



# EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, June 06, 2022 at 10:00 AM

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## MINUTES

The Executive Council met in regular session at 10:00 a.m. via conference call. Governor Kim Reynolds presided over the meeting. Treasurer of State Michael Fitzgerald and Secretary of Agriculture Michael Naig were present. Auditor of State Rob Sand joined the meeting after the Iowa Code §7D.10 item had been approved. Secretary of State Paul Pate was absent.

### 1. Approval of Minutes

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the Council approve the minutes of the Executive Council meeting held on May 16, 2022.

The vote:	Ayes:	Governor Reynolds Treasurer Fitzgerald Secretary Naig
	Nays:	None

### 2. Iowa Code §7D.10

Moved by Treasurer Fitzgerald and seconded by Secretary Naig that the Council approve the request from the Attorney General's Office for payment of Expenses Under Iowa Code §7D.10 in the amount of \$15,230.03 for prosecuting cases under Iowa Code chapter 229A.

The vote:	Ayes:	Governor Reynolds Treasurer Fitzgerald Secretary Naig
	Nays:	None

### 3. Special Counsel

Moved by Auditor Sand seconded by Secretary Naig that the Council approve the request from the Department of Justice, Attorney General's office as follows:

- A. The Department of Justice, Attorney General's office requested retention of special counsel pursuant to Iowa Code section 13.7 to provide specialized legal services and representation to the State of Iowa with respect to claims against Centene Corporation and its wholly owned subsidiaries related to pharmacy benefit services provided to Iowa's Medicaid Health Plans.

Firm: Cohen Milstein  
Three Logan Square  
1717 Arch Street, Suite 3610  
Philadelphia, PA 19103

Rate: Contingent fee agreement

The vote:	Ayes:	Governor Reynolds Auditor Sand Treasurer Fitzgerald Secretary Naig
	Nays:	None

### 4. Emergency Allocations

Moved by Auditor Sand and seconded by Secretary Naig that the Council approve the following emergency allocation items:

- A. Iowa Communications Network requested an emergency allocation in the amount of \$18,357.52. On April 13, 2022, an exposed cable caused excessive erosion along Highway 169 in Union County between 230th Street and Oriole Avenue. Request was to cover repair costs.
- B. Iowa Communications Network requested an emergency allocation in the amount of \$18,289.36. On April 20, 2022, an exposed cable caused excessive erosion at the culvert along Highway 148 in Taylor County between 210th Street and 200th Street. Request was to cover repair costs.
- C. Iowa Communications Network requested an emergency allocation in the amount of \$60,585.56. On April 20, 2022, an exposed cable caused excessive erosion along Highway 34 in Monroe County. Request was to cover repair costs.
- D. Department of Corrections - Newton Correctional Facility requested an emergency allocation and reimbursement in the amount of \$7,877.97. On December 15, 2021, a storm with high winds caused a power outage that damaged items. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- E. Board of Regents - Iowa School for the Deaf requested an emergency allocation in the amount of \$83,066.19. On December 15, 2021, a storm caused wind damages to the Administration Building, Parking Garage and Lied Multi-Purpose Center. Request was to cover repair costs.

- F. Board of Regents - University of Iowa requested an emergency allocation and reimbursement in the amount of \$585,992.06. On January 4, 2018, the failure of the hot water heating line at the Medical Research Center caused damages. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- G. Department of Public Safety requested an emergency allocation and reimbursement in the amount of \$5,236.04. On February 18, 2021, damages occurred after a pipe burst in the NW corner of the Post 9 Building. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

The vote:      Ayes:              Governor Reynolds  
    Auditor Sand  
    Treasurer Fitzgerald  
    Secretary Naig  
                          Nays:              None

## 5. Payment of Cost Items

Moved by Treasurer Fitzgerald and seconded by Secretary Naig that the Council approve the following cost items:

- A. Board of Regents - University of Iowa .....\$6,233.78  
 On May 29, 2020, a drain backed up causing water damages at the Pomerantz Center. Request was to cover repair costs. This represents full and final payment.
- B. Board of Regents - University of Iowa.....\$25,081.00  
 On February 23, 2021, the weight of snow and ice caused damages to the maintenance building at MacBride Nature Recreation Area. Request was to cover repair costs. This represents full and final payment.
- C. Gray Miller Persh, LLP.....\$699.20  
 2233 Wisconsin Avenue NW  
 Suite 226  
 Washington, D.C. 20007  
Iowa PBS
- D. Denton Davis Brown PC.....\$841.00  
 215 10th Street, Suite 1300  
 Des Moines, IA 50309-3993  
Special Counsel Dentons Davis Brown Employee Retirement Income Security Act (ERISA)
- E. Michael Marquess.....\$5,000.00  
 2183 Docks Drive  
 Garwin, IA 50632  
Tribal cases when the offenses are committed by non-natives against non-natives (or without a victim) on the Sac and Fox Indian Settlement in Tama County

F. Patterson Law Firm L.L.P.....\$1,872.00  
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

G. Hall Render Killian Health & Lyman P.C. (Baker) .....\$351.37  
PO BOX 771910  
Detroit, MI 48277-1910  
University of Iowa Hospitals and Clinics (UIHC)

H. Hall Render Killian Health & Lyman P.C. (Baker) .....\$532.00  
PO BOX 771910  
Detroit, MI 48277-1910  
University of Iowa Hospitals and Clinics (UIHC)

The vote:      Ayes:              Governor Reynolds  
   Auditor Sand  
   Treasurer Fitzgerald  
   Secretary Naig  
                 Nays:              None

## 6. Iowa Code §7D.16

Moved by Secretary Naig and seconded by Auditor Sand that the Council approve the request from Ms. Barbara L. Stinson, President of The World Food Prize®, to serve wine at The World Food Prize® Ceremony/Dinner at the Iowa State Capitol on October 20, 2022.

The vote:      Ayes:              Governor Reynolds  
   Auditor Sand  
   Treasurer Fitzgerald  
   Secretary Naig  
                 Nays:              None

## 7. Information Items

A. The City of Sumner made their fifth Contingency Loan payment of \$50,000.00. This loan was approved for \$1,000,000.00 on September 25, 2017 and is prorated not to exceed twenty years. Total repayment to date: \$250,000.00.

## 8. Adjourn Meeting

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the meeting adjourn.

Respectfully submitted,



Victoria Newton  
Executive Secretary