



Record of Meeting | December 17, 2020

The Illinois State Toll Highway Authority's ("Tollway") Board of Directors met in regular session on Thursday, December 17, 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 Section 7(e) of the Open Meetings Act, 5 ILCS 120/7(e), the Board of Directors 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

Chairman Evans called the meeting to order at approximately 10:37 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 introduced Captain Jason Bradley, Illinois State Police District 15, to provide a safety message.



Safety Message

Captain Bradley offered the following winter driving and safety tips for those that must travel during inclement weather:

- Ensure your vehicle has had proper maintenance and is ready for winter.
- Clean ice and snow from your windshield and lights.
- Be patient and alert as you drive. Allow extra time to get to your destination. Let someone else know your travel route and expected arrival time.
- Dress appropriately for the weather and ensure you keep plenty of fuel in your tank in case your vehicle becomes stranded. Carry a cell phone and a charger. Have an emergency car care kit, containing jumper cables, a flashlight, an ice scraper, blankets, gloves, food, water and a first-aid kit.
- Even if traffic appears sparse, do not drive above the speed limit or the speed roadway conditions allow and increase following distance. Do not crowd snow plows.
- Move over, if possible, slow down and proceed with caution when approaching any stationary vehicles with emergency lights activated.
- Keep your eyes on the road, watch your speed, wear your seatbelt and do not drive after consuming alcoholic beverages.

Public Comment

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

Chairman's Items

Item 1: Approval of the Minutes of the Regular Board of Directors Meeting held November 19, 2020.

Chairman Evans entertained a motion to approve **Chairman's Item 1**, the Minutes of the regular Board of Directors meeting held on November 19, 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 November 19, 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 for the committee meetings.

Item 4: Approval of the 2021 Schedule of Board and Committee Meetings

Chairman Evans entertained a motion to approve **Chairman's Item 4**, 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 5: Approval of the 2021 Tollway Holiday Schedule

Chairman Evans entertained a motion to approve **Chairman's Item 5**, 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 6: Approval of authorization to implement Enterprise Risk Management Program

Chairman Evans stated that without objection, action on Chairman's Item 6 will be deferred until after consideration in Executive Session.

Item 7: Additional item



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

Executive Director's Items

Executive Director Alvarez highlighted some of the Agency's 2020 accomplishments, including investment in regional infrastructure, continued delivery of the Move Illinois Capital program and the award of \$1.5 billion in work, the most in a single year in Tollway history. He stated that the Tollway also delivered relief to thousands of customers through the amnesty program, saving customers over \$100 million in fines. He further stated that the Board will be considering an extension to the program, providing an additional six months for customers with pre-existing toll violations to take advantage of violation relief.

Mr. Alvarez stated that the extensive COVID protocols put in place by the Tollway have kept Tollway front-line workers safe and kept the entire agency working. He thanked the Board of Directors for their continued support.

Executive Director Alvarez concluded by addressing recent questions in regard to the future of the Tollway's Technical Assistance program. He stated that the Tollway remains committed to the program and has no plans to terminate Technical Assistance at the Tollway.

Having no further items, Executive Director Alvarez returned the floor to Chairman Evans.

Items for Consideration

Finance

Item 1: Approval of the FY 2021 Final Budget.

Chairman Evans entertained a motion to approve **Finance 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.

[Secretary's Note: Director Paddock departed the meeting at this time.]

Business Systems



Item 1: Award of Contract 20-0179 to Electronic Transaction Consultants Corporation for the purchase of Toll Revenue Management and Maintenance Program Services in an amount not to exceed \$5,500,000.00 (Tollway Sole Source).

Chairman Evans entertained a motion to approve **Business Systems 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Item 2: Approval of Extension of Amnesty Programs.

Chairman Evans entertained a motion to approve **Business Systems Item 2**. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Engineering

Item 1: Award of Contract RR-20-4515 to Cardinal State, LLC for Landscape Planting Improvements on the Tri-State Tollway (I-294) from Mile Post 41.0 (Devon Avenue) to Mile Post 52.5 (Edens Spur/Tri-State/Lake Cook Road) in the amount of \$497,377.00.

Item 2: Award of Contract RR-20-4514 to Natural Creations Landscaping, Inc. for Landscape Planting Improvements on the Tri-State Tollway (I-294) from Mile Post 0.0 (I-94/IL 394) to Mile Post 17.5 (US 12/US 20/95th Street) in the amount of \$1,396,994.00.

Item 3: Award of Contract RR-19-4505 to Demarc Electric and Communications, LLC for Roadway Lighting Upgrades and LED Retrofit on the Jane Addams Memorial Tollway (I-90) from Mile Post 2.5 (Rockton Road) to Mile Post 9.6 (West Lane Road) in the amount of \$1,717,466.33.
[Recusal: Director Davis]



Item 4: Award of Contract I-20-4528 to Plote Construction, Inc. for Roadway Reconstruction along the Eisenhower Expressway (I-290) from Ramp S westbound I-290 to eastbound Lake Street in the amount of \$7,681,028.54.

Item 5: Award of Contract I-20-4546 to Lorig Construction Company for Noise Abatement Wall Construction on the Tri-State Tollway (I-294) from Mile Post 25.0 (Hinsdale Oasis) to Mile Post 25.4 (55th Street) in the amount of \$5,372,710.88.

Item 6: Award of Contract 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) from Mile Post 33.44 (North Avenue) to Mile Post 35.04 (south of Grand Avenue) in the amount of \$99,963,347.68. [Recusal: Director Davis]

Item 7: Award of Contract I-20-4533 to Judlau Contracting, Inc. for Roadway and Bridge Widening and Reconstruction on the Tri-State Tollway (I-294) from Mile Post 32.4 (Saint Charles Rd.) to Mile Post 33.5 (North Avenue) in the amount of \$112,113,435.08.

Item 8: Award of Contract 18-0123RR to Chicago United Industries, Ltd. for the purchase of Crack Sealant Material in an amount not to exceed \$585,000.00 for an initial three-year term and a possible three-year renewal term in an amount not to exceed \$585,000.00 (Tollway Invitation for Bid).

Item 9: Renewal of Contract 17-0136 with MDSolutions Inc. for the purchase of Aluminum Extrusions in an amount not to exceed \$202,200.00 (Tollway Invitation for Bid).

Item 10: Land Acquisition – Approval of Excess Property authorization for Parcel T-7-4.EX located along I-294 between North Avenue and Saint Charles Rd., Berkeley, IL. Cost to Tollway: N/A

Chairman Evans stated that Director Davis has indicated in advance his wish to recuse himself on Engineering Items 3 and 6. He then requested that these items be taken first.

Chairman Evans entertained a motion to approve **Engineering Item 3**. 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 Perinar, Director Sweeney, Chairman Evans (6)

Nays: (0)

Recusals: Director Davis (1)



The motion PASSED.

Chairman Evans entertained a motion to approve **Engineering Item 6**. 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 Perinar, Director Sweeney, Chairman Evans (6)

Nays: (0)

Recusals: Director Davis (1)

The motion PASSED.

Chairman Evans next entertained a motion to consolidate for consideration and action Engineering Items 1, 2, 4, 5, and 7 thru 10. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Engineering Items 1, 2, 4, 5, and 7 thru 10**. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Legal

Item 1: Approval of an Intergovernmental Agreement with the Illinois Department of Transportation for work associated with the Central Tri-State Project (I-294) and Archer Avenue Bridge. Cost to the Tollway: \$0.



Item 2: Approval of an Intergovernmental Agreement with the Forest Preserve District of Cook County for work associated with the Central Tri-State Project (I-294). Estimated cost to the Tollway: \$2,290,102.79.

Item 3: Approval of a First Addendum to an Intergovernmental Agreement with the Village of Justice for work associated with the I-294/Cork Avenue Interchange. Estimated cost to the Tollway: \$462,641.00.

Item 4: Approval of an Addendum Agreement Relating to Support Services. Cost to the Tollway: As discussed in Executive Session.

Chairman Evans stated that without objection, action on Legal Item 4 will be deferred until after consideration in Executive Session.

Chairman Evans entertained a motion to consolidate for consideration and action Legal Items 1 thru 3. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Legal Items 1 thru 3**. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Internal Audit

Item 1: Approval of Two-Year Audit Plan.



Chairman Evans stated that without objection, action on Internal Audit Item 1 will be deferred until after consideration in Executive Session.

Executive Session

Chairman Evans called for a motion to enter into Executive Session pursuant to exceptions provided in Sections 2(c)8, 11, 21 and 29 of the Open Meetings Act (5 ILCS 120/2(c)8, 11, 21 and 29) to consider Tollway matters related to security procedures, pending or probable litigation, 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

At approximately 10:52 a.m., the Board entered into Executive Session.

Return from Executive Session and Action (if any)

At approximately 11:55 a.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 November 19, 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 November 19, 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Chairman's Item 6: Approval of authorization to implement Enterprise Risk Management Program



Chairman Evans entertained a motion to approve **Chairman's Item 6**, as discussed in Executive Session. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Legal Item 4: *Approval of an Addendum Agreement Relating to Support Services. Cost to the Tollway: As discussed in Executive Session.*

Chairman Evans entertained a motion to approve **Legal Item 4**, as discussed in Executive Session. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Internal Audit Item 1: *Approval of Two-Year Audit Plan.*

Chairman Evans entertained a motion to approve **Internal Audit Item 1**, as discussed in Executive Session. 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 Perinar, Director Sweeney, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Adjournment

[Secretary's Note: Director Sweeney lost connection with the audioconference at this time.]



There being no further business before the Board, Chairman Evans extended holiday greetings to Directors and then entertained a motion to adjourn. Director McConnaughay made a motion to adjourn, 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 Perinar, Chairman Evans (6)

Nays: (0)

The motion PASSED.

The Meeting adjourned at approximately 12:03 p.m.

Minutes taken by: _____

Christi Regnery
Board Secretary
Illinois State Toll Highway Authority