

1 ILLINOIS FINANCE AUTHORITY
 2 SPECIAL MEETING OF THE MEMBERS
 3
 4 REPORT OF PROCEEDINGS of the Special
 5 Meeting of the Illinois Finance Authority HELD IN
 6 PERSON and VIDEO CONFERENCE on Thursday,
 7 February 25, 2021 at 12:02 P.M., pursuant to notice.
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 10 PRESENT VIA AUDIO AND VIDEO CONFERENCE:
 11 CHAIR WILL HOBERT
 12 MEMBER PETER AMARO
 13 MEMBER DREW BERES
 14 MEMBER JIM FUENTES
 15 MEMBER MICHAEL GOETZ
 16 MEMBER ARLENE JURACEK
 17 MEMBER ROXANNE NAVA
 18 MEMBER GEORGE OBERNAGEL
 19 MEMBER JOSÉ RESTITUYO
 20 MEMBER EDUARDO TOBON
 21 MEMBER RANDY WEXLER
 22 MEMBER BRAD ZELLER
 23
 24 ILLINOIS FINANCE AUTHORITY STAFF:
 25 ELLIZABETH WEBER, General Counsel
 26 BRAD FLETCHER, Vice President and Assistant
 27 Board Secretary
 28 RICH FRAMPTON, Executive Vice President
 29 CHRIS MEISTER, Executive Director (in person
 30 and via audio conference)
 31 JACOB STUCKEY, Deputy Executive Director
 32 LISA BONNETT, Vice President, Water Policy
 33 ROBERT LITCHFIELD

1 ALSO PRESENT:
 2 MR. JEFF KAUFMAN, Mayor of Morton, Illinois
 3 MR. RODNEY MOLNAR, Village Clerk, Diversen,
 4 Illinois
 5 MR. TOM BEROLA, Mayor of Auburn, Illinois
 6 MR. JIM ZOLNIEREK, Interim Executive Director
 7 of Illinois Commerce Commission
 8 MR. DAVE SCHRYVER, President and CEO of
 9 American Public Gas Association
 10 MS. HEATHER VIELE, General Manager of
 11 Interstate Municipal Gas Agency
 12 MS. STACI WILSON, Director of Government
 13 Affairs of Illinois Public Energy
 14 Agency
 15 MR. MIKE GENIN, Vice President of Member
 16 Services of Illinois Public Energy Agency
 17 MR. RICH TOMEI, Chapman and Cutler
 18 MR. KELLY KOST, Chapman and Cutler
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 20
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 22
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1 CHAIR HOBERT: Good morning. This is Will
2 Hobart, Chair of the Illinois Finance Authority.
3 I'd like to call the meeting to order.
4 MR. FLETCHER: Good morning, everyone. My
5 name is Brad Fletcher. Today's date is Thursday,
6 February 25th, 2021; and this Special Meeting of
7 the Authority has been called to order by
8 Chair Hobert at the time of 12:02 P.M.

9 CHAIR HOBERT: This is Will Hobert. Thank
10 you, Brad.
11 The Governor of the State of Illinois
12 issued a Gubernatorial Disaster Proclamation on
13 February 5th, 2021, finding that, pursuant to the
14 provisions of the Illinois Emergency Management
15 Agency Act, a disaster exists within the State of
16 Illinois related to public health concerns caused by
17 COVID-19 and declaring all counties in the State of
18 Illinois as a disaster area, which Proclamation
19 remains in effect for 30 days from its date.
20 In accordance with the provisions of
21 Section 7(e) of the Open Meetings Act, as amended, I
22 have determined that an in-person meeting of the
23 Authority today, February 25th, 2021, is not
24 practical nor prudent because of the disaster

1 declared. Therefore, this Regular Meeting of the
2 Authority is being conducted via video and audio
3 conference without the physical presence of a quorum
4 of the Members.
5 Executive Director Meister is currently at
6 the Authority's Chicago office at the location of
7 the meeting and also participating via video and
8 audio conference. All Members will attend this
9 meeting via video or audio conference. As we take
10 the roll calls, the response of Members will be
11 taken as an indication that they can hear all other
12 Members, discussions, and testimony.
13 Will the Assistant Secretary please call
14 the roll?
15 MR. FLETCHER: Certainly. This is Brad
16 Fletcher. With all Members attending via video or
17 audio conference, I'll call the roll.
18 Mr. Amaro?
19 MEMBER AMARO: Here.
20 MR. FLETCHER: Thank you.
21 Mr. Beres?
22 MEMBER BERES: Here.
23 MR. FLETCHER: Thank you.
24 Mr. Fuentes?

1 MEMBER FUENTES: Here.
2 MR . FLETCHER: Thank you.
3 Vice Chair Goetz? Mike, are you still
4 with us?
5 MEMBER GOETZ: I'm sorry. Yeah, I'm here.
6 I'm sorry. I had it on mute.
7 MR . FLETCHER: Thank you.
8 Mayor Juracek?
9 MEMBER JURACEK: Here.
10 MR . FLETCHER: Roxanne Nava?
11 MEMBER NAVA: Here.
12 MR . FLETCHER: Thank you.
13 Mr . Obernagel?
14 MEMBER OBERNAGEL: Yes.
15 MR . FLETCHER: Thank you.
16 Mr . Restituyo?
17 MEMBER RESTITUYO: Here.
18 MR . FLETCHER: Thank you.
19 Mr . Tobon?
20 MEMBER TOBON: Here.
21 MR . FLETCHER: Thank you.
22 Mr . Zeller?
23 MEMBER ZELLER: Here.
24 MR . FLETCHER: Thank you.

1 And Chair Hobert?
2 CHAIR HOBERT: Here.
3 MR . FLETCHER: Thank you.
4 Again, this is Brad Fletcher.
5 Chair Hobert, in accordance with Section 7(e) of the
6 Open Meetings Act, as amended, the quorum of Members
7 has been constituted at this time.
8 CHAIR HOBERT: This is Will Hobert. Thank
9 You, Brad.
10 Before we begin making our way through
11 today's agenda, I'd like to request that each Member
12 mute their audio, when possible, to eliminate any
13 background noise unless you are making or seconding
14 a motion, voting, or otherwise providing any
15 comments for the record. If you're participating
16 via video, please use your mute button found on your
17 task bar at the bottom of your screen. You'll be
18 able to see the control bar by moving your mouse or
19 touching the screen of your tablet. For any Member
20 or anyone from the public participating via phone,
21 to mute and unmute your line, you may press *6 on
22 your keypad if you do not have that feature -- if
23 you don't have that feature on your phone.
24 As a reminder, we are being recorded and

1 the court reporter is transcribing today's
2 proceedings. For the consideration of the court
3 reporter, I'd also like to ask that each Member
4 state their name before making or seconding a motion
5 or otherwise providing any comments for the record.
6 Finally, I'd like to confirm that all
7 members of the public attending in person or via
8 video or audio conference can hear this meeting
9 clearly.

10 Chris, can you confirm that this video and
11 audio conference is clearly heard at the physical
12 location of this meeting?

13 EXECUTIVE DIRECTOR MEISTER: This is
14 Executive Director Chris Meister. Thank you,
15 Chair Hobert. I'm physically present in the
16 conference room on the 10th floor of 160 North
17 LaSalle Street, Chicago, Illinois. I can confirm
18 that I can hear all discussions, presentations, and
19 votes here at the physical location of the meeting.
20 I have advised the security guards on the first
21 floor that we have a public meeting today. The
22 agenda for today's meeting has been posted on this
23 floor and on the first floor as well as on the
24 Authority's website as of Tuesday, February 23rd,

1 2021, at least 48 hours before the time of this
2 meeting.
3 Building security has been advised that
4 any members of the public who choose to do so and
5 who choose to comply with the building's public
6 health and safety requirements may come to this room
7 and listen to the proceedings. At the moment, no
8 one is here with me.
9 Back to you, Chair Hobert.
10 MR. FLETCHER: Chairman, I believe you're
11 on mute.
12 CHAIR HOBERT: Thank you. This is
13 Will Hobert. Thank you, Chris.

14 If any members of the public participating
15 via video or audio conference find that they cannot
16 hear these proceedings clearly, please call
17 (312) 651-1300 or write info@il-fa.com immediately to
18 let us know, and we will endeavor to solve the audio
19 issues.
20 Does anyone wish to make any additions,
21 edits, or corrections to today's agenda?
22 (No response.)
23 Hearing none, I'd like to request a motion
24 to approve the agenda. Is there such a motion?

1 MEMBER OBERNAGEL: Yes. This is George
 2 Obernagel. So moved.
 3 MEMBER AMARO: This is Peter Amaro.
 4 Second.
 5 CHAIR HOBERT: This is Will Hobert. Will
 6 the Assistant Secretary please call the roll?
 7 MR. FLETCHER: Certainly. This is
 8 Brad Fletcher. On the motion by Member Obernagel
 9 and second by Member Amaro to approve the agenda, I
 10 will call the roll.
 11 Mr. Amaro?
 12 MEMBER AMARO: Yes.
 13 MR. FLETCHER: Thank you.
 14 Mr. Beres?
 15 MEMBER BERES: Yes.
 16 MR. FLETCHER: Thank you.
 17 Mr. Fuentes?
 18 MEMBER FUENTES: Yes.
 19 MR. FLETCHER: Thank you.
 20 Vice Chair Goetz?
 21 MEMBER GOETZ: Yes.
 22 MR. FLETCHER: Thank you.
 23 Mayor Juracek?
 24 MEMBER JURACEK: Yes.

1 MR. FLETCHER: Thank You.
 2 Ms. Nava?
 3 MEMBER NAVA: Yes.
 4 MR. FLETCHER: Thank you.
 5 Mr. Obernagel?
 6 MEMBER OBERNAGEL: Yes.
 7 MR. FLETCHER: Thank you.
 8 Mr. Restituyo?
 9 MEMBER WEXLER: Excuse me. This is
 10 Mr. Wexler. I have just joined. So I'm sorry to
 11 interrupt, but I wanted to apprise of my attendance.
 12 MR. FLETCHER: Thank you. You did not
 13 miss any votes. You have been added to the initial
 14 quorum roll call at the time of 12:08 P.M. We are
 15 currently taking a roll call on the motion to
 16 approve the agenda. Motion was made by
 17 Member Obernagel and second by Member Amaro. So far
 18 we have ayes from Mr. Amaro, Beres, Fuentes, Goetz,
 19 Juracek, Nava, Obernagel, and Restituyo.
 20 Mr. Tobon, your vote?
 21 MEMBER TOBON: Yes.
 22 MR. FLETCHER: Thank you.
 23 Mr. Wexler?
 24 MEMBER WEXLER: Yes.

1 MR. FLETCHER: Thank You.
 2 Mr. Zeller?
 3 MEMBER ZELLER: Yes.
 4 MR. FLETCHER: Thank You.
 5 And Chair Hobert?
 6 CHAIR HOBERT: Yes.
 7 MR. FLETCHER: Thank you. Again, this is
 8 Brad Fletcher. Chair Hobert, the motion to approve
 9 the agenda carries.
 10 CHAIR HOBERT: This is Will Hobert. Thank
 11 you, Brad.
 12 If anyone from the public participating
 13 via video wishes to make a comment, please indicate
 14 your desire to do so by using the "raise your hand"
 15 function. Click on the "raise your hand" option
 16 located at the center of your control bar at the
 17 bottom of your screen. You will be able to see the
 18 task bar by moving your mouse or touching the screen
 19 of your tablet.
 20 If anyone from the public participating
 21 via phone wishes to make a comment, please indicate
 22 your desire to do so by using the "raise hand"
 23 function by pressing *9.
 24 Is there any public comment for the

1 Members?
 2 MR. LITCHFIELD: Mr. Chairman, we have one
 3 raised hand from a Jerry Kaufman.
 4 CHAIR HOBERT: Thank you, Rob.
 5 Mr. Kaufman, you have three minutes.
 6 Mr. Kaufman, you may be on mute.
 7 MR. KAUFMAN: Okay. Yes. Can you hear me
 8 now?
 9 CHAIR HOBERT: Yes.
 10 MR. KAUFMAN: Okay. I am
 11 Mayor Jeff Kaufman of Morton, Illinois, and would
 12 just like to discuss our February bill for gas which
 13 we are currently estimating to be \$4.6 million for
 14 the Village of Morton, and 3.5 million of that is,
 15 we believe, due to the price gouging, we'd like to
 16 go on record.
 17 So we would appreciate the opportunity to
 18 receive a loan for that amount for our citizens, but
 19 we are roughly -- normally we heat the entire
 20 Village of Morton, a population of 17,000, for
 21 \$4.3 million. So in this six days where we have
 22 accumulated additional bill of \$4.6 million. So we
 23 are looking to as you discuss these matters, and if
 24 loans are available, or grants, we would surely like

1 to be in that.
2 We own the largest gas municipality by
3 meter count in the state of Illinois. There's 80 of
4 us, and we're the largest. So I wanted you to
5 understand the consequence to a population of
6 17,000 people, that we have an additional bill of
7 4.6 million, and we have been on the forefront of
8 this publicly, that we feel \$3.5 million of that is
9 due to the price gouging.

10 CHAIR HOBERT: Thank you very much for
11 your comments.

12 Rob, are there any more hands up?

13 MR. LITCHFIELD: Mr. Chairman, there are
14 no more hands up -- yes, there is one more, sorry,
15 that just popped up from Rod, Rod M.

16 CHAIR HOBERT: Rod, please go ahead.

17 MR. MOLNAR: Yes. Can you hear me?

18 CHAIR HOBERT: Yes.

19 MR. MOLNAR: My name is Rodney Molnar.
20 I'm the village clerk in Davenport, Illinois. We
21 have a population of around 1200. We have our own
22 natural gas system, and we also provide gas to
23 Glenarm, Illinois, which is just north of us,
24 another small community.

1 Our estimated bill for this month is
2 \$620,000, which around \$550,000 we think happened
3 during the incremental process. To give you an
4 idea, our bill for last month was \$66,000. So we
5 are looking at quite a increase and quite a hit on a
6 small community like ours. So we are here also
7 interested in any grants, loans, or whatever becomes
8 available.

9 Thank you.
10 CHAIR HOBERT: Thank you very much for
11 your comments.

12 Rob, are there any more hands up?

13 MR. LITCHFIELD: Yes. There's a
14 Tom Berola.

15 CHAIR HOBERT: Mr. Berola, please go
16 ahead.

17 MR. BEROLA: Yes. If you can hear me, I'm
18 the mayor of Auburn. I believe that I can echo what
19 the gentleman from Davenport and the mayor of Morton
20 has said because we are all part of the same gas
21 consortium.

22 Auburn's yearly operating budget is
23 \$1.2 million. Our February gas bill was \$882,000,
24 this is about \$600,000 above what our normal gas

1 operating budget would be, for a record-breaking
2 February. So we, we too are seeking any kind of
3 assistance that we can get in order to help cover
4 this without having to pass on a gas bill to our
5 residents that is ten times higher than they
6 possibly could have budgeted for.

7 CHAIR HOBERT: Mr. Berola, thank you for
8 your comments.

9 Rob, are there any more hands up?

10 MR. LITCHFIELD: There are no hands up.

11 CHAIR HOBERT: Thank you, Rob.

12 This is Will Hobert. Welcome to the
13 special February 25th, 2021, meeting of the
14 Illinois Finance Authority.

15 On February 16th, 2021,
16 Governor Pritzker issued a Gubernatorial Disaster
17 Proclamation for all 102 Illinois counties due to
18 the dangerous winter storm of February 13 and 14,
19 2021. At that time Governor Pritzker called on all
20 state organizations to use all resources at our
21 disposal to keep our communities safe amid dangerous
22 and ongoing winter weather. The Authority
23 immediately went to work to identify resources.
24 In his announcement yesterday,

1 Governor Pritzker said it best: "Catastrophic
2 pricing surges have rained down on downstate
3 communities in Illinois demanding an unbearable
4 financial sacrifice from small municipalities and
5 their residents. The State of Illinois will not
6 leave our people out in the cold."

7 The Governor has called upon the Illinois
8 Finance Authority to develop a low interest [audio
9 distortion] loan program to support a manageable
10 payment program for the record-high utility costs.
11 Illinois and the Pritzker administration will use
12 every lever of state government to support all our
13 communities as best we can.

14 Today, for your consideration, the
15 Authority is here to provide an answer to
16 Governor Pritzker's call [audio distortion].
17 I turn it over to you, Chris.
18 EXECUTIVE DIRECTOR MEISTER: This is Chris
19 Meister. Thank you, Will.

20 I am pleased to welcome and introduce four
21 subject matter experts who will describe the
22 catastrophic financial challenges facing certain
23 small or smaller downstate Illinois communities.
24 First I'm pleased to introduce Jim

1 Zolnierek, Chief of the Public Utilities Bureau and
2 Interim Executive Director of the Illinois Commerce
3 Commission.

4 Jim, over to you.

5 MR. ZOLNIEREK: Thank you, Chris.

6 This is Jim Zolnierek. I am the Chief of
7 the Public Utilities Bureau and Interim Executive
8 Director of the Illinois Commerce Commission. Can
9 you hear me okay?

10 CHAIR HOBERT: Yes.

11 MR. ZOLNIEREK: Great. Thank you.

12 I am an economist by training and have
13 worked at the Commission in various roles since the
14 fall of 2000. I want to thank the Illinois Finance
15 Authority for inviting me to speak here today.

16 The Illinois Commerce Commission has the
17 authority under the Illinois Public Utilities Act to
18 regulate the rates and service quality of nine local
19 investor-owned natural gas distribution companies.

20 Wholesale natural gas rates are not subject to the
21 jurisdiction of the Commission but rather the
22 Federal Energy Regulatory Commission, or FERC.
23 Local distribution companies that supply natural gas
24 to their customers pass along the cost of natural

1 gas purchases to customers and do not earn returns
2 on those pass-throughs.

3 Illinois' geography provides several
4 advantages with respect to natural gas supply. Its
5 centralized location in the United States means that
6 numerous interstate pipelines deliver gas into the
7 state from all directions, for example, the Gulf
8 Coast, Canada, the Rocky Mountains, and eastern
9 regions of the United States.

10 Illinois has several aquifers and other
11 depleted oil or gas reservoirs that have been
12 developed to store natural gas. The largest
13 Illinois natural gas distribution companies --
14 Nicor, Peoples Gas, and Ameren -- all have on-system
15 storage. Storage allows these entities to inject
16 gas into the storage fields during the winter -- the
17 warmer season and then withdraw the gas during the
18 winter months.

19 Natural gas distribution companies prepare
20 for the winter each year by entering into contracts
21 with pipelines that provide for diversity and where
22 gas supplies come from, also by managing their
23 storage field injections withdrawals and by entering
24 into financial arrangements, for example, gas

1 purchase options as that -- and all these provide a
2 hedge for natural gas prices.

3 Each year the utilities come before the
4 Commission and present their winter preparedness
5 plans. The Commission also reviews the prudence of
6 natural gas purchases during annual purchase
7 adjustment clause reconciliation proceedings. As
8 you are well aware, the recent cold weather caused
9 wellhead freeze-offs and natural gas processing
10 plant outages in the U.S. south central region,
11 including the Permian Basin in Texas and New Mexico,
12 the Cana Woodford in Oklahoma, and Denver-Julesburg
13 in Colorado.

14 Natural gas processing plants and
15 compressor stations across the region reportedly
16 were forced to shut down or perform maintenance as
17 liquids froze inside pipes and compressors. This
18 dramatically reduced the output in the region.
19 According to the Department of Energy, on
20 February 16th the outages represented
21 approximately 30 percent of U.S. south central
22 output and approximately 7 percent of total U.S. gas
23 production. The DOE provides public updates on
24 these market conditions on its website.

1 This reduction in supply was coupled with
2 an increase in demand for home heating and by
3 gas-fired electrical generators. Many natural gas
4 pipelines across the affected areas have issued
5 operational flow orders which require natural gas
6 shippers to balance their supply with their
7 customers' usage within specified tolerance band.
8 So, for example, if there's a 5 percent tolerance
9 band, supplies must not be more than 105 percent of
10 actual usage or a noncompliance charge is assessed.
11 According to the U.S. Energy Information
12 Administration, at the Henry Hub in Louisiana, stock
13 prices for natural gas went from approximately \$3.50
14 per dekatherm in February 9th and 10th date to
15 nearly \$24 per dekatherm on February 17th. Prices
16 for natural gas delivered by pipeline for the region
17 are reportedly even more dramatic. Though the
18 hedging strategies of large utilities will mitigate
19 some of this impact, they still rely to various
20 degrees on gas coming from the U.S. south central
21 region. Smaller utilities that do not have access
22 to as many pipelines or do not have storage fields
23 are experiencing a more significant impact.
24 The Commission's financial analysis

1 division has been working with companies under the
2 jurisdiction of the Commission on strategies to
3 avoid sudden and severe increases in customers
4 billed; but the hardest hit of these may well be
5 municipal gas operators which may have very limited
6 pipeline access diversity and fewer storage options,
7 few to any. The Commission does not regulate the
8 rates or supply strategies of such entities and does
9 not have access or insight into their supply
10 contracts or hedging strategies, nor does the
11 Commission have authority under Illinois law to
12 provide assistance to such entities.

13 While outside of the Commission's
14 jurisdiction, the Commissioner certainly shares the
15 concerns of the officials of these municipal
16 operators for the well-being of their customers.
17 When prices become unaffordable, customers often
18 turn to desperate and unsafe measures such as
19 heating homes with ovens, portable camp stoves, and
20 other gasoline- and propane-fueled heaters. These
21 measures result in countless fires and cases of
22 carbon monoxide poisoning and should be avoided. We
23 are encouraged by the actions the IFA is considering
24 today to help consumers in these difficult times.

1 Thank you for your time today.
2 EXECUTIVE DIRECTOR MEISTER: Thank you
3 very much, Jim. We really appreciate your knowledge
4 and insight. If we could also ask you to stay on
5 the line because we are going to go through the
6 three other subject matter experts, and if any of
7 the Members might have questions for the four of
8 you, we want to save those until the end.
9 This is Chris Meister. Now I would like
10 to introduce Dave Schryver, president and CEO of the
11 American Public Gas Association.
12 Dave.
13 MR. SCHRYVER: Thank you, Chris. This is
14 Dave Schryver. Chair Hobert and Members of Illinois
15 Finance Authority, I appreciate this opportunity to
16 appear before you today. My name is Dave Schryver,
17 and I'm president and CEO of the American Public Gas
18 Association.
19 APGA is a national association of publicly
20 owned natural gas distribution systems. There are
21 approximately 1,000 public gas systems in 38 states
22 including over 70 in Illinois, and more than 740 of
23 these are APGA members. Public-owned gas systems
24 are not-for-profit retail distribution entities

1 owned by and accountable to the citizens they serve.
2 They include municipal gas distribution systems,
3 public utility districts, county districts, and
4 other public agencies that have natural gas
5 distribution facilities.

6 A little more than a week ago, the natural
7 gas industry was faced with an unprecedented crisis.
8 Severe cold weather in a large portion of the middle
9 of the U.S. led to historic increases in the price
10 of natural gas. Extreme cold weather led to more
11 than 15 billion cubic feet, Bcf, per day of U.S.
12 natural gas production being lost nationally during
13 the week of Valentine's Day. By the following week,
14 estimated U.S. production increased to 85.9 Bcf per
15 day which was still 5.5 Bcf per day below the
16 February 1 through 10 average. The decline happened
17 suddenly when wells and associated facilities froze
18 over in Texas and Oklahoma. The weather contributed
19 to delays in bringing those wells back into
20 operation.

21 That approximate 15 percent sudden drop in
22 supply affected regional gas markets differently so
23 that prices rose all over the U.S. at different
24 times and different rates. For example, whereas

1 first of the month, price for gas supplied into the
2 interstate Panhandle pipeline system that serves
3 Illinois and other states was around \$2.54 per
4 dekatherm, the price hit \$224 per dekatherm for
5 President's Day weekend. One location in Oklahoma
6 exceeded all other all-time records by a wide margin
7 hitting an unbelievable \$1,193 per dekatherm on
8 February 18th.

9 The demand caused by extreme cold caused
10 local distribution companies to purchase increased
11 quantities for deliveries on those same days that
12 experienced those historic daily spot increases
13 throughout many states. In fact, 151.7 Bcf of
14 natural gas was delivered in the U.S. on
15 February 14th and 149.8 Bcf was delivered on
16 February 15th, making Monday the second highest
17 delivery day ever and setting a record for the
18 largest demand for a two-day period.

19 These price increases along with the
20 increased demand have placed strains on numerous
21 public natural gas systems which had no choice but
22 to purchase the gas at the inflated prices or pay
23 even steeper pipeline penalties to ensure that their
24 customers could continue to heat their homes. In

1 one case, a municipal utility spent its monthly gas
2 budget each day over the President's Day weekend.
3 In another instance, a joint action agency expended
4 three times its annual gas purchasing budget just to
5 buy gas for its customers for four days. Another
6 APGA member anticipates spending seven times more
7 for natural gas in February than they had originally
8 budgeted for.

9 The crisis has hit public gas systems
10 particularly hard when they have limited options.
11 For example, most, including the vast majority of
12 Illinois, are capped into one pipeline with access
13 to more limited gas production than if they were
14 connected to two or more pipelines, as is the case
15 in Chicago. Lately, their access to storage is
16 limited. In addition, many public gas systems
17 currently have service disconnection moratoriums or
18 specialized payment plans in place as a result of
19 the economic impacts of COVID on shutting off
20 customers who have been unable to pay their bills
21 which places a further strain on the gas system.
22 In response to this historical crisis,
23 APGA undertook several actions. First, APGA along
24 with the American Public Power Association sent a

1 letter to the Department of Energy and the Federal
2 Energy Regulatory Commission to formally request an
3 immediate investigation into the unprecedented rise
4 in natural gas prices. We believe it is critical to
5 ensure that the increases in the price of natural
6 gas were the result of market forces rather than
7 manipulation or profiteering. APGA is pleased that
8 the Federal Energy Regulatory Commission recently
9 announced that its Office of Enforcement is
10 examining wholesale natural gas as well as
11 electricity market activity during last week's
12 extreme cold weather to determine if any market
13 participants engaged in market manipulation or other
14 violations.
15 APGA also sent a letter to President Biden
16 supporting a major disaster declaration for impacted
17 regions of the country. We have also requested that
18 federal funding be made available to assist public
19 natural gas systems and their communities to help
20 mitigate the impact of the historic price increases
21 we have experienced. APGA also strongly supports
22 the passage of federal legislation to provide
23 additional aid to the impacted communities.
24 Lastly, APGA will be assessing the

1 development of potential safeguards that should be
2 considered to help protect consumers from the
3 historical price increases that we experienced.

4 Thank you.

5 EXECUTIVE DIRECTOR MEISTER: Thank you
6 very much, Dave.
7 This is Chris Meister. I would like to
8 introduce Heather Viele, General Manager of
9 Interstate Municipal Gas Utility. Over to You,
10 Heather.

11 MS. VIELE: Thank you, Chair Hobert and
12 Board Members, for inviting me to testify today. I
13 am Heather Viele, General Manager of the Interstate
14 Municipal Gas Agency.

15 The IMGA was formed February 1st, 1990,
16 under a State of Illinois statute. IMGA is a
17 nonprofit joint action agency providing natural gas
18 administrative services to 21 municipal gas systems
19 and universities throughout Illinois, Missouri, and
20 Iowa. Our customers transport natural gas across
21 five interstate pipelines and two investor-owned
22 utilities for a throughput of more than 6.3 billion
23 cubic feet annually. Our services include supply
24 procurement, risk management, transportation

1 management, advocacy, and education.
2 The impact of the extreme weather
3 throughout the entire Midwest during the middle half
4 of February and the ensuing dramatic rise in the
5 daily price of natural gas has financially
6 devastated eight of our Illinois communities that
7 purchase natural gas on Panhandle Eastern Pipe Line
8 Company and to a lesser extent on Natural Gas
9 Pipeline Company and ANR Pipeline.

10 During the period of Friday,
11 February 12th, through Sunday, February 21st,
12 Panhandle and NGPL had implemented operational flow
13 orders (OFO) and hourly restrictions on the flow of
14 natural gas on their pipelines. During an OFO and
15 hourly restrictions, customers of the pipelines must
16 purchase and transport enough natural gas on the
17 interstate pipelines to cover a factor of their
18 hourly usage requirements. If a customer's hourly
19 usage requirements are not covered, the interstate
20 pipelines may charge penalties according to their
21 tariffs. These penalties could be as high as twice
22 the weekly average daily price posted after the end
23 of the month of natural gas delivery.
24 The penalty provisions in interstate

1 pipeline tariffs definitely make it worthwhile for
2 customers to avoid penalties at all cost. Each
3 month our customers purchase a baseload of natural
4 gas to cover average usage which is based on
5 historical usage data. The price for this baseload
6 gas is based on an index that settles three business
7 days before the end of the prior month of flow. A
8 portion of this baseload gas may be purchased in
9 advance using risk management options to mitigate
10 price risk.

During the month that this baseload gas is
purchased, weather fluctuates daily causing usage to
fluctuate. If a winter month is warm, our
communities may sell excess gas into the market at a
daily price in order to balance their gas purchases
with their gas usage. If a winter month is cold,
our communities purchase additional gas in the
market at a daily price, which was the case during
the past two weeks of February.

As colder temperatures descended on the
entire Midwest during February, the daily price of
natural gas began to creep up on February 6th as
interstate pipelines began to implement OFOs and
hourly restrictions forcing customers to purchase

1 gas in the daily market in order to cover their
2 increasing daily usage. By February 12th,
3 extremely low temperatures blanketed the Midwest and
4 were forecast to continue at record lows for several
5 days.

On February 11th, IMGA placed our daily
order for natural gas with our supplier to cover
supply for February 13th through February 16th.
Unfortunately, the holiday weekend caused the market
to trade for four days rather than the normal
three days. On the morning of February 13th,
suppliers began trading daily volumes in the daily
market, and the price of natural gas skyrocketed. I
contacted our supplier to inquire what the daily
price would be for the incremental gas we purchased
for February 13th through February 16th. I was
left speechless when I was first notified that the
daily Panhandle price was \$225 per dekatherm. I had
never experienced these exorbitant prices in the
30 years I have worked in the natural gas industry.

I quickly notified the president of IMGA,
Craig Robinson, and we went to work notifying our
customers and implementing a strategy to deal with
this price emergency. We spent the weekend

1 notifying our municipal gas systems and universities
2 of the price increase and advising them to reduce
3 usage any way they're able to. IMGA set up daily
4 emergency meetings for our members to provide market
5 updates, advocacy updates, and simply a forum for
6 discussion and sharing ideas.

7 At the community level, Village President
8 of Riverton, Tom Rader, held an emergency meeting
9 for his village board immediately that Friday
10 evening where State Representative Tim Butler
11 attended in order to assist the village with this
12 crisis. Our municipal gas customers posted
13 notifications to residential and commercial
14 customers to turn their thermostats down in order to
15 decrease usage. Some communities used their
16 robocalling system to spread the word about reducing
17 usage. Several of our communities requested their
18 schools shut down during the entire week to try to
19 reduce their usage. Most all of our communities
20 have contacted their state legislators and have
21 asked their residents to also do so in order to
22 spread the word.

23 As you can see, our communities have
24 proactively attacked this emergency in every way

1 they possibly can; however, they still will be
2 charged the outrageous daily price for natural gas
3 on daily incremental volumes to cover their daily
4 usage and avoid interstate pipeline penalties. The
5 mayors and board members of these communities are
6 desperately seeking financial solutions to assist
7 them in dealing with this crisis. Our communities
8 do not have the financial reserves to pay for this
9 natural gas, and their residents do not have the
10 money to pay a monthly natural gas bill that is ten
11 times higher than a normal monthly natural gas bill.

12 In addition to my printed testimony, IMGA
13 held a meeting this morning, and I am able to report
14 that our members are pleased with the 1 percent
15 interest rate that you are offering. Also our
16 members are aware they need to pay their natural gas
17 bills by mid March. So the response I am receiving
18 is that they will apply for their loan prior to that
19 date. Some are requesting to apply before this
20 weekend, and others are requesting the ordinance and
21 required paperwork before Monday, March 1st, to
22 present at their board meetings. So they want to
23 move this process along fairly quickly.

24 I cannot speak as to the situation of

1 other municipal gas systems in the state that are
2 not represented here today and that may not be aware
3 of this assistance. They may be in a situation to
4 withhold payment of a contested portion of their
5 natural gas invoice and may not know in March the
6 extent of their financial liability. However, as we
7 are a public Illinois agency and as part of our
8 public responsibility, I would be willing to attempt
9 to reach out to those municipal gas systems that are
10 not here today to educate and assist them with this
11 program.

12 With that said, a required time frame that
13 falls in the range of 60 days to 6 months would be
14 beneficial in order to let the market dust settle
15 and see how some of the suppliers will handle
16 payment with their customers. Your willingness to
17 offer this generous assistance is appreciated, and
18 any time frame within that range will be much
19 appreciated.

20 Our communities and I would like to thank
21 the Board for considering our plight and creating a
22 financial package to assist with this unprecedented
23 crisis.

24 EXECUTIVE DIRECTOR MEISTER: Thank you

1 very much, Heather.
2 This is Chris Meister. Finally, I will
3 introduce Staci Wilson, Director of Government
4 Affairs for the Illinois Public Energy Agency. And,
5 Staci, I thought I saw maybe some additional members
6 of your team. So in addition to your prepared
7 remarks, please feel free to introduce your
8 colleagues so the Members understand your team.
9 Thank you.

10 MS. WILSON: Thank you. Can you hear me?
11 Okay. Excellent. I will try to keep it very brief,
12 particularly because we would echo what was said by
13 Dave Schryver as well as Heather and appreciate all
14 the remarks as well.
15 Thank you, Chair Hobert and Members of the
16 Illinois Finance Authority, for your time and
17 consideration. My name is Staci Wilson. I am the
18 Director of Government Affairs for the Illinois
19 Public Energy Agency. We also run the electric side
20 of the business with the Illinois Municipal Electric
21 Agency as well. I have also online with me here
22 Mike Genin. He's our Vice President of Member
23 Services. And Mike has been in the energy business
24 for over, I think, 37 years. So 11 of those he

1 spent time at Illinois Power, and then the remaining
2 27 years he's been here on the municipal natural gas
3 and electric side, both.
4 So we, once again, we truly appreciate
5 this opportunity. We are so grateful to the
6 leadership of Illinois Governor Pritzker and you,
7 Chair Hobert and the Authority, for undertaking this
8 and considering this urgent problem.

9 The Illinois Public Energy Agency is a
10 nonprofit joint action agency providing natural gas
11 to all 12 municipal systems. They are located
12 throughout the State of Illinois. We also have two
13 cooperatives. They're electric cooperatives but
14 they also offer natural gas, and they're located up
15 in northern Illinois. And so by banding together,
16 we are able to procure wholesale natural gas at
17 better rates for our municipals.

18 IPEA provides expertise and lower
19 administrative costs, and the agency is currently
20 connected with Constellation Energy. Constellation
21 manages the municipalities' natural gas purchases.
22 As nonprofit utilities, our municipal natural gas
23 systems have been delivering essential services in a
24 cost-effective manner to their residents for

1 generations. Our municipalities hardest hit by this
2 particular crisis have locked in normal market
3 prices in advance of the February event for
4 approximately 75 percent of their typical monthly
5 natural gas volumes. That percentage of hedging is
6 based on a five-year look back at the historic
7 February usage, and this proactive action protected
8 the municipalities from a significant portion of the
9 price spike since they were locked in at normal
10 market levels. This is prudent and standard
11 business operating practice. If municipalities had
12 locked in too much, kind of as Heather described
13 there, if they bought too much in advanced hedges,
14 then they would have run the risk of either being
15 penalized or having to sell back to the market at a
16 loss. And then if the weather -- and that would
17 happen if the weather would have been warmer than
18 the usual -- and warmer than the usual on the demand
19 did not meet that hedge.
20 So as Dave Schriyer explained earlier in
21 this hearing and others have echoed, the natural gas
22 industry was challenged with an unprecedented crisis
23 this month. The record cold stretched into Texas
24 and Oklahoma where many of our pipelines originate

1 from. The cold weather drove high demand and set
2 off a cascading set of circumstances including
3 constraint generation as well as natural gas well
4 and pipeline freezes. As a result, natural gas
5 prices skyrocketed on certain pipelines to levels
6 never seen before ever.

7 In our communities the record cold weather
8 caused this usage to increase dramatically over that
9 of a typical February, and this meant municipalities
10 were forced to buy additional volumes during the
11 times when the market was most constrained and
12 therefore prices were at unprecedented highs. This
13 event was further compounded by the three-day
14 holiday weekend. The market rules require day-ahead
15 purchases, meaning a person would typically schedule
16 their Wednesday gas deliveries midday Tuesday.
17 Therefore, a traditional weekend would require the
18 gas scheduling entity, and in our case
19 Constellation, to lock in prices on Friday for three
20 days until they can purchase again on Monday for
21 Tuesday's deliveries.

22 Since this was a holiday weekend, the
23 market rules require Constellation to lock in prices
24 for a four-day period, meaning our municipalities

1 were locked into these higher prices for an
2 additional day than would have been the case during
3 a non-holiday weekend.

4 Realizing very quickly that this was
5 occurring during that Friday and into Saturday and
6 then the following days, all of our municipalities
7 took steps to immediately communicate this issue
8 with their customers in order to raise awareness and
9 seek energy conservation measures, and this would
10 provide the best short-term relief. They also
11 worked very closely with their large customers
12 communicating daily updates on pricing so that as
13 much information was available to those customers so
14 that they could make the best choices for their
15 entity and plan their usage accordingly.

16 You know, our municipalities, they want to
17 do right by their residents, many of whom are low
18 income or elderly. These communities, they're
19 municipalities so they're local. They live in their
20 own communities. They're there every day and
21 talking to these people. Right? And they're
22 nonprofit because they're a municipality. And
23 several of our mayors have sent you letters
24 outlining the direct impacts and all the specifics

1 with their towns, and we appreciate the opportunity
2 that you made available for them to do so. They
3 appreciate any relief that can be offered to help
4 them reduce the overall impacts on the Illinois
5 businesses and the families and their customers they
6 serve.

7 Each municipality will seek the best
8 option to assist their customers while utilizing
9 this tool that you are looking at providing to help
10 them through this budget crunch. Some options will
11 include spreading out the impacts of the crisis over
12 bills through the year or, you know, perhaps even
13 longer. Others may offer specialized budget billing
14 programs. It really depends municipality to
municipality how they're going to be able to best
ensure that their customers receive this relief.
You know, honestly it's very frustrating to each of
our communities that they have operated a
responsible utility and yet almost unbelievably
today they are suffering the consequences of issues
that originated in Texas and Oklahoma.
And in conclusion, we just want to thank
you again for the opportunity to discuss these
situations and appreciate the program you're

1 considering. We'd like to urge you to vote in
2 support of this program that would provide that
3 assistance for our municipalities.

4 And just sort of off, briefly off the
5 provided testimony I had. You know, honestly, I
6 have worked in government for well over 20 years
7 now, and I worked with the legislature the most and
8 with administrations in the past, and the speed with
9 which the Governor and his staff and Chair Hobert
10 and the IFA has moved to do this is truly
11 breathtaking. This is amazing for government, and
we cannot thank you enough for this consideration
12 you're taking today for that program.

13 EXECUTIVE DIRECTOR MEISTER: This is Chris
14 Meister. Thank you very much, Staci, and to the
15 other speakers.
16 And now we've provided a great deal of
17 detailed information, and before I turn it over to
18 Chair Hobert on Agenda Item VI, I just want to take
19 a breath, take a moment, because the Members have
20 heard an awful lot of information, in case any of
21 the Members have any other questions for any of our
22 four panelists: Jim, Dave, Heather, and Staci. And
23 I think that the combination of Chair Hobert and our
24

1 colleague Rob will be able to identify if any of the
2 Members have any raised hands so that they can, the
3 Members can ask questions directly to the panelists.
4 CHAIR HOBERT: Rob, do you see any hands
5 up?

6 EXECUTIVE DIRECTOR MEISTER: Yeah.

7 MR. LITCHFIELD: Mr. Chairman, there are
8 no raised hands.

9 CHAIR HOBERT: Thank you, Rob, and thank
10 you, Chris. This is Will Hobert.

11 Now ordinarily as matter of Authority
12 practice, a project like this would first be
13 considered by the Direct and Alternative Committee
14 chaired by Member Nava before consideration by the
15 full membership. In this case due to the urgency
16 and the compressed timeline of the project, we have
17 asked Chair Nava if she would -- if she has an
18 objection to waiving consideration by the Direct and
19 Alternative Committee.

20 Roxanne, do you agree to have this project
21 moved directly to consideration by the full
22 membership of the Authority?
23 MEMBER NAVA: This is Roxanne Nava. Thank
24 you, Will.

1 During my time as Assistant Director of
2 the Illinois Department of Commerce and Economic
3 Opportunity, I worked closely with communities
4 outside of metropolitan Chicago, and I learned
5 firsthand of their challenges. As Governor Pritzker
6 noted, the financial challenges faced by these
7 impacted communities are catastrophic and this
8 timeline is tight, I so absolutely support your call
9 for this Special Meeting as well as the expedited
10 consideration of this project by the full membership
11 of the Authority.

12 Finally, I'd like to commend you,
13 Chair Hobert, and Executive Director Meister for
14 being so nimble to respond to this grave and
15 time-sensitive situation. I know from experience
16 that government is not usually associated with fast
17 and effective responses, so as Staci mentioned, this
18 is breathtaking. So thank you for your leadership,
19 and I also thank Governor Pritzker for his
20 leadership.

21 Thank you.
22 CHAIR HOBERT: This is Will Hobert. Thank
23 you, Roxanne. I appreciate your support and thank
24 you for the kind words.

I'd now like to ask if any Members have a
need to recuse or abstain from the presentation and
consideration of Agenda Item VI.

(No response.)

Hearing no need of a recusal, I would like
to consider the Resolution Authorizing the Creation
of a Local Government Emergency Loan Program Related
to Municipal Natural Gas Purchases; and Related
Matters. Then I would like to take a roll call.

Chris.

EXECUTIVE DIRECTOR MEISTER: Thank you,

Will. This is Chris Meister.

As an opening note to the mayors of
Morton, Auburn, and Divernon, following the
conclusion of this meeting, members of our team will
reach out to you directly. We appreciate you making
the time to call in.

Members of the Authority, I believe that
we have heard the scope of the problem and the
reasons for the problem so I'm going to move
directly to the proposed solution for your
consideration.

A week ago Tuesday the Governor put out a
call to all state entities to come up with solutions

and resources for this catastrophic problem, and we
went to work immediately. Quickly, there are
provisions, statutory provisions under the
Authority's act that allow us to loan to local
governments, such as the ones that you have heard
from. That authority is found in Section 820-05
through 820-60 of the Illinois Finance Authority
Act; and it, in short, it allows the Authority to
purchase local government securities or notes,
issued by a unit of local government. So in
essence, the Authority is in a position to be
pitcher on the pitcher's mound. We have a ball, we
have a glove, and we are ready to pitch the ball.
We have the power to loan.
We also examined our balance sheet. The
Authority is not an appropriated agency, but we do
have approximately \$60 million of our own locally
held general funds, and we also additionally have
another \$60 million of funds that are limited in
some way by state statute. We quickly were able to
identify approximately \$15 million in locally held
funds that could be deployed quickly in order to --
quickly as loans.
And again, I want to make this clear: The

1 Authority is, by statute is a finance loan making
2 agency. The money that the Authority, should it
3 choose to do so, that will be deployed is a loan.
4 It is not a grant. There are other agencies that
5 have the statutory powers and appropriated funds to
6 make grants. The Illinois Finance Authority is not
7 among those agencies just to make that clear for
8 everybody on the phone.

9 The greater challenge soon became, in
10 essence, going back to my baseball game analogy, if
11 we were standing on the mound with the ball and able
12 to pitch, who was going to be the catcher and who is
13 going to be the batter or sadly would the Authority
14 be throwing baseballs fruitlessly at a backstop. We
15 wanted to avoid that outcome.

16 So we worked with our on-staff experts.
17 We also worked with outside counsel of which of whom
18 we have a number under contract throughout our
19 procurement process. The market leader in the
20 Illinois world of local government finance is
21 Chapman and Cutler. We have two bond counsel that
22 were kind enough to be available at this meeting.
23 They are Rich Tomei and they are Kelly Kost. They
24 are available to answer any questions when I

1 conclude.
2 After working through any number of
3 options, the collective, we were able to identify
4 Section 17(b) of the Illinois Local Government Debt
5 Reform Act, and this provides governmental units
6 with the power to issue what are known as "debt
7 certificates" and the proceeds of which may be used
8 to finance the purchase of natural gas, and we hope
9 this is an open question related cause.

10 The way that Section 17(b) works and the
11 way the debt certificate works is that they are
12 typically issued for a purchase. The proceeds of
13 the finance or the proceeds of the debt are issued
14 to finance the purchase of either personal property
15 or real property. In this case, the conclusion was
16 that the purchase of natural gas qualified as
17 personal property.

18 Moving on from that going back to my
19 baseball analogy, we also wanted to make sure that
20 the potential local governments had a turnkey set of
21 documents in order to go back through their open
22 meetings process, through their municipal law
23 processes, through their ordinances to call meetings
24 and to have resolutions or ordinances approved. So

1 we are in the process of developing documents which
2 we hope to be available very shortly, given the
3 compressed time frame, of sample open meetings
4 notices, sample ordinances or resolutions, a sample
5 note because after the local government uses
6 Section 17(b) of the Illinois Local Government Debt
7 Reform Act to issue a debt certificate, the
8 Authority, assuming that the Resolution on the
9 agenda today is adopted, will have the power to
10 deploy its funds to buy that debt certificate, and
11 that will be the method in which the loan is funded.
And then we will also have a sample note, a model
note, and a sample model debt opinion by the firm of
Chapman and Cutler. This will be taxable, not
taxable-exempt, debt as with which the Authority
typically deals with.

So again, to address the concerns of our
expert witnesses, the time sensitivity, and the
three mayors that were kind enough to call in during
the public comment section, we are aiming for a
turnkey process that can be taken by potential local
government borrowers very quickly so that they can
go back to their constituents and their colleagues
on their town councils to obtain the legal authority

1 to enter into debt with the Illinois Finance
2 Authority.
Now, turning to the terms. And again, we
have worked very quickly including up until this
morning so I want to be very clear with everybody.
We knew the urgency. We also knew, as the expert
witnesses had indicated, that there may well be
commercial disputes between the local governments
and their gas suppliers. So we have -- what I'm
about to say, we have worked very hard to be
reflective and to develop a tool that will be
readily picked up and useable by the local
governments in order to address this crisis.
So starting with the debt certificate. We
knew that in working with our expert witness
partners that there may be situations where the
local government may wish to dispute the amount of
overage with their supplier, and they may wish to do
that by setting the funds aside and not paying the
supplier and then fighting to get the money back
from the supplier. So we worked through that
situation; and the way that the documents will be
structured is that -- assuming that the Resolution
is adopted today by the Authority and assuming that

1 the local government issues a debt certificate note
2 that can be purchased by the Authority, we have come
3 up with a method by which the Authority and the
4 local government may close the financing, the
5 proceeds would be a minimal amount, say \$5,000, and
6 that the remainder of the overage amount -- we have
7 heard various large numbers. I'm not going to give
8 one for purposes of this example -- that we will
9 have that available to be drawn down.

10 Now this is important to note: The debt
11 certificate is a limited and specific purpose debt
12 instrument under the Illinois Compiled Statutes. So
13 it is important that the debt is structured to
14 purchase personal property, in this case natural gas
15 and hopefully associated costs, but natural gas as
16 personal property. So that is the way that we do
17 this so it is not a drawdown debt facility, it is
18 not a letter of credit, it is not a line of credit.
19 What we have tried to account for this fact, this
20 fact that was facing all of us collectively.

21 Number two. I think there has been a lot
22 of interest over the interest rate; and again, we
23 worked very hard over the last week to have an
24 interest rate that could be supportive that would

1 fall under the governor's call for a low interest
2 loan program that would provide economic benefit for
3 the hard-hit local governments and their
4 constituents. So why 1 percent? So the Authority
5 staff took a look at comparable rates with recent
6 taxable municipal transactions for a three-year
7 period -- more on that, I'm going to get into that,
8 but that's what we are proposing is the term -- for
9 nonrated or lower rated communities that may not
10 have investment-grade ratings or not had paid for
11 that due to size or other reasons. From the
12 information that we have gathered and that will --
13 and we hope that this rate will provide additional
14 economic relief beyond which would be realized from
15 a local bank or lending facility.
16 So that, those were our comparables. We
17 also looked at the price of working with outside or
18 with Chapman and Cutler as well as our
19 administrative cost because remember, we are not
20 funded through taxpayer appropriations of the
21 General Assembly, and the money that we are earning
22 largely is retained earnings over time by the
23 Authority. So that is why we chose 1 percent. We
24 also knew that the local government borrowers would

1 be going back to their colleagues on their councils
2 and their constituents so we wanted to have
3 something very clear, very clear and very simple.
4 So we are going for what we are believing
5 to be a time long enough to allow the local
6 governments to spread this increased cost over their
7 rate basis to avail themselves of any remedies that
8 they may well have over with respect to their
9 suppliers. And in the event that the federal
10 government acts to provide disaster relief, which we
11 join that call for disaster relief from the federal
12 level, that it will be enough time for the local
13 governments to exercise those remedies.

14 So we are thinking about a three-year
15 term. We happen to have a Board Member with some
16 expertise on municipal rate bases, so her
17 contributions -- Member Juracek -- were invaluable
18 and her insight into the workings of utilities. So
19 what we are hoping to do and the way that we
20 believe the -- if the Resolution is adopted, the
21 documents will be structured approximately a
22 three-year term, and I will tell you why. Because
23 of course administratively the Authority wants to
24 set a date certain for administrative convenience

1 when all of these potential emergency loans will be
2 due or will be due. So we are still working on
3 that. After the conclusion of the meeting, we
4 expect to have this date, but it's going to be
5 approximately three years in the future.

6 The reason why we decided to go with
7 three years is because, remember, the debt
8 certificate instrument is limited purpose; and if we
9 got, if we had set it less than three years, we
10 could get to the end of one year or two years and
11 rather than a simple extension that staff might be
12 delegated to do or that we would be able to come
13 back before the Authority to obtain approval for, in
14 essence the local government and the Authority would
15 need to reissue an entirely new debt certificate.

16 So we decided to lengthen the period out
17 in order to provide the maximum amount of runway for
18 the local governments to solve this particular
19 challenge; and as the members have heard and as I
20 have learned over the last week or ten days, these
21 local governments take their independence and their
22 self-sufficiency very, very seriously. In the
23 governor's press conference, I believe it was the
24 mayor of Roodhouse who indicated he had run a

1 natural -- the town of Roodhouse had run a natural
2 gas utility for a hundred years without any problems
3 and without ever needing to ask for help; and over
4 the long weekend in February 2021, it gave rise to a
5 situation where they will need to ask for help.
6 So we wanted -- so the term will be
7 roughly three years, give or take some months, and
8 then we also wanted to provide flexibility to the
9 local governments according to their own schedules
10 leading up to March the 20th to have their own
11 processes, their own public meetings, adopt their
12 own ordinances and resolutions to authorize their
13 own issuance of debt so they could take advantage of
14 the program.

15 In addition, what the Authority, assuming
16 the Resolution is adopted, will be offering is
17 simple 1 percent. Simple, not compounded, 1 percent
18 interest that will be paid in a single maturity at
19 the end of the term, some up to three years in the
20 future, give or take. We wanted to keep the
21 calculation simple, we wanted to make sure that it
22 was going to be below anything that was likely to be
23 offered from any local bank, and we wanted to have
24 ease of description of the relationship back to your

1 constituents and colleagues on your councils.
2 In addition, understanding the seriousness
3 that the local government leaders that run these
4 local government gas utilities take their
5 obligations to their constituents and their
6 neighbors as well as their value of independence and
7 self-sufficiency, we will be giving the local
8 government borrowers the opportunity to prepay at
9 any time before the end of the term without
10 financial penalty. So if a local government
11 borrower has the money and has figured out a way
12 within their own financial system to smooth this out
13 not to negatively impact the -- not to negatively
14 impact their constituents in some way and if they
15 want to prepay and settle up with the Authority, we
16 want to give them the opportunity to do so.
17 So moving on to security.
18 Chapman and Cutler, bond counsel, advises us this is
19 going to be a general obligation of the local
20 government. So the Authority will be a debtor on
21 par with all other general obligation debtors. We
22 will not have a superior lien. So that is the
23 initial security.
24 The second level of security is that the

1 Illinois Finance Authority Act does provide the
2 Authority with what is known as a state revenue
3 intercept. That is going to be additional security.
4 We do not believe that that security will ever be
5 used given the seriousness of our potential
6 borrowers are taking this crisis and their duties to
7 their members.

8 Turning to the usual business of the
9 Authority, and I will just state for the record that
10 this is not what the Illinois Finance Authority does
11 month in and month out: Make \$15 million available
12 to loan to local governments or any category of
13 borrower on ten days' notice. This was an
14 intentional response to a life safety emergency that
15 was recognized and declared by the Governor of the
16 State of Illinois. So but we have a statutory
17 framework, and we have an internal review system so
18 I do want to go over that for the record and -- I do
19 want to go over that for the record. So and again,
20 this is probably useful for the mayors and other
21 interested parties on this call.
22 Under the Authority's statute we have, the
23 Authority has three broad primary purposes. It's
24 about 15 paragraphs, and I'm not going to read them

1 all to you, but we have boiled them down.
2 It is to promote a vigorous growing
3 Illinois economy and to avoid involuntary
4 unemployment for Illinois residents.

5 Two. It is to reduce the cost of
6 indebtedness to Illinois taxpayers and residents,
7 particularly for public purposes.

8 And three, it is to otherwise enhance the
9 quality of life for the people of Illinois.
10 Now, several years ago we had a strategic
11 plan, and it provided us with a four-part set of
12 guideposts or a four-part test when we are, when the
13 Authority is contemplating new time-sensitive
14 unusual programs and products that may not have
15 otherwise been needed or that we may not have been
16 otherwise aware of but that we may have had the
17 statutory power to pursue and the balance sheet to
18 provide.

19 So that four-part test is whether the
20 proposed program falls within one or more of the
21 above public purposes: Vigorous economy, reducing
22 the cost of indebtedness to Illinois taxpayers for
23 public purposes, and otherwise enhancing the quality
24 of life. The answer, in my opinion, is yes, what is

1 being asked of the Members of the Authority clearly
2 falls within the public purposes of the Authority.
3 Number two. Has the risk profile of the
4 proposed program been appropriately articulated to
5 the Members of the Authority? And what I'm about to
6 say will support the answer [inaudible] utilities
7 which even at a small level is a complex and
8 demanding enterprise. They have run them well, they
9 have run them -- they have run them well. They have
10 run them without needing to ask for help. And I
11 have been struck by the seriousness of purpose of
12 the mayors who have commented today, the mayors that
13 I've had the opportunity to speak to in connection
14 with the IPEA and the IMGA as well as the other
15 subject matter experts that we have interacted with.

It is important to note for the Members of
the Authority that bankruptcy is not typically
available to Illinois local governments. There are
some statutes on the books. The Illinois Finance
Authority does or could, under certain
circumstances, play a role in those, but it is not
readily available to Illinois local governments to
access what is known as Chapter 9 of the Federal
Bankruptcy Code.

1 So but I will state, given my experience
2 with many borrowers at the Illinois Finance
3 Authority and with many units of local government,
4 and given my professional experience, and
5 importantly the support and recognition by
6 Governor Pritzker and his team of the catastrophic
7 impact to certain Illinois residents and the
8 potential for catastrophic negative impact to the
9 budgets of these local governments, that while there
10 could be a risk theoretically, I am recommending to
11 the Board that we move swiftly and quickly because I
12 think given our group of borrowers under any sort of
13 credit analysis, and again one may be what is known
14 as the three Cs of credit analysis -- character,
15 collateral, and capacity -- I believe that this
16 universe of local government borrowers would fulfill
17 all three in a very quick and timely manner.
Number four of the four-part test. What
is the net revenue impact to the Authority? A few
years ago, because we are self-funded, we tried to
divide what we do into products that we can make
money on to support our operations and programs that
either the Authority Members would like us to do,
the Governor would like us to do, or the General

1 Assembly is telling us and mandating us to do. And
2 we are framing this as a program, not a product, but
3 we are hoping that our internal costs of possibly
4 deploying liquidity funds, possibly selling
5 investments, the legal cost, the staff cost, that
6 ultimately it will wash out in some form or fashion
7 with this 1 percent number. So we have contemplated
8 those, and we have been undertaking the impact to
9 the Authority with an eye towards our ultimate
10 accountability with respect to the auditor general
11 process.

12 And four, finally, will this proposed new
13 program compete with existing private, nonprofit, or
14 other public competitors? And I think what the
15 Members have heard today is definitively not. There
16 does not appear to be another loan program tool,
17 anything that is available in the time frame before
18 March the 20th that is needed by this category of
19 Illinois local government borrowers.
20 So that concludes my remarks. I ask for
21 the support, an aye vote of the Members supporting
22 the Resolution before you. And in the event that
23 any Members have any questions, I will tell you that
24 we have outside bond counsel and we also have a

1 depth of staff expertise.
2 One final matter that I want to put on the
3 record. Providing opportunity and representing the
4 diversity of our great state is a high priority and
5 public policy objective of the Authority. This
6 objective was manifested going back to the very
7 beginning of the Authority in the first few meetings
8 back in 2004. Our Vice Chair, Mike Goetz, happened
9 to have been on the Authority at that time, and we
10 passed a Resolution highlighting this objective of
11 making sure that there were opportunities for
12 businesses of all types in the state, but
13 particularly for businesses owned by minorities,
14 women, veterans. We also recognize that for many of
15 the mayors on the phone that there is also a
16 geographic diversity in our state; and again, the
17 potential universe of Local governments who we hope
18 will be borrowing through this program recognize
19 that their diversity is as important to them as the
20 way that diversity is often characterized in the
21 greater social discussion. So the Authority with
22 respect to diversity, both our staff and our
23 vendors, is of high priority. We do have some
24 limitations when we are hiring through what's known

1 as the Shakman process, and we do have some
2 limitation imposed by the General Assembly through
3 what's known as the Illinois Procurement Code. But
4 at the end of December when we closed half a billion
5 dollars of AAA-rated state revolving fund clean
6 water initiative debt to help communities from one
7 end of this state to the other on behalf of the
8 IEPA, helping them, communities from one end to the
9 state to the other without respect to size and with
10 our partners of the EPA, our financial advisor was
11 woman-owned; one of the law firms was woman-owned;
12 the lead comanager is a minority-owned firm, and on
13 the comanagers we had an African American-owned
14 firm, a Latino-owned firm, both of which were based
15 in Chicago, a veteran- and minority-owned firm; and
16 the lead bank in this case for the first time ever
17 with a Wall Street bank is now led by a woman. We
18 made sure that the compensation of that team of
19 bankers reflected, was structured in such a way that
20 the minority participants were able to fully see the
21 economic gains.

22 And indeed, this is a balance sheet
23 lending program, the one before you today, so there
24 are no bankers. This is Authority funds being lent

1 out directly from the Authority. And Chapman and
2 Cutler is not a minority-owned law firm, but they
3 are the market leader and the experts in this
4 sector, and I think most law firms, most of their
5 legal competitors would agree to that.

6 Because as the Members know, there is a
7 speed to funding challenges for us. I will say that
8 we used one of our two financial advisors in
9 connection with developing this, and they are
10 woman-owned. But this is important to the
11 Authority, and I think it's been reflected in the
12 hiring that the Authority has done since January of
13 2019, and I think that our Deputy Executive Director
14 Jacob Stuckey who led most of that effort is
15 available to comment on that.

16 I did want to get that point out onto the
17 record and anticipate any questions that anyone may
18 have, but we do ask for an aye vote, and I turn it
19 back to you, Chair Hobert, to recognize any of the
20 Members who may have questions for me.

21 CHAIR HOBERT: Thank you, Chris.
22 This is Will Hobert. Do any of the
23 Members have any questions or comments for Chris?
24 MEMBER OBERNAGEL: Chairman Hobert, this

1 is George Obernagel, Member George Obernagel. I
2 would like to support this Resolution. I am from
3 southwestern Illinois, down in the southern part of
4 Illinois, and this will help our small towns and
5 communities very much.

6 CHAIR HOBERT: Thank you for those
7 comments in support, George.

8 Are there any other Members with questions
9 or comments?

10 MEMBER GOETZ: Yes, Chairman Hobert. This
11 is Mike Goetz.

12 CHAIR HOBERT: Hi, Mike.

13 MEMBER GOETZ: Hi. How are you?

14 As the longest serving Member of the
15 Finance Authority, I would like to support this
16 Resolution. I think it's going to be a tremendous
17 asset to the smaller communities that just do not
18 have the resources to get through this crisis.

19 Like Roxanne, I've also worked in
20 community economic development and can, you know,
21 verify that these communities go through a real
22 struggle about making ends meet. And this has been
23 a real, real bad curveball that they have been
24 thrown, and the Authority stepping forward to help

1 them out of this is a real testament to what we can
2 do.

3 And I thank Chris and his staff for coming
4 up with this program on such a short notice, and I
5 think they have done a tremendous job.

6 CHAIR HOBERT: Thank you, Mike.
7 This is Will Hobert. Are there any other
8 questions or comments from the Board?

9 MEMBER JURACEK: Yeah. This is Member
10 Arlene Juracek. I just want to piggyback on Chris's
11 message, a message of support for my contribution.
12 It was relatively minor compared to all the work
13 that Chris has been doing.

14 But I just wanted to state for the record
15 as the former interim director of the Illinois Power
16 Agency and retired vice president of energy
17 acquisition for Exelon Corporation I understand the
18 market circumstances; and as the current mayor of
19 the Village of Mount Prospect, even though we do not
20 find ourselves in this situation because our
21 residents and businesses are served by Nicor, I
22 wholeheartedly support the efforts of the mayor in
23 this instance.

24 CHAIR HOBERT: This is Will Hobert. Thank

1 you, Arlene.

2 Are there other questions or comments?

3 MEMBER TOBON: This is Eduardo Tobon,
4 Chairman Hobert, and I just wanted to commend the
5 work that the IFA has been doing on this. I am very
6 supportive of this effort on the Resolution.

7 I also want to commend Chris and his team
8 for continuing to include the minority, you know,
9 and the diversity aspects into everything that they
10 do. Given the time sensitivity may have been more
11 difficult than ever to try to accomplish that for
12 this particular Resolution, but I want to commend
13 him and continue to encourage, you know, the
14 Authority and him and team to do so.

15 CHAIR HOBERT: This is Will Hobert. Thank
16 you, Eduardo.

17 Are there other questions or comments from
18 the Board?

19 MEMBER AMARO: This is Member Peter Amaro.
20 Just as one of the newer members to the IFA, I just
21 wanted to say I'm in support of this. I think the
22 framework was very thorough. Chris did an excellent
23 job of just getting around to everyone, make sure
24 we're all on the same page, but I think it's the

1 right thing to do and potentially as there's
2 benefits to this product, program, turning into
3 product down the road. And so I am in full support
4 of this. So thank you for your efforts.

5 CHAIR HOBERT: This is Will Hobert. Thank
6 you, Peter.

7 Are there other questions or comments from
8 the Board?

9 MEMBER RESTITUYO: Yes, hi. This is
10 Member José Restituyo. I just want to echo the
11 comments that Eduardo and Peter just mentioned.
12 Again, as he mentioned, as one of the newest Members
13 as well, I feel honored to be part of the IFA and
14 see the great impact that we can actually make in
15 Illinois.

16 So I just want to commend Chris and the
17 team for the great work they have been doing and for
18 being so inclusive, quite frankly. So thank you.
19 CHAIR HOBERT: This is Will Hobert. Thank
20 you, José, for those comments.

21 Are there other questions or comments from
22 the Board?

23 MEMBER WEXLER: Yes. This is Randy
24 Wexler. I'm glad to hear comments from others on

1 the Board. So I think this is an unusual facility
2 we are evaluating today, but I believe anyway that
3 it lies at the very core of the heart of what we
4 strive to do for the benefit of people across
5 Illinois. I think Executive Director Meister
6 putting that out, it represents some of the best of
7 what we can do.

8 I'm proud mostly of what we, what the
9 Authority does but particularly today I think. I'm
10 proud of Executive Director Meister and his team for
11 their hard work, and I'm proud and humbled to be a
12 part of a body that can serve on projects like this
13 and impact people's lives for the better. So thank
14 you for that.

15 CHAIR HOBERT: This is Will Hobert. Thank
16 you, Randy, for your comments.
17 Are there other questions or comments from
18 the Board?

19 MEMBER BERES: Chair Hobert, this is Drew
Beres.
20 I wanted to commend the hard work of both
21 the Chairman and also Executive Director Meister in
22 getting this program together in a way that will be
23 of such great impact to the people of Illinois. And

1 as a lawyer and someone that has worked in and
2 around public finance, both in government and
3 outside of government, I applaud the [audio
4 distortion] diligence of this effort and the
5 approach and know that we are in good hands with our
6 outside counsel on this and applaud all the hard
7 work.

8 Thank you.

9 CHAIR HOBERT: This is Will Hobert. Thank
10 you, Drew, for those comments.

11 Are there other questions or comments from
12 the Board?
13 (No response.)

14 Hearing none, I would like to request a
15 motion to pass and adopt the Resolution Authorizing
16 the Creation of a Local Government Energy Loan
17 Program Related to Municipal Natural Gas Purchases
18 and Related Matters.

19 Is there such a motion?

20 MEMBER JURACEK: This is Arlene Juracek.
21 So moved.

22 MEMBER NAVA: This is Roxanne Nava. I
23 second it.
24 CHAIR HOBERT: Will the Assistant

1 Secretary please call the roll?
2 MR. FLETCHER: Certainly. This is Brad
3 Fletcher on the motion by Member Juracek and second
4 by Member Nava, I'll call the roll.
5 Mr. Amaro?
6 MEMBER AMARO: Yes.
7 MR. FLETCHER: Thank you.
8 Mr. Beres?
9 MEMBER BERES: Yes.
10 MR. FLETCHER: Thank you.
11 Mr. Fuentes?
12 MEMBER FUENTES: Yes.
13 MR. FLETCHER: Thank you.
14 Vice Chair Goetz?
15 MEMBER GOETZ: Yes.
16 MR. FLETCHER: Thank you.
17 Mayor Juracek?
18 MEMBER JURACEK: Yes.
19 MR. FLETCHER: Thank you.
20 Ms. Nava?
21 MEMBER NAVA: Yes.
22 MR. FLETCHER: Thank you.
23 Mr. Obernagel?
24 MEMBER OBERNAGEL: Yes.

1 MR. FLETCHER: Thank You.
2 Mr. Restituyo.
3 MEMBER RESTITUYO: Yes.
4 MR. FLETCHER: Thank you.
5 Mr. Tobon?
6 MEMBER TOBON: Yes.
7 MR. FLETCHER: Thank you.
8 Mr. Wexler.
9 MEMBER WEXLER: Yes.
10 MR. FLETCHER: Thank you.
11 Mr. Zeller?
12 MEMBER ZELLER: Yes.
13 MR. FLETCHER: Thank you.
14 And Chair Hobert?
15 CHAIR HOBERT: Yes.
16 MR. FLETCHER: Thank you. Again, this is
17 Brad Fletcher. Chair Hobert, the motion carries.
18 CHAIR HOBERT: This is Will Hobert. Thank
19 you, Brad.
20 Is there any other business to come before
21 the Members?
22 MR. FLETCHER: Mr. Chairman, this is Brad
23 Fletcher. Members O'Brien, Pocle, and Wright were
24 unable to participate today.

1 CHAIR HOBERT: This is Will Hobert. Thank
2 you, Brad.
3 I'd like to request a motion to excuse the
4 absence of Members O'Brien, Poole, and Wright who
5 are unable to participate today.
6 Is there such a motion?
7 MEMBER FUENTES: This is Jim Fuentes. So
8 moved.
9 MEMBER BERES: This is Drew Beres.
10 Second.
11 CHAIR HOBERT: This is Will Hobert. Will
12 the Assistant Secretary please call the roll?
13 MR. FLETCHER: This is Brad Fletcher. On
14 the motion by Member Fuentes and second by
15 Member Beres, I'll call the roll.
16 Mr. Amaro?
17 MEMBER AMARO: Yes.
18 MR. FLETCHER: Mr. Beres?
19 MEMBER BERES: Yes.
20 MR. FLETCHER: Mr. Fuentes?
21 MEMBER FUENTES: Yes.
22 MR. FLETCHER: Vice Chair Goetz?
23 MEMBER GOETZ: Yes.
24 MR. FLETCHER: Mayor Juracek?

1 MEMBER JURACEK: Yes.
2 MR. FLETCHER: Ms. Nava?
3 MEMBER NAVA: Yes.
4 MR. FLETCHER: Mr. Obernagel?
5 MEMBER OBERNAGEL: Yes.
6 MR. FLETCHER: Mr. Restituyo?
7 MEMBER RESTITUYO: Yes.
8 MR. FLETCHER: Mr. Tobon?
9 MEMBER TOBON: Yes.
10 MR. FLETCHER: Mr. Wexler?
11 MEMBER WEXLER: Yes.
12 MR. FLETCHER: Mr. Zeller?
13 MEMBER ZELLER: Yes.
14 MR. FLETCHER: And Chair Hobert?
15 CHAIR HOBERT: Yes.
16 MR. FLETCHER: Again, this is Brad
17 Fletcher. Chair Hobert, the motion carries.
18 CHAIR HOBERT: This is Will Hobert. Thank
19 you, Brad.
20 To my colleagues on the Authority, thank
21 you. Through your support of this Resolution, the
22 Authority will be able to respond quickly to the
23 Governor's call to provide a low interest
24 \$15 million loan program for impacted communities to

1 support a manageable payment program for record-high
2 utility costs. I know that Governor Pritzker
3 appreciates your consideration and support as well.
4 Is there any other business to come before
5 the Members?

(No response.)

6 Hearing none, our next regularly scheduled
7 meeting will be March 9th, 2021. Before I ask for a
8 motion to adjourn, I would like to thank Jacob
9 Stuckey for his service at the Authority. This will
10 be Jacob's last Board meeting.

11 Jacob, thank you very much for all you've
12 done, for your hard work, your service, and we at
13 the IFA congratulate you for the opportunities that
14 lay ahead.

15 MR. STUCKEY: Thank you very much.

16 CHAIR HOBERT: I would like to request a
17 motion to adjourn. Additionally, when responding to
18 the roll call for this motion, I would ask each
19 Member to confirm that they were able to hear the
20 participants, discussions, and testimony of this
21 proceedings.

22 Is there such a motion?

23 MEMBER ZELLER: This is Brad Zeller. So
24 MR. FLETCHER: Mayor Juracek?

1 moved.
2 MEMBER RESTITUYO: This is José Restituyo.
3 Second.

4 CHAIR HOBERT: This is Will Hobert. Will
5 the Assistant Secretary please call the roll?

6 MR. FLETCHER: Certainly. This is Brad
7 Fletcher. On the motion by Member Zeller and second
8 by Member Restituyo, I'll call the roll.

9 Mr. Amaro?
10 MEMBER AMARO: Aye. I confirm that I can
11 hear all participants, discussion, and testimony.

12 MR. FLETCHER: Mr. Beres?

13 MEMBER BERES: Aye. And I confirm that I
14 could hear all participants, discussion, and
15 testimony.

16 MR. FLETCHER: Mr. Fuentes?

17 MEMBER FUENTES: Aye. And I confirm that I
18 could hear all participants, discussion, and
19 testimony.

20 MR. FLETCHER: Vice Chair Goetz?

21 MEMBER GOETZ: Aye. And confirm that I
22 could hear all participants, discussion, and
23 testimony.

24 MR. FLETCHER: Mayor Juracek?

1 MEMBER JURACEK: Aye. And I confirm that
2 I could hear all participants, discussion, and
3 testimony.

4 MR. FLETCHER: Ms. Nava?

5 MEMBER NAVA: Aye. And I confirm that I
6 can hear all participants, discussion, and
7 testimony.

8 MR. FLETCHER: Mr. Obernagel?

9 MEMBER OBERNAGEL: Aye. I confirm I could
10 hear all participants, discussions, and testimony.

11 MR. FLETCHER: Mr. Restituyo?

12 MEMBER RESTITUYO: Aye. And I confirm
13 that I could hear all participants, discussion, and
14 testimony.

15 MR. FLETCHER: Mr. Tobon?

16 MEMBER TOBON: Aye. And I confirm that I
17 could hear all participants, discussion, and
18 testimony.

19 MR. FLETCHER: Mr. Wexler?

20 MEMBER WEXLER: Aye. And I confirm I
21 could hear all participants, all discussions, and
22 all testimony.

23 MR. FLETCHER: Mr. Zeller?

24 MEMBER ZELLER: Aye. And I confirm that I
25

1 could hear all participants, discussion, and
2 testimony.

3 MR. FLETCHER: And finally, Chair Hobert?
4 CHAIR HOBERT: Aye. And I confirm that I
5 could hear all participants, discussions, and
6 testimony.

7 MR. FLETCHER: Again, this is Brad
8 Fletcher. Chair Hobert, the motion to adjourn
9 carries. The time is currently 1:32 P.M.

10 Congratulations to Jacob on his new position, and
11 this meeting is adjourned. Thank you, everyone.
(WHEREUPON, at 1:32 P.M. the
proceedings were adjourned.)

12 13 14 15 16 17 18 19 20 21 22 23 24

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