



# EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, May 01, 2023 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 April 3, 2023.

#### 2. **Personal Appearances**

A. Christie Templeton, Department of Human Services, will be present to request a Resolution of Funds in the amount of \$370,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Appanoose, Cedar, Clinton, Davis, Delaware, Des Moines, Dubuque, Grundy, Jackson, Johnson, Keokuk, Linn, Lucas, Mahaska, Marion, Monroe, Wapello, Warren, and Washington counties.

#### 3. **Iowa Code §7D.10**

A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$43,638.33.

#### 4. **Litigation Expense Fund**

A. Request from the Department of Revenue to expend \$120,000 to cover potential expenses for the fourth quarter of the 2023 fiscal year.

## 5. Emergency Allocations

- A. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,073.43. On January 6, 2023, Vehicle #1843 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.

- B. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$103.60. This brings to total allocation to \$5,380.20. On October 30, 2022, State Patrol Vehicle #104 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.

- C. Department of Public Safety is requesting a supplemental emergency allocation in the amount of \$160.08. This brings to total allocation to \$3,652.50. On August 9, 2022, State Patrol Vehicle #565 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.

- D. Department of Natural Resources is requesting an emergency allocation in the amount of \$228,938.21. On March 18, 2019, Wildlife Management Areas in Mills, Fremont and Pottawattamie counties were damaged by a flood. Request is to cover repair costs not covered by FEMA.

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

- E. Iowa Communications Network is requesting a supplemental emergency allocation in the amount of \$743.75. This brings to total allocation to \$17,076.36. On September 27, 2022, an exposed cable was damaged due to excessive erosion at two locations along 90th Street in Louisa 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 Communication Network is requesting an emergency allocation in the amount of \$13,323.16. On February 8, 2023, an exposed cable was damaged due to excessive erosion along Highway 169 in Union 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. Department of Human Services - Woodward Resource Center is requesting a supplemental emergency allocation in the amount of \$35,619.79. This brings to total allocation to \$908,727.71. On August 10, 2020, multiple roofs, trees and water damage occurred due to a derecho. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends allocation and payment of \$35,619.79 to the Department of Administrative Services. This represents full and final payment and this allocation will be closed.

**6. Payment of Cost Items**

- A. Department of Administrative Services.....\$7,784.60  
On August 8, 2022, Vehicle #105973 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.

- B. Department of Administrative Services.....\$5,517.97  
On November 14, 2022, Vehicle #1645 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, \$319.89 will be reverted and this allocation closed.

- C. Department of Administrative Services .....\$4,130.43  
On December 14, 2022, Vehicle #1343 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 Natural Resources .....\$63,528.07  
On March 19, 2019 and June 6, 2019, various Wildlife Management Areas in Lucas, Wayne and Appanoose counties were damaged by a flood. Request is to cover repair costs.

The State Auditor’s Office has reviewed this request and recommends payment. This represents full and final payment, \$57,657.86 will be reverted and this allocation closed.

- E. Patterson Law Firm L.L.P.....\$1,736.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Richard Adrian v. University of Iowa, State of Iowa and Second Injury Fund of Iowa

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

- F. Patterson Law Firm L.L.P.....\$445.00  
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

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

- G. Patterson Law Firm L.L.P.....\$32.00  
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 Langholz, 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.....\$16.00  
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

Sam Langholz, 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.....\$16.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
David Denny v. University of Iowa and State of Iowa and Second Injury Fund of Iowa

Sam Langholz, 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.....\$325.00  
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

Sam Langholz, 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.....\$1,220.00  
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

Sam Langholz, 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.....\$416.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Gail Martens v. University of Iowa and State of Iowa and Second Injury Fund of Iowa

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

- M. Gray Miller Persh, LLP.....\$3,321.20  
2233 Wisconsin Avenue NW  
Suite 226  
Washington, D.C. 20007  
Iowa PBS

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

- N. Richard J. Bennett, Sr.....\$2,748.00  
PO Box 65666  
West Des Moines, IA 50265  
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

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

- O. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$280.00  
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

Sam Langholz, Chief Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Department of Revenue.

- P. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$263.40  
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

Sam Langholz, 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.

**7. Information Items**

- A. Department of Human Services will be returning unspent disaster grant funds issued during FY2021.
- B. Status of State Aid (Iowa Code 29C.20) Allocations quarterly update.

**8. Adjourn Meeting**