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**Record of Closed Meeting December 14, 2023**

Pursuant to exceptions provided in Sections 2(c)(8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(8), (11) and (21), on Thursday, December 14, 2023, at approximately 10:57 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to 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 ;

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:**

Cassaundra Rouse (Executive Director)

Kathleen R. Pasulka-Brown (General Counsel)

Christi Regnery (Board Secretary)

Brendan Kelly (Illinois State Police) *[by telephone]***Directors discussed safety and security procedures**

*[Discussion related to information security procedures are redacted.]*



Minutes of the  
**Executive Session of the Board of Directors Meeting**

*[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 November 16, 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 – Franco Coletta (Legal Item 1):** General Counsel provided a summary of a workers' compensation matter involving Tollway employee Franco Coletta, whose claimed injuries resulted from an incident in August 2017. *[Discussions related to litigation and personnel matters are redacted.]*

General Counsel stated that the parties agreed to settle Mr. Coletta's case for \$111,282.58, resolving outstanding claims and eliminating any risk of future related medical treatment as well as further defense costs.

**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 11:43 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 January 26, 2024**

Pursuant to exceptions provided in Sections 2(c)(8), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(8), (11) and (21), on Friday, January 26, 2024, at approximately 10:30 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to 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 <i>[by phone]</i>	Cathy Williams (Chief Financial Officer)
Director Scott Paddock	Christi Regnery (Board Secretary)
Director Gary Perinar, Jr.	Brendan Kelly (Illinois State Police) <i>[by phone]</i>
Director James Sweeney	
Director Mark Wright <i>[by phone]</i>	
Chairman Arnaldo Rivera	

**Directors discussed the minutes of closed session meetings**

Chairman Rivera raised for consideration the minutes of the Executive Session of the December 14, 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.

Chairman Rivera next raised for consideration the Executive Session minutes redacted for public release. He stated that in accordance with the Open Meetings Act, a semi-annual review of the minutes of all closed meetings is performed to determine if there is any content for which confidential treatment is no longer required. Chairman Rivera inquired whether there are any questions or concerns. Hearing nothing, Chairman Rivera advised that action on the minutes will occur upon return to the public session of the meeting.

*[Discussions related to safety and security procedures matters are redacted.]*

### **Directors discussed a workers' compensation matter**

**Workers' Compensation – David Johnson (Legal Item 3):** General Counsel provided a summary of a workers' compensation matter involving Tollway employee David Johnson, whose claimed injuries resulted from incidents that occurred on February 9, 2014, January 11, 2016 and January 31, 2018. *[Discussions related to litigation and personnel matters are redacted.]* General Counsel stated that the parties agreed to settle Mr. Johnson's case for \$375,000.00, resolving outstanding claims and eliminating any risk of future related medical treatment as well as further defense costs.

### **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 Connolly made such a motion, seconded by Director Gomez. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 10:50 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 February 22, 2024**

Pursuant to exceptions provided in Sections 2(c)(11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(11) and (21), on Thursday, February 22, 2024, at approximately 9:55 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to 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 Melissa Neddermeyer	Cathy Williams (Chief Financial Officer)
Director Gary Perinar, Jr.	Christi Regnery (Board Secretary)
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 January 26, 2024 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 pending or probable litigation

**Settlement Agreement – Chicago Title Land Trust Company Successor to First American Bank of Bensenville f/k/a Bensenville State Bank (Legal Item 2):** General Counsel Kathleen R. Pasulka-Brown provided a summary of a settlement relative to a condemnation action involving Parcels NW-7A-12-085, NW-7A-12-085.T1 and NW-7A-12-085.T2, located at 1300 S. Elmhurst Road in Elk Grove Township, Cook County, Illinois, which property included a building used as a restaurant or nightclub. She noted that the acquisition reduced the property's parking spaces by approximately 30%, leaving less than the 110 parking spaces required by the Cook County Code. The owner's appraiser opined that due to the Code violation, the building could no longer be used and would have to be demolished and redeveloped, resulting in an \$855,000 loss. The Tollway valued the loss at approximately \$610,000 and valued the property interests it acquired at \$195,500, for a total of \$805,500. General Counsel advised the Board that the parties have agreed to settle the matter for \$800,000.00, \$475,000 of which the Tollway already paid as preliminary just compensation.

*[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 Connolly made such a motion, seconded by Director Gomez. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 10:00 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 March 21, 2024**

Pursuant to exceptions provided in Sections 2(c)(1), (2) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (2) and (21), on Thursday, March 21, 2024, at approximately 9:45 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to 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	Cathy Williams (Chief Financial Officer)
Director Melissa Neddermeyer	Christi Regnery (Board Secretary)
Director Scott Paddock	T. J. Hengesbach (Inspector General)
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 February 22, 2024 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 the Inspector General's Summary Activity Report**

Chairman Rivera introduced T.J. Hengesbach, Tollway Inspector General, to provide a briefing for the Board on items to be included in the Office of Inspector General's ("OIG's") Summary Activity Report (to be formally presented in April), which is conveyed semi-annually to the Tollway Board, the Office of the Governor and the Illinois General Assembly, pursuant to requirements of the *Toll Highway Act*. He explained that a preview of the report for the period of September 1, 2023 to February 29, 2024 is being provided in Executive Session to allow Directors an opportunity for discussion of personnel not appropriate for public session.

*[Discussions related to personnel matters are redacted.]*

*[Discussions related to collective bargaining issues 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 Neddermeyer made such a motion, seconded by Director Wright. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 10:25 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 April 18, 2024**

Pursuant to exceptions provided in Sections 2(c)(1), (2), (21) and (29) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (2), (21) and (29), on Thursday, April 18, 2024, at approximately 11:25 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to personnel, collective bargaining, the minutes of closed meetings, and internal audit controls.

*[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	
Director Scott Paddock	
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 March 21, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or



requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.

*[Discussions related to collective bargaining issues are redacted.]*

*[Discussions related to personnel matters 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 Wright. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:40 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 May 16, 2024**

Pursuant to exceptions provided in Sections 2(c)(1), (2), (11) and (21) of the Open Meetings Act, 5 ILCS 120/2(c)(1), (2), (11), and (21), on Thursday, May 16, 2024, at approximately 11:30 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to personnel, collective bargaining, 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

Director Melissa Neddermeyer

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)

**Directors discussed the minutes of closed session meetings**

Chairman Rivera raised for consideration the minutes of the Executive Session of the April 18, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or



requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.

### **Directors discussed pending or probable litigation**

**Settlement Agreement – ISTHA v. Chicago Title Land Trust Company Successor to American Bank and Trust Company of Chicago, as Trustee Under Trust Agreement Dated October 20, 1998, Known as Trust No. 301023-05 (Legal Item 2):** General Counsel provided a summary of the settlement relative to Parcel TW-7-12-040, which is located on the west side of the Tri-State Tollway (I-294) between North Avenue and Grand Avenue, Northlake, IL. She advised the Board that the parties have agreed to settle the matter for \$4,480,000, \$434,000 above the preliminary just compensation amount.

*[Discussions related to collective bargaining issues are redacted.]*

*[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 Perinar. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:20 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 20, 2024**

Pursuant to exceptions provided in Sections 2(c)2, 8, 11, 21, and 29 of the Open Meetings Act, on Thursday, June 20, 2024, at approximately 11:34 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security, pending or probable litigation, the minutes of closed meetings, and internal audit controls.

*[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 Karen McConnaughay	Kathleen R. Pasulka-Brown (General Counsel)
Director Melissa Neddermeyer	Christi Regnery (Board Secretary)
Director Gary Perinar, Jr.	Shaun Farmer (Chief Internal Auditor)
Director James Sweeney	Eric Wunderlich (Baker Tilly)
Director Mark Wright	Mike Shay (Chief Information Officer)
Chairman Arnaldo Rivera	

*[Discussions related to internal audit controls are redacted.]*

*[Discussion related to land acquisition and litigation strategy are redacted.]*

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

*[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 May 16, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.

*[Discussions related to collective bargaining issues are redacted.]*

*[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 Neddermeyer made such a motion, seconded by Director McConnaughay. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 12:22 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 July 24, 2024**

Pursuant to exceptions provided in Sections 2(c)2, 8, 11 and 21 of the Open Meetings Act, on Wednesday, July 24, 2024, at approximately 10:01 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, safety and security, 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 Karen McConnaughay	Kathleen R. Pasulka-Brown (General Counsel)
Director Melissa Neddermeyer	Christi Regnery (Board Secretary)
Director Gary Perinar, Jr.	Cathy Williams (Chief Financial Officer)
Director James Sweeney	Manar Nashif (Chief Engineering Officer)
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 June 20, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.





*[Discussions related to collective bargaining issues are redacted.]*

*[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 Connolly made such a motion, seconded by Director McConnaughay. 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 August 29, 2024**

Pursuant to exceptions provided in Sections 2(c)2, 11 and 21 of the Open Meetings Act, on Thursday, August 29, 2024, at approximately 9:48 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to collective bargaining, 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 <i>[by telephone]</i>	Cassandra Rouse (Executive Director)
Director Jackie 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	Manar Nashif (Chief Engineering Officer)
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 24, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or



requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.

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

### **Directors discussed collective bargaining**

General Counsel Pasulka-Brown provided an update on collective bargaining negotiations with the Service Employees International Union, Local 73 ("SEIU"). She reminded Directors of the agreement already reached with the SEIU Toll Collector group regarding the terms of their upcoming layoff, which will take effect at the end of September. Employees in this group have been offered opportunities to transition to other roles within the Tollway or be laid off pursuant to the terms of the parties' severance agreement.

*[Discussions related to collective bargaining issues 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 Neddermeyer. The motion PASSED unanimously by voice vote.

The Executive Session concluded at approximately 10:37 a.m.

Minutes taken by: \_\_\_\_\_ /s/ on original

Christi Regnery  
Board Secretary  
Illinois State Toll Highway Authority

Minutes of the  
**Executive Session of the Board of Directors Meeting****CONFIDENTIAL**

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**Record of Closed Meeting September 19, 2024**

Pursuant to exceptions provided in Sections 2(c)1, 2, 11 and 21 of the Open Meetings Act, on Thursday, September 19, 2024, at approximately 10:31 a.m., the Tollway Board of Directors met in Executive Session to consider Tollway matters related to personnel, collective bargaining, 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 <i>[by telephone]</i>	Cassandra Rouse (Executive Director)
Director Jackie Gomez	Kathleen R. Pasulka-Brown (General Counsel)
Director Karen McConnaughay	Christi Regnery (Board Secretary)
Director Melissa Neddermeyer	T.J. Hengesbach (Inspector General)
Director Scott Paddock	Manar Nashif (Chief Engineering Officer)
Director James Sweeney	
Director Mark Wright	
Chairman Arnaldo Rivera	

**Inspector General's Summary Activity Report**

Chairman Rivera introduced T.J. Hengesbach, Tollway Inspector General, to provide an overview of items likely to be included in the Office of Inspector General's ("OIG's") Summary Activity Report to be formally presented in October. Mr. Hengesbach explained that a preview of the



**Executive Session of the Board of Directors Meeting**

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report for the period of March 1, 2024 to September 30, 2024 is being provided in Executive Session to allow Directors an opportunity to discuss personnel and security issues not appropriate for public session.

Inspector General Hengesbach summarized the Semi-Annual Activity Report, highlighting three OIG investigations that led to one employee's resignation and the termination of two others. Directors and staff discussed the Tollway's secondary employment policy, focusing on effective staff communication, annual employee reporting requirements, and the processes in place for monitoring compliance.

*[Mr. Hengesbach departed the meeting at this time].*

**Directors discussed the minutes of closed session meetings**

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Chairman Rivera raised for consideration the minutes of the Executive Session of the August 29, 2024 Board of Directors meeting and inquired whether there were any questions, concerns, or requests for amendment. Hearing nothing, Chairman Rivera advised that action on the minutes would occur upon return to the public session of the meeting.

*[Discussions related to collective bargaining issues are redacted.]*

**Directors discussed pending or probable litigation**

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*[Mr. Nashif entered the meeting at this time.]*

General Counsel Kathleen R. Pasulka-Brown provided a brief update on the status of the settlement reached with Judlau Contracting, Inc. ("Judlau") regarding Contract I-21-4836 and the subsequent award that will be made to Walsh Construction.

Additionally, the Directors and staff discussed the status and potential resolution of several outstanding contract disputes involving vendors Judlau and F.H. Paschen, both of whom are seeking additional compensation for work under existing contracts.

**Re-Enter Public Session**

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



The Executive Session concluded at approximately 11:24 a.m.

Minutes taken by: \_\_\_\_\_/s/ on original

Christi Regnery  
Board Secretary  
Illinois State Toll Highway Authority

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