

AMERICA'S CENTRAL PORT DISTRICT – MINUTES OF BOARD MEETING

April 11, 2022

The regular monthly meeting of the America's Central Port District Board was held at the Port District offices on April 11, 2022 at 11:45 AM.

Roll call:

Linda Aud	Present
Lisa Brown	Absent
David Goins	Absent
Ed Hagnauer	Absent
John Hamm III	Present
Robert Palus	Present
Steve Signall	Present
Tyrone Echols	Present

In addition to the Members listed above, Dennis Wilmsmeyer, Robbie Williams, Frank Papa, Phil Sholl, Alex Burkart, Tom Miller, Ben McCall and Bill Stahlman, Port Engineer, of Port Staff; Derek Filcoff, as legal counsel; and Charlie Palus, were in attendance.

Chairman Echols appointed Mr. Hamm as Secretary Pro-Tem in the absence of the Secretary, Ed Hagnauer.

Executive Director, Dennis Wilmsmeyer, introduced and welcomed Charlie Palus to the meeting as the guest and brother of Commissioner Palus.

Chairman Echols asked for Public Comment. Hearing none, he asked for the approval of the Minutes of the March 14, 2022 Board Meeting. Mr. Hamm moved that the Minutes be approved. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and Minutes approved.

Mr. Palus moved that the Financials be approved and placed on file. Mr. Signall seconded. Roll call:

Voting Aye - Aud
Palus
Signall
Echols

Present - Hamm

Voting Nay - None

Chairman declared motion passed and approved.

Mr. Wilmsmeyer asked for two volunteers for the Budget and Personnel Committee and stated that the committee has consisted of the incoming Chairman and Steve Signall in the past. Mr. Hamm volunteered to sit on the committee along with incoming Chairman Hagnauer.

Mr. Wilmsmeyer thanked the Ad Hoc Committee, consisting of Ms. Brown and Mr. Goins along with the assistance of attorney Derek Filcoff, for their review of closed session minutes since January of 1982, and their associated recommendation to release (open) the minutes as per the Illinois Freedom of Information Act. Mr. Hamm moved that the recommendation of the committee be approved. Mr. Signall seconded. Roll call:

Voting Aye - Aud
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and approved.

Resolution was presented, entitled "RESOLUTION APPROVING THE CONSENT OF ASSIGNMENT OF THE AGREEMENTS OF LEASE AND AGREEMENT OF EASEMENT BETWEEN AMERICA'S CENTRAL PORT DISTRICT AND PLATEPLUS, INC. TO FRIEDMAN INDUSTRIES, INCORPORATED." Mr. Hamm moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Mr. Wilmsmeyer informed the Members that Port Staff was contacted in mid-March by Norfolk Southern (NS) stating that, after conducting an internal audit of the past three years, they believe they have significantly over-paid the Port for rail car traffic and are requesting repayment. NS has consistently submitted a report to the Port for the number of cars entering the Port's track and then submitted payment to the Port for the reported traffic. The Port has taken the information as a true account with no way for the Port to substantiate the data. Mr. Wilmsmeyer stated that staff has begun to ask our tenants for data that they have regarding the number of cars in an attempt to reconcile it, which could be a long and arduous task. Mr. Wilmsmeyer also

suggested the possibility of hiring an outside auditing team to handle the reconciliation. Mr. Stahlman informed the Members that the AEI Reader purchase and installation that was approved by the Board in February will eliminate the need to rely on the number of cars reported to the Port by NS to easily reconcile in the future.

Ms. Brown arrived and her name was placed upon the roll.

Mr. Hamm moved that staff hire an outside auditing firm to reconcile the records. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Brown
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and approved.

Resolution was presented, entitled "A RESOLUTION AUTHORIZING THE SELECTION OF ONE OR MORE FINANCIAL INSTITUTIONS AND THE EXPENDITURE OF UP TO \$100,000 TO SECURE \$7.4 MILLION IN FINANCING FOR PORT PROJECTS." Mr. Hamm moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Brown
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Resolution was presented, previously tabled at the March 14, 2022 Board meeting, entitled "A RESOLUTION APPROVING THE LOWEST RESPONSIBLE BIDDER AND AUTHORIZING THE EXECUTION OF THE CONTRACT DOCUMENTS FOR THE C0149 – CARGO CONTAINER TILTER INSTALLATION PROJECT." Mr. Hamm moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Brown

Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Resolution was presented, entitled "A RESOLUTION APPROVING A CHANGE ORDER FOR CONTRACT A06 - YEARLY CONTRACT FOR GROUNDS MAINTENANCE PROJECT." Mr. Palus moved inasmuch as the Resolution as now presented has been previously circulated in written form to and received by all of the Members of the Board, that the reading of said Resolution be waived and that same be adopted in the written form as now presented. Ms. Aud seconded. Roll call:

Voting Aye - Aud
Brown
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and Resolution approved.

Bill Stahlman, Port Engineer, presented a brief overview of the Engineer's Report. He informed the Members that the West Fourth Street Reconstruction Project is underway and sanitary sewer lines are being installed. He also informed the Members that the North Harbor Rail Expansion has also started. Mr. Hamm moved that the Engineer's Report be placed on file. Mr. Palus seconded. Roll call:

Voting Aye - Aud
Brown
Hamm
Palus
Signall
Echols

Voting Nay - None

Chairman declared motion passed and approved.

Frank Papa, Sales Manager, presented the Business Report. Chairman Echols ordered the Business Report be placed on file.

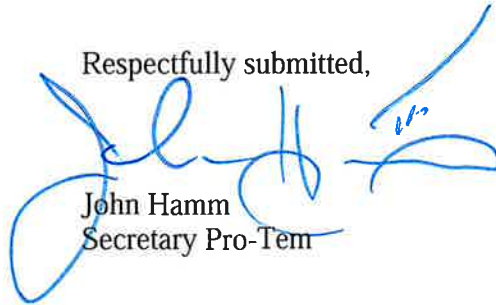
Mr. Wilmsmeyer offered to take any of the Members on a tour of the projects that are currently underway. Those interested can contact him.

Mr. Wilmsmeyer informed the Members that there will be a Press Conference held on April 27th at the Port's Building No. 203 at 3:00 PM presented by the Leadership Council for the announcement of the 100-year certification of the levee system. He invited the Board to attend.

Mr. Wilmsmeyer also informed the Members that there are still a couple of Members who have not yet filed their Statement of Economic Interest with the State of Illinois according to officials. He reminded everyone that those that have not filed by May 2nd could be assessed a fine.

There being no further business to come before the Board, Mr. Hamm moved that the Meeting be adjourned. Mr. Palus seconded and, with all Members present and voting Aye, Chairman declared motion passed and approved.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'John Hamm', is written over the typed name and title. The signature is stylized and includes a large flourish on the right side.

John Hamm
Secretary Pro-Tem