



# EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, August 19, 2024 at 10:00 AM

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## AGENDA

### MEMBERS OF COUNCIL

Hon. Kim Reynolds | **Governor**  
Hon. Paul D. Pate | **Secretary of State**  
Hon. Rob Sand | **Auditor of State**  
Hon. Roby Smith | **Treasurer of State**  
Hon. Mike Naig | **Secretary of Agriculture**

### Teleconference Only

Conference Call Phone Number: (877) 304-9269

Conference Code Pin: 364626

### 1. **Approval of Minutes**

A. Approval of the minutes from the Executive Council meeting held on August 5, 2024.

### 2. **Personal Appearances**

A. Dennis Harper, Iowa Homeland Security and Emergency Management Department, will be present to request a Resolution of Funds for four events totaling \$2,226,140:

1. June 21, 2024 disaster event in the amount of \$956,740 pursuant to Iowa Code §29C.20A and Iowa Code §29C.20AB with regard to the Governor's Proclamation of a State of Disaster Emergency for Allamakee, Buena Vista, Cerro Gordo, Cherokee, Clay, Dickinson, Emmet, Floyd, Hancock, Harrison, Humboldt, Johnson, Kossuth, Lyon, Mills, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Pottawattamie, Sioux, Webster, Winnebago, Woodbury, Worth, and Wright counties.
2. June 26, 2024 disaster event in the amount of \$51,100 pursuant to Iowa Code §29C.20A and Iowa Code §29C.20AB with regard to the Governor's Proclamation of a State of Disaster Emergency for Clayton and Scott counties.
3. July 4, 2024 disaster event in the amount of \$391,550 pursuant to Iowa Code §29C.20A and Iowa Code §29C.20AB with regard to the Governor's Proclamation of a State of Disaster Emergency for Chickasaw and Wright counties.
4. July 15, 2024 disaster event in the amount of \$826,750 pursuant to Iowa Code §29C.20A and Iowa Code §29C.20AB with regard to the Governor's Proclamation of a State of Disaster Emergency for Des Moines, Dubuque, Mitchell, Polk and Scott counties.

### 3. Outside Counsel

- A. The Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Betty Detert v. DHS Johnson County and State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.  
Attorney: Ryan Clark  
505 5th Avenue  
Suite 729  
Des Moines, IA 50309  
Rate: \$160.00 Per Hour

### 4. Emergency Allocations

- A. Iowa Communications Network is requesting an emergency allocation in the amount of \$5,000.00. On May 17, 2024, excessive erosion caused damage to a cable along S Gear Avenue in Des Moines County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation, subject to audit of actual invoices and supporting documentation and demonstration that no costs covered by the maintenance contract have been included.

- B. Iowa Communications Network is requesting an emergency allocation in the amount of \$25,067.84. On July 8, 2024, excessive erosion caused damage at culvert along 170th Street East of Starling Avenue in Osceola County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation, subject to audit of actual invoices and supporting documentation and demonstration that no costs covered by the maintenance contract have been included.

- C. Department of Natural Resources is requesting a supplemental emergency allocation in the amount of \$1,074.62. This brings the total allocation to \$16,041.73. On May 7, 2023, a hail storm caused damages to various buildings at Cedar Rock State Park. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and payment. This represents full and final payment and this allocation will be closed.

- D. Department of Natural Resources is requesting an emergency allocation in the amount of \$37,098.35. On January 7-14, 2024, winter storm damages occurred at Wildcat Den State Park in Muscatine County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- E. Department of Natural Resources is requesting an emergency allocation in the amount of \$30,000.00. On May 28, 2024, flooding caused damages to the Dunbar Slough Wildlife Management Area. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- F. Department of Natural Resources is requesting an emergency allocation in the amount of \$9,690.00. On May 29, 2024, a flood caused damages at Hayesville Bend Wildlife Management Area in Keokuk County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- G. Department of Natural Resources is requesting an emergency allocation in the amount of \$2,525.00. On May 29, 2024, the CD3 boat cleaning station malfunctioned and a part was stolen at McIntosh Woods State Park in Cerro Gordo County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- H. Department of Corrections - Anamosa State Penitentiary is requesting a supplemental emergency allocation in the amount of \$14,780.06. This brings to total allocation to \$78,774.83. On April 21, 2023, high winds caused a power outage and damage to generators and equipment. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and payment of \$14,780.06. This represents full and final payment and this allocation will be closed.

- I. Department of Corrections - Anamosa State Penitentiary is requesting an emergency allocation of \$229,130.00. On April 27, 2024, limestone fell off a prison wall, damaging an air conditioner unit. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- J. Department of Corrections - Anamosa State Penitentiary is requesting an emergency allocation and reimbursement in the amount of \$7,103.00. On May 21, 2024, storms and a power outage damaged equipment. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and reimbursement. This represents full and final payment and this allocation will be closed.

- K. Department of Corrections - Mount Pleasant Correctional Facility is requesting an emergency allocation in the amount of \$10,613.67. On May 9, 2024, a power surge damaged washing machines. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- L. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$1,011.42. This brings the total allocation to \$8,970.82. On April 14, 2024, Vehicle #171 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and payment. This represents full and final payment and this allocation will be closed.

- M. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$3,227.75. This brings the total allocation to \$5,389.95. On April 30, 2024, Vehicle #337 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- N. Department of Administrative Services is requesting an emergency allocation in the amount of \$9,194.64. On May 21, 2024, Vehicle #259 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- O. Department of Administrative Services is requesting an emergency allocation in the amount of \$9,194.64. On May 21, 2024, Vehicle #259 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- P. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,243.00. On June 17, 2024, Vehicle #468 was damaged by a storm. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- Q. Department of Administrative Services is requesting an emergency allocation in the amount of \$6,351.00. On June 19, 2024, Vehicle #88 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- R. Department of Administrative Services is requesting an emergency allocation in the amount of \$10,143.05. On June 22, 2024, Vehicle #314 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- S. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,109.00. On June 25, 2024, Vehicle #479 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- T. Department of Administrative Services is requesting an emergency allocation in the amount of \$7,688.23. On June 25, 2024, Vehicle #470 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- U. Department of Administrative Services is requesting an emergency allocation in the amount of \$6,595.60. On June 25, 2024, Vehicle #466 was damaged by hail. Request is to cover repair costs

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- V. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,878.00. On June 25, 2024, Vehicle #376 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- W. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,208.00. On June 26, 2024, Vehicle #334 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- X. Department of Administrative Services is requesting an emergency allocation in the amount of \$12,187.22. On June 27, 2024, Vehicle #160 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- Y. Department of Administrative Services is requesting an emergency allocation in the amount of \$7,575.80. On July 5, 2024, Vehicle #465 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

- Z. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,274.97. On July 8, 2024, Vehicle #440 was damaged by a raccoon. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

AA. Department of Administrative Services is requesting an emergency allocation in the amount of \$3,391.40. On July 13, 2024, Vehicle #725 was damaged by a deer. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

BB. Department of Public Safety is requesting an emergency allocation in the amount of \$19,000.00. On November 1, 2023, strong winds damaged radome covers on the Plymouth ISICS Communication Tower. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation subject to audit of actual invoices.

CC. Department of Public Safety is requesting an emergency allocation and reimbursement in the amount of \$2,121.96. On March 22, 2024, a bird struck Aircraft 15. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and reimbursement. This represents full and final payment and this allocation will be closed.

## 5. Payment of Cost Items

A. Board of Regents - University of Iowa.....\$9,634.96  
On October 28, 2022, a broken pipe caused water damage at Van Allen Hall. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends payment. This represents full and final payment.

B. Iowa Communications Network .....\$11,020.36  
On April 8, 2024, excessive erosion caused cable damages along Highway 5 in Monroe County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends payment. This represents full and final payment, \$1,470.42 will be reverted and this allocation closed.

C. Department of Administrative Services .....\$2,198.25  
On April 26, 2024, Vehicle #36 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends payment. This represents full and final payment.

D. Department of Administrative Services .....\$4,238.50  
On April 30, 2024, Vehicle #593 was damaged by hail. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends payment. This represents full and final payment.

- E. Department of Administrative Services .....\$3,612.10  
On May 8, 2024, Vehicle #1085 was damaged by a deer. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment, \$308.70 will be reverted and this allocation closed.

- F. Gray Miller Persh, LLP.....\$2,563.60  
2233 Wisconsin Avenue NW  
Suite 226  
Washington, D.C. 20007  
Iowa PBS

Leif Olson, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from Iowa PBS.

- G. Patterson Law Firm L.L.P.....\$1,120.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Betty Detert v. DHS Johnson County and State of Iowa and Second Injury Fund of Iowa

Leif Olson, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- H. Betty Neuman McMahon, PLC.....\$105.00  
1900 East 54th Street  
Davenport, IA 52807  
Special Counsel McKenrick v. State of Iowa

Leif Olson, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the General Fund.

**6. Iowa Code §7D.16**

- A. Ambassador Terry Branstad, President of The World Food Prize®, requests permission for the World Food Prize Foundation to serve wine at the Laureate Award Ceremony reception to be held at the Iowa State Capitol on October 31, 2024, as part of its annual Laureate Award Ceremony.

**7. Adjourn Meeting**