



## Record of Meeting | March 25, 2021

The Illinois State Toll Highway Authority's ("Tollway") Board of Directors met in regular session on Thursday, March 25, 2021. 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 10:56 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 Jacqueline Gomez
Director Karen McConnaughay
Director Scott Paddock
Director Gary Perinar

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

The Board Secretary declared a quorum present.

Chairman Evans congratulated Chief Engineering Officer, Paul Kovacs, on his retirement and 22 years of service to the Tollway.



Chairman Evans then introduced Captain Jason Bradley, Illinois State Police District 15, to provide a safety message.

### **Safety Message**

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Captain Bradley outlined the appropriate options for reporting incidents while traveling on the Tollway:

- Call \*999 for non-emergency incidents such as stranded or disabled vehicle
- Call 911 for emergencies requiring an immediate police, fire or EMS response

He reminded drivers to provide detailed information to the dispatcher and to pull over to the shoulder of the road, turn on emergency flashers, and if safe to do so, remain in the vehicle until assistance arrives.

### **Public Comment**

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

### **Chairman's Items**

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*Item 1: Approval of the Minutes of the Regular Board of Directors Meeting held February 25, 2021.*

Chairman Evans entertained a motion to approve **Chairman's Item 1**, the Minutes of the regular Board of Directors meeting held on February 25, 2021, 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 Gomez, Director Paddock, Director Perinar, 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 February 25, 2021.*

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: Additional items

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

**Executive Director's Items**

Executive Director Alvarez offered his congratulations to retiring Chief Engineering Officer, Paul Kovacs. He noted that Manar Nashif will serve as Acting Chief Engineering Officer while the agency conducts a search to fill the role.

Executive Director Alvarez highlighted the Tollway's delivery of key initiatives, including the ten-year capital plan recently presented to the General Assembly and Governor, as well as the amnesty program and Pay By Plate service, demonstrating the agency's commitment to fairness and equity.

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

**Items for Consideration**

**Finance**

Item 1: *Award of Contract 21-0022 to RSUI Indemnity Company, Westchester Fire Insurance Company, Lloyd's of London, Westchester Surplus Lines Insurance Company, Berkley National Insurance Company and Federal Insurance Company for the purchase of a Property Insurance Program through insurance broker, Mesirow Insurance Services, Inc., for the combined annual premium of \$1,740,855.00 for a one-year term (Order Against CMS Master Contract).*

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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.



## Information Technology

*Item 1: Award of Contract 21-0055 to Dell Technologies Inc. for the purchase of Microsoft Office 365 and Remote Desktop Services in an amount not to exceed \$668,177.00 (Order Against DoIT Master Contract).*

*Item 2: Award of Contract 21-0071 to DLT Solutions, LLC for the purchase of Informatica Software Licenses, Services, Maintenance and Support in an amount not to exceed \$956,827.71 (Order Against DoIT Master Contract).*

*Item 3: Award of Contract 21-0072 to Carahsoft Technology Corporation for the purchase of Okta Software, Training and Services in an amount not to exceed \$236,685.14 (Release Off a Multiple Award Master Contract).*

Chairman Evans entertained a motion to consolidate for consideration and action Information Technology 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Information Technology Items 1 thru 3**, as presented. 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

## Facilities & Fleet Operations

*Item 1: Award of Contract 21-0028 to Rush Truck Centers of Illinois, Inc. (d.b.a Rush Truck Center, Springfield) for the purchase of Snowplow Vehicles in an amount not to exceed \$4,880,433.68 (Order Against CMS Master Contract).*



*Item 2: Award of Contract 21-0029 to Rush Truck Centers of Illinois, Inc. (d.b.a. Rush Truck Center, Springfield) for the purchase of Truck and Equipment Repair Services in an amount not to exceed \$1,750,000.00 (Order Against CMS Master Contract).*

*Item 3: Award of Contract 21-0017 to Energy Absorption Systems, Inc. for the purchase of Trailer-Mounted Crash Attenuators in an amount not to exceed \$414,304.00 (Order Against CMS Master Contract).*

Chairman Evans entertained a motion to consolidate for consideration and action Facilities and Fleet Operations 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

The motion to consolidate these items having carried, Chairman Evans entertained a motion to approve **Facilities and Fleet Operations Items 1 thru 3**, as presented. 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

## **Engineering**

*Item 1: Award of Contract RR-20-4544 to Foundation Mechanics, LLC for M-8 Maintenance Facility Westbound Access Road on the Reagan Memorial Tollway (I-88) from Mile Post 117.4 (IL 25) to Mile Post 117.5 (Plaza 61 Aurora) in the amount of \$4,616,388.46.*

*Item 2: Award of Contract RR-20-4549 to Elite Fiber Optics LLC for Fiber Optic Construction Upon Request, Systemwide, in the amount of \$2,217,355.20.*



*Item 3: Award of Contract RR-21-4560 to Western Remac, Inc. for Plaza Modifications on the Reagan Memorial Tollway (I-88) from Mile Post 133.9 (Plaza 52 Meyers Road) to Mile Post 139.8 (Plaza 51 York Road) in the amount of \$710,197.60.*

*Item 4: Award of Contract RR-21-4561 to Western Remac, Inc. for Plaza Modifications on the Veterans Memorial Tollway (I-355) from Mile Post 13.1 to Mile Post 15.5 (Plaza 89-Boughton Road) and from Mile Post 27.8 to 29.8 (Plaza 73-Army Trail Road) in the amount of \$1,202,711.40.*

*Item 5: Award of Contract I-20-4722 to Superior Construction Company, Inc. for Bridge Construction from O'Hare to Westbound Illinois Route 390 Ramp at I-490 and Illinois Route 390 Interchange Mile Post 16.7 to Mile Post 16.9 in the amount of \$7,854,846.25.*

*Item 6: Award of Contract RR-20-4552 to Lorig Construction Company for Structural Rehabilitation on the Veterans Memorial Tollway (I-355) from Mile Post 22.6 (Butterfield Road) to Mile Post 29.8 (Army Trail Road) in the amount of \$1,486,044.00.*

*Item 7: Extra Work Order on I-18-4428 to Walsh Construction Company II, LLC for Bridge Reconstruction on the Tri-State Tollway (I-294) at Mile Post 26.6 (Burlington Northern Santa Fe Railway), in the amount of \$488,639.77, increasing the upper contract limit from \$80,831,323.41 to \$81,319,963.18.*

*Item 8: Change Order / Extra Work Order on I-19-4490 to Martam Construction, Inc. for Flagg Creek Water Reclamation District Sanitary Relocations on the Tri-State (I-294) between Mile Post 24 (I-55 ramp) and Mile Post 25.5 (55th Street) and between Mile Post 26.5 (47th Street) and Mile Post 27.3 (Ogden Avenue) in the amount of \$1,792,000.00, increasing the upper contract limit from \$19,242,790.26 to \$21,034,790.26.*

*Item 9: Extra Work Order on I-19-4491 to Walsh Construction Company II, LLC for I-55 Ramp A Bridge Construction on the Tri-State Tollway (I-294) from Mile Post 24.0 (I-55 ramps) to Mile Post 24.5 (Plainfield Road) in the amount of \$1,158,848.08, increasing the upper contract limit from \$24,292,133.52 to \$25,450,981.60.*

*Item 10: Acceptance of Proposal from Gonzalez Companies, LLC on Contract I-20-4548 for Construction Management Services Upon Request on the Tri-State Tollway (I-294) in an amount not to exceed \$6,000,000.00.*

*Item 11: Award of Contract 20-0061 to 3M Company for the purchase of Reflective Sheeting in an amount not to exceed \$700,000.00 (Order Against CMS Master Contract).*





*Item 12: Renewal of Contract 13-0187R with BHFX, LLC for the purchase of Web-Based Plan Room and On-Call Printing Services in an amount not to exceed \$246,000.00 (Tollway Request for Proposal).*

Chairman Evans stated that Director Davis has indicated in advance his wish to recuse himself on Engineering Items 3, 4, 5, 7, 8 and 9. Chairman Evans requested that these items be taken first as a group.

Chairman Evans entertained a motion to consolidate for consideration and action Engineering Items 3, 4, 5, 7, 8 and 9. 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 Gallagher, Director Gomez, Director Paddock, Director Perinar, 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 3, 4, 5, 7, 8 and 9**. 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (7)

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, 6, 10, 11 and 12. 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 Gomez, Director Paddock, Director Perinar, 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 1, 2, 6, 10, 11 and 12**. 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

### Legal

*Item 1: Approval of an Intergovernmental Agreement with Illinois Department of Transportation for work associated with the Central Tri-State Project (I-294), including partial reconfiguration of the Ogden Avenue interchange. Cost to the Tollway: \$1,500,000.00.*

*Item 2: Approval of a Second Addendum to an Intergovernmental Agreement with the Western Springs Park District. Cost to the Tollway: \$75,000.00.*

*Item 3: Settlement Agreement. Cost to the Tollway: As discussed in Executive Session.*

*Item 4: Amendment to Land Acquisition Resolution 22175 for the Central Tri-State Project (I-294) to add 1 parcel that may need to be acquired by condemnation. See ISTHA v. DiBenedetto. Cost to the Tollway: As discussed in Executive Session.*

*Item 5: Authorization to Enter a Workers' Compensation Settlement – Jeffery Jaworski. Cost to the Tollway: As discussed in Executive Session.*

Chairman Evans stated that without objection, action on Legal Item 3 thru 5 will be deferred until after consideration in Executive Session.

Chairman Evans entertained a motion to approve **Legal 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 Gomez, Director Gallagher, Director Paddock, Director Perinar, Chairman Evans (8)





Nays: (0)

The motion PASSED.

Chairman Evans stated Director Gallagher has indicated in advance her wish to recuse herself on Legal Item 2. Chairman Evans then entertained a motion to approve **Legal 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (7)

Nays: (0)

Recusals: Director Gallagher (1)

The motion PASSED.

### Procurement

*Item 1: Award of Contract 21-0023 to Colette Holt & Associates for the purchase of a Business Enterprise Program ("BEP") Availability and Disparity Study in an amount not to exceed \$316,152.50 (CMS Joint Purchase).*

*Item 2: Award of Contract 20-0023 to Colette Holt & Associates for the purchase of an Illinois Tollway Availability and Disparity Study in an amount not to exceed \$372,800.00 (Tollway Request for Proposal).*

Chairman Evans stated that Director Gomez has indicated in advance her wish to recuse herself on Procurement Items 1 and 2. Chairman Evans then entertained a motion to approve **Procurement 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, Chairman Evans (7)

Nays: (0)

Recusals: Director Gomez (1)

The motion PASSED.



Chairman Evans then entertained a motion to approve **Procurement 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, Chairman Evans (7)

Nays: (0)

Recusals: Director Gomez (1)

The motion PASSED.

### Executive Session

Chairman Evans called for a motion to enter into Executive Session pursuant to exceptions provided in Sections 2(c)5, 11, and 21 of the *Open Meetings Act* to consider Tollway matters related to purchase or lease of real property, pending or probable litigation and the minutes of closed meetings. 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (8)

Nays: (0)

The motion PASSED.

At approximately 11:26 a.m., the Board entered into Executive Session.

*[Director Davis departed the meeting during Executive Session.]*

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

Board Members Present:
Chairman Willard S. Evans, Jr.
Director James Connolly
Director Alice Gallagher

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



Director Jacqueline Gomez
Director Karen McConnaughay
Director Scott Paddock
Director Gary Perinar

Director Stephen Davis
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At approximately 12:48 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 February 25, 2021.

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 February 25, 2021. 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 Gallagher, Director Gomez, Director Paddock, Director Perinar, Chairman Evans (7)

Nays: (0)

The motion PASSED.

Legal Item 3: Settlement Agreement. Cost to the Tollway: As discussed in Executive Session.

Chairman Evans entertained a motion to approve **Legal Item 3**, as discussed in Executive Session. Director Connolly made a motion to approve this item, seconded by Director Gomez. Chairman Evans asked that the roll be called on the motion, the vote of yeas and nays being as follows:

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

Nays: (0)

The motion PASSED.

Legal Item 4: Amendment to Land Acquisition Resolution 22175 for the Central Tri-State Project (I-294) to add 1 parcel that may need to be acquired by condemnation. See ISTHA v. DiBenedetto. Cost to the Tollway: As discussed in Executive Session.



Chairman Evans stated Director Gallagher has indicated in advance her wish to recuse herself on Legal Item 4. Chairman Evans then 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (6)

Nays: (0)

Recusals: Director Gallagher (1)

The motion PASSED.

*Legal Item 5: Authorization to Enter a Workers' Compensation Settlement – Jeffery Jaworski. Cost to the Tollway: As discussed in Executive Session.*

Chairman Evans entertained a motion to approve **Legal Item 5**, 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 Gallagher, Director Gomez, Director Paddock, Director Perinar, Chairman Evans (7)

Nays: (0)

The motion PASSED.

## **Adjournment**

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There being no further business before the Board, Chairman Evans entertained a motion to adjourn. Director McConnaughay made a motion, 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 Gomez, Director Paddock, Director Perinar, Chairman Evans (7)

Nays: (0)

The motion PASSED.



The Meeting adjourned at approximately 12:57 p.m.

A handwritten signature in cursive script that reads 'Christi Regnery'.

Minutes taken by: \_\_\_\_\_

Christi Regnery  
Board Secretary  
Illinois State Toll Highway Authority