

**PRELIMINARY
COMMISSION AGENDA**

October 8, 2019



IOWA TRANSPORTATION COMMISSION

Meeting Agenda / Commission Orders

October 8, 2019
Materials Conference Room
Ames DOT Complex

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
11:30 a.m.			
D-2020-15	* Approve Minutes of the September 10, 2019 Commission Meeting	Danielle Madden	3
	Commission Comments		
	DOT Comments		
MV-2020-16	* Administrative Rules – 761 IAC 400 and 615	Melissa Spiegel	5
MV-2020-17	* Administrative Rules – 761 IAC 602, Classes of Driver's Licenses	Melissa Spiegel	11
MV-2020-18	* Administrative Rules – 761 IAC 620, OWI and Implied Consent	Melissa Spiegel	17
PPM-2020-19	* Revitalize Iowa's Sound Economy (RISE) – Perry	Craig Markley	25
PPM-2020-20	* Revitalize Iowa's Sound Economy (RISE) – Marshalltown	Craig Markley	27
PPM-2020-21	* Revitalize Iowa's Sound Economy (RISE) – Bondurant	Craig Markley	29
PPM-2020-22	* Railroad Revolving Loan and Grant Program	Laura Hutzell	31
PPM-2020-23	* Highway-Railroad Crossing Safety Program	Kris Klop	33
PPM-2020-24	* Highway-Railroad Crossing Surface Repair Program	Kris Klop	37
11:45 a.m. Adjourn			

*Action Item

On Monday, October 8, the Commission and staff will meet informally at 9:30 a.m. in the Materials Conference Room, At the Iowa DOT Central Campus. 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-2020-15
Submitted by Danielle Madden Phone No. 515-239-1919 Meeting Date October 8, 2019
Title Approve Minutes of the September 10, 2019 Commission Meeting

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the September 10, 2019 Commission meeting.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2020-16
Submitted by Melissa Spiegel Phone No. 515-237-3010 Meeting Date October 8, 2019
Title Administrative Rules — 761 IAC 400, Vehicle Registration, and 761 IAC 615, Sanctions

DISCUSSION/BACKGROUND:

The proposed rule making implements 2019 Iowa Acts, Senate File 304, section 3, which repealed Iowa Code sections 261.121 through 261.127. The repeal of those Iowa Code sections eliminated the Iowa College Student Aid Commission's authority to issue a certificate of noncompliance which triggered a license suspension of a person's driver's license or vehicle registration privileges for failure to satisfy student debt. The Iowa College Student Aid Commission has not exercised the option to trigger a license or vehicle registration suspension for failure to satisfy student debt since 2012.

A complete summary explaining the proposed amendments is included in the attached Notice of Intended Action.

The public comment period ended September 17. The department did not receive any public comments or requests for oral presentations.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve the rule amendments included in the attached Notice of Intended Action.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT [761]

Notice of Intended Action

The Department of Transportation hereby proposes to amend Chapter 400, “Vehicle Registration,” and Chapter 615, “Sanctions,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 261.126 and 307.12.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code section 261.126 as amended by 2019 Iowa Acts, Senate File 304, section 3.

Purpose and Summary

The proposed amendments implement 2019 Iowa Acts, Senate File 304, section 3, which repealed Iowa Code sections 261.121 through 261.127 effective July 1, 2019. Iowa Code section 261.126 authorized the Department to issue a suspension of a person’s driver’s license or vehicle registration privileges based on receipt of a certificate of noncompliance from the Iowa College Student Aid Commission for delinquent student loans. The Iowa College Student Aid Commission has not exercised the option to trigger a license or vehicle registration suspension for failure to satisfy student debt since 2012.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the person's circumstances meet the statutory criteria for a waiver may petition the Department for a waiver under 761—Chapter 11.

Public Comment

Any interested person may submit written comments concerning this proposed rule making or may submit a written request to make an oral presentation at a public hearing. Written comments or requests to present oral comments in response to this rule making must be received by the Department no later than 4:30 p.m. on September 17, 2019.

Comments should be directed to:

Tracy George
Department of Transportation
DOT Rules Administrator, Strategic Communications and Policy Bureau
800 Lincoln Way
Ames, Iowa 50010
Email: tracy.george@iowadot.us

Public Hearing

A public hearing to hear requested oral presentations will be held as follows:

September 19, 2019, at 10 a.m. (if requested)
Department of Transportation
Motor Vehicle Division
6310 SE Convenience Boulevard
Ankeny, Iowa

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rule making.

Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact Tracy George, the Department's rules administrator, and advise of specific needs.

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

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Amend subrule 400.45(3) as follows:

400.45(3) In accordance with Iowa Code ~~sections~~ section 252J.8 and ~~261.126~~, the department shall suspend or deny the issuance or renewal of registration and plates upon receipt of a certificate of noncompliance from the child support recovery unit ~~or the college student aid commission.~~

a. The suspension or denial shall become effective 30 days after notice to the vehicle owner and continue until the department receives a withdrawal of the certificate of noncompliance from the child support recovery unit ~~or the college student aid commission.~~

b. No change.

ITEM 2. Amend rule 761—400.45(321), implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 252J.1, 252J.8, 252J.9, ~~261.126,~~
321.101, 321.101A and 321.127.

ITEM 3. Amend paragraph 615.17(2)“e” as follows:

e. The person was convicted of violating Iowa Code section 321.323A ~~as amended by~~
~~2018 Iowa Acts, House File 2304, sections 1 to 4,~~ or a similar ordinance of any political
subdivision. The suspension period shall be:

ITEM 4. Amend rule 761—615.17(321), implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 321.210~~;~~, 321.323A~~, as amended~~
~~by 2018 Iowa Acts, House File 2304, sections 1 to 4;~~ 321.372~~;~~ and 321.491.

ITEM 5. Rescind and reserve subrule 615.24(2).

ITEM 6. Amend rule 761—615.29(321), implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 252J.1, 252J.8, and 252J.9, ~~261.126~~
~~and 261.127.~~

ITEM 7. Amend rule 761—615.29(321), implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 321.209~~;~~, 321.212~~, as amended by~~
~~2018 Iowa Acts, House File 2502, section 96;~~ 321.261~~;~~ and 707.6A.

ITEM 8. Amend subrule 615.45(1) as follows:

615.45(1) Ineligibility. The department shall not issue a temporary restricted license under
Iowa Code section 321.215(1) ~~as amended by 2018 Iowa Acts, House File 2502, section 97,~~ to an
applicant:

a. to j. No change.

k. ~~Whose license has been suspended due to receipt of a certificate of noncompliance from the college student aid commission~~ Reserved.

l. and *m.* No change.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2020-17
Submitted by Melissa Spiegel Phone No. 515-237-3010 Meeting Date October 8, 2019
Title Administrative Rules — 761 IAC 602, Classes of Driver's Licenses

DISCUSSION/BACKGROUND:

The proposed rule making implements 2019 Iowa Acts, Senate File 140 which increased the driving distance that a student with a minor's school license may drive from 25 miles to 50 miles when the student attends an accredited nonpublic school (private school).

A complete summary explaining the proposed amendments is included in the attached Notice of Intended Action.

The public comment period ended September 17. The department did not receive any public comments or requests for oral presentations.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve the rule amendments included in the attached Notice of Intended Action.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT [761]

Notice of Intended Action

The Department of Transportation hereby proposes to amend Chapter 602, “Classes of Driver’s Licenses,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 307.12.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code section 321.194 as amended by 2019 Iowa Acts, Senate File 140, sections 1 and 2.

Purpose and Summary

The proposed amendments implement 2019 Iowa Acts, Senate File 140 which increased the driving distance that a student with a minor’s school license may drive when the student attends an accredited nonpublic school (private school). Prior to the 2019 legislation a student attending a private school was limited to driving no more than a 25-mile driving distance between the student’s residence and school. Senate File 140, which was effective July 1, 2019, provides that a student attending a private school will be limited to driving no more than a 50-mile driving distance between the student’s residence and school.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the person’s circumstances meet the statutory criteria for a waiver may petition the Department for a waiver under 761—Chapter 11.

Public Comment

Any interested person may submit written comments concerning this proposed rule making or may submit a written request to make an oral presentation at a public hearing. Written comments or requests to present oral comments in response to this rule making must be received by the Department no later than 4:30 p.m. on September 17, 2019.

Comments should be directed to:

Tracy George
Department of Transportation
DOT Rules Administrator, Strategic Communications and Policy Bureau
800 Lincoln Way
Ames, Iowa 50010
Email: tracy.george@iowadot.us

Public Hearing

A public hearing to hear requested oral presentations will be held as follows:

September 19, 2019, at 11 a.m. (if requested)
Department of Transportation
Motor Vehicle Division
6310 SE Convenience Boulevard
Ankeny, Iowa

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rule making.

Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact Tracy George, the Department's rules administrator, and advise of specific needs.

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

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Amend rule 761—602.2(321), introductory paragraph, as follows:

761—602.2(321) Information and forms. Applications, forms and information about driver's licensing are available at any driver's license service center. Assistance is also available by mail from the Driver and Identification Services Bureau, Iowa Department of Transportation, P.O. Box 9204, Des Moines, Iowa 50306-9204; in person at 6310 SE Convenience Blvd., Ankeny, Iowa; by telephone at (515)244-8725; by facsimile at (515)239-1837; or on the department's website at www.iowadot.gov.

ITEM 2. Amend subparagraph 602.26(4)“a”(2) as follows:

(2) If the applicant attends an accredited nonpublic school, 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 for an

applicant attending an accredited nonpublic school set forth in Iowa Code section 321.194 as determined by the primary residence identified in the statement of necessity, and that the secondary residence identified in the statement of necessity is no more than ~~25~~ 50 miles driving distance from the school of enrollment.

ITEM 3. Amend rule 761—602.26(321), implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 321.177, 321.180B, 321.189, 321.194 as amended by 2019 Iowa Acts, Senate File 140, sections 1-2, and 321.196.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Motor Vehicle Division Order No. MV-2020-18
Submitted by Melissa Spiegel Phone No. 515-237-3010 Meeting Date October 8, 2019
Title Administrative Rules — 761 IAC 620, OWI and Implied Consent

DISCUSSION/BACKGROUND:

The proposed rule making conforms the rules with 2019 Iowa Acts, Senate File 364, sections 1 and 2, which amended Iowa Code sections 321J.20 and 901D.7 concerning the required length of participation in the 24/7 sobriety program for certain Operating While Intoxicated (OWI) offenders.

A complete summary explaining the proposed amendments is included in the attached Notice of Intended Action.

The public comment period ended September 17. The department did not receive any public comments or requests for oral presentations.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended that the Commission approve the rule amendments included in the attached Notice of Intended Action.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

TRANSPORTATION DEPARTMENT [761]

Notice of Intended Action

The Department of Transportation hereby proposes to amend Chapter 620, “OWI and Implied Consent,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 307.12 and 321J.20.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code sections 321J.20 and 901D.7 as amended by 2019 Iowa Acts, Senate File 364, sections 1 and 2.

Purpose and Summary

The proposed amendments update Chapter 620 to conform the rules with 2019 Iowa Acts, Senate File 364, sections 1 and 2, which amended Iowa Code sections 321J.20 and 901D.7; correct the name of the Driver and Identification Services Bureau; and remove unnecessary language. The 2019 amendment to Iowa Code section 321J.20 provides that the length of participation in the 24/7 sobriety program, which may be a condition of a temporary restricted license issued to a person whose driver's license is revoked for certain operating while intoxicated offenses, shall continue for the time ordered by the court under Iowa Code section 901D.7. The 2019 amendment to Iowa Code section 901D.7 provides that the length of participation in the 24/7 program shall be at least 90 days, with a minimum 30-day period where the person must not have had missed or failed an alcohol or drug test under the 24/7 program immediately preceding discharge from the program. Iowa Code section 321J.20 was also amended in Senate File 364, section 1, to require that the law enforcement agency who administers the 24/7 program within a participating jurisdiction notify the department when

participation in the 24/7 program is completed.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the person's circumstances meet the statutory criteria for a waiver may petition the Department for a waiver under 761—Chapter 11.

Public Comment

Any interested person may submit written comments concerning this proposed rule making or may submit a written request to make an oral presentation at a public hearing. Written comments or requests to present oral comments in response to this rule making must be received by the Department no later than 4:30 p.m. on September 17, 2019.

Comments should be directed to:

Tracy George

Department of Transportation

DOT Rules Administrator, Strategic Communications and Policy Bureau

800 Lincoln Way

Ames, Iowa 50010

Email: tracy.george@iowadot.us

Public Hearing

A public hearing to hear requested oral presentations will be held as follows:

September 19, 2019, at 9 a.m. (if requested)

Department of Transportation
Motor Vehicle Division
6310 SE Convenience Boulevard
Ankeny, Iowa

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rule making.

Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact Tracy George, the Department's rules administrator, and advise of specific needs.

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

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Amend rule 761—620.2(321J) as follows:

761—620.2(321J) Information and location. Applications, forms, information, assistance, and answers to questions relating to this chapter are available by mail from the Driver and Identification Services Bureau, Iowa Department of Transportation, P.O. Box 9204, Des Moines, Iowa 50306-9204; in person at 6310 SE Convenience Blvd., Ankeny, Iowa; by telephone at

(515)244-8725; or by facsimile at (515)239-1837.

ITEM 2. Amend paragraph 620.3(1)“b” as follows:

b. To apply for a temporary restricted license, an applicant shall, at any time before or during the revocation period, submit application Form 430400 to the driver and identification services ~~at the address in 761—620.2(321J)~~ bureau. The application form should be furnished by the arresting officer. It may also be obtained upon oral or written request to the driver and identification services bureau.

ITEM 3. Amend subrule 620.3(4) as follows:

620.3(4) Denial. A person who has been denied a temporary restricted license or who contests the restrictions imposed by the department may request an informal settlement conference by submitting a written request to the director of the driver and identification services ~~at the address given in 761—620.2(321J)~~ bureau. Following an unsuccessful informal settlement or instead of that procedure, the person may request a contested case hearing in accordance with rule 761—620.4(321J).

ITEM 4. Amend subrule 620.4(1) as follows:

620.4(1) Contested case hearing.

a. A person may request a contested case hearing by checking the appropriate box on Form 432018 and submitting it to the department or by submitting a written request to the director of the driver and identification services ~~at the address given in 761—620.2(321J)~~ bureau. The request shall include the person’s name, date of birth, driver license number, complete address and telephone number.

b. No change.

c. A request for a hearing to contest a revocation shall be submitted within ten days

after receipt of the revocation notice. The request shall be deemed timely submitted if it is delivered to the director of the driver and identification services bureau or properly addressed and postmarked within this time period.

d. and e. No change.

ITEM 5. Amend subrule 620.4(2) as follows:

620.4(2) *Appeal.* A decision by a presiding officer shall become the final decision of the department and shall be binding on the department and the person who requested the hearing unless either appeals the decision in accordance with this subrule.

a. and b. No change.

c. An appeal of the presiding officer's decision shall be submitted in writing by sending the original and one copy of the appeal to the director of the driver and identification services ~~at the address given in 761—620.2(321J)~~ bureau.

d. An appeal shall be deemed timely submitted if it is delivered to the director of the driver and identification services bureau or properly addressed and postmarked within ten days after receipt of the presiding officer's decision.

e. The director of the driver and identification services bureau shall forward the appeal to the director of transportation. The director of transportation may affirm, modify or reverse the decision of the presiding officer, or may remand the case to the presiding officer.

f. No change.

ITEM 6. Amend subrule 620.4(5) as follows:

620.4(5) *Petition to reopen a hearing.*

a. A petition to reopen a hearing pursuant to Iowa Code section 17A.16 shall be submitted in writing to the director of the driver and identification services ~~at the address in 761—~~

~~620.2(321J)~~ bureau. If a petition is based on a court order, a copy of the court order shall be submitted with the petition. If a petition is based on new evidence, the petitioner shall submit a concise statement of the new evidence and the reason(s) for the unavailability of the evidence at the original hearing.

b. No change.

c. A person may appeal a denial of the petition to reopen. The appeal shall be deemed timely if it is delivered to the director of the driver and identification services ~~at the address in 761—620.2(321J)~~ bureau or properly addressed and postmarked within 20 days after issuance of the decision denying the petition to reopen.

ITEM 7. Amend subrule 620.17(2) as follows:

620.17(2) Duration. ~~Unless otherwise provided in Iowa Code chapter 901D or Iowa Code section 321J.20, the person shall be required to participate in the sobriety and drug monitoring program for the length of time that an ignition interlock device is required as provided in Iowa Code section 321J.20~~ The requirement to participate in and comply with the sobriety and drug monitoring program shall continue for the time period required pursuant to Iowa Code section 901D.7 as amended by 2019 Iowa Acts, Senate File 364, section 2. The participating local enforcement agency shall notify the department when the person has completed participation in the sobriety and drug monitoring program.

ITEM 8. Amend 761—Chapter 620, implementation sentence, as follows:

These rules are intended to implement Iowa Code chapters 17A, 321J as amended by 2019 Iowa Acts, Senate File 364, section 1, and 901D as amended by 2019 Iowa Acts, Senate File 364, section 2, and sections 321.193, 321.201, 321.376 and 707.6A.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Systems Planning Bureau Order No. PPM-2020-19
Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date October 8, 2019
Title Revitalize Iowa's Sound Economy (RISE) Application – Perry

DISCUSSION/BACKGROUND:

The city of Perry submitted a RISE Immediate Opportunity application requesting a grant to assist in reconstruction of approximately 1,145 feet of Bateman Street, 394 feet of 3rd Street and 202 feet of 4th Street located on the north side of town. This project is anticipated to be completed by December 2020.

Because this project will provide improved access to two lots totaling more than three acres for industrial purposes and to maximize RISE support for this project, staff evaluated the application as a RISE Local Development project.

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, reclassify the project as a RISE Local Development project in the September 2019 round of applications and award a RISE grant of \$884,703 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 _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

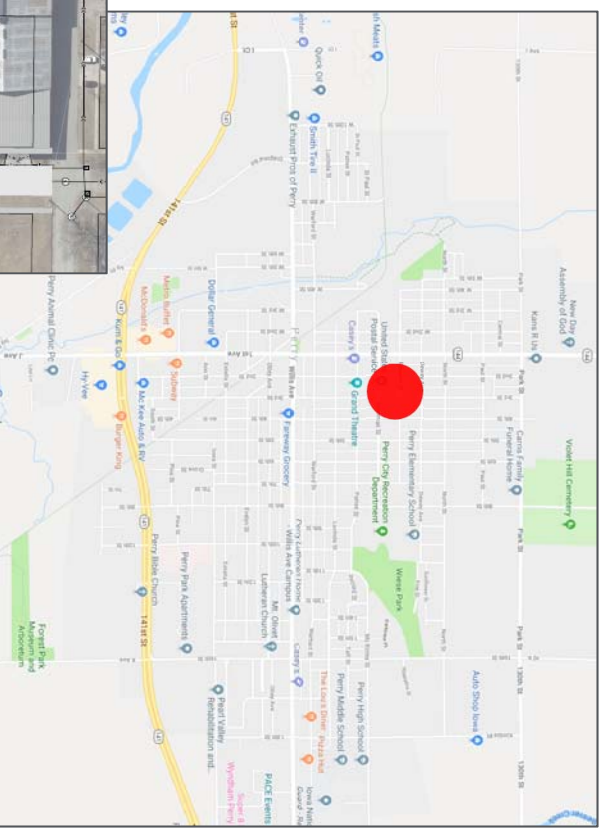
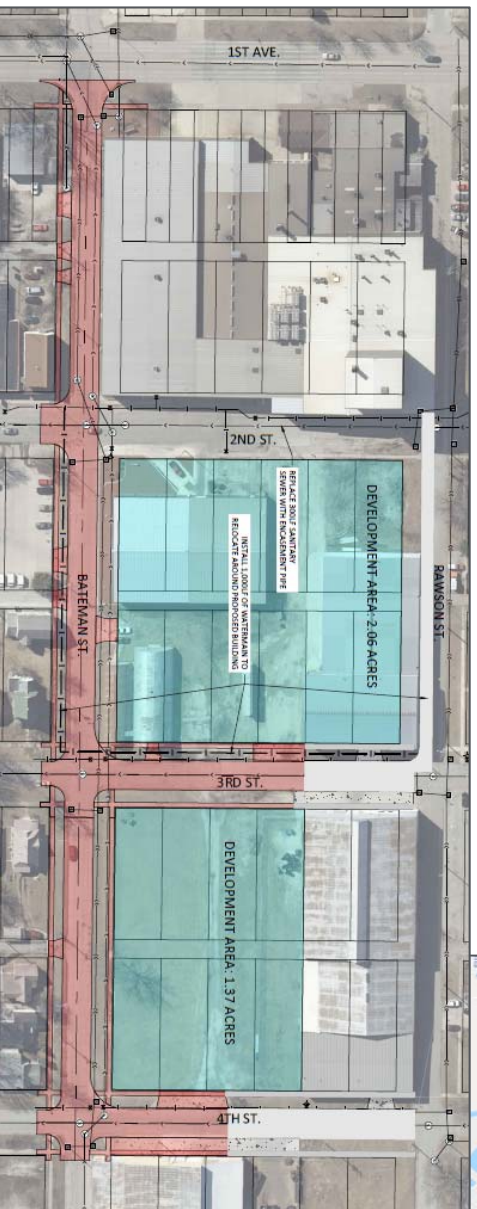
State Director

Perry (Local Development)

Reconstruction of approximately 1,145 feet of Bateman Street, 394 feet of 3rd Street and 202 feet of 4th Street located on the north side of town. This project is necessary to provide improved access to two lots totaling more than three acres for industrial purposes.

Total Cost: \$1,769,406

Requested: \$884,703 (50%)



DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Systems Planning Bureau Order No. PPM-2020-20
Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date October 8, 2019
Title Revitalize Iowa's Sound Economy (RISE) Application – Marshalltown

DISCUSSION/BACKGROUND:

The city of Marshalltown submitted a RISE Local Development application in the September 2019 round requesting a grant to assist in construction of approximately 1,720 feet of Edgewood Street and 1,540 feet of North 8th Avenue located on the northeast side of town.

This project is necessary to provide access to nine lots totaling more than 48 acres for industrial purposes. This project is anticipated to be completed by December 2020.

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 \$1,640,342 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 _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

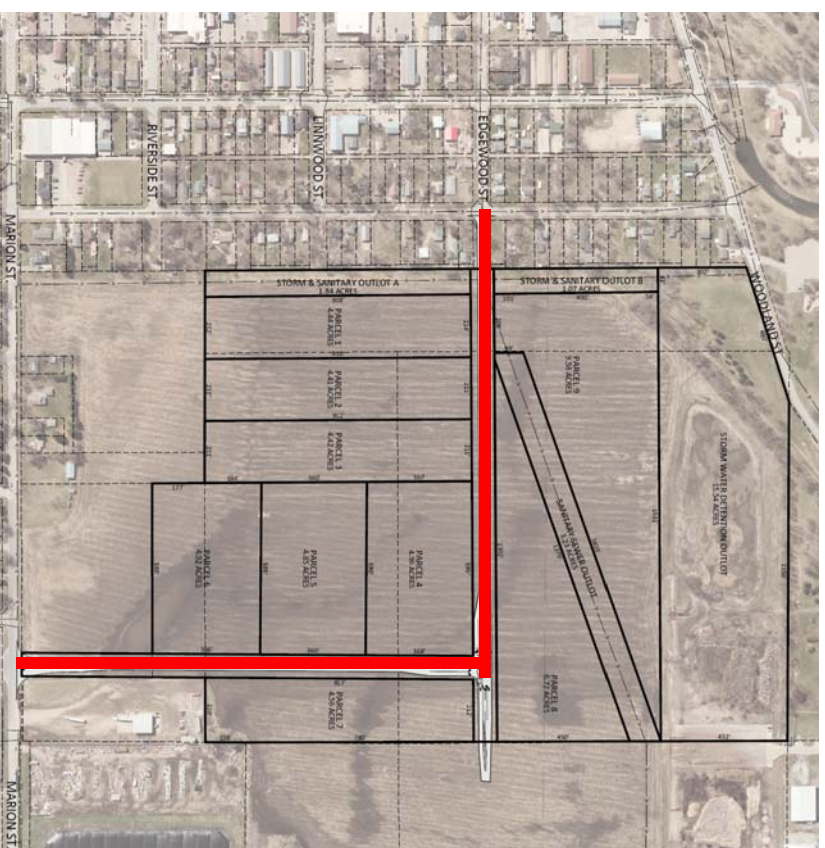
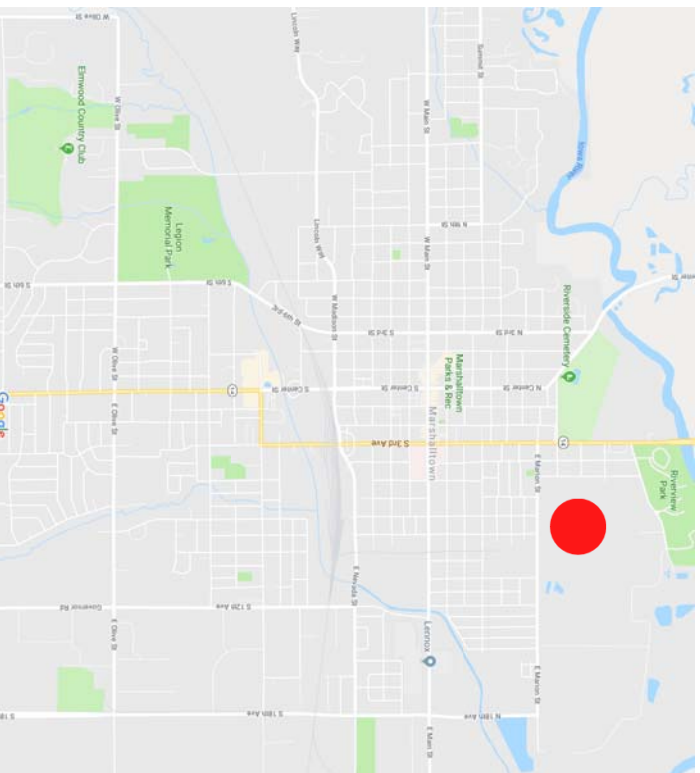
State Director

Marshalltown (Local Development)

Construction of approximately 1,720 feet of Edgewood Street and 1,540 feet of North 8th Avenue located on the northeast side of town. This project is necessary to provide access to nine lots totaling more than 48 acres for industrial purposes.

Total Cost: \$3,280,684

Requested: \$1,640,342 (50%)



DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Planning, Programming and Modal Division
Division/Bureau/Office Systems Planning Bureau Order No. PPM-2020-21
Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date October 8, 2019
Title Revitalize Iowa's Sound Economy (RISE) Application – Bondurant

DISCUSSION/BACKGROUND:

Bondurant submitted a RISE Immediate Opportunity application requesting a grant to support a potential Iowa's Certified Site location. The commitment would assist in attracting RISE-eligible business by providing funding to make any necessary roadway improvements to U.S. 65, 32nd Street SW, Grant Street S, Poplar Drive SW, and Interstate 80 ramps located on the south side of town.

This project is necessary to provide improved access to the Fortner-Eshelman property, a potential Iowa Economic Development Authority certified site of more than 178 acres. To maximize RISE support for this project, staff evaluated the application as an Iowa's Certified Site Program RISE Local Development application.

Project information will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on potential capital investment and future job creation, reclassify the project as a RISE Local Development project in the September 2019 round of applications and commit RISE funds to the city of Bondurant for up to 60 percent of the total RISE-eligible project cost. Per the Iowa's Certified Sites Program RISE policy, final scope and funding will be submitted at a later date by the department to the Commission for final award of a dollar amount. In addition, this commitment is contingent on Certified Site approval from IEDA.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

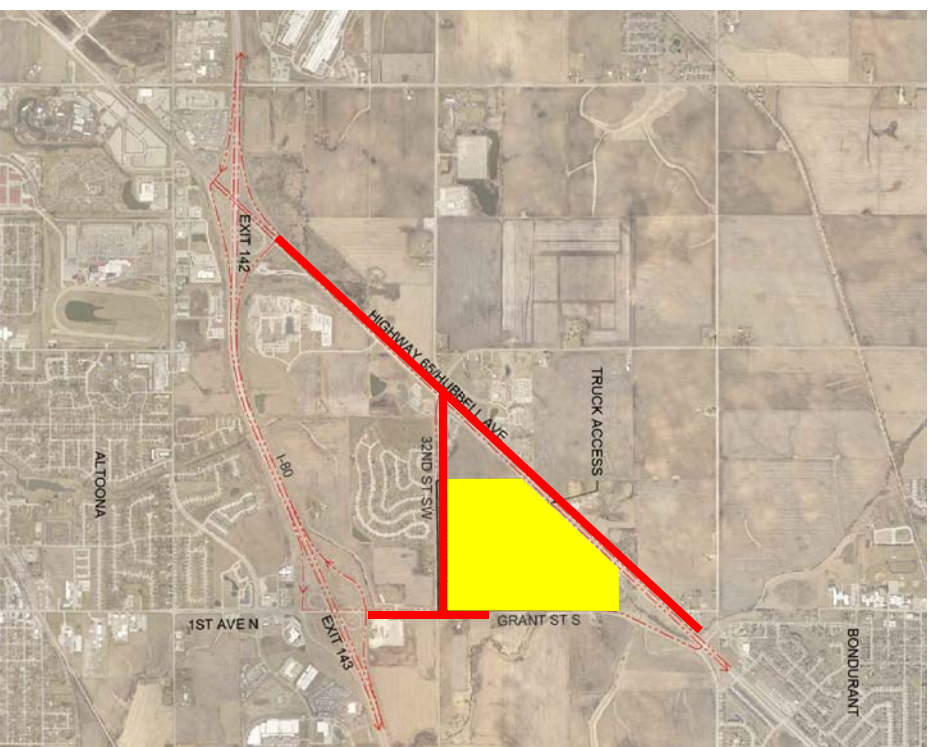
State Director

Bondurant (Local Development)

Potential improvements to U.S. 65, 32nd Street SW, Grant Street S, Poplar Drive SW, and Interstate 80 ramps located on the south side of town. This project is necessary to provide improved access to the Fortner-Eshelman property, a potential Iowa Economic Development Authority certified site of more than 178 acres.

Total Cost: TBD

Requested: TBD (60%)



DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Planning, Programming and Modal Division
Division/Bureau/Office Rail Transportation Bureau Order No. PPM-2020-22
Submitted by Laura Hutzell Phone No. 515-239-1066 Meeting Date October 8, 2019
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.

<u>Targeted job creation projects</u>	<u>Loan</u>	<u>Grant</u>
Trinity Rail	----	\$2,130,973
Agri Trading	\$1,297,027	\$360,000
Total Recommended Funding	\$1,297,027	\$2,490,973
<u>Rail port planning and development studies</u>		
Ottumwa/BJRY Rail Port Relocation Study	----	\$80,000
Sioux City 27 Flags Study	----	\$32,000
Total Recommended Funding	----	\$112,000

Total recommended funding: \$3,900,000

PROPOSAL/ACTION RECOMMENDATION:

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

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Rail Transportation Bureau Order No. PPM-2020-23
Submitted by Kris Klop Phone No. 515-239-1108 Meeting Date October 8, 2019
Title Fiscal Year 2021 Highway-Railroad Crossing Safety Program

DISCUSSION/BACKGROUND:

The proposed fiscal year (FY) 2021 Highway-Railroad Crossing Safety Program funding recommendation will be presented.

A list of the proposed program of projects is attached.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the FY 2021 Highway-Railroad Crossing Safety Program as attached.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

List of Applications Received and Recommended Award

PROJECT NAME	SPONSOR	SCORE	TOTAL PROJECT COST	REQUESTED AMOUNT (% of Total Project Cost)	RECOMMENDED AMOUNT (% of Total Project Cost)
Talon Avenue, 603280W	<ul style="list-style-type: none"> IAIS Railroad Guthrie County 	2.2	\$225,000	\$202,500 (90%)	\$202,500 (90%)
Colorado Street, 190763H	<ul style="list-style-type: none"> UP Railroad City of Glidden 	2.1	\$591,000	\$531,900 (90%)	\$531,900 (90%)
6 th Street, 606842A	<ul style="list-style-type: none"> BNSF Railroad City of Sioux City 	1.9	\$50,000	\$45,000 (90%)	\$45,000 (90%)
Oak Street, 606842A	<ul style="list-style-type: none"> IAIS Railroad City of <u>Atalissa</u> 	1.8	\$180,000	\$162,000 (90%)	\$162,000 (90%)
Lincoln Street / IA 14, 063403M	<ul style="list-style-type: none"> BNSF Railroad Iowa DOT (in the city of Knoxville) 	1.1	\$500,000	\$450,000 (90%)	\$450,000 (90%)
360 th Avenue, 067364M	<ul style="list-style-type: none"> BNSF Railroad Sioux County 	1	\$275,000	\$247,500 (90%)	\$247,500 (90%)
48th Street, 078051D	<ul style="list-style-type: none"> BNSF Railroad Lee County 	0.9	\$250,000	\$225,000 (90%)	\$225,000 (90%)
210th Street, 082342A	<ul style="list-style-type: none"> BNSF Railroad Lyon County 	0.9	\$250,000	\$225,000 (90%)	\$225,000 (90%)
2nd Street, 063246W	<ul style="list-style-type: none"> BNSF Railroad City of Fort Madison 	0.8	\$400,000	\$360,000 (90%)	\$360,000 (90%)
1st Street SW, 376717A	<ul style="list-style-type: none"> CRANDIC Railway City of Cedar Rapids 	0.8	\$185,000	\$166,500 (90%)	\$166,500 (90%)

PROJECT NAME	SPONSOR	SCORE	TOTAL PROJECT COST	REQUESTED AMOUNT (% of Total Project Cost)	RECOMMENDED AMOUNT (% of Total Project Cost)
County Road A-26, 082337D	<ul style="list-style-type: none"> BNSF Railroad Lyon County 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
27th Street, 063232N	<ul style="list-style-type: none"> BNSF Railroad City of Ft. Madison 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
1st Ave. SE, 190580Y	<ul style="list-style-type: none"> UP Railroad City of Cedar Rapids 	0.7	\$400,000	\$360,000 (90%)	\$360,000 (90%)
192nd Street, 074396K	<ul style="list-style-type: none"> BNSF Railroad Pottawattamie County 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
Court Street, 382037I	<ul style="list-style-type: none"> BNSF Railroad City of Sioux City 	0.7	\$500,000	\$450,000 (90%)	\$450,000 (90%)
County Road A-26, 082337D	<ul style="list-style-type: none"> BNSF Railroad Lyon County 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
27th Street, 063232N	<ul style="list-style-type: none"> BNSF Railroad City of Ft. Madison 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
1st Ave. SE, 190580Y	<ul style="list-style-type: none"> UP Railroad City of Cedar Rapids 	0.7	\$400,000	\$360,000 (90%)	\$360,000 (90%)
192nd Street, 074396K	<ul style="list-style-type: none"> BNSF Railroad Pottawattamie County 	0.7	\$250,000	\$225,000 (90%)	\$225,000 (90%)
Court Street, 382037I	<ul style="list-style-type: none"> BNSF Railroad City of Sioux City 	0.7	\$500,000	\$450,000 (90%)	\$450,000 (90%)
Zinnia Avenue, 385463L	<ul style="list-style-type: none"> DME Railroad City of Floyd 	0.6	\$275,000	\$247,500 (90%)	\$247,500 (90%)
25th Avenue, 190563Y	<ul style="list-style-type: none"> UP Railroad Benton County 	0.6	\$350,000	\$283,500 (90%)	\$283,500 (90%)
Talon Avenue, 926050N	<ul style="list-style-type: none"> IAIS Railroad Guthrie County 	0.1*	\$225,000	\$202,500 (90%)	\$202,500 (90%)
Buck Creek Road, 603112R	<ul style="list-style-type: none"> IAIS Railroad & N Bowdish Co. Ltd. Cass County 	0.1*	\$250,000	\$225,000 (90%)	\$225,000 (90%)
5 projected closure incentive payments at various locations (\$7,500 each location)	<ul style="list-style-type: none"> TBD 	N/A	\$37,500	\$33,750 (90%)	\$33,750 (90%)

* Advanced over other projects due to new ethanol plant with increased truck traffic, skewed crossing and line of sight issues. Moved forward by Rail Transportation Bureau through specific on-site inspection recommendation.

TOTAL: \$5,124,150
TOTAL Appropriation: \$5,195,890

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Rail Transportation Bureau Order No. PPM-2020-24
Submitted by Kris Klop Phone No. 515-239-1108 Meeting Date October 8, 2019
Title 2021 Highway-Railroad Crossing Surface Repair Program

DISCUSSION/BACKGROUND:

The proposed fiscal year (FY) 2021 Highway-Railroad Crossing Surface Repair Program funding recommendation will be presented.

A list of the proposed program of projects is attached.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the FY 2021 Highway-Railroad Crossing Surface Repair Program as attached.

COMMISSION ACTION:

Moved by _____ Seconded by _____

	Aye	Vote Nay	Pass
Arnold	_____	_____	_____
Fehrman	_____	_____	_____
Juckette	_____	_____	_____
Maher	_____	_____	_____
Putney	_____	_____	_____
Rielly	_____	_____	_____
Yanney	_____	_____	_____

Division
Director

Legal

State Director

List of Applications Received and Recommended Award

PROJECT NAME	SPONSORS	SCORE	TOTAL PROJECT COST	REQUESTED AMOUNT (% of Total Project Cost)	RECOMMENDED AMOUNT (% of Total Project Cost)
Newton Street, 307861E	<ul style="list-style-type: none"> CCP Railroad City of Waterloo 	N/A Order Received	\$134,000	\$80,400 (60%)	\$80,400 (60%)
Conger Street, 307869J	<ul style="list-style-type: none"> CCP Railroad City of Waterloo 	N/A Order Received	\$143,000	\$85,800 (60%)	\$85,800 (60%)
Burton Avenue, 307173S	<ul style="list-style-type: none"> CCP Railroad City of Waterloo 	N/A Order Received	\$167,000	\$100,200 (60%)	\$100,200 (60%)
Rainbow Drive, 307897M	<ul style="list-style-type: none"> CCP Railroad City of Waterloo 	N/A Order Received	\$119,000	\$71,400 (60%)	\$71,400 (60%)
Washington Street, 307615U	<ul style="list-style-type: none"> CCP Railroad City of Remsen 	N/A Order Received	\$141,000	\$84,600 (60%)	\$84,600 (60%)
SW 5 th Avenue, 603720K	<ul style="list-style-type: none"> IAIS Railroad City of Des Moines 	N/A Order Received	\$102,000	\$61,200 (60%)	\$61,200 (60%)
Main Street, 307526C	<ul style="list-style-type: none"> CCP Railroad City of Alta 	N/A Order Received	\$121,000	\$72,600 (60%)	\$72,600 (60%)
South Bowling Street, 840206T	<ul style="list-style-type: none"> CIC Railroad City of Cedar Rapids 	29	\$79,200	\$47,520 (60%)	\$47,520 (60%)
20 th Ave. / CR R20, 608601T	<ul style="list-style-type: none"> UP Railroad Winnebago County 	26	\$53,000	\$31,800 (60%)	\$31,800 (60%)
South Monroe Street, 201859G	<ul style="list-style-type: none"> UP Railroad City of Mason City 	25	\$171,500	\$102,900 (60%)	\$102,900 (60%)
Zinnia Avenue, 385463L	<ul style="list-style-type: none"> DME Railroad Cerro Gordo County 	25	\$71,000	\$42,600 (60%)	\$42,600 (60%)
210 th Street / CR B-40, 385619H	<ul style="list-style-type: none"> DME Railroad Kossuth County 	24	\$133,000	\$79,800 (60%)	\$79,800 (60%)

Total:	\$860,820
<u>In order received:</u>	\$556,200 / 65%
<u>Scored:</u>	\$304,620 / 35%