:17, 28:2, 28:4, 29:19, 37:7, 39:12, 40:12, 40:14, 40:24, 41:15, 43:9, 44:22, 45:9, 45:11, 46:4</p> <p>harrison [1] - 40:13</p> <p>Health [3] - 28:13, 28:16, 30:5</p> <p>hear [1] - 8:9</p> <p>heard [1] - 20:4</p> <p>hearing [7] - 23:7, 28:13, 31:12, 33:3, 36:20, 42:4, 46:10</p> <p>Hearing [6] - 16:18, 16:20, 16:22, 17:2, 36:2, 37:19</p> <p>hearings [2] - 32:10, 33:3</p> <p>hearts [1] - 22:7</p> <p>heavily [1] - 13:11</p> <p>held [1] - 32:10</p> <p>hello [2] - 13:6, 13:8</p> <p>help [3] - 21:4, 21:17, 34:24</p> <p>helpful [1] - 23:4</p> <p>hereby [1] - 47:4</p> <p>herein [1] - 47:5</p> <p>Hi [1] - 6:20</p> <p>higher [1] - 34:2</p> <p>highlight [1] - 11:13</p> <p>Hills [3] - 4:13, 13:15, 31:1</p> <p>hire [1] - 32:20</p> <p>Holdings [3] - 31:17, 38:7, 38:14</p> <p>home [2] - 7:1, 22:8</p> <p>homes [1] - 22:15</p> <p>hopefully [1] - 20:6</p> <p>hospitals [1] - 7:5</p> <p>hour [1] - 4:5</p> <p>hours [5] - 3:22, 4:7, 4:19, 5:6, 22:1</p> <p>HR [1] - 12:20</p> <p>human [1] - 12:5</p> <p>husband [2] - 12:17, 22:19</p> <p>HVAC [3] - 43:18, 43:22, 44:6</p>	<p>in-person [3] - 4:14, 5:4, 31:1</p> <p>inaudible [1] - 31:5</p> <p>inaudible [5] - 13:21, 30:21, 31:7, 40:15, 41:1</p> <p>including [1] - 4:21</p> <p>incredible [2] - 8:17, 12:3</p> <p>indicating [2] - 15:23, 35:13</p> <p>indicating [1] - 35:23</p> <p>individual [2] - 14:23, 21:13</p> <p>individuals [3] - 11:13, 12:2, 12:24</p> <p>industrial [1] - 33:21</p> <p>Industrial [3] - 31:19, 31:22, 32:3</p> <p>information [4] - 5:21, 28:20, 29:3, 36:12</p> <p>Injured [1] - 34:8</p> <p>intended [1] - 28:6</p> <p>interest [1] - 27:18</p> <p>interesting [2] - 34:3, 35:11</p> <p>internet [1] - 33:13</p> <p>interrupted [1] - 22:1</p> <p>intrusive [1] - 35:7</p> <p>issues [3] - 3:12, 22:7, 35:20</p> <p>IT [2] - 13:12</p> <p>item [19] - 4:9, 15:8, 15:18, 17:4, 18:19, 20:3, 20:7, 24:7, 24:20, 25:18, 26:4, 27:7, 28:6, 28:16, 29:6, 32:4, 40:11, 42:20, 44:9</p> <p>items [18] - 4:8, 4:10, 4:16, 4:17, 4:23, 5:1, 6:22, 19:17, 20:17, 27:3, 28:1, 30:4, 30:14, 30:16, 31:10, 41:24, 42:2, 45:16</p> <p>itself [1] - 34:6</p> <p>IV [1] - 22:24</p>	<p>14:21</p> <p>join [2] - 12:19, 13:4</p> <p>Joseph [1] - 1:8</p> <p>Judith [3] - 25:20, 25:22, 26:2</p> <p>July [13] - 1:18, 2:4, 3:11, 4:18, 27:16, 27:17, 40:4, 40:10, 42:12, 42:19, 43:24, 44:8, 47:8</p> <p>June [10] - 3:21, 15:9, 15:12, 15:17, 16:20, 16:22, 17:2, 28:21, 29:4, 37:19</p>	<p>3:14, 10:7, 10:8</p> <p>library [11] - 3:18, 3:20, 4:7, 4:12, 4:22, 4:23, 6:11, 30:7, 30:20, 30:24, 31:4</p> <p>library's [1] - 5:21</p> <p>light [1] - 7:21</p> <p>Light [1] - 31:19</p> <p>limit [1] - 19:21</p> <p>limited [4] - 3:22, 4:2, 4:5, 5:6</p> <p>Limited [1] - 31:17</p> <p>limits [1] - 32:12</p> <p>line [1] - 10:2</p> <p>Lions [1] - 10:13</p> <p>Lisa [1] - 10:11</p> <p>List [3] - 18:9, 18:12, 18:17</p> <p>listened [1] - 5:11</p> <p>live [5] - 12:17, 13:15, 13:16, 23:19, 35:7</p> <p>lives [1] - 21:23</p> <p>LLC [1] - 31:17</p> <p>local [1] - 6:13</p> <p>location [2] - 33:17, 35:21</p> <p>locations [2] - 34:18, 35:5</p> <p>Logan [1] - 33:23</p> <p>look [7] - 9:13, 10:8, 10:21, 33:13, 35:19, 35:20, 36:10</p> <p>looked [2] - 4:17, 35:12</p> <p>looking [1] - 33:17</p> <p>Lorrie [1] - 1:11</p> <p>loud [2] - 22:1, 22:20</p> <p>loudest [1] - 22:7</p> <p>low [5] - 27:18, 42:8, 42:16, 43:20, 44:4</p> <p>lucky [1] - 12:4</p> <p>Lyme [1] - 21:4</p>	<p>market [1] - 9:10</p> <p>marketing [1] - 36:6</p> <p>mask [1] - 8:9</p> <p>masks [2] - 4:20, 8:24</p> <p>matter [1] - 23:8</p> <p>Mayor [5] - 1:15, 6:19, 8:7, 10:3, 11:1</p> <p>MAYOR [2] - 8:11, 10:18</p> <p>Mayor's [1] - 8:6</p> <p>mcINTOSH [1] - 3:16</p> <p>McKenzie [2] - 21:2, 23:15</p> <p>MCLEAN [1] - 15:8</p> <p>McLean [54] - 1:10, 2:19, 2:20, 15:7, 15:15, 16:10, 16:11, 16:18, 16:19, 17:1, 17:18, 17:19, 18:3, 18:8, 18:9, 18:16, 19:9, 19:10, 24:4, 24:6, 24:16, 25:10, 25:11, 25:17, 25:18, 26:1, 26:18, 26:19, 27:2, 27:3, 27:5, 27:6, 27:8, 27:9, 27:24, 28:4, 29:20, 29:21, 37:8, 37:9, 37:16, 37:17, 37:18, 37:23, 37:24, 39:13, 39:14, 41:16, 41:17, 43:10, 43:11, 44:23, 44:24, 46:5</p> <p>mcLEAN [1] - 18:4</p> <p>mean [3] - 8:17, 8:18, 14:12</p> <p>means [1] - 7:10</p> <p>meantime [1] - 7:24</p> <p>meat [1] - 33:8</p> <p>medical [1] - 22:6</p> <p>medicating [1] - 22:22</p> <p>meeting [13] - 13:5, 18:7, 20:2, 20:13, 21:7, 21:14, 28:22, 29:5, 32:16, 32:20, 32:24, 35:11, 37:21</p> <p>Meeting [6] - 2:4, 15:9, 15:12, 15:16, 46:8, 47:7</p> <p>MEETING [1] - 1:4</p> <p>meetings [1] - 11:10</p> <p>members [3] - 3:1, 11:21, 12:3</p> <p>MEMBERS [1] - 1:6</p> <p>memorandum [6] - 40:4, 40:10, 42:11, 42:19, 43:24, 44:8</p> <p>Memorial [1] - 30:7</p> <p>Memory [1] - 10:10</p> <p>mention [1] - 23:23</p>
		K		
		<p>Kaczmarek [2] - 21:13, 23:8</p> <p>keep [3] - 9:2, 9:15, 21:10</p> <p>keeping [1] - 18:5</p> <p>Kevin [1] - 12:18</p> <p>Kim [1] - 47:17</p> <p>kind [8] - 11:9, 13:2, 20:8, 32:16, 33:12, 36:6, 38:17</p> <p>kindergarten [1] - 5:18</p> <p>knowledge [2] - 12:7, 14:10</p>		
		L		
		<p>Labor [1] - 5:6</p> <p>lap [1] - 12:11</p> <p>large [1] - 22:24</p> <p>last [8] - 8:18, 9:24, 10:15, 14:12, 21:5, 32:9, 32:16, 35:10</p> <p>Laurence [5] - 1:14, 8:16, 8:19, 12:20, 12:21, 15:5</p> <p>Law [2] - 38:5, 38:12</p> <p>law [3] - 7:16, 22:11, 23:1</p> <p>lawsuit [1] - 20:8</p> <p>lead [1] - 12:14</p> <p>leads [1] - 14:14</p> <p>learn [1] - 3:19</p> <p>learned [1] - 34:4</p> <p>least [1] - 35:18</p> <p>leave [1] - 4:4</p> <p>leaving [1] - 14:2</p> <p>left [2] - 11:17, 40:22</p> <p>legal [2] - 3:12, 28:8</p> <p>legally [1] - 21:22</p> <p>liaison [1] - 31:3</p> <p>libraries [1] - 31:2</p> <p>Library [4] - 1:20,</p>		
		M		
		<p>M.A [2] - 42:9, 42:16</p> <p>magazines [1] - 5:12</p> <p>Maintenance [1] - 42:5</p> <p>major [1] - 34:8</p> <p>Manager [1] - 1:14</p> <p>manager [2] - 12:10, 13:9</p> <p>Manager's [2] - 11:3, 11:13</p> <p>Manufacturing [3] - 31:18, 43:21, 44:5</p> <p>map [5] - 35:12, 35:23, 36:3, 36:8, 36:9</p> <p>Mark [1] - 1:11</p>		
I	J			
<p>impacts [1] - 14:15</p> <p>improve [1] - 35:15</p> <p>IN [1] - 1:4</p>	<p>Jack [1] - 1:15</p> <p>jail [3] - 7:5, 7:14, 7:15</p> <p>James [2] - 1:8, 1:10</p> <p>Jenkins [1] - 10:11</p> <p>Jeremy [1] - 12:17</p> <p>Jim [1] - 10:11</p> <p>job [6] - 8:20, 8:22, 10:20, 11:11, 15:1, 31:5</p> <p>Joe [3] - 14:3, 14:8,</p>			

Merry [1] - 27:21
message [1] - 21:7
messages [1] - 8:19
met [1] - 36:15
microphone [6] -
 13:21, 19:19, 30:21,
 31:5, 40:15, 41:1
middle [2] - 33:21,
 35:21
might [3] - 13:2, 20:4,
 30:22
mile [2] - 33:16, 33:19
Miller [4] - 25:20,
 25:22, 26:3, 28:7
million [1] - 14:13
millions [1] - 36:9
Miner's [1] - 6:10
minute [1] - 19:21
MINUTES [1] - 1:4
Minutes [2] - 15:7,
 15:9
minutes [5] - 15:11,
 15:16, 16:18, 16:21,
 17:2
miss [1] - 20:14
missed [1] - 37:20
Monday [6] - 1:18,
 3:23, 15:12, 15:16,
 16:22, 17:2
month [2] - 9:22, 13:9
months [5] - 8:12,
 8:13, 8:18, 11:6,
 32:9
Morton [1] - 10:3
most [3] - 4:14, 32:19
mostly [1] - 21:24
motion [25] - 15:14,
 16:16, 16:24, 17:24,
 18:15, 19:15, 24:15,
 25:16, 25:24, 26:24,
 28:24, 30:2, 31:24,
 36:17, 37:14, 38:3,
 38:9, 39:20, 40:6,
 41:22, 42:14, 43:16,
 44:2, 45:5, 45:18
Moury [24] - 1:7, 2:21,
 16:12, 17:20, 18:4,
 19:11, 23:12, 24:6,
 25:12, 26:20, 27:23,
 28:2, 28:15, 29:22,
 30:13, 30:17, 37:10,
 37:16, 39:16, 40:12,
 41:18, 43:12, 45:1,
 45:9
MOURY [66] - 2:3,
 2:22, 3:1, 3:7, 6:16,
 8:4, 10:24, 13:21,
 15:4, 15:14, 15:20,
 16:1, 16:13, 16:16,
 16:24, 17:6, 17:21,

17:24, 18:8, 18:15,
 18:21, 19:12, 19:15,
 20:15, 20:21, 20:23,
 23:10, 23:13, 24:2,
 24:15, 24:22, 25:13,
 25:16, 25:24, 26:6,
 26:21, 26:24, 27:5,
 27:8, 27:24, 28:3,
 28:10, 28:24, 29:8,
 29:23, 30:2, 30:15,
 30:18, 31:8, 31:12,
 31:24, 32:6, 36:20,
 37:11, 37:14, 37:17,
 37:23, 38:1, 38:9,
 39:1, 39:17, 39:20,
 40:6, 40:13, 40:20,
 41:3, 41:19, 41:22,
 42:1, 42:4, 42:14,
 42:22, 43:13, 43:16,
 44:2, 44:11, 45:2,
 45:5, 45:8, 45:10,
 45:15, 45:18, 45:21,
 45:23, 46:6, 46:8
move [12] - 15:11,
 16:21, 18:11, 24:10,
 25:21, 28:18, 31:20,
 38:4, 40:1, 42:8,
 43:20, 45:20
movies [1] - 27:16
moving [1] - 14:24
MR [206] - 2:7, 2:9,
 2:10, 2:11, 2:12,
 2:13, 2:15, 2:16,
 2:17, 2:18, 2:19,
 2:20, 2:21, 2:23,
 2:24, 11:4, 13:8,
 13:23, 15:8, 15:22,
 15:23, 15:24, 16:2,
 16:3, 16:6, 16:7,
 16:8, 16:9, 16:10,
 16:11, 16:12, 16:14,
 16:15, 16:19, 17:8,
 17:9, 17:10, 17:11,
 17:14, 17:15, 17:16,
 17:17, 17:18, 17:19,
 17:20, 17:22, 17:23,
 18:4, 18:9, 18:23,
 18:24, 19:1, 19:2,
 19:5, 19:6, 19:7,
 19:8, 19:9, 19:10,
 19:11, 19:13, 19:14,
 19:22, 20:19, 20:22,
 21:1, 23:12, 23:14,
 24:6, 24:24, 25:1,
 25:2, 25:3, 25:6,
 25:7, 25:8, 25:9,
 25:10, 25:11, 25:12,
 25:14, 25:15, 25:18,
 26:8, 26:9, 26:10,
 26:11, 26:14, 26:15,
 26:16, 26:17, 26:18,

26:19, 26:20, 26:22,
 26:23, 27:3, 27:6,
 27:9, 28:2, 28:4,
 28:15, 29:10, 29:11,
 29:12, 29:13, 29:16,
 29:17, 29:18, 29:19,
 29:20, 29:21, 29:22,
 29:24, 30:1, 30:4,
 30:17, 30:19, 31:23,
 36:22, 36:23, 36:24,
 37:1, 37:4, 37:5,
 37:6, 37:7, 37:8,
 37:9, 37:10, 37:12,
 37:13, 37:16, 37:18,
 37:24, 38:8, 39:3,
 39:4, 39:5, 39:6,
 39:9, 39:10, 39:11,
 39:12, 39:13, 39:14,
 39:16, 39:18, 39:19,
 40:5, 40:12, 40:14,
 40:24, 41:6, 41:7,
 41:8, 41:9, 41:12,
 41:13, 41:14, 41:15,
 41:16, 41:17, 41:18,
 41:20, 41:21, 42:6,
 42:24, 43:1, 43:2,
 43:3, 43:6, 43:7,
 43:8, 43:9, 43:10,
 43:11, 43:12, 43:14,
 43:15, 43:18, 44:1,
 44:13, 44:14, 44:15,
 44:16, 44:19, 44:20,
 44:21, 44:22, 44:23,
 44:24, 45:1, 45:3,
 45:4, 45:7, 45:9,
 45:11, 45:20, 45:22,
 45:24, 46:1, 46:3,
 46:4, 46:5, 46:7
MS [21] - 3:16, 12:15,
 15:13, 16:5, 16:23,
 17:13, 18:14, 19:4,
 24:14, 25:5, 26:13,
 28:23, 29:15, 31:14,
 39:23, 41:11, 41:24,
 42:13, 43:5, 44:18,
 46:2
municipal [2] - 13:20,
 14:12
Municipal [6] - 1:14,
 4:21, 9:4, 42:6,
 42:10, 42:17
Municipal's [1] - 11:3
Municipality [7] -
 13:11, 14:11, 14:16,
 18:12, 18:17, 24:11,
 24:18
MUNICIPALITY [1] -
 1:1
municipality [1] - 1:20
must [1] - 45:12

mutual [3] - 25:19,
 25:21, 26:2

N

name [3] - 10:16,
 12:16, 19:20
name's [1] - 3:17
Narcan [1] - 7:4
Nathan [2] - 21:6,
 21:11
National [1] - 7:18
necessary [1] - 6:8
need [4] - 8:24, 9:7,
 20:13, 23:1
neighborhood [1] -
 23:20
neighbors [5] - 21:4,
 22:3, 22:5, 22:12,
 22:16
new [8] - 9:23, 10:12,
 11:8, 11:16, 11:21,
 12:5, 12:20, 13:6
news [2] - 4:22, 23:6
newspapers [1] - 5:11
next [3] - 21:6, 23:6,
 25:18
nice [1] - 11:23
night [1] - 46:9
Night [1] - 7:18
nights [1] - 21:24
non [2] - 19:17, 20:7
non-agenda [2] -
 19:17, 20:7
none [5] - 22:15,
 28:13, 31:12, 36:20,
 42:4
normal [1] - 32:12
northeast [1] - 13:18
noted [1] - 39:14
notes [2] - 11:19, 47:6
notice [1] - 30:8
November [1] - 14:9
number [1] - 4:17
numbers [1] - 9:1
numerous [1] - 22:12

O

O'Brien [21] - 1:11,
 16:14, 17:22, 19:13,
 25:14, 26:1, 26:22,
 28:14, 29:1, 29:24,
 30:3, 30:15, 32:1,
 37:12, 38:11, 39:18,
 40:7, 41:20, 43:14,
 44:3, 45:3
o'Brien [3] - 2:23,
 25:23, 38:8
O'BRIEN [19] - 2:24,

16:15, 17:23, 19:14,
 25:15, 26:23, 28:15,
 30:1, 30:4, 31:23,
 37:13, 39:19, 40:5,
 41:21, 43:15, 44:1,
 45:4, 45:22, 46:7
O'CONNOR [1] - 6:19
O'Connor [4] - 1:14,
 6:18, 21:19, 23:3
obligations [1] - 36:15
observation [2] - 30:6,
 32:16
observer [1] - 45:12
OF [1] - 1:1
offered [1] - 5:2
officer [1] - 14:22
officers [2] - 6:23,
 6:24
Officers [3] - 24:9,
 24:12, 24:18
Officials [1] - 3:14
officials [1] - 6:13
offs [1] - 9:8
old [1] - 6:7
older [2] - 21:4, 23:18
Olds [1] - 13:19
Oldsmobile [1] -
 13:18
one [21] - 4:5, 5:22,
 7:17, 9:21, 10:9,
 10:12, 11:23, 12:11,
 12:13, 17:24, 19:18,
 26:24, 27:6, 28:16,
 32:17, 34:15, 36:2,
 37:14, 39:21, 40:22
ones [1] - 30:9
online [2] - 5:11, 9:8
open [13] - 4:13, 4:18,
 7:11, 7:14, 9:5, 9:9,
 9:10, 9:14, 9:16,
 9:17, 13:5, 20:1,
 30:24
opened [1] - 3:20
operating [2] - 4:7, 5:6
operator [1] - 34:17
opportunities [1] -
 3:18
orange [1] - 12:18
order [1] - 2:4
Ordinance [1] - 36:16
ordinance [1] - 33:1
organization [1] -
 11:15
otherwise [1] - 6:13
ourselves [1] - 27:17
outlines [1] - 20:17
outside [1] - 32:12
outstanding [1] - 31:2
overdosed [1] - 7:4

<p>P</p> <p>p.m [4] - 1:18, 2:2, 3:24, 46:11</p> <p>page [1] - 8:1</p> <p>pages [1] - 38:16</p> <p>paid [1] - 32:23</p> <p>pandemic [3] - 30:10, 30:12, 32:10</p> <p>par [1] - 4:16</p> <p>PARK [1] - 1:1</p> <p>park [1] - 33:22</p> <p>Park [2] - 1:20, 1:21, 4:12, 5:23, 6:6, 6:9, 6:10, 10:13, 10:14, 11:10, 13:12, 14:19, 21:18, 21:23, 24:12, 24:18, 24:19, 30:24, 31:22, 32:3, 47:7</p> <p>parking [2] - 9:12, 13:20</p> <p>parks [1] - 6:2</p> <p>part [2] - 11:23, 13:24</p> <p>partner [1] - 13:16</p> <p>Partnership [1] - 31:18</p> <p>passed [4] - 21:21, 22:9, 26:24, 30:2</p> <p>passes [8] - 16:16, 17:24, 19:15, 25:16, 39:20, 41:22, 43:16, 45:5</p> <p>Pat [1] - 21:13</p> <p>patience [1] - 6:15</p> <p>Patricia [1] - 23:8</p> <p>Paul [1] - 21:2</p> <p>paying [1] - 22:24</p> <p>Payrolls [4] - 18:3, 18:9, 18:12, 18:17</p> <p>peace [1] - 21:18</p> <p>PENNSYLVANIA [1] - 1:1</p> <p>Pennsylvania [3] - 1:21, 21:23, 22:10</p> <p>people [17] - 7:1, 7:4, 7:6, 7:13, 9:19, 10:4, 10:9, 11:16, 11:17, 22:14, 23:16, 23:19, 32:9, 34:8, 35:7, 36:7, 36:10</p> <p>per [9] - 4:5, 4:16, 4:17, 18:12, 18:17, 28:20, 29:3, 40:3, 40:9</p> <p>percent [1] - 34:23</p> <p>periodic [1] - 8:1</p> <p>permits [1] - 9:6</p> <p>person [8] - 4:14, 5:4, 5:10, 5:23, 14:6, 14:17, 19:18, 31:1</p>	<p>personal [1] - 32:15</p> <p>personnel [2] - 3:11, 20:9</p> <p>perspective [2] - 32:15, 33:20</p> <p>pet [1] - 22:21</p> <p>petition [1] - 23:2</p> <p>phases [1] - 40:23</p> <p>phone [2] - 21:7, 36:10</p> <p>phonetic [1] - 10:10</p> <p>pick [2] - 4:11, 34:20</p> <p>pickup [2] - 3:22, 4:6</p> <p>pinnacle [1] - 14:22</p> <p>Pittsburgh [1] - 31:17</p> <p>place [3] - 1:20, 4:22, 33:17</p> <p>plan [1] - 5:5</p> <p>Planning [1] - 31:13</p> <p>planning [1] - 5:3</p> <p>play [1] - 6:1</p> <p>pleasant [1] - 27:11</p> <p>Pledge [2] - 3:4, 3:5</p> <p>point [1] - 30:12</p> <p>pole [1] - 35:21</p> <p>police [1] - 22:13</p> <p>Police [10] - 1:14, 6:17, 21:19, 24:8, 24:12, 24:18, 28:19, 28:21, 29:2, 29:4</p> <p>policemen [1] - 23:4</p> <p>Policy [3] - 24:4, 24:7, 27:4</p> <p>porch [1] - 7:21</p> <p>portable [3] - 28:17, 28:19, 29:2</p> <p>position [1] - 14:21</p> <p>potential [1] - 33:5</p> <p>practice [1] - 18:5</p> <p>practicing [1] - 6:3</p> <p>preexisting [1] - 34:19</p> <p>preschool [1] - 5:18</p> <p>present [9] - 2:8, 2:16, 2:18, 2:24, 3:2, 18:6, 27:11, 27:17, 37:19</p> <p>presented [1] - 35:9</p> <p>PREIDENT [1] - 36:20</p> <p>President [2] - 1:7, 1:8</p> <p>PRESIDENT [85] - 2:3, 2:22, 3:1, 3:7, 6:16, 8:4, 10:24, 13:21, 15:4, 15:14, 15:20, 16:1, 16:13, 16:16, 16:24, 17:6, 17:21, 17:24, 18:8, 18:15, 18:21, 19:12, 19:15, 20:15, 20:21, 20:23, 23:10, 23:13, 24:2, 24:15, 24:22, 25:13,</p>	<p>25:16, 25:24, 26:6, 26:21, 26:24, 27:5, 27:8, 27:24, 28:3, 28:10, 28:24, 29:8, 29:23, 30:2, 30:15, 30:18, 31:8, 31:12, 31:24, 32:6, 37:11, 37:14, 37:17, 37:23, 38:1, 38:9, 39:1, 39:17, 39:20, 40:6, 40:13, 40:20, 41:3, 41:19, 41:22, 42:1, 42:4, 42:14, 42:22, 43:13, 43:16, 44:2, 44:11, 45:2, 45:5, 45:8, 45:10, 45:15, 45:18, 45:21, 45:23, 46:6, 46:8</p> <p>printing [1] - 47:9</p> <p>private [1] - 14:24</p> <p>prize [1] - 5:15</p> <p>problem [2] - 23:24, 34:23</p> <p>problems [3] - 22:5, 23:21, 35:20</p> <p>PROCEEDINGS [1] - 2:1</p> <p>proceedings [1] - 47:5</p> <p>process [2] - 32:20, 38:21</p> <p>processes [1] - 13:14</p> <p>programs [2] - 5:2, 5:4</p> <p>project [2] - 12:10, 13:9</p> <p>Project [2] - 42:10, 42:18</p> <p>projects [2] - 13:10, 14:11</p> <p>properly [1] - 33:1</p> <p>Property [1] - 31:16</p> <p>proposed [1] - 33:24</p> <p>proud [1] - 11:11</p> <p>provide [1] - 3:18</p> <p>provided [1] - 36:13</p> <p>psych [1] - 7:5</p> <p>PTSD [1] - 22:7</p> <p>Public [11] - 16:18, 16:20, 16:22, 17:2, 36:1, 37:19, 42:5, 42:11, 42:18, 43:23, 44:7</p> <p>public [5] - 3:17, 3:21, 32:10, 33:3</p> <p>pulled [1] - 4:10</p> <p>purchase [3] - 28:17, 28:18, 29:2</p> <p>purchased [1] - 21:22</p> <p>purposely [1] - 14:4</p> <p>put [9] - 7:7, 7:13,</p>	<p>7:15, 8:18, 9:20, 10:5, 33:20, 35:21</p> <p>putting [2] - 20:6, 34:17</p> <p>Q</p> <p>qualified [1] - 12:24</p> <p>quarter [1] - 11:14</p> <p>questions [3] - 8:2, 33:9, 34:15</p> <p>quiet [1] - 21:18</p> <p>quote [1] - 40:20</p> <p>R</p> <p>radio [4] - 28:17, 28:19, 29:2, 34:17</p> <p>radius [1] - 34:7</p> <p>rates [1] - 27:18</p> <p>RE [1] - 1:4</p> <p>read [2] - 5:11, 6:1</p> <p>reading [4] - 5:8, 5:9, 5:16, 5:20</p> <p>ready [2] - 4:11, 13:13</p> <p>really [5] - 12:11, 13:4, 14:22, 22:19, 33:9</p> <p>reasons [4] - 32:17, 36:15, 38:18, 39:14</p> <p>received [2] - 5:13, 35:13</p> <p>recent [2] - 32:19, 32:20</p> <p>recited [1] - 3:6</p> <p>record [1] - 39:15</p> <p>reduced [1] - 47:9</p> <p>Reduction [1] - 39:24</p> <p>reduction [3] - 40:2, 40:8, 40:22</p> <p>refer [1] - 34:11</p> <p>refinance [1] - 27:19</p> <p>refinancing [1] - 27:12</p> <p>regard [1] - 22:16</p> <p>regardless [1] - 4:1</p> <p>registered [1] - 33:18</p> <p>registration [1] - 6:8</p> <p>REGULAR [1] - 1:4</p> <p>Regular [5] - 2:4, 15:9, 15:12, 15:16, 47:7</p> <p>regularly [1] - 27:15</p> <p>related [1] - 20:8</p> <p>release [3] - 25:19, 25:21, 26:2</p> <p>Relief [1] - 10:11</p> <p>remember [1] - 27:10</p> <p>remind [1] - 40:24</p> <p>reminded [1] - 27:14</p> <p>reminder [2] - 4:20, 7:22</p> <p>render [1] - 7:3</p>	<p>Renovations [1] - 42:7</p> <p>repeatedly [1] - 22:22</p> <p>repetitive [1] - 22:12</p> <p>Replacement [1] - 43:18</p> <p>replacement [2] - 43:21, 44:5</p> <p>Report [5] - 3:15, 6:17, 8:7, 11:3, 11:13</p> <p>report [2] - 10:23, 30:22</p> <p>Reporter [1] - 47:18</p> <p>Reports [1] - 3:14</p> <p>representative [2] - 21:17, 33:6</p> <p>represents [1] - 23:15</p> <p>request [2] - 4:7, 4:9</p> <p>requests [1] - 4:22</p> <p>required [2] - 4:20, 21:9</p> <p>resident [1] - 21:6</p> <p>residents [5] - 12:24, 14:19, 20:24, 23:7, 24:5</p> <p>Residents' [1] - 19:17</p> <p>resilient [1] - 13:12</p> <p>resolve [2] - 34:23, 35:1</p> <p>resources [1] - 12:5</p> <p>response [17] - 8:3, 15:19, 17:5, 18:20, 24:21, 26:5, 28:12, 29:7, 31:11, 32:5, 35:8, 36:19, 38:24, 42:3, 42:21, 44:10, 45:17</p> <p>rest [1] - 14:7</p> <p>restrictions [1] - 22:17</p> <p>result [1] - 27:13</p> <p>resulted [1] - 27:12</p> <p>return [1] - 3:13</p> <p>revenue [1] - 22:10</p> <p>ride [1] - 14:20</p> <p>Ridgeway [1] - 21:3</p> <p>risk [1] - 7:7</p> <p>road [1] - 30:8</p> <p>Road [4] - 9:18, 10:8, 10:21, 33:23</p> <p>Robert [1] - 19:23</p> <p>roll [12] - 2:6, 15:21, 17:7, 18:22, 24:23, 26:7, 29:9, 36:21, 39:2, 41:5, 42:23, 44:12</p> <p>Ron [1] - 19:22</p> <p>Rotary [1] - 10:14</p> <p>Route [1] - 9:17</p> <p>rumor [1] - 20:5</p>
--	--	---	---	--

run [2] - 11:9, 21:3 running [1] - 12:12 runs [2] - 5:9, 5:16	shout-out [1] - 10:4 show [1] - 6:8 showing [1] - 35:23 shows [3] - 35:14, 35:19 sic [2] - 21:14, 21:15 signed [3] - 21:10, 23:8, 24:5 significantly [1] - 34:2 Simmons [1] - 6:9 Simms [1] - 47:17 sit [1] - 22:21 sitting [1] - 13:20 six [1] - 33:18 sixth [1] - 5:18 small [2] - 27:11, 40:21 smaller [1] - 34:17 SMSA [1] - 31:17 social [4] - 6:4, 8:24, 11:9, 21:8 sometimes [1] - 13:19 sorry [2] - 10:18 sounded [1] - 20:9 South [2] - 4:13, 31:1 SPEAKER [2] - 10:17, 40:17 speaking [1] - 8:8 specifically [1] - 14:5 spend [1] - 33:6 spots [2] - 34:22, 35:14 spread [1] - 32:11 St [1] - 10:14 stable [1] - 23:20 staff [3] - 8:16, 30:20, 32:22 stand [1] - 3:3 start [2] - 11:18, 23:2 started [1] - 10:3 starting [1] - 9:18 state [3] - 6:13, 19:20, 21:16 States [2] - 13:19, 30:10 states [2] - 21:2, 21:15 Station [3] - 43:19, 43:23, 44:7 status [1] - 31:6 stay [1] - 6:4 stenographer [1] - 8:10 stenographic [1] - 47:6 step [2] - 21:10, 23:6 still [10] - 4:6, 8:21, 8:24, 9:2, 9:5, 34:22, 40:14, 40:19, 40:22 stop [1] - 13:5	story [1] - 14:7 storytime [1] - 6:6 Storytimes [1] - 5:23 streamline [2] - 13:10, 13:14 Street [1] - 10:21 Strnisa [1] - 47:17 structure [1] - 22:16 study [2] - 33:7, 33:8 subject [1] - 28:8 submit [1] - 5:10 submitted [2] - 28:20, 29:4 substantial [1] - 20:10 summary [1] - 38:15 summer [4] - 4:1, 5:9, 5:16, 5:20 Summer [1] - 5:8 summons [1] - 7:13 Sundays [1] - 4:1 sunscreen [1] - 6:3 support [2] - 6:22, 7:8 supporting [1] - 36:17 surprised [1] - 33:16 surprising [1] - 33:19 SwiftReach [1] - 8:18 swing [1] - 5:9 sympathetic [1] - 23:3 system [1] - 45:13	third [1] - 21:12 three [6] - 5:17, 8:13, 8:18, 19:21, 22:6, 34:10 three-minute [1] - 19:21 throughout [3] - 4:23, 6:23, 7:3 Thursday [1] - 3:23 Tim [1] - 21:19 TIME [1] - 1:18 Timothy [3] - 1:7, 1:10, 1:14 tired [2] - 22:22, 22:23 today [4] - 4:24, 9:1, 33:13, 35:14 Todd [1] - 1:9 together [1] - 32:13 tomorrow [1] - 9:10 tonight [6] - 14:6, 20:18, 21:15, 34:16, 36:17, 38:19 topic [1] - 32:8 total [1] - 40:19 tower [9] - 31:22, 32:3, 33:21, 33:22, 33:24, 34:4, 34:7, 34:21, 35:15 towers [6] - 33:15, 33:18, 33:22, 34:18, 35:2 traditional [1] - 32:12 transcript [2] - 47:4, 47:11 transcription [2] - 47:6, 47:9 trolley [2] - 10:1, 10:2 Troop [1] - 10:19 true [2] - 47:5, 47:10 Tuesday [3] - 5:24, 7:20, 9:11 turn [12] - 6:17, 7:21, 8:6, 11:2, 12:1, 15:6, 16:17, 18:2, 19:16, 24:3, 31:12, 42:4 turned [2] - 36:4, 38:19 two [9] - 11:21, 12:2, 30:8, 32:10, 33:3, 33:16, 33:19, 34:17, 35:4 Two [1] - 21:4 two-mile [2] - 33:16, 33:19 type [2] - 23:22, 34:13	47:9 unfortunately [1] - 8:21 UNIDENTIFIED [2] - 10:17, 40:17 United [2] - 13:19, 30:10 units [2] - 43:22, 44:6 unless [1] - 6:12 unnoticed [1] - 30:22 up [15] - 4:11, 5:5, 6:8, 11:6, 11:21, 11:22, 14:3, 19:19, 21:14, 22:1, 24:5, 33:4, 34:20, 35:11, 35:23 updates [2] - 6:12, 8:1 Upper [1] - 10:14 urgent [1] - 23:5 utilizing [1] - 34:18
S			V	
sad [2] - 11:19, 13:24 safe [1] - 21:10 Safety [3] - 28:13, 28:16, 30:5 Sarah [1] - 10:21 Saturday [2] - 3:24, 9:18 savings [2] - 27:12, 27:21 scare [1] - 22:2 scissors [1] - 12:12 Scout [1] - 10:19 second [25] - 15:13, 15:15, 16:23, 17:1, 18:14, 18:16, 24:14, 24:16, 25:23, 26:1, 28:23, 29:1, 30:9, 31:23, 32:1, 33:3, 38:8, 38:10, 40:5, 42:13, 42:15, 44:1, 45:21, 45:22 seconded [2] - 40:7, 44:3 section [2] - 9:23, 19:17 sector [1] - 14:24 Security [1] - 39:24 security [3] - 40:1, 40:8, 40:14 sedatives [1] - 22:24 see [6] - 13:2, 13:6, 13:19, 20:3, 20:5, 20:11 seizures [1] - 22:21 senator [2] - 21:16, 21:17 send [2] - 7:12, 7:21 sense [1] - 35:16 sensitive [1] - 32:8 sent [3] - 6:21, 21:15, 21:20 separate [1] - 11:24 September [1] - 9:11 seriously [1] - 21:24 services [3] - 4:4, 4:14, 31:1 session [1] - 3:10 set [2] - 21:22, 27:19 sets [1] - 22:19 settlement [3] - 25:19, 25:22, 26:2 seventh [1] - 5:19 several [1] - 32:9 shout [1] - 10:4			valued [1] - 12:3 Verizon [3] - 35:17, 35:18, 35:22 versus [1] - 33:8 vet [1] - 22:24 Veterans [1] - 30:7 via [1] - 20:24 vicinity [2] - 34:24, 35:20 victims [1] - 7:4 viewers [1] - 8:14 Villella [1] - 14:3 vintage [2] - 13:17, 13:19 violators [1] - 7:12 VIP [1] - 9:12 virtual [3] - 5:2, 5:5, 5:20 visit [2] - 4:8, 5:20 volunteered [1] - 10:9 volunteers [1] - 10:3 vote [3] - 32:17, 32:18, 37:22	
		T	W	
		table [1] - 20:16 talent [1] - 12:22 TANNEY [1] - 12:15 Tanney [1] - 12:16 team [6] - 11:10, 11:21, 12:3, 12:19, 13:4, 14:14 technical [5] - 13:22, 30:21, 31:5, 40:15, 41:2 teens [1] - 5:18 Telecom [6] - 31:15, 31:17, 31:21, 32:2, 38:6, 38:14 telecommunications [1] - 32:22 Terrace [4] - 39:23, 39:24, 40:2, 40:8 terrific [3] - 8:20, 8:22, 10:20 tests [1] - 9:7 that's [1] - 21:9 themselves [1] - 12:1 theory [1] - 34:6 therefore [1] - 37:21 they've [3] - 8:17, 23:7, 23:21	ward [1] - 31:19 warnings [1] - 22:14 warrants [1] - 7:13 watch [1] - 22:4 watches [1] - 27:15 wealth [1] - 12:6 wear [1] - 8:24 website [6] - 4:8, 5:21, 6:12, 35:17, 35:19, 35:22 week [6] - 4:19, 5:12, 9:2, 9:19, 9:21,	
		U		
		under [6] - 24:7, 27:4, 30:5, 31:6, 45:13,		

<p>27:20 weekend [1] - 5:7 welcome [2] - 8:11, 8:14 Welfare [3] - 28:14, 28:16, 30:5 Werkmeister [2] - 19:18, 19:22 WERKMEISTER [3] - 19:22, 20:19, 20:22 West [4] - 1:20, 10:8, 43:21, 44:4 whole [1] - 35:20 wife [1] - 27:15 willing [2] - 7:14, 32:11 Willow [4] - 39:23, 40:2, 40:8 wise [1] - 21:10 wish [1] - 15:1 wishes [1] - 15:1 Wolf [1] - 21:20 wondering [1] - 14:5 words [1] - 32:7 Works [5] - 42:5, 42:11, 42:19, 43:24, 44:7 works [1] - 32:20 worn [1] - 4:21 wow [1] - 8:11</p>
Y
<p>year [6] - 7:18, 10:5, 10:9, 21:5, 23:17, 23:18 years [6] - 6:7, 10:3, 13:16, 13:17, 14:8, 14:12 youth [2] - 5:8, 5:16 YouTube [1] - 5:3</p>
Z
<p>zone [2] - 34:4, 34:12 Zoning [2] - 31:13, 31:18</p>