BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION

(TRANSPORTATION)

Springfield, Illinois
Wednesday, October 20, 2010

Met, pursuant to notice, at 10:30 a.m. in the
Audiovisual Room, Second 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
(Via teleconference)

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710
Starting with the Transportation agenda, we have minutes to approve from the September 22 Bench Session. Is there a motion to approve the minutes?

So move.

I will second it.

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

COMMISSIONERS: Aye.

ACTING CHAIRMAN FLORES: All opposed?

(No response.)

The vote is 5-0 approving the minutes for September 22.

Moving to the Railroad portion of today's agenda, Item RR-1 is Docket Number T10-0097 consolidated with Docket Number T10-0137. This item concerns petitions for the taking of certain real estate properties using eminent domain by the Illinois Department of Transportation for the expansion of Interstate 55 in Cook County.

Administrative Law Judge Kirkland-Montaque recommends entry of an Order granting the Department's
petitions.

Is there a motion to -- I will make a
motion to enter the Order. 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
Order is entered and the petition is granted.

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

Item RR-2 is Docket Number T10-0120.

This item concerns a petition for the taking of
certain property using eminent domain by the Illinois
Department of Transportation for improvements to
Route 178 in LaSalle County. Administrative Law
Judge Duggan recommends entry of an Order granting
the Department's petition.

Is there any discussion?
1 (No response.)

2 ACTING CHAIRMAN FLORES: Any objections?

3 (No response.).

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

6 Items RR-3 through RR-9 (T10-0144, T10-0146, T09-0081, T09-0092, T09-0111, T10-0033, T08-0167) may be taken together. These items concern stipulated agreements for public safety improvements at or near highway/rail grade crossings throughout Illinois. In each case Staff recommends that we enter an Order or Supplemental Order approving a stipulated agreement or allowing for more time or funding for the project.

7 Is there any discussion?

8 (No response.)

9 ACTING CHAIRMAN FLORES: Any objections?

10 (No response.)

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

12 Item RR-10 is Docket Number T05-0058.

13 This docket concerns the establishment of new
highway/rail grade crossings in Williamson County, and before the Commission today is a Fourth Supplemental Order granting an extension of time for the project's completion. Administrative Law Judge Kirkland-Montaque recommends the extension be granted.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

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

Moving now 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 surrounding alleged violations of the Illinois Commercial Transportation Law. In each case Staff recommends entry of an Order accepting the stipulated settlement agreement.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?
ACTING 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 concern applications by Juan Luis Diaz and Steven Hribal-Bartelli for operator's employment permits under Section 18a-403 of the Illinois Commercial Relocation of Trespassing Vehicles Law. In each case Staff recommends entry of an Order granting the application.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

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

Items MC-6 through MC-10 can be taken together. These items concern applications for renewal of Commercial Relocation Towing Licenses pursuant to Section 401 of the Illinois Commercial Relocation of Trespassing Vehicles Law. In each case
Staff recommends entry of an Order granting the company's renewal application.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

(No response.)

ACTING CHAIRMAN FLORES: Hearing none, the Orders are entered and the license renewals are granted.

We have one administrative matter left to address. This concerns a proposed citation against Keokuk Junction Railway Company concerning a failure to maintain existing highway/rail grade crossing surfaces consistent with the requirements of 92 Illinois Administrative Code Part 1535 for a crossing at McDonough County. Staff recommends entry of a Citation Order requiring the company to address this situation.

Is there any discussion?

(No response.)

ACTING CHAIRMAN FLORES: Any objections?

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

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

MR. MATRISCH: Nothing further this morning.

Thank you.

ACTING CHAIRMAN FLORES: Thank you, sir. Hearing none, that concludes today's Transportation agenda. Keep up the good work, folks.

TRANSPORTATION AGENDA CONCLUDED