BOARD OF EDUCATION
CITY OF CHICAGO

FY-20 AMENDED BUDGET HEARING

held on
November 12, 2019

STENOGRAPHIC REPORT OF PROCEEDINGS

had in the above-entitled matter at 42 West Madison Street, Garden Level Board Room, Chicago, Illinois, commencing at 6:30 p.m., MR. MIGUEL DEL VALLE, presiding.

BOARD MEMBERS:

MR. MIGUEL DEL VALLE, President
MR. SENDHIL REVULURI, Vice President
MS. AMY ROME
MR. LUCINO SOTELO
MS. ELIZABETH TODD-BRELAND
MR. DWAYNE TRUSS

ABSENT:

MS. LUISIANA MELENDEZ

Reported By: Anna M. Morales, CSR, RMR
License No.: 084-002854
ALSO PRESENT:

MS. LaTANYA McDADE, Chief Education Officer
MR. JOSEPH MORIARTY, General Counsel
MR. ARNIE RIVERA, Chief Operating Officer
MS. ESTELA G. BELTRAN, Secretary to the Board
Whereupon, the following proceedings commenced at 6:30 o'clock p.m.

SECRETARY BELTRAN: Thank you, Mr. President. Before you begin the second budget hearing, I would like to read a brief safety announcement.

Welcome to the second FY-20 amended budget hearing. Before we start the hearing, I would like to share a few safety points and notes. Please note that the primary exit and entrance to this room is the door which you used to enter this evening. The main entrance is the door to your right. If you are leaving the room, please use this door. The restrooms are just outside the entrance door to your immediate left.

During the hearing, we ask that you keep all aisles and exits clear. If you need any assistance during the hearing, please wave the attention of one of our security officers. And thank you for joining us today.

PRESIDENT DEL VALLE: Good evening, ladies and gentlemen. Welcome. I am Miguel del Valle. On behalf of Board members, I want to thank you for being here today, this evening.
The purpose of this hearing is to comply with the School Code provisions regarding the FY-20 amended budget.

Madam Secretary, please state for the record the notice procedure for this hearing.

SECRETARY BELTRAN: Thank you, Mr. President.

Notice of this public hearing was published in the Chicago Sun-Times, a newspaper of general circulation in the City of Chicago, and posted at the board room, principal office, and 42 West Madison Street lobby on November 6, 2019. Notice was also posted on the cpsboe.org web site on November 6, 2019.

And I will now read into the record the public notice as published. Notice, public hearings, FY-20 Amended Budget for the 2019-2020 Fiscal Year, Chicago Board of Education, commonly known as Chicago Public Schools.

To whom it may concern: Public notice is hereby given by the Chicago Board of Education that it has prepared an FY-20 amended budget for the 2019-2020 fiscal year in tentative form and that five copies thereof available for public inspection have been filed and are now on file in the office.
of the Board of Education of the City of Chicago, commonly known as Chicago Public Schools, One North Dearborn Street, Suite 950, Chicago, Illinois, 60602, and available at www.cps.edu\budget; and that said Board of Education will hold two public hearings upon said amended budget on the 12th day of November 2019, Chicago Public Schools Loop office, 42 West Madison Street, Garden Level Board Room, Chicago, Illinois, 60602. The first hearing time was from 4 p.m. to 6 p.m. with registration taking place from 3 p.m. to 4 p.m. And the second hearing, Chicago Public Schools Loop office, 42 West Madison Street, Garden Level Board Room, Chicago, Illinois, 60602, with the hearing time 6:30 to 8:30 p.m., and registration, 5:30 p.m. to 6:30 p.m.

Dated at Chicago, Illinois, November 6, 2019, Chicago Board of Education, by Miguel del Valle, President, and attested by Estela G. Beltran, the Board Secretary.

Mr. President, I would like to also note for the record the members that are present here today with us.

Member Rome?
MEMBER ROME: Here.

SECRETARY BELTRAN: Vice President Revuluri?

VICE PRESIDENT REVULURI: Here.

SECRETARY BELTRAN: Member Todd-Breland?

MEMBER TODD-BRELAND: Here.

SECRETARY BELTRAN: Member Truss?

MEMBER TRUSS: Here.

SECRETARY BELTRAN: Member Sotelo?

MEMBER SOTELO: Here.

SECRETARY BELTRAN: President del Valle?

PRESIDENT DEL VALLE: Here. 06:34:02

SECRETARY BELTRAN: We have six members 06:34:02 present. There is a quorum. And I would also like 06:34:03 to recognize Joseph Moriarty, our General Counsel; 06:34:06 LaTanya McDade, our Chief Education Officer; and 06:34:09 Arnie Rivera, our Chief Operating Officer. Thank 06:34:12 you.

PRESIDENT DEL VALLE: Thank you. We'll begin 06:34:16 with the FY-20 amended budget presentation. And 06:34:19 presenting this evening is Michael Sitkowski. 06:34:24 Please proceed.

MR. SITKOWSKI: Thank you, President del Valle. 06:34:45 Good evening.

PRESIDENT DEL VALLE: Good evening. 06:34:47
MR. SITKOWSKI: I'm going to give you a presentation on the FY-2020 amended budget. To start, a recap of the FY-2020 budget approved in August. This original budget approved at the August 28th Board meeting included $6.2 billion of operating expenses and a total budget of 7.7 billion.

The budget included major investments to support the district's key initiatives including critical building improvements for more than 300 schools across the city; the largest ever capital investment for pre-K classrooms; the largest ever expansion of high quality academic programs; $10 million to support the first year of the district's multi-year commitment to hire additional nurses, social workers, and case managers; and $12 million to support English learners in more than 100 schools.

It's important to note that all of these items and everything that was included in the initial budget is also included in the FY-2020 amended budget that we're presenting tonight. The original FY-2020 budget also included assumptions on costs associated with labor.
agreements with the Chicago Teachers Union and the
Service Employees International Union, CTU and
SEIU, which were still under negotiation at the
time.

Since we passed the budget in August,
we've reached tentative agreements with CTU and
SEIU, and I want to give a high level overview of
where those agreements landed.

The term of both agreements was five
years. The base compensation increases are
16 percent in cost-of-living adjustments across the
five years. This includes a 3 percent
cost-of-living adjustment in FY-2020, a half
percentage point higher than we had included in the
original budget approved in August.

In addition to compensation, we have some
staffing increases built into the agreements. Some
of these were previously announced in July, these
being the social workers, nurses, and case
managers. In addition to those commitments that we
made in July, we added 60 case managers to our
previous commitment.

Over and above those we've included in the
contract are 120 equity positions that will support
our highest needs schools to give them a counselor, a restorative justice coordinator or a librarian or an additional position that will be decided on by the school community. We've lowered the threshold for a full-time centrally funded English learner program teacher from 200 EL students to 150. We've created a new position called a school community representative that will support our schools with the highest number of students in temporary living situations. And we've also committed to maintain at least current clinician staffing levels.

On top of that, we've committed to $35 million annually to support reduced class size beginning in FY-21. We've committed to $5 million annually to support sports programming also beginning in FY-21. We've committed to $5 million annually over the five years of the contract for veteran teachers. We've restructured the wage scales for CTU and SEIU for our support staff to help recruit and retain employees. And then we've also invested in pipeline and tuition reimbursement programs.

So with the agreement, we're here to present the amended budget tonight. I'm going to
give you an overview of the material changes that are included in this budget.

Related to the contracts -- the tentative agreements with the CTU and SEIU, we have $48 million in additional expense for FY-2020. There's a $68 million reduced expense due to instructional days lost to the work stoppage. There's a $60 million reduction in revenue due to the loss of the city's subsidy for support staff pension costs which we'll get into in a bit more detail later.

We have an additional $66 million in increased TIF surplus funding. This is over and above the 97 million that was included in the budget approved in August. And on top of that, we have $26 million in reduced short-term borrowing included in the FY-2020 amended budget.

A bit more detail on the increased labor cost. So $48 million is tied mainly to wage increases in FY-20. $33 million of the 48 million is cost increases tied to the agreement with CTU. 15 million of the 33 is for increased wages and benefits due primarily to the incremental cost of the 3 percent COLAs. We have $11 million for
restructured wage scale for teaching assistants, nurses, and other school support staff. We have
$5 million for substitute teacher incentives for hard-to-staff schools. Pipeline initiatives for nurses, social workers, and case managers. And
$2 million for FY-2020 class size reduction.

15 million of the 48 million is tied to cost in the SEIU tentative agreement. $2 million of this is related to the incremental cost of the 3 percent COLAs in FY-2020. And then an additional $13 million is related to the restructured wage scale and new stipends for our special education classroom assistants, security guards, custodians, and bus aides.

In addition to the labor cost included in the FY-2020 amended budget, there's also two changes related to how we budget for support staff pensions. These are pensions for basically all nonteachers at CPS that are participants in the Municipal Employees Annuity and Benefit Fund.

So the FY-2020 amended budget includes two updates, one of which is material, and one of which is nonmaterial to how we budget for this expense.

The first, which is the material update,
is that CPS is going to reimburse the city for $60 million related to the employer contribution to the Pension Fund. This is a payment that the city had made on behalf of CPS for a number of years that CPS is now reimbursing the city for. In the budget, it represents a reduction in revenue of $60 million.

On top of that, CPS is budgeting a revenue and an expense of $138 million to reflect the additional payments made by the city to the pension fund. So this is -- these are dollars that do not hit our books. It's not a cash transaction that we incur, but it's a portion of the budget intended to reflect the payment that the city makes on our behalf. It's a nonmaterial update to the original budget.

To better illustrate how the two portions of the support staff pension costs break out, we've put a math problem up on this slide. So what we see is that $60 million is the portion that is now covered by CPS. This was previously covered by the city, and this is what is reflected as a material update in the amended budget.

On top of that, there's the $138 million
which is the estimated contribution that the city is making on behalf of CPS related to the unfunded liability and the MEABF. So when you total those two numbers together, you see there's an estimated cost of $198 million that reflects the total employer contribution to the fund.

And then just to summarize, the amended budget includes $144 million of new operating revenues and expenses. So the amended budget is 7.84 billion and 6.32 billion in operating expenses.

Just a walkdown from where we started with the original budget approved in August to where we are now, the original budget included $6.175 billion of operating revenue and expense. And you'll see the different components of the update to the amended budget that we've discussed.

So the increase in CTU costs adds $33 million in expense. The increase in SEIU costs adds $15 million in expense. And the loss of the city subsidy for the MEABF is a loss of $60 million in revenue, and that's being offset by the increase in TIF funding that we're receiving from the city this year.
In addition to those items, we're seeing a decreased expense of $68 million related to the days lost due to the strike; and there's an increase of $26 million to capture some short-term reduction. Those material changes total $6 million in additional revenue and $6 million of additional expense. And on top of that, we have an additional $138 million in revenue and expense related to the accounting treatment of the contribution of the city towards MEABF on our behalf. This has a net zero budget impact; and these items total $144 million that we're adding to the proposed amended budget.

I will take any questions.

PRESIDENT DEL VALLE: Questions?

MEMBER TODD-BRELAND: Thanks, Mike. I'm sorry for missing the first session. I was teaching. But I have a question just about the MEABF and the way it's split up. So the 60 million and the 138 million, both of those are strictly for CPS workers; is that correct?

MR. SITKOWSKI: That's correct.

MEMBER TODD-BRELAND: For both categories?

MR. SITKOWSKI: Yes.
MEMBER TODD-BRELAND: Thank you.

PRESIDENT DEL VALLE: Could you elaborate on the 138? That is not a cash transfer from the city, right?

MR. SITKOWSKI: That's correct.

PRESIDENT DEL VALLE: It's an accounting procedure. Could you just say a little more about it?

MR. SITKOWSKI: Sure. So the $138 million is related to the payment that the city makes on behalf of CPS employees that's related to the unfunded liability in the MEABF. We never -- we never make a payment for that. We never receive a cash for that. But when the city makes that payment on our behalf, we treat it both as a revenue and an expense on our books. So in order to account for that, we have to have the budget authority to be able to record that expense.

PRESIDENT DEL VALLE: But this is the first time we do that?

MR. SITKOWSKI: Yes.

PRESIDENT DEL VALLE: But we will after this year continue to do that?

MR. SITKOWSKI: That is correct.
PRESIDENT DEL VALLE: Okay. We don't know what the dollar amount will be?

MR. SITKOWSKI: So we do not yet know what the dollar amount will be in future years, but we expect it to grow as the city pays more into the MEABF.

PRESIDENT DEL VALLE: Now on the normal costs, the 60 million, after this year, there's no guarantee. We have an intergovernmental agreement, right, for this year to take in the 66 million, 60 which go to cover these costs for the pension, normal costs; but the following year, we don't know whether or not we'll get additional TIF dollars to cover that cost; is that correct? But we will have to cover that cost.

MR. SITKOWSKI: That's correct.

PRESIDENT DEL VALLE: And those are real dollars?

MR. SITKOWSKI: That's correct. Those are real dollars. And we're bringing an intergovernmental agreement to the November Board meeting on the 20th to reflect one year of the -- of our commitment to reimburse the city for that expense on our behalf. This year, it is being offset by an
increased level of TIF surplus revenue. The level of TIF surplus revenue in out years is something that will be worked out.

PRESIDENT DEL VALLE: It gets worked out on an annual basis?

MR. SITKOWSKI: Correct.

PRESIDENT DEL VALLE: But there is the possibility that we can get additional dollars to cover?

MR. SITKOWSKI: There's always that possibility, yes.

PRESIDENT DEL VALLE: Okay. Because in prior years, the 97 million that we have for TIF, that amount has been pretty consistent over the last five years, right?

MR. SITKOWSKI: That's correct. Going back to fiscal year 2016, CPS has received between roughly 90 and $100 million in TIF surplus revenue each year.

PRESIDENT DEL VALLE: We're going to advocate for getting more, okay. Good.

Any other questions or comments?

VICE PRESIDENT REVULURI: Just to clarify on that point. The accounting treatment one, the
amount may change, but will they always be exactly offsetting?

MR. SITKOWSKI: Yes. As long as the city is making that contribution on behalf of CPS, they will always be offsetting. We will both have a revenue and an expense that reflect that payment that the city is making.

VICE PRESIDENT REVULURI: And if the city isn't making that contribution for the underfunding, is CPS obligated to do so?

MR. SITKOWSKI: The city is required to make that payment by statute. So outside of the intergovernmental agreement, there's no obligation.

VICE PRESIDENT REVULURI: Okay. Thank you.

PRESIDENT DEL VALLE: And the city is making that contribution for other sister agencies, right?

MR. SITKOWSKI: Correct. So the cost shift of the $60 million back to CPS reflects the city's arrangement with other sister agencies.

PRESIDENT DEL VALLE: But on the unfunded liability portion, is the city making contributions on behalf of other sister agencies?

MR. SITKOWSKI: I believe that to be the case.

PRESIDENT DEL VALLE: Okay. Any other
questions? Okay. Thank you very much. 06:49:15
MR. SITKOWSKI: Thank you. 06:49:19
PRESIDENT DEL VALLE: We can proceed to public 06:49:22
participation. 06:49:24
SECRETARY BELTRAN: Thank you, Mr. President. 06:49:24
For the record, I would like to note that 06:49:27
registration for the second FY-20 amended budget 06:49:29
public hearing was held between the hours of 06:49:32
5:30 p.m. and 6:30 p.m. Individuals who register 06:49:35
to speak will have two minutes to comment, and I 06:49:37
will call the speakers in order of registration. 06:49:41
The hearing will conclude after the last 06:49:42
person who has signed in to speak has spoken or at 06:49:44
8:30 p.m., whichever occurs first. When called, 06:49:47
please state your name, and I will proceed by 06:49:49
calling the first speaker. 06:49:52
We only have two, Mr. President. The 06:49:55
first speaker will be Keith Kysel followed by 06:49:57
Pavlyn Jankov, please. 06:50:01
MR. KYSEL: Good evening. First of all, I'd 06:50:07
like to say I noticed -- 06:50:10
SECRETARY BELTRAN: Can you state your name for 06:50:12
the record, please? 06:50:13
MR. KYSEL: Keith Kysel. First of all, I'd 06:50:13
like to say in the media that came out on November 5th, it mentioned that this meeting will be not just for the budget but for the calendar change days also. Then they told me when I came here, this wasn't what it was for, but I do have copies of the different media releases that came out on November 5th stating we could come down here to voice our concern about the calendar change.

PRESIDENT DEL VALLE: You're absolutely right. And so we will accept your testimony on the calendar change.

We will not be taking any action on that. That action will be taken at the November 20th meeting, but we'll accept your statement today.

MR. KYSEL: Thank you. My name is Keith Kysel, and I had been a substitute teacher up until today when I started as a teacher's assistant.

My concern about January 2nd and 3rd, before I took the position as a teacher assistant, I already had made -- just like many other teachers, I already had travel plans for January 2nd and 3rd, not just for me, but the two kids that live in my house who also attend CPS schools.
Now I have heard through the grapevine, but nothing official, that if you have proof of your travels that you could take a personal day off. Well, being people like me who may have just started with CPS, I understand I have to have 60 days before I even get a benefit day. What about those that don't even have the availability to be able to take a personal day off if you have previous paid-for travel plans on those dates?

Also my concern, what about the students who had previous travel plans for the day? Would they be counted as absent on that day? I mean, would there be an excused absence because nobody was expected to have school on January 2nd and 3rd?

Another concern is what kind of condition will the teachers be in on January 2nd, the day after Thanksgiving. So you may have a lot of teacher absentees. Then we have a lot of students that's absent. How much money will the Board -- this is a budget hearing --

SECRETARY BELTRAN: Mr. Kysel.

MR. KYSSEL: I'm wrapping it up. How much money will there be -- will the schools lose if there's chronic absences on that day which I predict that
many students will not show up on school that day and then a lot of funding is going to be lost because of the attendance rate on that day.

SECRETARY BELTRAN: Thank you.

PRESIDENT DEL VALLE: Thank you for coming down. I appreciate it.

SECRETARY BELTRAN: And the last speaker, Mr. President, Pavlyn Jankov, please.

MR. JANKOV: Hello. Pavlyn Jankov, Chicago Teachers Union researcher. Glad to see some faces on this Board.

So I actually have some documents that I would like to share. I think there's enough copies for everyone.

So I'm either going to excite or disappoint some people. I want to talk about the pension shift at some length. I'll try to squeeze in my comments, and I'm glad to expand with the supplemental documents.

So I want to just lay out a couple of facts as I understand them. So the City of Chicago has for decades made on-behalf payments for CPS to the Annuity Fund. This is a long-standing practice enshrined in statute. The on-behalf payments have
been recorded as revenue in the other local revenues category of the budget book going back at least until 1998 when the accounting standards required that inclusion.

If you look at a CAFR, the Comprehensive Annual Financial Report, those lay out in clear terms the funding structure of the Annuity Fund for CPS; and that structure, the language of that structure hasn't changed for three decades, at least going back as far back as 1983 which is the oldest document I have seen.

And just quickly, that structure reads: CPS makes no direct contributions to the Annuity Fund which receives its income from three primary sources: A City of Chicago tax levy; income from investments; and deductions from participating employees' salaries.

And the document I provided has a copy of the relevant pages from the 1983, 1996, and 2009 CAFRs. More recent CAFRs are available on the Board web site. So obviously you have access to that. And the Pension Code also states clearly that the financing of the Annuity Fund be through
taxes levied by the City Council of the city.

Second fact, I think we can all agree, CPS remains underresourced. Prior to the annual budget, cuts in student-based budgeting, we were about 160 librarians --

SECRETARY BELTRAN: Mr. Jankov.

MR. JANKOV: If I can finish my point.

So we're about 160 librarians shy of having every school staffed with a librarian. Now we have hardly over a hundred. So I think we can all agree we need more resources in our schools.

And the third thing, this is important, the City of Chicago has Home Rule authority. The Board of Education does not, right. So the increase in payments now faced by the City of Chicago for the Annuity Fund is due to the historic failure of the city to raise revenues necessary to make sufficient contributions.

As a Home Rule municipality, the City of Chicago has both the responsibility and capacity to implement new progressive revenues to meet that statutory requirement.

So my question for the Board, you know, this does line up -- this pension payment issue
lines also with what happened the police payment. 06:55:38
You know, that was a payment that actually got 06:55:40
bounced back and forth between the city and CPS; 06:55:42
but when the city covered the cost, they said, it's 06:55:45
a recognition of its service to protect the schools 06:55:49
just like they do any other part of the city 06:55:51
system. 06:55:53
And so between those two contracts, the 06:55:54
33 million for CPD and the $60 million fund, that's 06:55:56
$100 million of resources, annual resources that 06:56:00
are not going to be in the schools. 06:56:02
So, you know, to the Board, you know, how 06:56:04
were you consulted about these issues? It's a real 06:56:07
material relevance to the school district. And, 06:56:10
you know, given the circumstances, given where the 06:56:12
capacities of the different municipal bodies lie in 06:56:15
raising revenue, you know, what is your stance on 06:56:18
having these expenses now incumbent on the school 06:56:20
district which still has, you know, a huge need for 06:56:24
resources in our schools?
Those are the issues I would like some 06:56:27
feedback on.

PRESIDENT DEL VALLE: Thank you. 06:56:31
SECRETARY BELTRAN: Mr. President, that 06:56:36
concludes the public comment segment. 06:56:37

PRESIDENT DEL VALLE: Any other questions or 06:56:39
comments from the Board? Any questions or comments 06:56:44
regarding the public participation or the amended 06:56:53
budget? 06:56:58

If not, then this concludes the second 06:56:58
FY-2020 amended budget hearing. Thank you. 06:57:03

(Whereupon, the Budget Hearing
adjourned at 6:57 o'clock p.m.)
STATE OF ILLINOIS )
          ) SS:
COUNTY OF W I L L )

ANNA M. MORALES, as an Officer of the Court, says that she is a shorthand reporter doing business in the State of Illinois; that she reported in shorthand the proceedings of said Budget Hearing, and that the foregoing is a true and correct transcript of her shorthand notes so taken as aforesaid, and contains the proceedings given at said Budget Hearing.

IN TESTIMONY WHEREOF: I have hereunto set my verified digital signature this 18th day of November 2019.

[Signature]

Illinois Certified Shorthand Reporter
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