

Commission Minutes
December 12, 2017



IOWA TRANSPORTATION COMMISSION

Meeting Agenda / Commission Orders

December 12, 2017
Materials Conference Room
Ames DOT Complex

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
D-2018-38	* Approve Minutes of the November 14, 2017 Commission Meeting	Danielle Griggs	3
1:30 p.m.	Public Input: Asphalt Paving Association of Iowa Bradley & Riley PC	Brady Meldrem William McCartan	
	Commission Comments		
	DOT Comments		
H-2018-39	* Administrative Rule: 761 IAC 123, Rest Area Sponsorship Program	Mitch Dillavou	5
H-2018-40	* Transfer of Jurisdiction of a Portion of Iowa 192 in Council Bluffs	Mitch Dillavou	7
H-2018-41	* 2019 Traffic Safety Improvement Program Projects	Jan Laaser-Webb	9
PPM-2018-42	* 2018-2022 Iowa Transportation Improvement Program Amendment	Stuart Anderson	11
PPM-2018-43	* Fiscal Year 2018 State Aviation Program – Marion Airport	Stuart Anderson	13
PPM-2018-44	* Revitalize Iowa's Sound Economy (RISE) Application - Cedar Rapids	Craig Markley	15
1:50 p.m.	Adjourn		

*Action Item

On Tuesday, December 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-2018-38
Submitted by Danielle Griggs Phone No. 515-239-1919 Meeting Date December 12, 2017
Title Approve Minutes of the November 14, 2017 Commission Meeting

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the November 14, 2017 Commission meeting.

COMMISSION ACTION:

Moved by Charese Yanney Seconded by Nancy Maher

	Aye	Vote Nay	Pass
Fehrman	<u>x</u>	<u> </u>	<u> </u>
Huber	<u>x</u>	<u> </u>	<u> </u>
Maher	<u>x</u>	<u> </u>	<u> </u>
Putney	<u>x</u>	<u> </u>	<u> </u>
Rielly	<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

D-2018-38

Commissioner Yanney made a motion to approve the minutes as written. Commissioner Maher seconded the motion. Motion passed unanimously.

Commission Comments

Commissioner Putney would like to send a letter of support with the Department's proposed agency packaged to modify the term dates of the Transportation Commissioner. No objections by the Commission regarding the content of the letter.

DOT Comments

Mark Lowe thanked the Commissioners for the holiday reception; and the staff for their work.

Public Input

Bill Rosener of the Asphalt Paving Association of Iowa thanked the commissioners and DOT for giving them the opportunity to speak today. Here today in search of additional funding for our stewardship program and our roadways. Other contractors in attendance giving their support: Randy Hattesohl of Oldcastle Materials Group; Allissa Wagner, Blacktop Service Co; Ray Svoboda, Grimes Asphalt; Brad Henningson, Henningsen Construction;

Brady Meldrem, from Norris Asphalt Paving Company; spoke regarding gas tax enacted in early 2015, with much effort, for a marginal amount of additional funding for the roadways. Existing commitments were subjects of the gas tax, but the existing roadway condition and stewardship expectation by preservation allotment is approximately 95 million dollars a year with a 5 million a year increase after 3 years. This amount will barely cover inflation, combined with the decrease of the "good condition" of the roadways, this does not balance. Both asphalt and concrete quantities since the gas tax was enacted have decreased. Good roads cost a lot of money, bad roads cost more- 3 to 4 times to replace a road verses maintain. Concerned of the funding of consultant fee from the road fund.

William McCarten of Bradley & Riley PC, representing Atlas Limited Partnership, here regarding the City of Marion Airport pending grant request to modify and widen runways. Atlas Limited Partnership Company owns 310 acres adjacent to the existing and expansion areas of the airport as shown on the layout plan filed with the DOT. Speaking in opposition of the grant request as Atlas acquired land for a multi-use development, in 1995. Zoning and annexing was agreed to in 1997 to accommodate clients vision. A very narrow sliver of land had height restrictions imposed, and has been that way for 20 years or so. LuxAir has a vision of servicing corporate jets with north/south and a new east/west along client's property. LuxAir proposed a public private relationship, with majority of profits going towards private and costs being reflected to the taxpayer. Promises were made to clients regarding zoning completion, and client insist on adherence to the agreements. Strong belief that this grant is not permitted by Iowa law and reemphasized fact that this is not a public airport. City of Marion has leased away land to private party for no rent, for at least 15 years.

Nick Glew, President of Marion Economic Development Corporation which owns a majority of land adjacent airport that has been a valuable role in development, the most active and successful in the portfolio. Plans additional development, highest value and design standards and is confident that this will carry on to additional development projects.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Division/Bureau/Office Highway Division, Office of Maintenance Order No. H-2018-39
 Submitted by Mitchell J. Dillavou Phone No. 515-239-1124 Meeting Date December 12, 2017
 Title Administrative Rules – 761 IAC 123, Rest Area Sponsorship Program

DISCUSSION/BACKGROUND:

The department is proposing to rescind 761 IAC 123. 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 regulations which 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 requests for oral presentations.

The following rule amendment is proposed: "Rescind and reserve **761—Chapter 123.**"

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the rule amendment rescinding this rule chapter.

COMMISSION ACTION:

Moved by David Rose Seconded by Kathleen Fehrman

 Division Director Legal State Director

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

H-2018-39

Mitch Dillavou, Highway Division; Chapter 123 Rest Area Sponsorship Program, the department is proposing to rescind this chapter due to lack of interest in rest area sponsorships. The public comment period ended October 31, 2017 and the department did not receive any comments or request for oral presentations.

This was discussed at today's workshop and is recommended the Commission approve this rule amendment rescinding this rule chapter.

Commissioner Rose made a motion to approve the rule amendment. Commissioner Fehrman seconded the motion. The motion passed unanimously.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Highway Division Order No. H-2018-40
Submitted by Mitch Dillavou Phone No. 515-239-1124 Meeting Date December 12, 2017
Title Transfer of Jurisdiction of a Portion of Iowa 192 in Council Bluffs

DISCUSSION/BACKGROUND:

District 4 has negotiated the transfer of jurisdiction of a portion of Iowa 192 to the city of Council Bluffs. The transfer segment lies within the corporation limits of Council Bluffs on Iowa 192 from the north limits of the Interstate 29/80 interchange north to Iowa 906/West Kanesville Boulevard and includes the one-way pairs, a total length of 1.97 miles.

The road segment shall be transferred in its present condition and no payment will be made to the city. The proposed transfer to the city will take place upon written notification by the state to the city of the time and date of official transfer.

The state will prepare and forward a quitclaim deed to the city for the proposed Iowa 192 transfer segment.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve the transfer of jurisdiction of a portion of Iowa 192 as described above to Council Bluffs.

COMMISSION ACTION:

Moved by Nancy Maher Seconded by Tom Rielly

Division Director Legal State Director

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

H-2018-40

Mitch Dillavou, Highway Division; District 4 has negotiated the transfer of jurisdiction of a portion of Iowa 192 to the city of Council Bluffs. The transfer segment lies within the corporation limits of Council Bluffs on Iowa 192 from the north limits of the Interstate 29/80 interchange north to West Kaneshville Boulevard. For a total length of 1.97 miles.

The road segment shall be transferred in its present condition and no payment will be made to the city. The proposed transfer to the city will take place upon written notification by the state to the city of the time and date of official transfer.

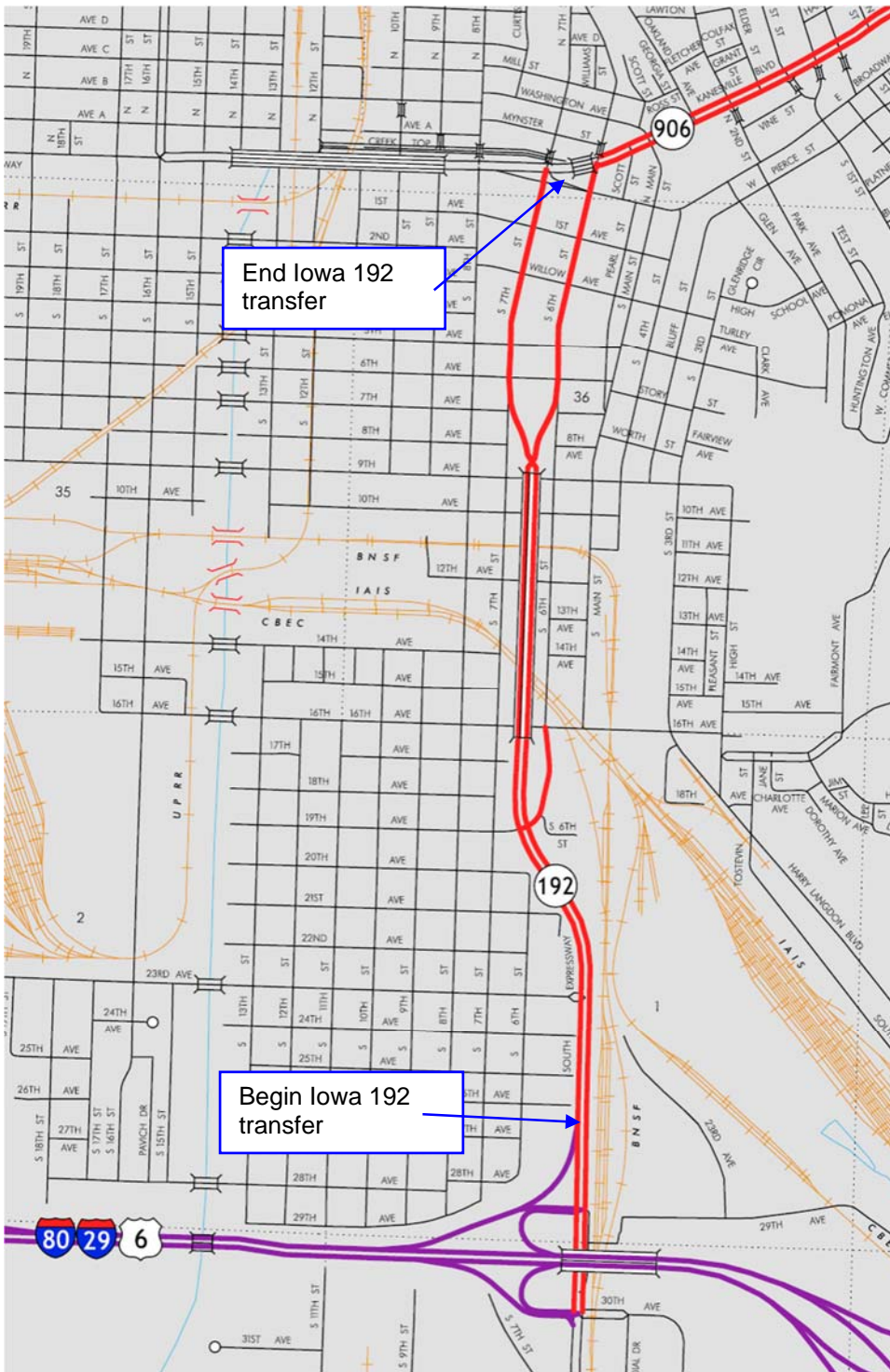
This was discussed at today's workshop and is recommended the Commission approve the transfer of jurisdiction of a portion of 192 as described in the Commission Order.

Commissioner Maher made a motion to approve transfer of jurisdiction. Commissioner Rielly seconded the motion. The motion passed unanimously.

Transfer of Jurisdiction Location

Council Bluffs, Pottawattamie County

That portion of Iowa 192 that lie within the corporation limits of Council Bluffs on Iowa 192 from the north limits of the Interstate 29/80 interchange north to Iowa 906/West Kaneshville Boulevard and includes the one-way pairs, a length of approximately 1.97 miles.



DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Highway Division, Traffic & Safety Order No. H-2018-41
Submitted by Mitchell J. Dillavou Phone No. 515-239-1124 Meeting Date December 12, 2017
Title FY 2019 Traffic Safety Improvement Program Projects

DISCUSSION/BACKGROUND:

In 1987, the Iowa Legislature provided that one-half percent of the Road Use Tax Fund be used for traffic safety improvements, studies, or education initiatives to reduce traffic safety fatalities and major injuries on public roads under city, county or state jurisdiction.

The program provides three funding areas for candidate safety projects:

- 1. Site-specific.
- 2. Traffic control devices.
- 3. Research studies and safety initiatives.

The candidate projects and the recommendations from department staff and the state/county/city safety program advisory committee have been presented to the Commission for review and approval.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the commission approve the FY 2019 Traffic Safety Improvement Program.

COMMISSION ACTION:

Moved by Charese Yanney Seconded by Tom Rielly

	Aye	Vote Nay	Pass
Fehrman	<u>x</u>	<u> </u>	<u> </u>
Huber	<u>x</u>	<u> </u>	<u> </u>
Maher	<u>x</u>	<u> </u>	<u> </u>
Putney	<u>x</u>	<u> </u>	<u> </u>
Rielly	<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-2018-41

Jan Laaser-Webb, Office of Traffic and Safety; The program provides three funding areas for candidate safety projects: Site-specific; Traffic control devices; and Research studies and safety initiatives.

The candidate projects and the recommendations from department staff and the state/county/city safety program advisory committee have been presented to the commission for review and approval. The 44 projects are recommended for the FY 2019 TSIP will put \$7,587,850 toward safer roads and drivers.

It is recommended the commission approve the FY 2019 Traffic Safety Improvement Program.

Commissioner Yanney made a motion to approve the FY 2019 Traffic Safety Improvement Program. Commissioner Rielly seconded the motion. The motion passed unanimously.

PPM-2018-42

Stuart Anderson, Planning, Programming and Modal Division; Last month we presented a recommendation to amend the 2018-2022 Iowa Transportation Improvement Program. This is generally a revenue neutral amendment but implements some project changes in order to address emerging needs and to assure the efficient use of available funding in the current fiscal year, that being fiscal year 2018.

Therefore, it is recommended the Commission approve changes to the 2018-2022 Iowa Transportation Improvement Program as attached to the Commission Order. It is also recommended the Commission approve the use of condemnation, if necessary, to acquire property for the projects included in this amendment.

Commissioner Fehrman made a motion to approve the amendment to the 2018-2022 Iowa Transportation Improvement Program. Commissioner Rose seconded the motion. The motion passed unanimously.

Proposed FY 2018-2022 Iowa Highway Program Revisions

Project Estimated Costs X \$1000

<u>County</u>	<u>Route</u>	<u>Location</u>	<u>Type of Work</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
CASS	71	LONE TREE CREEK 0.1 MI S OF CO RD G35	BRIDGE REHAB	1513		
POTTAWATTAMIE	6	BNSF RR 1.0 MI W OF I-80 (EB & WB)	BRIDGE DECK OVERLAY	757	(822)	
IOWA	149	AT THE I-80 INTERCHANGE IN WILLIAMSBURG	PAVEMENT REHAB/WIDEN	900		
SCOTT	67	26 th ST IN BETTENDORF TO VALLEY DR	PAVEMENT REHAB	600		
CEDAR	38	OVER W JCT I-80	BRIDGE DECK OVERLAY	(634)		
CLAYTON	18	DRY RUN CREEK 0.6 MI W OF E JCT US 52	BRIDGE DECK OVERLAY	(526)		
MARSHALL	146	CO RD E49 TO US 30	MITIGATION	(60)		
POTTAWATTAMIE	80	I-29/80/480 INTERSTATES IN COUNCIL BLUFFS	EROSION CONTROL	(456)		
WOODBURY	29	IA 141 OVER I-29	BRIDGE DECK OVERLAY	(387)		
JACKSON	64	US 61 TO IA 62 IN MAQUOKETA	PAVEMENT REHAB	(1600)		
Total Change to Highway Program				107	(822)	

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Office of Aviation Order No. PPM-2018-43
Submitted by Stuart Anderson Phone No. 515-239-1661 Meeting Date December 12, 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. The release of funding will be contingent on the following.

- The city of Marion updating their fixed-base operator lease to incorporate:
 - Language clearly stating the lease arrangement is to provide the citizens of the state of Iowa with a public airport.
 - Language stating the agreement is contingent on the lessee’s promise that at all times the city owned property, in combination with the privately owned property, will be operated as a public airport for the citizens of the state of Iowa.
 - Language that clarifies the city is responsible for, and has final approval, of projects related to the runway.
 - Language clearly stating that funds received from the State Aviation Fund will only be used for expenses directly relating to real estate owned by the city. No State Aviation Fund dollars will be used to pay for improvements or expenses relating to privately owned property surrounding the city owned property.
 - A termination clause in the event the lessee fails to comply with the Public Airport Purpose requirement.
- Completion of the airport land use and zoning project grants and zoning ordinance adoption.

PROPOSAL/ACTION RECOMMENDATION:

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

COMMISSION ACTION:

Moved by David Rose Seconded by Nancy Maher

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

Division Director Legal State Director

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Planning, Programming and Modal Division

Division/Bureau/Office Office of Systems Planning Order No. PPM-2018-44

Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date December 12, 2017

Title Revitalize Iowa's Sound Economy (RISE) Application – Cedar Rapids

DISCUSSION/BACKGROUND:

The city of Cedar Rapids submitted a RISE Local Development application in the September 2017 round requesting a grant to assist in construction of approximately 2,400 feet of Earhart Lane Southwest and a left-turn lane on Earhart Lane Southwest located on the south side of town.

This project is necessary to provide access to six lots totaling more than 62 acres for light industrial purposes. This project is anticipated to be completed by November 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 \$546,707 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 Tom Rielly Seconded by Nancy Maher

	Aye	Vote Nay	Pass
Fehrman	<u>x</u>	<u> </u>	<u> </u>
Huber	<u>x</u>	<u> </u>	<u> </u>
Maher	<u>x</u>	<u> </u>	<u> </u>
Putney	<u>x</u>	<u> </u>	<u> </u>
Rielly	<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

RISE LOCAL DEVELOPMENT FUNDING
September 2017
SUMMARY

Applicant: Cedar Rapids

Multiyear?: No
Multijurisdiction?: No

ROAD PROJECT LOCATION AND DESCRIPTION: To construct approximately 2,400 feet of Earhart Lane Southwest and a left-turn lane on Earhart Lane Southwest located on the south side of town.

ASSOCIATED ECONOMIC DEVELOPMENT: This project is necessary to provide access to six lots totaling more than 62 acres for light industrial purposes.

PROJECT FINANCING:

Roadway Project Cost:	\$1,093,413	Local Match (Total):	\$546,706
RISE (Total):	\$546,707	Up-Front:	\$546,706
Grant:	\$546,707	NPV of Loan Repayment:	0
Loan:	0	Effective Match Percent:	50
Loan Terms:	Yrs. 0		
	Int.: 0 %	Up-front Participation Sources:	
		Private:	
		Public:	\$546,706
		Local Match (Total):	\$546,706

PROJECT EVALUATION:

Development Potential (35):	20
Economic Impact and Cost Effect. (20):	2
Local Commit. and Initiative (35):	15
Transportation Need (4):	3
Local Economic Need (6):	3

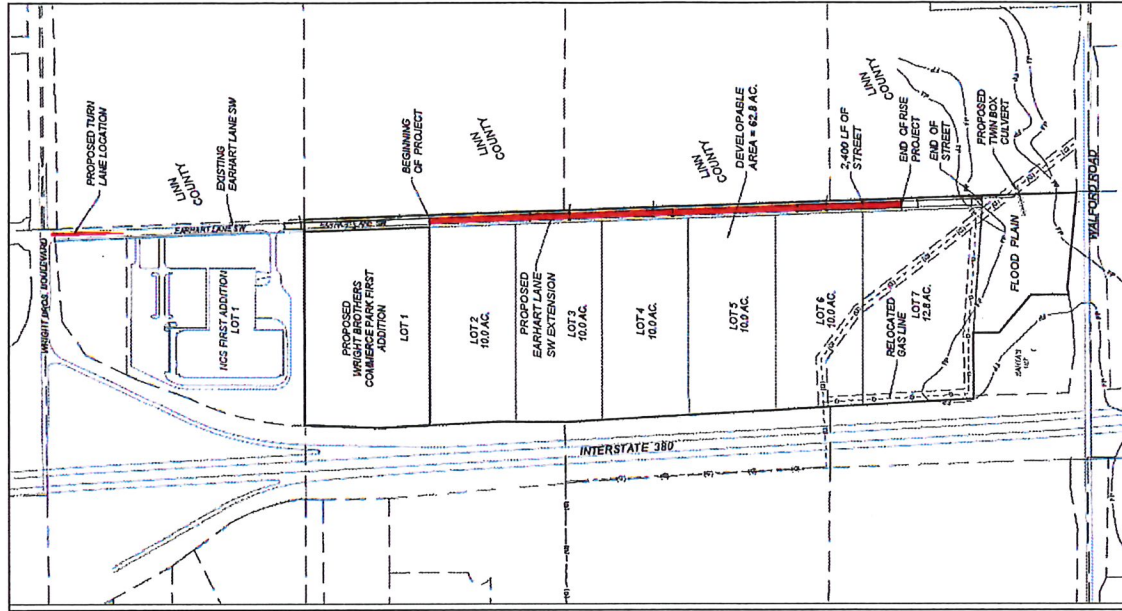
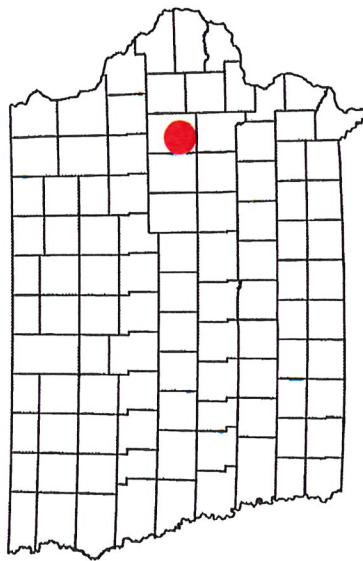
Total Rating: 43

Jobs: 0

STAFF RECOMMENDATION:

Award a grant of \$546,707 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.

Cedar Rapids





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Date: December 12, 2017

Commission Meeting Delegation Registration

Revitalize Iowa's Sound Economy – Cedar Rapids

NAME/OCCUPATION	REPRESENTING
Jasmine Almoaned - Economic Development manager	City of Cedar Rapids
Brenna Fall CIP Program manager	City of Cedar Rapids
Jeff Miller Lex An Augustus	Marion
Larry Murphy / Lobbyist	.

