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BEFORE THE
ILLINOIS COMMERCE COMMISSION
BENCH SESSION
(TRANSPORTATION)
Chicago, Illinois
Wednesday, March 6, 2013

Met, pursuant to notice, at 11:45 a.m.
in the Main Hearing Room, 160 North LaSalle Street,
Chicago, Illinois.

PRESENT:

- MR. DOUGLAS P. SCOTT, Chairman
- MS. ERIN M. O'CONNELL-DIAZ, Commissioner
- MR. JOHN T. COLGAN, Commissioner (by phone)
- MS. ANN McCABE, Commissioner
- MR. MIGUEL del VALLE, Commissioner

L.A. COURT REPORTERS by
Kari Wiedenhaupt, Reporter

CSR# 084-004725

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2 CHAIRMAN SCOTT: Is everything ready in
3 Springfield?

4 JUDGE WALLACE: Yes, it is.

5 CHAIRMAN SCOTT: Good.

6 Pursuant to the provisions of the Open
7 Meetings Act, I now convene a regularly scheduled
8 Bench Session of the Illinois Commerce Commission.
9 With me in Chicago are Commissioner O'Connell-Diaz,
10 Commissioner McCabe, and Acting Commissioner del
11 Valle. I am Chairman Scott. We have a quorum.

12 I believe Commissioner Colgan was
13 standing by on the phone and is not there any longer.
14 Is that correct?

15 COMMISSIONER COLGAN: No. I'm here.

16 CHAIRMAN SCOTT: You are still here? Okay.
17 Under the Commission's rules, we'll have to vote to
18 allow Commissioner Colgan to participate by phone. I
19 move to allow his participation by phone.

20 Is there a second?

21 COMMISSIONER MCCABE: Second.

22 CHAIRMAN SCOTT: It's been moved and seconded.

1 All in favor, say aye.

2 (Chorus of ayes.)

3 CHAIRMAN SCOTT: Any opposed?

4 (No response.)

5 CHAIRMAN SCOTT: The vote is four to nothing
6 and Commissioner Colgan may participate in today's
7 meeting by phone.

8 First of all, I want to apologize to
9 everybody. I don't know if first I am apologizing
10 for the snow, but I am apologizing for getting back
11 into town -- my 3:00 flight yesterday afternoon just
12 landed about an hour ago at O'Hare.

13 So Before moving into the agenda,
14 according to Section 1700.10 of Title 2 of the
15 Administrative Code, this is the time we allow
16 members of the public to address the Commission.

17 Members of the public wishing to address the
18 Commission must notify the Chief Clerk's office at
19 least 24 hours prior to Commission meetings.

20 According to the Chief Clerk's office, we have two --
21 actually we have three requests to speak at today's
22 Bench Session.

1 (Whereupon, two people spoke on
2 public utility issues.)

3 CHAIRMAN SCOTT: That will then conclude the
4 public comment portion of today's meeting.

5 Moving now to the Transportation
6 agenda, we'll begin with the approval of minutes from
7 our February 21st Bench Session.

8 Is there a motion to approve the
9 minutes?

10 COMMISSIONER MCCABE: So moved.

11 CHAIRMAN SCOTT: Is there a second?

12 COMMISSIONER O'CONNELL-DIAZ: Second.

13 CHAIRMAN SCOTT: It's been moved and seconded.

14 All in favor, say aye.

15 (Chorus of ayes.)

16 CHAIRMAN SCOTT: Any opposed?

17 (No response.)

18 CHAIRMAN SCOTT: Then the vote is five to
19 nothing, and the minutes from our February 21st Bench
20 Session are approved.

21 On to the Railroad portion of today's
22 agenda, Item RR-1 is Docket No. T12-0005. This is a

1 petition seeking permission to construct a road
2 extension crossing railroad tracks and related
3 improvements in the Village of Sauget. ALJ
4 Kirkland-Montague recommends entry of an Order
5 granting the petition consistent with Staff's
6 suggested changes.

7 Is there any discussion?

8 (No response.)

9 CHAIRMAN SCOTT: Is there a motion to enter the
10 Order?

11 COMMISSIONER O'CONNELL-DIAZ: So moved.

12 CHAIRMAN SCOTT: Is there a second?

13 COMMISSIONER MCCABE: Second.

14 CHAIRMAN SCOTT: It's been moved and seconded.
15 All in favor, say eye.

16 (Chorus of ayes.)

17 CHAIRMAN SCOTT: Any opposed?

18 (No response.)

19 CHAIRMAN SCOTT: The vote is five to nothing,
20 and the Order is entered. We will use this five to
21 nothing vote for the remainder of today's
22 Transportation agenda unless otherwise noted.

1 Items RR-2 through RR-5 can be taken
2 together. These items concern stipulated agreements
3 for public safety improvements at highway-rail grade
4 crossings across Illinois. In each case, Staff
5 recommends entry of an Order approving the agreement.

6 Is there any discussion?

7 (No response.)

8 CHAIRMAN SCOTT: Any objections?

9 (No response.)

10 CHAIRMAN SCOTT: Hearing none, the Orders are
11 entered.

12 Items RR-6 and RR-7 can be taken
13 together. These items also concern stipulated
14 agreements for public safety improvements at
15 highway-rail grade crossings across Illinois. In
16 each case, Staff recommends entry of a Supplemental
17 Order granting additional time and/or funding for the
18 project's completion.

19 Is there any discussion?

20 (No response.)

21 CHAIRMAN SCOTT: Any objections?

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1 (No response.)

2 CHAIRMAN SCOTT: Hearing none, the Orders are
3 entered.

4 Item RR-8 is Docket No. T12-0095.
5 This is a petition seeking permission to construct an
6 overpass in the city of Galesburg. ALJ Duggan
7 recommends entry of a Supplemental Order granting a
8 requested contribution reallocation between the
9 parties.

10 Is there any discussion?

11 (No response.)

12 CHAIRMAN SCOTT: Any objections?

13 (No response.)

14 CHAIRMAN SCOTT: Hearing none, the Order is
15 entered.

16 On to Motor Carriers. Items MC-1
17 through MC-4 can be taken together. These items are
18 the stipulated settlement agreements for alleged
19 violations of the Illinois Commercial Transportation
20 Law. In each case, our transportation counsel
21 recommends entry of an Order accepting the settlement
22 agreement.

1 Is there any discussion?

2 (No response.)

3 CHAIRMAN SCOTT: Any objections?

4 (No response.)

5 CHAIRMAN SCOTT: Hearing none, the Orders are
6 entered.

7 Item MC-5 is Universal Moving
8 Solutions' application for a certificate under the
9 Illinois Commercial Transportation Law. ALJ
10 Kirkland-Montaque recommends entry of an Order
11 granting the application.

12 Is there any discussion?

13 (No response.)

14 CHAIRMAN SCOTT: Any objections?

15 (No response.)

16 CHAIRMAN SCOTT: Hearing none, the Order is
17 entered.

18 Moving now to Collateral Recovery.
19 Items CR-1 through CR-5 can be taken together. These
20 items are applications for licensure as a recovery
21 agency, recovery agency manager, or reposessor under
22 the Collateral Recovery Act. In each case, ALJ

1 Kirkland-Montague recommends entry of an Order
2 granting the application.

3 Is there any discussion?

4 (No response.)

5 CHAIRMAN SCOTT: Any objections?

6 (No response.)

7 CHAIRMAN SCOTT: Hearing none, the Orders are
8 entered.

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

12 MR. MATRISCH: No, Chairman. Thank you.

13 CHAIRMAN SCOTT: Thank you. Hearing none, that
14 concludes today's Transportation agenda.

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