BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION

(TRANSPORTATION)

Springfield, Illinois
Thursday, January 21, 2010

Met, pursuant to notice, at 10:30 a.m. in
Room A, Leland Building, 527 East Capitol Avenue,
Springfield, Illinois.

PRESENT:

MR. MANUEL FLORES, Chairman

MS. LULA M. FORD, Commissioner

MS. ERIN M. O'CONNELL-DIAZ, Commissioner
(Via teleconference)

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Commissioner

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710
CHAIRMAN FLORES: We will now begin with the transportation agenda.

We have some minutes to approve from the December 16, 2009, bench session. I want to make sure all Commissioners have the material before them.

Yes?

COMMISSIONER FORD: Yes.

CHAIRMAN FLORES: Is there a motion to approve the minutes?

COMMISSIONER FORD: So move.

CHAIRMAN FLORES: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN FLORES: It's been moved and seconded.

All in favor, say aye.

COMMISSIONERS: Aye.

CHAIRMAN FLORES: Any opposed?

The vote is 5-0 approving the minutes.

We will now move on to the section on railroads. Starting with the Railroad agenda, we have Items RR-1 (T09-0144) through RR-2 (T10-0001).

We will take those matters together. These are
stipulated agreements for safety improvements to railroad crossings. Approximately $491,560 in Grade Crossing Protection Funds will be used. Staff recommends entering the orders approving the stipulated agreements.

Is there a motion to enter the orders.

COMMISSIONER ELLIOTT: So moved.

COMMISSIONER FORD: Second.

CHAIRMAN FLORES: Okay. It's been moved and seconded. All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN FLORES: Any opposed? The vote is 5-0. The orders are entered.

We will use this 5-0 roll call vote -- you know what, let's call the roll because technically I want to make sure that -- because we are going to use this as any vote for a future matter. So if we can just do a roll call.

Commissioner Ford?

COMMISSIONER FORD: Aye.

CHAIRMAN FLORES: Commissioner Elliott?

COMMISSIONER ELLIOTT: Aye.
CHAIRMAN FLORES: Commissioner Colgan?

COMMISSIONER COLGAN: Aye.

CHAIRMAN FLORES: Our other commissioner, Commissioner Diaz?

COMMISSIONER O'CONNELL-DIAZ: Aye.

CHAIRMAN FLORES: And I vote aye. So we will use this 5-0 roll call vote for the remainder of the Transportation Agenda unless otherwise noted.

Item RR-3 is Docket T09-0078. BNSF Railroad and Ridgeport Logistic Center, LLC, have petitioned to upgrade the railroad crossing of Lorenzo Road in Will County. The project is expected to cost $1.9 million. No Grade Crossing Protection Funds will be used. Administrative Law Judge O'Brien recommends entering the order approving the project.

Is there any discussion on this matter? Hearing none, are there any objections? Hearing none, the order is entered.

Item RR-4 is Docket T09-0106. This is a project to reconstruct the existing highway-rail grade separation structure that carries U.S. Route 150 over the Norfolk and Southern Railway Company's
track in Mansfield. That's in Piatt County. The $3.9 million cost will be funded entirely from federal funds. No GCPF will be used. Administrative Law Judge Kirkland-Montaque recommends entering the order approving the petition.

Is there any discussion on this matter? Any objections? Hearing none, the order is entered.

Item RR-5 is Docket T09-0132 Amended. This order amends the original order to increase the contribution from the Grade Crossing Protection Fund from $40,040 to $40,420. Staff recommends entering the amendatory order.

Is there any discussion on this matter? Any objections? Hearing none, the amendatory order is entered.

That concludes the Railroad Agenda.

Now moving on to motor carriers, turning to Motor Carriers items, Items MC-1 through MC-4 (09-0464, 09-0987, 09-1156, 09-1219) will be taken together. These are stipulated settlement agreements with various carriers found to be in
violation of the Illinois Commercial Transportation
Law. Staff recommends entering the orders accepting
the stipulated settlement agreements.

Is there any discussion? Any

objections? Hearing none, this order will also be
entered, and we will be using the last most favorable
vote.

The Item MC-5 (1276MC-S25, 2141MC-S8,
4588MC-S13, 5134MC-S12, 6175MC-S12) concerns several
petitions to purchase the stock of Federal Warehouse
Company. Administrative Law Judge O'Brien recommends
entering the order authorizing the transactions.

Is there any discussion in this

matter? Any objections? Hearing none, the order is
entered.

Items MC-6 (222RTV-R) and MC-7
(245RTV-R) will be taken together. These are
applications for commercial relocator licenses.

Administrative Law Judge Kirkland-Montaque recommends
entering the orders granting the applications for
commercial relocator licenses.

Is there any discussion? Any
objections? Hearing none, the orders are entered.

Items MC-8 (106RTV-R) is an

application for renewal of a commercial relocation
towing license. Staff recommends approving the
renewal application.

Is there any discussion? Any

objections? Hearing none, the renewal is granted.

Mr. Matrisch, is there any further

business to come before the Commission today?

MR. MATRISCH: Nothing further, Mr. Chairman.

Thank you.

CHAIRMAN FLORES: Thank you, sir. Thank you

for welcoming me on board here. So hearing none,

that concludes the motor carrier.

TRANSPORTATION AGENDA CONCLUDED