



# EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, October 02, 2023 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. Secretary of State Paul Pate, Auditor of State Rob Sand, Treasurer of State Roby Smith, and Secretary of Agriculture Mike Naig were present.

### 1. Approval of Minutes

Moved by Secretary Pate and seconded by Secretary Naig that the Council approve the minutes from the Executive Council meeting held on September 5, 2023.

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

### 2. Personal Appearances

- A. Dennis Harper, Iowa Homeland Security and Emergency Management Department, was present to request a Resolution of Funds in the amount of \$250,000.00 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, Johnson, Keokuk, Linn, Lucas, Mahaska, Marshall, Monroe, Muscatine, Poweshiek, Scott, Story, Wapello, and Washington counties.

Moved by Secretary Naig and seconded by Secretary Pate that the Executive Council approve the request.

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

### 3. Outside Counsel

Moved by Auditor Sand seconded by Treasurer Smith 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 requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Sharon Jackson v. University of Iowa Hospitals and Clinics and 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 5th Avenue  
Suite 729  
Des Moines, IA 50309  
Rate: \$160.00 Per Hour

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

### 4. Leases

Moved by Secretary Pate and seconded by Secretary Naig that the Council approve the following lease:

- A. Lease between DNR and Robert H. Amen and Shelly R. Amen  
Date of Lease: January 1, 2023 to December 31, 2027  
Legal Description: A portion of Lot 12 in Block 36 of James McGregor Jr's Addition with 50 feet of depth and 100 feet of frontage in Section 27, Township 95 North, Range 3 West of the 5th P.M., Clayton County, Iowa.  
Purpose: Continued presence of a driveway, retaining wall, house and deck  
Annual Fee: \$300.00

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

### 5. Emergency Allocations

Moved by Treasurer Smith and seconded by Secretary Pate that the Council approve the following emergency allocation items:

- A. Department of Public Safety requested a supplemental emergency allocation in the amount of \$518.75. This brings to total allocation to \$3,151.75. On September 17, 2022, State Patrol Vehicle #438 was damaged by hail. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

- B. Department of Public Safety requested an emergency allocation in the amount of \$2,242.20. On May 7, 2023, State Patrol Vehicle #340 was damaged by hail. Request was to cover repair costs.
- C. Department of Public Safety requested an emergency allocation in the amount of \$26,166.00. On March 31, 2023, storms caused broken radomes at the Iowa and Woodward ISICS Communication Towers. Request was to cover repair costs.
- D. Board of Regents - University of Iowa requested an emergency allocation in the amount of \$91,376.92. On February 5, 2023, a frozen & burst pipe at the Field House caused water damages. Request was to cover repair costs.

The vote:       Ayes:               Governor Reynolds  
   Secretary Pate  
   Auditor Sand  
   Treasurer Smith  
   Secretary Naig

  Nays:               None

**6. Payment of Cost Items**

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the following cost items:

- A. Department of Public Safety.....\$2,272.90  
 On May 26, 2023, State Patrol Vehicle #314 was damaged by a raccoon. Request was to cover repair costs.
- B. Department of Public Safety.....\$7,069.78  
 On January 4, 2023, State Patrol Vehicle #824 was damaged by a deer. Request was to cover repair costs.
- C. Thomas Hillers.....\$10,000.00  
 112 Main St West, Suite 100  
 State Center, IA 50247  
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
- D. Gray Miller Persh, LLP.....\$1,547.00  
 2233 Wisconsin Avenue NW  
 Suite 226  
 Washington, D.C. 20007  
Iowa PBS
- E. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$638.00  
 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

- F. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$145.00  
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
- G. Patterson Law Firm L.L.P.....\$16.00  
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
- H. Patterson Law Firm L.L.P.....\$50.00  
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
- I. Patterson Law Firm L.L.P.....\$320.00  
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
- J. Patterson Law Firm L.L.P.....\$641.50  
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
- K. Patterson Law Firm L.L.P.....\$905.00  
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
- L. Patterson Law Firm L.L.P.....\$64.00  
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
- M. Patterson Law Firm L.L.P.....\$363.50  
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

- N. Patterson Law Firm L.L.P.....\$84.00  
 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
- O. Patterson Law Firm L.L.P.....\$554.00  
 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
- P. Patterson Law Firm L.L.P.....\$32.00  
 729 Insurance Exchange Building  
 505 Fifth Avenue  
 Des Moines, IA 50309-2390  
Debbie Wessels v. Department of Correctional Services and State of Iowa and Second Injury Fund of Iowa

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

**7. Iowa Code §97C.13A**

Moved by Secretary Pate and seconded by Secretary Naig that the Council approve the following item:

- A. Request from IPERS for reimbursement for Federal-State Agreement Administration Costs in the amount of \$8,383.89.

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

**8. Information Items**

- A. The City of Seymour made their sixth Contingency Loan payment of \$17,180.00. This loan was approved for \$284,837.00 on May 8, 2017 and is prorated not to exceed twenty years. Total repayment to date: \$44,360.00.

## 9. Adjourn Meeting

Moved by Secretary Pate and seconded by Auditor Sand that the meeting adjourns.

Respectfully submitted,

*Victoria Newton*

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