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**Commission Minutes**  
**July 12, 2016**

**IOWA TRANSPORTATION COMMISSION**  
**Meeting Agenda / Commission Orders**

July 12, 2016  
Materials Conference Room  
Ames DOT Complex  
1:30 p.m.

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
D-2017-1	*Approve Minutes of the June 14, 2016 Commission Meeting	Danielle Griggs	3
1:30 p.m.	Commission Comments  DOT Comments		
H-2017-2	* Administrative Rules: Chapter 117 – Outdoor Advertising	Brooks Glasnapp	5
H-2017-3	*Administrative Rules: Chapter 118 – Logo Signing	Brooks Glasnapp	7
MV-2017-4	* Administrative Rules: Chapter 602 – Classes of Driver’s Licenses	Sara Siedsma	19
PPM-2017-5	* Revitalize Iowa’s Sound Economy (RISE) – Policies	Craig Markley	23
PPM-2017-6	* Revitalize Iowa’s Sound Economy (RISE) – Sioux County	Craig Markley	27
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PPM-2017-8	* Public Transit Infrastructure Grant Program Funding Recommendations	Ryan Ward	35
PPM-2017-9	*Railroad Revolving Loan and Grant Program Funding Recommendations	Laura Hutzell	37
	Public Input		
1:50 p.m.	Adjourn		
	*Action Item		

On Tuesday, July 12, 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-2017-1  
Submitted by Danielle Griggs Phone No. 515-239-1242 Meeting Date July 12, 2016  
Title Approve Minutes of the June 14, 2016 Commission Meeting

**DISCUSSION/BACKGROUND:**

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the minutes of the June 14, 2016 Commission meeting.

**COMMISSION ACTION:**

Moved by David Rose Seconded by John Putney

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

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

D-2017-1

Commissioner Rose made a motion to approve the minutes as written. Commissioner Putney seconded the motion. The motion passed unanimously.

Commission Comments

Leonard suggested delaying the decision that was suggested at the workshop until September, regarding the US 30, Cedar / Clinton topic.

DOT Comments

No DOT employees presented topics for discussion.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Highway Division Order No. H-2017-2  
 Submitted by Brooks Glasnapp Phone No. 515-239-1124 Meeting Date July 12, 2016  
 Title Administrative Rules – 761 IAC 117, Outdoor Advertising

**DISCUSSION/BACKGROUND:**

This rule chapter is being amended as part of a scheduled five-year review conducted in accordance with Iowa Code 17A. The amendments are considered to be of minor significance, with the most noteworthy consisting of the following.

**Chapter 117**

- The terms interstate and freeway primary have been deleted in several places where the term primary highway is sufficient. This deletion is a result of a 2014 revision to Iowa Code 306C that expanded the definition of primary highway. Outdoor advertising control is still performed on the interstate and freeway primary systems.
- The department will be required to provide notice and opportunity for sign owners to fix copy on a billboard before it cancels a permit for the reason that the sign is in blank status. Larger sign companies are often not aware that copy has become detached from one of their billboards.
- The department is eliminating the permitting system for church and service club signs. Federal regulations do not require a permitting system for these signs. Regulations remain in effect and are fairly simple; the size is limited to 8-square feet, the location must be off of the right of way, and the sign should not resemble an official DOT-type sign (i.e., stop sign). The department is receiving relatively few applications each year. Requiring paperwork after an applicant is already aware of the regulations doesn't improve public awareness. The Office of Right of Way's advertising management section and districts' staff remain available to assist church and service club leaders with the design and placement of the signs.
- A new rule has been added to clarify the window of opportunity in which to appeal permit cancellations and permit application denials, in accordance with Iowa Code 17A.

**Comment period**

No comments or requests for oral presentations were received during the public comment period.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the attached rule amendments.

**COMMISSION ACTION:**

Moved by Charese Yanney Seconded by Loree Miles

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	<u>      </u>	<u>      </u>
Fehrman	<u>x</u>	<u>      </u>	<u>      </u>
Huber	<u>x</u>	<u>      </u>	<u>      </u>
Miles	<u>x</u>	<u>      </u>	<u>      </u>
Putney	<u>x</u>	<u>      </u>	<u>      </u>
Rose	<u>x</u>	<u>      </u>	<u>      </u>
Yanney	<u>x</u>	<u>      </u>	<u>      </u>

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

H-2017-2

Brooks Glasnapp, Advertising Management Section - Rule 761, Iowa Administrative Code 117, Outdoor Advertising is being amended in conjunction with our required five-year. The permitting system for church and service club signs is being eliminated, while the requirements remain. Owners of billboards which are blank or have missing advertising copy will be given written notice and an opportunity to correct the sign before the department cancels the permit. The process for appealing decisions and revocations is now being included within this rule, and other changes have been made to improve clarity, reader comprehension, and alignment with the Iowa Code. If anyone would like a brief summary, we have booklets here; you are welcome to take one.

We are requesting approval to from the Commission to proceed with these rule amendments.

Commissioner Yanney made a motion to approve as requested; Commissioner Miles seconded the motion. The motion passes unanimously.

**DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER**

Division/Bureau/Office Highway Division Order No. H-2017-3  
 Submitted by Brooks Glasnapp Phone No. 515-239-1124 Meeting Date July 12, 2016  
 Title Administrative Rules – 761 IAC 118, Logo Signing

**DISCUSSION/BACKGROUND:**

This rule chapter is being amended as part of a scheduled five-year review conducted in accordance with Iowa Code 17A. The amendments are considered to be of minor significance, with the most noteworthy consisting of the following.

**Chapter 118**

- Existing language implies incorrectly that the department can only erect logo signs in the rural areas. In reality, the determinative factor has been whether the necessary physical space exists between interchanges for the signs. The Federal Manual on Uniform Traffic Control Devices (MUTCD), which governs the design and placement of this type of sign, does not expressly prohibit placement within urban areas. Therefore, an amendment has been added to allow for signing in the urban areas, which matches the department’s practice for at least the last 15 years.
- The intent of the program has always been to approve family-friendly businesses. A condition has been added that participating businesses may not restrict entrance based on age.
- Food service businesses are being required to be open a minimum of eight hours per day for the six days of the week that they are currently required to be open. Seating must be available for at least 10 customers. The intent is to meet the general expectations of the traveling public, especially considering some may have followed logo trailblazing signs for some distance to the business.
- All logo signs, supplied by the businesses and erected by the department, must now qualify as retroreflective (a high degree of reflectivity).

**Comment period**

No comments or requests for oral presentations were received during the public comment period.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the attached rule amendments.

**COMMISSION ACTION:**

Moved by Leonard Boswell Seconded by Loree Miles

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

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

H-2017-3

Brooks Glasnapp, Advertising Management Section, said the Logo Signing rules are being amended in conjunction with our required five-year review. We are eliminating a restriction that we can only place signs in the urban areas. A condition is being added that food service businesses maintain hours of at least eight per day with the six days that they are open. Furthermore, seating must be available for at least 10 customers. Language is being added to clarify what types of entrée items qualify as breakfast. Participation in the program is contingent upon being open to the general public. Logo signs must now be reflective. Other minor changes are made to clarify intent and to improve clarity. We are requesting approval from the Commission to proceed with these rule amendments.

Commissioner Boswell made a motion to approve the rule amendment; Commissioner Miles seconded the motion. The motion passes unanimously.



ITEM 1. Amend rule ~~761—117.1(306B,306C)~~, definitions of “Official sign or notice” and “On-premises sign,” as follows:

“*Official sign or notice*” means a sign or notice lawfully erected and maintained by a city, county or public agency within its territorial or zoning jurisdiction for the purpose of carrying out an official duty or responsibility. ~~The definition includes a historical marker lawfully erected by a state or local government agency or a nonprofit historical society.~~

“*On-premises sign*” or “*on-property sign*” means an advertising device advertising the sale or lease of, or activities being conducted upon, the property where the sign is located. The criteria to be used to determine if an advertising device qualifies as on-premises signing, excluding development directory signing, include but are not limited to the following:

1. No change.

2. An on-premises sign must be located on the same property as the advertised activity or the same property as that advertised for sale or lease. A subdivided property is may be considered to be one property if all lots remain under common ownership and all lots share a common, private access to public roads. However, if any lot in the subdivided property is sold or disposed of in any manner, that lot will be considered to be separate property.

3. Contiguous lots or parcels of land ~~combined for development purposes~~ are may be considered to be one property for outdoor advertising control purposes provided they are owned or leased by the same party ~~or parties. However, land held by lease or easement must be used for a purpose related to the advertised activity other than signing.~~ To be considered one property, all contiguous lots or parcels of land must also be used for a purpose related to the advertised activity other than signing.

4. to 7. No change.

ITEM 2. Amend rule 761—117.2(306B,306C) as follows:

**761—117.2(306B,306C) General provisions.**

**117.2(1) Scope.** This chapter of rules pertains to all advertising devices which are visible from the main traveled way of any ~~interstate, freeway primary, or primary~~ highway, with the following exceptions:

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

**117.2(2) to 117.2(4)** No change.

**117.2(5) Advertising devices within the right of way.** Any advertising device placed or erected within the right of way of any ~~interstate, freeway primary, or primary~~ highway ~~, except signs or devices authorized by law or approved by the department, is an obstruction in the highway right of way and violates Iowa Code section 318.3 and subsection 318.11(1) in violation of Iowa Code chapter 318 is subject to removal in the manner specified in Iowa Code chapter 318. In accordance with Iowa Code sections 318.4 and 318.5, the department shall remove the advertising device and assess the cost of removal against the owner of the device.~~

ITEM 3. Amend rule 761—117.3(306B,306C) as follows:

**761—117.3(306B,306C) General criteria.** The department shall control the erection and

maintenance of advertising devices, subject to the provisions of these rules, in accord with the following criteria:

**117.3(1) Prohibition.** Advertising devices shall not be erected, maintained or illuminated unless they comply with the following:

a. No ~~sign~~ advertising device shall attempt or appear to attempt to direct the movement of traffic.

b. No ~~sign~~ advertising device shall interfere with, imitate or resemble any official sign, signal or device.

c. No ~~directional sign or sign~~ advertising device subject to the more restrictive controls of the bonus Act shall move or have any animated or moving parts.

d. No ~~sign~~ advertising device shall be erected or maintained upon trees, painted or drawn upon rocks or other natural features.

e. No off-premises ~~sign~~ advertising device shall include any flashing, intermittent or moving light or lights except those signs giving public service information such as time, date, temperature, weather and news. No on-premises sign located within the adjacent area of an interstate highway but outside an area zoned and used for commercial or industrial purposes, as defined in rule 761—117.1(306B,306C), shall include any flashing, intermittent or moving light or lights except those signs giving public service information such as time, date, temperature, weather and news. Any variation or addition to the stated service information is subject to department approval. This paragraph does not prohibit an LED display, provided:

(1) to (3) No change.

f. No lighting shall be used in any way in connection with any ~~sign~~ advertising device unless it is so effectively shielded as to prevent beams or rays of light from being directed at any portion of the main traveled way of any highway, or is of such low intensity or brilliance as to not cause glare or to impair the vision of the driver of any motor vehicle, or to otherwise interfere with any driver's operation of a motor vehicle. This paragraph does not prohibit an LED display provided the light intensity presented does not exceed that allowed for other illuminated displays.

g. No ~~directional sign or sign~~ advertising device subject to the more restrictive controls of the bonus Act shall be obsolete.

h. ~~Signs~~ No advertising device shall be ~~maintained in good repair so as to be legible. Any advertising device that for a period of at least 90 days is in a state of disrepair or is illegible due to deferred maintenance is subject to removal in the manner specified in subrule 117.8(1), and any permit that has been issued for the advertising device is subject to revocation in a state of disrepair or illegible for a period of time exceeding 90 days.~~

i. ~~Signs~~ Advertising devices shall be securely affixed to a substantial structure.

j. No ~~directional sign or sign~~ advertising device subject to the more restrictive controls of the bonus Act shall advertise activities which are illegal under federal or state laws in effect at the location of those activities or at the location of the sign.

k. No change.

l. No off-premises advertising device may be erected within the adjacent area of any ~~interstate, freeway primary or primary~~ highway that has been designated a scenic highway or scenic byway if the advertising device will be visible from the highway.

m. An advertising device shall not be constructed or reconstructed beyond the adjacent area in unincorporated areas of the state if the advertising device is visible from

the main traveled way of any ~~interstate, freeway primary, or~~ primary highway except for on-premises signs and official signs and notices.

**117.3(2)** and **117.3(3)** No change.

**117.3(4)** *Zoning exclusions.*

a. A zone in which limited commercial or industrial activities are permitted incidental to other primary land uses is not a commercial or industrial zone for ~~outdoor~~ advertising control purposes.

b. Action which is not a part of comprehensive zoning ~~and is taken primarily to permit outdoor advertising devices~~ in accordance with Iowa Code chapter 335 or Iowa Code chapter 414 is not ~~zoning~~ a commercial or industrial zone for advertising control purposes.

c. Action taken primarily to permit advertising devices is not a commercial or industrial zone for advertising control purposes.

ITEM 4. Amend rule 761—117.5(306B,306C) as follows:

**761—117.5(306B,306C) Location, size and spacing requirements.** This rule does not apply to on-premises signs.

**117.5(1)** *Advertising devices lawfully in existence prior to July 1, 1972.*

a. An advertising device that was lawfully in existence prior to July 1, 1972, and is visible from any ~~interstate, freeway primary or~~ primary highway, including a device located beyond the adjacent area in unincorporated areas, may remain in existence without conforming to subrule 117.5(5) as long as the device otherwise conforms to all other applicable statutory and regulatory requirements. The permit provisions of rule 761—117.6(306C) apply.

b. No change.

**117.5(2)** to **117.5(4)** No change.

**117.5(5)** *Advertising devices erected after July 1, 1972.* Except as otherwise provided in this chapter, an advertising device which is visible from the main traveled way of any ~~interstate, freeway primary, or~~ primary highway shall not be erected after July 1, 1972, or subsequently maintained within the adjacent area unless the advertising device complies with the following:

a. No change.

b. *Commercial or industrial area.*

(1) No change.

(2) An advertising device visible from the main traveled way of a ~~freeway primary or noninterstate~~ primary highway must be located within a commercial or industrial zone or an unzoned commercial or industrial area, as defined in Iowa Code section 306C.10.

c. *Spacing within city—interstate and freeway-primary highway.* Within the corporate limits of a municipality, the following provisions apply to an advertising device which is visible from an interstate or a freeway-primary highway:

(1) No change.

(2) The advertising device shall not be located within the adjacent area on either side of the highway in, or within 250 feet of an interchange or rest area. The 250 feet shall be measured along a line parallel to the centerline from a point opposite the end or beginning of whichever acceleration or deceleration ramp extends the farthest from the

interchange or rest area to a point opposite the advertising device.

(3) No change.

*d. Spacing outside city—interstate and freeway-primary highway.* Outside the corporate limits of a municipality, the following provisions apply to an advertising device which is visible from an interstate or a freeway-primary highway:

(1) No change.

(2) The advertising device shall not be located within the adjacent area on either side of the highway in, or within 250 feet of an interchange or rest area. The 250 feet shall be measured along a line parallel to the centerline from a point opposite the end or beginning of whichever acceleration or deceleration ramp extends the farthest from the interchange or rest area to a point opposite the advertising device.

(3) No change.

*e. to g.* No change.

*h. Spacing—measurement of distance.* The minimum distance between two advertising devices visible to traffic proceeding in the same direction shall apply without regard to the side of the highway on which the advertising devices may be located and shall be measured along a line parallel to the centerline of the highway between points directly opposite the advertising devices. When a sign is visible and subject to control from more than one primary highway (~~interstate, freeway-primary or primary~~), it must meet spacing requirements along each route.

*i. Spacing—rural area next to incorporated area.*

(1) No change.

(2) In those areas where the adjacent area on one side of the highway is incorporated and on the opposite side of the highway all or part of the adjacent area is not, the spacing on both sides of the highway, except for daylight spacing, shall be regulated by the rural or unincorporated area spacing requirements.

*j. to l.* No change.

ITEM 5. Amend rule 761—117.6(306C), introductory paragraph, as follows:

**761—117.6(306C) Outdoor advertising permits and fees required.** The owner of an advertising device must apply to the department for an outdoor advertising permit if the device is visible from the main traveled way of any ~~interstate, freeway-primary or~~ primary highway and the device is regulated by subrule 117.4(1) or rule 761—117.5(306B,306C).

ITEM 6. Amend paragraph **117.6(1)“a”** as follows:

*a.* A permit is required for each face of an advertising device; thus, a permit application must be submitted for each face. Three permits are required for a tri-face device if all three faces are visible from the main traveled way of ~~an interstate, freeway-primary, or a~~ primary highway. However, only one application and permit are required for a back-to-back advertising device that identifies the same business or service on each face if each face is no larger than 8 feet in width or height and 32 square feet in area.

ITEM 7. Amend subrule 117.6(9) as follows:

**117.6(9) Blank sign.**

a. A blank sign is:

(1) An advertising device that has had a face physically removed.

~~(2) An advertising device that has been completely removed.~~

~~(3) (2) An advertising device that does not display copy. “This space for rent” or a similar message is not copy.~~

~~(4) (3) An advertising device that qualifies as an obsolete sign.~~

~~b. A sign that is a blank sign for at least six months shall result in revocation of any permit that has been issued for the advertising device and removal of the advertising device in the manner specified in subrule 117.8(1). A blank sign shall not remain in blank status for a period of time exceeding six months.~~

~~c. If the department determines that an advertising device has been blank for a period of time exceeding six months, the department shall issue a notice pursuant to rule 761—117.8(306B,306C) in which the owner has 30 days to either cause it to conform or to remove it.~~

ITEM 8. Amend rule 761—117.7(306C) as follows:

**761—117.7(306C) Official signs and notices, public utility signs, and service club and religious notices.** ~~This rule does not pertain to on-premises signs.~~

~~117.7(1) Official signs and notices. Official signs and notices regulated by the Manual on Uniform Traffic Control Devices, as adopted in 761—Chapter 130, shall comply with its provisions. All other official signs and notices shall comply with applicable state law, local ordinance or administrative authority. Historical markers are subject to the approval of the department if they are erected within the right of way of any interstate, freeway-primary or primary highway.~~

~~117.7(2) Public utility signs. Public utility signs shall be erected no larger than required to adequately convey the necessary message, and only at such places as are required to adequately mark the location of the utility. Public utility signs are subject to the approval of the department if they are erected within the right of way of any interstate, freeway-primary or primary highway.~~

~~117.7(3) Service club and religious notices. Service club and religious notices may be placed upon private property with the permission of the land owner provided the notice complies with the definition of “service club or religious notice” in rule 761—117.1(306B,306C), complies with the general criteria of rule 761—117.3(306B,306C), and does not exceed eight square feet in area.~~

~~a. Service club and religious notices shall not be placed within the right of way.~~

~~b. Service club and religious notices may be placed within the adjacent area of an interstate highway only if they are eligible for issuance of an outdoor advertising permit. All permit provisions apply, including but not limited to size and spacing requirements of subrule 117.5(5) and permit fees.~~

~~c. Service club and religious notices may be placed outside the right of way of a freeway-primary or primary highway and outside the adjacent area of an interstate highway. Notices in these locations may be grouped upon a common panel and shall comply with the following:~~

~~(1) The message shall comply with the definition of “service club or religious notice”~~

~~in rule 761—117.1(306B,306C).~~

~~—(2) A notice shall not exceed eight square feet in area.~~

~~—(3) A notice shall comply with rule 761—117.3(306B,306C).~~

~~—(4) The department's approval shall be obtained prior to erection. A special application form shall be filed with the department, but no fees are required.~~

ITEM 9. Amend rule 761—117.8(306B,306C) as follows:

**761—117.8(306B,306C) Removal procedures.** The department shall cause to be removed every advertising device illegally erected or maintained and every abandoned sign.

**117.8(1) Removal of illegal and abandoned advertising devices.** In accordance with Iowa Code sections 306B.5 and 306C.19, an advertising device erected or maintained in violation of Iowa Code chapter 306B or 306C or these rules is a public nuisance and may be removed by the department upon 30 days' notice, by certified mail, to the owner of the advertising device and to the owner of the land on which the advertising device is located.

*a.* The notice shall require the owner of the advertising device to remove the advertising device if it is prohibited, or to cause it to conform to the provisions of these rules if it is not. The department may revoke a permit issued for the advertising device as part of the same notice, in which case, the notice shall be served by restricted certified mail or by personal service.

*b. to e.* No change.

**117.8(2) Removal from right of way and other state-owned property.** The department shall remove advertising devices erected upon the right of way of any ~~interstate, freeway-~~~~primary~~ or primary highway; see subrule 117.2(5). Unauthorized advertising devices erected upon other property owned by the state of Iowa are subject to removal by the agency, board, commission or department having control or jurisdiction of the property.

ITEM 10. Adopt the following **new** rule 761—117.10(17A,306C):

**761—117.10(17A,306C) Contested cases.**

**117.10(1)** An applicant who has been denied an outdoor advertising permit by the department may contest the decision in accordance with 761—Chapter 13. The request for a contested case hearing shall be submitted in writing to the director of the office of traffic and safety at the address in subrule 117.2(2). The request shall be deemed timely submitted if it is delivered or postmarked within 30 days of the department's mailing of the letter denying the application.

**117.10(2)** The owner of an outdoor advertising permit which has been revoked or canceled by the department may contest the decision in accordance with 761—Chapter 13. The request for a contested case hearing shall be submitted in writing to the director of the office of traffic and safety at the address in subrule 117.2(2). The request shall be deemed timely submitted if it is delivered or postmarked within 30 days of the owner's receipt of the revocation notice issued by the department.

**117.10(3)** Failure to timely request a hearing on the denial, revocation, or cancellation of a permit is a waiver of the right to a hearing and a failure to exhaust administrative

remedies.

ITEM 11. Amend rule 761—117.15(306C) as follows:

**761—117.15(306C) Development directory signing.**

**117.15(1)** No change.

**117.15(2) Limitation.** Each business within the development is limited to its name appearing on not more than two development directory signs visible to traffic proceeding in any one direction on any ~~interstate, freeway primary or~~ primary highway.

**117.15(3) Commercial or industrial development.** A development directory sign must be located within a commercial or industrial development. For the purposes of this rule, a commercial or industrial development is a single premises that meets all of the following requirements:

- a. No change.
- b. No part of the development is separated from another part by ~~an interstate, freeway primary, or a~~ primary highway.
- c. to g. No change.

ITEM 12. Amend rule 761—118.1(306C) as follows:

**761—118.1(306C) Introduction.** Logo signing consists of individual business signs attached to specific service signs erected by the department within the right-of-way of interstate and freeway-primary highways. The purpose of logo signing is to provide specific motorist service information of interest to the traveling public. Logo signing shall comply with this chapter and the “Manual on Uniform Traffic Control Devices,” as adopted in rule 761—130.1(321). The department shall perform all required installation, maintenance, removal and replacement of specific service signs and business signs within the right-of-way. The business signs are provided by the applicants.

ITEM 13. Amend rule **761—118.2(306C)**, definition of “Trailblazing sign,” as follows:

“*Trailblazing sign*” means a specific service sign erected on the road network accessed from an interchange that has logo signing; the sign directs motorists to a particular business signed on the mainline and has spaces for the attachment of business signs.

ITEM 14. Amend rule 761—118.3(306C) as follows:

**761—118.3(306C) Erection and location of specific service signs and placement of business signs.**

**118.3(1) General.**

a. The department shall erect specific service signs at rural interchanges if the requirements of this chapter are met and sufficient space is available. The department may also erect specific service signs at urban, or nonrural interchanges if the requirements of this chapter are met and sufficient space is available. If sufficient space is

not available for more than one specific service sign, the department may install a general service sign in lieu of a specific service sign.

b. No change.

**118.3(2) Mainline specific service signs and placement of business signs.** Following are the requirements for mainline specific service signs erected in advance of an interchange, in a single direction of travel, and limitations regarding the number and types of business signs attached to these service signs.

a. to i. No change.

j. The department shall designate each mainline specific service sign for a particular type of motorist service, although the service sign may, in use, be displaying more than one service type, subject to paragraph “h” of this subrule. When a specific service sign designated for a particular service type exists and that sign is full, the department may grant an exception, in accordance with subrule 118.4(11), to allow the placement of a business sign for that service type on a specific service sign designated for another service type, provided that the department has displayed the legend for that service type on the service sign.

**118.3(3)** No change.

**118.3(4) Trailblazing signs and placement of business signs.**

a. to c. No change.

d. Trailblazing signs shall not display more than four business signs.

~~e.~~ e. The department may approve the use of an official traffic control device that is placed by the department or a local jurisdiction on the public right-of-way in compliance with the “Manual on Uniform Traffic Control Devices” as a substitute for a trailblazing sign.

~~e-f.~~ f. If site or other conditions do not permit the erection of a trailblazing sign, the department may approve the use of an off-premises advertising device as a substitute for a trailblazing sign if the advertising device complies, as applicable, with 761—Chapter 117 (including permit requirements) and any local regulations; the device is legible and understandable; and the device is placed along the route in advance of the intersection where the trailblazing sign would have been placed.

~~f-g.~~ g. No more than two trailblazing signs ~~or, including~~ approved substitutes, are allowed for a business. If the department determines that more than two trailblazing signs ~~or, including~~ approved substitutes, would be needed to guide motorists to the business, the business does not qualify for logo signing at the interchange. Also, if the department determines that one or two trailblazing signs or approved substitutes are required and conditions do not permit the erection of the required trailblazing signs or approved substitutes, the business does not qualify for logo signing at the interchange.

ITEM 15. Amend rule 761—118.4(306C) as follows:

**761—118.4(306C) Eligibility for placement of business signs on mainline specific service signs.** To qualify for placement of a business sign on a mainline specific service sign, the business ~~must~~ shall be open to the general public, shall not restrict entrance based on age, and shall meet the following requirements:

~~118.4(1) Written assurance. Discrimination prohibited.~~ The business shall give the department written assurance of its conformity with all applicable laws concerning the



~~provision of public accommodations without regard to race, religion, color, age, sex or national origin, and shall not be in continuing breach of that assurance. As a condition of approval as a participant in the logo signing program, the applicant shall give the department written assurance of the business's conformity with all applicable laws prohibiting discrimination based on age, race, creed, color, sex, sexual orientation, gender identity, national origin, religion or disability, and a participant shall not be in breach of that assurance.~~

**118.4(2) and 118.4(3)** No change.

**118.4(4)** *Food.*

*a. Qualifications.* To qualify for placement of a business sign on a food specific service sign, the business must:

(1) No change.

(2) Operate a minimum of eight hours per day, six days per week, and serve three meals per day: breakfast, lunch, and dinner.

1. At a minimum, breakfast shall be served from 10 a.m. to 11 a.m. and shall consist of at least two of the following items: eggs, bacon, ham, sausage, pancakes, waffles, oatmeal, cereal, fruit, muffins, toast, croissants, doughnuts or rolls, ~~or combinations thereof. Hamburgers, hot dogs, pizza, burritos, or other foods not commonly associated with breakfast menus do not meet the breakfast requirement and at least two of the following drinks: coffee, juice, tea or milk.~~

2. and 3. No change.

(3) and (4) No change.

(5) Have seating available for a minimum of ten customers.

*b. and c.* No change.

**118.4(5) and 118.4(6)** No change.

**118.4(7)** *Attraction.*

*a. and b.* No change.

*c. Types of qualifying sites or attractions.* The site or attraction must be one of the following:

(1) to (7) No change.

(8) Winery, brewery or distillery with on-site production, tours, gift shop, and tasting room.

(9) to (17) No change.

**118.4(8) to 118.4(11)** No change.

ITEM 16. Amend subrule 118.5(3) as follows:

**118.5(3)** *Applications for attraction signing.* The department shall perform an initial review of all applications for attraction signing to determine if the attraction signing meets the technical requirements, such as the maximum distance the site or attraction is allowed to be from the interchange. If the site or attraction meets the technical requirements, the department shall submit the applications for attraction signing to the tourist signing committee. The tourist signing committee will determine whether the applications meet the qualifications set forth in subrule 118.4(7) for an attraction under the logo signing program. The composition of the committee is set out in 761—subrule 119.5(3).

ITEM 17. Amend subrule 118.5(5) as follows:

**118.5(5) Fees.** A business is required to pay the following fees to the department for participation in the logo signing program.

a. and b. No change.

c. *Service fee.* The department may install replacement business signs at the request of the business and shall assess a \$50 service fee per business sign installed. The department shall also assess a \$50 service fee to install a renovated or new business sign that replaces a misleading, unsightly, badly faded or dilapidated sign, as specified in subrule 118.7(5). If removal of an existing business sign for the purpose of refurbishing is requested by the business, thereby requiring two service trips by the department, the service fee shall be applied per trip. The department shall invoice the business once installation is complete; the service fee is due within 30 days.

~~d. *RV symbol fee.* See rule 761—118.8(306C).~~

ITEM 18. Amend subrule 118.7(3) as follows:

**118.7(3) Reflectorization.** ~~Reflectorization of business signs is optional, at the discretion of the applicant~~ All business signs must be retroreflective.

ITEM 19. Amend subrule 118.7(4) as follows:

**118.7(4) Supplemental messages.**

a. With department approval, a supplemental message such as “OPEN 24 HRS,” “DIESEL,” “E-85,” “MECHANIC ON DUTY,” “24 HR TOWING,” “RV ACCESS.” or the dates of operation for seasonal operations may be displayed on a mainline business ~~signs~~ sign provided the letter height is at least ~~6~~ 5 inches. Approval shall be limited to essential motorist information and does not extend to messages such as, but not limited to, “INDOOR POOL,” “CAR WASH” or “PLAY AREA.”

b. With departmental approval, a scaled-down version of the supplemental message indicating the dates of operation for seasonal operations message used on the mainline business sign may be displayed on ramp business signs provided the letter height is at least 2 inches.

c. Business signs are limited to one supplemental message per business sign.

ITEM 20. Rescind and reserve rule **761—118.8(306C)**.



MV-2017-4

Sara Siedsma, Office of Driver Services said, good afternoon, these rule changes affect 761 Iowa Administrative Code Chapter 602, Classes of Driver's Licenses, as we discussed in the workshop this morning, it is part of our five-year review and also alignment with the Iowa Code effecting passenger restrictions and waiver, calculating periods of eligibility for intermediate and full licenses and minor school updates, including hardship waiver and driving between the school and residence of divorced or separated parents. We request the approval from the Commission of these rules.

Commissioner Rose made a motion to approve the rule amendment; Commissioner Yanney seconded the motion. The motion passes unanimously.

ITEM 1. Amend subrule 602.1(2) as follows:

**602.1(2) *Special licenses and permits.*** The department issues the following special licenses and permits. More than one type of special license or permit may be issued to an applicant. On the driver's license, a restriction number designates the type of special license or permit issued, as follows:

1—Motorcycle instruction permit—includes motorcycle instruction permits issued under Iowa Code subsections 321.180(1) and 321.180B(1)

2—Noncommercial instruction permit (vehicle less than 16,001 gross vehicle weight rating)—includes instruction permits, other than motorcycle instruction permits, issued under Iowa Code subsection 321.180(1), ~~and~~ section 321.180A and subsection 321.180B(1)

3—Commercial learner's permit

4—Chauffeur's instruction permit

5—Motorized bicycle license

6—Minor's restricted license

7—Minor's school license

ITEM 2. Amend rule 761—602.2(321) as follows:

**761—602.2(321) Information and forms.** Applications, forms and information about driver's licensing are available at any driver's license examination station or on the department's Web site at [www.iowadot.gov](http://www.iowadot.gov). Assistance is also available at the address in rule 761—600.2(17A).

**602.2(1) to 602.2(3)** No change.

**602.2(4) *Passenger restriction for intermediate licensee.*** The passenger restriction required by Iowa Code subsection 321.180B(2) will be added to an intermediate license unless waived by the licensee's parent or guardian at the time the license is issued. If the restriction is not waived at the time the license is issued, the intermediate license will be designated with a "9" restriction with the following notation: "Only 1 unrelated minor passenger allowed until [ six months from the date the license is issued]." The licensee must obey the restriction for the first six months after the intermediate license is issued. If a parent or guardian wishes to waive the passenger restriction after the license has already been issued, the licensee and the parent or guardian must apply for a duplicate license and pay the replacement fee pursuant to 761—subrule 605.11(3).

This rule is intended to implement Iowa Code sections 321.8, 321.178, 321.180B, 321.184, 321.189, and 321.194.

ITEM 3. Amend subrule 602.11(2) as follows:

**602.11(2) *Requirements.***

a. and b. No change.

c. For purposes of determining eligibility for an intermediate license issued to a person 16 or 17 years of age under Iowa Code subsection 321.180B(2):

(1) The 12-month period during which the applicant is required to possess an instruction permit before applying for an intermediate license shall be calculated cumulatively and shall include any period of time during which the applicant has held a valid instruction permit issued under Iowa Code subsection 321.180B(1), a minor's

school license issued under Iowa Code section 321.194, or comparable instruction permit or license issued by another state, but shall exclude any period of time during which the permit or license is suspended, revoked, or canceled, or the applicant otherwise did not have a valid driving privilege.

(2) The six-month period during which the applicant is required to remain accident and violation free shall be calculated continuously and must encompass without interruption the six-month period of time immediately preceding the application. The applicant must hold a valid instruction permit issued under Iowa Code subsection 321.180B(1), a minor's school license issued under Iowa Code section 321.194, or a comparable instruction permit or license issued by another state and maintain a valid driving privilege without interruption throughout the continuous six-month period.

d. For purposes of determining eligibility for a full license issued to a person 17 years of age under Iowa Code subsection 321.180B(4), the 12-month period during which the applicant is required to possess an intermediate license and to remain accident and violation free before applying for a full license shall be calculated together and continuously and must encompass without interruption the 12-month period of time immediately preceding the application. The applicant must hold a valid intermediate license issued under Iowa Code subsection 321.180B(2) or a comparable license issued by another state and maintain a valid driving privilege without interruption throughout the continuous 12-month period.

ITEM 4. Amend rule 761—602.26(321) as follows:

**761—602.26(321) Minor's school license.**

**602.26(1) Validity and issuance.**

a. No change.

~~b. The license is valid for driving unaccompanied from 6 a.m. to 10 p.m. on the most direct route between a licensee's residence and schools of enrollment or the closest school bus stop or public transportation service, and between schools of enrollment, to attend scheduled courses and extracurricular activities within the school district, during the times and for the purposes set forth in Iowa Code subsection 321.194(2) as amended by 2016 Iowa Acts, House File 2437, section 33, and at any time~~

~~e. The license is also valid for driving when the licensee is accompanied by a person specified in accordance with Iowa Code subsection 321.180B(1).~~

~~d. c.~~ The type of motor vehicle that may be operated is controlled by the class of driver's license issued. A Class C minor's school license is valid for operating a motorcycle only if the license has a motorcycle endorsement. A minor's school license is valid for operating a motorized bicycle ~~only for the purposes specified in paragraph "b" of this subrule.~~

~~e. d.~~ The license is issued for two years.

**602.26(2) No change.**

**602.26(3) Exemption.**

a. No change.

b. "Demonstrates to the satisfaction of the department" means that the department has received an affidavit on Form 430021 attesting that completion of the course would impose a hardship upon the applicant. The affidavit shall be signed by the written proof

that a hardship exists, signed by the applicant's parent, custodian or guardian and by the superintendent of the applicant's school, the chairperson of the school board, or the principal of the applicant's school if authorized by the superintendent.

**602.26(4) Multiple residences.**

a. An applicant whose parents are divorced or separated and who as a result of shared custody maintains more than one residence may be authorized to operate a motor vehicle from either residence during the times and for the purposes set forth in Iowa Code subsection 321.194(2) as amended by 2016 Iowa Acts, House File 2437, section 33, provided that the statement of necessity provided to the department certifies that a need exists to drive from each residence, that the school of enrollment identified in the statement of necessity meets the geographic requirements set forth in Iowa Code subsection 321.194(3) as amended by 2016 Iowa Acts, House File 2437, section 33, as determined by the primary residence identified in the statement of necessity, and that the secondary residence identified in the statement of necessity is either within the school district that includes the applicant's school of enrollment or is an Iowa school district contiguous to the applicant's school of enrollment. The fact that either residence is less than one mile from the applicant's school of enrollment shall not preclude travel to and from each residence at the times and for the purposes set forth in Iowa Code subsection 321.194(2) as amended by 2016 Iowa Acts, House File 2437, section 33, provided that need is otherwise demonstrated.

b. A minor's school license approved for travel to and from two residences for the purposes set forth in Iowa Code subsection 321.194(2) as amended by 2016 Iowa Acts, House File 2437, section 33, shall not be valid for travel directly between each residence unless the licensee is accompanied in accordance with Iowa Code subsection 321.180B(1).

c. The primary residential address listed in the statement of necessity shall appear on the face of the license. A minor's school license approved for travel to and from two residences shall include a "J" restriction on the face of the license, and the secondary address listed in the statement of necessity shall be listed on the reverse side of the license as part of the "J" restriction, with the following notation: "Also valid to drive to and from [secondary residential address] in compliance with 321.194."

This rule is intended to implement Iowa Code sections 321.177, 321.180B, 321.189, 321.194 and 321.196.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Systems Planning Order No. PPM-2017-5  
Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date July 12, 2016  
Title Revitalize Iowa's Sound Economy (RISE) Policies

**DISCUSSION/BACKGROUND:**

Policies used to evaluate and administer RISE projects have been reviewed by department staff. The attached document describes those policies. Changes to the RISE policies will take effect on RISE projects approved by the Commission in July 2016 or later.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the attached RISE policies.

**COMMISSION ACTION:**

Moved by ~~5ZSdWKS`W~~ Seconded by Loree Miles

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

	Aye	Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____



PPM-2017-5

Craig Markley, Office of Systems Planning; Based on discussion at the June 13 Transportation Commission Workshop concerning the RISE Program policies used to evaluate and administer projects we recommend that you approve them as listed on the Commission Order.

Commissioner Yanney made a motion to approve. Commissioner Miles seconded the motion. Motion passes unanimously.

**Revitalize Iowa's Sound Economy (RISE) Policies**  
**Effective July 12, 2016, Iowa Transportation Commission Business Meeting**

Annual laborshed wage rate

- A company's ability to meet 100 percent of the annual laborshed rate for their area will be used to assist in determining RISE participation.

Project Completion Settlement Process

- First 50 percent of RISE funding not subject to settlement calculation.
- Settlement prorated against RISE funding beyond first 50 percent.
- In evaluating job contingency requirements, consideration will be given to jobs created from a different company that locates at the site of the original RISE-supported development. These jobs are subject to the same monitoring period as the original RISE development and will be evaluated based on wage rate, benefits and other RISE eligibility requirements.
- If at least 90 percent of the job creation and/or retention contingency is met at the wage rate established at the time of project approval, the project is considered substantially complete.
- Settlement installment payments calculated based on the prime interest rate minus 3 percent.

Monitoring process

- In monitoring job contingency requirements, initial payroll is required to establish baseline data.
- Three years after the roadway is open to traffic, the job creation and/or retention along with the wage rate contingencies must be met. Review and calculate average number of jobs created and/or retained using payrolls from the beginning and end of any six-month period from the time funding is awarded to three years after the RISE infrastructure improvement is complete.
- Submittal of documentation in cases of job turnover for establishing compliance with agreement contingency is allowable.

RISE cost per job increase

- \$12,000 per job maximum.

Local development funding

- Funding used for speculative RISE-eligible (nonretail) development.
- RISE participation held to 50 percent of eligible project costs.

Iowa's Certified Sites Program (IEDA) RISE Local Development applications

- Maximum RISE participation awarded is variable depending on the acreage of the Certified Site:
  - 50-499 acres; up to 60 percent RISE participation
  - 500-999 acres; up to 65 percent RISE participation
  - 1,000 acres or more; up to 70 percent RISE participation
- A funding commitment may be considered by the Commission following receipt and review of an application for RISE funding. Final details of RISE project scope and maximum RISE award dollar amount will be finalized and brought for consideration by the Commission as a modification to the RISE award once determined through further discussion between the applicant and Iowa DOT staff.
- Projects awarded RISE Local Development assistance may be modified in the event that a business location decision is imminent. Following submission of the necessary information, the roadway project may be converted at the Commission's discretion to a more typical RISE Immediate Opportunity project qualifying for up to 80 percent RISE participation.
- A RISE Local Development funding commitment for a Certified Site under these policies will expire according to the same schedule as the certification of the site expires through the IEDA Certified Sites program.

## Transportation Facilities

- Interpretation that transportation facilities, such as regional airports, can be seen as an economic unit. In order to be eligible, the project sponsor would need to provide documentation that the transportation facility is an economic unit. At a minimum the project sponsor would submit:
  1. How the facility is a critical link to the overall transportation system in the area.
  2. Documentation from area businesses that state an expansion and/or continued growth is a direct result of the transportation facility. Supporting documentation should include jobs created/retained, average wages and other specific details on what and when the growth is for that business. Businesses providing documentation must be a RISE eligible development in order to be considered.
  3. Documentation that the business concerns/decisions hinge on the facility and the access. Businesses providing documentation must be a RISE eligible development in order to be considered.
- Agreement would not be contingent on jobs but follow typical Local Development procedures.

## Double access issue

- Interpretation has been to not fund RISE projects that create more than one access unless necessary to support additional entrances to a business or the project is the last link in the street/highway network. RISE funding will not be provided for more than one access unless necessary to support RISE-eligible development or where necessary to support an IEDA designated Certified Site.

## Loan interest rate

- RISE loan installment payments calculated using an interest rate between zero percent and the 10-year U.S. Treasury bond rate based on the quality of the RISE project.

## Addition of RISE funding to a previously awarded project

- Allow the addition of RISE funding by Iowa Transportation Commission approval if the road construction has not started yet or the RISE-supported company construction has not been completed.

## Roads/streets previously improved with RISE funding

- Additional funding for previously RISE-funded projects not allowed. However, new projects for capacity improvements necessary to support immediate job creation decision will be considered.

## Commission and Delegation Input

- Commission will be provided RISE application background material the Tuesday before the workshop and business meetings. If a Commissioner has a question or would like additional information prior to the workshop, they will send the request to the Office of Systems Planning by 5:00 pm on the Thursday before the workshop and business meetings. The Office of Systems Planning will provide a response to all of the Commissioners by 5:00 pm the following day.
- While no delegation input is required at the workshop or the business meeting, delegations will be informed that they are welcome to attend either or both meetings (as is all of the public). In addition, the delegations will be informed that their presence at the workshop may be beneficial if the Commission has any questions about the project.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Systems Planning Order No. PPM-2017-6  
 Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date July 12, 2016  
 Title Revitalize Iowa's Sound Economy (RISE) Application – Sioux County

**DISCUSSION/BACKGROUND:**

Sioux County submitted a RISE Local Development application in the February 2016 round requesting a grant to assist in construction of approximately 3,233 feet of 460<sup>th</sup> Street to the new Sioux County Regional Airport located northeast of Maurice.

This project is necessary to provide access to the new regional airport and three parcels of developable land totaling more than 21 acres for industrial and airport purposes. This project is anticipated to be completed by August 2018.

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 and retention, award a RISE grant of \$646,363 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the county share of the RISE Fund.

**COMMISSION ACTION:**

Moved by Leonard Boswell Seconded by Charese Yanney

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

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

PPM-2017-6

Craig Markley, Office of Systems Planning; Today we have two RISE applications for your review. The first application is from Sioux County. There is a delegation that I will introduce following my presentation of background information.

The county submitted a Local Development RISE funding request to assist in construction of approximately 3,233 feet of 460th Street to the new Sioux County Regional Airport located northeast of Maurice.

This project is necessary to provide access to the new regional airport and three parcels of developable land totaling more than 21 acres for industrial and airport purposes.

Under our RISE Local Development criteria, this project received a rating of 48 points. The total estimated cost of the project is \$1,292,725. Sioux County is requesting a RISE grant of \$646,363 and will be providing 50 percent in local match.

Before I proceed to staff's recommendation, I would like to invite Jerry Searle to offer some comments.

Jerry Searle: Thank you Commission, I'm here today representing Sioux County, as well as the Sioux County Regional Airport Agency. Harold Schiebout, the chair, sends his regrets that he could not attend to personally thank you for giving consideration to the upcoming decision that you are going to make regarding the RISE application. On behalf of Sioux County and the Agency itself, we appreciate the work that the Iowa DOT staff has done, they have worked very hard with representatives from Sioux County, as well as the Sioux County Regional Airport Agency to craft an application for your consideration. So thank you, very much.

Craig continued, it is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$646,363 or up to 50 percent of the total RISE-eligible project cost, whichever is less. Funding will come from the county share of the RISE Fund.

Commissioner Boswell made a motion to award this RISE grant for Sioux County. Commissioner Yanney seconded the motion. Motion passes unanimously.

Commissioner Huber said he wanted to take a moment and congratulate Sioux County on this project. This is a major undertaking over many, many years to build an airport. It takes a lot of perseverance Jerry, and our best to Harold and the entire team in Sioux County for the fine work you have done over a very long period of time. Congratulations.

RISE LOCAL DEVELOPMENT FUNDING  
February 2016  
SUMMARY

Applicant: Sioux County

Multiyear?: No  
Multijurisdiction?: No

ROAD PROJECT LOCATION AND DESCRIPTION: To construct approximately 3,233 feet of 460th Street to the new Sioux County Regional Airport located northeast of Maurice.

ASSOCIATED ECONOMIC DEVELOPMENT: This project is necessary to provide access to the new regional airport and three parcels of developable land totaling more than 21 acres for industrial and airport purposes.

PROJECT FINANCING:

Roadway Project Cost:	\$1,292,725	Local Match (Total):	\$646,362
RISE (Total):	\$646,363	Up-Front:	\$646,362
Grant:	\$646,363	NPV of Loan Repayment:	0
Loan:	0	Effective Match Percent:	50
Loan Terms:	Yrs. 0		
	Int.: 0 %	Up-front Participation Sources:	
		Private:	
		Public:	\$646,362
		Local Match (Total):	\$646,362

PROJECT EVALUATION:

Development Potential (35):	20
Economic Impact and Cost Effect. (20):	9
Local Commit. and Initiative (35):	14
Transportation Need (4):	3
Local Economic Need (6):	2

Total Rating: 48

Jobs: 0

STAFF RECOMMENDATION:

Award a grant of \$646,363 or up to 50 percent of the total RISE-eligible project cost, whichever is less. Funding will come from the county share of the RISE Fund.





DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Systems Planning Order No. PPM-2017-7  
 Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date July 12, 2016  
 Title Revitalize Iowa's Sound Economy (RISE) Application - Waukee

**DISCUSSION/BACKGROUND:**

The city of Waukee submitted a RISE Immediate Opportunity application requesting a grant to assist in construction of approximately 1,095 feet of SE Esker Ridge Drive located on the southeast side of town. The first approximately 650 feet of the requested improvement is necessary to provide access to the proposed site of Holmes Murphy and the remaining approximately 445 feet of the requested improvement is necessary to provide access to 5 acres for future professional office development. Therefore, the application was evaluated as both a RISE Immediate Opportunity and a RISE Local Development application. This project is anticipated to be completed by September 2017.

The roadway improvement is necessary to serve Holmes Murphy and will support:

- The creation of 83 full time jobs.
- \$27,901,940 in associated capital investment.

The total cost of this portion of the project is \$1,081,715 and a RISE grant of \$865,372 is recommended. This results in a RISE cost per job assisted of \$10,426.17, and a total capital investment of \$32.24 for each RISE dollar recommended.

The remaining roadway improvement is necessary to serve an additional 5 acres for future professional office development to the east of the proposed site of Holmes Murphy. The total cost of this improvement is \$844,103 and a RISE grant of \$422,052 is recommended.

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission, based on the capital investment commitment and potential for job creation, consider the project as both a RISE Immediate Opportunity and a RISE Local Development and award a RISE grant of \$1,287,424 from the city share of the RISE Fund or up to 67 percent of the total RISE-eligible project cost, whichever is less.

**COMMISSION ACTION:**

Moved by Loree Miles Seconded by David Rose

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

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



PPM-2017-7

Craig Markley, Office of Systems Planning; Last we have a RISE application from the city of Waukee. There is a delegation from there that I will introduce following my presentation of background information.

The city submitted an Immediate Opportunity application requesting a grant to assist in construction of approximately 1,095 feet of SE Esker Ridge Drive located on the southeast side of town. The first approximately 650 feet of the requested improvement is necessary to provide access to the proposed site of Holmes Murphy and the remaining approximately 445 feet of the requested improvement is necessary to provide access to 5 acres for future professional office development. Therefore, the application was evaluated as both a RISE Immediate Opportunity and a RISE Local Development application. This project is anticipated to be completed by September 2017.

The Immediate Opportunity RISE-eligible roadway total cost to the proposed site of Holmes Murphy is \$1,081,715 with a recommended RISE grant of \$865,372. This will result in the creation of 83 full time jobs along with associated capital investment of almost \$28 million.

Average wage of created positions is \$26.75/hr which is at 120 percent of the city of Waukee laborshed average wage rate of \$22.27 per hour. The RISE cost per job assisted is \$10,426.17 Total Capital Investment per RISE dollar is \$32.24

The remaining roadway improvements are necessary to serve an additional 5 acres for future professional office development. The total estimated cost of the Local Development project is \$844,103. The city of Waukee is requesting a RISE grant of \$422,052 and will be providing 50 percent in local match.

Before I proceed to staff's recommendation, I would like to invite Dan Dutcher, Waukee Community and Economic Development Director, to introduce the rest of the delegation and offer some comments.

Dan Dutcher said Chairman and members of the Commission, I also have Jenna Herr with me, from the City of Waukee, she's really my staff she does a great job and Amy Staudt with Knapp Properties which is the developer of the Holmes Murphy project is also here. I just wanted to take a few minutes to thank the Transportation Commission for considering this RISE application and recognizing the vital economic development role of this project. We are excited to see job growth in the state of Iowa and we appreciate the support of Iowa DOT staff and I can tell you, this is a project that we've tried to get on the agenda for several meetings and we have had issues just getting all of the information put together. The (DOT) staff has been outstanding and helping us

get to this point so I want to thank them, and thank the Commission for your help in funding this roadway, I appreciate it.

Craig continued, It is recommended the Commission, based on the capital investment commitment and potential for job creation, consider the project as both a RISE Immediate Opportunity and a RISE Local Development and award a RISE grant of \$1,287,424 from the city share of the RISE Fund or up to 67 percent of the total RISE-eligible project cost, whichever is less.

Commissioner Miles made a motion to award this RISE grant for Waukee.  
Commissioner Rose seconded the motion. Motion passes unanimously.

Commissioner Huber said again congratulations to the City of Waukee, it is a growing community in the Des Moines Metro Area and we want to congratulate Holmes Murphy on the expansion, we appreciate the job creation very much. Thank you.

Date Submitted: March 18, 2016

Commission Date: July 12, 2016

## **RISE Immediate Opportunity Funding Economic Analysis Summary**

### **GENERAL INFORMATION**

**Applicant:** City of Waukee

**Project Location and Description:** The city of Waukee submitted a RISE Immediate Opportunity application requesting a grant to assist in the construction of approximately 650 feet of SE Esker Ridge Drive located on the southeast side of town.

**Associated Economic Development:** This improvement is necessary to provide access to the proposed site of Holmes Murphy, an independent insurance brokerage.

### **ECONOMIC IMPACT**

**Total Roadway Project Cost: \$1,081,715**

**RISE Funds Requested:** \$865,372; **Grant:** \$865,372; **Loan \$----**

**Effective Project Cost to RISE Program:** \$865,372

**Local Participation:** \$216,343; **Sources:** City of Waukee

**Non-RISE Total Capital Investment:** \$27,901,940

(**Public:** \$638,394; **Private:** \$27,263,546)

**Direct Jobs Created:** 83; (**Other, Potential Future Jobs:** 67)

**Direct Jobs Retained:** 0; **Total Direct Jobs Assisted, Short-Term:** 83

**Number of Existing Jobs:** 322

**Project Average Wage Rate of New Jobs:** \$26.75/hr.

**100% Average Laborshed Wage Rate:** \$22.27/hr.

### **KEY RATIOS**

**Local Match Ratio:** 20% ( $\$216,343/\$1,081,715$ )

**RISE Cost Per Job Assisted (Created):**  $\$865,372/83 = \$10,426.17$

**Total Capital Investment Per RISE Dollar:**  $\$27,901,940/\$865,372 = \$32.24$

### **CONCLUSIONS**

**Narrative:** It is recommended the Commission, based on the capital investment and job creation commitments; award a RISE grant of \$865,372 from the RISE fund or up to 80 percent of the total RISE-eligible project cost, whichever is less. Funding will come from the city share of the RISE Fund.

RISE LOCAL DEVELOPMENT FUNDING  
February 2016  
SUMMARY

Applicant: City of Waukee

Multiyear?: No  
Multijurisdiction?: No

ROAD PROJECT LOCATION AND DESCRIPTION: To construct approximately 445 feet of SE Esker Ridge Drive located on the southeast side of town.

ASSOCIATED ECONOMIC DEVELOPMENT: This project is necessary to provide access to 5 acres for professional office purposes.

PROJECT FINANCING:

Roadway Project Cost:	\$844,103	Local Match (Total):	\$422,051
RISE (Total):	\$422,052	Up-Front:	\$422,051
Grant:	\$422,052	NPV of Loan Repayment:	0
Loan:	0	Effective Match Percent:	50
Loan Terms: Yrs.	0		
Int.:	0 %	Up-front Participation Sources:	
		Private:	
		Public:	\$422,051
		Local Match (Total):	\$422,051

PROJECT EVALUATION:

Development Potential (35):	20
Economic Impact and Cost Effect. (20):	7
Local Commit. and Initiative (35):	14
Transportation Need (4):	3
Local Economic Need (6):	2

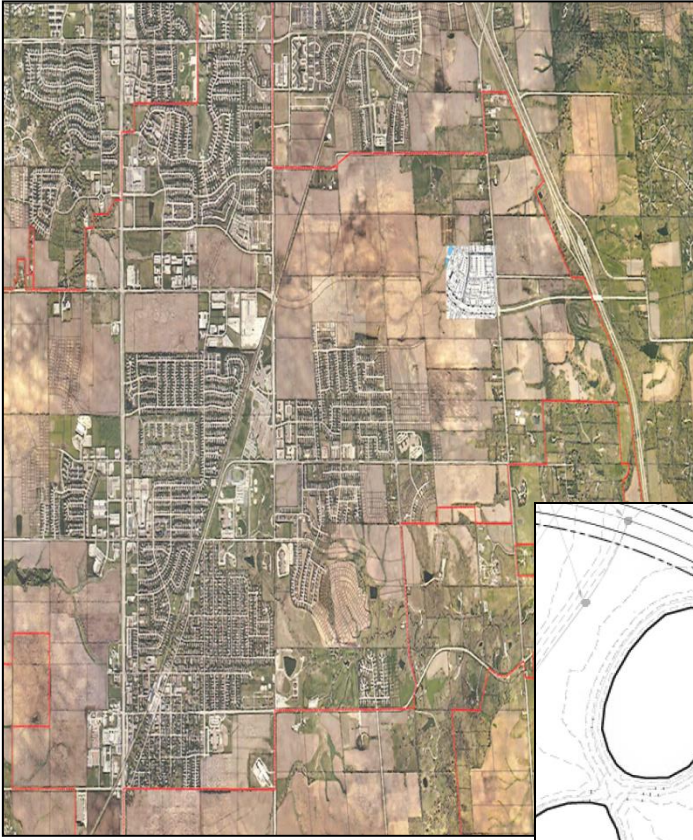
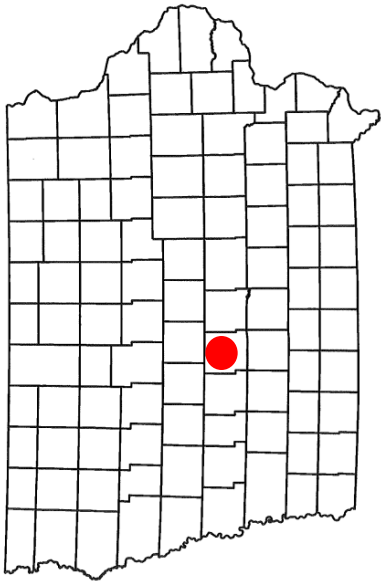
Total Rating: 46

Jobs: 0

STAFF RECOMMENDATION:

Award a grant of \$422,052 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.

# Waukee



DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Public Transit Order No. PPM-2017-8  
Submitted by Ryan Ward Phone No. 515-233-7877 Meeting Date July 12, 2016  
Title Public Transit Infrastructure Grant Program Funding Recommendations

**DISCUSSION/BACKGROUND:**

The Office of Public Transit requests approval for the fiscal year (FY) 2017 Public Transit Infrastructure Grant program. The following funding recommendations will be presented:

Phase II construction of bus storage facility (Dubuque)	\$ 569,823
Replace seven overhead doors (Region 12 – Creston)	\$ 16,000
Reconstruct original 1983 section of roof (CyRide – Ames)	\$ 320,000
Construction of new bus facility in Monticello (Region 10 – Cedar Rapids)	\$ 225,509
Purchase of building for transit facility (Region 15 – Ottumwa)	\$ 400,000
 Total	 \$1,531,332

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the FY 2017 Public Transit Infrastructure Grant program funding recommendations as listed

<b>COMMISSION ACTION:</b>			Vote	
			Aye	Nay
			x	_____
		Boswell	x	_____
		Fehrman	x	_____
		Huber	x	_____
Moved by <u>John Putney</u>	Seconded by <u>Charese Yanney</u>	Miles	x	_____
		Putney	x	_____
		Rose	x	_____
		Yanney	x	_____
_____ Division Director	_____ Legal	_____ State Director		

PPM-2017-8

Ryan Ward, Office of Public Transit, said the Public Transit Infrastructure Grant is vitally important to Iowa's Public Transit Agencies. It allows them to construct and maintain facilities that provide safety and comfort for riders, as well as indoor facilities for vehicles. Without this grant, transit systems would have to use a higher percentage of operating funds with the consequence of having to potentially cut service and routes. The Public Transit Infrastructure Grant is an applications based program. This year we have received nine applications for \$2.08 million. Last month in Cedar Falls, I presented our recommendations to fund five projects totaling \$1.53 million. I'm now here to seek your action. It is recommended the Commission approve the FY 2017 Public Transit Infrastructure Grant projects and I wanted to thank the Commission for your support of Iowa's Public Transit Programs.

Commissioner Huber said I would just say that this is again a program that was presented to us a month ago and then we reviewed it again today and I want to compliment the staff and all of those that worked hard on putting these recommendations together.

Commissioner Putney made a motion to approve the FY 2017 Public Transit Infrastructure Grant funding listed in the Commission Order. Commissioner Yanney seconded the motion. Motion passes unanimously.

DEPARTMENT OF TRANSPORTATION  
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division  
Office of Rail Transportation Order No. PPM-2017-9  
Submitted by Laura Hutzell Phone No. 515-239-1066 Meeting Date July 12, 2016  
Title Railroad Revolving Loan and Grant Program Recommendation

**DISCUSSION/BACKGROUND:**

Review of the current round of applications for funding from the Railroad Revolving Loan and Grant Program has been completed. The following recommendations will be presented.

<b>Targeted job creation projects</b>	<b>Loan</b>	<b>Grant</b>
Farmer's Energy Cardinal Rail Spur	\$350,000	\$576,000
Barilla America Rail Expansion	----	\$156,000
Pattison Sand CP Unit Train Expansion	\$600,000	\$500,000
Hydrate Chemical Rail Spur	----	\$24,000
Progressive Rail - Rail Line Rehabilitation	\$417,862	\$278,574
<b>Total recommended funding</b>	<b>\$1,367,862</b>	<b>\$1,534,574</b>
<b><u>Rail network improvement projects</u></b>		
BJRY Le Mars Transload Track	\$156,936	----
Crossroads Cold Storage	\$385,000	----
Oelwein Track Rehabilitation	\$493,775	----
Eastern Iowa Logistics Park	\$500,000	----
KJRY Yard Enhancements Phase III	\$200,157	----
<b>Total recommended funding</b>	<b>\$1,735,868</b>	----
<b><u>Rail Port Planning Studies</u></b>		
Council Bluffs Transload Study	----	\$56,320
<b>Total recommended funding</b>	----	<b>\$56,320</b>

Total recommended funding: \$4,694,624

**PROPOSAL/ACTION RECOMMENDATION:**

It is recommended the Commission approve the Railroad Revolving Loan and Grant Program funding recommendations, as listed.

**COMMISSION ACTION:**

Moved by David Rose Seconded by Loree Miles

	Aye	Vote Nay	Pass
Boswell	<u>x</u>	_____	_____
Fehrman	<u>x</u>	_____	_____
Huber	<u>x</u>	_____	_____
Miles	<u>x</u>	_____	_____
Putney	<u>x</u>	_____	_____
Rose	<u>x</u>	_____	_____
Yanney	<u>x</u>	_____	_____

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



PPM-2017-9

Laura Hutzell, Office of Rail Transportation, said the RRLG program provides assistance to rail facilities that create jobs and spur economic development and provide assistance to railroads for the preservation and improvement of the rail transportation system in Iowa. Funding is also available for railport planning and development studies. Applications may be submitted at any time and are reviewed as funding is available. I presented a recommendation to you at last month's Commission Workshop for the FY 2017 round of RRLG funding, the recommendation is for funding for 11 rail infrastructure and related rail development projects for a total of \$4,694,624. The rail projects are expected to support the creation and retention of roughly 333 jobs within 3-5 years of completion. The proposed projects will leverage millions in new capital investments across the state. We recommend you approve the Railroad Revolving Loan and Grant Program funding recommendations as listed on the Commission Order.

Commissioner Rose made a motion to approve. Commissioner Miles seconded the motion. Motion passes unanimously.

Commissioner Dan Huber says Laura, I want to congratulate you and your staff and your team and colleagues for putting together a great recommendation. I know a lot of hard work went into this and we appreciate your efforts very much.