

Commission Minutes  
November 14, 2017



# IOWA TRANSPORTATION COMMISSION

## Meeting Agenda / Commission Orders

November 14, 2017  
Materials Conference Room  
Ames DOT Complex

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
D-2018-31	*Approve Minutes of the October 10, 2017 Commission Meeting	Danielle Griggs	3
1:30 p.m.	Commission Comments  DOT Comments		
H-2018-32	*Administrative Rule: 761 IAC 105,106, and 123	Mitch Dillavou	5
H-2018-33	*Administrative Rule: 761 IAC 150, Improvements and Maintenance On Primary Road Extensions	Mitch Dillavou	9
H-2018-34	* Transfer of Jurisdiction of Alleyways Adjacent to Interstate 29 in Council Bluffs	Mitch Dillavou	15
PPM-2018-35	*2019 Highway-Railroad Crossing Surface Repair Program	Kris Klop	19
PPM-2018-36	* Revitalize Iowa's Sound Economy (RISE) Application – Ankeny	Craig Markley	21
PPM-2018-37	* Fiscal Year 2018 State Aviation Program – Marion Airport	Stuart Anderson	25
1:45 p.m.	Adjourn		

\*Action Item

On Tuesday, November 14, the Commission and staff will meet informally at 9:30 a.m. in the Materials Conference Room at the DOT complex in Ames. Transportation-related matters will be discussed but no action will be taken.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Director's Office Order No. D-2018-31  
Submitted by Danielle Griggs Phone No. 515-239-1919 Meeting Date November 14, 2017  
Title Approve Minutes of the October 10, 2017 Commission Meeting

**DISCUSSION/BACKGROUND:**

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the minutes of the October 10, 2017 Commission meeting.

**COMMISSION ACTION:**

Moved by Charese Yanney Seconded by Nancy Maher

\_\_\_\_\_  
Division Director                      Legal                      State Director

	Aye	Vote Nay	Pass
Fehrman	<u>x</u>	_____	_____
Huber	<u>absent</u>	_____	_____
Maher	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rielly	<u>absent</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

D-2018-31

Commissioner Yanney made a motion to approve the minutes as written.  
Commissioner Maher seconded the motion. Absent: Huber and Rielly. Motion passed.

Commission Comments

Commissioner Maher attended the Governor's orientation on November 6.

DOT Comments

Mark Lowe thanked the DOT staff and Commissioners.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Highway Division, Office of Maintenance Order No. H-2018-32

Submitted by Mitchell J. Dillavou Phone No. 515-239-1124 Meeting Date November 14, 2017

Title Administrative Rules – 761 IAC 105, Holiday Rest Stops; 106 Promotion of Iowa Agricultural Products at Rest Areas; and 123, Rest Area Sponsorship Program

**DISCUSSION/BACKGROUND:**

The department is proposing to:

Amend

- 761 IAC 105 to correct implementation statutes and the chapter’s implementation sentence, add the department’s website, and eliminate unnecessary language.
- 761 IAC 106 to add the department’s website and eliminate unnecessary language.

Rescind

- 761 IAC 123 that the department developed based on the Federal Highway Administration allowing sponsorships of interstate rest areas. However, the department discovered there wasn’t a lot of interest in rest area sponsorships mainly due to the restrictions put on the program by the Federal Highway Administration that severely limited the benefits that sponsors would receive. The department determined it was best to rescind the chapter due to lack of interest.

The public comment period ended on October 31, 2017, and the department did not receive any comments or request for oral presentations.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the attached rule amendments.

**COMMISSION ACTION:**

\*See minutes for Commission Action.

Moved by \_\_\_\_\_ Seconded by \_\_\_\_\_

	Aye	Vote Nay	Pass
Fehrman	_____	_____	_____
Huber	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Rose	_____	_____	_____
Yanney	_____	_____	_____

\_\_\_\_\_  
Division Director                      Legal                      State Director

H-2018-32

Mitch Dillavou, Highway Division; Chapter 105 Holiday Rest Stops, the department is proposing to amend this chapter to correct implementation statutes and the chapter's implementation sentence, add the department's website, and eliminate unnecessary language.

Chapter 106 Promotion of Iowa Agricultural Products at Rest Areas, the department is proposing to amend this chapter to add the department's website and eliminate unnecessary language.

Chapter 123 Rest Area Sponsorship Program, the department is proposing to rescind this chapter that the department developed based on the Federal Highway Administration allowing sponsorships of interstate rest areas. However, the department discovered there wasn't a lot of interest in rest area sponsorships mainly due to the restrictions put on the program by the Federal Highway Administration that severely limited the benefits that sponsors would receive. The department determined it was best to rescind the chapter due to lack of interest.

Motion made by Commissioner Fehrman to defer Administrative Rule 761 IAC123 Rest Area Sponsorship Program until the December Commission Meeting. Commissioner Rose seconded the motion. Absent - Commissioners Huber and Rielly. Motion passed unanimously.

Motion made by Commissioner Maher to approve the amendments of Administrative Rules – 761 IAC 105, Holiday Rest Stops; 106 Promotion of Iowa Agricultural Products at Rest Areas as written in the Commission Order. Commissioner Fehrman seconded the Motion. Absent – Commissioners Huber and Rielly. Motion passed unanimously.

ITEM 1. Amend rule 761—105.1(307), parenthetical implementation statute, as follows:

**761—105.1(307,314) Purpose.**

ITEM 2. Amend paragraph 105.2(3)“a” as follows:

a. ~~The Saturday, Sunday, and Monday of Memorial Day weekend and Labor Day weekend, starting at noon on the preceding Friday and ending at midnight between Monday and Tuesday of the holiday weekend.~~

ITEM 3. Amend subrule 105.2(4) as follows:

**105.2(4) Information.** General information regarding holiday rest stops is available from the Office of Maintenance, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010 or the department’s Web site at [www.iowadot.gov](http://www.iowadot.gov).

ITEM 4. Amend rule 761—105.3(321), parenthetical implementation statute, as follows:

**761—105.3(321 307,314) Conditions.**

ITEM 5. Amend subrule 105.3(1) as follows:

**105.3(1)** The sponsor shall not request or accept payment for the refreshments served. The sponsor may accept voluntary donations using containers clearly labeled with a sign stating “donations.” If donation containers are used, the sponsor shall place signs within the immediate area of the operation at locations designated by the department stating ~~the refreshments are free. An example of appropriate signing would be~~ “free refreshments.”

ITEM 6. Amend rule 761—105.4(321), parenthetical implementation statute, as follows:

**761—105.4(321 307,314) Holiday rest stops on interstate highways.**

ITEM 7. Amend subrule 105.4(3), introductory paragraph, as follows:

**105.4(3) Request.** A request to sponsor a holiday rest stop in an interstate rest area shall be made on Form 810023. This form is available from the department’s district offices, ~~or~~ the office of maintenance or the department’s Web site.

ITEM 8. Amend subrule 105.4(4), introductory paragraph, as follows:

**105.4(4) Approval of request.** The request is subject to the approval of the office of maintenance. ~~The request shall be approved unless there is good cause for denying it.~~

ITEM 9. Amend rule 761—105.5(307), parenthetical implementation statute, as follows:

**761—105.5(307,314) Holiday rest stops on primary highways.**

ITEM 10. Amend subrule 105.5(3), introductory paragraph, as follows:

**105.5(3) Request.** A request to sponsor a holiday rest stop along a noninterstate primary highway shall be made on Form 810023. This form is available from the department’s district offices, ~~or~~ the office of maintenance or the department’s Web site.

ITEM 11. Amend subrule 105.5(4), introductory paragraph, as follows:

**105.5(4) Approval of request.** The request is subject to the approval of the district engineer. ~~The request shall be approved unless there is good cause for denying it.~~

ITEM 12. Amend **761—Chapter 105**, implementation sentence, as follows:

These rules are intended to implement Iowa Code sections 307.12 and 314.27 ~~and chapter 321.~~

ITEM 13. Amend rule 761—106.3(307) as follows:

**761—106.3(307) Information.** General information regarding agricultural promotions at interstate rest areas is available from the Office of Maintenance, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010, or the department's Web site at [www.iowadot.gov](http://www.iowadot.gov).

ITEM 14. Amend subrule 106.4(1), introductory paragraph, as follows:

**106.4(1)** A request to promote an Iowa agricultural product at an interstate rest area shall be made on Form 810059. This form is available from the department's district offices, ~~or the office of maintenance~~ or the department's Web site.

ITEM 15. Amend subrule 106.4(2), introductory paragraph, as follows:

**106.4(2)** Approval of request. The request is subject to the approval of the office of maintenance. ~~The request shall be approved unless there is good cause for denying it.~~

ITEM 16. Amend rule 761—106.5(307) as follows:

**761—106.5(307) Time frame.** Promotions shall be allowed only during daylight hours. Promotions shall be allowed year-round except for the following holiday periods:

1. ~~The Saturday, Sunday, and Monday~~ of Memorial Day weekend and Labor Day weekend, starting at noon on the preceding Friday and ending at midnight between Monday and Tuesday of the holiday weekend.

2. to 4. No change.

ITEM 17. Rescind and reserve **761—Chapter 123**.



**DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER**

Division/Bureau/Office Highway Division, Office of Maintenance Order No. H-2018-33

Submitted by Mitchell J. Dillavou Phone No. 515-239-1124 Meeting Date November 14, 2017

Title Administrative Rules – 761 IAC 150, Improvements and Maintenance on Primary Road Extensions

**DISCUSSION/BACKGROUND:**

This rule chapter delineates the regulatory responsibilities between cities and the department on primary highways that lie with a city’s boundaries. The department is proposing to make changes to 761 IAC 150 to improve the overall quality of the language and remove ambiguities.

The current rules contain 13 separate occurrences that include “expect” and “expected” language in the form of the “the department shall expect the city to” or “the city shall be expected to.” This language should be amended to better define responsibilities for the department and cities since expressing responsibilities in the form of “expectations” creates ambiguity about whether action is required, which diminishes the ability to attain consistent standards. To address this ambiguity, the department proposes amending these rules to strike “expect” language and replace it with “shall” language.

The department is proposing to add new rule 761 IAC 150.5 to reference 761 IAC 11, Waiver of Rules, to assist the department and cities in unforeseen special circumstances. A city may submit a petition to the department’s rules administrator to request a waiver of specific requirements of 761 IAC 150. If the waiver request involves the Interstate Highway System, the request must also be approved by the Federal Highway Administration.

The department is also proposing to make other changes to this chapter, including:

- Amend and add definitions for readability.
- Amend implementation sentences to reflect correct Iowa Code citations, correct Iowa Code citations, amend language for consistency with the Iowa Code and within the rule chapter.
- Strike unnecessary language, reference current standard design guides, clarify and better define certain responsibilities, and remove language already included in Iowa Code.
- Amend rule language concerning the Americans with Disabilities Act (ADA) to divide into two paragraphs to draw a process distinction between department projects and local projects. The types of department projects and local projects the department may fund have been expanded to clarify that the department will also fund turning spaces, transitions, sidewalks, curb drops, and pedestrian signals to meet the requirements of the ADA if such improvements are in the project.

The public comment period ended on October 31, 2017, and the department did not receive any comments or requests for oral presentations.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the attached rule amendments.

**COMMISSION ACTION:**

Moved by Charese Yanney Seconded by Nancy Maher

	Aye	Nay	Pass
Fehrman	x	_____	_____
Huber	absent	_____	_____
Maher	x	_____	_____
Putney	x	_____	_____
Rielly	absent	_____	_____
Rose	x	_____	_____
Yanney	x	_____	_____

\_\_\_\_\_  
Division Director                      Legal                      State Director

H-2018-33

Mitch Dillavou, Highway Division; This rule chapter delineates the regulatory responsibilities between cities and the department on primary highways that lie with a city's boundaries. The department is proposing to make changes to this chapter to improve the overall quality of the language and remove ambiguities.

The public comment period ended October 31, 2017 and was discussed earlier today at the workshop.

It is recommended that the Commission approve the rule amendment as written on the Commission Order.

Commissioner Yanney made a motion to approve the rule amendment. Commissioner Maher seconded the motion. Absent – Commissioners Huber and Rielly. The motion passed.

ITEM 1. Amend rule **761—150.1(306)**, definition of “Federal control limits,” as follows:

“~~Federal~~ Access control limits” means the area within the primary highway right-of-way limits, including right-of-way lines extended across side streets and roads. The term includes areas on side streets and roads where the department has acquired access control rights in accordance with 761—Chapter 112.

ITEM 2. Adopt the following **new** definitions of “Encroachment,” “Obstruction,” “Urban-state traffic engineering program” and “Utility” in rule **761—150.1(306)**:

“*Encroachment*” means an item which is supported or located on the highway right-of-way or which overhangs into the airspace of the highway right-of-way.

“*Obstruction*” means the same as defined in Iowa Code section 318.1.

“*Urban-state traffic engineering program*” or “*U-STEP*” refers to a department program that is intended for use by any Iowa city in order to solve traffic operations and safety problems on primary roads in Iowa cities as documented in the department’s “Guide to Transportation Funding Programs.”

“*Utility*” means the same as defined in Iowa Code section 306A.13.

ITEM 3. Amend rule **761—150.1(306)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 306.2, 306.3, 306A.13, 318.1 and 362.2.

ITEM 4. Amend subrule 150.2(1) as follows:

**150.2(1) Construction.** Except as otherwise provided, the department shall be responsible for all right-of-way and construction costs associated with the construction of freeways and their extensions.

a. The ~~department~~ city shall ~~expect the city to~~ be responsible for providing, without cost to the department, all necessary right-of-way which involves:

(1) and (2) No change.

b. Outside the ~~federal~~ access control limits, the department shall be responsible for the costs of construction of longitudinal and outlet storm sewers made necessary by highway construction in the proportion that the street right-of-way of the primary road extension bears to the total drainage area to be served by the proposed sewers. The city shall ~~be expected to~~ be responsible for the remaining portion of storm sewer costs not paid for by the department.

c. The department shall be responsible for all storm-sewer related costs within the ~~federal~~ access control limits.

ITEM 5. Amend subrule 150.2(2) as follows:

**150.2(2) Maintenance.** The department shall ~~have~~ enter into an agreement with a city regarding the maintenance of primary roads within the corporate city limits. This is intended to include corporate line roads, when appropriate. Unless otherwise mutually agreed to and specified in the agreement, maintenance responsibilities shall be as follows:

a. and b. No change.

c. Where city streets cross the freeway, the ~~department~~ city shall ~~expect the city to~~ be responsible for:

(1) to (5) No change.

d. The ~~department~~ city shall ~~expect the city to~~ be responsible for maintenance and repair of pedestrian overpasses and underpasses including snow removal, painting, lighting

and structural repairs.

*e.* No change.

ITEM 6. Amend subrule 150.2(3) as follows:

**150.2(3) Lighting.**

*a.* and *b.* No change.

*c.* The department shall be responsible for the energy and maintenance costs of lighting through interchange areas and ramps ~~thereto~~ at interchanges between freeways which do not provide service to local streets.

*d.* to *f.* No change.

*g.* The department shall not be responsible for the installation, energy and maintenance costs of any lighting on pedestrian overpasses, pedestrian underpasses, bicycle overpasses or bicycle underpasses. The city may elect to provide lighting at its own expense.

~~*g- h.*~~ *h.* Warrants for the lighting of freeways shall be according to the 1984 2005 “AASHTO ~~Information Guide~~ for Roadway Lighting Design Guide.”

ITEM 7. Amend subrule 150.3(1) as follows:

**150.3(1) Construction.**

*a.* The department shall be responsible for all right-of-way and construction costs to construct nonfreeway primary highways and their extensions to the minimum design criteria as established by the department. Construction improvement costs beyond minimum design criteria shall be the responsibility of the city, as specified in the project agreement. Minimum design criteria shall be in accordance with “A Policy on Geometric Design of Highways and Streets, 2001 2011” (~~Fourth~~ Sixth Edition AASHTO Green Book).

*b.* ~~The department~~ city shall ~~expect the city to~~ be responsible for providing, without cost to the department, all necessary right-of-way which involves:

(1) and (2) No change.

*c.* The city shall ~~be expected to~~ take all necessary legal action to discontinue and prohibit any past or present use of project right-of-way for private purposes. The city shall ~~be expected to~~ prevent any future encroachment or obstruction within the limits of project right-of-way.

*d.* The department shall be responsible for the costs of construction of longitudinal and outlet storm sewers made necessary by highway construction and construction of local service roads developed as a part of the construction or reconstruction of the through traffic lanes in the proportion that the right-of-way of the primary road extension bears to the total drainage area to be served by the proposed sewers. The city shall ~~be expected to~~ be responsible for the remaining portion of storm sewer costs not paid for by the department.

*e.* No change.

ITEM 8. Amend subrule 150.3(2) as follows:

**150.3(2) Maintenance.** The department shall enter into an agreement with a city regarding the maintenance of primary roads within the corporate city limits. This is intended to include corporate line roads, when appropriate. Unless otherwise mutually agreed to and specified in the agreement, maintenance responsibilities shall be as follows:

*a.* On primary roads constructed with a curbed cross section, the department shall be responsible for:

(1) to (4) No change.

(5) Inspection, painting and structural maintenance of bridges as defined in Iowa Code

section ~~309.75~~ 309.1.

b. On primary roads constructed with a rural cross section (no curb), the department shall be responsible for all maintenance, except ~~that~~ tree removal, sidewalks, retaining walls and repairs due to utility construction and maintenance shall be the city's responsibility.

c. On primary roads constructed with a curbed cross section, the city shall be responsible for:

(1) to (7) No change.

(8) Maintenance and repair of bicycle overpasses and underpasses including snow removal, painting and structural repairs.

d. ~~The department shall expect the city to~~ shall comply with the access control policy of the department as adopted in 761—Chapter 112, and ~~to~~ obtain prior approval from the department for any changes to existing entrances or for the construction of new entrances.

e. and f. No change.

~~g. Rescinded IAB 10/2/02, effective 11/6/02.~~

ITEM 9. Amend rule ~~761—150.3(306)~~, implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 306.4, 313.5, 313.21 to 313.24, 313.27, 313.36, 314.5, 314.6 and ~~321E.2~~ 321E.3 and chapter 306A.

ITEM 10. Amend subrule 150.4(2) as follows:

**150.4(2) Encroachments ~~or~~ and obstructions.**

a. ~~The department city shall expect the city to remove any existing encroachment or obstruction~~ obstructions within the highway right-of-way and prevent any further encroachment or obstruction future obstructions from occurring within the highway right-of-way, in a manner consistent with Iowa Code chapter 318. This includes private signs within the right-of-way.

b. ~~The department city shall expect the city to prevent the erection on private property of any private sign, awning, marquee, etc., which will overhang the right-of-way and obstruct the view of any portion of the road or the traffic signs or traffic control devices located thereon in such a manner as to render it dangerous within the meaning of Iowa Code section 319.10~~ remove any existing encroachments and prevent any future encroachments from occurring within the highway right-of-way, except those authorized or permitted by the highway authority. Under no circumstances shall an overhanging sign or awning be allowed within two feet of the inside edge of the curb (also known as the face of the curb, which is that part of the curb that is next to traffic) or within two feet of the edge of the pavement in the absence of a curb. Any encroachments authorized or permitted by the highway authority shall be in accordance with Iowa Code chapter 318.

~~e. No overhanging sign shall be permitted within two feet of the inside edge of the curb.~~

ITEM 11. Amend subrule 150.4(3) as follows:

**150.4(3) Pedestrian, equestrian, and bicycle routes (sidewalks).**

a. and b. No change.

c. If a project is initiated by the department, the department shall fund 100 percent of all curb ramps, turning spaces, transitions, sidewalks, curb drops and pedestrian signals within the right-of-way of primary road extensions to meet the requirements of the Americans with Disabilities Act if such improvements are in the project.

d. If a project is initiated by a local jurisdiction, the department may participate by

funding 55 percent of the cost of constructing curb ramps, turning spaces, transitions, sidewalks, curb drops and pedestrian signals on existing sidewalks within the right-of-way of primary road extensions to meet the requirements of the Americans with Disabilities Act if such improvements are in the project. However, departmental participation shall not exceed \$250,000 per year for any one local jurisdiction and \$5 million per year in total.

ITEM 12. Amend subrule 150.4(5) as follows:

**150.4(5) Utility relocation and removal.**

~~a. Except as otherwise provided by paragraph “b” of this subrule, the department~~ The city shall expect the city to relocate or cause to be relocated, without cost to the department, all city-owned utilities necessary for construction when these utilities are within the existing street or alley right-of-way. The department shall reimburse the owner of a utility which is located on private right-of-way for the costs of relocation or removal, including the costs of installation in a new location.

~~b. Iowa Code section 306A.10 authorizes the department to pay the costs of relocation or removal, including the costs of installation in a new location, of utilities within existing street right-of-way when determined necessary for the construction of a project on routes of the national system of interstate and defense highways or resulting from interstate substitutions in a qualified metropolitan area. In accordance with Iowa Code section 306A.12, no reimbursement shall be made for any relocation or removal of facilities unless funds to be provided by federal aid amount to at least 85 percent of each reimbursement payment.~~

~~e. b.~~ The ~~department~~ city shall ~~expect the city to~~ comply with the utility accommodation policy of the department, as adopted in 761—Chapter 115.

~~d. The term “utility” shall be as defined in Iowa Code section 306A.13.~~

ITEM 13. Amend paragraph **150.4(6)“a”** as follows:

a. As early as possible after an urban project is included in the department’s “Five-Year ~~Construction~~ Iowa Transportation Improvement Program,” a concept statement for the project shall be developed and shall be reviewed with the officials of the city prior to the public hearing.

ITEM 14. Amend rule **761—150.4(306)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 306.4, 313.21 to 313.24, 313.27, 313.36, 314.5 and 314.6; and chapters 306A and ~~349~~ 318.

ITEM 15. Adopt the following **new** rule 761—150.5(307):

**761—150.5(307) Special circumstances.**

**150.5(1) Waivers.** The director of transportation may, in response to a written petition, waive provisions of this chapter in accordance with 761—Chapter 11. The written petition must contain the information as required in 761—subrule 11.5(2) and shall be submitted to the Rules Administrator, Strategic Communications and Policy, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010.

**150.5(2) Waivers involving interstate highways.** The director of transportation shall not waive these rules if the request involves the interstate highway system, including its ramps, without the approval of the Federal Highway Administration.

This rule is intended to implement Iowa Code sections 17A.9A and 307.12.

**DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER**

Division/Bureau/Office Highway Division Order No. H-2018-34  
 Submitted by Mitch Dillavou Phone No. 515-239-1124 Meeting Date November 14, 2017  
 Title Transfer of Jurisdiction of Alleyways Adjacent to Interstate 29 in Council Bluffs

**DISCUSSION/BACKGROUND:**

District 4 has negotiated the transfer of jurisdiction of alleyways adjacent to I-29 with the city of Council Bluffs. The transfer segments lie within the corporation limits of Council Bluffs from South 13<sup>th</sup> Street east to South 11<sup>th</sup> Street. A segment approximately 0.44 mile will be transferred to the city and a segment approximately 0.16 mile will be transferred to the state.

The city and state have examined the physical condition of the segments proposed for transfer and have agreed that the segments will be transferred in their present condition.

The proposed transfer will take place upon the execution of the Transfer of Jurisdiction Agreement by the state to the city of the time and date of official transfer, and upon written notification of the city to the state of the time and date of official transfer.

The state will prepare and forward a quitclaim deed to the city for the alleyway transfer segments.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended that the Commission approve the transfer of jurisdiction of alleyways adjacent to I-29 with Council Bluffs.

**COMMISSION ACTION:**

Moved by Kathleen Fehrman Seconded by Charese Yanney

	Aye	Vote Nay	Pass
Fehrman	x	_____	_____
Huber	absent	_____	_____
Maher	x	_____	_____
Putney	x	_____	_____
Rielly	absent	_____	_____
Rose	x	_____	_____
Yanney	x	_____	_____

\_\_\_\_\_  
 Division Director                      Legal                      State Director

H-2018-34

Mitch Dillavou, Highway Division; District 4 has negotiated the transfer of jurisdiction of alleyways adjacent to I-29 with the city of Council Bluffs. The transfer segments lie within the corporation limits of Council Bluffs from South 13th Street east to South 7th Street. A segment approximately 0.44 mile will be transferred to the city and a segment approximately 0.16 mile will be transferred to the state.

The city and state have examined the physical condition of the segments proposed for transfer and have agreed that the segments will be transferred in their present condition.

It is recommended that the Commission approve the transfer of jurisdiction of alleyways adjacent to I-29 with the city of Council Bluffs.

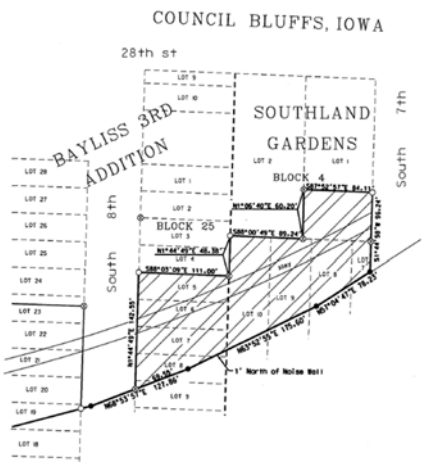
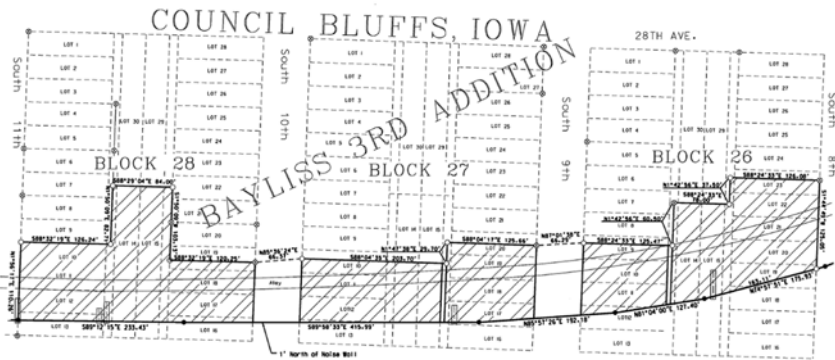
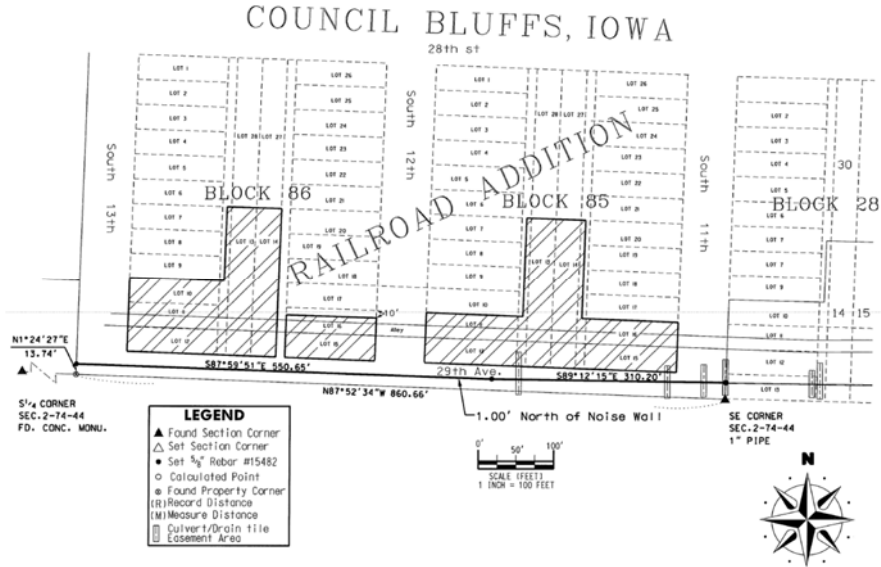
Commissioner Fehrman made a motion to approve transfer of jurisdiction of alleyways adjacent to I-29 with the city of Council Bluffs. Commissioner Yanney seconded the motion. Absent – Commissioners Huber and Rielly. The motion passed unanimously.



Transfer of Jurisdiction  
State to City  
Location

**Council Bluffs, Iowa**

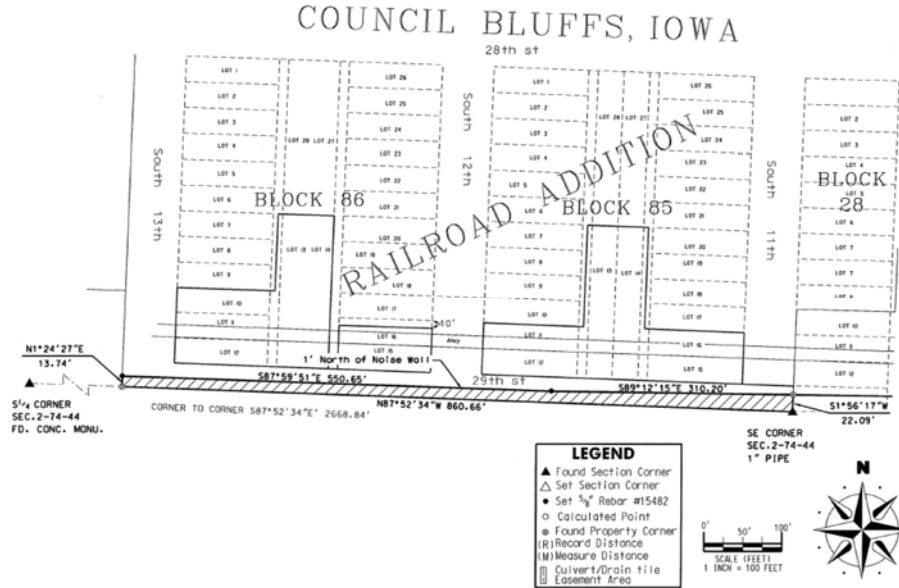
That portion of the newly constructed alleyway from South 13<sup>th</sup> Street east to South Seventh Street, a length of approximately 0.44 mile and the associated excess acquisition parcel remnants.



Transfer of Jurisdiction  
City to State  
Location

**Council Bluffs, Iowa**

That portion of right of way for the alleyway from South 13<sup>th</sup> Street east to South 11<sup>th</sup> Street, a length of approximately 0.16 mile.



DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Rail Transportation Order No. PPM-2018-35  
 Submitted by Kris Klop Phone No. 515-239-1108 Meeting Date November 14, 2017  
 Title 2019 Highway-Railroad Crossing Surface Repair Program

**DISCUSSION/BACKGROUND:**

The proposed fiscal year (FY) 2019 Highway-Railroad Crossing Surface Repair Program funding recommendation will be presented.

A list of the proposed program of projects is attached.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the FY 2019 Highway-Railroad Crossing Surface Repair Program as attached.

**COMMISSION ACTION:**

Moved by David Rose Seconded by Charese Yanney

	Aye	Vote Nay	Pass
Fehrman	<u>x</u>	_____	_____
Huber	<u>absent</u>	_____	_____
Maher	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rielly	<u>absent</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

\_\_\_\_\_  
Division Director                      Legal                      State Director

PPM-2018-35

Kris Klop, Office of Rail Transportation; The Highway-Railroad Crossing Surface Repair Program serves to rehabilitate existing at-grade rail crossings across the state. The program has an annual appropriation of \$900,000 and currently there are 76 applications in the program queue. Last month we presented a recommendation to fund the repair of 13 crossings across the state as part of the Fiscal Year 2019 Program.

We did not receive any comments after the recommendation was presented.

It is recommended that the Commission approve the FY 2019 Highway-Railroad Crossing Surface Repair Program as attached to the Commission Order.

Commissioner Rose made a motion to approve the FY 2019 Highway-Railroad Crossing Surface Repair Program as recommended. Commissioner Yanney seconded the motion. Absent – Commissioners Huber and Rielly. The motion passed unanimously.

## 2019 Highway-Railroad Crossing Surface Repair Program

Award amount	County	Highway jurisdiction	Road location	Crossing ID	Railroad	Applicant	Type of improvement
\$ 83,812.20	Black Hawk	City of Cedar Falls	Center Street	307189N	CCP	City of Cedar Falls	Roadway surface repair
\$ 65,400.00	Linn	Linn County	Central City Road/County Road E-16	307802C	CCP	Linn County	Roadway surface repair
\$ 74,400.00	Linn	Linn County	Central City Road/County Road E-16	307805X	CCP	Linn County	Roadway surface repair
\$ 58,200.00	Linn	City of Cedar Rapids	McCloud Place Northeast	307840L	CCP	City of Cedar Rapids	Roadway surface repair
\$ 80,400.00	Buena Vista	City of Storm Lake	Oneida Street	307503V	CCP	City of Storm Lake	Roadway surface repair
\$ 60,600.00	Buena Vista	City of Storm Lake	Cayuga Street	307505J	CCP	City of Storm Lake	Roadway surface repair
\$ 128,400.00	Buena Vista	City of Storm Lake	West Fifth Street	307512U	CCP	City of Storm Lake	Roadway surface repair
\$ 55,327.80	Lyon	City of Lester	Clinton Street	082328E	BNSF	City of Lester	Roadway surface repair
\$ 57,600.00	Clarke	City of Osceola	South Ridge Road	074070U	BNSF	City of Osceola	Roadway surface repair
\$ 57,600.00	Clarke	City of Osceola	240th Avenue	074050H	BNSF	City of Osceola	Roadway surface repair
\$ 40,590.00	O'Brien	O'Brien County	County Road L-40/Oriole Avenue	385769R	DME	O'Brien County	Roadway surface repair
\$ 75,000.00	Wright	City of Goldfield	East Cedar Street	197025R	UP	City of Goldfield	Roadway surface repair
\$ 71,794.20	Blackhawk	City of Waterloo	Franklin Street	200782T	UP	City of Waterloo	Roadway surface repair

**\$ 909,124.20 Total**

**Funded through discretionary scoring**

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Systems Planning Order No. PPM-2018-36  
 Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date November 14, 2017  
 Title Revitalize Iowa's Sound Economy (RISE) Application – Ankeny

**DISCUSSION/BACKGROUND:**

The city of Ankeny submitted a RISE Local Development application in the September 2017 round requesting a grant to assist in relocation and reconstruction of approximately 1,165 feet of Southeast Hulsizer Drive and a traffic signal at the new intersection of Southeast Hulsizer Drive and Oralabor Road located on the east side of town.

This project is necessary to provide improved access to more than 12 acres for light industrial, warehousing, and manufacturing purposes. This project is anticipated to be completed by May 2019.

The evaluation and rating for the project will be discussed.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$651,446 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE Fund.

**COMMISSION ACTION:**

Moved by Kathleen Fehrman Seconded by David Rose

	Aye	Nay	Pass
Fehrman	x		
Huber	absent		
Maher	x		
Putney	x		
Rielly	absent		
Rose	x		
Yanney	x		

\_\_\_\_\_  
Division Director                      Legal                      State Director

PPM-2018-36

Craig Markley, Office of Systems Planning; we have one RISE project from Ankeny for your review this afternoon. The city submitted a local development RISE funding request to assist in relocation and reconstruction of approximately 1,165 feet of Southeast Hulsizer Drive and a traffic signal at the new intersection of Southeast Hulsizer Drive and Oralabor Road located on the east side of town.

This project is necessary to provide improved access to more than 12 acres for light industrial, warehousing, and manufacturing purposes. Under RISE local development criteria the project received a rating of 39 points. Total estimated cost of the project is \$1,302,892. The city of Ankeny is requesting a RISE grant of \$651,446 dollars and will be providing 50 percent in local match.

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$651,446 or up to 50 percent of the total RISE-eligible project cost, whichever is less, funding will come from the city share of the RISE Fund.

Commissioner Fehrman made a motion to approve the RISE application from the city of Ankeny. Commissioner Rose seconded the motion. Absent – Commissioners Huber and Rielly. The motion passed unanimously.

RISE LOCAL DEVELOPMENT FUNDING  
September 2017  
SUMMARY

Applicant: Ankeny

Multiyear?: No  
Multijurisdiction?: No

**ROAD PROJECT LOCATION AND DESCRIPTION:** To relocate and reconstruct approximately 1,165 feet of SE Hulsizer Drive and a traffic signal at the new intersection of SE Hulsizer Drive and Oralabor Road located on the east side of town.

**ASSOCIATED ECONOMIC DEVELOPMENT:** This project is necessary to provide improved access to more than 12 acres for light industrial, warehousing and manufacturing purposes.

**PROJECT FINANCING:**

Roadway Project Cost:	\$1,302,892	Local Match (Total):	\$651,446
RISE (Total):	\$651,446	Up-Front:	\$651,446
Grant:	\$651,446	NPV of Loan Repayment:	0
Loan:	0	Effective Match Percent:	50
Loan Terms:			
Yrs.	0	Up-front Participation Sources:	
Int.:	0 %	Private:	
		Public:	\$651,446
		Local Match (Total):	\$651,446

**PROJECT EVALUATION:**

Development Potential (35):	15
Economic Impact and Cost Effect. (20):	2
Local Commit. and Initiative (35):	16
Transportation Need (4):	4
Local Economic Need (6):	2

Total Rating: 39

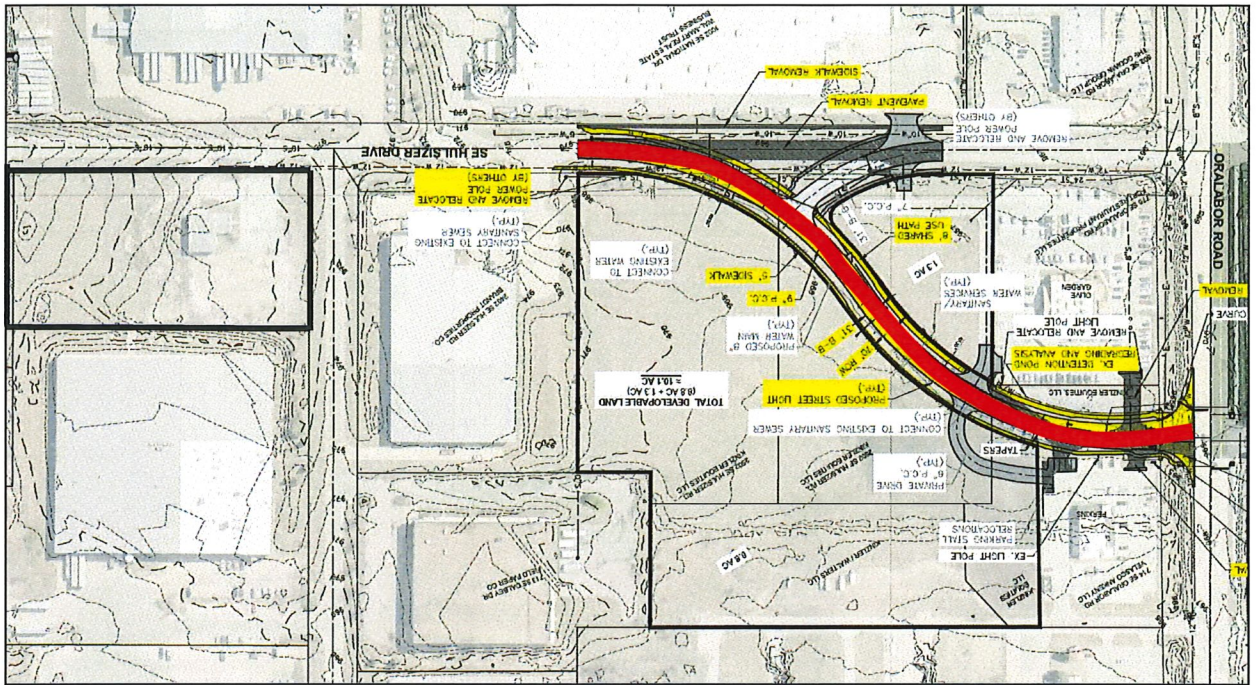
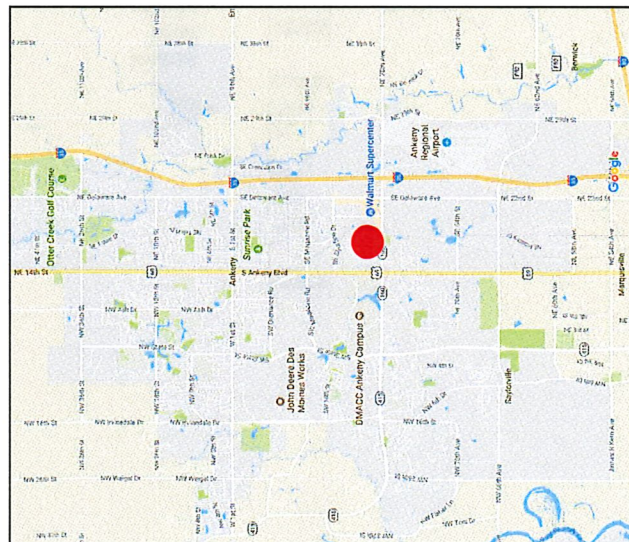
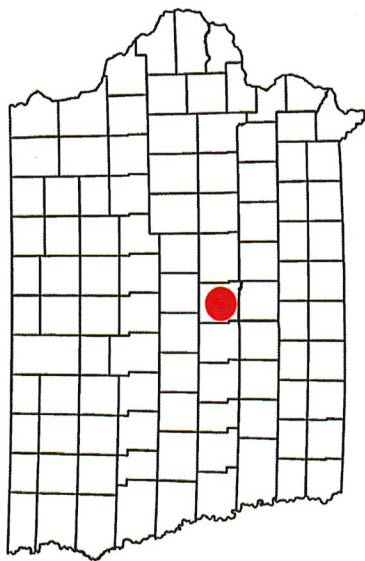
Jobs: 0

**STAFF RECOMMENDATION:**

Award a grant of \$651,446 or up to 50 percent of the RISE-eligible project cost, whichever is less. Funding will come from the city share of the RISE Fund.



# Ankeny



DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Aviation Order No. PPM-2018-37  
Submitted by Stuart Anderson Phone No. 515-239-1661 Meeting Date November 14, 2017  
Title Fiscal Year 2018 State Aviation Program – Marion Airport

**DISCUSSION/BACKGROUND:**

At the August 8, 2017, Commission meeting, the department recommended the Commission approve the fiscal year (FY) 2018 State Aviation Program as presented. As a result of questions regarding the recommendation for the Marion Airport, the Commission approved the FY 2018 State Aviation Program without the Marion Airport project. In response to those questions, additional information has been provided and discussed at subsequent Commission workshops.

The department recommends the Commission award \$424,620 to the Marion Municipal Airport for runway 17/35 widening/partial reconstruction.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the FY 2018 State Aviation Program recommendation for the Marion Municipal Airport as described above.

<b>COMMISSION ACTION:</b> Motion to Defer to December		Fehrman	Aye	Vote	Pass
		Huber	absent	Nay	
		Maher	x		
Moved by <u>Charese Yanney</u> Seconded by <u>Kathleen Fehrman</u>		Putney	x		
		Rielly	absent		
		Rose	x		
		Yanney	x		
_____ Division Director	_____ Legal	_____ State Director			

PPM-2018-37

Commissioner Putney stated that due to two Commissioners being absent and more questions regarding the Marion Airport, it was discussed at the workshop to defer action to December.

Commissioner Yanney made a motion defer action for Fiscal Year 2018. Commissioner Fehrman seconded the motion. Absent – Commissioners Huber and Rielly. The motion passed unanimously.