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Record of Closed Meeting March 30, 2023

Pursuant to exceptions provided in Sections 2(c)(1), (4), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (4), (11) and (21), on Thursday, March 30, 2023, at approximately 10:30 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to personnel, evidence or testimony presented in an open hearing, pending or probable litigation and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Scott Paddock <i>[by phone]</i>	Christi Regnery (Board Secretary)
Director Gary Perinar	
Chairman Arnaldo Rivera	
Director James Sweeney	

Directors discussed the minutes of closed session meetings

Chairman Rivera raised for consideration the Minutes of the Executive Session of the February 23, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the Minutes will occur upon return to the public session of the meeting.



Directors discussed a workers' compensation matter

Workers' Compensation - DeWayne Henderson (Legal Item 1): General Counsel provided a summary of the workers' compensation matter of Tollway equipment operator laborer DeWayne Henderson, whose claims involve injuries sustained to his back when he was struck by a vehicle in November 2015. *[Discussions related to litigation and personnel matters are redacted.]*

Directors discussed evidence or testimony presented in an open hearing

General Counsel updated Directors on the sole source hearing relative to the purchase of Toll Technology Revenue and Maintenance Services (Business Systems Item 1), stating that the state's Chief Procurement Officer ("CPO") was very complimentary of the agency's preparation and presentation concerning the request for extension of the contract. She noted that the CPO pointed out that a 3-year sole source contract is very unusual but appeared to indicate that it may be appropriate in this situation. General Counsel stated that if the CPO grants a shorter term, the agency will subsequently need to seek additional approvals at the expiration of the extension.

[Discussions related to testimony given in an open hearing are redacted].

Directors discussed potential or pending litigation

A Director inquired about a recent news article concerning an incident which occurred at a Tollway maintenance site in August 2022. General Counsel provided a summary of the incident, the agency's response, and the timeline of related Freedom of Information Act requests. *[Discussions related to litigation and litigation strategy are redacted.]*

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Perinar made such a motion, seconded by Director Gomez. Chairman Rivera asked that the roll be called on the motion, the vote of yeas and nays being as follows:

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

Nays: (0)

The motion PASSED.



The Executive Session concluded at approximately 10:58 a.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority

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Record of Closed Meeting May 25, 2023

Pursuant to exceptions provided in Section 2(c)(1), (2), (8) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (2), (8), and (21), to consider Tollway matters related to personnel, collective bargaining, safety and security procedures, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay	Christi Regnery (Board Secretary)
Director Scott Paddock	Cathy Williams (Chief Financial Officer)
Chairman Arnaldo Rivera	Rick Harrington (HNTB)
Director James Sweeney	

Directors discussed the Executive Session minutes for public release

Chairman Rivera raised for consideration the redacted Executive Session minutes of the Tollway Board between April 2009 and February 2023 proposed for public release. He reminded Directors that, in accordance with the Open Meetings Act, the Board performs a semiannual review of the written minutes of all closed session meetings to determine if portions no longer require confidential treatment and should be made available for public inspection. He then inquired whether there are any questions or concerns regarding the contents of these minutes proposed



and demarcated by General Counsel either for public release or continued redaction. Hearing nothing, Chairman Rivera advised the Board that action on the minutes for public release will occur upon return to the public session of the meeting.

Directors discussed a workers' compensation matter

Workers' Compensation – Vincenzo Spadavecchia (Legal Item 3): General Counsel provided a summary of the workers' compensation matter of Tollway equipment operator laborer Vincenzo Spadavecchia, whose claims involve injuries sustained to his neck when he was lifting a bag of salt in June 2021. *[Discussions related to litigation and personnel matters are redacted.]* General Counsel advised the Board that the Tollway cannot accommodate Mr. Spadavecchia's work restrictions, and accordingly, he is planning to retire. General Counsel noted that Mr. Spadavecchia is currently 56 years old.

General Counsel reported that Tollway counsel negotiated a \$174,346 settlement with Mr. Spadavecchia to resolve all outstanding claims and eliminate any risk of future related medical treatment as well as further defense costs.

Directors discussed collective bargaining

General Counsel updated the Board on collective bargaining negotiations. She stated that notice has been sent to SEIU regarding negotiations on its current contract, which expires at the end of June, and negotiations with Teamsters Local 700 are ongoing.

General Counsel advised the Board that an agreement with MAP Chapter 336 Call Takers, which includes substantially the same terms as the recently finalized agreement with MAP Chapter 135 Telecommunicators, is nearing completion.

General Counsel reviewed the timeline of current negotiations with the American Federation of State, County and Municipal Employees ("AFSCME") trade union, which began in December of 2022, noting that certain bargaining sessions were rescheduled due to scheduling conflicts with the Tollway's outside counsel and AFSCME representatives. Directors discussed issues encountered during contract negotiations and requested that staff encourage outside counsel to expedite negotiations.

Directors and staff discussed the Tollway's remote work policy and its implications to AFSCME negotiations. Executive Director Rouse stated that input is being sought from AFSCME relative to the members of its union and will be considered in the Tollway's development of the agency-



wide remote work policy. Executive Director Rouse stated that a draft remote work policy will be ready soon for Board review.

A Director noted that senior management and the Board will need to address planning for future capital program investments and the impact to Agency employment levels as a result of upcoming completion of the *Move Illinois* capital program.

Directors discussed safety and security procedures

[Mr. Harrington entered the Executive Session at this time.]

Executive Director Rouse reported to Directors that in January 2023, the Illinois State Police began an overall reorganization that will impact Troop 15's relationship with the Tollway. General Counsel stated that, among other things, the ISP seeks to eliminate duplicative organizational structures and mitigate certain morale issues. Executive Director Rouse introduced Rick Harrington, Sr. Practice Leader from HNTB, the agency's PMO, to facilitate discussion of safety industry practices as they relate to the Tollway's potentially changing model for safety, security and law enforcement.

Mr. Harrington outlined the benefits of an integrated state police force, noting that agreements between tolling agencies and state police are very common with tolling agencies typically funding labor, equipment and other needs. Mr. Harrington stated that an integrated police force is considered desirable and sought after by most tolling agencies. Mr. Harrington offered an overview of the interagency agreements of other peer agencies of similar size and nature. Directors, staff and Mr. Harrington discussed peer contracts and best practices with state policing.

[Mr. Harrington departed the Executive Session at this time.]

Staff and Directors discussed the stated and potential motivations for ISP's intent to implement a reorganization, including morale issues, equipment, resources and dispatch of personnel. Directors expressed concerns about a possible reduction in response times to incidents on the system and a decreased level of service for patrons. General Counsel stated that currently, ISP provides about forty different services to the Tollway, and staff is working to identify which services may be deemed essential and potentially align with the new structure being proposed. General Counsel also stated that under new legislation, ISP will own its equipment (currently supplied and owned by the Tollway), adding another logistical dimension to any agreement.



Executive Session of the Board of Directors Meeting

Directors and staff discussed service and cost implications, as well as other aspects of the ISP reorganization and its effect on the Tollway. Directors noted that best policing practices favor maintaining the existing arrangement with ISP and expressed interest in exploring options to achieve such an outcome. Executive Director Rouse stated that ISP is interested in full implementation by January 1, 2024, which would necessitate the negotiation and approval of a new intergovernmental agreement within the next few months. She further stated that lines of communication with ISP remain open and that ISP has committed to maintaining current levels of service to the Agency.

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director McConaughay made such a motion, seconded by Director Paddock. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:13 p.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority



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Record of Closed Meeting June 29, 2023

Pursuant to exceptions provided in Section 2(c)(1), (2), (8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (2), (8), (11) and (21), to consider Tollway matters related to personnel, collective bargaining, safety and security procedures, pending or probable litigation, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay	Christi Regnery (Board Secretary)
Director Scott Paddock	Cathy Williams (Chief Financial Officer)
Director Gary Perinar, Jr.	Director Brendan Kelly (Illinois State Police)
Chairman Arnaldo Rivera	

Directors discussed the minutes of closed session meetings

Chairman Rivera raised for consideration the Minutes of the Executive Session of the May 25, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the Minutes will occur upon return to the public session of the meeting.



Directors discussed safety and security procedures

Illinois State Police (“ISP”) Director Brendan Kelly provided a history and overview of ISP’s recent reorganization, which brings its troops together under one umbrella, explaining that Troop 15 will now be incorporated into the new structure. He highlighted the goals of the reorganization, which include ensuring a uniform organizational structure, providing more accountability, and increasing morale among all ISP employees. Director Kelly stated that in addition to the ISP’s reorganization, several factors have changed in recent years which also impact the Tollway and ISP, including the Tollway’s transition to a cashless system that no longer requires secure transport of cash tolls and the ISP’s budgetary stability.

Director Kelly, Directors and staff discussed how ISP policing and incident response services will be provided to the Tollway in the future and under a new intergovernmental agreement. Director Kelly stated that a fee-for-service arrangement with the ISP will benefit the Tollway financially while maintaining a high level of police service.

[Discussion related to information security procedures are redacted.]

Directors discussed a workers’ compensation matter

Workers’ Compensation – Sonny Pittman (Legal Item 2): General Counsel provided a summary of a workers’ compensation matter involving Tollway equipment operator laborer Sonny Pittman, whose claims involve injuries sustained to his rotator cuff and wrist. She explained that Mr. Pittman sustained those injuries in May 2021 when he fell off a ladder. *[Discussions related to litigation and personnel matters are redacted.]*

General Counsel reported that Tollway counsel negotiated a \$142,418.91 settlement to resolve all of Mr. Pittman’s outstanding claims and eliminate any risk of future related medical treatment as well as further defense costs.

Directors revisited discussion of safety and security procedures

[Discussion related to information security procedures are redacted.] Directors expressed the desire to involve Chairman Rivera and Executive Director Rouse in top-level negotiations with Director Kelly while continuing negotiations at a staff level. Directors encouraged the preservation of the longstanding beneficial working relationship with ISP and requested the Board be kept informed on progress.



Minutes of the
Executive Session of the Board of Directors Meeting

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director McConnaughay made such a motion, seconded by Director Paddock. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 11:04 a.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority

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Record of Closed Meeting June 29, 2023

Pursuant to exceptions provided in Section 2(c)(2), (8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(2), (8), (11) and (21), on Thursday, July 27, 2023, at approximately 10:00 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security procedures, pending or probable litigation, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:
Director James Connolly
Director Jacqueline Gomez
Director Karen McConnaughay <i>[by telephone]</i>
Director Melissa Neddermeyer
Director Scott Paddock
Director Gary Perinar, Jr.
Director James Sweeney
Director Mark Wright
Chairman Arnaldo Rivera

Staff Present for all or portions of the Meeting:
Cassandra Rouse (Executive Director)
Kathleen R. Pasulka-Brown (General Counsel)
Christi Regnery (Board Secretary)
Cathy Williams (Chief Financial Officer)

Directors discussed the minutes of closed session meetings



Chairman Rivera raised for consideration the Minutes of the Executive Session of the June 29, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the Minutes will occur upon return to the public session of the meeting.

Directors discussed safety and security procedures

[Discussion related to information security procedures are redacted.]

Directors discussed collective bargaining

General Counsel informed Directors that considerable progress is being made in negotiations with Teamsters Local 700 towards the goal of achieving a fair and reasonable deal within the agency's budgetary parameters. General Counsel stated there also has been movement on key terms with the American Federation of State, County and Municipal Employees ("AFSCME") union. Staff noted that the agency is seeking to rationalize job descriptions and grades for both union and non-union employees. General Counsel advised the Board that negotiations with the Teamsters and AFSCME representatives are taking place regularly. She also noted that negotiations with the Service Employees International Union ("SEIU") have begun, with one session having taken place in late July.

A Director inquired about the possibility of using former toll collectors/SEIU members as a customer service presence at plazas to assist patrons. Executive Director Rouse responded that former toll collectors have been transitioned to call taker positions. She noted that the proposal of providing information services will be reviewed by local advisory councils when discussing the repurposing of plazas across the system.

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Gomez made such a motion, seconded by Director Sweeney. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 10:32 a.m.

Minutes taken by: _____ /s/ on original



ILLINOIS STATE TOLL HIGHWAY AUTHORITY

Minutes of the
Executive Session of the Board of Directors Meeting

Meeting Date
July 27
2023



Christi Regnery
Board Secretary
Illinois State Toll Highway Authority

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Record of Closed Meeting August 31, 2023

Pursuant to exceptions provided in Section 2(c)(2), (8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(2), (8), (11) and (21), on Thursday, August 31, 2023, at approximately 9:43 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security procedures, pending or probable litigation, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay	Christi Regnery (Board Secretary)
Director Melissa Neddermeyer	Cathy Williams (Chief Financial Officer)
Director Scott Paddock	William Pokorny (Partner, Franczek P.C.) <i>[by telephone]</i>
Director Gary Perinar, Jr.	
Director James Sweeney	
Director Mark Wright	
Chairman Arnaldo Rivera	

Directors discussed the minutes of closed session meetings



Chairman Rivera raised for consideration the minutes of the Executive Session of the July 27, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes will occur upon return to the public session of the meeting.

Directors discussed workers' compensation matters

Workers' Compensation – Scott Fike (Legal Item 1): General Counsel provided a summary of a workers' compensation matter involving Tollway equipment operator/laborer Scott Fike, whose claimed injuries to his right elbow resulted from trying to lift a guardrail. *[Discussions related to litigation and personnel matters are redacted.]*

General Counsel stated that the parties agreed to settle Mr. Fike's case for \$155,036, representing a 40% loss of use of the person as a whole. The settlement resolves all of Mr. Fike's outstanding claims and eliminates any risk of future related medical treatment as well as further defense costs.

Workers' Compensation – Cynthia Phillips (Legal Item 2): General Counsel provided a summary of three pending workers' compensation matters involving Tollway employee Cynthia Phillips. The first claim is based on a February 11, 2011 incident where Ms. Phillips slipped and fell while carrying a money tray, which resulted in a left shoulder injury. The second claim is based on a March 1, 2012 incident, in which Ms. Phillips injured her neck while lifting a heavy object. The third claim is based on a February 18, 2015 incident which resulted in re-injury to Ms. Phillips' left shoulder. *[Discussions related to litigation and personnel matters are redacted.]*

General Counsel reported that the parties agreed to a \$124,441.79 settlement to resolve all of Ms. Phillips' outstanding claims and eliminate any risk of future related medical treatment as well as further defense costs.

Directors discussed collective bargaining

Chairman Rivera stated that a summary of a proposed collective bargaining agreement with the American Federation of State, County and Municipal Employees ("AFSCME") was circulated to Directors by General Counsel earlier in the week. General Counsel confirmed that AFSCME's membership is meeting later today to vote on the proposed agreement.

General Counsel provided an update on the ongoing negotiations between the Tollway and Teamsters Local 700. She noted that the parties also had one bargaining session with a federal



mediator, who noted that significant progress had been made by the Tollway in addressing the unresolved issues.

Directors and staff discussed various topics related to wage and wage incentive bargaining, including the challenges of finding comparable job positions and compensation packages in other agencies.

[Discussions related to collective bargaining issues are redacted.]

Directors discussed safety and security procedures

Executive Director Rouse provided an update on the progress of negotiations with Illinois State Police ("ISP") on a new intergovernmental agreement. She stated that ISP recently provided a proposal based on a "fee-for-service" model that currently is under review by the Finance and Legal Departments. She noted that regular meetings continue to take place where the significant issue of the dispatch functions of the two agencies is being discussed.

A Director inquired about the costs of policing and incident response services under the fee-for-service model. Staff responded that the cost implications of the proposal will be a significant component of the current review, noting that economies of scale are anticipated. Executive Director Rouse added that a separate agreement is anticipated to address the \$43 million worth of equipment the Tollway purchased for the benefit of ISP Troop 15.

[Discussion related to information security procedures are redacted.] Executive Director Rouse and General Counsel provided a summary of recent conversations with ISP, which covered topics such as arrangements for displaced dispatch personnel and ISP's request that the Tollway offer mechanic services for ISP vehicles.

A Director suggested examining the feasibility of using private policing and emergency response services, including performing a cost comparison between those services and ISP's "fee-for-service" model. General Counsel will be evaluating the use of private policing. Ms. Rouse pointed out that a thorough financial analysis of the proposed ISP fee model will be presented during the upcoming September Board of Directors meeting at which it is anticipated that ISP Director Brendan Kelly will be in attendance.

[Discussion related to information security procedures are redacted.]

Directors discussed pending or probable litigation



Minutes of the
Executive Session of the Board of Directors Meeting

[Discussions related to litigation and litigation strategy are redacted.]

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Gomez made such a motion, seconded by Director McConnaughay. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:28 p.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority

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Record of Closed Meeting September 28, 2023

Pursuant to exceptions provided in Section 2(c)(2), (8) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(2), (8) and (21), on Thursday, September 28, 2023, at approximately 10:19 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security procedures, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay ;	Christi Regnery (Board Secretary)
Director Melissa Neddermeyer	Brendan Kelly (Director of the Illinois State Police)
Director Gary Perinar, Jr.	Mark Bennett (outside counsel) <i>[by telephone]</i>
Director James Sweeney	
Director Mark Wright	
Chairman Arnaldo Rivera	

[Director Paddock departed the meeting just prior to the beginning of the Executive Session.]

Directors discussed safety and security procedures

[Discussion related to information security procedures are redacted.]



Directors discussed the minutes of closed session meetings

Chairman Rivera raised for consideration the minutes of the Executive Session of the August 31, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes will occur upon return to the public session of the meeting.

Directors discussed collective bargaining

Teamsters: General Counsel updated the Board regarding the ongoing collective bargaining negotiations with Teamsters Local 700. This union represents approximately 438 Tollway employees, predominantly equipment operator/laborers and roadway maintenance workers. *[Discussions related to collective bargaining issues are redacted.]*

AFSCME (Legal Item 2): General Counsel informed the Board about the successful conclusion of a collective bargaining agreement with the American Federation of State County Municipal Employees (AFSCME), Local 3883. This union represents approximately 255 employees, predominantly based at the Tollway headquarters.

General Counsel highlighted the main elements of the five-year contract, which covers January 1, 2023 through December 31, 2027. The contract includes a wage adjustment for 2023 equal to the greater of a 4% increase, \$20 hour, or the minimum amount of the employees' salary range, all of which minimums were increased. The 2023 increase applies, retroactively, to the period between January 1, 2023 and June 30, 2023. For the period between July 1, 2023 and December 31, 2023, the union members will receive an addition 3.5% increase in their wages. Subsequently, they will receive a 4.25% increase on January 1, 2024, a 3.25 % increase on January 1, 2025, a 3.25 % increase on January 1, 2026, and a 3.00 % increase on January 1, 2027.

Additionally, the agreement guarantees union members zero-cost insurance under HMO plans. For those opting for PPO plans, the premium remains unchanged for this plan year, while future annual percentage increases have been discounted and depend on wage tiers. General Counsel noted that AFSCME membership already ratified the agreement.



Minutes of the
Executive Session of the Board of Directors Meeting

MAP (Legal Item 3): General Counsel informed the Board about the successful conclusion of a collective bargaining agreement with the Metropolitan Alliance of Police (“MAP”), Chapter 336, comprised of seven civilian call-takers.

General Counsel outlined the main elements of this four-year contract, which covers November 1, 2022 through October 31, 2026. Under the agreement, employees will receive a 3.50% increase retroactive to November 1, 2022. Then, on November 1st of 2023 and 2024, they will receive an additional 3.00% increase. In 2025, they will receive an additional 3.25% increase. General Counsel noted that the MAP membership already ratified the agreement.

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Gomez made such a motion, seconded by Director McConnaughay. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:21 p.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority



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Record of Closed Meeting October 26, 2023

Pursuant to exceptions provided in Section 2(c)(2), (8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(2), (8), (11) and (21), on Thursday, October 26, 2023, at approximately 10:19 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security procedures, pending or probably litigation, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay ;	Christi Regnery (Board Secretary)
Director Melissa Neddermeyer	Bill Pokorny (Franczek P.C.)
Director Gary Perinar, Jr.	
Director James Sweeney	
Director Mark Wright	
Chairman Arnaldo Rivera	

[Ms. Rouse, Ms. Pasulka-Brown and Ms. Regnery departed, and Mr. Pokorny joined the Executive Session at this time.]

Directors discussed pending or probable litigation



[Discussions related to litigation and litigation strategy are redacted.]

Directors discussed the minutes of closed session meetings

Chairman Rivera raised for consideration the minutes of the Executive Session of the September 28, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes will occur upon return to the public session of the meeting.

Directors discussed workers' compensation matters

Workers' Compensation – Theodore White (Legal Item 2): General Counsel provided a summary of a workers' compensation matter involving Tollway employee Theodore White, whose claimed injuries to his back resulted from lifting a broom on a sweeper machine in August of 2019. *[Discussions related to litigation and personnel matters are redacted.]*

General Counsel stated that the parties agreed to settle Mr. White's case for \$251,007.00, in line with the arbitrator's recommendation, representing a 60% loss of use of the person as a whole. The settlement would resolve all of Mr. White's outstanding claims and eliminate any risk of future related medical treatment as well as further defense costs.

Directors discussed collective bargaining

[Discussions related to collective bargaining issues are redacted.]

Directors discussed safety and security procedures

Chairman Rivera requested an update from Executive Director Rouse regarding ongoing negotiations with the Illinois State Police ("ISP") relative to a new intergovernmental agreement ("IGA"). Executive Director Rouse informed the Board that discussions are active, and include discussion of the approximately \$43 million worth of vehicle, equipment and other property the Tollway purchased for the benefit of ISP Troop 15. Ms. Rouse and General Counsel Pasulka-Brown discussed the complexities of remuneration and valuation related to a proposed sale of these assets. They noted that these issues would be a focal point of in-person meetings slated for late November.

[Discussion related to information security procedures are redacted.] In light of the impending IGA, Executive Director Rouse noted that the Tollway is in the process of procuring security



services to undertake non-policing security duties presently performed by the ISP. Additional information is expected to be relayed as progress is made.

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Gomez made such a motion, seconded by Director McConnaughay. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 11:10 p.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority

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Record of Closed Meeting October 26, 2023

Pursuant to exceptions provided in Section 2(c)(2), (8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(2), (8), (11) and (21), on Thursday, November 16, 2023, at approximately 10:32 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security procedures, pending or probably litigation, and the minutes of closed meetings.

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

Executive Session Attendance

Board Members Present:	Staff Present for all or portions of the Meeting:
Director James Connolly	Cassandra Rouse (Executive Director)
Director Jacqueline Gomez <i>[by telephone]</i>	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay ;	Christi Regnery (Board Secretary)
Director Melissa Neddermeyer	Bill Pokorny (Franczek P.C.)
Director Gary Perinar, Jr.	Cathy Williams (Chief Financial Officer)
Director James Sweeney	
Director Mark Wright	
Chairman Arnaldo Rivera	

[Discussions related to litigation and litigation strategy are redacted.]



Directors discussed pending or probable litigation

[Discussions related to litigation and litigation strategy are redacted.]

Directors discussed the minutes of closed session meetings

Chairman Rivera raised for consideration the minutes of the Executive Session of the October 26, 2023 Board of Directors meeting and inquired whether there are any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes will occur upon return to the public session of the meeting.

Directors discussed workers' compensation matters

Workers' Compensation – Richard Arnone (Legal Item 1): General Counsel provided a summary of a workers' compensation matter involving Tollway employee Richard Arnone, whose claimed injuries resulted from two separate incidents in December of 2020. On December 11, 2022, Mr. Arnone slipped while exiting his work vehicle and struck his right knee on a trailer hook. On December 29, 2020, Mr. Arnone slipped again, injuring his neck, right shoulder and right elbow. *[Discussions related to litigation and personnel matters are redacted.]*

Workers' Compensation – Gregory Prochnow (Legal Item 2): General Counsel provided a summary of a workers' compensation matter involving Tollway employee Gregory Prochnow. Mr. Prochnow injured his back on May 5, 2022 while lifting a spare tire. *[Discussions related to litigation and personnel matters are redacted.]*

Directors discussed collective bargaining

[Discussions related to collective bargaining issues are redacted.]

Directors discussed safety and security procedures

Executive Director Rouse and General Counsel provided an update regarding ongoing negotiations with the Illinois State Police ("ISP"), which, among other things, concern the notice period for termination, record retention guidelines, hourly billing rates, and the complexity of engaging with six divisions within ISP. They emphasized the need for clear communication channels and the identification of key contacts.



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*[Discussion related to information security procedures are redacted.]*The Board and staff explored potential agreement mechanisms to ensure that the ISP allocates sufficient resources to the Tollway while balancing their statewide responsibilities. They also discussed mechanisms for auditing billed hours and overtime of ISP officers. A Director expressed optimism about the new arrangement with the ISP, emphasizing that the Tollway and the ISP have a shared interest in maintaining the safety of the Tollway system.

Re-Enter Public Session

There being no further Executive Session business, Chairman Rivera entertained a motion to re-enter the public session of the regular Board Meeting. Director Neddermeyer made such a motion, seconded by Director McConnaughay. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 11:29 a.m.

Minutes taken by: _____ /s/ on original

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority