1 BEFORE THE ILLINOIS COMMERCE COMMISSION 2 3 REGULAR OPEN MEETING 4 (TRANSPORTATION) 5 Chicago, Illinois б Thursday, September 8, 2011 7 8 9 10 Met, pursuant to notice, at 10:30 a.m. in 11 the Main Hearing Room, Eighth Floor, 160 North 12 LaSalle Street, Chicago, Illinois. 13 14 PRESENT: 15 DOUGLAS P. SCOTT, Chairman 16 LULA M. FORD, Commissioner 17 ERIN M. O'CONNELL-DIAZ, Commissioner 18 SHERMAN J. ELLIOTT, Commissioner 19 JOHN T. COLGAN, Acting Commissioner 20 21 SULLIVAN REPORTING COMPANY, by 22 Alisa A. Sawka, CSR, RPR License No. 084-004588

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 us in Chicago are
6	Commissioners Ford, O'Connell-Diaz, Elliott and
7	Acting Commissioner Colgan. I'm Chairman Scott. We
8	have a quorum.
9	Before moving into agenda, according
10	to Section 1700.10 of Title II of the Administrative
11	Code, this is the time we allow members of the public
12	to address the Commission. Members of the public
13	wishing to address the Commission must notify the
14	Chief Clerk's Office at least 24 hours prior to the
15	Bench Session. According to the Chief Clerk's
16	Office, we have no requests to speak at today's Bench
17	Session.
18	We'll start with the Transportation
19	Agenda with minutes from prior Commission meetings.
20	Up first are the minutes from our August 17th Bench
21	Session. I understand amendments have been
22	forwarded.

1 Is there a motion to amend the 2 minutes? 3 COMMISSIONER O'CONNELL-DIAZ: So moved. 4 CHAIRMAN SCOTT: Is there a second? COMMISSIONER FORD: Second. 5 CHAIRMAN SCOTT: It's been moved and seconded. б All in favor say, Aye. 7 (Chorus of ayes.) 8 CHAIRMAN SCOTT: Any opposed? 9 10 (Chorus of ayes.) 11 CHAIRMAN SCOTT: The vote is 5 to nothing and 12 the amendments to the August 17th minutes are 13 adopted. 14 Is there a motion to approve the minutes as amended? 15 16 COMMISSIONER O'CONNELL-DIAZ: So moved. 17 CHAIRMAN SCOTT: Is there a second? COMMISSIONER FORD: Second. 18 19 CHAIRMAN SCOTT: It's been moved and seconded. 20 All in favor say, Aye. 21 (Chorus of ayes.) 22 CHAIRMAN SCOTT: Any opposed?

(No response.)

The vote is 5 to nothing and 2 CHAIRMAN SCOTT: the August 17th Bench Session minutes as amended are 3 4 approved. Moving on to Railroad. Items RR-1 and 5 б RR-2 can be taken together. These items are Petitions seeking authority to construct separation 7 structures at rail crossings in Cook and St. Clair 8 9 Counties. In each case the ALJ recommends entry of 10 an Order granting the Petition. 11 Is there a motion to enter the Orders? 12 ACTING COMMISSIONER COLGAN: So moved. 13 CHAIRMAN SCOTT: Is there a second? 14 COMMISSIONER ELLIOTT: Second. CHAIRMAN SCOTT: It's been moved and seconded. 15 16 All in favor say, Aye. 17 (Chorus of ayes.) 18 CHAIRMAN SCOTT: Any opposed? 19 (No response.) 20 CHAIRMAN SCOTT: The vote is 5 to nothing and 21 the Orders are entered. 22 And we will use this 5 to nothing vote

for the remainder of the Transportation Agenda unless
otherwise noted.

Items RR-3 and RR-4 can be taken 3 4 together. These items each concern stipulated 5 agreements regarding public safety improvements at highway-rail grade crossings across Illinois. б In each case Staff recommends entry of an Order 7 8 approving the stipulated agreements. 9 Is there any discussion? 10 (No response.) CHAIRMAN SCOTT: Any objections? 11 12 (No response.) 13 CHAIRMAN SCOTT: Hearing none, the Orders are 14 entered. Items RR-5 and RR-6 can be taken 15 16 together. These items also each concern stipulated 17 agreements regarding public safety improvements at 18 highway-rail grade crossings across Illinois. In 19 each case staff recommends entry of a Supplemental 20 Order granting additional time associated with the projects' completion. 21

22 Is there any discussion?

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1	(No response.)
2	CHAIRMAN SCOTT: Any objections?
3	(No response.)
4	CHAIRMAN SCOTT: Hearing none, the Supplemental
5	Orders are entered.
6	Now on to Motor Carriers. Item MC-1
7	is a stipulated settlement agreement concerning
8	alleged violations of the Illinois Commercial
9	Transportation Law by Sean Sheppard. Our
10	Transportation Counsel recommends entry of an Order
11	accepting the stipulated settlement agreement.
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 and the settlement agreement is approved.
18	Item MC-2 is M.K. Mover's Application
19	for new Household Goods Property Motor Carrier
20	Authority. ALJ Duggan recommends entry of an Order
21	approving the application.
22	
	Is there any discussion?

1	(No response.)
2	CHAIRMAN SCOTT: Any objections?
3	(No response.)
4	CHAIRMAN SCOTT: Hearing none, the Order is
5	entered and the application is approved.
6	Items MC-3 through MC-5 can be taken
7	together. These items are applications for
8	Operator's Employment Permits for vehicle towing
9	filed under the Illinois Commercial Relocation of
10	Trespassing Vehicles Law. In each case the ALJ
11	recommends entry of an Order granting the
12	application.
13	Is there any discussion?
14	(No response.)
15	CHAIRMAN SCOTT: Any objections?
16	(No response.)
17	CHAIRMAN SCOTT: Hearing none, the Orders are
18	entered and the applications are approved.
19	Is there any further business to come
20	before the Commission on Transportation today?
21	MR. MATRISCH: Nothing from Springfield.
22	CHAIRMAN SCOTT: Hearing none, that concludes

1 today's Transportation Agenda.

2	(Whereupon, the Public Utility
3	Agenda is contained in a
4	separate transcript.)
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