



## Record of Meeting | August 20, 2020

The Illinois State Toll Highway Authority's ("Tollway") Board of Directors met in regular session on Thursday, August 20, 2020. The meeting was held pursuant to the By-Laws of the Tollway upon call and notice of the meeting executed by Chairman Willard S. Evans, Jr. 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 Chairman Willard S. Evans, Jr. that an in-person meeting of the body was neither practical nor prudent. In compliance with all conditions of Open Meetings Act, 5 ILCS 120/7(e), the Board of Directors meeting was conducted by audio conference, without the physical presence of a quorum of the members. 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

Chairman Evans called the meeting to order at approximately 11:15 a.m. He then asked the Board Secretary to call the roll, those Directors present and absent being as follows:

Board Members Present:
Chairman Willard S. Evans, Jr.
Director James Connolly
Director Stephen Davis
Director Alice Gallagher
Director Karen McConnaughay
Director Scott Paddock
Director Gary Perinar
Director James Sweeney

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

The Board Secretary declared a quorum present.

Chairman Evans congratulated Captain Jason Bradley, Illinois State Police District 15, on his promotion from Lieutenant and then called on him to provide the monthly Safety Message.



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## Safety Message

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Captain Bradley emphasized the importance of promoting kids' Internet security and practicing cybersafety, noting that COVID-19 is driving more time spent online and e-learning.

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## Public Comment

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Chairman Evans opened the floor for public comment. No public comment was offered.

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## Chairman's Items

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*Item 1: Approval of the Minutes of the Regular Board of Directors Meeting held July 16, 2020.*

Chairman Evans entertained a motion to approve **Chairman's Item 1**, the Minutes of the regular Board of Directors meeting held on July 16, 2020, as presented. Director McConnaughay made a motion to approve the Minutes, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

*Item 2: Approval of the Minutes of the Executive Session of the Regular Board of Directors meeting held July 16, 2020.*

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

*Item 3: Committee Reports*

Chairman Evans dispensed with committee reports, noting that all Directors were present at the committee meetings.

*Item 5: Additional Items.*

Having no further items, Chairman Evans turned the floor over to Executive Director José Alvarez.

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## Executive Director's Items

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Executive Director Alvarez highlighted the presentation for award of over \$240 million in contracts in the month of August including the second phase of the Mile Long Bridge project, a component of the rebuilding and widening of the Central Tri-State Tollway (I-294). He stressed the importance to the regional economy of the agency's continued delivery of the *Move Illinois* capital program. He further highlighted that contracts for approval at today's meeting include commitments for disadvantaged, minority and women-owned business enterprise ("D/M/WBE") participation ranging from 20 to 81% per contract and commitments for veteran-owned small business participation as high as 9%. He stated that these numbers are in addition to the tremendous D/M/WBE participation numbers achieved year to date, which were previously over 30% for construction contracts and over 60% for professional services.

He thanked Directors and staff for their dedication to the Tollway's mission during these challenging times. Having no further items, Executive Director Alvarez returned the floor to Chairman Evans.

## Items for Consideration

### Finance

*Item 1: Payment to the Illinois Auditor General Audit Expense Fund for the Fiscal Year 2019 Financial and Compliance Audit in the amount of \$561,750.00.*

Chairman Evans entertained a motion to approve **Finance Item 1**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

*Item 2: Renewal of underwriter pools for a period not to exceed one year.*

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

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)



The motion PASSED.

### **Illinois State Police District 15**

*Item 1: Increase to Contract 19-0021 with Ray O'Herron Company, Inc. for the purchase of Whelen Amber Vehicle Lighting Products and Parts in an amount not to exceed \$185,000.00 (Order Against CMS Master Contract).*

Chairman Evans entertained a motion to approve **Illinois State Police District 15 Item 1**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

### **Facilities and Fleet Operations**

*Item 1: Renewal of Contract 18-0051 with Christian County Farmers Supply Co., Conserv FS Inc., G. Cooper Oil Company, Inc., Mansfield Oil Company of Gainesville, Inc; and Petroleum Traders Corporation for the purchase of Bulk Fuel in an aggregate amount not to exceed \$14,178,040.71 (Tollway Invitation for Bid).*

Chairman Evans entertained a motion to approve **Facilities and Fleet Operations Item 1**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

### **Information Technology**

*Item 1: Award of Contract 20-0111 with CDW Government LLC for the purchase of Cisco Equipment for NGN2 Network in an amount not to exceed \$1,060,129.98 (Order Against DoIT Master Contract).*



Chairman Evans entertained a motion to approve **Information Technology Item 1**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

*Item 2: Award of Contract 20-0054 to Carahsoft Technology Corporation for the purchase of Red Hat Software, Maintenance and Support in an amount not to exceed \$478,258.96 (Cooperative Purchase).*

Chairman Evans entertained a motion to approve **Information Technology Item 2**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

## Engineering

*Item 1: Award of Contract I-18-4431 to Walsh Construction Company II, LLC for Roadway and Bridge Reconstruction on the Tri-State Tollway (I-294), Mile Post 20.7 to Mile Post 22.7 (Mile Long Bridge), in the amount of \$182,606,108.43. [Recusal: Director Davis]*

*Item 2: Award of Contract I-20-4537 to Foundation Mechanics, LLC for Elgin O'Hare Western Access Tollway (I-490) Compensatory Storage Construction on the Tri-State Tollway (I-294) at Addison Creek between Mile Post 35.0 and Mile Post 35.2 in the amount of \$1,644,364.00.*

*Item 3: Award of Contract RR-20-9225 to Aldridge Electric, Inc. for Sign Panel Fabrication and Installation Upon Request, Systemwide in the amount of \$1,404,147.40. [Recusal: Director Davis]*

*Item 4: Award of Contract I-20-4534 to Judlau Contracting, Inc./ S & J Construction Co., Inc. (JV) for Bridge Beam Fabrication on the Tri-State Tollway (I-294) over Union Pacific Railroad (UPRR),*



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*Mile Post 35.80, Bridge Numbers 287 and 288 in the amount of \$6,321,107.38. [Recusal: Director Davis]*

*Item 5: Award of Contract I-20-4535 to Judlau Contracting, Inc./ S & J Construction Co., Inc. (JV) for Beam Fabrication on the Tri-State Tollway (I-294) over Mile Post 35.30 (Grand Avenue), Bridge Numbers 285 and 286, in the amount of \$2,459,200.00. [Recusal: Director Davis]*

*Item 6: Extra Work Order on I-18-4446 to Judlau Contracting, Inc. for Retaining Wall Construction, Grading and Shoulder Rehabilitation on the Tri-State Tollway (I-294), Mile Post 31.5 (Canadian National Railroad) to Mile Post 34.9 (Grand Avenue), in the amount of \$3,016,612.56, from \$13,533,297.58 to \$16,549,910.14. [Recusal: Director Davis]*

*Item 7: Acceptance of Proposal from Cotter Consulting, Inc., on Contract I-20-4527, for Construction Management Services upon Request on the Tri-State Tollway (I-294) in an amount not to exceed \$5,000,000.00. [Recusal: Director Davis, Director Gallagher]*

*Item 8: Acceptance of Proposal from J.A. Watts, Inc., on Contract I-20-4531, for Construction Management Services upon Request on the Tri-State Tollway (I-294) in an amount not to exceed \$7,500,000.00. [Recusal: Director Davis]*

*Item 9: Acceptance of Proposal from Cheri K. Lewis Engineers, LLC, dba CKL Engineers, LLC, on Contract RR-20-4525, for Construction Management Services upon Request, Systemwide in an amount not to exceed \$4,000,000.00.*

*Item 10: Acceptance of Proposal from WBK Engineering, LLC, on Contract RR-20-4524, for Design Services upon Request, Systemwide in an amount not to exceed \$2,500,000.00.*

*Item 11: Acceptance of Proposal from Michael Baker International, Inc./ Program Management & Control Systems, LLC. / Gulaid Consulting Engineers, PC, on Contract I-20-4717, for Construction Management Services on the Elgin O'Hare Western Access Tollway (I-490) from Devon Avenue to Pratt Boulevard in an amount not to exceed \$7,976,334.46. [Recusal: Director Davis]*

*Item 12: Acceptance of Proposal from Primera Engineers, Ltd., on Contract I-20-4718, for Design Services upon Request on the Elgin O'Hare Western Access (I-490) in an amount not to exceed \$5,000,000.00. [Recusal: Director Davis]*

*Item 13: Acceptance of Proposal from DB Sterlin Consultants, Inc., on Contract RR-19-9217, for Construction Management Services upon Request, Systemwide in an amount not to exceed \$12,500,000.00. [Recusal: Director Davis]*





*Item 14: Acceptance of Proposal from Ciorba Group, Inc., on Contract I-20-4526, for Design Services upon Request on the Tri-State Tollway (I-294) in an amount not to exceed \$3,000,000.00.*

*Item 15: Acceptance of Proposal from TranSystems Corporation/Hanson Professional Services, Inc., on Contract I-17-4298, for Supplemental Design Services for Roadway Reconstruction and Widening on the Tri-State Tollway (I-294, Mile Post 24.1 (I-55 Ramps) to Mile Post 27.8 (Ogden Avenue), in an amount of \$298,000.00 from \$26,854,500.00 to \$27,152,500.00. [Recusal: Director Davis; Chairman Evans]*

*Item 16: Acceptance of Proposal from Quigg Engineering, Inc., on Contract I-17-4299, for Supplemental Design Services for Roadway Reconstruction on the Tri-State Tollway (I-294), Mile Post 29.1 (East West Connector) to Mile Post 30.5 (Roosevelt Road), in an amount of \$200,000.00, from \$2,650,000.00 to \$2,850,000.00. [Recusal: Director Davis]*

*Item 17: Extension of Contract 18-0046 with Energy Absorption Systems, Inc. for the purchase of Crash Attenuator Parts in an amount not to exceed \$500,000.00 (Order Against CMS Master Contract).*

*Item 18: Land Acquisition – Sale of Excess Property in the amount of \$18,696,200.00 for parcel WA-1D-12-022.EX, located south of Green Street in Bensenville, to the Village of Bensenville. Cost to Tollway: N/A.*

*[Secretary's Note: At the Finance, Administration & Operations Committee meeting, Engineering Item 18 was deferred to a future meeting.]*

Chairman Evans stated that Director Davis has indicated in advance his wish to recuse himself on Engineering Items 1, 3, 4, 5, 6, 8, 11, 12, 13 and 16 and requested that these items be taken first.

Chairman Evans entertained a motion to consolidate for consideration and action Engineering Items 1, 3, 4, 5, 6, 8, 11, 12, 13 and 16. Director McConaughay made a motion to consolidate these items, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConaughay, Director Connolly, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

Recusals: Director Davis (1)



The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Engineering Items 1, 3, 4, 5, 6, 8, 11, 12, 13 and 16**. Director McConnaughay made a motion to approve these items, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

Recusals: Director Davis (1)

The motion PASSED.

Chairman Evans stated that Director Davis and Director Gallagher have both indicated in advance their wish to recuse themselves on Engineering Item 7. He requested, without objection, that this item be taken next.

Chairman Evans entertained a motion to approve **Engineering Item 7**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

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

Nays: (0)

Recusals: Director Davis, Director Gallagher (2)

The motion PASSED.

Chairman Evans stated that he and Director Davis have indicated in advance their wish to recuse themselves on Engineering Item 15. He requested, without objection, that this item be taken next.

Chairman Evans entertained a motion to approve **Engineering Item 15**, as presented. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

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

Nays: (0)

Recusals: Director Davis, Chairman Evans (2)





The motion PASSED.

Chairman Evans entertained a motion to consolidate for consideration and action the remaining Engineering Items 2, 9, 10, 14 and 17. Director McConnaughay made a motion to consolidate these items, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Engineering Items 2, 9 10, 14 and 17**. Director McConnaughay made a motion to approve these items, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

## Legal

*Item 1: Approval of an Intergovernmental Agreement with the Village of Bensenville. Cost to the Tollway: \$0.*

[Secretary's Note: At the Finance, Administration & Operations Committee meeting, Legal Item 1 was deferred to a future meeting.]

## Internal Audit

*Item 1: Extension of Contract 20-0048 with Baker Tilly Virchow Krause, LLP for the purchase of Internal Auditing Services in an amount not to exceed \$472,350.00 (Order Against CMS Master Contract).*

Chairman Evans entertained a motion to approve **Internal Audit Item 1**. Director McConnaughay made a motion to approve this item, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:



Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

### Executive Session

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Chairman Evans called for a motion to enter into Executive Session pursuant to exceptions provided in Sections 2(c)1, 4, 21 and 29 of the Open Meetings Act (5 ILCS 120/2(c)1, 4, 21, and 29) to consider Tollway business related to personnel, matters before a quasi-adjudicative body, the minutes of closed meetings and internal audit controls. Director McConnaughay made a motion, pursuant to the sections specified, to enter Executive Session, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)

The motion PASSED.

At approximately 11:40 a.m., the Board entered into Executive Session.

### Return from Executive Session and Action (if any)

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At approximately 12:41 p.m., the Board re-entered the public session of the Meeting.

Chairman's Item 2: Approval of the Minutes of the Executive Session of the Regular Board of Directors meeting held July 16, 2020.

Chairman Evans entertained a motion to approve **Chairman's Item 2**, the Minutes of the Executive Session of the Board of Directors meeting held on July 16, 2020. Director McConnaughay made a motion to approve the Minutes, seconded by Director Connolly. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

Yeas: Director McConnaughay, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Director Sweeney, Chairman Evans (8)

Nays: (0)



The motion PASSED.

**Adjournment**

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

Yeas: Director McConnaughay, Director Sweeney, Director Connolly, Director Davis, Director Gallagher, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

The Meeting adjourned at approximately 12:47 p.m.

Minutes taken by: Christi Regnery  
Christi Regnery  
Board Secretary  
Illinois State Toll Highway Authority