

1 PROCEEDINGS

2 CHAIRMAN SCOTT: Pursuant to the provisions of
3 the Illinois Open Meetings Act, I now convene a
4 regularly scheduled Bench Session of the Illinois
5 Commerce Commission. With me in Springfield are
6 Commissioner Colgan, Commissioner McCabe, Acting
7 Commissioner Del Valle, and Acting Commissioner Maye.
8 I am Chairman Scott. We have a quorum.

9 Starting, on behalf of all the
10 Commissioners, we would like to welcome Commissioner
11 Maye to the Illinois Commerce Commission. We look
12 forward to working with you. So congratulations.

13 ACTING COMMISSIONER MAYE: Thank you, Chairman
14 Scott. I so wished to have this opportunity.

15 CHAIRMAN SCOTT: Before moving into the agenda,
16 according to Section 1700.10 of Title II of the
17 Administrative Code, this is the time we allow
18 members of the public to address the Commission.
19 Members of the public wishing to address the
20 Commission must notify the Chief Clerk's Office at
21 least 24 hours prior to Commission meetings.

22 (Whereupon Mr. MacBride spoke on

1 agenda, Item RR-1 is Docket T12-0041. This is a
2 petition by the Illinois Department of Transportation
3 seeking eminent domain authority in connection with a
4 safety improvement project at a highway-rail grade
5 crossing in Kane County. ALJ Duggan recommends entry
6 of an Order authorizing eminent domain authority.

7 Is there any discussion?

8 (No response.)

9 Is there a motion to enter the Order?

10 COMMISSIONER McCABE: So moved.

11 CHAIRMAN SCOTT: Is there a second?

12 COMMISSIONER COLGAN: Second.

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

14 All in favor say aye.

15 COMMISSIONERS: Aye.

16 CHAIRMAN SCOTT: Any opposed?

17 (No response.)

18 The vote is four to nothing, and the
19 Order is entered.

20 We will use this four to nothing vote
21 for the remainder of today's Transportation agenda
22 unless otherwise noted.

1 Items RR-2 through RR-4 (T12-0090,
2 T12-0149, T13-0017) can be taken together. These
3 items are petitions seeking authorization for safety
4 improvement projects at highway-rail grade crossings
5 across Illinois. In each case ALJ Kirkland-Montague
6 recommends entry of an Order granting the petition.

7 Is there any discussion?

8 (No response.)

9 Any objections?

10 (No response.)

11 Hearing none, the Orders are entered.

12 Items RR-5 through RR-7 (T13-0028,
13 T13-0030, T13-0031) can be taken together. These
14 items concern Stipulated Agreements for public safety
15 improvements at highway-rail grade crossings across
16 Illinois. In each case Staff recommends entry of an
17 Order approving the agreement.

18 Is there any discussion?

19 (No response.)

20 Any objections?

21 (No response.)

22 Hearing none, the Orders are entered.

1 Items RR-8 and RR-9 (T11-0124,
2 T12-0137) can be taken together. These items are
3 petitions seeking authorization for safety
4 improvement projects at highway-rail grade crossings
5 in Jasper County and Kane County. In each case ALJ
6 Duggan recommends entry of an Interim Order
7 authorizing the safety improvements.

8 Is there any discussion?

9 (No response.)

10 Any objections?

11 (No response.)

12 Hearing none, the Orders are entered.

13 Items RR-10 through RR-12 (T11-0001,
14 T11-0155, T12-0082) can be taken together. These
15 items concern Stipulated Agreements for public safety
16 improvements at highway-rail grade crossings across
17 Illinois. In each case ALJ Kirkland-Montaque or
18 Staff recommends entry of a Supplemental Order
19 granting additional time and/or funding for the
20 project's completion.

21 Is there any discussion?

22 (No response.)

1 Any objections?

2 (No response.)

3 Hearing none, the Orders are entered.

4 On to Motor Carriers, Items MC-1
5 through MC-6 (168376MC, 175284MC, 7281MC, 13432MC,
6 51070MC, 180859MC) will be taken together. These
7 items are Stipulated Settlement Agreements for
8 alleged violations of the Illinois Commercial
9 Transportation Law. In each case our Transportation
10 counsel recommends entry of an Order accepting the
11 settlement agreement.

12 Is there any discussion?

13 (No response.)

14 Any objections?

15 (No response.)

16 Hearing none, the Orders are entered.

17 Moving now to Collateral Recovery,
18 Item CR-1 (183143MC) is Diane Strothers' application
19 for a permit to serve as a reposessor under the
20 Collateral Recovery Act. ALJ Kirkland-Montaque
21 recommends entry of an Order granting the
22 application.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the Order is entered.

6 We have three administrative items for
7 consideration today. Item AM-1 concerns a resolution
8 removing McDonough County from regulation under the
9 Illinois Commercial Relocation of Trespassing
10 Vehicles Law and Illinois Commercial Safety Towing
11 Law. Transportation Bureau Chief Matrisch recommends
12 adopting the resolution.

13 Is there any discussion?

14 (No response.)

15 Any objections?

16 (No response.)

17 Hearing none, the resolution is
18 adopted.

19 Item AM-2 concerns the approval of our
20 2012 Annual Hazardous Materials Report. Staff
21 recommends approving the report for submission to the
22 Governor and leading members of the General Assembly.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the report is approved.

6 Item AM-3 concerns the approval of our
7 Crossing Safety Improvement Program 5-Year Plan for
8 fiscal years 2014 to 2018. Staff recommends
9 approving the report for submission to the Governor
10 and the leaders of the General Assembly.

11 Is there any discussion?

12 (No response.)

13 Any objections?

14 (No response.)

15 Hearing none, the report is approved.

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

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

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

22 TRANSPORTATION SESSION CONCLUDED