



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, December 04, 2023 at 11:00 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 November 6, 2023.

2. **Personal Appearances**

A. Dennis Harper, Iowa Homeland Security and Emergency Management Department, will be present to request an additional Resolution of Funds in the amount of \$425,000.00 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, Jefferson, Johnson, Keokuk, Lee, Linn, Lucas, Marshall, Mahaska, Monroe, Muscatine, Poweshiek, Ringgold, Sioux, Story, Union, Wapello 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 \$13,600.00.

4. Outside CPA

- A. Request from Rob Sand, Auditor of State, to employ the services of outside CPA firms to perform the periodic examinations for the cities listed below for the period ending June 30, 2023.

<u>Firm Name</u>	<u>Cities Included in Agreement</u>	<u>Cost</u>
TP Anderson	Arcadia, Lanesboro, Moorland, Woolstock, Yetter	\$23,750
Gronewold, Bell, Kyhnn	Conway, Gravity, Hastings, Henderson, Sharpsburg	\$20,750
	Total	\$44,470

5. Emergency Allocations

- A. Department of Administrative Services is requesting an emergency allocation in the amount of \$9,728.45. On July 17, 2023, Vehicle #105188 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.

- B. Department of Administrative Services is requesting an emergency allocation in the amount of \$3,973.55. On August 11, 2023, Vehicle #1366 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 Administrative Services is requesting an emergency allocation in the amount of \$3,280.04. On August 19, 2023, Vehicle #1835 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.

- D. Department of Administrative Services is requesting an emergency allocation in the amount of \$8,668.21. On September 17, 2023, Vehicle #110 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.

- E. Department of Administrative Services is requesting an emergency allocation in the amount of \$3,052.10. On September 18, 2023, Vehicle #164 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.

- F. Department of Administrative Services is requesting an emergency allocation in the amount of \$4,884.30. On September 21, 2023, Vehicle #1342 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.

- G. Department of Administrative Services is requesting an emergency allocation in the amount of \$10,547.70. On September 29, 2023, Vehicle #2323 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.

- H. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,551.24. On October 6, 2023, Vehicle #1461 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.

- I. Department of Public Safety is requesting an emergency allocation in the amount of \$10,988.91. On October 22, 2022, State Patrol Vehicle #242 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.

- J. Department of Public Safety is requesting an emergency allocation in the amount of \$23,260.83. On July 14, 2023, State Patrol Vehicle #70 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 in the amount of \$4,174.00. On September 23, 2023, State Patrol Vehicle #196 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.

- L. Department of Public Safety is requesting an emergency allocation in the amount of \$10,767.21. On October 2, 2023, State Patrol Vehicle #598 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.

- M. Department of Public Safety is requesting an emergency allocation in the amount of \$8,679.50. On October 8, 2023, State Patrol Vehicle #443 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.

- N. Department of Public Safety is requesting an emergency allocation in the amount of \$3,500.00. On November 28, 2022, mice caused damages to the Cherokee ISICS tower generator. Request is to cover repair costs.

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

- O. Department of Public Safety is requesting an emergency allocation in the amount of \$334,219.62. On December 25, 2022, a pipe burst caused water damages for Post 8. 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 \$27,885.68. On August 25, 2023, the Fairfield ISICS tower light system sustained water damagers. 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 Natural Resources is requesting an emergency allocation in the amount of \$3,688.14. On March 14, 2019, a flood caused damages to Wilson Island State Recreation Area. 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.

- R. Department of Natural Resources is requesting an emergency allocation in the amount of \$8,969.20. On April 22, 2023, flooding caused damages to the Fairport State Recreation Area. Request is to cover repair costs.

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

- S. Department of Natural Resources is requesting an emergency allocation in the amount of \$14,967.11. On May 7, 2023, a hail storm caused damages to various buildings at Cedar Rock State Park. 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 Natural Resources is requesting an emergency allocation in the amount of \$34,800.00. On April 26, 2023, a flood caused damages at various wildlife management areas in Scott County, Jackson County and Louisa 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.

U. Department of Natural Resources is requesting an emergency allocation in the amount of \$11,102.50. On September 27, 2023, a John Deer skid steer caught fire and was damaged at Lake Macbride State Park in Johnson 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.

V. Iowa Communication Network is requesting an emergency allocation in the amount of \$12,970.36. On September 14, 2023, a cable was damaged due to excessive erosion at Otter Creek along Highway 65 between 190th St & 180th St in Franklin 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.

W. Board of Regents - University of Iowa is requesting an emergency allocation in the amount of \$40,231.71. On July 7, 2021, a leaking deionized water line caused damages at the Medical Education Research Facility. 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. Board of Regents - Iowa State University is requesting an emergency allocation and reimbursement in the amount of \$21,385.83. On August 10, 2020, a derecho caused building damages. Request is to cover repair costs not covered by FEMA.

The State Auditor's Office has reviewed this request and recommends allocation and reimbursement. This represents full and final payment and this allocation will be closed.

Y. Department of Corrections - Clarinda Correctional Facility is requesting an emergency allocation and reimbursement in the amount of \$17,160.93. On August 2, 2023, a lightning strike damaged the fence alarm system. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation and reimbursement. This represents full and final payment and this allocation will be closed.

6. Payment of Cost Items

A. Department of Public Safety.....\$5,089.30
On November 7, 2022, State Patrol Vehicle #193 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 Public Safety\$2,392.59
On December 4, 2022, State Patrol Vehicle #469 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.

- C. Department of Natural Resources.....\$35,884.10
On April 29, 2019, various wildlife management areas were damaged along the Missouri River due to flooding. Request is to cover repair costs.

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

- D. Gray Miller Persh, LLP.....\$3,801.20
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.....\$138.00
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 Revenue.

- F. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$273.00
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. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$574.00
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.

H. Richard J. Bennett, Sr.....\$3,924.00
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.

I. Patterson Law Firm L.L.P.....\$540.00
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

J. Patterson Law Firm L.L.P.....\$586.00
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.

K. Patterson Law Firm L.L.P.....\$656.00
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

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.....\$268.00
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.

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

N. Patterson Law Firm L.L.P.....\$250.00
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.

O. Patterson Law Firm L.L.P.....\$419.00
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.

P. Patterson Law Firm L.L.P.....\$1,250.00
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

Q. Patterson Law Firm L.L.P.....\$248.00
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.

R. 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.

S. Patterson Law Firm L.L.P.....\$234.00
 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.

7. Information Items

A. The City of Volga made their fourth Contingency Loan payment of \$1,560.00. This loan was approved for \$31,200.00 on November 2, 2020 and is prorated not to exceed twenty years. Total repayment to date: \$6,240.00.

B. Schedule of Executive Council Meetings for 2024

<u>MEETING DATE</u>	<u>TIME</u>
January 9, 2024 (Tuesday)	10:00 a.m.
February 5, 2024	10:00 a.m.
March 4, 2024	10:00 a.m.
April 1, 2024	10:00 a.m.
May 6, 2024	10:00 a.m.
June 3, 2024	10:00 a.m.
July 1, 2024	10:00 a.m.
July 15, 2024	10:00 a.m.
August 5, 2024	10:00 a.m.
August 19, 2024	10:00 a.m.
September 3, 2024 (Tuesday)	10:00 a.m.
October 7, 2024	10:00 a.m.
November 4, 2024	10:00 a.m.
December 2, 2024	10:00 a.m.

8. Adjourn Meeting