

ORIGINAL

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

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JAN 12 2009

Illinois Commerce Commission
RAIL SAFETY SECTION

COUNTY OF COOK, THE VILLAGE OF)
EAST HAZEL CREST and THE VILLAGE OF)
HAZEL CREST, bodies politic and corporate,)

Petitioners,)

v.)

No. T-05-0051

ILLINOIS CENTRAL RAILROAD)
COMPANY and THE STATE OF ILLINOIS,)
DEPARTMENT OF TRANSPORTATION,)

Respondents,)

PETITION FOR EXTENSION OF TIME

The County of Cook ("Cook County") (PETITIONER), respectfully petitions the Illinois Commerce Commission ("Commission") for an Extension of Time in the completion of the 171st Street Project, previously set herein, and in support thereof, as follows:

1. On or about July 12, 2006, the Honorable Judge Bernadette Cole entered an Order authorizing the County of Cook, the Village of East Hazel Crest and the Village of Hazel Crest to reconstruct 171st Street, from Wood Street to Ashland Avenue, to improve the vertical clearance, drainage, lighting and pavement at the 171st Street railroad viaducts of the Illinois Central Railroad Company located in East Hazel Crest and Hazel Crest, and near the City of Harvey.
2. As ordered, the Cook County, the Village of East Hazel Crest, and the Illinois Central Railroad should complete the 171st Street Project per detailed in the Settlement Provisions.
3. As ordered, \$2,000,000 from the Grade Crossing Protect Fund (GCPF) of the Motor Fuel Tax Law is allocated to assist with the roadway reconstruction, drainage, and roadside improvements.
4. Under the Order, the total estimated cost for the Project is \$6,805,958. The actual total bid price for the Project was \$13,089, 028.08.

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5. Expected completion of all work on this Project will be on July 1, 2009.
6. That most construction work on the project had been completed. The completion of the pump station is delayed due to the re-design of the pump station foundation; the completion of landscaping is delayed due to the winter season; the power service installation to the pump station and viaduct lighting by Commonwealth Edison is delayed due to lack of permit from the Illinois Central Railroad Company; and punch item work.
7. That the PETITIONER was required to remediate the situations delaying the construction schedule beyond the Order completion date of January 2009.
8. WHEREFORE, the PETITIONER respectfully prays that this Honorable Commission enter an order as follows.
 - A. Granting the PETITIONER additional time through and including July 1, 2009 for the completion of the 171st Street Project set forth under the original Order, dated July 12, 2006.
 - B. For such other and further that his Honorable Commission deems just and proper.

RESPECTFULLY SUBMITTED,

December 29, 2008



Rupert F. Graham Jr., P.E.
Superintendent of Highways
Cook County, Illinois

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TODD H. STROGER
PRESIDENT



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COOK COUNTY
BUREAU OF ADMINISTRATION
DEPARTMENT OF HIGHWAYS
Rupert F. Graham Jr., P.E.
Superintendent
George W. Dunne Cook County Office Building
69 West Washington Street 23rd Floor
Chicago, Illinois 60602-3007
Telephone (312) 603-1601
Fax (312) 603-9945

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Illinois Commerce Commission
RAIL SAFETY SECTION

December 29, 2008

Mr. David Lazarides
Director of Processing and Information
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

RE: Docket No. T05-0051
171st Street
Wood Street to Ashland Avenue

Dear Mr. Lazarides:

Enclosed is a Petition for Extension of Time by Cook County (Petitioner) to complete the 171st Street Project.

Due to some delays encountered during the construction and the current winter season, the Project will not be completed by January 2009, as prescribed under the original Order, dated July 12, 2006. The completion of all work for this Project is now expected to be on or before July 1, 2009.

If you have any questions or need additional information, the Cook County Highway Department's contact person for this docket is:

Mr. Mark M. Johnson
Head of Consulting and Estimating Division
Design Bureau
Cook County Highway Department
69 West Washington Street, 21st Floor
Chicago, Illinois 60602
Telephone: (312) 603-1717
Fax: (312) 603-9957

Very truly yours,

Rupert F. Graham, Jr., P.E.
Superintendent of Highways
Cook County, Illinois

December 23, 2008

cc: Graham Bettenhausen
Georgas Johnson M.
Williams Streitmatter
Cichy Sebastian
Motto General File
Vercruyssen, B.
Beisser
Vitner

Mr. David Lazarides
Director of Processing and Information
Illinois Commerce Commission
527 East Capitol Avenue
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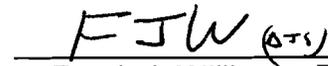
Mr. Mark M. Johnson
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Very truly yours,



Rupert F. Graham, Jr., P.E.
Superintendent of Highways
Cook County, Illinois

Submitted for signature by:



Frank J. Williams, P.E., S.E.

RFG:FJW:MMJ:MPS:GAS:pjc:3/1721