IOWA DEPARTMENT OF TRANSPORTATION

AGENDA ITEMS/COMMISSION ORDERS

Tuesday, May 11, 2010 Materials Conference Room Ames DOT Complex

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
D-2010-54 8:00 a.m.	*Election of Commission Officers	Wayne Sawtelle	1
D-2010-55 8:05 a.m.	*Approve Minutes of the April 13, 2010, Commission Meeting in Marshalltown	Connie Page	2
	Commission Comments		
	Staff Comments		
MV-2010-56 8:10 a.m.	*Administrative Rule – Chapter 529 "For-Hire Interstate Motor Carrier Authority"	Nancy Richardson	3
PPM-2010-57 8:15 a.m.	*Revitalize Iowa's Sound Economy (RISE) Application – City of Perry (Delegation)	Craig Markley	7
PPM-2010-58 8:20 a.m.	*Revitalize Iowa's Sound Economy (RISE) Application – City of Dyersville (Delegation)	Craig Markley	10
PPM-2010-59 8:25 a.m.	*Allocation of Fiscal Year 2010 Statewide Transit Capital Funding	Peter Hallock	13
PPM-2010-60 8:30 a.m.	Draft 2011-2015 Transportation Improvement Program	Jon Ranney	15
8:35 a.m.	Adjourn		

*Action Item

On Monday, May 10, 2010, the Commission and staff will meet informally at 3 p.m. in the Materials conference room at the DOT complex in Ames. Transportation-related matters will be discussed but no action will be taken.

Division/Bureau/Office Commission			Order No. D-2	2010-54
Submitted by Wayne Sawtelle	Phone No.	515-239-1242	Meeting Date	May 11, 2010
Title Election of Commission Officers				

DISCUSSION/BACKGROUND:

As a part of the first meeting on or after May 1 of each year, the Commission is require to take action on the following:

In accordance with Iowa Code section 307.3, the "Commission shall meet in May of each year for the purpose of electing one of its members as chairperson." In addition, it is the desire of the Commission that one of its members be designated as vice chairperson to act in the absence of the chairperson.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended <u>Don Wiley</u> be elected chairperson and <u>Amy Reasner</u> be elected vice chairperson for the period beginning May 1, 2010, and ending April 30, 2011.

				Vote	
			Aye	Nay	Pass
COMMISSION ACTION:		Blouin	Х		
		Cleaveland	X		
		Durham	Х		
Moved by Cleaveland	Seconded by Durham	Miles	Х		
		Reasner	Х		
		Sawtelle	Х		
		Wiley	Х		
Division	Legal State Director				
Director					

Division/Bureau/Office Director's Office			Order No. D-2	2010-55		
Submitted by Connie Page	Phone No.	515-239-1242	Meeting Date	May 11, 2010		
Title Approve Minutes of the April 13, 2010, Commission Meeting in Marshalltown						

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the April 13, 2010, Commission meeting in Marshalltown.

				Vote	
			Aye	Nay	Pass
COMMISSION ACTION:		Blouin	Х		
		Cleaveland	X		
		Durham	X		
Moved by Sawtelle	Seconded by Durham	Miles	X		
		Reasner	Х		
		Sawtelle	X		
		Wiley	X		
Division	Legal State Director				
Director					

Commission Comments

1. <u>Presentation of Gavel to Chairman Sawtelle</u>

Chairman Wiley said Commissioner Sawtelle was on the Commission when he came on and was invaluable in helping him acclimate as a Commissioner. As Chair, Commissioner Sawtelle has been particularly good at allowing everyone to express an opinion which has led to good discussions. On behalf of the Commission, he thanked Commissioner Sawtelle and presented him with a gavel in recognition of his service as Commission Chair.

Commissioner Chair expressed appreciation to the Commission and staff. He enjoyed being part of the leadership of this group and appreciates the discussion and varied opinions of the group.

2. Commission Workshop on Monday

Chairman Wiley said the Commission held a workshop yesterday and reviewed the agenda items including information that takes us toward the last phase of our five-year plan. He expressed appreciation to staff who has worked so diligently for the last many months to get the Commission the information they needed to put together a draft program. He also noted that next month the Commission has a tour and meeting in southeast Iowa.

Division/Bureau/Office Director's Office		(Order No. MV	7-2010-56		
Submitted by Nancy J. Richardson	Phone No.	515-239-1111	Meeting Date	May 11, 2010		
Title Administrative Rule – Chapter 529 "For-Hire Interstate Motor Carrier Authority"						

DISCUSSION/BACKGROUND:

This rule adopts the current Code of Federal Regulations, 49 CFR, parts 365-368 and 370-379, dated October 1, 2009, to register and enforce interstate for-hire authority.

No written comments or written requests for oral presentations were received by the April 27, 2010, deadline.

PROPOSAL/ACTION RECOMMENDATION:

Director

It is recommended the Commission approve the rule amendment.

					Vote	
				Aye	Nay	Pass
COMMISSION ACTION:			Blouin			
			Cleaveland			
			Durham			
Moved by	Se	conded by	Miles			
			Reasner			
			Sawtelle			
			Wiley			
Division	Legal	State Director				

MV-2010-56

Regarding Administrative Rule, Chapter 529, "For-Hire Interstate Motor Carrier Authority," Nancy Richardson, Director, said this rule is adopted annually to comply with requirements in the 2009 Code of Federal Regulations. In general, there are changes that streamline the administrative process for applying and there is one new requirement which is to issue a receipt or a bill of lading on each shipment for which the carrier is arranging transportation of freight involving interstate commerce. No opposition has been expressed regarding this rule, and she requested Commission approval.

Commissioner Durham moved, Commissioner Miles seconded the Commission approve the rule amendment. All voted aye.

Filed Date	3-19-10
ARC Number	
Publication Date	4-7-10

TRANSPORTATION DEPARTMENT [761]

Notice of Intended Action

Pursuant to the authority of Iowa Code sections 307.10 and 307.12, the Department of Transportation hereby gives Notice of Intended Action to amend Chapter 529, "For-Hire Interstate Motor Carrier Authority," Iowa Administrative Code.

Because the Code of Federal Regulations (CFR) was updated in October 2009, the Department must cite the current version in these rules. The amendments to the Federal Motor Carrier Safety Regulations (FMCSR) that have become final and effective since the 2008 edition of the CFR are listed in the information below. The affected parts are followed by the Federal Register (FR) citations.

Amendments to the FMCSR

Parts 356, 365 and 374 (FR Vol. 74, No. 50, Pages 11318-11319, 3-17-09)

This final rule eliminates the administrative requirement that applicants seeking for-hire authority to transport passengers over regular routes submit a detailed description and a map of the route(s) over which they propose to operate.

Part 373 (FR Vol. 74, No. 64, Pages 15388-15394, 4-6-09)

This final rule adopts Federal Motor Carrier Safety Administration (FMCSA) regulations that require all surface freight forwarders to issue a receipt or bill of lading on each shipment for which they arrange transportation of freight by commercial motor vehicle in interstate commerce. This regulatory change implements amendments enacted in the Interstate Commerce Commission Termination Act of 1995 (ICCTA) and applies to both household goods and non-household goods freight forwarders.

Any person or agency may submit written comments concerning this proposed amendment or may submit a written request to make an oral presentation. The comments or request shall:

1. Include the name, address, and telephone number of the person or agency authoring the comments or request.

2. Reference the number and title of the proposed amendment, as given in this Notice, that is the subject of the comments or request.

3. Indicate the general content of a requested oral presentation.

Be addressed to the Department of Transportation, Office of Policy and Legislative Services,
800 Lincoln Way, Ames, Iowa 50010; fax (515)817-6511; Internet E-mail address:

steven.bowman@dot.iowa.gov.

5. Be received by the Office of Policy and Legislative Services no later than April 27, 2010.

A meeting to hear requested oral presentations is scheduled for Thursday, April 29, 2010, at 10 a.m. at the Iowa Department of Transportation's Motor Vehicle Division offices located at 6310 SE Convenience Boulevard, Ankeny, Iowa.

The meeting will be canceled without further notice if no oral presentation is requested.

This amendment is intended to implement Iowa Code chapter 327B.

Proposed rule-making action:

Amend rule 761—529.1(327B) as follows:

761—529.1(327B) **Motor carrier regulations.** The Iowa department of transportation adopts the Code of Federal Regulations, 49 CFR Parts 365-368 and 370-379, dated October 1, 2008 2009, for regulating interstate for-hire carriers.

Copies of this publication are available from the state law library or through the Internet at http://www.fmcsa.dot.gov.

DATE

NANCY J. RICHARDSON, DIRECTOR

Division/Bureau/Office Office	g, Programming and Modal Divis f Systems Planning		Order No. PP	M-2010-57		
Submitted by Craig Markle	Phone No.	515-239-1027	Meeting Date	May 11, 2010		
Title Revitalize Iowa's Sound Economy (RISE) Application – Perry (Delegation)						

DISCUSSION/BACKGROUND:

The city of Perry submitted a RISE Immediate Opportunity application requesting a grant to assist in the construction of approximately 1,000 feet of Research Drive south of Iowa 141 located in the Perry Industrial Park on the southeast side of town.

Because this project will provide access to 40 acres of RISE eligible development and to maximize RISE support for this project, staff evaluated the application as a RISE Local Development.

The evaluation and rating for the project will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

Based on the capital investment commitment and potential for future job creation, it is recommended the Commission reclassify the project as a RISE Local Development project in the February 2010 round of applications and award a RISE grant of \$246,272 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE funds.

				Vote	
			Aye	Nay	Pass
COMMISSION ACTION:	:	Blouin			
		Cleaveland			
		Durham			
Moved by	Seconded by	Miles			
-		Reasner			
		Sawtelle			
		Wiley			
Division Director	Legal State Director	-			

PPM-2010-57

Craig Markley, Office of Systems Planning, reviewed a RISE immediate opportunity application from the city of Perry to construct approximately 1,000 feet of Research Drive in the Perry Industrial Park to support a business expansion. However, based on capital investment, job creation, and the number of acres to be opened by the proposed RISE roadway, it is better suited as a RISE local development project. Under RISE local development criteria, the project scored 43 points. The total estimated project cost is \$492,544. The city is requesting a RISE grant of \$246,272 and will provide a 50 percent local match. He introduced Butch Niebuhr, Perry City Administrator.

Mr. Niebuhr said they hope to partner with the Commission on this project. Hy-Line International will be making a \$2.5 million to \$3 million investment in the city of Perry, and they are anxious to start grading the site and getting the road and utilities in place this summer. He noted they did the 26th Street project last year and the area is already showing some growth. They appreciate the Commission's cooperation.

Mr. Markley reviewed staff's recommendation.

Commissioner Cleaveland moved, Commission Blouin seconded the Commission, based on the capital investment commitment and potential for future job creation, reclassify the project as a RISE local development project in the February 2010 round of applications and award a RISE grant of \$246,272 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE funds. All voted aye.

RISE LOCAL DEVELOPMENT FUNDING February 2010 SUMMARY

Multiyear?: No Multijurisdiction?: No

Grade and pave approximately 1,000 feet of

ASSOCIATED ECONOM 40 acres of developable				vay will provide paved access to	
PROJECT FINANCING: Roadway Project Cos RISE (Total): Grant: Loan: Loan Terms:	t: Yrs. Int.:	\$492,544 \$246,272 \$246,272 0 0 0		Local Match (Total): Up-Front: NPV of Loan Repayment: Effective Match Percent: Up-front Participation Sources: Private: Public: Local Match (Total):	\$246,272 \$246,272 0 50 \$246,272 \$246,272
PROJECT EVALUATION Development Potentia Economic Impact and Local Commit. and Ini Transportation Need (Local Economic Need	II (35): Cost Effect. tiative (35): 4):	(20):	20 6 13 1 3		
Total Rating:	43				

Jobs: 15

Applicant:

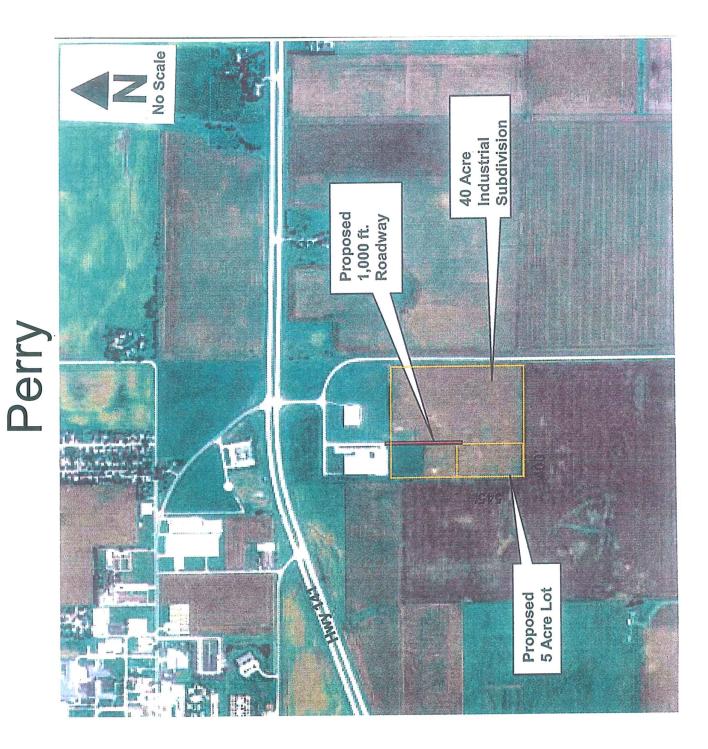
City of Perry

of Research Drive south of Iowa 141.

ROAD PROJECT LOCATION AND DESCRIPTION:

STAFF RECOMMENDATION:

Award a grant of \$246,272 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.



	Planning, Programming and M	lodal Divis	sion			
Division/Bureau/Office	Office of Systems Planning			Order No.	PPM-2010-58	
Submitted by Craig	Markley	Phone No.	515-239-1027	Meeting l	Date May 11, 2010	
Title Revitalize Iowa's Sound Economy (RISE) Application – Dyersville (Delegation)						

DISCUSSION/BACKGROUND:

The city of Dyersville submitted a RISE Immediate Opportunity application requesting a grant to assist in the construction of approximately 1,188 feet of 12th Avenue S.W. north of U.S. 20 on the west side of town.

This improvement is necessary to provide access to the site of the proposed expansion of Engineering Services & Products Company (FarmTek®) in the Dyersville industrial area. This company conforms to the legislative requirements of the RISE program.

The roadway will support:

- The creation of 100 new jobs and retention of 30 jobs at this facility.
- \$4,085,200 in associated capital investment.

The RISE cost per job assisted will be \$3,007.35, and there will be a total capital investment of \$10.45 for each RISE dollar requested.

PROPOSAL/ACTION RECOMMENDATION:

Based on the capital investment commitment and potential for job creation, it is recommended the Commission award a RISE grant of \$390,956 or up to 80 percent of the total RISE eligible project cost, whichever is less, from the city share of the RISE fund.

					Vote	
				Aye	Nay	Pass
COMMISSION ACTION:			Blouin			
			Cleaveland			
			Durham			
Moved by	See	conded by	Miles			
			Reasner			
			Sawtelle			
			Wiley			
Division	Legal	State Director				
Director	-					

PPM-2010-58

Craig Markley, Office of Systems Planning, said the city of Dyersville submitted a RISE immediate opportunity application to construct approximately 1,188 feet of 12th Avenue, S.W. north of U.S. 20 on the west side of town in the Dyersville Industrial area. The project is necessary to provide access to the site of a proposed Engineering Services and Products Company known as FarmTek®. The proposed development will result in the creation of 100 new jobs and retention of 30 jobs within two years along with an associated capital investment of approximately \$4.08 million. The average starting wage of the positions to be created is \$15.63 which is 107 percent of the Delaware county average wage rate of \$14.63 per hour.

Mr. Markley said the RISE grant recommended is \$390,956. There will be local participation of 20 percent or \$97,739 with a total project cost of \$488,695. RISE cost per job assisted is \$3,007.35, and the total capital investment per RISE dollar is \$10.45. He introduced Mick Michel, Dyersville City Administrator, and Jacque Rahe, Executive Director, Dyersville Economic Development Corporation, and he reviewed staff's recommendation.

Commissioner Sawtelle moved, Commissioner Blouin seconded the Commission, based on the capital investment commitment and potential for job creation, award a RISE grant of \$390,956 or up to 80 percent of the total RISE eligible project cost, whichever is less, from the city share of the RISE fund. All voted aye.

Date Submitted: April 29, 2010

RISE Immediate Opportunity Funding Economic Analysis Summary

GENERAL INFORMATION

Applicant: City of Dyersville

Project Location and Description: The project is located at the Dyersville Industrial area. The city proposes to construct approximately 1,188 feet of 12th Avenue SW north of U.S. 20 on the west side of town.

Associated Economic Development: The project provides the necessary access to support a new Engineering Services Products Company (FarmTek) facility to be located on the south side of the proposed roadway. The project will result in the creation of 100 new jobs and retention of 30 jobs and a capital investment of \$4,085,200.

ECONOMIC IMPACT

Total Roadway Project Cost: \$488,695

RISE Funds Requested: \$390,956; Grant; \$390,956; Loan \$----Effective Project Cost to RISE Program: \$390,956 Local Participation: \$97,739; Sources: City of Dyersville Non-RISE Total Capital Investment: \$4,085,200 (Public: \$85,200; Private: \$4,000,000)

Direct Jobs Created: 100; (Other, Potential Future Jobs: 0) Direct Jobs Retained: 30; Total Direct Jobs Assisted, Short-Term: 130 Number of Existing Jobs: 30 Project Average Wage Rate of New Jobs: \$15.63 100% Delaware County Average Wage Rate: \$14.63/hr.

KEY RATIOS

Local Match Ratio: 20% (\$97,739/\$488,695) RISE Cost Per Job Assisted (Created): \$390,956/130 = \$3,007.35 Total Capital Investment Per RISE Dollar: \$4,085,200/\$390,956= \$10.45

CONCLUSIONS

Narrative: Based on the capital investment and job creation commitments, staff recommends a grant of \$390,956 or up to 80 percent of total RISE eligible project costs, whichever is less, from the city share of the RISE fund.

Dyersville



Division/Bureau/Office Office of Public Transit		Order No. PPM-2010-59		
Submitted by Peter Hallock	Phone No.	515-239-1765	Meeting Date	May 11, 2010
Title Allocation of Fiscal Year 2010 Stat				

DISCUSSION/BACKGROUND:

Iowa received \$3,405,800 for transit capital investments under the FY 2010 federal Bus and Bus Facilities Program. In addition, there is \$707,042 available for reprogramming under both the current statewide capital discretionary grant and the statewide American Recovery and Reinvestment Act of 2009 grant for nonurbanized areas, resulting in a total of \$4,112,842 for project programming.

Allocation of funding to specific transit capital projects follows procedures established in the Public Transit Equipment and Facilities Management System (PTMS), which were developed cooperatively between the Iowa Department of Transportation (DOT) and the Iowa Public Transit Association (IPTA) in response to the requirements of the Intermodal Surface Transportation Efficiency Act of 1991. The PTMS is endorsed by IPTA, adopted by the Iowa DOT and approved by the Commission.

A total of 40 vehicles, belonging to 13 transit agencies, were selected for replacement using the technical ranking process under the PTMS.

A listing of projects selected is attached.

PROPOSAL/ACTION RECOMMENDATION:

Director

It is recommended the Commission approve the FY 2010 statewide transit capital funding recommendation, as attached.

				Aye	Vote Nay	Pass
COMMISSION ACTION:			Blouin	riye	itay	1 455
			Cleaveland			
			Durham			
Moved by	Seco	onded by	Miles			
			Reasner			
			Sawtelle			
			Wiley			
Division	Legal	State Director				

PPM-2010-59

In regard to the FY 2010 statewide transit capital funding program, Peter Hallock, Office of Public Transit, said we are dealing with approximately \$3.4 million in federal earmarks for this year plus about \$700,000 in reprogrammable funds. A total of 40 buses are included in the program, and he requested Commission approval of this year's program.

Commissioner Cleaveland moved, Commissioner Miles seconded the Commission approve the FY 2010 statewide transit capital funding recommendation. All voted aye.

FY 2010 Statewide Capital Projects

Transit System	Replacement Vehicle Type	Property ID	Federal Programmed Cost	Total Project Cost				
FY 2010 Section 5309 statewide capital								
Ames	40' HD bus (surveillance)	990	\$318,720	\$384,000				
Burlington	176" LD bus (diesel, surveillance)	713	\$71,380	\$86,000				
Cambus	30' HD bus (fixed-route, surveillance)	B7	\$131,140	\$158,000				
Cambus	30' HD bus (fixed-route, surveillance)	B6	\$131,140	\$158,000				
Cedar Rapids	35' HD bus (partial)	19	\$281,408	\$339,046				
Cedar Rapids	35' HD bus	12	\$302,120	\$364,000				
Cedar Rapids	35' HD bus	17	\$302,120	\$364,000				
Clinton	138" LD bus (diesel, surveillance)	562	\$72,210	\$87,000				
Davenport	35' HD bus	3606	\$304,500	\$366,867				
Davenport	35' HD bus	3605	\$304,500	\$366,867				
Region 1	176" LD bus (diesel) (partial)	07211	\$67,722	\$81,593				
Region 1	176" LD bus (diesel)	07212	\$73,040	\$88,000				
Region 1	176" LD bus (diesel)	07213	\$73,040	\$88,000				
Region 2	158" LD bus (diesel)	A001	\$68,890	\$83,000				
Region 2	158" LD bus (diesel)	D051	\$68,890	\$83,000				
Region 2	158" LD bus (diesel)	D049	\$68,890	\$83,000				
Region 4	176" LD bus (surveillance)	7425	\$63,910	\$77,000				
Region 7	176" LD bus (diesel)	9712	\$73,040	\$88,000				
Region 10	176" LD bus	284	\$60,590	\$73,000				
Region 10	176" LD bus	283	\$60,590	\$73,000				
Region 11	176" LD bus	2221	\$60,590	\$73,000				
Region 11	176" LD bus	2222	\$60,590	\$73,000				
Region 11	158" LD bus (surveillance)	4416	\$59,760	\$72,000				
Region 11	138" LD bus	5512	\$54,780	\$66,000				
Region 11	Minivan	6521	\$34,860	\$42,000				
Region 11	176" LD bus	6522	\$60,590	\$73,000				
Region 11	158" LD bus (surveillance)	8718	\$59,760	\$72,000				
Region 12	158" LD bus (surveillance)	9706	\$58,515	\$70,500				
Region 12	158" LD bus (surveillance)	9707	\$58,515	\$70,500				
	ed Section 5309		• • • • • • •	•				
Cedar Rapids		265	\$60,590	\$73,000				
	35' HD bus (partial)	19	\$20,712	\$24,954				
Cedar Rapids		199	\$34,860	\$42,000				
Cedar Rapids		49	\$117,860	\$142,000				
Cedar Rapids		922	\$117,860	\$142,000				
Cedar Rapids	176" LD bus	9734	\$60,590	\$73,000				
Reprogramm	ed Recovery Act nonurbanized							
Region 1	Minivan	603	\$42,000	\$42,000				
Region 1	Minivan	712	\$42,000	\$42,000				
Region 1	176" LD bus (partial)	06216	\$53,570	\$53,570				
Region 10	Minivan	203	\$42,000	\$42,000				
Region 10	176" LD bus	290	\$73,000	\$73,000				
Region 10	Minivan	202	\$42,000	\$42,000				

Total \$4,112,842

Planning, Programming and Modal Division Division/Bureau/Office Of Program Management				Order No. PPM-2010-60		
Submitted by E. Jon Ranney	Phone No.	515-239-1500	Meeting I	Date May 11, 2010		
Title Draft 2011-2015 Transportation Improvement Program						

DISCUSSION/BACKGROUND:

The draft 2011-2015 Transportation Improvement Program will be reviewed.

PROPOSAL/ACTION RECOMMENDATION:

For information only.

Director

					Vote	
				Aye	Nay	Pass
COMMISSION ACTION:			Blouin	-	-	
			Cleaveland			
			Durham			
Moved by	Seconded	by	Miles			
			Reasner			
			Sawtelle			
			Wiley			
Division	Legal	State Director				

PPM-2010-60

Jon Ranney, Office of Program Management, said the Commission previously received a draft 2011 through 2015 transportation improvement program. After today's meeting the draft program will be posted on the Department's website for public review and comment. The Commission will be requested to approve the 2011 through 2015 program at the June Commission meeting.

This item is for information only.

Meeting adjourned at 8:15 a.m.