

ORIGINAL

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

T02-0049

STIPULATED AGREEMENT

This agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission, hereinafter referred to as the "Commission", the CSX Transportation, Inc., hereinafter referred to as the "Company", the Village of Rossville, Vermillion County, hereinafter referred to as the "Village", and the State of Illinois, Department of Transportation, hereinafter referred to as the "Department".

WITNESSETH:

WHEREAS, it has come to the attention of the Commission through informal correspondence that inquiry should be made into the matter of improving public safety at the crossing of the Company's track with a public highway known as Henderson Street located in the Village of Rossville, Vermillion County, Illinois, designated as crossing DOT 353 676H, milepost 105.04-L; and

WHEREAS, proper investigation has been made of the circumstances surrounding the aforesaid crossing by a staff member of the Commission's Transportation Division, Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersection, train movements, vehicular traffic volume, and sight distances and all other pertinent data relating to the crossing have been obtained and shown on Exhibit A, attached to the agreement; and

WHEREAS, the parties are mutually agreeable to accomplish the proposed improvements upon a determination of the Commission by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the Commission enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the statewide traveling public the Grade Crossing Protection Fund of the Motor Fuel Tax Law be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

Section 1 All improvements encompassed by this agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and Orders and procedures in general.

DOCKETED

Section 2 The parties are of the opinion that the proper improvements in the interest of public safety at the aforesaid crossing should be:

1. The Company should remove the existing automatic flashing light signals and install new automatic flashing light signals and gates, controlled by motion sensor circuitry;

Section 3 The Company has prepared a preliminary estimate of cost which is attached as Exhibit B, to accomplish the proposed improvements which it may be required to perform; The Company shall upon Order, according to the requirements contained therein, prepare detailed drawings, detailed circuit plans, estimates of cost, and any required specifications for the proposed improvements for the approval of the Commission and Department.

Section 4 The Company shall upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the submission of plans should be one hundred twenty (120) days, for the submission of progress reports should be six (6) months and for the completion of the proposed improvements should be twelve (12) months, from the date of Commission Order subsequent to this agreement.

Section 5 The parties hereto agree that an equitable division of cost for the proposed improvements should be:

- (a) The cost to remove the existing warning devices and install automatic flashing light signals and gates controlled by motion sensor circuitry estimated at \$126,594.97, should be allocated 85% to the Grade Crossing Protection Fund ("FUND") (not to exceed \$107,606), 10% to the Village (not to exceed \$12,659), with all remaining costs, as well as future maintenance and operation being borne by the Company;

Section 6 The Village is financially able and willing to bear an equitable portion of the cost for the proposed improvements as may be assigned by the order and indicates this intent by Resolution attached as Exhibit D.

Section 7 Special Provisions: The Company shall at six (6) month intervals from the date of Commission Order issued subsequent to this Agreement until the project is completed, file a written report with the Director of Processing and Information, Transportation Division of the Commission, stating the status of expenditures of the project and the percentage of completion of the project. If the project is behind schedule the report must include a brief explanation of the reason(s) for the delay.

All bills for expenditures authorized to be reimbursed from the Grade Crossing Protection Fund shall be submitted to Mr. Henry Cronister, Bureau of Local Roads and Streets, Illinois Department of Transportation at 2300 South Dirksen Parkway, Room 205, Springfield, Illinois, 62764. The Department shall send a copy of each bill received to the Director of Processing and Information, Transportation Division of the Commission. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted to the Department and Commission no later than twenty-four (24) months from the date of Commission Order subsequent to this agreement. Authorization for reimbursement from the Grade Crossing Protection Fund shall expire twelve (12) months after the completion date specified in the Order. The Department shall, at the end of the 24th month from the Commission's Order date, de-obligate all residual funds accountable for installation costs for this project.

The Company shall at six (6) month intervals from the date of Commission's Order subsequent to this Agreement, submit written reports to the Director of Processing and Information, Transportation Division of the Commission, stating the progress it has made toward completion of the work herein required. Each progress report shall include the Commission Order number, the Order date, the project completion date as noted in the Order, crossing information (inventory number and railroad milepost), type of improvement, and the name, title, mailing address, phone number and facsimile number of the Company employee responsible for management of the project.

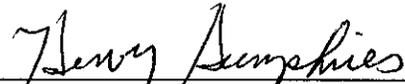
In Witness Whereof, the parties have caused this agreement to be executed by their duly authorized officers, as of the dates indicated herein.

Executed by the Commission this 7th day of February, 2002.



Michael E. Stead
Railroad Safety Program Administrator

Attest:

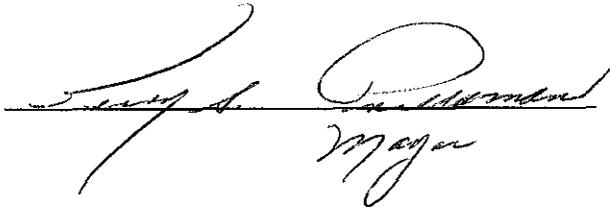


Henry Humphries,
Railroad Safety Specialist

Illinois Commerce Commission Stipulated Agreement No. 979 concerning improvements at the Henderson Street grade crossing of the CSX Transportation, Inc track, at the Village of Rossville, Vermilion County, Illinois designated as crossing AAR/DOT # 353 676H, Milepost 105.40-L.

Executed by the Village this 20th day of February 2002.

VILLAGE OF ROSSVILLE, VERMILION
COUNTY

By: 
Mayor

Attest:

Chris Pearson

Illinois Commerce Commission Stipulated Agreement No. 979 concerning improvements at the Henderson Street grade crossing of the CSX Transportation, Inc track, at the Village of Rossville, Vermilion County, Illinois designated as crossing AAR/DOT # 353 676H, Milepost 105.40-L.

Executed by the Department this 28th day of February 2002.

STATE OF ILLINOIS

DEPARTMENT OF TRANSPORTATION

By:


Director of Highways

Illinois Commerce Commission Stipulated Agreement No. 979 concerning improvements at the Henderson Street grade crossing of the CSX Transportation, Inc track, at the Village of Rossville, Vermilion County, Illinois designated as crossing AAR/DOT # 353 676H, Milepost 105.40-L.

Executed by the Company this 21 day of March 2002.

CSX TRANSPORTATION, INC.

By: 
Dale W. Ophardt
Chief Engineer - Design & Construction

Attest:


RACHEL E. GEIERSBACH
Corporate Secretary

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT SURVEY FORM

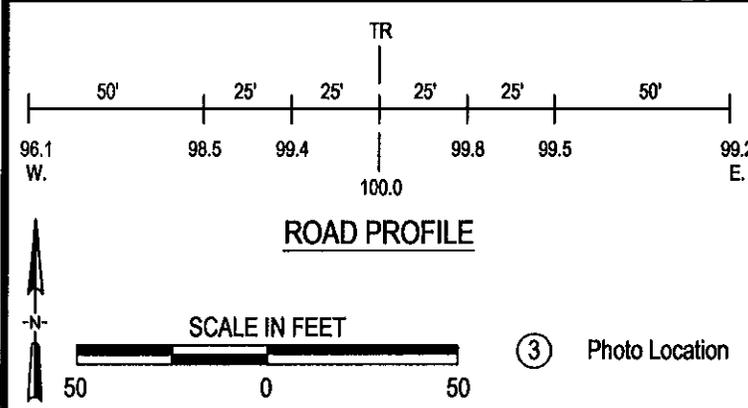
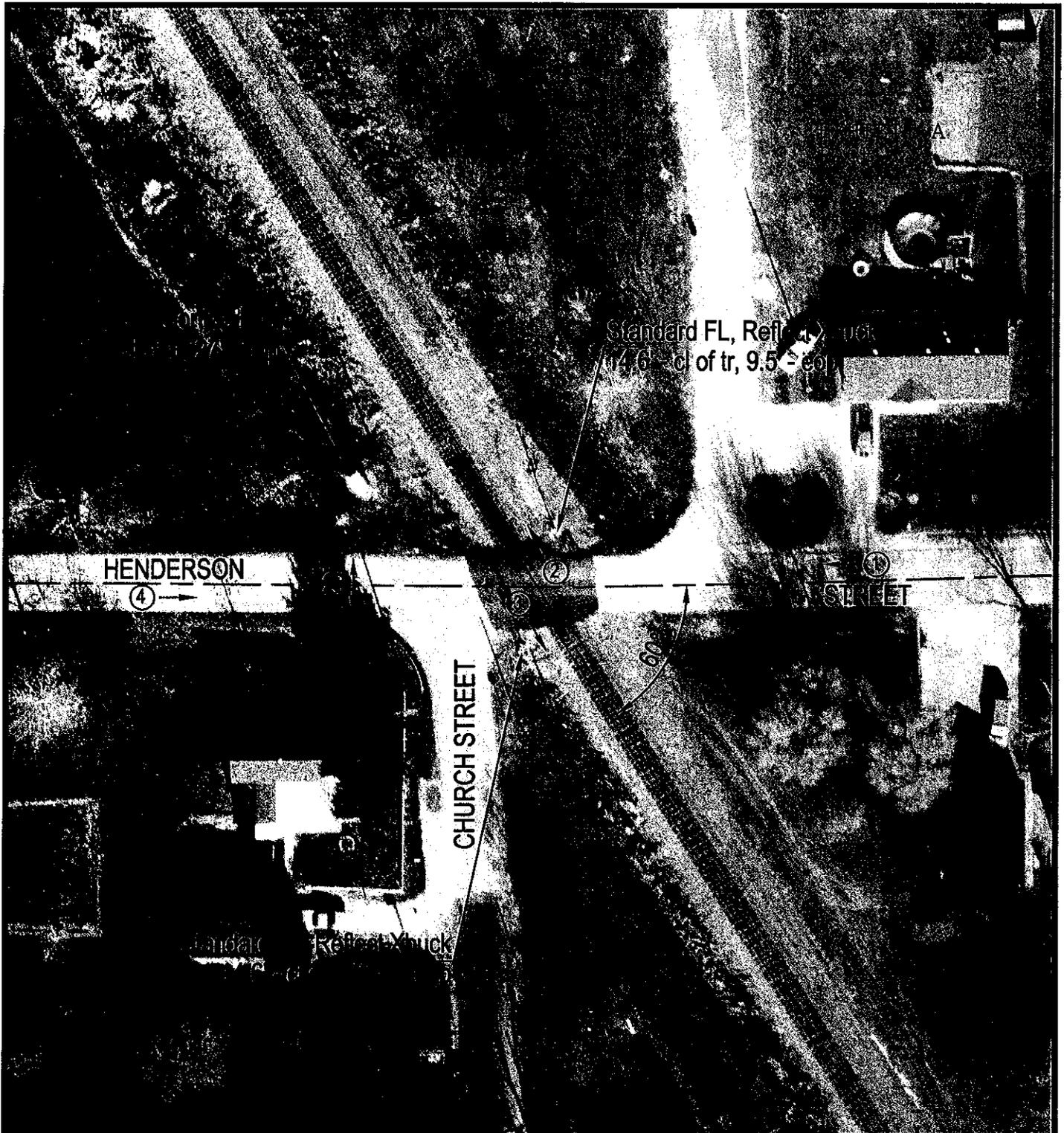
RR/Line CSX Milepost 105.04-L Inventory # 353 676H
City (I) Rossville Street Henderson St. County Vermilion
Jurisdiction Village Urban X Rural Commercial Residential X
Street Surface Oil/Chip Width 20' Condition Fair
Angle 60° Tracks Tangent Yes Degree of Curve Superelevation
Depth of Cut Height of Fill

Crossing Surface

Track Centers	Elevation	Track	Type	Width	Condition
		Main	Epton/ Asphalt	30'	Good

Intersecting Roads 100' Church Street 200' Pvt. Drive
Traffic Control Devices Present Stop signs at Church
ADT 300 Speed 30 mph Statewide Yes
Schoolbuses Yes 5 Hazardous Materials No Other ---
Rail Traffic: Ft. 35 @ 60 mph Pass. -- @ -- mph Switch Poss.
Simultaneous Movements No Daylight and Dark Yes
Present Protection AFLS

Advance Warning Signs Yes Pavement Marking No



Crossing #: 353676H

Location: Vermilion Co., City of Rossville (I)

Lat/Long: 40°23'02" / 87°40'00"

Railroad: CSX

Street: Henderson Street

Railroad Milepost: 105.05

Crossing Protection: Train Activated Devices

Estimate No. 285-4049
CSX Transportation
Estimated Cost to Install
Motion - Fls & G
Rossville, Il. Henderson Street

AAR #
353 676 H

O.P. #
IL0072

CSX Project #
IL2001041

Summary

Material			\$52,959.55
Sales Tax		5.0% IL	\$2,647.98
Labor Installing - Construction		87	\$15,364.80
Shop		7	\$1,085.00
Subsistence Allowance			\$8,360.72
Railroad Engineering - Preliminary			\$768.24
Railroad Engineering - Construction			\$2,304.72
Additives - Labor			\$12,440.88
Additives - Engineering			\$1,669.85
Additives - Shop Labor (only)			\$1,066.23
Install curb			\$3,000.00
Equipment Expense			\$10,668.06
Waste Management - Refuse Container			\$160.63
Portable Rest Room			\$39.29
Contract Engineering - Category 1A			\$0.00
Contract Engineering - Category 1B			\$2,600.00
Contract Engineering - Category 2A			\$0.00
Contract Engineering - Category 2B			\$0.00
Contract Engineering - Category 2C			\$0.00
Contract Engineering - Category 2D			\$3,711.80
Contract Engineering - Category 2E			\$630.00
Contract Engineering - Category 3			\$930.00
P.E.. Inspection			\$0.00
Contingency / Freight			\$3,687.23
1 220 vac Power Service			\$2,500.00
0 Estimated Salvage			\$0.00
Estimated Cost		Total	\$126,594.97
Date:	January 15, 2002		

Estimated by: Harmon Industries, Inc.
Note: This estimate should be considered void one (1) year
from the date of the estimate.

Rev. 99 - 1

RECEIVED
FEB 4 2002

Illinois Commerce Commission

Motion - Fls & G

Location: Rossville, Il. Henderson Street
Harmon No: 285-4049
Date: January 15, 2002

Item Number	Description	Shop	Qty	UM	Price	Total
020 0003388 1	House Relay 6' x 6' Univ. Incl..		1	ea.	\$6,553.00	\$6,553.00
020 0017120 1	Block Terminal 12 Way Single		10	ea.	\$14.26	\$142.60
020 0017125 1	Block Terminal AAR 14.1.8-1		6	ea.	\$4.48	\$26.88
020 0017209 1	Transformer No. 010520-20x Lighting (300 w)		0	ea.	\$176.00	\$0.00
020 0017211 1	Transformer No. 010520-50x Lighting (750 w)		1	ea.	\$257.40	\$257.40
020 0017311 1	Resistor Lighting 1.5 Ohms		6	ea.	\$19.00	\$114.00
020 0021965 1	Extractor DWG 59688		1	ea.	\$10.48	\$10.48
020 0022651 1	Plugboard Kit B1 Relay Assy.	C30	5	ea.	\$43.15	\$215.75
020 0022705 1	Protector LPC 10560-51 (equalizer)		0	ea.	\$36.12	\$0.00
020 0022754 1	Rectifier DWG 59899-5 GR3		0	ea.	\$47.41	\$0.00
020 3430110 1	Relay Neutral-Line SOC 1252	S3	1	ea.	\$259.01	\$259.01
020 3430115 1	Relay Neutral Reg. Relay SOC 1253	S4	1	ea.	\$523.20	\$523.20
020 3430135 1	Relay Slow Rel. SOC 1257	S8	1	ea.	\$370.00	\$370.00
020 3430170 1	Relay HD PO SOC 1264	S15	1	ea.	\$320.00	\$320.00
020 3430185 1	Relay Flasher SOC 1267	S18	1	ea.	\$350.00	\$350.00
020 0025595 1	Wrench DWG. 55393/3 GR1		1	ea.	\$15.00	\$15.00
020 0053390 1	Charger Batt. NRS 12/20 SCR Solid State		3	ea.	\$417.08	\$1,251.24
020 0660075 1	Arrestor 120v, GE 9L10KAA212 Protector		1	ea.	\$322.00	\$322.00
020 0750090 1	Nut Insulated Safetran 023-408-1x		5	ea.	\$3.33	\$16.65
020 0770060 1	Arrestor US&S N451552-0201 Red		32	ea.	\$13.44	\$430.08
020 0827535 1	Arrestor LPC 11866-6 12vac 3-Wire Power		1	ea.	\$229.00	\$229.00
020 1940055 1	Container Circuit Print 24"		1	ea.	\$6.72	\$6.72
020 2531701 1	Harmon LSA-1, 225995-000 rev. A		0	ea.	\$77.00	\$0.00
020 2531729 1	Harmon MDSA-2, 250675-000		0	ea.	\$459.04	\$0.00
020 4200100 1	Connector Bus 1" Centers 1/2" x 36"		2	pc.	\$6.04	\$12.08
020 4200360 1	Link Insul. Test 2- 3/8" Centers		9	ea.	\$4.91	\$44.19
020 4200892 1	Connector Terminal 1" Centers		32	ea.	\$0.36	\$11.52
020 8000067 1	Lock American H10KA CSX Signal		1	ea.	\$12.68	\$12.68
020 8100034 1	Hawk Event Recorder		1	ea.	\$3,417.00	\$3,417.00
250 0870435 1	Breaker Circuit SQD QOU130		1	ea.	\$7.47	\$7.47
020 0019212 1	Screw 10 x 1" Sh Mtl Pan HD		100	ea.	\$0.03	\$3.00
020 2552672 1	Harmon HXP-3R Single Trk. Basic System w/ 8 Khz RSI (IDK), 250811-2200		1	ea.	\$12,561.00	\$12,561.00
SPECIAL	Harmon MDSA-1, 250204-001C		1	ea.	\$207.00	\$207.00

Total \$27,688.95

Harmon No: 285-4049 Shop Continued Continued No
 Item Number Description Qty UM Price Total
 start here

Total \$0.00

*****Bulk Shop - (Do Not Order)*****

Item Number	Description	Qty	UM	Price	Total
020 0017605 1	Wire Case 10 Awg Flex	300	ft.	\$0.19	\$57.00
020 0017607 1	Wire Case TW PR No. 10 AWG Flex	350	ft.	\$0.52	\$182.00
020 0017625 1	Wire Case TW PR # 14 AWG Flex	150	ft.	\$0.33	\$49.50
020 0017630 1	Wire Case 16 Awg Flex	300	ft.	\$0.10	\$30.00
020 0017635 1	Wire Special # 6 Awg	130	ft.	\$0.92	\$119.60
020 0028610 1	Terminal Ring Amp 35628 Yellow	100	ea.	\$0.45	\$45.00
020 1360006 1	Package Misc Fastener 6'-9"	1	ea.	\$22.13	\$22.13
020 1950855 1	Matting 1/8" Thick x 36" Wide	10	ft.	\$3.22	\$32.20
020 3261970 1	Decal Assy. 2" Black Pressure	2	ea.	\$9.22	\$18.44
020 4200880 1	Connector Terminal 2- 3/8" Centers	2	ea.	\$0.40	\$0.80
020 4200892 1	Connector Terminal 1" Centers	1	ea.	\$0.36	\$0.36
020 4251190 1	Terminal Ring Amp 35627 Black	120	ea.	\$0.66	\$79.20
020 4251290 1	Terminal Wire Amp 322051 Blue	30	ea.	\$0.55	\$16.50
020 4251295 1	Terminal Wire Amp 322007 Blue	6	ea.	\$0.55	\$3.30
				Total	\$656.03

Motion - Fls & G

Location: Rossville, Il. Henderson Street
Harmon No: 285-4049
Date: January 15, 2002

Item Number	Description	Field	Qty	UM	Price	Total
020 0013475 1	Connector Track D&W S8PT		0	ea.	\$1.35	\$0.00
020 0013686 1	Bootleg CSX Rail Conn. Kit w/15 ft.		0	ea.	\$33.24	\$0.00
020 0013906 1	Cable UG 16 Cond. 6 - # 6 Awg		350	ft.	\$4.71	\$1,648.50
020 0017120 1	Block Terminal 12 Way Single		4	ea.	\$14.26	\$57.04
020 0025143 1	Shunt Holder CSX SK SS91-02 Steel		0	ea.	\$38.68	\$0.00
020 0052386 1	Bracket, Flare leg (2 per sign required)		4	ea.	\$2.48	\$9.92
020 0052475 1	Arm, Short extension (required for gate install)		2	ea.	\$3.41	\$6.82
020 0052480 1	Arm, Long extension (req. for Michigan only)		0	ea.	\$9.52	\$0.00
020 0052920 1	Band C-204 Band IT 1/2" SS Burco		20	ft.	\$0.39	\$7.80
020 0052921 1	Buckle C-254 Band IT 1/2: SS		4	ea.	\$0.27	\$1.08
020 0056421 1	4" & 5" Sign Bracket - 5/8" Bolt size		4	ea.	\$11.60	\$46.40
020 0055421 1	4" & 5" Sign Bracket - 5/16" Bolt size		4	ea.	\$10.28	\$41.12
020 0053245 1	Cable UG 3 Cond. # 9 Awg		150	ft.	\$1.21	\$181.50
020 0054075 1	Gatekeeper (right-hand gate) use for 18'-32' arm		2	ea.	\$1,667.00	\$3,334.00
020 0057275 1	Wire UG Trk Twist Pair # 6 Awg		350	ft.	\$0.76	\$266.00
020 1040302 1	Battery GNB 50A07 Absolyte IIP 160a/hr Gel		13	ea.	\$150.08	\$1,951.04
xxx xxxxxxx x	Battery GNB 50A11 Absolyte IIP 265a/hr Gel		6	ea.	\$206.08	\$1,236.48
020 1040540 1	Tray PVC Batt Fiber Co 82687-1-P		4	ea.	\$31.14	\$124.56
020 1040550 1	Tray PVC Batt Fiber Co 82687-3-P		1	ea.	\$36.25	\$36.25
020 1153551 1	Clip Trk Wire Retain Erico SBA248A		10	ea.	\$1.64	\$16.40
020 1360014 1	Package Foremans Care, Aluminum		1	ea.	\$489.26	\$489.26
020 1360016 1	Package Safety and Securement		1	ea.	\$15.39	\$15.39
020 1360102 1	Meter Pole Load Center Layout w/o Pole		0	ea.	\$408.00	\$0.00
020 1360103 1	Layout Meter-Service w/ Pole Refer		1	ea.	\$751.86	\$751.86
020 1710040 1	Cond. PVC 4" Sch 40 Hvy Wall Rigid		0	ln.	\$11.96	\$0.00
020 2060060 1	Foundation Assy 5' - 6" Height, Type S-2		2	ea.	\$346.08	\$692.16
020 3262360 1	Screw 1/2" x 4-1/2" Fetter Drive		0	ea.	\$0.73	\$0.00
020 3901895 1	Tip Flex Hwy Crossing Gate 24"		2	ea.	\$82.34	\$164.68
020 3920200 1	Bell Hwy Crossing Electronic		2	ea.	\$165.00	\$330.00
020 3930010 1	Kit Gate Arm Warning Sticker		2	ea.	\$10.00	\$20.00
020 4200900 1	Sheathing Clamp for U.G. cable		32	ea.	\$0.13	\$4.16
020 9999991 1	Blocking and Bracing for Projects		1	ea.	\$98.28	\$98.28
250 0010780 1	Cond. Galv. Rigid 4" Steel 10' (North of N.C.)		50	ft.	\$5.34	\$267.00
360 0006100 1	Stool Step Wood 14" x 20" Signal		1	ea.	\$24.00	\$24.00
360 0800145 1	Broom Warehouse Corn Hvy.Dty. ID300		1	ea.	\$5.75	\$5.75
SPECIAL	Sign, Emergency Call		2	ea.	\$20.00	\$40.00
SPECIAL	Fill Material		4	lt.	\$200.00	\$800.00

Total \$0.00

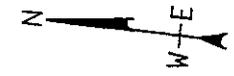
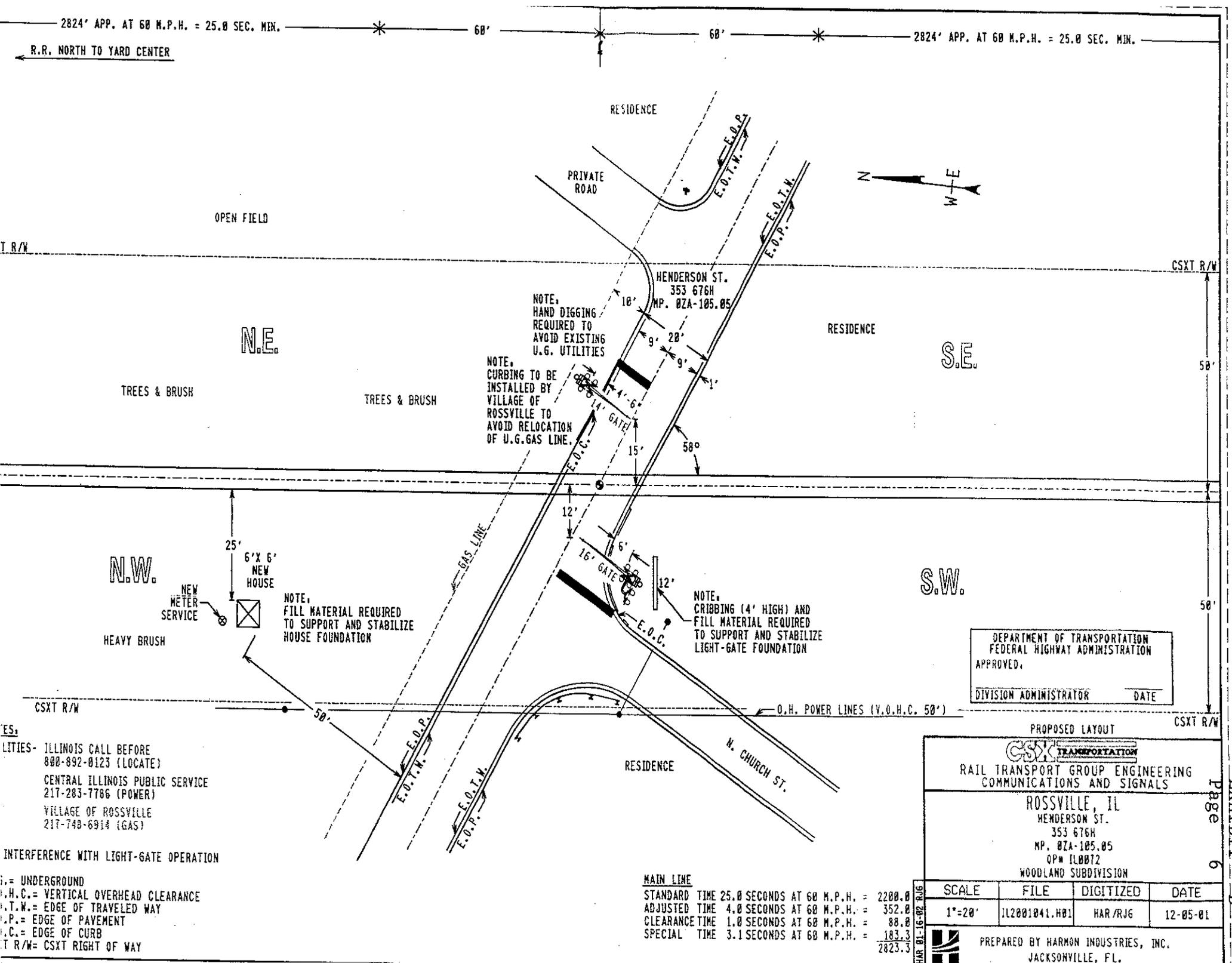
Item Number	Description	Qty	UM	Price	Total
Harmon No: 285-4049				Continued	Yes
Field Continued					
SPECIAL	Gravel	1	lt.	\$800.00	\$800.00
020 0056474 1	Gate Assy. W/ 0 - 18' Arm 2-W Main Lts	1	ea.	\$4,599.95	\$4,599.95
020 2531275 1	Harmon (NBS-1) Narrowband Shunt, 210 Hz	2	ea.	\$245.86	\$491.72
020 0025145 1	Shunt enclosure	2	ea.	\$256.75	\$513.50
020 0056431 1	Gate Assy. W/ 0 - 18' Arm 2-W Main Lts	1	ea.	\$5,301.95	\$5,301.95
020 0053250 1	W/ 1-W Cant Sidelights @ 90 Deg Right 5 Cond. # 9 Underground Cable	150	ft.	\$1.60	\$240.00

Total \$24,614.57

2824' APP. AT 60 M.P.H. = 25.0 SEC. MIN.

2824' APP. AT 60 M.P.H. = 25.0 SEC. MIN.

R.R. NORTH TO YARD CENTER



DEPARTMENT OF TRANSPORTATION
 FEDERAL HIGHWAY ADMINISTRATION
 APPROVED:
 DIVISION ADMINISTRATOR _____ DATE _____

PROPOSED LAYOUT

CSX TRANSPORTATION

RAIL CONSP GROUP ENGINEERING
 COMMUNICATIONS AND SIGNALS

ROSSVILLE, IL
 HENDERSON ST.
 353 676H
 MP. 02A-105.05
 OP# IL0072
 WOODLAND SUBDIVISION

SCALE	FILE	DIGITIZED	DATE
1"=20'	IL2001041.H01	HAR/RJG	12-05-01

PREPARED BY HARMON INDUSTRIES, INC.
 JACKSONVILLE, FL.

ES:
 UTILITIES- ILLINOIS CALL BEFORE
 800-892-0123 (LOCATE)
 CENTRAL ILLINOIS PUBLIC SERVICE
 217-283-7786 (POWER)
 VILLAGE OF ROSSVILLE
 217-748-6914 (GAS)

INTERFERENCE WITH LIGHT-GATE OPERATION

U.G. = UNDERGROUND
 V.O.H.C. = VERTICAL OVERHEAD CLEARANCE
 T.W. = EDGE OF TRAVELED WAY
 P. = EDGE OF PAVEMENT
 C. = EDGE OF CURB
 T R/W = CSXT RIGHT OF WAY

MAIN LINE

STANDARD TIME 25.0 SECONDS AT 60 M.P.H. = 2200.0
 ADJUSTED TIME 4.0 SECONDS AT 60 M.P.H. = 352.0
 CLEARANCE TIME 1.0 SECONDS AT 60 M.P.H. = 88.0
 SPECIAL TIME 3.1 SECONDS AT 60 M.P.H. = 183.3
 2823.3

EXHIBIT
 Page 6
 B

ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT

Date March 18, 2002

Agreement # 979

The Rossville Village Board of Trustees
(Board or Council of Township, Village, City, County, etc.)

meeting on March 18, 2002 Resolved to authorize Terry S. Prillaman, Mayor
(Date) (Name, Office)

to act as its designated agent in the processing of this Stipulated agreement and
that the Village of Rossville is ~~financially willing and able to~~ will ^{AP}
(Township, Village, City, County)

bear the cost for the proposed improvements as may be assigned to it according
to Section 5 of this Agreement.