

# EXECUTIVE COUNCIL OF IOWA AGENDA

- Teleconference Only -

Conference Call Phone Number: (866) 685-1580  
Conference Code Pin: 0009990993  
10:00 AM

## September 20, 2021

1. Approval of minutes from the Executive Council meeting held on August 23, 2021
2. Personal Appearance –
  - A. Christie Templeton, Department of Human Services, will be present to request a Resolution of Funds in the amount of \$15,000.00 pursuant to Iowa Code §29C.20A with regard to Governor’s Proclamation of a State of Disaster Emergency for Howard County.  
**TAB # 1**
  - B. Christie Templeton, Department of Human Services, will be present to request a Resolution of Funds in the amount of \$180,000.00 pursuant to Iowa Code §29C.20A with regard to Governor’s Proclamation of a State of Disaster Emergency for Allamakee, Bremer, Cerro Gordo, Chickasaw, Clayton, Emmet, Fayette, Floyd, Howard, Kossuth, Lyon, Mitchell, Palo Alto, Pocahontas Winneshiek and Worth Counties.  
**TAB # 2**
  - C. Christie Templeton, Department of Human Services, will be present to request additional funding in the amount of \$60,000.00 pursuant to Iowa Code §29C.20A with regard to Governor’s Proclamation of a State of Disaster Emergency for Linn, Monroe and Wapello Counties.  
**TAB # 3**
3. Iowa Code §7D.10 – Page 1  
**TAB # 4**
4. Outside Counsel – Page 1  
**TAB # 5**
5. Litigation Expense Fund – Page 1  
**TAB # 6**
6. Leases – Pages 1 – 2
7. Payment of Cost Items – Pages 2 – 4
8. Information Items – Page 4  
**TAB # 7**

**3. Iowa Code §7D.10**

A. Attorney General's office request Payment for Expenses under Iowa Code §7D.10 in the amount of \$23,200.00.

**TAB # 4**

**4. 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 *Michelle Franz v. Woodward Resource Center; 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 5<sup>th</sup> Avenue  
Suite 729  
Des Moines, IA 50309

Rate: \$140.00 Per Hour

**TAB # 5**

**5. Litigation Expense Fund**

A. Request from the Attorney General's office on behalf of the Department of Revenue to expend \$175,000.00 to cover potential expenses for the first quarter of the 2022 fiscal year.

**TAB # 6**

**6. Leases**

A. Lease between DNR and Randy & Betty Olson

Date of Lease: Date of Consent to November 30, 2024

Legal Description: An area four feet wide by sixteen feet long and an area three feet wide by twenty-eight feet long located adjacent to Lot 18, Block 35, Blue Water Beach Subdivision in Section 2, Township 99 North, Range 35 West of the 5<sup>th</sup> P.M., Dickinson County, Iowa.

Purpose: Continued presence of a deck and set of steps

Annual Fee: \$150.00

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

- B. Lease between DNR and Ann Plendl
  - Date of Lease: Date of Consent to November 30, 2024
  - Legal Description: An area approximately five feet wide by ten feet long adjacent to Lot 18, Block A, Triboji Beach Subdivision in Section 2, Township 99 North, Range 37 West of the 5<sup>th</sup> P.M., Dickinson County, IA.
  - Purpose: Boat storage shed and continued presence of a deck and set of steps
  - Annual Fee: \$150.00

Michael J. Moss, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

**7. Payment of Cost Items**

- A. Patterson Law Firm L.L.P.....\$42.00
  - 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

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- B. Patterson Law Firm L.L.P.....\$154.00
  - 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

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- C. Patterson Law Firm L.L.P.....\$42.00
  - 729 Insurance Exchange Building
  - 505 Fifth Avenue
  - Des Moines, IA 50309-2390
  - Debra J. Breckenridge v. Iowa Judicial Branch, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

D. Patterson Law Firm L.L.P.....\$252.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Kent Daugherty v. Iowa State Fair Authority and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

E. Patterson Law Firm L.L.P.....\$350.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Santos Zamora De Minchoca v. University of Iowa, and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

F. Patterson Law Firm L.L.P.....\$252.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Santos Zamora De Minchoca v. University of Iowa, and State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

G. Patterson Law Firm L.L.P.....\$294.00  
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

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

H. Patterson Law Firm L.L.P.....\$36.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Mark Ostring v. Woodward Resource Center, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

I. Patterson Law Firm L.L.P.....\$1,070.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Geoffrey Ray Wellman v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

J. Gray Miller Persh, LLP.....\$3,408.60  
2233 Wisconsin Avenue NW  
Suite 226  
Washington, D.C. 20007  
Iowa PBS

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from Iowa PBS

K. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$25.20  
The Davis Brown Tower  
215 10<sup>th</sup> Street, Suite 1300  
Des Moines, IA 50309-3993  
Legal Services to state agencies on issues related to the visa status of prospective state employees

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Department of Revenue.

**8. Information Items**

A. Department of Human Services will be returning unspent disaster grant funds issued during FY2018 and FY2020.  
**TAB # 7**