BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION

(TRANSPORTATION)

Springfield, Illinois
Wednesday, September 22, 2010

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

PRESENT:

MR. MANUEL FLORES, Acting Chairman

MS. LULA M. FORD, Commissioner
(Via teleconference)

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

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710
PROCEEDINGS

ACTING CHAIRMAN FLORES: Starting with today's Transportation Agenda and with the Railroad portion, Items RR-1 through RR-4 (T10-0132, T10-0133, T10-0134, T10-0135) can be taken together. These are Stipulated Agreements for public safety improvements of the highway-rail grade crossings in a number of cities and towns across Illinois. In each case Staff recommends entering an Order approving the Stipulated Agreement.

I would like to make a motion to enter the Orders. Is there a second?

ACTING COMMISSIONER COLGAN: Second.

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

COMMISSIONERS: Aye.

ACTING CHAIRMAN FLORES: Any opposed?

(No response.)

ACTING CHAIRMAN FLORES: The vote is 5-0; the Orders are entered and Stipulated Agreements are approved.

We will use this 5-0 vote for the
remainder of the Transportation unless otherwise noted.

Item RR-5 is Docket Number 10-0061. This concerns a petition filed by Kankakee County seeking authority to construct a bridge over Union Pacific tracks. Administrative Law Judge Kirkland-Montaque recommends entry of an Order granting the petition. Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the Orders are entered -- the Order is entered and the petition is granted.

Items RR-6 and RR-7 (T09-0026, T10-0083) can be taken together. These items concern Stipulated Agreements for public safety improvements to highway-rail grade crossings in Lawrence County and Cook County. In each case Staff recommends entering a Supplemental Order approving an extension of time or additional funds to complete the project. Is there any discussion?
(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the Supplemental Orders are entered.

Item RR-8 is Docket Number 10-0118.

This concerns a petition filed by the Illinois Department of Transportation seeking authority to construct two grade separation structures near the Mississippi River in St. Clair County. Administrative Law Judge O'Brien recommends entry of an Order granting the petition. Is there any discussion?

(No response.)

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

ACTING CHAIRMAN FLORES: Hearing none, the Orders are entered and the petition is granted.

Motor Carriers. Moving now to the Motor Carriers' portion of today's agenda, Items MC-1 and MC-2 can be taken together. These items concern Stipulated Settlement Agreements concerning alleged violations of the Illinois Commercial Transportation
Law. In both instances Staff recommends entering an 
Order accepting the Stipulated Settlement Agreement.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the 
Orders are entered and the Settlement Agreements are 
approved.

Item MC-3 concerns AA Sapa Moving's 
application for a Certificate of Public Convenience 
and Necessity for new household goods property motor 
carrier authority. Administrative Law Judge 
Kirkland-Montaque recommends entering an Order 
granting the application. Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the 
Order is entered and the application is granted.

Item MC-4 concerns a transfer of a 
Certificate of Public Convenience and Necessity and
Public Carrier Certificate from South Avenue Moving Corporation to Motsch Movers. Before us today is an Amended Order correcting a typo in Finding 4 of the Initial Order, and Administrative Law Judge Kirkland-Montaque recommends entry of the Order. Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the Amended Order is entered.

Item MC-5 concerns Kramer's Auto Repair and Towing Application for a Commercial Relocation Towing License pursuant to Section 18a-401 of the Illinois Commercial Relocation of Trespassing Vehicles Law. Administrative Law Judge Kirkland-Montaque recommends entry of an Order granting the Company's application. Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)
ACTING CHAIRMAN FLORES: Hearing none, the Order is entered and the application is granted.

Administrative Matters. We have one Administrative Matter to address in our Transportation Agenda today. It concerns acceptance of the Transportation Regulatory Fund 2010 Report.

Staff, could you please come brief us on this matter?

MR. MATRISCH: Your Honor -- excuse me, Acting Chairman, according to Illinois law the Commission must prepare a report every year that details how funds from the Transportation Regulatory Fund are spent and in addition how much funds have been collected over the year. This report addresses that statutory provision and provides the necessary report to the Governor and the Members of the General Assembly.

ACTING CHAIRMAN FLORES: Very well. Are there any questions from Commissioners? Very well. I would like to make a motion then to accept the TRA Annual Report. Is there a second?

COMMISSIONER ELLIOTT: Second.
ACTING CHAIRMAN FLORES: It's been moved and seconded. All in favor say aye.

COMMISSIONERS: Aye.

ACTING CHAIRMAN FLORES: The vote is 4-0 and the report is accepted.

I do want to say thank you for the report. I read it. It is clear, and I believe that obviously it meets the statutory requirements. And I would just like to say thank you for your ongoing work.

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

MR. MATRISCH: Nothing further, Chairman.

ACTING CHAIRMAN FLORES: Very well. That concludes today's Transportation Agenda. Keep up the good work, gentlemen.

TRANSPORTATION AGENDA CONCLUDED