BEFORE THE
ILLINOIS COMMERCE COMMISSION

TRANSPORTATION REGULAR OPEN MEETING AGENDA

Chicago, Illinois
Wednesday, June 2, 2010

Met, pursuant to notice, at 10:30 a.m. in
the Main Hearing Room, Eighth Floor, 160 North
LaSalle Street, Chicago, Illinois.

PRESENT:

MANUEL FLORES, Acting Chairman
LULA M. FORD, Commissioner
ERIN M. O'CONNELL-DIAZ, Commissioner
SHERMAN J. ELLIOTT, Commissioner via teleconference
JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Alisa A. Sawka, CSR
License No. 084-004588
CHAIRMAN FLORES: Starting with today's Transportation Agenda, we have a few sets of minutes to approve. Up first are minutes from April 7th's transportation bench hearing. And I understand amendments have been circulated.

Is there a motion to approve the amendments --

COMMISSIONER COLGAN: So moved.

CHAIRMAN FLORES: -- to the April 7th transportation minutes?

COMMISSIONER COLGAN: So moved.

CHAIRMAN FLORES: Is there a second?

COMMISSIONER FORD: Second.

CHAIRMAN FLORES: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)

CHAIRMAN FLORES: The vote is 5-0 and the amendments are accepted.

Is there a motion to approve the April 7th transportation minutes, as amended?
COMMISSIONER COLGAN: So moved.

CHAIRMAN FLORES: I will second it.

It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)

CHAIRMAN FLORES: The vote is 5-0 and the April 7th minutes, as amended, are approved.

Up next we have minutes from the April 21st meeting. I understand amendments have been circulated.

Is there a motion to approve the amendments to the April 21st transportation minutes?

COMMISSIONER FORD: So moved.

CHAIRMAN FLORES: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN FLORES: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)
CHAIRMAN FLORES: The vote is 5-0 and the amendments are accepted.

Is there a motion to approve the April 21st transportation minutes, as amended?

COMMISSIONER FORD: So moved.

CHAIRMAN FLORES: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN FLORES: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)

CHAIRMAN FLORES: The vote is 5-0 and the April 21st minutes, as amended, are approved.

And, lastly, we have minutes from May 5th's transportation bench hearing. I understand amendments have been circulated.

Is there a motion to approve the amendments to the May 5th transportation minutes?

COMMISSIONER FORD: So moved.

CHAIRMAN FLORES: I'll second it.

It's been moved and seconded.
All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)

CHAIRMAN FLORES: The vote is 5-0 and the amendments are accepted.

Is there a motion to approve the May 5th transportation minutes, as amended?

COMMISSIONER COLGAN: So moved.

CHAIRMAN FLORES: I will second it.

It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: All opposed?

(No response.)

CHAIRMAN FLORES: The vote is 5-0 and the May 5th minutes are amended -- as amended, are approved.

Starting first with the Railroad portion of today agenda. Items Railroad 1 through Railroad 29 are items that can all be taken together. These are stipulated agreements for safety
improvements to railroad crossings in a number of cities and towns across Illinois. In each case Staff recommends entering the Orders approving the stipulated agreements.

Is there a motion to enter the orders?

COMMISSIONER O'CONNELL-DIAZ: So moved.

CHAIRMAN FLORES: Is there a second?

COMMISSIONER FORD: Second.

CHAIRMAN FLORES: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

CHAIRMAN FLORES: Any opposed?

(Chorus of ayes.)

CHAIRMAN FLORES: The vote is 5-0. The Orders are entered and the stipulated agreements are approved. We will use this 5-0 vote for the remainder of the transportation agenda unless otherwise noted.

Item RR-30 is T10-0017, a petition by the City of Chicago seeking an Order authorizing funding to make vertical clearance improvements around 79th Street. Administrative Law Judge
Kirkland-Montaque recommends entry of an Order approving the petition.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Order is entered and the petition is approved.

RR-31 is 10 -- excuse me. Item RR-31 T10-0041, a petition by the City of Rockford seeking an order from the Illinois Commerce Commission regarding the removal and replacement of a grade separated structure. Administrative Law Judge Kirkland-Montaque recommends entering an Order authorizing the removal and replacement.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Order is entered and the removal and replacement is authorized.
Item RR-32 is T10-0048, a petition by
the City of Galesburg for an Order granting authority
for an overpass construction. Administrative Law
Judge Kirkland-Montaque recommends entry of an order
approving the petition.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Order is entered and the improvements are approved.

Items RR-33 through RR-35 can be taken together. These items are stipulated agreements for safety improvements to railroad crossings in a number of cities and towns across Illinois. In each case, Staff recommends entering Supplemental Orders approving the stipulated agreements.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Orders are
entered and the stipulated agreements are approved.

Item RR-36 is Docket No. T10-0037.

This concerns a petition for an Illinois Commerce Commission Order authorizing the construction of a pedestrian underpass in Wheaton and making appropriate cost allocations. There's been a Petition For Interlocutory Review for the denial of a Petition to Intervene. And Administrative Law Judge Kirkland-Montaque recommends that we deny the petition.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Petition for Interlocutory Review is denied.

We are now moving to the Motor Carriers portion of today's agenda.

Items MC-1 through MC-3 can be taken together. These items concern stipulated settlement agreements concerning alleged violations of the Illinois Commercial Transportation Law. In each
instance, Staff recommends entering an Order accepting the stipulated settlement agreement.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the Orders are entered and the settlement agreements are approved.

Items MC-4 and MC-5 can be taken together. These items concerns SMU Towing and Kelly Trick Center's Applications for renewal of their Commercial Relocation Towing License pursuant to the provisions of Section 401 of the Illinois Commercial Relocation of Trespassing Vehicles Laws -- excuse me -- Law. In both instances, Staff recommends granting the renewal.

Is there any discussion?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the renewals are granted.
So is there any discussion on MC-4 and MC-5?

(No response.)

CHAIRMAN FLORES: Any objections?

(No response.)

CHAIRMAN FLORES: Hearing none, the renewals are granted.

Mr. Matrisch, is there any further business to come before the Commission today?

MR. MATRISCH: Nothing further, Chairman.

Thank you.

CHAIRMAN FLORES: Hold on a second. I just want to make some comments before we end this portion of today's agenda.

I had an opportunity to visit our Des Plaines facility, the Illinois Commerce Commission Police Department, and I just wanted to commend our officers for their outstanding work. As you know, they deal with a variety of transportation issues and they work throughout the entire State of Illinois. And I was very impressed with the operations and took a lot away from that meeting.
I also want to commend, again, all of your team, both in the Railroad and also the other -- the Motor Carrier Division of the ICC for your good work. So...

MR. MATRISCH: Thank you very much, Chairman.

CHAIRMAN FLORES: Thank you. Keep up the good work.