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BEFORE THE  
ILLINOIS COMMERCE COMMISSION  
BENCH SESSION  
(TRANSPORTATION)  
Wednesday, December 10, 2014  
Chicago, Illinois

Met, pursuant to notice, at 10:00 A.M.,  
at 160 North La Salle Street, Chicago, Illinois.

- PRESENT:
- DOUGLAS P. SCOTT, Chairman
  - JOHN T. COLGAN, Commissioner (via video)
  - ANN MCCABE, Commissioner
  - SHERINA E. MAYE, Commissioner
  - MIGUEL DEL VALLE, Commissioner

SULLIVAN REPORTING COMPANY, by  
PATRICIA WESLEY  
CSR NO. 084-002170

1           CHAIRMAN SCOTT:  Is everything ready in  
2           Springfield?

3           COMMISSIONER COLGAN:  Yes, Chairman.  We have the  
4           cast of characters and I think we are ready to  
5           begin.

6           CHAIRMAN SCOTT:  Thank you, Commissioner.

7                           Pursuant to the provisions of the Open  
8           Meetings Act, I now convene a regularly scheduled  
9           bench session of the Illinois Commerce Commission.  
10          With us in Chicago are Commissioner McCabe,  
11          Commissioner del Valle and Commissioner Maye.  With  
12          us in Springfield is Commissioner Colgan.  I am  
13          Chairman Scott.  We have a quorum.

14                           Before moving into the agenda,  
15          according to Section 1700.10 of Title 2 of the  
16          Administrative Code, this is the time we allow  
17          members of the public to address the Commission.  
18          Members of the public wishing to address the  
19          Commission must notify the Chief Clerk's office at  
20          least 24 hours prior to Commission meetings.  
21          According to the Chief Clerk's office, we have no  
22          requests to speak at today's bench session.

1                   Before we move in to the agenda, I  
2 know that everybody knows that Judy Baar Topinka  
3 passed away this morning. She was a great public  
4 servant and a really wonderful person both in terms  
5 of government service but also as a person, and so  
6 if we could just have a moment of silence.

7   (Moment of silence.)

8                   Thank you. Moving first to the  
9 Transportation agenda, we'll begin with the approval  
10 of the minutes from our October 22nd Bench Session.  
11 I understand amendments have been forwarded.

12                                       Is there a motion to amend the  
13 minutes?

14           COMMISSIONER McCABE: So move.

15           CHAIRMAN SCOTT: Is there a second?

16           COMMISSIONER MAYE: Second.

17           CHAIRMAN SCOTT: Moved by Commissioner McCabe and  
18 seconded by Commissioner Maye.

19                                       All in favor, say aye.

20   (Chorus of ayes.)

21                                       Any opposed?

22   ( No response.)

1                   The vote is 5 to nothing and the  
2 amendments are adopted.

3                   Is there now a motion to approve the  
4 minutes as amended?

5           COMMISSIONER McCABE:    So move.

6           CHAIRMAN SCOTT:    Moved by Commissioner McCabe and

7           COMMISSIONER del VALLE:    Second.

8           CHAIRMAN SCOTT:    -- seconded by Commissioner  
9 del Valle.

10                   All those in favor, say aye.

11                                   (Chorus of ayes.)

12                   Any opposed?

13                                   (No response.)

14                   The vote is 5 to nothing and the  
15 minutes from our October 22nd Bench Session, as  
16 amended are approved.

17                   Turning to the Railroad portion of  
18 today's agenda, Item RR-1 through RR-3 can be taken  
19 together.  These items are petitions for  
20 authorization to construct various railway  
21 improvement projects in Will County, St. Clair  
22 County and DuPage County.  In each case ALJ

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

3 Is there any discussion?

4 (No response.)

5 Is there a motion to enter the Orders?

6 COMMISSIONER McCABE: So move.

7 CHAIRMAN SCOTT: Is there a second?

8 COMMISSIONER del VALLE: Second.

9 CHAIRMAN SCOTT: Moved by Commissioner McCabe and  
10 seconded by Commissioner del VALLE:

11 Any discussion?

12 (No response.)

13 All in favor, say aye.

14 (Chorus of ayes.)

15 Any opposed?

16 (No response.)

17 The vote is 5 to nothing and the  
18 Orders are entered. We will use this 5 to nothing  
19 vote for the remainder of today's Transportation  
20 agenda, unless otherwise noted.

21 Items RR-4 and RR-5 can be taken  
22 together. These items are stipulated agreements

1 seeking authorization for safety improvement  
2 projects at highway-rail grade crossings across  
3 Illinois. In each case our transportation Staff  
4 recommends entry of an Order granting the requested  
5 relief.

6 Is there any discussion?

7 (No response.)

8 Any objections?

9 (No response.)

10 Hearing none, the Orders are entered.

11 Item RR-6 is Docket No. T14-0125.

12 This is CSX Transportation's Petition for authority  
13 to construct a connection between the CSXT and BNSF  
14 tracks as well as two interchange tracks parallel to  
15 the existing CSXT main line track of the grade  
16 crossings at Main Street and King Road in the  
17 Village of Smithboro. ALJ Kirkland-Montague  
18 recommends entry of an Interim Order granting the  
19 requested relief.

20 Is there any discussion?

21 (No response.)

22 Any objections?

1 (No response.)

2 Hearing none, the Interim Order is  
3 entered.

4 Items RR-7 through RR-14 can be taken  
5 together. These items are stipulated agreements  
6 seeking authorization for safety improvement  
7 projects at highway-rail grade crossings across  
8 Illinois. In each case our transportation Staff  
9 recommends entry of an Order granting the requested  
10 relief.

11 Is there any discussion?

12 (No response.)

13 Any objections?

14 (No response.)

15 Hearing none, the Orders are entered.

16 Items RR-15 through RR-20 can be taken  
17 together. These items are stipulated agreements  
18 seeking authorization for safety improvement  
19 projects at highway-rail grade crossings across  
20 Illinois. In each case our transportation Staff  
21 recommends entry of a supplemental, second  
22 supplemental, or fourth supplemental Order granting

1 the requested relief.

2 Is there any discussion?

3 (No response.)

4 Any objections?

5 (No response.)

6 Hearing none, the Orders are entered.

7 On to Motor Carriers, Items MC-1

8 through MC-3 can be taken together. These items are  
9 stipulated settlement agreements concerning alleged  
10 violations of the Illinois Commercial Transportation  
11 Law. In each case, our Transportation Counsel  
12 recommends entry of an Order accepting the  
13 stipulated settlement agreement.

14 Is there any discussion?

15 (No response.)

16 Any objections?

17 (No response.)

18 Hearing none, the Orders are entered.

19 Items MC-4 through MC-10 can be taken  
20 together. These items are applications for renewal  
21 of a Commercial Relocation Towing License pursuant  
22 to the provisions of Section 401 of the Illinois



1 Commercial Relocation of Trespassing Vehicles Law.

2 In each case our Transportation Counsel recommends

3 entry of an Order granting the renewal.

4 Is there any discussion?

5 (No response.)

6 Any objections?

7 (No response.)

8 Hearing none, the Orders are entered.

9 Mr. Matrisch, is there any further

10 transportation business to come before the

11 Commission today?

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

13 much.

14 CHAIRMAN SCOTT: Thank you, sir.

15 Hearing none, that concludes today's

16 transportation agenda.

17 (Whereupon, the above matter

18 was adjourned.)

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