BEFORE THE
ILLINOIS COMMERCE COMMISSION

TRANSPORTATION BENCH SESSION

Chicago, Illinois
February 16, 2012

Met, pursuant to notice, at 10:30 a.m.

BEFORE:

MR. DOUGLAS P. SCOTT, Chairman

MS. LULA M. FORD, Commissioner

MS. ERIN M. O'CONNELL-DIAZ, Commissioner

MR. SHERMAN J. ELLIOTT, Commissioner
(via videoconference)

MR. JOHN T. COLGAN, Acting Commissioner
(via videoconference)

SULLIVAN REPORTING COMPANY, by
Auhdikiam Carney, CSR
License No. 084-004658
CHAIRMAN SCOTT: Pursuant to the provisions of the Illinois Open Meetings Act, I now convene a Regular Bench Session of the Illinois Commerce Commission. With me in Chicago are Commissioners Ford and O'Connell-Diaz. And with us in Springfield are Commission Elliott and Colgan. I'm Chairman Scott.

We have a quorum.

Starting with the Transportation Agenda, we will begin with the approval of minutes from prior Commission meetings. Up first are the minutes from the January 25th Bench Session. I understand amendments have been forwarded. Is there a motion to amend the minutes?

COMMISSIONER O'CONNELL-DIAZ: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER FORD: Second.

CHAIRMAN SCOTT: All in flavor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)
The vote is 5-0 and the amendments to the January 25th meeting are adopted.

Is there a motion to approve the minutes as amended?

COMMISSIONER O'CONNELL-DIAZ: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER FORD: Second.

CHAIRMAN SCOTT: It's been moved and second.

All in favor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)

The vote is 5-0 and the January 25th minutes as amended are approved.

Moving on to the Railroad Section.

Item RR-1 is Docket Nos T11-0100, T11-0114, and T11-0112. This item concerns eminent domain petitions filed by the Illinois Department of Transportation in connection with a roadway improvement project in Naperville. ALJ Kirkland-Montaque recommends entry of an Order granting the petitions.
Is there any discussion?

(No response.)

Is there a motion to enter the Order?

COMMISSIONER O'CONNELL-DIAZ: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER FORD: Second.

It's been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)

The vote is 5-0 and the Order is entered. We will use this 5-0 vote for the remainder of the Transportation Agenda unless otherwise noted.

Items RR-2 through RR-4 can taken together. These items concern Stipulated Agreements regarding public safety improvements of highway-rail grade crossings across Illinois. In each case Staff recommends entry of an Order approving the Agreement.

Is there any discussion?

(No response.)

Any objections?
(No response.)

Hearing none, the Orders are entered.

Items RR-5 through RR-7 can be taken together. These items concern public safety improvement projects at grade crossing across Illinois. In each case either Staff or the ALJ recommends entry of a Supplemental Order granting additional time for the project's completion.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Orders are entered.

Item RR-8 is Docket No. T04-0084.

This item concerns a petition filed by Coffeen and Western Railroad Company authorizing the construction of a rail line in and around a power plant located in Montgomery County. ALJ Kirkland-Montaque recommends entry of a second Supplemental Order reopening this proceeding and vacating the original Order and Supplemental Order.

Is there any discussion?
Any objections?

(No response.)

Hearing none, the Order is entered.

Item RR-9 is Docket No. T10-0045.

This item concerns a Stipulate Settlement Agreement regarding Public safety improvements at a crossing in Macoupin County. Staff recommends entry of a second Supplemental Order granting additional time for the project's completion.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Now on to Motor Carriers.

Item MC-1 concerns a Stipulated Settlement Agreement over alleged violations of the Illinois Commercial Transportation Law by Gaudino's (check name) Trucking. Our Transportation counsel recommends entry of an Order approving the Settlement Agreement.
Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Order is entered.
Items MC-2 and MC-3 can be taken together. These items concern applications for renewal for commercial relocation licenses. In each case Staff recommends entry of an Order granting the license renewal.
Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Orders are entered.
Mr. Matrisch, is there any further transportation business to come before the Commission today?
MR. MATRISCH: Nothing further, Chairman.
Thank you.
CHAIRMAN SCOTT: Thank you, sir.
Hearing none, that concludes today's
Transportation Agenda.

(And those were all the proceedings had.)