

EXECUTIVE COUNCIL OF IOWA

MINUTES

APRIL 20, 2020

The Executive Council met in regular session at 10:00 a.m. via conference call as a meeting in person was impractical due to the Governor's State of Public Health Disaster Emergency Proclamation. Governor Kim Reynolds presided over the meeting. Secretary Paul Pate, Auditor of State Rob Sand, Treasurer of State Michael Fitzgerald and Secretary of Agriculture Michael Naig were present.

Regular Session
April 20, 2020

Moved by Secretary Naig and seconded by Auditor Sand that the Council approve the minutes of the Executive Council meeting held April 6, 2020.

Minutes Approved

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

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 \$19,200.00 for prosecuting cases under Iowa Code chapter 229A.

Approved Iowa
Code §7D.10

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

Moved by Auditor Sand 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 \$25,953.32 for prosecuting cases under Iowa Code chapter 229A.

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

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

Approved Special
Counsel

- A. The Department of Justice, Attorney General's Office, requests retention of special counsel to represent the University of Iowa pursuant to Iowa Code section 13.7 to provide counsel in complex construction related matters.

Firm: Harris Winick Harris LLP
Attorney: Mr. Jeffrey Winick
 333 West Wacker Drive
 Suite 2060
 Chicago, IL 60606
Rate: \$575 Per Hour

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

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

Approved 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 *Richard Warner v. Anamosa State Penitentiary, 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: \$140.00 Per Hour

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

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

- B. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Trenton V. Wensel v. IMMC, 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: \$140.00 Per Hour

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

Moved by Auditor Sand and seconded by Treasurer Fitzgerald that the Council approve the following litigation expense fund request:

- A. Request from the Attorney General's office on behalf of the Department of Revenue to expend \$100,000 to cover potential expenses for the fourth quarter of the 2020 fiscal year.

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

Approved
Litigation Expense
Fund

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

Approved Payment
of Cost Items

- A. Patterson Law Firm L.L.P.....\$28.00
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

- B. Patterson Law Firm L.L.P.....\$70.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jason Loving v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

- C. Patterson Law Firm L.L.P.....\$92.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Lori Deere vs. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

- D. Patterson Law Firm L.L.P.....\$112.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Cherie Kreger v. University of Northern Iowa, State of Iowa and Second Injury Fund of Iowa

- E. Patterson Law Firm L.L.P.....\$1,204.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Rory Aschbrenner vs. Iowa State University, State of Iowa and Second Injury Fund of Iowa

- F. Patterson Law Firm L.L.P.....\$286.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Larry Opal v. Clarinda Correctional Facility, State of Iowa and Second Injury Fund of Iowa

- G. Patterson Law Firm L.L.P.....\$192.00
 729 Insurance Exchange Building
 505 Fifth Avenue
 Des Moines, IA 50309-2390
Mary Kimball v. Woodward Resource Center, State of Iowa and Second Injury
 Fund of Iowa

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

- I. Gray Miller Persh, LLP.....\$393.30
 2233 Wisconsin Avenue NW
 Suite 226
 Washington, D.C. 20007
Iowa Public Television

- J. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$230.00
 The Davis Brown Tower
 215 10th Street, Suite 1300
 Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

- K. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$230.00
 The Davis Brown Tower
 215 10th Street, Suite 1300
 Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

The meeting was adjourned at 10:05 a.m.

Meeting adjourned

Respectfully submitted,



Victoria Newton
 Executive Secretary