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PARKS & RECREATION COMMITTEE
OF THE
SUFFOLK COUNTY LEGISLATURE
MINUTES

A regular meeting of the Parks & Recreation Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York, on Wednesday, March 22, 2017 at 12:30 p.m.

MEMBERS PRESENT:

Legislator Kara Hahn, Chairperson
Legislator William J. Lindsay III, Vice Chair
Legislator Leslie Kennedy
Legislator Kevin J. McCaffrey
Legislator Steven H. Stern

ALSO IN ATTENDANCE:

Presiding Officer DuWayne Gregory - Legislative District No. 15
Legislator Robert Trotta - Legislative District No. 13
George Nolan - Assistant Counsel/Suffolk County Legislature
Amy Ellis - Deputy Clerk of the Legislature
Alyssa Turano - Aide to Legislator Hahn
Katie Horst - County Executive's Office
John Marafino - County Executive's Office
And all other interested parties

MINUTES TAKEN BY:

Kevin Gruebel - Court Stenographer

MINUTES TRANSCRIBED BY:

Denise Weaver - Legislative Aide

(The meeting was called to order at 12:30 p.m.)

CHAIRPERSON HAHN:

Okay. Welcome to the Legislature's Parks and Recreation Committee. If we could all rise for the Pledge to the flag led by Legislator Kennedy.

(*Salutation*)

CHAIRPERSON HAHN:

Thank you. Okay, we have Public Portion. I have one card. Bill Fleming, if you can come up to the podium. We'll make sure that that microphone is on. You'll have three minutes.

MR. FLEMING:

Okay. I am Bill Fleming, I'm the Race Director for the Doug Wood 5K Trail Run, and it's held every year for -- in Northport in the Makamah Nature Preserve and as well as Fuchs Pond Preserve and to the Northport schoolyard.

I have a map here, which -- what I'm here today to talk about is hoping that you'll waive the additional fee of \$1,200 - \$4 per person - for an off-season use fee for the running of the Makamah -- running through the Makamah Nature Preserve. The preserve is only -- only represents the red line here on the trail. The trail starts at Norwood Avenue School and goes down the -- through Fuchs Pond down the LIPA right of way and then enters at the end of one mile into the Makamah Nature Preserve in red. It's only about a mile and a quarter of the course, and I'm being asked to provide an additional \$1,200 use fee, off-season use fee for that park. I'm asking today that you waive that. The Northport Running Club maintains the park during the year. We're in there three days a week usually policing it. When there's damage to the trails, we do the maintenance on it. We do a lot of water-runoff construction during the year as well as two weeks before the race and right after the race we provide a lot of rubbish removal and that kind of thing.

We also provide security in our own way. When we see ATVs and motorcycles on the trails, we report that and then go back and restore the trails after the damage is done.

So, what I'm asking today is that you waive the additional fee. We're willing to pay the seasonal fee of \$275. But if you would be so kind, that would really hurt our benefactors losing 1,200 bucks.

CHAIRPERSON HAHN:

Thank you. I'm a race director for the Hercules on the Harbor 10K --

MR. FLEMING:

Excellent. Do you race?

1 **CHAIRPERSON HAHN:**

2 -- Stony Brook Village. That's why I know -- I know what it takes.
3 And also, it's funny because we've been in negotiations with the
4 Parks Department talking about having reduced fees when
5 not-for-profits do in-kind services, and we haven't fully figured
6 that out yet because there are all kinds of different scenarios,
7 not just the one you outlined but different, you know, Boy Scout
8 groups or others that want to use some of our facilities, an
9 ongoing basis for meetings, and maybe they can offset the costs by
10 doing the maintenance around the buildings, et cetera. There are
11 all kinds of options that come up, and so, you know, this certainly
12 just brings to light our need to finish those discussions, and
13 Katie's --

14
15 **MR. FLEMING:**

16 Well, the parks --

17
18 **CHAIRPERSON HAHN:**

19 -- behind you.

20
21 **MR. FLEMING:**

22 -- are always in need of maintenance.

23
24 **CHAIRPERSON HAHN:**

25 Yes.

26
27 **MR. FLEMING:**

28 There's a lot of us. The Boy Scouts, the running clubs, the nature
29 people, the bird sanctuary folks, the conservancies all are willing
30 to provide that work, and we do it without telling you. A lot of
31 times when we ask permission we're told no. So, it's -- a lot of
32 times we do it for our own protection so that we don't trip on the
33 trails.

34
35 **CHAIRPERSON HAHN:**

36 Sure. And I think it's important that we have the eyes and ears of
37 these groups on our parks as well. We recently created a Parks
38 Watch program, and so, hopefully, if y'all are the official friends
39 group, I don't know, but --

40
41 **MR. FLEMING:**

42 We are not.

43
44 **CHAIRPERSON HAHN:**

45 So, right. And so -- but even just having eyes and ears on our
46 parks to prevent things like dumping and vandalism in our parks is
47 very important. The vandalism from ATVs is that you mentioned but
48 other, like, graffiti and things. It's important that we have the
49 users, the regular users who feel an ownership and feel the
50 connection that you feel to this park, and that's a really
51 wonderful thing, and we certainly don't want to discourage that by
52 taking advantage of our users and our friends.

53
54 **MR. FLEMING:**

55 I know you're -- you know, the Park budgets are constrained and,
56 you know, refuse, waste removal is always difficult. We as runners

1 pretty regularly take all the stuff away, you know. We take -- you
2 don't see a lot of litter on trails we run in because we don't like
3 to look at it.

4
5 **CHAIRPERSON HAHN:**
6 Right.

7
8 **MR. FLEMING:**
9 So, it's an ongoing thing, and it's always a battle 'cause the
10 garbage cans aren't at the edge of the trails based on budget. So,
11 we're happy to do it.

12
13 **CHAIRPERSON HAHN:**
14 Right. Legislator Stern.

15
16 **LEGISLATOR STERN:**
17 Thank you, Madam Chairwoman. Thank you for being here.

18
19 **MR. FLEMING:**
20 Pleasure.

21
22 **LEGISLATOR STERN:**
23 So, I'm looking at the map here. First of all, this is the ninth
24 annual?

25
26 **MR. FLEMING:**
27 No. This is our 14th year.

28
29 **LEGISLATOR STERN:**
30 Oh, I'm looking at a letter dated 2012, I see.

31
32 **MR. FLEMING:**
33 Yeah. That was the --

34
35 **LEGISLATOR STERN:**
36 Refers to the ninth annual --

37
38 **MR. FLEMING:**
39 Yeah, that was the original -- that was the original 275-dollar
40 fee.

41
42 **LEGISLATOR STERN:**
43 I see, okay.

44
45 **MR. FLEMING:**
46 That was the original battle. I lost that one.

47
48 **LEGISLATOR STERN:**
49 Okay. I apologize, I'm just looking at this for the first time
50 now. So, it's been going on for several years. Has it always been
51 the same route?

52
53 **MR. FLEMING:**
54 No. But that's a really good question. Originally, it started and
55 ended at Crab Meadow Beach, and I had to shut off the -- the Crab
56 Meadow Association community a second time. They were also shut

1 off during the Cow Harbor Race. That became an issue, so I was
2 able to negotiate with the school and pay for a gate to be built in
3 the back of their fence and allowed us to start it and finish it
4 there, go across the Fuchs Pond Preserve onto the right of way and
5 made it a full 5K. It just -- it closed it in, and it was easier
6 to manage that way. So, that's why it's a new route.

7
8 **LEGISLATOR STERN:**

9 So, I mean, I understand the legislation that is before us, and I'm
10 taking a look at this map. And so, correct me if I'm wrong, but it
11 looks like you're starting in a particular location, you're ending
12 at essentially that same location, and you're really just running
13 through.

14
15 **MR. FLEMING:**

16 Correct.

17
18 **LEGISLATOR STERN:**

19 But there's not really much that is going on. So, I guess my
20 question to you is: In the red area, what does happen on race day?

21
22 **MR. FLEMING:**

23 Literally, a few people pass a few people, and that's about it.
24 It's a -- it used to be a single-track trail. It was beautiful
25 when it first started. The ATVs have now made it into a log road
26 unfortunately, but with that as a runner, as a competitive runner,
27 it's become very competitive because now there's passing lanes.
28 So, it's bittersweet, but it works. You literally enter the course
29 at the top of the pipeline, go down through inundated -- undulating
30 hills. It's a beautiful loop down to the Crab Meadow along Macamah
31 -- Macamah Road then to the Crab Meadow, loops around and it comes
32 alongside of the Crab Meadow Golf Course then enters the pipeline
33 and returns to Norwood Avenue School.

34
35 So, it's a beautiful view of the Sound for a moment if you don't
36 trip on the roots. It's a really nice trip.

37
38 **LEGISLATOR STERN:**

39 Other than those that are participating, other than the runners
40 themselves, is it lined with spectators? Would there be
41 opportunity for those that are interested in the race but not
42 running, is that where they congregate usually?

43
44 **MR. FLEMING:**

45 No. Only because that's what I would call deep woods. Most
46 spectators, it's a lot of work to get to that area. It's in the
47 preserve, it's in the center of the preserve, and on the outside is
48 a wetland. So, the only way in is our egress for the EMTs. The
49 EMTs are in there on bicycles. We have three of those, which the
50 Doug Wood proceeds have paid for in the past. They also bring in a
51 Gator now so that they can evac if they have to, and that is only
52 kept up on the pipeline, on -- yeah, the right of way. So, if they
53 need it, they'll bring it into the trails.

54
55 **LEGISLATOR STERN:**

56 All right. So, maybe I'm simplifying it too much, but essentially

1 what you're saying is on the -- the red area here on the map,
2 runners are essentially running through on that route one time?

3
4 **MR. FLEMING:**
5 Correct.

6
7 **LEGISLATOR STERN:**
8 There are no spectators, there's really not much going on other
9 than the runners running through that one area not to be seen or
10 heard from again that day.

11
12 **MR. FLEMING:**
13 Very simple. It would be a single-track trail, and we go through
14 it once. Our people follow, clean up afterwards if there's
15 anything dropped, and that's the end of the day.

16
17 **LEGISLATOR STERN:**
18 Does that happen? Do they find that there's a need for that kind
19 of cleanup in that area from the event that day?

20
21 **MR. FLEMING:**
22 Yes. I mean, the walkers, we have a lot of walkers 'cause it's a
23 local community event, and they tend to bring, you know, candy bars
24 and stuff. And so, we always have a trailer that -- you know, a
25 person that follows the race, cleans up, picks up anything that's
26 in the woods and actually returns it to better shape than when we
27 started.

28
29 **LEGISLATOR STERN:**
30 Thank you.

31
32 **MR. FLEMING:**
33 You're welcome.

34
35 **CHAIRPERSON HAHN:**
36 Legislator McCaffrey.

37
38 **LEGISLATOR McCAFFREY:**
39 Thank you. Hi, Bill, over here.

40
41 **MR. FLEMING:**
42 Oh, there you are.

43
44 **LEGISLATOR McCAFFREY:**
45 Okay. So this is a -- I don't want to harp on this, but this is a
46 new fee, right, Bill, we're charging?

47
48 **MR. FLEMING:**
49 Yes. It's -- actually, I did battle a couple years ago and I was
50 able to get you to waive it when it first came out, but the
51 verbiage changed. It used to be a parking -- off-season parking
52 fee, it was described as originally, and now it's become an
53 off-season use fee, which confuses me.

54
55 **LEGISLATOR McCAFFREY:**
56 All right. So, I'm seeing here it says the \$225, which you've been

1 accustomed to paying.

2

3 **MR. FLEMING:**

4 Right.

5

6 **LEGISLATOR McCAFFREY:**

7 So, but that is now -- so, last year when you ran this --

8

9 **MR. FLEMING:**

10 We had it waived.

11

12 **LEGISLATOR McCAFFREY:**

13 You had the 225 waived?

14

15 **MR. FLEMING:**

16 Yeah. The additional fee was waived. We paid the two -- it was
17 275, and we paid it.

18

19 **LEGISLATOR McCAFFREY:**

20 Okay. And so, when did -- 'cause it -- looking at your letter, it
21 says, "However, in 2017, the park-use fee has been superseded."

22

23 **MR. FLEMING:**

24 Yeah. The park-use fee was superseded by the off-season fee of \$4
25 per person. Maybe I just didn't write it properly.

26

27 **CHAIRPERSON HAHN:**

28 So, I think Katie was here from the County Executive's Office and
29 would like to --

30

31 **LEGISLATOR McCAFFREY:**

32 Yeah. Just -- I'm just trying to understand this, you know.

33

34 **CHAIRPERSON HAHN:**

35 Do you want to add some clarification for us, or should we wait
36 'till-- is it okay if we do that now?

37

38 **MR. FLEMING:**

39 Yeah.

40

41 **MS. HORST:**

42 I'm happy to wait. No, okay.

43

44 **CHAIRPERSON HAHN:**

45 No, it's okay.

46

47 **MS. HORST:**

48 My understanding is that they've always been charged the 275.

49

50 **MR. FLEMING:**

51 Correct.

52

53 **MS. HORST:**

54 But it's always the -- yes, the former Commissioner -- the event is
55 in an off-season time, and they were charged an in-season rate.

56 So, with the new Commissioner and the new application for this

1 year, they were charging the correct season, and that's where the
2 difference in the 275 to the 1,200 came, but just -- we are working
3 with Legislator Spencer, we are working with the group to put an
4 IMA. So, we're asking that both bills actually be tabled and that
5 Legislator Spencer has requested a CN for Tuesday that would
6 reflect the 275 plus the 25-dollar application fee and the IMA
7 language in the bill that will include the work that the group does
8 in the park to -- as an offset to the higher fee.

9
10 **LEGISLATOR McCAFFREY:**

11 So, just so I can understand, Katie --

12
13 **MS. HORST:**

14 Sure.

15
16 **LEGISLATOR McCAFFREY:**

17 So, this is -- this fee, is it an old fee, or it's a new fee, the
18 1,200 or whatever that -- the amount is?

19
20 **MS. HORST:**

21 I believe it's an old fee. But they were charged a different fee.
22 They were charged -- so, they're in off season. They were always
23 charged an in-season fee, and that fee is lower. That's my
24 understanding that I got from Parks.

25
26 **LEGISLATOR McCAFFREY:**

27 So, this fee is a out-of-season fee, which actually appears to be
28 more than the in-season fee?

29
30 **MS. HORST:**

31 Correct.

32
33 **LEGISLATOR McCAFFREY:**

34 Why would we do that? Well, I'm sorry. That was a silly question.
35 I don't even know why I asked that question.

36
37 **MR. FLEMING:**

38 The in-season fee is based on total number of people. So, in this
39 category it's -- I think it's 225 people to 350 people would pay
40 275. Out of season, there's a caveat which says per person, and
41 now because I have 300 runners it becomes a 1,200-dollar fee. It
42 kills me.

43
44 **LEGISLATOR McCAFFREY:**

45 It kills me too. Okay.

46
47 **MS. HORST:**

48 But we are having those conversations with Legislator Hahn and
49 Legislator Spencer about coming up with this not-for-profit IMA
50 scenario. We haven't worked through it, but we are -- we are --

51
52 **CHAIRPERSON HAHN:**

53 Yeah. Because there are many different --

54
55 **MS. HORST:**

56 Correct.

1 **CHAIRPERSON HAHN:**

2 -- ways this could materialize, not just a runners club.

3

4 **MS. HORST:**

5 Correct.

6

7 **CHAIRPERSON HAHN:**

8 So, you know, and yes. So -- and we brought it up quite a while
9 ago actually trying to get this worked out for --

10

11 **MS. HORST:**

12 Once the Commissioner's back, it's one of the first things --

13

14 **CHAIRPERSON HAHN:**

15 Sure.

16

17 **MS. HORST:**

18 -- that we're going to schedule.

19

20 **CHAIRPERSON HAHN:**

21 No, I mean, I think there have just been a number of examples that
22 have come up recently that have made it seem more -- proved to you
23 all how important --

24

25 **MS. HORST:**

26 -- important it is, yes.

27

28 **CHAIRPERSON HAHN:**

29 -- these discussions are and how -- how, you know --

30

31 **MS. HORST:**

32 Absolutely.

33

34 **CHAIRPERSON HAHN:**

35 -- there's a real need to do this.

36

37 **LEGISLATOR McCaffrey:**

38 I just think this is a perfect example of a fee not reflecting the
39 cost of providing that service, and this is a good example. So, I
40 think we need to look at it, and I agree.

41

42 **CHAIRPERSON HAHN:**

43 Thank you. And so, I have a question. This looks like -- is the
44 eastern portion of the red-trail portion, is that an uphill or a
45 downhill? 'Cause that looks pretty steep there. Are they going in
46 or out at the point?

47

48 **MR. FLEMING:**

49 Newsday said that this is a must-do race each year based on the
50 topography. It's very challenging. I used to call it the Doug
51 Wood Cross Country Challenge --

52

53 **CHAIRPERSON HAHN:**

54 Right.

55

56

1 **MR. FLEMING:**

2 -- because it's crazy. It's a lot of fun. Walkers get a kick out
3 of it. They're scared to death, but when they're done they're all
4 smiles. So, it's good. We put hay bales in the soccer field just
5 for fun. So, it's a very fun event. It's really challenging but
6 beautiful. It's a beautiful place.

7
8 **CHAIRPERSON HAHN:**

9 Yes, yes, no, and in my Hercules I purposely try to make it the
10 toughest 10K on Long Island.

11
12 **MR. FLEMING:**

13 Race directors are the best.

14
15 **CHAIRPERSON HAHN:**

16 And we made it very challenging. So, I'm assuming that then your
17 answer is that's probably an uphill. I see the typography all
18 tight together.

19
20 **MR. FLEMING:**

21 Yes.

22
23 **CHAIRPERSON HAHN:**

24 And I just put in on my calendar hoping I can make it. What time
25 does it start?

26
27 **MR. FLEMING:**

28 8:30.

29
30 **CHAIRPERSON HAHN:**

31 8:30. Oh, I put 9:00.

32
33 **MR. FLEMING:**

34 It's a great race.

35
36 **CHAIRPERSON HAHN:**

37 Excellent.

38
39 **MR. FLEMING:**

40 Look for me on race morning.

41
42 **CHAIRPERSON HAHN:**

43 I will. Thank you. Okay, so thank you very much.

44
45 **MR. FLEMING:**

46 Thank you for your time.

47
48 **CHAIRPERSON HAHN:**

49 That was the only card I had. Are there -- is there anyone else in
50 the audience who would like to speak? Okay, seeing none, we will
51 close the Public Portion. We don't have any presentations today.
52 Is there anyone here from the Parks Department who needed to speak
53 or anything or the County Executive's Office?

54
55 **MS. HORST:**

56 The Commissioner -- the Commissioner's out for the next couple of

1 weeks, so we told him that we would handle any questions.

2
3 **CHAIRPERSON HAHN:**

4 Okay, thank you.

5
6 Okay. So, we will move along to Introductory Resolutions.

7
8
9 **Introductory Resolutions**

10
11
12 **IR 1140 - Authorizing use of Indian Island County Park in Riverhead**
13 **by North Fork Environmental Council, Inc., for its Earth Day 5K**
14 **Fundraiser. (County Executive) I'll make a motion. Seconded by**
15 **Legislator Lindsay. All those in favor? Opposed? Abstentions?**
16 **1140 is approved. (VOTE: 6-0-0-0 - Presiding Officer Gregory**
17 **included in vote.)**

18
19 **Introductory Resolution 1141 - Authorizing use of Blydenburgh**
20 **County Park in Smithtown by the Northport Care Center, Inc. for its**
21 **Walk for Life Walk-A-Thon. (County Executive) Motion by Legislator**
22 **Kennedy. Seconded by Legislator McCaffrey.**

23
24 **LEGISLATOR McCAFFREY:**

25 Just on the motion, are we getting 1,200 for all these? No, I --
26 the dollar sign's going up there.

27
28 **MR. MARAFINO:**

29 No. For this race actually it is off-season park use. It's \$4 a
30 person a day, 100 people. This event is \$400 -- or \$425.

31
32 **LEGISLATOR McCAFFREY:**

33 Oh, okay. But we're charging the fee though, right?

34
35 **MR. MARAFINO:**

36 Yeah.

37
38 **LEGISLATOR McCAFFREY:**

39 Same fee, it just varies by the amount of people, okay.

40
41 **MR. MARAFINO:**

42 Correct.

43
44 **LEGISLATOR McCAFFREY:**

45 Thank you, yes. And second.

46
47 **CHAIRPERSON HAHN:**

48 Okay, we have a motion and a second. All those in favor? Opposed?
49 Abstentions? **1141 is approved. (VOTE: 6-0-0-0 - Presiding Officer**
50 **Gregory included in vote.)**

51
52 **Introductory Resolution 1142 - Authorizing use of Southaven County**
53 **Park in Brookhaven by American Cancer Society for its Bark for Life**
54 **Walkathon. (County Executive) I'll make a motion, seconded by**
55 **Legislator Lindsay. All those in favor? Opposed? Abstentions?**
56 **It is approved. (VOTE: 6-0-0-0 - Presiding Officer Gregory**

1 included in vote.)

2
3 **Introductory Resolution 1143 - Authorizing use of Smith Point**
4 **County Park by the Long Island 2 Day Walk to Fight Breast Cancer,**
5 **Inc., for its Hope Runs Here 5K Run/Walk. (County Executive) I'll**
6 **make a motion. Seconded by Legislator Lindsay. All those in**
7 **favor? Opposed? Abstentions? It is approved. (VOTE: 6-0-0-0 -**
8 **Presiding Officer Gregory included in vote.)**

9
10 **Introductory Resolution 1157 - Authorizing use of Sears Bellows**
11 **County Park and the County owned portion of the Paumanok Trail by**
12 **Jayasports for its Paumanok Pursuit Fundraiser. (County Executive)**
13 **Same motion, same second, same vote. 1157 is approved. (VOTE:**
14 **6-0-0-0 - Presiding Officer Gregory included in vote.)**

15
16 **Introductory Resolution 1168 - Authorizing use of Makamah Preserve**
17 **in Northport by Northport Running Club for the Doug Wood 5K Trail**
18 **Run. (County Executive) Motion to table. Seconded by Legislator**
19 **Lindsay. All those in favor? Opposed? Abstentions? It is**
20 **tabled. (VOTE: 6-0-0-0 - Presiding Officer Gregory included in**
21 **vote.)**

22
23 **Introductory Resolution 1193 - Authorizing use of Makamah Preserve**
24 **in Northport by Northport Running Club. (Spencer) Same motion, same**
25 **second.**

26
27 **LEGISLATOR STERN:**
28 Hold on, hold on.

29
30 **CHAIRPERSON HAHN:**
31 Table, yes, yes. Okay.

32
33 **MR. NOLAN:**
34 It's being tabled because a alternate version is being worked on --

35
36 **CHAIRPERSON HAHN:**
37 For the --

38
39 **MR. NOLAN:**
40 -- that's going to include some language that the Parks Department
41 wants in the resolution. We're past the amended filing deadline at
42 this point. So, it's going to come on by a C of N on Tuesday.

43
44 **LEGISLATOR STERN:**
45 What is the change?

46
47 **MR. NOLAN:**
48 It's really a whereas language kind of indicating that the -- some
49 of the fee is being waived, is because of work performed by the
50 running club, and they want that language in the resolution. It's
51 whereas language, but they want it.

52
53 **LEGISLATOR STERN:**
54 Can -- before we let this one go, the 300-dollar fee was determined
55 how in Legislator Spencer's bill?

1 **MS. HORST:**

2 Yes. It is the -- just give me one second. It is the in-season
3 fee. So, because they're expecting between 201 and 500 people,
4 it's \$275 plus the 25-dollar application fee, and that's what
5 they've been paying -- that's what they've been paying, I think,
6 since 2012.

7
8 **LEGISLATOR STERN:**

9 All right. So, it's really just intent and whereas language, but
10 ultimately it's going to be the same number --

11
12 **MR. NOLAN:**

13 That's my understanding.

14
15 **MR. HORST:**

16 The number's not changing.

17
18 **LEGISLATOR STERN:**

19 -- that we're seeing here, okay. All right, thank you.

20
21 **CHAIRPERSON HAHN:**

22 And Legislator Spencer's Office was represented here, and they're
23 okay with this being tabled.

24
25 **MS. HORST:**

26 Yes.

27
28 **CHAIRPERSON HAHN:**

29 Okay. So, we have same motion, same second, same vote. Okay.
30 **1193 is tabled. (VOTE: 6-0-0-0 - Presiding Officer Gregory**
31 **included in vote.)**

32
33 With no further business before us, we are adjourned.

34
35
36 (The meeting concluded at 12:51 p.m.)
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INDEX

[Occurrence of Word] - Page Number:Line Number

<p style="text-align: center;">\$</p> <hr/> <p>\$1,200 [2] - 2:24, 2:32</p> <p>\$225 [1] - 6:56</p> <p>\$275 [2] - 2:46, 13:4</p> <p>\$400 [1] - 11:30</p> <p>\$425 [1] - 11:30</p> <hr/> <p style="text-align: center;">•</p> <hr/> <p>'till [1] - 7:36</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1,200 [4] - 2:47, 8:2, 8:18, 11:25</p> <p>1,200-dollar [1] - 8:41</p> <p>100 [1] - 11:30</p> <p>10K [2] - 2:51, 10:10</p> <p>1140 [2] - 11:12, 11:16</p> <p>1141 [2] - 11:19, 11:49</p> <p>1142 [1] - 11:52</p> <p>1143 [1] - 12:3</p> <p>1157 [2] - 12:10, 12:13</p> <p>1168 [1] - 12:16</p> <p>1193 [2] - 12:23, 13:30</p> <p>12:30 [2] - 1:15, 2:1</p> <p>12:51 [1] - 13:36</p> <p>13 [1] - 1:29</p> <p>14th [1] - 4:27</p> <p>15 [1] - 1:28</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2 [1] - 12:4</p> <p>201 [1] - 13:3</p> <p>2012 [2] - 4:30, 13:6</p> <p>2017 [2] - 1:15, 7:21</p> <p>22 [1] - 1:15</p> <p>225 [2] - 7:13, 8:39</p> <p>25-dollar [2] - 8:6, 13:4</p> <p>275 [5] - 7:17, 7:48, 8:2, 8:6, 8:40</p> <p>275-dollar [1] - 4:39</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>300 [1] - 8:41</p> <p>300-dollar [1] - 12:54</p> <p>350 [1] - 8:39</p>	<p style="text-align: center;">4</p> <hr/> <p>4 [3] - 2:24, 7:24, 11:29</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>500 [1] - 13:3</p> <p>5K [5] - 2:19, 5:5, 11:13, 12:5, 12:17</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6-0-0-0 [7] - 11:16, 11:49, 11:56, 12:7, 12:14, 12:20, 13:30</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p>725 [1] - 1:14</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>8:30 [2] - 10:28, 10:31</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9:00 [1] - 10:31</p> <hr/> <p style="text-align: center;">A</p> <hr/> <p>able [2] - 5:2, 6:50</p> <p>absolutely [1] - 9:32</p> <p>abstentions [1] - 11:15</p> <p>Abstentions [4] - 11:49, 11:55, 12:7, 12:19</p> <p>accustomed [1] - 7:1</p> <p>add [1] - 7:35</p> <p>additional [4] - 2:24, 2:32, 2:45, 7:16</p> <p>adjourned [1] - 13:33</p> <p>advantage [1] - 3:52</p> <p>afterwards [1] - 6:14</p> <p>ago [2] - 6:49, 9:9</p> <p>agree [1] - 9:40</p> <p>Aide [2] - 1:32, 1:43</p> <p>allowed [1] - 5:3</p> <p>alongside [1] - 5:32</p> <p>ALSO [1] - 1:27</p> <p>alternate [1] - 12:34</p> <p>Alyssa [1] - 1:32</p> <p>amended [1] - 12:41</p> <p>American [1] - 11:53</p> <p>amount [2] - 8:18, 11:39</p> <p>Amy [1] - 1:31</p>	<p>annual [2] - 4:24, 4:36</p> <p>answer [1] - 10:17</p> <p>apologize [1] - 4:49</p> <p>application [3] - 7:56, 8:6, 13:4</p> <p>approved [5] - 11:16, 11:49, 11:56, 12:7, 12:13</p> <p>area [5] - 5:20, 5:46, 6:1, 6:9, 6:19</p> <p>Assistant [1] - 1:30</p> <p>Association [1] - 4:56</p> <p>assuming [1] - 10:16</p> <p>ATTENDANCE [1] - 1:27</p> <p>ATVs [3] - 2:41, 3:47, 5:25</p> <p>audience [1] - 10:50</p> <p>Auditorium [1] - 1:13</p> <p>Authorizing [7] - 11:12, 11:19, 11:52, 12:3, 12:10, 12:16, 12:23</p> <p>Avenue [2] - 2:28, 5:33</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>bales [1] - 10:4</p> <p>Bark [1] - 11:53</p> <p>bars [1] - 6:23</p> <p>based [3] - 4:10, 8:38, 9:49</p> <p>basis [1] - 3:9</p> <p>battle [3] - 4:9, 4:46, 6:49</p> <p>Beach [1] - 4:55</p> <p>beautiful [5] - 5:24, 5:30, 5:35, 10:6</p> <p>became [1] - 5:1</p> <p>become [2] - 5:27, 6:52</p> <p>becomes [1] - 8:41</p> <p>behind [1] - 3:19</p> <p>Bellows [1] - 12:10</p> <p>benefactors [1] - 2:47</p> <p>best [1] - 10:13</p> <p>better [1] - 6:26</p> <p>between [1] - 13:3</p> <p>bicycles [1] - 5:49</p> <p>bill [3] - 2:13, 8:7, 12:55</p> <p>Bill [3] - 2:18, 6:39, 6:46</p> <p>bills [1] - 8:4</p> <p>bird [1] - 3:29</p> <p>bittersweet [1] - 5:28</p>	<p>Blydenburgh [1] - 11:19</p> <p>Boy [2] - 3:7, 3:28</p> <p>Breast [1] - 12:4</p> <p>bring [3] - 5:50, 5:53, 6:23</p> <p>brings [1] - 3:12</p> <p>Brook [1] - 3:2</p> <p>Brookhaven [1] - 11:53</p> <p>brought [1] - 9:8</p> <p>bucks [1] - 2:47</p> <p>budget [1] - 4:10</p> <p>budgets [1] - 3:55</p> <p>Building [1] - 1:14</p> <p>buildings [1] - 3:10</p> <p>built [1] - 5:2</p> <p>business [1] - 13:33</p> <p>BY [2] - 1:39, 1:42</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>calendar [1] - 10:24</p> <p>Cancer [2] - 11:53, 12:4</p> <p>candy [1] - 6:23</p> <p>cans [1] - 4:10</p> <p>Caracappa [1] - 1:12</p> <p>card [2] - 2:13, 10:49</p> <p>Care [1] - 11:20</p> <p>category [1] - 8:39</p> <p>caveat [1] - 8:40</p> <p>center [1] - 5:47</p> <p>Center [1] - 11:20</p> <p>certainly [2] - 3:11, 3:51</p> <p>cetera [1] - 3:10</p> <p>Chair [1] - 1:21</p> <p>CHAIRPERSON [36] - 2:3, 2:12, 2:49, 3:1, 3:18, 3:24, 3:35, 3:44, 4:5, 4:13, 6:35, 7:27, 7:34, 7:44, 8:52, 9:1, 9:7, 9:14, 9:20, 9:28, 9:34, 9:42, 9:53, 10:8, 10:15, 10:23, 10:30, 10:36, 10:42, 10:48, 11:3, 11:47, 12:30, 12:36, 13:21, 13:28</p> <p>Chairperson [1] - 1:20</p> <p>Chairwoman [1] - 4:17</p> <p>Challenge [1] - 9:51</p> <p>challenging [3] - 9:50, 10:5, 10:16</p> <p>change [1] - 12:45</p> <p>changed [1] - 6:51</p> <p>changing [1] - 13:16</p> <p>charged [5] - 7:48, 7:55, 8:21, 8:22, 8:23</p> <p>charging [3] - 6:46, 8:1, 11:33</p> <p>clarification [1] - 7:35</p> <p>clean [1] - 6:14</p> <p>cleans [1] - 6:25</p> <p>cleanup [1] - 6:19</p> <p>Clerk [1] - 1:31</p> <p>close [1] - 10:51</p> <p>closed [1] - 5:5</p> <p>Club [3] - 2:33, 12:17, 12:24</p> <p>club [2] - 9:2, 12:50</p> <p>clubs [1] - 3:28</p> <p>CN [1] - 8:5</p> <p>coming [1] - 8:49</p> <p>Commissioner [3] - 7:54, 7:56, 10:56</p> <p>Commissioner's [2] - 9:12, 10:56</p> <p>COMMITTEE [1] - 1:2</p> <p>Committee [2] - 1:11, 2:4</p> <p>community [2] - 4:56, 6:23</p> <p>competitive [2] - 5:26, 5:27</p> <p>concluded [1] - 13:36</p> <p>confuses [1] - 6:53</p> <p>congregate [1] - 5:42</p> <p>connection [1] - 3:50</p> <p>conservancies [1] - 3:29</p> <p>constrained [1] - 3:55</p> <p>construction [1] - 2:36</p> <p>conversations [1] - 8:48</p> <p>correct [7] - 5:10, 5:16, 6:5, 7:51, 8:1, 8:31, 11:42</p> <p>Correct [2] - 8:56, 9:5</p> <p>cost [1] - 9:39</p> <p>costs [1] - 3:9</p> <p>Council [1] - 11:13</p> <p>Counsel/Suffolk [1] - 1:30</p> <p>Country [1] - 9:51</p> <p>COUNTY [1] - 1:6</p> <p>County [18] - 1:12, 1:30, 1:33, 1:34, 7:28, 10:53, 11:12, 11:14, 11:20, 11:21, 11:52, 11:54, 12:4, 12:5,</p>
---	---	--	--

INDEX

[Occurrence of Word] - Page Number:Line Number

12:11, 12:12, 12:18
couple [2] - 6:49,
10:56
course [2] - 2:31,
5:28
Course [1] - 5:32
Court [1] - 1:40
Cow [1] - 5:1
Crab [5] - 4:55, 5:30,
5:31, 5:32
crazy [1] - 10:2
created [1] - 3:37
Cross [1] - 9:51

D

damage [2] - 2:35,
2:43
dated [1] - 4:30
days [1] - 2:34
deadline [1] - 12:41
death [1] - 10:3
deep [1] - 5:45
denise [1] - 1:43
Department [3] - 3:4,
10:52, 12:40
Deputy [1] - 1:31
described [1] - 6:52
determined [1] -
12:54
difference [1] - 8:2
different [4] - 3:6,
3:7, 8:21, 8:53
difficult [1] - 3:56
Director [1] - 2:18
director [1] - 2:50
directors [1] - 10:13
discourage [1] - 3:51
discussions [2] -
3:12, 9:29
District [2] - 1:28,
1:29
dollar [1] - 11:26
done [2] - 2:43, 10:3
Doug [4] - 2:18, 5:50,
9:50, 12:17
down [4] - 2:28,
2:29, 5:29, 5:30
downhill [1] - 9:45
dropped [1] - 6:15
dumping [1] - 3:46
during [3] - 2:34,
2:37, 5:1
DuWayne [1] - 1:28

E

ears [2] - 3:36, 3:45
Earth [1] - 11:13
easier [1] - 5:5

eastern [1] - 9:44
edge [1] - 4:10
egress [1] - 5:48
Ellis [1] - 1:31
EMTs [2] - 5:48, 5:49
end [2] - 2:29, 6:15
ended [1] - 4:55
ending [1] - 5:11
enter [1] - 5:28
enters [2] - 2:29,
5:32
Environmental [1] -
11:13
essentially [3] -
5:12, 5:56, 6:2
et [1] - 3:10
evac [1] - 5:51
event [5] - 6:19,
6:23, 7:54, 10:5,
11:30
example [2] - 9:38,
9:39
examples [1] - 9:21
Excellent [2] - 2:54,
10:37
Executive [6] -
11:14, 11:21, 11:54,
12:5, 12:12, 12:18
Executive's [4] -
1:33, 1:34, 7:28,
10:53
expecting [1] - 13:3
eyes [2] - 3:36, 3:45

F

facilities [1] - 3:8
favor [5] - 11:15,
11:48, 11:55, 12:7,
12:19
fee [35] - 2:24, 2:25,
2:32, 2:45, 2:46, 4:40,
6:46, 6:52, 6:53, 7:16,
7:21, 7:24, 8:6, 8:8,
8:17, 8:21, 8:23, 8:27,
8:28, 8:38, 8:41, 9:38,
11:33, 11:39, 12:49,
12:54, 13:3, 13:4
fees [1] - 3:4
fence [1] - 5:3
few [2] - 5:23
field [1] - 10:4
Fight [1] - 12:4
figured [1] - 3:5
filing [1] - 12:41
finish [2] - 3:12, 5:3
first [5] - 4:23, 4:49,
5:25, 6:50, 9:12
flag [1] - 2:5
Fleming [2] - 2:14,

2:18
FLEMING [37] - 2:17,
2:53, 3:15, 3:21, 3:27,
3:41, 3:54, 4:8, 4:19,
4:26, 4:32, 4:38, 4:45,
4:53, 5:15, 5:22, 5:44,
6:4, 6:21, 6:32, 6:41,
6:48, 7:3, 7:9, 7:15,
7:23, 7:38, 7:50, 8:37,
9:48, 10:1, 10:12,
10:20, 10:27, 10:33,
10:39, 10:45
FLEMMING [1] - 6:12
folks [1] - 3:29
follow [1] - 6:14
follows [1] - 6:25
Fork [1] - 11:13
former [1] - 7:54
friends [2] - 3:38,
3:52
Fuchs [3] - 2:20,
2:28, 5:4
full [1] - 5:5
fully [1] - 3:5
fun [3] - 10:2, 10:5
Fundraiser [2] -
11:14, 12:12
funny [1] - 3:3

G

garbage [1] - 4:10
gate [1] - 5:2
Gator [1] - 5:51
George [1] - 1:30
Golf [1] - 5:32
graffiti [1] - 3:48
great [1] - 10:34
Gregory [8] - 1:28,
11:16, 11:50, 11:56,
12:8, 12:14, 12:20,
13:30
group [3] - 3:39, 8:3,
8:7
groups [2] - 3:8, 3:37
Gruebel [1] - 1:40
guess [1] - 5:19

H

Hahn [3] - 1:20, 1:32,
8:48
HAHN [36] - 2:3,
2:12, 2:49, 3:1, 3:18,
3:24, 3:35, 3:44, 4:5,
4:13, 6:35, 7:27, 7:34,
7:44, 8:52, 9:1, 9:7,
9:14, 9:20, 9:28, 9:34,
9:42, 9:53, 10:8,
10:15, 10:23, 10:30,

10:36, 10:42, 10:48,
11:3, 11:47, 12:30,
12:36, 13:21, 13:28
handle [1] - 11:1
happy [2] - 4:11,
7:42
Harbor [2] - 2:50, 5:1
harp [1] - 6:45
hay [1] - 10:4
heard [1] - 6:10
held [2] - 1:12, 2:19
Hercules [2] - 2:50,
10:9
hi [1] - 6:39
higher [1] - 8:8
Highway [1] - 1:14
hills [1] - 5:30
hold [2] - 12:28
Hope [1] - 12:5
hopefully [1] - 3:38
hoping [2] - 2:24,
10:24
Horst [1] - 1:33
HORST [17] - 7:41,
7:47, 7:53, 8:13, 8:20,
8:30, 8:47, 8:55, 9:4,
9:11, 9:17, 9:25, 9:31,
10:55, 13:1, 13:15,
13:25
hurt [1] - 2:47

I

Ill [1] - 1:21
IMA [3] - 8:4, 8:6,
8:49
important [5] - 3:36,
3:47, 3:48, 9:23, 9:26
IN [1] - 1:27
in-kind [1] - 3:5
in-season [5] - 7:55,
8:23, 8:28, 8:38, 13:2
Inc [3] - 11:13, 11:20,
12:5
include [2] - 8:7,
12:40
included [7] - 11:17,
11:50, 12:1, 12:8,
12:14, 12:20, 13:31
Indian [1] - 11:12
indicating [1] - 12:48
intent [1] - 13:9
interested [2] - 1:35,
5:41
Introductory [7] -
11:6, 11:9, 11:19,
11:52, 12:3, 12:10,
12:16
introductory [1] -
12:23

inundated [1] - 5:29
IR [1] - 11:12
Island [3] - 10:10,
11:12, 12:4
issue [1] - 5:1

J

Jayasports [1] -
12:12
John [1] - 1:34

K

Kara [1] - 1:20
Katie [3] - 1:33, 7:28,
8:11
Katie's [1] - 3:13
Kennedy [3] - 1:22,
2:6, 11:22
kept [1] - 5:52
Kevin [2] - 1:23, 1:40
kick [1] - 10:2
kills [2] - 8:42, 8:45
kind [5] - 2:38, 2:47,
3:5, 6:18, 12:48
kinds [2] - 3:6, 3:11

L

lanes [1] - 5:27
language [6] - 8:7,
12:40, 12:48, 12:50,
12:51, 13:9
last [1] - 7:7
led [1] - 2:5
legislation [1] - 5:9
Legislative [4] -
1:13, 1:28, 1:29, 1:43
LEGISLATOR [35] -
4:16, 4:22, 4:29, 4:35,
4:42, 4:48, 5:8, 5:18,
5:38, 5:55, 6:7, 6:17,
6:29, 6:38, 6:44, 6:55,
7:6, 7:12, 7:19, 7:31,
8:10, 8:16, 8:26, 8:33,
8:44, 9:37, 11:24,
11:32, 11:38, 11:44,
12:27, 12:44, 12:53,
13:8, 13:18
Legislator [22] -
1:20, 1:21, 1:22, 1:23,
1:24, 1:29, 1:32, 2:5,
4:14, 6:36, 8:3, 8:5,
8:48, 8:49, 11:15,
11:21, 11:22, 11:55,
12:6, 12:18, 12:55,
13:22
LEGISLATURE [1] -
1:6

INDEX

[Occurrence of Word] - Page Number:Line Number

- Legislature** [4] - 1:12, 1:13, 1:30, 1:31
Legislature's [1] - 2:4
Leslie [1] - 1:22
letter [2] - 4:30, 7:20
Life [2] - 11:21, 11:53
light [1] - 3:12
Lindsay [5] - 1:21, 11:15, 11:55, 12:6, 12:19
line [1] - 2:27
lined [1] - 5:40
LIPA [1] - 2:29
literally [2] - 5:23, 5:28
litter [1] - 4:2
local [1] - 6:23
location [2] - 5:11, 5:12
log [1] - 5:25
look [4] - 4:3, 5:10, 9:40, 10:40
looking [4] - 4:23, 4:30, 4:49, 7:20
looks [3] - 5:11, 9:43, 9:45
loop [1] - 5:30
loops [1] - 5:31
losing [1] - 2:47
lost [1] - 4:46
lower [1] - 8:23
-
- M**
- Macamah** [2] - 5:30, 5:31
madam [1] - 4:17
maintains [1] - 2:34
maintenance [3] - 2:36, 3:10, 3:22
Makamah [6] - 2:20, 2:25, 2:26, 2:30, 12:16, 12:23
manage [1] - 5:6
map [4] - 2:23, 4:23, 5:10, 6:1
MARAFINO [3] - 11:28, 11:35, 11:41
Marafino [1] - 1:34
March [1] - 1:15
materialize [1] - 9:2
McCaffrey [20] - 1:23, 6:36, 6:38, 6:44, 6:55, 7:6, 7:12, 7:19, 7:31, 8:10, 8:16, 8:26, 8:33, 8:44, 9:37, 11:22, 11:24, 11:32, 11:38, 11:44
- Meadow** [5] - 4:55, 4:56, 5:30, 5:31, 5:32
mean [3] - 5:9, 6:22, 9:21
meeting [3] - 1:11, 2:1, 13:36
meetings [1] - 3:9
MEMBERS [1] - 1:19
Memorial [1] - 1:14
mentioned [1] - 3:47
microphone [1] - 2:15
mile [2] - 2:30, 2:31
minutes [1] - 2:15
MINUTES [3] - 1:8, 1:39, 1:42
moment [1] - 5:35
morning [1] - 10:40
most [1] - 5:45
motion [8] - 11:14, 11:25, 11:48, 11:54, 12:6, 12:13, 12:24, 13:29
Motion [2] - 11:21, 12:18
motorcycles [1] - 2:42
move [1] - 11:6
MR [45] - 2:17, 2:53, 3:15, 3:21, 3:27, 3:41, 3:54, 4:8, 4:19, 4:26, 4:32, 4:38, 4:45, 4:53, 5:15, 5:22, 5:44, 6:4, 6:12, 6:21, 6:32, 6:41, 6:48, 7:3, 7:9, 7:15, 7:23, 7:38, 7:50, 8:37, 9:48, 10:1, 10:12, 10:20, 10:27, 10:33, 10:39, 10:45, 11:28, 11:35, 11:41, 12:39, 12:47, 13:12, 13:15
MS [16] - 7:41, 7:47, 7:53, 8:13, 8:20, 8:30, 8:47, 8:55, 9:4, 9:11, 9:17, 9:25, 9:31, 10:55, 13:1, 13:25
must [1] - 9:49
must-do [1] - 9:49
-
- N**
- nature** [1] - 3:28
Nature [3] - 2:20, 2:26, 2:30
need [6] - 3:12, 3:22, 5:53, 6:18, 9:35, 9:40
needed [1] - 10:52
negotiate [1] - 5:2
negotiations [1] - 3:3
- New** [1] - 1:14
new [5] - 5:6, 6:46, 7:56, 8:17
Newsday [1] - 9:49
next [1] - 10:56
nice [1] - 5:36
ninth [2] - 4:23, 4:36
NOLAN [4] - 12:33, 12:39, 12:47, 13:12
Nolan [1] - 1:30
none [1] - 10:50
North [1] - 11:13
Northport [8] - 2:19, 2:21, 2:33, 11:20, 12:17, 12:24
Norwood [2] - 2:28, 5:33
not-for-profit [1] - 8:49
not-for-profits [1] - 3:5
number [3] - 8:38, 9:21, 13:10
number's [1] - 13:16
-
- O**
- OF** [1] - 1:4
off-season [7] - 2:25, 2:32, 6:51, 6:53, 7:24, 7:55, 11:29
Office [5] - 1:33, 1:34, 7:28, 10:53, 13:22
Officer [8] - 1:28, 11:16, 11:49, 11:56, 12:8, 12:14, 12:20, 13:30
official [1] - 3:38
offset [2] - 3:9, 8:8
old [2] - 8:17, 8:21
once [2] - 6:14, 9:12
one [9] - 2:13, 2:29, 3:7, 4:46, 6:2, 6:9, 9:12, 12:54, 13:2
ongoing [2] - 3:9, 4:9
opportunity [1] - 5:41
Opposed [5] - 11:15, 11:48, 11:55, 12:7, 12:19
options [1] - 3:11
order [1] - 2:1
original [3] - 4:39, 4:46
originally [2] - 4:54, 6:52
out-of-season [1] - 8:27
- outlined** [1] - 3:7
outside [1] - 5:47
own [2] - 2:41, 3:32
owned [1] - 12:11
ownership [1] - 3:49
-
- P**
- p.m** [3] - 1:15, 2:1, 13:36
paid [3] - 5:50, 7:16, 7:17
Park [6] - 3:55, 11:12, 11:20, 11:53, 12:4, 12:11
park [7] - 2:32, 2:34, 3:50, 7:21, 7:24, 8:8, 11:29
park-use [2] - 7:21, 7:24
parking [2] - 6:51
parks [4] - 3:16, 3:37, 3:46
PARKS [1] - 1:2
Parks [7] - 1:11, 2:4, 3:4, 3:37, 8:24, 10:52, 12:40
participating [1] - 5:39
particular [1] - 5:11
parties [1] - 1:35
pass [1] - 5:23
passing [1] - 5:27
past [2] - 5:50, 12:41
Paumanok [2] - 12:11, 12:12
pay [3] - 2:46, 5:2, 8:39
paying [3] - 7:1, 13:5
people [10] - 3:29, 5:23, 6:14, 8:38, 8:39, 11:30, 11:39, 13:3
per [3] - 2:24, 7:25, 8:40
perfect [1] - 9:38
performed [1] - 12:49
permission [1] - 3:31
person [5] - 2:25, 6:25, 7:25, 8:40, 11:30
picks [1] - 6:25
pipeline [3] - 5:29, 5:32, 5:52
place [1] - 10:6
pleasure [1] - 4:20
Pledge [1] - 2:5
plus [2] - 8:6, 13:4
podium [1] - 2:14
point [2] - 9:46, 12:42
Point [1] - 12:3
policing [1] - 2:35
Pond [3] - 2:20, 2:29, 5:4
Portion [2] - 2:13, 10:51
portion [3] - 9:44, 12:11
PRESENT [1] - 1:19
presentations [1] - 10:51
Preserve [7] - 2:20, 2:26, 2:30, 5:4, 12:16, 12:23
preserve [3] - 2:26, 5:47
Presiding [8] - 1:28, 11:16, 11:49, 11:56, 12:8, 12:14, 12:20, 13:30
pretty [2] - 4:1, 9:45
prevent [1] - 3:46
proceeds [1] - 5:50
profit [1] - 8:49
profits [1] - 3:5
program [1] - 3:38
properly [1] - 7:25
protection [1] - 3:32
proved [1] - 9:22
provide [4] - 2:31, 2:38, 2:41, 3:30
providing [1] - 9:39
Public [2] - 2:13, 10:51
purposely [1] - 10:9
Pursuit [1] - 12:12
put [4] - 8:3, 10:4, 10:24, 10:31
-
- Q**
- quarter** [1] - 2:31
questions [1] - 11:1
quite [1] - 9:8
-
- R**
- race** [12] - 2:37, 2:38, 2:50, 2:54, 5:20, 5:41, 6:25, 9:49, 10:13, 10:34, 10:40, 11:29
Race [2] - 2:18, 5:1
ran [1] - 7:7
rate [1] - 7:55
real [1] - 9:35
really [10] - 2:47, 3:50, 4:54, 5:12, 5:19, 5:36, 6:8, 10:5, 12:48, 13:9

INDEX

[Occurrence of Word] - Page Number:Line Number

recently [2] - 3:37, 9:22
RECREATION [1] - 1:2
Recreation [2] - 1:11, 2:4
red [5] - 2:27, 2:30, 5:20, 6:1, 9:44
red-trail [1] - 9:44
reduced [1] - 3:4
refers [1] - 4:36
reflect [1] - 8:6
reflecting [1] - 9:38
refuse [1] - 3:56
regular [2] - 1:11, 3:49
regularly [1] - 4:1
removal [2] - 2:38, 3:56
report [1] - 2:42
represented [1] - 13:22
represents [1] - 2:27
requested [1] - 8:5
Resolution [6] - 11:19, 11:52, 12:3, 12:10, 12:16, 12:23
resolution [2] - 12:41, 12:50
Resolutions [2] - 11:6, 11:9
restore [1] - 2:43
returns [2] - 5:33, 6:26
rise [1] - 2:5
Riverhead [1] - 11:12
road [1] - 5:25
Road [1] - 5:31
Robert [1] - 1:29
Rogers [1] - 1:13
roots [1] - 5:36
Rose [1] - 1:12
route [3] - 4:51, 5:6, 6:2
rubbish [1] - 2:38
Run [2] - 2:19, 12:18
run [1] - 4:2
Run/Walk [1] - 12:5
runner [2] - 5:26
runners [6] - 3:56, 5:39, 6:2, 6:9, 8:41, 9:2
running [8] - 2:25, 2:26, 3:28, 5:12, 5:42, 6:2, 6:9, 12:50
Running [3] - 2:33, 12:17, 12:24
runoff [1] - 2:36

Runs [1] - 12:5

S

Salutation [1] - 2:9
sanctuary [1] - 3:29
scared [1] - 10:3
scenario [1] - 8:50
scenarios [1] - 3:6
schedule [1] - 9:18
School [2] - 2:28, 5:33
school [1] - 5:2
schoolyard [1] - 2:21
Scout [1] - 3:7
Scouts [1] - 3:28
Sears [1] - 12:10
season [16] - 2:25, 2:32, 6:51, 6:53, 7:24, 7:55, 8:1, 8:22, 8:23, 8:27, 8:28, 8:38, 8:40, 11:29, 13:2
seasonal [1] - 2:46
second [7] - 4:56, 11:45, 11:48, 12:13, 12:25, 13:2, 13:29
seconded [5] - 11:14, 11:22, 11:54, 12:6, 12:18
security [1] - 2:41
see [5] - 2:41, 4:2, 4:30, 4:43, 10:17
seeing [3] - 6:56, 10:50, 13:19
seem [1] - 9:22
service [1] - 9:39
services [1] - 3:5
several [1] - 4:50
shape [1] - 6:26
shut [2] - 4:55, 4:56
sign's [1] - 11:26
silly [1] - 8:34
simple [1] - 6:13
simplifying [1] - 5:56
single [2] - 5:24, 6:13
single-track [2] - 5:24, 6:13
smiles [1] - 10:4
Smith [1] - 12:3
Smithtown [2] - 1:14, 11:20
soccer [1] - 10:4
Society [1] - 11:53
sorry [1] - 8:34
Sound [1] - 5:35
Southaven [1] - 11:52
spectators [3] - 5:40, 5:46, 6:8

Spencer [4] - 8:3, 8:5, 8:49, 12:24
Spencer's [2] - 12:55, 13:22
start [2] - 5:3, 10:25
started [3] - 4:54, 5:25, 6:27
starting [1] - 5:11
starts [1] - 2:28
steep [1] - 9:45
Stenographer [1] - 1:40
Stern [2] - 1:24, 4:14
STERN [18] - 4:16, 4:22, 4:29, 4:35, 4:42, 4:48, 5:8, 5:18, 5:38, 5:55, 6:7, 6:17, 6:29, 12:27, 12:44, 12:53, 13:8, 13:18
Steven [1] - 1:24
Stony [1] - 3:2
stuff [2] - 4:1, 6:24
SUFFOLK [1] - 1:6
Suffolk [1] - 1:12
superseded [2] - 7:21, 7:24

T

table [2] - 12:18, 12:31
tabled [5] - 8:4, 12:20, 12:34, 13:23, 13:30
TAKEN [1] - 1:39
tend [1] - 6:23
THE [1] - 1:4
themselves [1] - 5:40
they've [3] - 7:48, 13:5
Thon [1] - 11:21
three [3] - 2:15, 2:34, 5:49
tight [1] - 10:18
today [4] - 2:23, 2:33, 2:45, 10:51
together [1] - 10:18
top [1] - 5:29
topography [1] - 9:50
total [1] - 8:38
toughest [1] - 10:10
track [2] - 5:24, 6:13
Trail [3] - 2:19, 12:11, 12:17
trail [5] - 2:27, 5:24, 6:13, 9:44
trailer [1] - 6:24
trails [7] - 2:35, 2:42,

2:43, 3:33, 4:2, 4:10, 5:53
TRANSCRIBED [1] - 1:42
trip [3] - 3:32, 5:36
Trotta [1] - 1:29
try [1] - 10:9
trying [2] - 7:32, 9:9
Tuesday [2] - 8:5, 12:42
Turano [1] - 1:32
two [2] - 2:37, 7:16
typography [1] - 10:17

U

ultimately [1] - 13:10
undulating [1] - 5:29
unfortunately [1] - 5:26
up [10] - 2:14, 3:11, 5:52, 6:14, 6:25, 8:49, 9:8, 9:22, 11:26
uphill [2] - 9:44, 10:17
users [3] - 3:49, 3:52

V

vandalism [2] - 3:46, 3:47
varies [1] - 11:39
verbiage [1] - 6:51
version [1] - 12:34
Veterans [1] - 1:14
Vice [1] - 1:21
view [1] - 5:35
Village [1] - 3:2
VOTE [7] - 11:16, 11:49, 11:56, 12:7, 12:13, 12:20, 13:30
vote [9] - 11:17, 11:50, 12:1, 12:8, 12:13, 12:14, 12:21, 13:29, 13:31

W

wait [2] - 7:35, 7:42
waive [4] - 2:24, 2:33, 2:45, 6:50
waived [4] - 7:10, 7:13, 7:16, 12:49
Walk [3] - 11:21, 12:4
Walk-A-Thon [1] - 11:21
Walkathon [1] - 11:54

walkers [3] - 6:22, 10:2
wants [1] - 12:41
waste [1] - 3:56
Watch [1] - 3:38
water [1] - 2:36
water-runoff [1] - 2:36
ways [1] - 9:2
Weaver [1] - 1:43
Wednesday [1] - 1:15
week [1] - 2:35
weeks [2] - 2:37, 11:1
welcome [2] - 2:4, 6:33
wetland [1] - 5:48
whereas [3] - 12:48, 12:51, 13:9
William [2] - 1:13, 1:21
willing [2] - 2:46, 3:29
wonderful [1] - 3:51
Wood [4] - 2:18, 5:50, 9:51, 12:17
woods [2] - 5:45, 6:26
works [1] - 5:28
write [1] - 7:25

Y

y'all [1] - 3:38
year [7] - 2:19, 2:34, 2:37, 4:27, 7:7, 8:1, 9:49
years [2] - 4:50, 6:49
York [1] - 1:14