



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, December 27, 2021 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. Michael L. Fitzgerald | **Treasurer of State**
Hon. Michael L. Naig | **Secretary of Agriculture**

Teleconference Only

Conference Call Phone Number: (866) 685-1580

Conference Code Pin: 0009990993

1. **Approval of Minutes**

A. Approval of the minutes from the Executive Council meeting held on December 6, 2021.

2. **Iowa Code §7D.10**

A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$20,000.00.

B. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$20,000.00.

3. **Outside CPA**

A. Request from Auditor Rob Sand to employ the services of RSM to perform the annual audits of the Office of Auditor of State, the State Executive Council, the State Appeal Board, and the Tobacco Settlement Authority for the year ending June 30, 2021, as an extension to the original agreement for the years ending June 30, 2018, June 30, 2019 and for the year ending June 30, 2020. The total reimbursement for the audit shall not be for more than \$55,155 for the year ending June 30, 2021.

4. **Emergency Allocations**

A. Department of Human Services - Woodward Resource Center is requesting an emergency allocation in the amount of \$586,880.00. On July 10, 2021, a wind and hail storm caused damages to windows, roof and siding. Request is to cover repair costs.

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

- B. Iowa Veterans Home is requesting an emergency allocation and reimbursement of \$574,891.60. On December 26, 2020, a broken sprinkler line caused water damage to the ceiling in the Fox Building. 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.

- C. Department of Natural Resources is requesting an emergency allocation in the amount of \$35,500.00. On June 21, 2021, DNR sustained hail damage at Colyn Wildlife Management Area in Lucas 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.

- D. Department of Natural Resources is requesting an emergency allocation in the amount of \$106,800.00. On August 30, 2021, DNR sustained flood damage at Sweet Marsh WMA and Leopold WMA in Bremer 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. Iowa Communications Network is requesting an emergency allocation and reimbursement in the amount of \$22,978.38. On April 29, 2021 cables were damaged due to a rodent chew along I-380 in Johnson County. 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.

- F. Iowa Communications Network is requesting an emergency allocation in the amount of \$28,867.95. On September 7, 2021, cables were damaged due to an exposure in Simpson Creek along Highway 24 in Chickasaw 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.

- G. Iowa Communications Network is requesting an emergency allocation in the amount of \$39,022.12. On September 2, 2021, ICN sustained cable damage due to exposed equipment due to excessive erosion in Goddard Creek along Highway 24 in Winneshiek 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.

- H. Iowa Communications Network is requesting an emergency allocation in the amount of \$18,937.52. On August 18, 2021, ICN sustained cable damage due to excessive erosion along Highway 148 in Taylor 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.

- I. Department of Public Safety is requesting an emergency allocation of \$2,525.50. On November 29, 2020, State Patrol Vehicle #88 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.

- J. Department of Public Safety is requesting an emergency allocation of \$6,830.00. On January 14, 2021, State Patrol Vehicle #109 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.

- K. Department of Public Safety is requesting an emergency allocation of \$2,485.00. On January 11, 2021, State Patrol Vehicle #191 was damaged by a racoon. 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 Public Safety is requesting an emergency allocation of \$2,977.20. On December 21, 2020, State Patrol Vehicle #380 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.

- M. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$184.50. This brings the total allocation to \$3,163.01. On March 21 2021, State Patrol Vehicle #236 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.

- N. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$270.90. This brings the total allocation to \$4,148.90. On March 19, 2020, State Patrol Vehicle #42 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.

- O. Department of Public Safety is requesting an emergency allocation in the amount of \$5,322.91. On September 23, 2021, State Patrol Vehicle #55 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.

- P. Department of Public Safety is requesting an emergency allocation in the amount of \$6,155.34. On August 11, 2021, State Patrol Vehicle #77 was damaged by a fallen tree. 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 Public Safety is requesting a supplemental emergency allocation in the amount of \$303.45. This brings the total allocation to \$8,085.43. On June 1, 2021, State Patrol Vehicle #83 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.

- R. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$676.63. This brings the total allocation to \$3,728.63. On April 12, 2021, State Patrol Vehicle #98 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.

- S. Department of Public Safety is requesting an emergency allocation in the amount of \$4,397.10. On August 4, 2021, State Patrol Vehicle #126 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.

- T. Department of Public Safety is requesting an emergency allocation in the amount of \$17,492.25. On September 6, 2021, State Patrol Vehicle #138 was 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 Public Safety is requesting an emergency allocation in the amount of \$11,389.18. On September 8, 2021, State Patrol Vehicle #143 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.

- V. Department of Public Safety is requesting an emergency allocation in the amount of \$2,149.68. On June 28, 2021, State Patrol Vehicle #152 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.

- W. Department of Public Safety is requesting an emergency allocation in the amount of \$2,421.85. On June 9, 2021, State Patrol Vehicle #176 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.

- X. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$872.86. This brings the total allocation to \$3,049.23. On May 18, 2021, State Patrol Vehicle #177 was damaged be a raccoon. 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.

- Y. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$352.15. This brings the total allocation to \$3,110.35. On May 26, 2021, State Patrol Vehicle #239 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.

- Z. Department of Public Safety is requesting an emergency allocation in the amount of \$9,072.00. On June 19, 2021, State Patrol Vehicle #257 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.

- AA. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$29.20. This brings the total allocation to \$3,121.00. On May 19, 2021, State Patrol Vehicle #366 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.

- BB. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$648.97. This brings the total allocation to \$12,138.17. On January 13, 2021, State Patrol Vehicle #473 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.

- CC. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$456.00. This increases the total allocation to \$2,487.80. On June 3, 2021, Vehicle #1209 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.

- DD. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$366.56. This increases the total allocation to \$6,586.75. On October 3, 2020, Vehicle #1792 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.

- EE. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$447.50. This increases the total allocation to \$3,715.38. On June 2, 2021, Vehicle #2629 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.

FF. Department of Administrative Services is requesting an emergency allocation in the amount of \$15,587.92. On July 9, 2021, Vehicles #111, #697, #74, #902 and #633 were 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.

GG. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,262.10. On July 9, 2021, Vehicle #296 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.

HH. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,988.94. On July 9, 2021, Vehicles #455, #202 and #155 were 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.

II. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,015.48. On July 9, 2021, Vehicle #581 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.

JJ. Department of Administrative Services is requesting an emergency allocation in the amount of \$6,476.51. On July 9, 2021, Vehicle #628 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.

KK. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,630.56. On July 23, 2021, Vehicle #1079 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.

LL. Department of Administrative Services is requesting an emergency allocation in the amount of \$13,572.92. On July 9, 2021, Vehicles #696, #319, #61, #31 and #775 were 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.

MM. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,675.50. On July 9, 2021, Vehicles #1305, #1499, #1348, #1714 and #2089 were 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.

NN. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,853.00. On November 9, 2020, Vehicle #1344 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.

OO. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,498.55. On July 9, 2021, Vehicles #2013, #1929 and #2243 were 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.

PP. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,908.50. On July 9, 2021, Vehicle #2164 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.

QQ. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,770.72. On July 9, 2021, Vehicle #2617 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.

RR. Department of Administrative Services is requesting an emergency allocation in the amount of \$2,383.48. On June 18, 2021, Vehicle #2857 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.

SS. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,869.76. On July 9, 2021, Vehicle #105115 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.

5. Payment of Cost Items

- A. Department of Transportation.....\$57,849.37
On August 10, 2020, a Derecho Storm damaged numerous buildings. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents partial payment.

- B. Iowa Communications Network\$16,148.64
On April 29, 2021, a cable was damaged due to exposure at Interstate 80 in Dallas County between Dexter and Earlham. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment, \$5,278.90 will be reverted and this allocation closed.

- C. Department of Public Safety\$4,749.73
On March 6, 2021, State Patrol Vehicle #54 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.

- D. Department of Public Safety\$4,069.49
On September 11, 2020, State Patrol Vehicle #241 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.

- E. Department of Public Safety\$3,755.35
On January 12, 2021, State Patrol Vehicle #299 was damaged by a possum. Request is to cover repair costs.

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

- F. Department of Public Safety\$8,555.77
On November 9, 2020, Vehicle #895 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, \$8,898.72 will be reverted and this allocation closed.

- G. Department of Public Safety\$9,660.68
On August 10, 2020, Vehicles #816, #338, #299, #78, #399 and #279 were damages by a Derecho. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment, \$5.40 will be reverted and this allocation closed.

- H. Department of Public Safety\$8,245.07
On November 18, 2020, Vehicle #175 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, \$8,414.00 will be reverted and this allocation closed.

- I. Department of Public Safety\$2,508.38
On April 17, 2021, State Patrol Vehicle #326 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.

- J. Department of Public Safety.....\$3,334.00
On April 5, 2021, State Patrol Vehicle #88 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.

- K. Department of Public Safety.....\$4,422.60
On May 15, 2021, State Patrol Vehicle #372 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.

- L. Department of Public Safety.....\$2,297.00
On May 20, 2021, State Patrol Vehicle #665 was damaged by a media tent blowing over on the vehicle. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends payment. This represents full and final payment, \$272.37 will be reverted and this allocation closed.

- M. Department of Natural Resources\$30.00
Drainage taxes for the following counties:

Woodbury County \$30.00

Michael J. Moss, Assistant Attorney General, has reviewed this request and recommends payment.

- N. Patterson Law Firm L.L.P.....\$14.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Donald Briggie v. Iowa DOT, State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- O. Patterson Law Firm L.L.P.....\$28.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Michelle Franz v. Woodward Resource Center, State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- P. Patterson Law Firm L.L.P.....\$308.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kelly Hartz v. University of Iowa Hospitals & Clinics; State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- Q. Patterson Law Firm L.L.P.....\$84.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Cyril Irvine v. Anamosa State Penitentiary; State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- R. Patterson Law Firm L.L.P.....\$588.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Robert Kurtz v. Iowa Department of Transportation and State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- S. Patterson Law Firm L.L.P.....\$56.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Larry Opal v. Clarinda Correctional Facility, State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

T. Patterson Law Firm L.L.P.....\$26.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Bryson Powell v. Glenwood Resource Center, State of Iowa and Second Injury Fund of Iowa

Sam P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

6. Adjourn Meeting