



Record of Meeting | May 19, 2022

The Illinois State Toll Highway Authority's ("Tollway") Board of Directors met in regular session on Thursday, May 19, 2022. The meeting was held pursuant to the By-Laws of the Tollway upon call and notice of the meeting executed by Chair Dorothy Abreu and posted in accordance with the requirements of the Open Meetings Act, 5 ILCS 120/1, *et seq.*

Due to necessary precautions relating to COVID-19, in accordance with the Gubernatorial Disaster Proclamation and current conditions, and consistent with the Open Meetings Act, it was determined by Chair Abreu that an in-person meeting of the body was neither practical nor prudent. In compliance with all conditions of Section 7(e) of the Open Meetings Act, 5 ILCS 120/7(e), the Committee meeting was conducted by audio conference. A telephone access number was provided for members of the public to monitor and/or participate in the meeting.

[*Bolded entries indicate issues which may require follow-up to present or report to the Board.*]

Call to Order / Roll Call

Chair Abreu called the meeting to order at approximately 10:45 a.m. Chair Abreu asked the Board Secretary to call the roll, those Directors present and absent being as follows:

Board Members Present:
Chair Dorothy Abreu
Director James Connolly
Director Alice Gallagher
Director Jacqueline Gomez
Director Karen McConnaughay
Director Scott Paddock
Director James Sweeney
Director Gary Perinar (<i>joined by phone briefly for vote on Engineering Item 11</i>)

Board Members Not Present:
Governor JB Pritzker [<i>ex officio</i>]
Secretary Omer Osman [<i>ex officio</i>]

The Board Secretary declared a quorum present.

Chair Abreu stated that the Tollway's Move Illinois program continues to move forward on budget and on target. She further stated that the Tollway is aware of the inflationary pressures impacting



the Tollway's industry partners and pledged to communicate clearly and promptly with the agency's vendors to address impacts in a fair and transparent manner.

Chair Abreu commended the efforts of Interim Executive Director Griffin, who is working closely with staff to identify areas in which additional support is needed.

Chair Abreu next introduced Captain Jason Bradley, Illinois State Police District 15, to provide a safety message.

Safety Message

Captain Bradley discussed speed enforcement as summer travel increases and reiterated the importance of driving at posted speed limits, particularly in construction zones. Chair Abreu thanked Captain Bradley.

Public Comment

Chair Abreu opened the floor for public comment. No public comment was offered.

Chair's Items

Item 1: Approval of the Minutes of the Regular Board of Directors Meeting held April 26, 2022.

Chair Abreu entertained a motion to approve **Chair's Item 1**, the Minutes of the regular Board of Directors meeting held on April 26, 2022, as presented. Director Connolly made a motion to approve the Minutes, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Item 2: Approval of the Minutes of the Executive Session of the Board of Directors Meeting held April 26, 2022.

Chair Abreu stated that without objection, action on Chair's Item 2, concerning the minutes of a closed meeting, will be deferred until after consideration in the Executive Session.



Item 3: Approval of Board Committee Assignments.

Chair Abreu stated that without objection, action on Chair's Item 3 will be deferred to a future meeting.

Item 4: Committee Reports

Chair Abreu dispensed with committee reports, noting that all Directors were present for the committee meetings.

Having no further items, Chair Abreu turned the floor over to interim Executive Director Lanyea Griffin.

Executive Director's Items

Interim Executive Director Griffin highlighted a June 1st Tollway event to launch construction for the long-envisioned Tri-State Tollway (I-294) 88th/Cork Avenue Interchange. She noted the event will provide Directors an opportunity to learn more about the huge economic development opportunity in the Village of Justice in Cook County.

Interim Executive Director Griffin restated the agency's commitment to safety and acknowledged the Aurora (M-8) Maintenance Facility, which recently won the "Go the Extra Mile for Safety" award. She commended the staff at this facility who completed 2021 without a single injury and conducted 75 toolbox safety talks, double the requirement.

Finally, Ms. Griffin noted that the agency has enhanced its ethics training materials and that annual mandatory training is now underway.

Interim Executive Director Griffin, having no further items to report, returned the floor to Chair Abreu.

Items for Consideration

Finance

Item 1: Award of Contract 21-0213 to Mesirow Insurance Services, Inc. (Alliant Insurance Services, Inc.) for the purchase of Liability Insurance in an amount not to exceed \$3,452,337.00 (Order Against CMS Master Contract). The Tollway's Liability Insurance Program includes coverage for commercial general liability, business auto liability, employment practices, public entity errors & omissions and excess liability insurance.



Item 2: Approval of the Retiree Health Insurance Premium for 2021 and the underpaid premiums for the period of July 1, 2017 to December 31, 2020 in the total amount of \$22,297,845.64 to Central Management Services (“CMS”) per the State Employees Group Insurance Act (5 ILCS 375/11).

Item 3: Authorize issuance of \$400 million of Revenue Bonds to finance costs of the Move Illinois Program.

Chair Abreu stated that she has indicated in advance her wish to recuse herself on Finance Item 1. Chair Abreu entertained a motion to approve **Finance Item 1**. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock (6)

Nays: (0)

Recusals: Chair Abreu (1)

The motion PASSED.

Chair Abreu entertained a motion to approve **Finance Item 2**. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Chair Abreu entertained a motion to approve **Finance Item 3**. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.



Illinois State Police

Item 1: Award of Contract 22-0048 to Second Chance Cardiac Solutions, Inc. for the purchase of Automated External Defibrillators in an amount not to exceed \$294,231.65 (Order Against CMS Master Contract).

Chair Abreu entertained a motion to approve **Illinois State Police Item 1**, as presented. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Engineering

Item 1: Award of Contract RR-22-4839 to Foundation Mechanics, LLC for Drainage Improvements on the Tri-State Tollway (I-94) between Mile Post 15.0 (Half Day Road) and Mile Post 21.9 (Atkinson Road) in the amount of \$1,549,000.00.

Item 2: Award of Contract RR-22-4840 to Vixen Construction, Inc. for Bridge Sealing on the Tri-State Tollway (I-94) between Mile Post 16.6 (Canadian National Railway) and Mile Post 1.1 US 41 in the amount of \$275,807.92.

Item 3: Award of Contract RR-22-4843 to Sumit Construction Co., Inc. for Concrete Pavement Repairs on the Jane Addams Memorial Tollway (I-90) between Mile Post 18.5 (Kishwaukee River) and Mile Post 78.9 (River Road) in the amount of \$6,337,026.00. [Recusal: Chair Abreu]

Item 4: Award of Contract I-21-4837 to Aldridge Electric, Inc. for Active Traffic Management (ATM) System / Intelligent Transportation System (ITS) Device and Fiber Installation on the Tri-State Tollway (I-294) between Mile Post 36.3 (Wolf Road) and Mile Post 40.0 (Balmoral Avenue) in the amount of \$12,961,987.60.

Item 5: Change Order / Extra Work Order on I-17-4339 to Judlau Contracting, Inc. for Roadway and Bridge Widening and Reconstruction on the Tri-State Tollway (I-294) between Mile Post 35.04 (South of Grand Avenue) and Mile Post 36.70 (Wolf Road) and I-490 Ramp S1 and Ramp S2 in the amount of \$5,377,000.00, increasing the upper level of compensation from \$156,230,909.68 to \$161,607,909.68. [Recusal: Chair Abreu]



Item 6: Change Order / Extra Work Order on I-19-4458 to F.H. Paschen, S.N. Nielsen & Associates, LLC for Roadway and Bridge Widening and Reconstruction on the Tri-State Tollway (I-294) between Mile Post 33.44 (North Avenue) and Mile Post 35.04 (South of Grand Avenue) in the amount of \$5,875,000.00, increasing the upper level of compensation from \$102,118,545.76 to \$107,993,545.76. [Recusal: Chair Abreu]

Item 7: Change Order / Extra Work Order on I-18-4431 to Walsh Construction Company II, LLC for Roadway and Bridge Reconstruction on the Tri-State Tollway (I-294) between Mile Post 20.7 and Mile Post 22.7 (Mile Long Bridge) in the amount of \$2,424,039.40, increasing the upper level of compensation from \$184,471,388.22 to \$186,895,427.62. [Recusal: Chair Abreu]

Item 8: Acceptance of Proposal from Delta Engineering Group, LLC on Contract RR-21-4599 for Design Services, for Intelligent Transportation System (ITS) Design Services Upon Request, Systemwide in an amount not to exceed \$4,000,000.00. [Recusal: Chair Abreu]

Item 9: Acceptance of Proposal from American Surveying & Engineering, P.C. on Contract I-21-4811 for Land Acquisition Services Upon Request, Systemwide in an amount not to exceed \$3,000,000.00. [Recusal: Chair Abreu]

Item 10: Acceptance of Proposal from HBM Engineering Group, LLC on Contract RR-21-4802 for Pavement and Structural Preservation and Rehabilitation on the Elgin O'Hare Western Tollway (IL 390) between Mile Post 6.0 (Lake Street) and Mile Post 13.0 (I-290) in an amount not to exceed \$3,345,926.00. [Recusal: Chair Abreu]

Item 11: Acceptance of Proposal from H.W. Lochner, Inc. on Contract I-18-4356 for Supplemental Construction Management Services for Roadway and Bridge Rehabilitation and Widening on the Tri-State Tollway (I-294) between Mile Post 36.2 (Wolf Road) and Mile Post 40.0 (Balmoral Avenue) in an amount of \$125,000.00, increasing the upper level of compensation from \$13,697,989.00 to \$13,822,989.00. [Recusal: Chair Abreu, Director Gallagher]

Item 12: Acceptance of Proposal from Gonzalez Companies, LLC / J.A. Watts, Inc. (TM) on Contract I-18-4357 for Supplemental Construction Management Services for Construction Management Upon Request on the Tri-State Tollway (I-294) in an amount of \$75,000.00, increasing the upper level of compensation from \$5,000,000.00 to \$5,075,000.00. [Recusal: Chair Abreu]

Chair Abreu stated that she and Director Gallagher have both indicated in advance their wish to recuse themselves on Engineering Item 11. She requested, without objection, that this item be taken separately.

[Director Perinar joined the meeting by telephone at this time.]



Chair Abreu entertained a motion to approve **Engineering Item 11**. Director Connolly made a motion, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gomez, Director McConnaughay, Director Paddock, Director Perinar (6)

Nays: (0)

Recusals: Chair Abreu, Director Gallagher (2)

The motion PASSED.

[Director Perinar departed the meeting at this time.]

Chair Abreu stated that she also has indicated in advance her wish to recuse herself on Engineering Items 3, 5 thru 10 and 12. She requested, without objection, that these items be taken as a group.

Chair Abreu entertained a motion to consolidate for consideration and action Engineering Items 3, 5 thru 10 and 12. Director Connolly made a motion to consolidate these items, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock (6)

Nays: (0)

Recusals: Chair Abreu (1)

The motion PASSED.

The motion to consolidate these items having carried, Chair Abreu entertained a motion to approve **Engineering Items 3, 5 thru 10 and 12**. Director Connolly made a motion, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock (6)

Nays: (0)

Recusals: Chair Abreu (1)



The motion PASSED.

Chair Abreu stated that without objection, the remaining Engineering items will be taken as a group. She entertained a motion to consolidate for consideration and action Engineering Items 1, 2 and 4. Director Connolly made a motion to consolidate these items, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chair Abreu entertained a motion to approve **Engineering Items 1, 2 and 4**. Director Connolly made a motion to approve these items, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Legal

Chair Abreu stated that without objection, Legal Item 4 will be deferred until after consideration in Executive Session.

Item 1: Approval of an Intergovernmental Agreement with the Village of Burr Ridge and the Justice-Willow Springs Water Commission. The Village's and the Commission's combined reimbursement is estimated at \$396,000. Estimated Cost to the Tollway: \$396,000.

Item 2: Approval of Intergovernmental Agreement with Ohio University. Cost to the Tollway: \$1,700,000.

Item 3: Approval of Real Estate Lease of Tollway Parcels N-7B-294, N-7B-294.1 and N-7B-294.2. Cost to the Tollway: \$0.

Item 4: Approval of a Settlement Agreement. As discussed in Executive Session.



Chair Abreu entertained a motion to consolidate for consideration and action Legal Items 1 thru 3. Director Connolly made a motion to consolidate these items, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chair Abreu entertained a motion to approve **Legal Items 1 thru 3**. Director Connolly made a motion to approve these items, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Operations

Chair Abreu, noting the item was not presented at committee, called on Pat Taylor, Chief of Operations, to present for the Board's consideration the following item:

Item 1: Approval of Enhancements to I-PASS Assist Program.

Upon conclusion of the item presentation, Chair Abreu entertained a motion to approve **Operations Item 1**. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Executive Session



Chair Abreu called for a motion to enter into Executive Session pursuant to exceptions provided in Sections 2(c)1, 11 and 21 of the Open Meetings Act, 5 ILCS 120/2(c)1, 11, and 21, to consider Tollway matters related to personnel, pending or probable litigation, and the minutes of closed meetings. Director Connolly made a motion, pursuant to the sections specified, to enter Executive Session, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

At approximately 11:05 a.m., the Board entered into Executive Session.

Return from Executive Session and Action (if any)

Board Members Present:
Chair Dorothy Abreu
Director James Connolly
Director Alice Gallagher
Director Jacqueline Gomez
Director Karen McConnaughay
Director Scott Paddock
Director James Sweeney

Board Members Not Present:
Governor JB Pritzker [ex officio]
Secretary Omer Osman [ex officio]
Director Gary Perinar

At approximately 11:50 a.m., the Board re-entered the public session of the Meeting.

Chair's Item 2: Approval of the Minutes of the Executive Session of the Board of Directors Meeting held April 26, 2022.

Chair Abreu entertained a motion to approve **Chair's Item 2**, as discussed in Executive Session. Director Connolly made a motion to approve the Minutes, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)



Nays: (0)

The motion PASSED.

Legal Item 4: Approval of Settlement Agreement. Cost to the Tollway: As discussed in Executive Session.

Chair Abreu entertained a motion to approve **Legal Item 4**, as discussed in Executive Session. Director Connolly made a motion to approve this item, seconded by Director Sweeney. Chair Abreu asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

Adjournment

There being no further business before the Board, Chair Abreu entertained a motion to adjourn. Director Connolly made a motion to adjourn, seconded by Director Sweeney. Chair asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director Connolly, Director Sweeney, Director Gallagher, Director Gomez, Director McConnaughay, Director Paddock, Chair Abreu (7)

Nays: (0)

The motion PASSED.

The Meeting adjourned at approximately 11:55 a.m.

Minutes taken by: _____

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority