



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, October 02, 2023 at 10:00 AM

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 September 5, 2023.

2. **Personal Appearances**

A. Dennis Harper, Iowa Homeland Security and Emergency Management Department, will be present to request a Resolution of Funds in the amount of \$250,000.00 pursuant to Iowa Code §29C.20A & §29C.20B with regard to Governor's Proclamation of a State of Disaster Emergency for Appanoose, Benton, Cedar, Clinton, Davis, Delaware, Des Moines, Dubuque, Grundy, Iowa, Jackson, Jasper, Johnson, Keokuk, Linn, Lucas, Mahaska, Marshall, Monroe, Muscatine, Poweshiek, Scott, Story, Wapello, and Washington counties

3. **Outside Counsel**

A. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Sharon Jackson v. University of Iowa Hospitals and Clinics 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. Leases

- A. Lease between DNR and Robert H. Amen and Shelly R. Amen

Date of Lease: January 1, 2023 to December 31, 2027

Legal Description: A portion of Lot 12 in Block 36 of James McGregor Jr’s Addition with 50 feet of depth and 100 feet of frontage in Section 27, Township 95 North, Range 3 West of the 5th P.M., Clayton County, Iowa.

Purpose: Continued presence of a driveway, retaining wall, house and deck

Annual Fee: \$300.00

Andrew E. Steffensmeier, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

5. Emergency Allocations

- A. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$518.75. This brings the total allocation to \$3,151.75. On September 17, 2022, State Patrol Vehicle #438 was damaged by hail. 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.

- B. Department of Public Safety is requesting an emergency allocation in the amount of \$2,242.20. On May 7, 2023, State Patrol Vehicle #340 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.

- C. Department of Public Safety is requesting an emergency allocation in the amount of \$26,166.00. On March 31, 2023, storms caused broken radomes at the Iowa and Woodward ISICS Communication Towers. Request is to cover repair costs.

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

- D. Board of Regents - University of Iowa is requesting an emergency allocation in the amount of \$91,376.92. On February 5, 2023, a frozen & burst pipe at the Field House caused water damages. Request is to cover repair costs.

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

6. Payment of Cost Items

- A. Department of Public Safety.....\$2,272.90
On May 26, 2023, State Patrol Vehicle #314 was damaged by a raccoon. 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. Department of Public Safety.....\$7,069.78
On January 4, 2023, State Patrol Vehicle #824 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.

- C. Thomas Hillers.....\$10,000.00
112 Main St West, Suite 100
State Center, IA 50247
Tribal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County

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

- D. Gray Miller Persh, LLP.....\$1,547.00
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.

- E. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$638.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees

Leif Olson, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Department of Natural Resources.

- F. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$145.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees

Leif Olson, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Department of Natural Resources.

- G. Patterson Law Firm L.L.P.....\$16.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Amy Ausborn v. Eldora State Training School 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. Patterson Law Firm L.L.P.....\$50.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
John Baker v. Iowa Veterans Home 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.

- I. Patterson Law Firm L.L.P.....\$320.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Donald Briggles v. Iowa DOT, 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.

- J. Patterson Law Firm L.L.P.....\$641.50
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Dawn Cline v. Eldora State Training School 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.

- K. Patterson Law Firm L.L.P.....\$905.00
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

- L. Patterson Law Firm L.L.P.....\$64.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Luanna Hollingsworth v. Woodward Resource Center 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.

- M. Patterson Law Firm L.L.P.....\$363.50
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Stephen Littlepage v. Eldora State Training School 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.

- N. Patterson Law Firm L.L.P.....\$84.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Leland Mitchell v. Iowa Department of Transportation 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.

- O. Patterson Law Firm L.L.P.....\$554.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Ronald Simmons v. Iowa Department of Transportation 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.

- P. Patterson Law Firm L.L.P.....\$32.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Debbie Wessels v. Department of Correctional Services 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.

7. Iowa Code §97C.13A

- A. Request from IPERS for reimbursement for Federal-State Agreement Administration Costs in the amount of \$8,383.89.

8. Information Items

- A. The City of Seymour made their sixth Contingency Loan payment of \$17,180.00. This loan was approved for \$284,837.00 on May 8, 2017 and is prorated not to exceed twenty years. Total repayment to date: \$44,360.00.

9. Adjourn Meeting