



1 PROCEEDINGS

2 CHAIRMAN SCOTT: Pursuant to the provisions of  
3 the Open Meetings Act, I now convene the regularly  
4 scheduled Bench Session of the Illinois Commerce  
5 Commission. With me in Chicago are Commissioner  
6 O'Connell-Diaz and Commissioner McCabe. With us in  
7 Springfield is Commissioner Colgan. I am Chairman  
8 Scott. We have a quorum. We also have Commissioner  
9 Ford available by phone.

10 Commissioner, are you there?

11 Commissioner Ford, are you there?

12 UNIDENTIFIED SPEAKER: I don't believe she has  
13 called in yet.

14 CHAIRMAN SCOTT: Okay. We will wait for just a  
15 couple minutes until the Commissioner can call in.

16 (Whereupon, a short break was  
17 taken.)

18 CHAIRMAN SCOTT: All right. We will start back  
19 up again, and pick Commissioner Ford up for the  
20 meeting when she joins in.

21 Before moving into the agenda,  
22 according to Section 1700.10 of Title II of the

1 Administrative Code, this is the time we allow  
2 members of the public to address the Commission.  
3 Members of the public wishing to address the  
4 Commission must notify the Chief Clerk's Office at  
5 least 24 hours prior to Commission meetings.  
6 According to the Chief Clerk's Office, we have no  
7 requests to speak at today's Bench Session.

8 We will start with the Transportation  
9 agenda. Up first is the approval of minutes from our  
10 August 15th Bench Session. I understand amendments  
11 have been forwarded. Is there a motion to amend the  
12 minutes?

13 COMMISSIONER O'CONNELL-DIAZ: So moved.

14 CHAIRMAN SCOTT: Is there a second?

15 COMMISSIONER MCCABE: Second.

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

17 All in favor, say aye.

18 (Chorus of ayes.)

19 CHAIRMAN SCOTT: Any opposed?

20 (No response.)

21 CHAIRMAN SCOTT: The vote is four to nothing,  
22 and the minutes are amended.

1                   Is there a motion to approve the  
2 August 15th minutes as amended?

3           COMMISSIONER MCCABE:    So moved.

4           CHAIRMAN SCOTT:    Is there a second?

5           COMMISSIONER O'CONNELL-DIAZ:    Second.

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

7                   All in favor, say aye.

8                                   (Chorus of ayes.)

9           CHAIRMAN SCOTT:    Any opposed?

10                                   (No response.)

11           CHAIRMAN SCOTT:    The vote is four to nothing,  
12 and the minutes for the August 15th Bench Session as  
13 amended are approved.

14                   Turning to the Railroad section, Item  
15 RR-1 is Docket No. T11-0150. This item concerns a  
16 petition for eminent domain brought by the Illinois  
17 Department of Transportation for an easement in  
18 Clinton County. ALJ Duggan recommends entry of an  
19 Order granting eminent domain authority.

20                   Is there any discussion?

21                                   (No response.)

22           CHAIRMAN SCOTT:    Is there a motion to enter the

1 Order?

2 COMMISSIONER O'CONNELL-DIAZ: So moved.

3 CHAIRMAN SCOTT: Is there a second?

4 COMMISSIONER MCCABE: Second.

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

6 All in favor, say aye.

7 (Chorus of ayes.)

8 CHAIRMAN SCOTT: Any opposed?

9 (No response.)

10 CHAIRMAN SCOTT: The vote is four to nothing,  
11 and the Order is entered. We will use this four to  
12 nothing vote for the remainder of the Transportation  
13 agenda unless otherwise noted.

14 Item RR-2 is Docket No. T12-0095.  
15 This is a petition by the City of Galesburg seeking  
16 authority for an overpass construction project. ALJ  
17 Duggan recommends entry of an Order granting the  
18 petition. Is there any discussion?

19 (No response.)

20 CHAIRMAN SCOTT: Are there any objections?

21 (No response.)

22 CHAIRMAN SCOTT: Hearing none, the Order is

1 entered.

2 Item RR-3 is Docket No. T12-0122.

3 This item concerns a stipulated agreement for public  
4 safety improvements at a highway-rail grade crossing  
5 in Madison County. Staff recommends entry of an  
6 Order approving the stipulated agreement.

7 Is there any discussion?

8 (No response.)

9 CHAIRMAN SCOTT: Are there any objections?

10 (No response.)

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

13 Items RR-4 - RR-8 can be taken  
14 together. These items concern stipulated agreements  
15 for public safety improvements at highway-rail grade  
16 crossings in Illinois. In each case, Staff  
17 recommends entry of a supplemental Order granting  
18 additional time or funding for project completion or  
19 altering the project scope.

20 Is there any discussion?

21 (No response.)

22 CHAIRMAN SCOTT: Are there any objections?

1 (No response.)

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

4 Item RR-9 is Docket No. T11-0046.  
5 This is the City of Rochelle's petition seeking  
6 authorization for a grade crossing construction  
7 project in Ogle County. ALJ Duggan recommends entry  
8 of a second supplemental Order granting the extension  
9 of time and other relief. Is there any discussion?

10 (No response.)

11 CHAIRMAN SCOTT: Are there any objections?

12 (No response.)

13 CHAIRMAN SCOTT: Hearing none, the second  
14 supplemental Order is entered.

15 COMMISSIONER FORD: This is Commissioner Ford.  
16 Sorry for being late.

17 CHAIRMAN SCOTT: Hi, Commissioner Ford. That's  
18 okay.

19 Under the Commission's rules, we will  
20 have to vote to allow participation in today's  
21 meeting by phone. I move to allow Commissioner Ford  
22 to participate by phone.

1 Is there a second?

2 COMMISSIONER O'CONNELL-DIAZ: Second.

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

4 All in favor, say aye.

5 (Chorus of ayes.)

6 CHAIRMAN SCOTT: Any opposed?

7 (No response.)

8 CHAIRMAN SCOTT: The vote is four to nothing.

9 Commissioner Ford may participate by phone.

10 Welcome, Commissioner. We are on  
11 the -- we are now on the Motor Carrier section of the  
12 Transportation agenda, Commissioner.

13 COMMISSIONER FORD: Thank you.

14 CHAIRMAN SCOTT: Thank you. Item MC-1 is Adam  
15 Thomas Brown, application for a relocation towing  
16 operator's employment permit. ALJ Kirkland-Montaque  
17 recommends entry of an Order granting the  
18 application.

19 Is there any discussion?

20 (No response.)

21 CHAIRMAN SCOTT: Are there any objections?

22



1 (No response.)

2 CHAIRMAN SCOTT: Hearing none, the Order is  
3 entered.

4 We have one Administrative item for  
5 consideration today. Item AM-1 concerns recovery  
6 manager and employee certification programs  
7 submitted -- submitted for approval by RISC, LLC  
8 under Title 92, Part 1480 of the Administrative Code.  
9 Transportation Bureau Chief Matrisch recommends the  
10 adoption of a resolution approving the company's  
11 programs.

12 Is there any discussion?

13 (No response.)

14 CHAIRMAN SCOTT: Are there any objections?

15 (No response.)

16 CHAIRMAN SCOTT: Hearing none, the program  
17 is -- the programs are approved.

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

21 MR. MATRISCH: Nothing further, Chairman.

22 Thank you.

1 CHAIRMAN SCOTT: Thank you, sir. Hearing none,  
2 that concludes today's Transportation agenda.

3 TRANSPORTATION AGENDA CONCLUDED

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