



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, June 03, 2024 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 May 6, 2024.

2. **Personal Appearances**

A. John Benson, Director of Iowa Homeland Security and Emergency Management Department, will be present to request a Resolution of Funds in the amount of \$475,150.00 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, Cass, Clark, Crawford, Des Moines, Fayette, Harrison, Henry, Lee, Marion, Mills, O'Brien, Polk, Pottawattamie, Ringgold, Shelby and Union counties.

3. **Iowa Code §7D.10**

A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$6,470.00.

4. **Special Counsel**

A. The Department of Justice, Attorney General's Office, requests renewal of the retention of Richard J Bennett, to represent State of Iowa in criminal appeals case through June 30, 2025.

Attorney: Richard J. Bennett
5610 Waterbury Circle
PO Box 65666
West Des Moines, IA 50265

Rate: \$60/hour

5. Purchase

- A. The Department of Public Safety requests approval to purchase a single two-building complex located at 50 Forest Avenue and 1333 Ohio Street in Des Moines, at a price not to exceed \$10,750,000. The approval will allow the Department to reduce its footprint from four (4) disparate buildings (District 1, District 15, Fleet & Supply, and Large Vehicle Storage) to a single two-building complex.

6. Emergency Allocations

- A. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$1,151.25. This brings the total allocation to \$3,492.21. On January 26, 2024, Vehicle #80 was damaged by 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.

- B. Department of Administrative Services is requesting a supplemental emergency allocation in the amount of \$746.55. This brings the total allocation to \$5,461.52. On January 27, 2024, Vehicle #151 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.

7. Payment of Cost Items

- A. Board of Regents\$50,444.19
On December 28, 2022, Eckstein Medical Research Building was damaged due to a frozen water line/water leak. 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 Natural Resources\$2,730.00
On October 13, 2023, picnic tables at Lewis and Clark State Park were damaged by a storm. 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. Department of Corrections\$95,972.97
On December 19, 2023, two water heaters at Anamosa State Penitentiary were damaged due to a fire/gas leak. 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. Iowa Communications Network\$46,677.23
On November 30, 2023, a cable along US 30 near the Carroll and Greene County Line were damaged by a rodent chew. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment. The remaining allocation should be reverted to the State Treasury.

- E. Iowa Communications Network\$11,193.84
On December 11, 2023, a cable along 230th Street in Madison County was exposed due to excessive erosion. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment, \$2,003.52 will be reverted and this allocation closed.

- F. Department of Public Safety\$6,267.45
On April 8, 2023, State Patrol 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.

- G. Department of Public Safety\$4,146.25
On May 7, 2023, State Patrol Vehicle #30 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.

- H. Department of Public Safety\$24,340.00
On December 19, 2023, Hardin ISICS Communication Tower was damaged by a lightning strike. Request is to cover repair costs.

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

- I. Department of Administrative Services\$4,721.55
On July 3, 2023, Vehicle #2566 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.

- J. Department of Administrative Services\$6,043.75
On November 7, 2023, Vehicle #2318 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, \$228.75 will be reverted and this allocation closed.

- K. Department of Administrative Services\$4,537.53
On November 8, 2023, Vehicle #2166 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, \$179.19 will be reverted and this allocation closed.

- L. Department of Administrative Services\$3,654.80
On November 23, 2023, Vehicle #160 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, \$535.00 will be reverted to the State Treasury and this allocation closed.

- M. Department of Administrative Services\$3,425.19
On December 15, 2023, Vehicle #298 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, \$44.63 will be reverted and this allocation closed.

- N. Department of Administrative Services\$7,470.45
On December 20, 2023, Vehicle #196 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, \$1,382.80 will be reverted and this allocation closed.

- O. Department of Administrative Services\$4,666.43
On December 29, 2023, Vehicle #642 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, \$550.60 will be reverted and this allocation closed.

- P. Department of Administrative Services\$4,498.05
On February 9, 2024, Vehicle #98 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, \$1,365.50 will be reverted and this allocation closed.

- Q. Department of Administrative Services\$2,309.55
On March 16, 2024, Vehicle #196 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, \$341.95 will be reverted and this allocation closed.

- R. Landmark Law, PLLC.....\$360.00
7 West 6th Avenue, Suite 518
Helena, MT 59601
McCleary v. Nelmark and Beattie, United States District Court of Montana

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

- S. Betty Neuman McMahon, PLC.....\$140.00
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.

- T. Richard J. Bennett, Sr.....\$1,560.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

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

U. Gray Miller Persh, LLP.....\$442.00
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.

V. Patterson Law Firm L.L.P.....\$288.00
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.

W. Patterson Law Firm
L.L.P.....\$1,319.00
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.

X. Patterson Law Firm
L.L.P.....\$128.00
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.

Y. Patterson Law Firm
L.L.P.....\$407.60
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
David Funk v. Iowa State Fair 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.

Z. Patterson Law Firm L.L.P.\$32.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jason Hawk v. Iowa State Penitentiary 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.

AA. Patterson Law Firm L.L.P.\$48.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Sharon Jackson v. University of Iowa Hospitals and Clinics 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.

BB. Patterson Law Firm L.L.P.\$48.00
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.

CC. Patterson Law Firm L.L.P.\$357.00
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.

DD. Patterson Law Firm L.L.P.\$550.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jeffrey Welder v. Iowa State University, 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.

8. Information Items

- A. Introduction of new Executive Council Executive Secretary, Kristi Onstot.
- B. The Board of Canvass will convene on Monday, July 1, 2024 at 10:00 AM via teleconference following Executive Council.
- C. The City of Nashua made their fourth Contingency Loan payment of \$10,792.35. This loan was approved for \$754,933.00 on March 8, 2021, and is prorated not to exceed twenty years. Total repayment to date: \$754,933.00.
- D. Fremont County made their fourth Contingency Loan payment of \$15,000.00. This loan was approved for \$131,250.00 on October 19, 2020, and is prorated not to exceed twenty years. Total repayment to date: \$37,562.50.
- E. Correspondence received by Robert Gast, State Court Administrator, Judicial Branch.

9. Adjourn Meeting