



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, August 08, 2022 at 10:00 AM

AGENDA

MEMBERS OF COUNCIL

Hon. Kim Reynolds | **Governor**
Hon. Paul D. Pate | **Secretary of State**
Hon. Rob Sand | **Auditor of State**
Hon. Michael L. Fitzgerald | **Treasurer of State**
Hon. Michael L. 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 July 18, 2022.

2. **Personal Appearances**

A. Dennis Harper, Recovery Division Administrator, Iowa Department of Homeland Security and Emergency Management, will be present to request a Contingency Fund Loan for the South-Central Iowa Landfill Agency's (SCILA's).

B. Christie Templeton, Department of Human Services, will be present to request a Resolution of Funds in the amount of \$90,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Allamakee, Clayton, Harrison, Shelby and Winneshiek Counties.

3. 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 *Debbie Wessels v. Department of Correctional Services 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

4. Emergency Allocations

A. Department of Administrative Services is requesting an emergency allocation in the amount of \$5,694.60. On July 9, 2021, hail damaged vehicle 2318. Request is to cover repair costs.

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

5. Payment of Cost Items

A. Richard J. Bennett, Sr.....\$174.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General’s Office

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Attorney General’s Office’s Forfeiture Fund.

B. Gray Miller Persh, LLP.....\$1,284.90
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.

C. 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

Samuel P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the General Fund.

D. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$1,560.27
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

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

E. Hall Render Killian Health & Lyman P.C. (Baker)\$540.00
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

Jeffrey S. Thompson, Solicitor General, has reviewed these invoices and recommends payment. Payment will be made from the funds of the University of Iowa Hospitals and Clinics.

F. Hall Render Killian Health & Lyman P.C. (Baker)\$1,365.44
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

Jeffrey S. Thompson, Solicitor General, has reviewed these invoices and recommends payment. Payment will be made from the funds of the University of Iowa Hospitals and Clinics.

G. Hall Render Killian Health & Lyman P.C. (Baker)\$332.05
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

Jeffrey S. Thompson, Solicitor General, has reviewed these invoices and recommends payment. Payment will be made from the funds of the University of Iowa Hospitals and Clinics.

H. Denton Davis Brown PC.....\$85.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

Samuel P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Iowa Department of Human Services.

I. Denton Davis Brown PC.....\$127.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

Samuel P. Langholz, Assistant Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Iowa Department of Human Services.

6. Iowa Code §97C.13A

A. Request from IPERS for reimbursement for Federal-State Agreement Administration Costs in the amount of \$9,387.64.

7. Adjourn Meeting



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Kyle Harms
Office of the Treasurer
LOCAL

RE: Contingent Fund Loan – South Central Iowa Landfill Agency (SCILA)

Dear Mr. Harms:

The Executive Council, in their meeting on today's date, approved the Contingency Fund Loan Request for the South Central Iowa Landfill Agency (SCILA). This loan was approved for \$1,000,000.00 and will be prorated not to exceed twenty (20) years.

EXECUTIVE COUNCIL OF IOWA

A handwritten signature in cursive script that reads "Victoria Newton".

Victoria Newton
Executive Secretary

cc: John Benson, Iowa Homeland Security and Emergency Management
Dennis Harper, Iowa Homeland Security and Emergency Management
Bonnie Rieder, Iowa Homeland Security and Emergency Management
Linda Leto, Department of Management
Diane Fitch, South Central Iowa Landfill Agency
Marcia Beeler, South Central Iowa Landfill Agency



STATE OF IOWA

KIM REYNOLDS
GOVERNOR

ADAM GREGG
LT. GOVERNOR

IOWA DEPARTMENT OF HOMELAND SECURITY
AND EMERGENCY MANAGEMENT
JOHN BENSON, HOMELAND SECURITY ADVISOR
AND EMERGENCY MANAGEMENT DIRECTOR

July 21, 2022

Executive Council of Iowa
LOCAL

Subject: Executive Council Agenda for July 25, 2022

I respectfully request time on the July 25, 2022, Executive Council Agenda for the South Central Iowa Landfill Agency's (SCILA's) request for a Contingency Loan. The application for State Disaster Aid is authorized under Iowa Code Section 29C.20.

Please find enclosed the following items to support the SCILA's request for \$1,000,000 and the Department of Homeland Security and Emergency Management's (HSEMD's) recommendation of \$1,000,000:

- SCILA's need for a \$1,000,000 contingency loan
 - Resolution by the Board authorizing the Director to file the application
 - Certification by the Director to file and administer the loan in accordance with applicable local and state regulations
 - Application for Financial State Disaster Aid (SDA-3) to include a repayment schedule of 20 years
- HSEMD's recommendation of \$1,000,000 pursuant to Iowa Admin Code r. 361-7.5(1)
 - Review of the application for State Disaster Aid - Recommendation by the HSEMD Recovery Division Administrator for approval of the SCILA's loan in an amount not to exceed \$1,000,000 pursuant to Iowa Admin Code r. 361-7.5(1)
 - Report and recommendation - Recommendation by Director Benson of HSEMD for approval of the SCILA's loan in an amount not to exceed \$1,000,000 pursuant to Iowa Admin Code r. 361-7.5(1)
- Attorney General's Office review pursuant to Section 29C.20
 - SCILA's request appears to comply with the statute and rules governing the contingency fund

Director Benson recommends approval of the SCILA's request for a Contingency Loan in the amount of \$1,000,000.

Sincerely,

Dennis T Harper

Digitally signed by Dennis T
Harper
Date: 2022.07.21 12:28:09 -05'00'

Dennis T. Harper
Recovery Division Administrator

Enclosures

June 10, 2022

For: Director, John R. Benson, Iowa HSEMD

The South Central Iowa Landfill Agency (SCILA), located in Madison County is requesting use of the contingent fund in the amount of \$1,000,000 in order to rebuild their facilities in order to continue to support the 22 communities located in four counties that the landfill provides waste disposal services to.

As a result of taking a direct hit by an EF4 tornado with estimated winds of 230 – 235 miles per hours caused ‘catastrophic damage’ to the entire facility. Damages included the destruction of several buildings to include the office/service, machine shed, mechanical shed and transfer shed. Building losses alone totaled over \$430,000 of loss. The landfill estimates will cost well over \$1,000,000 of unreimbursed costs to replace these buildings. Several critical pieces of equipment were also destroyed in the tornado. The destroyed equipment include the underground scale and related equipment, a Caterpillar 140G motor grader, a Bobcat skid loader, three generators and thousands of dollars of repair parts and petroleum products. The landfill estimates to will cost at least \$500,000 to replace these critical pieces of equipment. Equipment that was not destroyed sustained damage and ongoing additional maintenance requirements such as frequent filter changes as windblown dirt was driven deep into motors and other moving parts of the equipment. As winter approaches, the landfill faces the additional expense of winterizing their temporary office space and is looking at increased maintenance costs as cold sensitive diesel equipment sits outside unprotected from the elements.

On March 5, 2022, Governor Kimberly Reynolds proclaimed a disaster emergency for Madison County because reports showed that local resources and capabilities had been exhausted and that state assistance and resources were needed to respond to and recover from the effects of the storms that hit the landfill. Storm damages were not sufficient for Madison County to qualify for federal assistance.

The population of the landfill’s supported area is determined to be 104,000 residents. Therefore, the SCILA’s disaster related expenses are well in excess of the \$6.00 per capita amount required to establish eligibility for a contingency loan. Additionally, the landfill agency’s loan application is for an amount not exceeding 75% of the estimated obligations and expenditures. The landfill agency plans full repayment of the contingency loan in a period not to exceed 20 years.



Diane Fitch

South Central Iowa Landfill Agency

Chairwoman

HSEMD Form SDA-1

SDA # _____
(HSEMD Use Only)

CERTIFIED TRUE COPY OF RESOLUTION OF GOVERNING BODY
To Accompany Application for State Disaster Aid
Authorized by Section 29C.20 Code of Iowa

BE IT RESOLVED BY THE Board of Directors OF South Central Iowa Landfill Agency
(Governing Body) (Public Entity)

THAT Marcia Beeler, Director
(Name of Incumbent) (Official Position)

is hereby authorized to execute for and on behalf of South Central Iowa Landfill Agency, a public entity established under the laws of the State of Iowa, an application, for submittal to Iowa Homeland Security and Emergency Management Department, for the purpose of obtaining State Disaster Aid provided by 29C.20 Code of Iowa. And, if approved by the Executive Council, administer the loan in accordance with applicable local and state regulations, to include audit compliance.

Passed and approved this 20th (twentieth) April, 2022

Diane Fitch
(Diane Fitch / Chairwoman)

Andrew Barden
(Andrew Barden/Winterset City Administrator)

(Name and title)

(Name and title)

ATTEST:

Marcia Beeler
(Name)

Director
(Clerk or Secretary of Governing Body)

Marcia Beeler
(Signature)

HSEMD Form SDA-2

SDA # _____
(HSEMD Use Only)

CERTIFICATE
By Authorized Requesting Official
To Accompany Application for State Disaster Aid
Authorized by Section 29C.20 Code of Iowa

I, Marcia Beeler, do hereby certify that I have been
authorized by Board of Directors of South Central Iowa Landfill Agency
(Governing Body) (Public Entity)
to file an application and, if approved, administer the loan in accordance with applicable
local and state regulations, to include audit compliance, on behalf of the above
indicated Governmental Subdivision.

FOR LOAN PURPOSES:

I certify that the total expenditures and obligations by the said Governmental
Subdivision, over and above normal expenditures and obligations, for disaster expenses
as a result of a Governor's Proclamation of Disaster Emergency for which no public
reimbursement has been or will be received, amounts to or exceeds \$ 1,512,420.

DATE: 6/20/2022

Marcia Beeler
(Signature)

HSEMD Form SDA-3

SDA # _____
(HSEMD Use Only)APPLICATION FOR FINANCIAL STATE DISASTER AID
Authorized by Section 29C.20 Code of Iowa

Attach additional sheets as required and reference this Form

1. GENERAL INFORMATION:

a. Governmental Subdivision:

South Central Iowa Landfill Agency
(County, City or Town, School District, etc.)

b. Authorized Requesting Official

Marcia Beeler Director South Central Iowa Landfill Agency

(Name, Official Title)

2490 State HWY 92 Winterset, IA 50273

(Official Address, Phone, Fax)c. Date of Application: 5/24/2022

d. Type of actual or impending disaster:

EF 4 tornado

e. Disaster occurred on or expected about:

March 05, 2022

(date)

2. DISASTER SUMMARY:

a. Brief narrative description of the disaster, actual or expected, and estimate of severity and extent of damage resulting or expected:

On Saturday March 5, 2022 the landfill operated by the South Central Iowa Landfill Agency, located approximately 2 miles east of Winterset, Iowa, sustained a direct hit by an EF4 tornado. The effects to the tornado were catastrophic, destroying the landfill's critical infrastructure and severely damaging the remaining buildings and equipment. The tornado destroyed the landfill's scale and supporting office/scale house leaving landfill operators with no way to determine delivery weights which is how the landfill determines tipping fees, it's primary source of income. The tornado also destroyed the landfill's machine shed used to protect the landfill's diesel powered equipment from the elements to include cold weather which is important in keeping the facility operational during the winter months. The SCILA landfill provides refuse and hazardous materials disposal services to 22 communities in four counties making it an important that these services are restored to their full capacity. The South Central Iowa Landfill Agency has implemented temporary measures to resume operations but they need this no interest loan to restore the landfill to full capability.

HSEMD Form SDA-3

SDA # _____
(HSEMD Use Only)

2. DISASTER SUMMARY (continued):

b. Current estimate of disaster response and recovery costs:		ACTUAL	ESTIMATED
(1)	public losses (total of a, b, and c below)	\$ <u>40,760</u>	\$ <u>32,000</u>
(a)	emergency protective measures (flood fighting, rescue, safety, health and sanitation)	\$ _____	\$ _____
(b)	Clearance of disaster debris and wreckage (i.e., snow and tree removal)	\$ <u>3,500</u>	\$ <u>32,000</u>
(c)	<u>Emergency repairs and temporary replacement</u>		
	1. roads, streets, culverts, bridges	\$ _____	\$ _____
	2. dikes, levees, and drainage facilities	\$ _____	\$ _____
	3. public buildings and related equipment	\$ <u>29,699</u>	\$ _____
	4. public utilities and public works	\$ <u>7,561</u>	\$ _____
*	(2) Any other expenses of the disaster (explain on separate sheet)	\$ <u>130,835</u>	\$ <u>1,308,825</u>
	(3) Summation of (1) and (2) above	\$ <u>171,595</u>	\$ <u>1,340,825</u>

* Include only incurred disaster costs (i.e., generators, chippers, equipment, etc.) not reimbursed by a disaster grant, loan program, or insurance.

3. STATE DISASTER ASSISTANCE REQUESTED:

LOAN REQUEST INFORMATIONCosts:

Actual cost	\$ <u>171,595</u>
Estimated cost	\$ <u>1,340,825</u>
A. Total Cost	\$ <u>1,512,420</u>

Reimbursements:

Disaster Year Budget Amount (____/____)	\$ _____
Disaster Funds Received	\$ _____
Grants & Other Funds (CDBG, SCS, Rural Development)	\$ _____
B. Total Funds Received	\$ <u>0</u>

C. Request Base Amount	\$ <u>1,512,420</u>
D. Less 25%	\$ <u>(378,105)</u>
E. The maximum amount that can be requested by the applicant	\$ <u>1,134,315</u>

(formula A minus B = C, C minus D = E)

HSEMD Form SDA-3

SDA # _____
(HSEMD Use Only)

4. HOW AND WHEN DO YOU PLAN TO REPAY THE LOAN (potential funding sources include general funds, Code of Iowa 24.6 or 384.8).

List proposed annual payments over a period of time not to exceed 20 years. List repayment fund sources.

Repayment Schedule

Year	Amount	Fund Source	Year	Amount	Fund Source
<u>2023</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2033</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2024</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2034</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2025</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2035</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2026</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2036</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2027</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2037</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2028</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2038</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2029</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2039</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2030</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2040</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2031</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2041</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>
<u>2032</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>	<u>2042</u>	<u>\$ 50,000</u>	<u>Gate Fees</u>

Loan Request \$ 1,000,000

5. Please provide a summary of expenditures and projected costs over and above normal expenditures directly related to the disaster. (Force account, contractors, number of personnel, duration, operating expenditures, reconstruction, etc.)

Immediately following the tornado, the landfill extended their hours of operation an extra 90 minutes a day during the week and opened for eight hours on Saturdays incurring overtime wages and extra operational cost to operate equipment. The landfill obtained a temporary scale and an older mobile home to restore their ability to collect tipping fees and record the amount of refuse being delivered to the landfill. Equipment that was not destroyed by the tornado was filled with dirt and debris that had to be removed to make the equipment operational again. This included replacing all filters, fuels and lubricants. The landfill was forced to rent equipment in order to remove debris from the internal roadways and restore landfill operations while their equipment was being repaired or replaced. The landfill sustained significant tree damage that needed to be cleared along with the cleanup of the destroyed buildings.

On behalf of the public entity, I, the authorized representative, certify that if a loan is approved by the Executive Council, the loan moneys will be spent on 75% of the over and above costs directly related to the disaster or incident.

Marcia Beales, Manager/Secretary
Name, Official Position

South Central Iowa Landfill Agency (SCLIA)
Public Entity

Known Tornado Related Expenses					
Vendor	Amount	2022 Date Range	NE or DR	Explanation	Cat
Newbury Contrustion LLC	\$ 3,500.00	Mar 6 - Apr 19	DR	10 hr of Dozer work	1 - b
	\$ 3,500				
RMH Systems	\$ 25,409.70	Mar 6 - Apr 19	DR	Scale down payment	1 - c - 3
Trout Mobile Home Service	\$ 2,800.00	Mar 6 - Apr 19	DR	Temporary Office Space	1 - c - 3
Simon Welding Inc	\$ 1,489.28	Apr 20 - May 18	DR	Welding scale section	1 - c - 3
	\$ 29,699				
Hirsch Electric, Inc	\$ 7,561.01	Mar 6 - Apr 19	DR	Intalling pole/wire to restore electricity	1 - c - 4
	\$ 7,561				
Agriland FS, Inc	\$ 1,188.99	Mar 6 - Apr 19	DR	Emergency fuel for equip on Sunday 3-6-22	2
BJ Storage	\$ 781.10	Mar 6 - Apr 19	DR	Storage container for shop supplies	2
Bomgaars	\$ 2,715.78	Mar 6 - Apr 19	DR	Shop/office supplies	2
Breeding True Vale Hardware	\$ 652.67	Mar 6 - Apr 19	DR	Shop/office supplies	2
Brittain's Std Parts Inc	\$ 281.77	Mar 6 - Apr 19	DR	Shop/office supplies	2
Carolynn Miller	\$ 377.80	Mar 6 - Apr 19	DR	Restoring landfill records	2
Carquest of Winterset	\$ 96.00	Mar 6 - Apr 19	DR	Shop/office replacements	2
HLW Engineering Group	\$ 2,187.50	Mar 6 - Apr 19	DR	Consulting / tornado related meetings	2
Housby Heavy Equipment	\$ 16,777.77	Mar 6 - Apr 19	DR	Equipment repairs	2
Simon Welding Inc	\$ 1,018.66	Mar 6 - Apr 19	DR	Equipment repairs	2
Verl Dillinger	\$ 224.56	Mar 6 - Apr 19	DR	Generator fuel	2
Ziegler Cat	\$ 60,137.06	Mar 6 - Apr 19	DR	Repairs	2
Auto Glass Installers LLC	\$ 1,903.00	Apr 20 - May 18	DR	Equipment glass installation	2
Bomgaars	\$ 1,476.18	Apr 20 - May 18	DR	Shop/office supplies	2
Breeding True Value Hardware	\$ 833.28	Apr 20 - May 18	DR	Shop/office supplies	2
Brittain's Std Parts Inc.	\$ 264.68	Apr 20 - May 18	DR	Shop/office supplies	2
Business Card	\$ 1,377.40	Apr 20 - May 18	DR	ink cartridges for printer	2
Carquest of Winterset	\$ 1,405.26	Apr 20 - May 18	DR	Shop/office supplies	2
HLW Engineering Group	\$ 2,000.00	Apr 20 - May 18	DR	Tornado damage consulting	2
Housby Heavy Equipment	\$ 4,866.29	Apr 20 - May 18	DR	Equipment repairs	2
Ziegler Cat	\$ 22,022.47	Apr 20 - May 18	DR	Equipment repairs	2
Auto Glass Installers	\$ 750.00	May 19 - Jun 9	DR	Equipment glass installation	2
Bomgaars	\$ 331.91	May 19 - Jun 9	DR	Shop/office supplies	2
Breeding True Value Hardware	\$ 814.39	May 19 - Jun 9	DR	Shop/office supplies	2
Carolynn Miller	\$ 100.00	May 19 - Jun 9	DR	Damaged computer help	2
Carquest of Winterset	\$ 545.36	May 19 - Jun 9	DR	Shop/office repairs	2
HLW Engineering Group	\$ 2,500.00	May 19 - Jun 9	DR	Tornado damage consulting	2
Hotsy Cleaning Systems	\$ 774.87	May 19 - Jun 9	DR	Power washer damage	2
Madison County Zoning Dept	\$ 150.00	May 19 - Jun 9	DR	New E-911 address	2
CFI Tire Service	\$ 2,280.00	Mar 6 - Apr 19	DR	Tire repairs	2
	\$ 130,835				
Total Expenses Reported	\$ 171,595				

Item	Estimated Tornado Related Expenses			Unreimbursed Estimate	
	Amount	Insurance Received			
Clean up - labor & equip	\$ 32,000.00	\$ -	\$	32,000.00	1 - b
Total			\$	32,000.00	
New Equipment Shed	\$ 801,326.00	\$ 313,047.00	\$	488,279.00	2
New Office - Scalehouse	\$ 282,359.00	\$ 64,531.00	\$	217,828.00	2
SOV 1-3 Misc Property - Underground Scale and Related Equipment	\$ 175,000.00	\$ 49,500.00	\$	125,500.00	2
SOV 1-3 #2 2005 Bobcat skid loader	\$ 80,000.00	\$ 21,000.00	\$	59,000.00	2
SOV 1-3 #5 140G Motor Grader - total loss less salvage of \$12,269.00	\$ 200,000.00	\$ 42,371.00	\$	157,629.00	2
Landfill tonnage fee	\$ 10,000.00	\$ -	\$	10,000.00	2
Hydro Seeder	\$ 6,000.00	\$ -	\$	6,000.00	2
Hotsy Power Washer	\$ 2,000.00	\$ -	\$	2,000.00	2
Leachate Equipment	\$ 80,000.00	\$ -	\$	80,000.00	2
Leachate Pump	\$ 20,000.00	\$ -	\$	20,000.00	2
Rock Truck	\$ 10,000.00	\$ -	\$	10,000.00	2
Generator 1	\$ 1,500.00	\$ -	\$	1,500.00	2
Generator 2	\$ 1,500.00	\$ -	\$	1,500.00	2
Generator 3	\$ 1,500.00	\$ -	\$	1,500.00	2
Computer	\$ 1,500.00	\$ -	\$	1,500.00	2
Metal Desk	\$ 900.00	\$ -	\$	900.00	2
Copier	\$ 300.00	\$ -	\$	300.00	2
Lost bulk fuel	\$ 3,780.00	\$ -	\$	3,780.00	2
Lost bulk oil	\$ 24,000.00	\$ -	\$	24,000.00	2
Labor to new site	\$ 10,000.00	\$ -	\$	10,000.00	2
Rock for new road	\$ 40,000.00	\$ -	\$	40,000.00	2
Fiber underlay of road	\$ 6,000.00	\$ -	\$	6,000.00	2
Concrete - Parking Lot	\$ 34,000.00	\$ -	\$	34,000.00	2
Concrete - Recycling Area	\$ 46,000.00	\$ -	\$	46,000.00	2
Electrical installation	\$ 25,000.00	\$ -	\$	25,000.00	2
Lost revenues	\$ 113,039.00	\$ -	\$	113,039.00	2
Misc Insurance Received	\$ -	\$ 176,430.00	\$	(176,430.00)	2
Total	\$ 1,975,704.00	\$ 666,879.00	\$	1,308,825.00	
Total Estimated Costs			\$	1,340,825.00	

A Resolution calling for the statutory repayment of state disaster aid for losses incurred due to EF 4 Tornado on March 5, 2022
(incident) (date/s)

BE IT RESOLVED BY THE South Central Iowa Landfill Agency
Madison County (Governing Body)

OF Madison County that the State Disaster Aid shall be repaid according to State Statutes in the following manner:

Total Amount of Proposed Loan: \$ 1,000,000 (One Million)

Date of Application: May 24, 2022

Statutory repayment Period: MAXIMUM 20 Years

REPAYMENT SCHEDULE

<u>YEAR/AMOUNT</u>	<u>YEAR/AMOUNT</u>
2023 / \$50,000	2033 / \$50,000
2024 / \$50,000	2034 / \$50,000
2025 / \$50,000	2035 / \$50,000
2026 / \$50,000	2036 / \$50,000
2027 / \$50,000	2037 / \$50,000
2028 / \$50,000	2038 / \$50,000
2029 / \$50,000	2039 / \$50,000
2030 / \$50,000	2040 / \$50,000
2031 / \$50,000	2041 / \$50,000
2032 / \$50,000	2042 / \$50,000

Total to be Repaid: \$ 1,000,000 (One Million)

BE IT FURTHER RESOLVED THAT these \$50,000 annual payments shall be considered as State Contingency Fund Loan under the Debt Service fund
(budget line item) (name of account)
and to be paid out of the same.

PASSED AND APPROVED this the 20th day of June, 20 22.

Diane Riob
South Central Iowa Landfill Agency
Chairwoman

ATTEST:

Marcia Berber
Clerk or Secretary of Governing Body

HSEMD Form SDA-4a

SDA # _____
(HSEMD Use Only)

**REVIEW OF APPLICATION
FOR STATE DISASTER AID
(Iowa Code 29C.20)**

POLITICAL SUBDIVISION - South Central Iowa Landfill AgencyDate of Review of Application Package: July 12, 2022

Reason for Request: On March 5, 2022, an EF4 tornado destroyed critical infrastructure and severely damaged buildings and equipment at the South Central Iowa Landfill Agency (SCILA), located approximately 2 miles east of Winterset, Iowa. SCILA provides service to 22 communities in 4 counties. SCILA is seeking a no-interest loan from the State Contingent Fund to restore the landfill to full capacity.

Population: 105,000 (2020)Resolution: 2022-2Application Made: May 24, 2022Certificate for Application: June 20, 2022Amount of Request: \$1,000,000.00* Assessed Valuation: \$1,512,420.00

* Has applicant petitioned the state board for approval to make emergency tax levy?

Not at this time

* What other obligations will be paid from this emergency request?

All funds will be used to fully restore the landfill operations of SCILA.

* Proposed method and/or time frame to repay state disaster loan:

Debt service will be used to repay this loan at \$50,000.00 per year for 20 years.

* Recommendations:

I recommend that this loan be approved in the amount of \$1,000,000.00.

7/13/2022
Date

Dennis T Harper
Digitally signed by Dennis T Harper
Date: 2022.07.14 07:11:10 -05'00'
Signature of Reviewer

HSEMD Form SDA-4

SDA # _____
(HSEMD Use Only)


REPORT AND RECOMMENDATION
of
DIRECTOR, IOWA DEPARTMENT OF HOMELAND SECURITY AND
EMERGENCY MANAGEMENT
on
Application for State Disaster Aid
Authorized by Section 29C.20 Code of Iowa

By: Director Marcia Beeler on behalf of South Central Iowa Landfill Agency, IA
(Governmental Subdivision)

-
1. The above designated requesting official is the duly authorized representative of the indicated Governmental Subdivision, which is the political entity primarily responsible, under the criteria established by Executive Council Policy implementing the provisions of the State Disaster Contingency Fund (29C.20, Code of Iowa, Administrative Rules, 261-7.1 (29C)), for coping with a disaster, actual or anticipated, occurring within the area occupied by such Governmental Subdivision.
 2. The designated requesting official has certified that the total expenditures and obligations by the indicated Governmental Subdivision, over and above normal expenditures and obligations, for disaster aid for which no reimbursement has been or will be received, amounted to or exceeds \$1,512,420.00, which amount is at least 25% greater than the amount requested in Application, and set forth in paragraph 4, hereafter.
 3. I have designated an investigative official, who proceeded to the site of the disaster, or impending disaster, for the purpose of verifying the information submitted in Form SDA-3, and otherwise interviewing appropriate officials and examining records, and who has submitted the report to me as to the matters investigated by designee.
 4. I have personally reviewed the Application and supporting documents, and based upon this examination and the report of the Investigative Official, do hereby recommend approval thereof by the Executive Council of the said Application for a loan in an amount not to exceed \$1,000,000.00, or for such amounts may be determined, in the discretion of the Executive Council, for the purposes authorized in Section 29C.20 of the Code of Iowa.

DATE: 7/14/2022**John R. Benson**Digitally signed by John R.
Benson
Date: 2022.07.14 09:08:46 -05'00'

 Director, Iowa Department of Homeland Security
and Emergency Management



State of Iowa

Executive Department

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION OF DISASTER EMERGENCY

WHEREAS, on March 5, 2022, and continuing thereafter, a severe storm system affected the state of Iowa; and

WHEREAS, this storm system caused severe weather, including damaging winds, heavy rains, thunderstorms, and tornadoes resulting in death, personal injury, significant damage to public and private property, and power outages resulting from downed power lines and poles; and

WHEREAS, Madison County suffered significant damage from this event; and

WHEREAS, reports forwarded to the Iowa Department of Homeland Security and Emergency Management by the emergency management coordinator and others in the affected county indicate that local resources and capabilities have been exhausted and that state assistance and resources are needed to respond to and recover from the effects of this event; and

WHEREAS, reports forwarded to the Iowa Department of Homeland Security and Emergency Management by the emergency management coordinator in the affected county indicate that state individual assistance pursuant to Iowa Code § 29C.20A and 441 Iowa Admin. Code 58.2(1) is needed to assist certain individuals and families adversely affected by the disaster who cannot be helped by other means of financial assistance and for whom federal assistance under the Stafford Act is either not available or does not adequately meet the needs of the citizens in the disaster area; and

WHEREAS, these conditions threaten the public peace, health, and safety of citizens of the State of Iowa and have damaged and destroyed public and private property. Because of this, they provide legal justification for the issuance of a Proclamation of a State of Disaster Emergency pursuant to Iowa Code § 29C.6(1).

NOW, THEREFORE, I, KIMBERLY K. REYNOLDS, Governor of the State of Iowa, by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code § 29C.6(1), and all other applicable laws, do hereby proclaim a **STATE OF DISASTER EMERGENCY** for Madison County and do hereby **ORDER** and **DIRECT** the following:

SECTION ONE. As required by Iowa Code § 29C.6 (1), (10) and 42 U.S.C. § 5170 in cases of Presidential Disaster Declarations, this Proclamation of Disaster Emergency activates the disaster response and recovery aspects of the Iowa Department of Homeland Security and Emergency Management's Iowa Emergency Response Plan and those additional response plans applicable to the county affected by this disaster and authorizes the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in the disaster county.

SECTION TWO. I authorize the Iowa Department of Human Services under the terms and conditions as allowed by Iowa law to render individual disaster assistance to eligible residents of Madison County.

SECTION THREE. I temporarily suspend the regulatory provisions of 11 Iowa Admin. Code § 53.11 (3) prohibiting pay to those State of Iowa employees for hours worked in excess of 40 hours per workweek while present in the State's Emergency Operations Center or otherwise

engaged in assigned disaster response missions or other activities. This suspension shall be retroactive to the initial activation of the State's Emergency Operations Center.

SECTION FOUR. I temporarily suspend the regulatory provisions of Iowa Code Chapter 8A, Iowa Code § 313.10, 11 Iowa Admin. Code Chapters 117 and 118, and 641 Iowa Admin. Code Chapter 176, requiring the Iowa Department of Homeland Security and Emergency Management, the Iowa Department of Transportation, the Iowa Department of Public Safety, the Iowa Department of Natural Resources, the Iowa Department of Public Health, and other state agencies involved in the response to this disaster emergency to procure goods and services through a competitive selection process or to otherwise follow, adhere to, or obtain other procurement-related processes, procedures, approvals, or limitations. Suspension of these provisions is limited to the duration of this proclamation and is further limited to procurements which are necessary to respond to this disaster emergency.

SECTION FIVE. This state of disaster emergency shall be effective immediately, shall continue for thirty (30) days, and shall expire on April 4, 2022, unless sooner terminated or extended in writing by me.



IN TESTIMONY WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND CAUSED THE GREAT SEAL OF THE STATE OF IOWA TO BE AFFIXED AT DES MOINES, IOWA THIS FIFTH DAY OF MARCH IN THE YEAR OF OUR LORD TWO THOUSAND TWENTY-TWO.

Kim Reynolds
KIMBERLY K. REYNOLDS
GOVERNOR

ATTEST:

Paul D. Pate
PAUL D. PATE
SECRETARY OF STATE

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 ○ Direct: 515-725-0501
Email: Ben.Flickinger@ag.iowa.gov
www.iowaattorneygeneral.govTHOMAS J. MILLER
ATTORNEY GENERALBENJAMIN J. FLICKINGER
ASSISTANT ATTORNEY GENERAL

July 18, 2022

John Benson, Director
Iowa Homeland Security and Emergency Management
7900 Hickman Road
Windsor Heights, Iowa 50324

Re: SCILA Contingent Fund Loan Application

Dear Director Benson:

Pursuant to your request, I reviewed the Application for State Disaster Aid authorized by Iowa Code § 29C.20 (contingent fund loan), which your department recently received from the South Central Iowa Landfill Agency (SCILA). I offer the following observations regarding compliance with the requirements set forth in Iowa Code § 29C.20 and the administrative rules found at 361 Iowa Admin. Code chapter 7.

Iowa Code § 29C.20 establishes a state contingent fund under the control of the Executive Council which may be expended in the form of no interest loans to aid “any governmental subdivision in an area declared by the governor to be a disaster area due to natural disasters or to expenditures necessitated by the governmental subdivision toward averting or lessening the impact of the potential disaster, where the effect of the disaster or action on the governmental subdivision is the immediate financial inability to meet the continuing requirements of local government.” Iowa Code § 29C.20(1)(a)(6)(a).

To be eligible for a disaster loan, “a governmental subdivision must have potential or actual expenditures for disaster caused local government expenses amounting to at least \$6 for each person (pop. last U.S. census or official school district census) in the governmental subdivision.” 361 Iowa Admin. Code 7.5(1). Contingent funds may be used by a local government for disaster response, recovery, and mitigation expenditures, including debris clearance and repair of dikes, levies, and public utilities, buildings, and equipment, or similar facilities. *Id.*

Upon application, a governmental subdivision that has disaster related expenditures meeting this threshold may be awarded “a loan up to a limit of seventy-five percent of the showing of obligations and expenditures.” Iowa Code § 29C.20(1)(a)(6)(b). Furthermore, while the loans may be made at the discretion of the Executive Council, “[t]he aggregate total of loans shall not exceed one million dollars during a fiscal year.” *Id.* The repayment of a contingency fund loan shall be made within 20 years. 361 Iowa Admin. Code 7.5(1).

On March 5, 2022, and continuing thereafter, severe storm systems affected the State of Iowa, causing flooding and tornadoes resulting in significant damage to property, power outages, and large debris piles.

Page 1 of 3

Also on March 5, 2022, Governor Reynolds issued a Proclamation of Disaster Emergency indicating that Madison County had suffered significant damage from the storms. SCILA is located in Madison County.

Subsequently the SCILA applied for contingent fund aid to cover costs associated with repairs to that were made necessary by the 2022 storm event. SCILA's actual repair costs to date are \$171,595 and it has an estimated \$1,340,825 in additional repair costs and expenses beyond insurance payouts. SCILA seeks a contingent fund loan to help with these expenses and repairs.

As a threshold matter, contingent fund loans are available to a governmental subdivision pursuant to Iowa Code § 29C.20(1)(a)(6). 361 Iowa Admin. Code 7.2 defines a governmental subdivision as any political subdivision of the state. "Political subdivision" is not defined for purposes of contingent loan funds. However other executive council rules have defined a political subdivision as "a geographic or territorial portion of the state in which local governmental functions are performed. An agency or instrumentality of a political subdivision is part of the political subdivision." 361 Iowa Admin. Code 11.7.

SCILA is an entity created pursuant to a 28E and whose members are comprised of a number of cities and one county; as such, they would all be political subdivisions themselves. It operates a landfill in a specific location, thereby performing local governmental functions in a geographic portion of the state. It also appears SCILA would be considered a municipality, and by extension a political subdivision, for at least some parts of the Iowa Code. *See, e.g.*, Iowa Code chapter 670. It is clear all of the entities who are members of SCILA are political subdivisions who would be independently eligible for a loan under this program. As a 28E entity, SCILA is simply utilizing its members' authority to provide the services to citizens in the area covered by its members. Even if it is not inherently a political subdivision itself, SCILA can be an instrumentality of its member political subdivisions, which would be sufficient to meet the definition of a political subdivision for purposes of a contingent fund loan. Therefore, it appears SCILA can be considered an eligible entity based upon its powers, duties, location, and the makeup of its membership.

Because the costs are associated with repair of facilities related to a declared natural disaster, the expenditures appear to be for an eligible purpose under Iowa Code § 29C.20(1)(a)(6) and 361 Iowa Admin. Code 7.5(1).

SCILA requests a loan of \$1,000,000 and certifies that the total expenditures and obligations for disaster aid that have been or are estimated to be incurred by it that are over and beyond normal expenditures and obligations, and for which no reimbursement has been made or will be received, amounts to \$1,512,420. The requested loan therefore meets the seventy-five percent threshold of total eligible expenditures. SCILA states the population of its supported area is 104,000. While it is unclear how this number was derived, the total populations of Madison County, Warren County, the City of Osceola, and the cities of Dallas Center, De Soto, Dexter and Van Meter total approximately 77,000 based on the 2020 census. Using the 104,000 number, SCILA's expenses would be in excess of the \$6.00 per capita amount required for eligibility for a contingency fund loan. The request is for obligations and expenditures incurred within the two years previous to the application or which are yet to be incurred; specifically, they are for damages related to the 2022 tornado. SCILA proposes a repayment schedule within 20 years by paying \$50,000 annually for 20 years. The funds are to be repaid from its user fees.

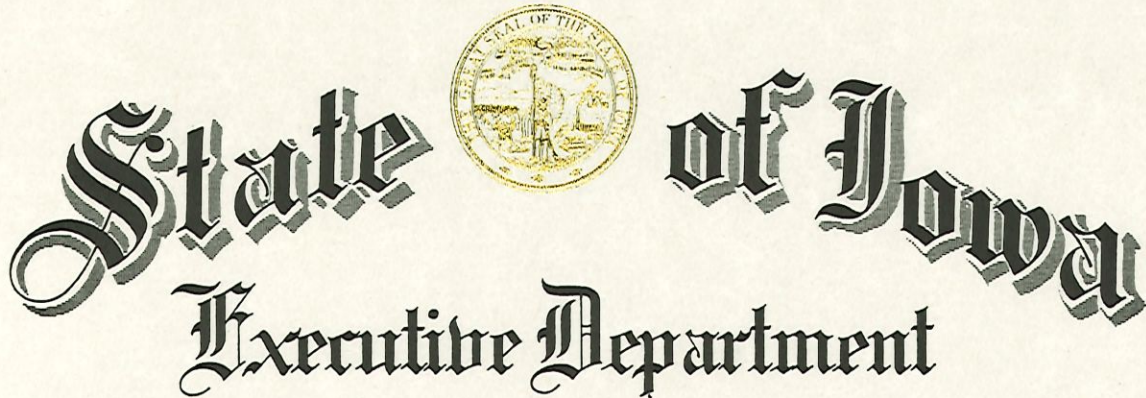
Based on the information provided to me for review, and assuming SCILA is an eligible entity, the funds are applied appropriately, and the statutory limit on the aggregate total of loans is not exceeded by this request, SCILA's request appears to comply with Iowa Code § 29C.20 and the administrative rules governing the contingency fund.

Sincerely,

/s/ Benjamin J. Flickinger

BENJAMIN J. FLICKINGER
Assistant Attorney General

CC: Jeffrey Thompson, Iowa Solicitor General



IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION OF DISASTER EMERGENCY

WHEREAS, on July 23, 2022, and continuing thereafter, a series of severe storm systems affected the state of Iowa; and

WHEREAS, these storm systems caused severe weather, including damaging winds, straight-line winds, heavy rains, thunderstorms, and flash flooding, resulting in significant damage to public and private property and power outages resulting from downed power lines and poles; and

WHEREAS, Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties suffered significant damage from this event; and

WHEREAS, reports forwarded to the Iowa Department of Homeland Security and Emergency Management by the emergency management coordinators in the affected counties indicate that state individual assistance pursuant to Iowa Code § 29C.20A and 441 Iowa Admin. Code 58.2 (1) is needed to assist certain individuals and families adversely affected by the disaster who cannot be helped by other means of financial assistance and for whom federal assistance under the Stafford Act is either not available or does not adequately meet the needs of the citizens in the disaster area; and

WHEREAS, these conditions threaten the public peace, health, and safety of citizens of the State of Iowa and have damaged and destroyed public and private property. Because of this, they provide legal justification for the issuance of a Proclamation of a State of Disaster Emergency pursuant to Iowa Code § 29C.6 (1).

NOW, THEREFORE, I, KIMBERLY K. REYNOLDS, Governor of the State of Iowa, by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code § 29C.6 (1), and all other applicable laws, do hereby proclaim a **STATE OF DISASTER EMERGENCY** for Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties and do hereby **ORDER** and **DIRECT** the following:

SECTION ONE. As required by Iowa Code § 29C.6 (1), (10) and 42 U.S.C. § 5170 in cases of Presidential Disaster Declarations, this Proclamation of Disaster Emergency activates the disaster response and recovery aspects of the Iowa Department of Homeland Security and Emergency Management's Iowa Emergency Response Plan and those additional response plans applicable to the counties affected by this disaster and authorizes the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in the disaster counties.

SECTION TWO. I authorize the Iowa Department of Human Services under the terms and conditions as allowed by Iowa law to render individual disaster assistance to eligible residents of Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties.

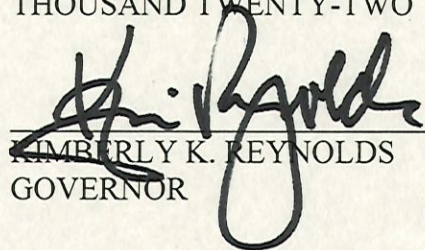
SECTION THREE. The Department of Human Services, the Department of Homeland Security and Emergency Management, county emergency management coordinators, and any

other state agencies and private organizations providing services associated with the Iowa Individual Assistance Grant Program or Iowa Disaster Case Management are authorized to share any information necessary to ensure appropriate resources are provided to eligible residents impacted by this disaster. Such information may be shared throughout the implementation of the programs and shall continue for as long as needed to provide necessary services to residents impacted by this disaster, to include after the formal closure of the program(s).

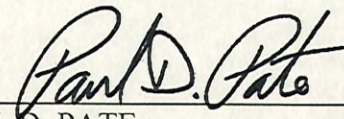
SECTION FOUR. This state of disaster emergency shall be effective immediately, shall continue for thirty (30) days, and shall expire on August 24, 2022, unless sooner terminated or extended in writing by me.



IN TESTIMONY WHEREOF, I HAVE
HEREUNTO SUBSCRIBED MY NAME AND
CAUSED THE GREAT SEAL OF THE STATE
OF IOWA TO BE AFFIXED AT DES MOINES,
IOWA THIS TWENTY-FIFTH DAY OF JULY
IN THE YEAR OF OUR LORD TWO
THOUSAND TWENTY-TWO


KIMBERLY K. KEYNOLDS
GOVERNOR

ATTEST:


PAUL D. PATE
SECRETARY OF STATE



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Kyle Harms
Office of the Treasurer
LOCAL

Dear Mr. Harms:

The Executive Council in their meeting on today's date approved an allocation request from Department of Human Services, in the amount of \$90,000.00 pursuant to Iowa Code §29C.20A and §29C.20B for the Iowa Individual Assistance Grant Program and to transfer funds for disbursement to the individual applicant without Executive Council approval for each individual applicant for Allamakee, Clayton, Harrison, Shelby and Winneshiek Counties.

The accounting information for transfer is as follows:

Dept.	Fund	Appr	Org
401	0391	0000	1970
401	0391	0000	6081

If you have questions on this matter, please advise.

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

- cc: Kelly Garcia, Director, Department of Human Services
- Vern Armstrong, Department of Human Services
- Christie Templeton, Department of Human Services
- Barb DeJoode, Department of Human Services
- Robert Beran, Department of Human Services
- Julie McCauley, Department of Human Services
- Linda Leto, Department of Management

Victoria Newton, Executive Secretary
Executive Council of Iowa
State Capitol Building

Re: Governor's Proclamation of a State of Disaster Emergency – Request for Funds

Dear Ms. Newton:

On July 23, 2022, there were damaging winds, straight-line winds, heavy rains, thunderstorms, and tornadoes in Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties causing damage.

Per the Governor's Disaster Proclamation, I am requesting funding for the Iowa Individual Assistance Grant Program (IIAGP) and Iowa Disaster Case Management Grant Program (IDCM) be placed on the Executive Council Agenda for Monday, Aug 8, 2022. The Iowa Department of Human Services is requesting the Executive Council adopt a Resolution for Funds in the amount of \$90,000.00 to be allocated as follows.

- \$75,000.00 for IIAGP for Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties
- \$15,000.00 for IDCM for Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties

Pursuant to Iowa Code 29C.20A, these funds will be distributed to individuals or families to replace/repair items affected by the disaster emergency which cannot be met by other means of financial assistance. Pursuant to Iowa Code 29C.20B, funding will be distributed to Disaster Case Management to help individuals or families with unmet needs that were affected by the disaster to establish a recovery plan.

The account coding for the funds to be transferred will be:

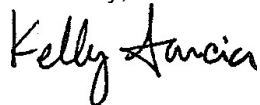
Dept Fund Appr Org

401 0391 0000 1970 – State Only Disaster IIAGP – Emmet, Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties (07/23/22)

401 0391 0000 6081 – State Only Disaster IDCM – Allamakee, Clayton, Harrison, Shelby, and Winneshiek counties (07/23/22)

Thank you for your assistance.

Sincerely,



Kelly Garcia
Director

cc: Vern Armstrong, Department of Human Services
Christie Templeton, Department of Human Services
Barb DeJooode, Department of Human Services
Robert Beran, Department of Human Services
Julie McCauley, Department of Human Services
Linda Leto, Department of Management

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

July 26, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L O C A L

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *Wessels, Debbie v. Department of Correctional Services and State of Iowa and Second Injury Fund of Iowa*, a case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$160.00 per hour. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,

JEFFREY S. THOMPSON
Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Mr. Jeffrey S. Thompson
Solicitor General
Attorney General's Office
Hoover Bldg.
LOCAL

Dear Mr. Thompson:

The Executive Council, in a meeting held this date, approved your request to retain special counsel pursuant to Iowa Code section 13.3(1) in *Debbie Wessels v. Department of Correctional Services 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

If you have any questions on the matter, please advise.

Sincerely,

A handwritten signature in cursive script that reads "Victoria Newton".

Victoria Newton
Executive Secretary

AGREEMENT FOR OUTSIDE COUNSEL

This Agreement is entered into between the Iowa Department of Justice (the Department) and The Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa, 50309-2390 (Outside Counsel).

PURPOSE

Upon the request of the Department and the authorization of the Executive Council pursuant to Iowa Code § 13.3(1), Outside Counsel is retained to represent the Second Injury Fund *Wessels, Debbie v. Department of Correctional Services and State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee against the State of Iowa and the Second Injury Fund.

DURATION

This Agreement shall extend from July 20, 2022, until final resolution of the case, unless terminated by the parties pursuant to the terms set forth in this Agreement.

SCOPE

1. Assignment of specific legal matters to Outside Counsel shall be as authorized by the Department within the scope of this Agreement.
2. Outside Counsel agrees to investigate, prosecute, defend and attend to the legal matters described in this Agreement in a careful, diligent and skillful manner. Assignment of specific legal matters to Outside Counsel shall be as authorized by the Department within the scope of this Agreement.
3. Outside Counsel further agrees that any pleading, motion or correspondence filed or submitted to any court on behalf of the State of Iowa shall first be provided to and approved by the Department or its designee.

DEFINITIONS

"Miscellaneous Expenses" include filing fees, copying fees, telephone charges, postage and such additional expenses to which both parties agree.

PAYMENT

1. Legal services by Outside Counsel shall be performed by Ryan Clark who shall be paid at the rate of \$160.00 per hour for the services performed.
2. Outside Counsel shall be reimbursed for miscellaneous expenses incurred as a reasonable and necessary incident to the provision of legal services.
3. Outside Counsel shall bill the State promptly each month for any services performed and any miscellaneous expenses incurred. Bills shall be submitted to the Iowa Executive Council, reviewed by the Department and approved by the Iowa Executive Council prior to payment. Bills shall be sent to the attention of: Victoria Newton, Iowa Executive Council, Room 114, State Capitol, Des Moines, Iowa 50319. All bills submitted by Outside Counsel shall: (i) contain appropriate documentation as necessary to support the fees, charges and expenses included on the bill; (ii) comply with all applicable laws, rules and procedures concerning payment of such fees, charges or other claims; and (iii) contain any other information reasonably requested by the Department. Subject to the terms of this Agreement, the State shall pay all approved bills in arrears in conformance with applicable laws and rules.
4. Payments pursuant to this Agreement shall be made solely from, and are contingent upon the availability of, the General Fund.

ASSIGNMENT

Outside Counsel shall not assign the rights or obligations contained in this Agreement without the written consent of the Department.

TERMINATION

Either party may terminate this Agreement prior to the expiration date upon 30 days' notice. Notice shall be by letter delivered by first class mail. Thirty days commences from the date affixed at the top of the letter. In addition, the Department shall have the right to terminate this Agreement upon giving Outside Counsel written notice if any funds needed to compensate or make payment to Outside Counsel are de-appropriated, reduced, eliminated, not allocated, not appropriated, or are insufficient or unavailable for any other reason, as determined by the Department in its sole discretion.

COMPLIANCE WITH LAWS

Outside Counsel and all partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., performing services under this Agreement shall comply with all applicable federal, state, foreign, and local laws, rules, regulations, procedures, ordinances, codes, and orders when performing within the scope of this Agreement, including without limitation, all laws applicable to the prevention of discrimination in employment, the administrative rules of the Iowa Department of Management and the Iowa Civil Rights Commission which pertain to equal employment opportunity and affirmative action, laws relating to prevailing wages, occupational safety and health standards, business permits and registrations, prevention of discrimination in employment, payment of taxes, gift laws, lobbying laws, and laws relating to the use of targeted small businesses as subcontractors or suppliers.

INDEPENDENT CONTRACTOR

The status of all partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., performing services under this Agreement shall be that of an independent contractor. Partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., shall not, under any circumstances or for any purposes, be considered employees or agents of the State of Iowa or the Department. Partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., performing services under this Agreement are not eligible for any State of Iowa employee benefits, including, but not limited to, retirement benefits, insurance coverage or the like. The Department shall not withhold taxes on behalf of any partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., unless required by law.


NO CONFLICT OF INTEREST

Outside Counsel represents warrants and covenants that the partners, associates, employees, and agents of The Patterson Law Firm, L.L.P., have no interest and shall not acquire any direct or indirect interest, including the representation of any other client, that would conflict in any manner or degree with the legal representation or the services provided under this Agreement. This Agreement shall not disqualify The Patterson Law Firm, L.L.P., from representing other clients in matters adverse to the State of Iowa, state agencies, or governmental subdivisions, whether ongoing at the time of this Agreement or undertaken thereafter, that do not have a substantial relationship to the legal representation or the services provided under this Agreement.


CHOICE OF LAW AND FORUM

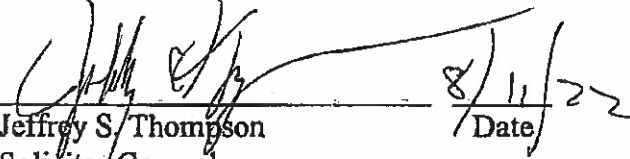
The laws of the State of Iowa shall govern and determine all matters arising out of or in connection with this Agreement without regard to the choice of law provisions of Iowa law. In the event any proceeding of a judicial or quasi-judicial nature is commenced in connection with this Agreement, the exclusive jurisdiction for the proceeding shall be brought in Polk County District Court for the State of Iowa. This provision shall not be construed as waiving any immunity to suit or liability, including, without limitation, sovereign immunity, in state or federal court, which may be available to the State of Iowa or to the Department.

APPROVED BY:


Ryan Clark, Outside Counsel
The Patterson Law Firm, L.L.P.

8/11/22
Date

 8-11-22
Executive Council
Approved by Victoria Newton
Date


Jeffrey S. Thompson
Solicitor General
Iowa Department of Justice
8/11/22
Date



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Kyle Harms
Office of the Treasurer
LOCAL

Dear Mr. Harms:

The Executive Council, in a meeting held on today's date, approved Department of Administrative Services request for an emergency allocation in the amount of \$5,694.60, subject to the audit of actual invoices. On July 9, 2021, hail damaged vehicle 2318. Request was to cover repair costs.

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

cc: Adam Steen, Director, Department of Administrative Services
DAS Fleet Services, Risk
Linda Leto, Department of Management

AOS Claim # 2220
TOS Job # _____



OFFICE OF AUDITOR OF STATE
STATE OF IOWA

Rob Sand
Auditor of State

State Capitol Building
Des Moines, Iowa 50319-0004

Telephone (515) 281-5834 Facsimile (515) 281-6518

August 4, 2022

Victoria Newton
Executive Council
L O C A L

Subject: Hail Damage to Vehicle #2318 on July 9, 2021
Department of Administrative Services
Claim dated October 6, 2021
AOS Claim ID: 2220

In accordance with Executive Council policy, we have examined the claim for 29C.20 funds for the above-mentioned damage. It is our conclusion that the above damage incurred by the Department of Administrative Services is covered by Chapter 29C.20 of the Code of Iowa. The Department requested an allocation of \$5,901.10; however, the estimate includes vehicle damage inspection costs of \$206.50. These costs are considered administrative costs since they are incurred regardless of whether or not a claim is allowed under Chapter 29C.20 of the Code of Iowa. This amount will be deducted from the Department's request. Therefore, we recommend an Executive Council allocation in the amount of \$5,694.60, subject to an audit of actual invoices.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ernest H. Ruben, Jr.".

Ernest H. Ruben, Jr., CPA
Deputy Auditor of State

cc: Adam Steen, Director, Department of Administrative Services
Jacquie Holm-Smith, Fleet Services Manager, Department of Administrative Services
Linda Leto, Department of Management



Governor Kim Reynolds
 Lt. Governor Adam Gregg
 Adam Steen, Director

Date: October 6, 2021

To: Tammy Hollingsworth, Auditor of State
 Victoria Newton, Treasurer of State
 Executive Council

From: Mariah Flowers, Fleet Manager
 DAS Fleet Services
 Department of Administrative Services

Re: ALLOCATION REQUEST - 29C20 Claim for Executive Council Consideration

Vehicle / Event	# 2318/Hail
Event Date	July 9, 2021
Summary	Vehicle 2318 sustained hail damage during a storm. (225062)
Amount Requested	\$5,694.60 - Estimate <u>\$ 206.50 - Review Invoice</u> \$5,901.10 - Total
Supporting Documentation	29C20 Email Notification, Accident Report, Repair Estimate(s), Photos

If you have any questions or are in need of additional information, please do not hesitate to contact me.

Thank you,

Mariah Flowers, Fleet Manager
 DAS Fleet Services
Mariah.Flowers@iowa.gov
 515-725-2243

Vehicle Accident Report

Time and location of accident

Accident Date (Mo/Day/Year)	Time	No. of Vehicles
7/19/21	2:00 pm	1
County <input checked="" type="checkbox"/> Black Hawk	State <input checked="" type="checkbox"/> Iowa	

Vehicle 1 (State vehicle)

Driver's Name		Work Street Address	
DeAnn Schreiner		1404 Ash	
Driver's License No./State		City, State, Zip	
Ia 897 223176		Atlantic Ia 50022	
Date of Birth	Department	Work Phone	Home Phone
9-21-63	Lottery	712-254-1459	
License Plate No.	VIN	Year, Make, Model	
CIS 095	2C4RC1CG 2M2553029	2021 Chrysler Voyager LX	
Estimate (\$) of Damage	Description of Damage		
\$ Not sure - estimate done 8/18/21	Hail Damage		

Vehicle 2 (other vehicle) if more than two vehicles-use additional forms

Driver's Name		Street Address	
Driver's License No./State		City, State, Zip	
Date of Birth	Work Phone	Home Phone	License Plate No.
Description of Damage			

Date: 10/ 4/2021 01:05 PM
 Estimate ID: 7761080071
 Estimate Version: 1
 Supplement: 1 (P F) 10/ 4/2021 01:04:31
 Profile ID: * Mitchell

Property Damage Appraisers (PDA Des Moines)

P.O. Box 144, Collins, IA 50055
 (515) 222-1906
 Fax: (515) 222-1929
 Email: pdadesmoines@pdaorg.net

* Not An Authorization For Repair *
 Read disclaimers following appraisal calculations.

Damage Assessed By: CALEB CUTLER
 Supplemented By: CALEB CUTLER
 Classification: Field

Appraised For: MIKE LONG

Condition Code: Good
 Deductible: 0.00
 File Number: 7761080071
 Claim Number: APDSOI0225062-001
 Type of Loss: Other
 Insured: STATE OF IOWA
 Owner: STATE OF IOWA

Mitchell Service: 912204

Description: 2021 Chrysler Voyager LX
 Body Style: Van
 VIN: 2C4RC1CG2MR553029
 Mileage: 10,992
 OEM/ALT: O
 Color: SILVER
 Options: PASSENGER AIRBAG, POWER DRIVER SEAT, POWER LOCK, POWER WINDOW, POWER STEERING
 REAR WINDOW DEFOGGER, AIR CONDITION, REAR WINDOW WIPER, CRUISE CONTROL
 TILT STEERING COLUMN, AM/FM STEREO, DRIVER AIRBAG, HEATED EXTERIOR MIRROR
 REAR (DUAL-ZONE) AC, FRONT SIDE AIRBAG WITH HEAD PROTECTION
 ANTI-LOCK BRAKE SYS., TRACTION CONTROL, ALUM/ALLOY WHEELS, REARVIEW CAMERA
 TIRE INFLATION/PRESSURE MONITOR, AUXILIARY INPUT
 BLUETOOTH WIRELESS CONNECTIVITY, SATELLITE RADIO
 POWER ADJUSTABLE EXTERIOR MIRROR, PRIVACY GLASS, AUTO AIR CONDITION
 TRIP COMPUTER, FIRST ROW BUCKET SEAT, SECOND ROW BUCKET SEAT, THIRD ROW SEAT
 REAR HEATING, VENTILATION & AIR CONDITIONING, CLOTH SEAT, SIDE AIRBAGS
 AUTOMATIC HEADLIGHTS, SECOND ROW SIDE AIRBAG WITH HEAD PROTECTION, THIRD DOOR
 MP3 PLAYER, DAYTIME RUNNING LIGHTS, 4 DOORS
 DRIVER SEAT WITH POWER LUMBAR SUPPORT, ELECTRONIC STABILITY CONTROL
 KEYLESS ENTRY SYSTEM, REAR SPOILER, SMART KEY SYSTEM
 STEERING WHEEL AUDIO CONTROLS

Vehicle Production Date: 3/21
 Drive Train: 3.6L Inj 6 Cyl FWD
 License: CIS095 IA
 Search Code: 776

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/Part Number	Dollar Amount	Labor Units
<u>Hood</u>							
1	200709	BDY	REMOVE/INSTALL	Hood Assy			0.6
S1 2		BDY	PAINTLESS REPAIR	Hood Panel (Alum)	Sublet	727.50 *	#
3				25 NICKEL SIZE DENTS			
4				INCLUDES: ALUMINUM PANEL			
5	200447	BDY	REMOVE/INSTALL	Hood Insulator	Existing		0.3 r
<u>Front Fender</u>							
S1 6		BDY	PAINTLESS REPAIR	R Fender Panel	Sublet	110.00 *	#
7				5 QUARTER SIZE DENTS			
8		BDY	PAINTLESS REPAIR	L Fender Panel	Sublet	100.00	#
9				1 NICKEL SIZE DENT			
10	200553	BDY	REMOVE/INSTALL	L Fender Liner	Existing		0.4 r
<u>Rocker/Pillars</u>							
S1 11	200579	BDY	PAINTLESS REPAIR	R Door Opening Panel	Sublet	227.50 *	0.0*#

ESTIMATE RECALL NUMBER: 08/27/2021 09:39:44 7761080071
 Mitchell Data Version: OEM: SEP_21_V0929

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Software Version: 7.1.241

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12			6 NICKEL SIZE DENTS				
13			INCLUDES: DOUBLE PANEL				
14	200580	BDY	PAINTLESS REPAIR	L Door Opening Panel	Sublet	187.50	* 0.0*#
15			6 NICKEL SIZE DENTS				
16			INCLUDES: DOUBLE PANEL				
<u>Front Door</u>							
S1 17		BDY	PAINTLESS REPAIR	R Frt Door Shell (Steel/HSS/UHSS)	Sublet	218.75	#
18			15 QUARTER SIZE DENTS				
19			INCLUDES: Double Panel				
20	201042	BDY	REMOVE/REPLACE	R Frt Door Upper Moulding	68497890AB	59.25	0.3
21	201043	BDY	REMOVE/REPLACE	L Frt Door Upper Moulding	68497891AB	59.25	0.3
<u>Side Door</u>							
22	201069	BDY	REMOVE/REPLACE	R Otr Side Door Belt Mldg	68188798AF	82.50	0.3
<u>Van Side Panel</u>							
S1 23		BDY	PAINTLESS REPAIR	R Van Side Panel	Sublet	218.75	*
24			1 NICKEL SIZE DENT				
25		BDY	PAINTLESS REPAIR	L Van Side Panel	Sublet	150.00	
26			6 NICKEL SIZE DENTS				
27	200284	BDY	REMOVE/REPLACE	R Van Side Moulding	68497494AA	215.00	0.3
28	200285	BDY	REMOVE/REPLACE	L Van Side Moulding	68497495AA	215.00	0.3
<u>Roof</u>							
S1 29		BDY	PAINTLESS REPAIR	Roof Panel (UHSS)	Sublet	2,355.00	*
30			151 NICKEL SIZE DENTS				
31			INCLUDES: TALL ROOF PANEL				
32	200104	BDY	REMOVE/INSTALL	R Roof Moulding			0.4
33	200105	BDY	REMOVE/INSTALL	L Roof Moulding			0.4
34	200106	BDY	REMOVE/INSTALL	Roof Antenna			0.3 #
35	200473	BDY	REMOVE/INSTALL	Roof Headliner			4.2 #
<u>Liftgate</u>							
36	200479	BDY	REMOVE/INSTALL	Liftgate Assy			1.2
37		BDY	PAINTLESS REPAIR	Liftgate Repair Panel	Sublet	125.00	#
38			3 NICKEL SIZE DENTS				
39			INCLUDES: Double Panel				
<u>Rear Lamps</u>							
40	200461	BDY	REMOVE/INSTALL	R Rear Combination Lamp			0.3
41	200462	BDY	REMOVE/INSTALL	L Rear Combination Lamp			0.3
<u>Additional Operations</u>							
42	933005	BDY	ADD'L OPR	Restore Corrosion Protection		10.00	*

* - Judgment Item
 # - Labor Note Applies
 r - CEG R&R Time Used For This Labor Operation
 Paintless Repair calculations provided by Dent Wizard.

Estimate Totals

<table border="0" style="width: 100%;"> <tr> <td style="width: 15%;">I. Labor Subtotals</td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> <td style="width: 10%; text-align: center;">Add'l</td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> </tr> <tr> <td style="padding-left: 20px;">Body</td> <td style="text-align: center;">Units</td> <td style="text-align: center;">Rate</td> <td style="text-align: center;">Labor</td> <td style="text-align: center;">Sublet</td> <td style="text-align: center;">Totals</td> <td style="text-align: center;">T</td> <td></td> </tr> <tr> <td></td> <td style="text-align: center;">9.9</td> <td style="text-align: center;">64.00</td> <td style="text-align: center;">10.00</td> <td style="text-align: center;">4,420.00</td> <td style="text-align: center;">5,063.60</td> <td></td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Taxable Labor</td> <td></td> <td></td> <td></td> <td></td> <td style="text-align: center;">5,063.60</td> <td></td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Labor Summary</td> <td style="text-align: center;">9.9</td> <td></td> <td></td> <td></td> <td style="text-align: center;">5,063.60</td> <td></td> <td></td> </tr> </table>	I. Labor Subtotals			Add'l					Body	Units	Rate	Labor	Sublet	Totals	T			9.9	64.00	10.00	4,420.00	5,063.60			Taxable Labor					5,063.60			Labor Summary	9.9				5,063.60			<table border="0" style="width: 100%;"> <tr> <td style="width: 80%;">II. Part Replacement Summary</td> <td style="text-align: center;">Amount</td> </tr> <tr> <td style="padding-left: 20px;">Taxable Parts</td> <td style="text-align: center;">631.00</td> </tr> <tr> <td style="padding-left: 20px;">Total Replacement Parts Amount</td> <td style="text-align: center;">631.00</td> </tr> </table>	II. Part Replacement Summary	Amount	Taxable Parts	631.00	Total Replacement Parts Amount	631.00
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III. Additional Costs	<u>Amount</u>	IV. Adjustments	<u>Amount</u>
Total Additional Costs	0.00	Insurance Deductible	0.00
		Customer Responsibility	0.00
		I. Total Labor:	5,063.60
		II. Total Replacement Parts:	631.00
		III. Total Additional Costs:	0.00
		Gross Total:	5,694.60
		IV. Total Adjustments:	0.00
		Net Total:	5,694.60
		Less Original Net Total:	3,687.10
		Net Supplement Amount:	2,007.50
		S1: CALEB CUTLER	2,007.50

Point(s) of Impact
16 Non-Collision (P)

Insurance Co: DAS FLEET SERVICES
DES MOINES, IA 50139
Work Phone: (877) 544-7843

Inspection Site: IOWA LOTTERY
Address: 13001 UNIVERSITY AVE
CLIVE, IA 50325
Inspection Date: 8/27/2021

Body Shop: STEW HANSEN'S DODGE CITY BODY SHOP
Address: 12103 HICKMAN RD
DES MOINES, IA 50322
Telephone: (877) 841-4585
Fax Phone: (515) 331-2914
State Lic. No: 204805431
Email: BBIEGHLER@STEWHANSENS.COM

*****Notice*****
THIS IS NOT AN AUTHORIZATION FOR REPAIR. ALL COSTS OF REPAIRS ARE THE SOLE RESPONSIBILITY OF THE VEHICLE OWNER, WHO MUST AUTHORIZE ALL REPAIRS. FAILURE TO DELIVER A COPY OF THIS APPRAISAL TO THE REPAIR SHOP BY THE VEHICLE OWNER MAY RESULT IN OUT OF POCKET EXPENSE TO THE VEHICLE OWNER. PROVIDING A COPY OF THIS APPRAISAL IS NOT AN ACCEPTANCE OF COVERAGE OR LIABILITY AND ALL ISSUES OF COVERAGE OR LIABILITY ARE TO BE DETERMINED BY THE INSURANCE CARRIER.

*****Notice*****
DEDUCTIBLES MAY OR MAY NOT BE ADDRESSED OR INCLUDED IN THIS APPRAISAL. IF APPLICABLE, THE REPAIRER SHOULD COLLECT THE DEDUCTIBLE FROM THE VEHICLE OWNER PRIOR TO THE RELEASE OF THE REPAIRED VEHICLE.

*****Supplement Procedure Notice*****
IT IS THE REPAIRER'S RESPONSIBILITY TO SEND NOTIFICATION OF THE SUPPLEMENT VIA FAX OR EMAIL TO PDA AT 515-222-1929 OR pdadesmoines@pdaorg.net INCLUDING A STATEMENT WHETHER THE REPAIRS HAVE BEEN HALTED ON THE VEHICLE. PDA WILL RESPOND TO YOUR REQUEST WITHIN 24 HOURS. PLEASE ALLOW 48 HOURS TO COMPLETE THE SUPPLEMENT PROCESSING FROM THE DATE OF REQUEST TO ENSURE TIMELY RELEASE OF THE VEHICLE.

*****Notice*****
THIS APPRAISAL IS SUBJECT TO THE COMPLETE REVIEW AND APPROVAL BY THE ASSIGNING INSURANCE COMPANY TO ASSURE ACCURACY, COST EFFECTIVENESS,

ESTIMATE RECALL NUMBER: 08/27/2021 09:39:44 7761080071
Mitchell Data Version: OEM: SEP_21_V0929



Due upon receipt

INVOICE

INVOICE NUMBER	INVOICE DATE
776-0279133	08/27/2021

BILL TO
Attn: MIKE LONG DAS FLEET SERVICES 109 SE 13TH ST DES MOINESIA 50139

CLIENT CODE
DAS105001
BUSINESS LINE / LOSS TYPE
A - Commercial Auto

FOR INQUIRIES:
PDA Des Moines, IA #776 pdadesmoines@pdaorg.net (515) 222-1906

SUBMIT PAYMENT TO:
Property Damage Appraisers, Inc. 75-1160563 Dept #161, P.O. Box 1000 Memphis, TN 38148-0161
<i>Please reference the invoice number and enclose a copy of the invoice on all payments.</i>

INSURED	CLAIMANT	ASSIGNMENT DATE	PDA ASSIGNMENT #
STATE OF IOWA		08/24/2021	776-108-0071
CLAIM #	POLICY #	LOSS DATE	REFERENCE #
APDSOI0225062-001			

SERVICE FEE: (1 Unit(s) @ \$179.00)	\$ 179.00
Mileage: (22.00 miles) @ \$1.25	\$ 27.50

ACH Payment Info:
Bank: First Horizon Bank
ABA (US): 084000026 Bank
Account: 220002525824
Email Remit Information to:
achbackup@pdaorg.net

Click [here](https://pdaclientportal.com) to pay your invoice at PDAClientPortal.com

Same-Day Service. Guaranteed. PDA now offers expedited service for standard auto claims in select markets.

WE HAVE CHANGED OUR BANK REMITTANCE INFORMATION AS NOTED ABOVE PLEASE UTILIZE OUR PORTAL FOR ALL OTHER ELECTRONIC PAYMENTS.

TOTAL CHARGES:	206.50
:	
INVOICE TOTAL:	\$ 206.50

*Terms: Professional fees due upon receipt. Interest accrues at 1% per month.
Please include the invoice number on all payments.*

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Mr. Jeffrey S. Thompson
Solicitor General
Attorney General's Office
Hoover Bldg.
LOCAL

Dear Mr. Thompson:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

Richard J. Bennett, Sr.....\$174.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

CC: Tina Palmer, Attorney General's Office

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

July 18, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
LOCAL

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees and costs in the amount of \$174.00 from Richard Bennett for his work in representing the State of Iowa in criminal appeals cases.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the Attorney General's Office's Forfeiture Fund and not from the General Fund.

Sincerely,

JEFFREY S. THOMPSON
Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 15, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
LOCAL

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Richard Bennett for the following fees:

Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office

Current balance	\$174.00
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$174.00

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

**RICHARD J. BENNETT
ATTORNEY AT LAW
P.O. Box 65666
WEST DES MOINES, IOWA 50265**

Telephone: (515) 210-6045

E-mail: rjbennettlaw@gmail.com

July 14, 2022

Victoria Newton
Iowa Executive Council
Room 114
State Capitol
Des Moines, IA 50319

Re: Special Counsel Billing – June 2022 Invoice

Dear Ms. Newton:

Enclosed please find my invoice for June 2022 work performed as Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office. Hours billed are submitted in tenths of an hour. If you have any questions, please contact me.

Thank you for your consideration.

Sincerely,

/s/ Richard J. Bennett, Sr.

Richard J. Bennett, Sr.

SENT VIA EMAIL

INVOICE FOR JUNE 2022**A. Gines v. State, No. 21-0770**

<u>Date</u>	<u>Service Provided</u>	<u>Billable Hours</u>
6/15/22	Review of Court of Appeals decision	0.1

B. State v. Liggins, No. 19-0945

<u>Date</u>	<u>Service Provided</u>	<u>Billable Hours</u>
6/29/22	Email to county attorney	0.1
6/30/22	Review of briefs and Supreme Court decision, and email to county attorney	2.7

HOURLY RATE: **\$60.00**

TOTAL HOURS WORKED: **2.9**

AMOUNT DUE: **\$174.00**

THOMAS J. MILLER
ATTORNEY GENERAL



1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON
SOLICITOR GENERAL

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

July 26, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
LOCAL

Re: Payment of Claims for Fees by Outside Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees and costs in the amount of \$1,284.90 from Gray Miller Persh, LLP to represent Iowa PBS in matters relating to Federal Communications Commission (FCC) for which the firm was appointed as special counsel.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to our terms of agreement, payment should be made from the funds of Iowa PBS.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey S. Thompson", written over a horizontal line.

JEFFREY S. THOMPSON
Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
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HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Ms. Karen Schaeffer
Iowa PBS
LOCAL

Dear Ms. Schaeffer:

The Executive Council, in a meeting held on this date, approved payment of the following cost item:

Gray Miller Persh, LLP.....\$1,284.90
2233 Wisconsin Avenue NW
Suite 226
Washington, D.C. 20007
Iowa PBS

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
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SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 26, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Gray Miller Persh, LLP for the following fees:

Iowa PBS

Current balance	\$1,284.90
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$1,284.90

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

Gray Miller Persh LLP
 2233 Wisconsin Avenue NW
 Suite 226
 Washington, DC 20007
 Tax ID 46-4381194



Iowa PBS
 6450 Corporate Drive
 Johnston, IA 50131-6450

Invoice 37155

Date	Jul 13, 2022
Service Thru	Jun 30, 2022

In Reference To: General (Fees)

Date	By	Services	Hours	Rates	Amount
06/09/2022	J.Turiel	Correspondence regarding C-Band lump sum payment status.	0.20	\$ 437.00/hr	\$ 87.40
06/09/2022	M.Miller	Follow up with FCC staff on IPR C band earth station E6851 and COUPA reimbursement.	0.50	\$ 437.00/hr	\$ 218.50
06/13/2022	T.Gray	Review issues re radio reading service on Iowa PBS television transmissions; emails with B. Hayes and K. Post re same.	0.30	\$ 437.00/hr	\$ 131.10
06/14/2022	T.Gray	Research re copyright implications of RRS on TV digital audio stream; emails with B. Hayes re same.	1.10	\$ 437.00/hr	\$ 480.70
06/15/2022	T.Gray	Prepare for and telephone call with B. Hayes re Iowa PBS transmission of Iowa Radio Reading Service and cable carriage of same.	0.40	\$ 437.00/hr	\$ 174.80
06/16/2022	M.Miller	Follow up on FCC IBFS staff about IPBB lump sum C band payment.	0.20	\$ 437.00/hr	\$ 87.40

In Reference To: General (Expenses)

Date	By	Expenses	Amount
06/30/2022	T.Gray	Trademark Work: Payment of Trister Ross Invoice #47480	\$ 105.00

Total Hours	2.70 hrs
Total Fees	\$ 1,179.90
Total Expenses	\$ 105.00
Total Invoice Amount	\$ 1,284.90
Previous Balance	\$ 786.60
06/10/2022 Payment - ACH Split Payment	(\$699.20)
06/24/2022 Payment - ACH	(\$87.40)

Split Payment

Balance (Amount Due)

\$ 1,284.90

Remittances - please make checks payable to Gray Miller Persh LLP, include the Invoice Number, and send to:

Gray Miller Persh LLP
PO Box 716330
Philadelphia, PA 19171-6330

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

July 21, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
LOCAL

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of costs in the amount of \$5,000 from Michael Marquess Law Office P.C., who was retained to represent the State of Iowa in criminal cases when the offenses are committed by non-natives against nonnatives (or without a victim) on the Sac and Fox Indian Settlement in Tama County.

We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of our agreement, payment should be made from the funds of the General Fund.

Sincerely,

JEFFREY S. THOMPSON
Solicitor General

MARQUESS LAW OFFICE, P.C

203 W. HIGH STREET
P.O. BOX 51
TOLEDO, IA 52342
641-484-1001
mike@tamalaw.com

July 14, 2022

Victoria Newton
Executive Council
Room 114
State Capitol
Des Moines, IA 50319

Re: Special Counsel Update, June – July 2022

Dear Honorable Council Members:

I write to update you on my work as Special Counsel representing the State of Iowa in criminal prosecutions of non-native offenders for offenses occurring on the Meskwaki Settlement. We have seen steady numbers of cases during this period, with the focus continuing to be on narcotics, theft and driving offenses. I have continued to work closely with the Meskwaki Police Department Officers as well.

I have enclosed an invoice containing a detailed accounting of my time broken down by each particular case. Should you have any questions or concerns, please do not hesitate to contact me. I look forward to continuing to serve the State of Iowa.

Sincerely,



Michael Marquess

Enc.

Cc: Office of the Attorney General for the State of Iowa

Marquess Law PC

203 W. High St., P.O. Box 51
Toledo, Iowa 52342



SCAN TO PAY!

Invoice # 1944
Date: 07/14/2022
Due On: 08/13/2022

Iowa Executive Council
Room 114
State Capitol
Des Moines, IA 50319

iowa-

Criminal Prosecution for Meskwaki Settlement Matters

Type	Date	Notes	Quantity	Rate	Total
Service	06/17/2022	GILCHRIST: Case management conference.	0.50	\$0.00	\$0.00
Service	06/17/2022	REH: Case management conference.	0.50	\$0.00	\$0.00
Service	06/17/2022	CAM: Case management conference.	0.50	\$0.00	\$0.00
Service	06/17/2022	CARMER: Case management conference.	0.50	\$0.00	\$0.00
Service	06/20/2022	ENRIQUEZ: Pulled Pleadings and Drafted and Filed Appearances in the cases.	0.30	\$0.00	\$0.00
Service	06/20/2022	GARCIA: Pulled Pleadings and Drafted and Filed Appearances in all cases.	0.30	\$0.00	\$0.00
Service	06/20/2022	Meeting with Officer Simcox regarding various investigations.	1.50	\$0.00	\$0.00
Service	06/22/2022	Participated in training of Meskwaki Police Department along with Tribal and Federal prosecutors.	4.00	\$0.00	\$0.00
Service	06/22/2022	STOFFEL: Telephone call with opposing counsel, reviewed video discovery, email to opposing counsel.	0.50	\$0.00	\$0.00
Service	06/22/2022	CHOROMOKOS: Pulled Pleadings and Drafted and Filed an Appearance.	0.30	\$0.00	\$0.00

Invoice # 1944 - 07/14/2022

Service	06/23/2022	WILKENING: Telephone call from opposing counsel.	0.20	\$0.00	\$0.00
Service	06/28/2022	GARCIA: Drafted and filed Trial Information, Minutes of Testimony and proposed Order Setting Arraignment.	1.00	\$0.00	\$0.00
Service	06/28/2022	BLY: Case management conference.	0.50	\$0.00	\$0.00
Service	06/28/2022	ENRIQUEZ: Drafted and filed Trial Information, Minutes of Testimony and proposed Order Setting Arraignment.	1.00	\$0.00	\$0.00
Service	06/29/2022	WILKENING: Case management conference.	0.50	\$0.00	\$0.00
Service	06/29/2022	CASTORENA: Case management conference.	0.50	\$0.00	\$0.00
Service	06/29/2022	PETTIT: Pulled Pleadings and Drafted and Filed Appearances.	0.30	\$0.00	\$0.00
Service	06/29/2022	BLEDSOE: Case management conference.	0.50	\$0.00	\$0.00
Service	06/29/2022	BAXTER: Plea hearing.	0.50	\$0.00	\$0.00
Service	06/30/2022	BOWERS: Arraignment.	0.50	\$0.00	\$0.00
Service	06/30/2022	COWAN: Arraignment.	0.50	\$0.00	\$0.00
Service	06/30/2022	KUTZNER: Arraignment.	0.50	\$0.00	\$0.00
Service	06/30/2022	KELSO: Case management conference.	0.50	\$0.00	\$0.00
Service	06/30/2022	CAM: Case management conference.	0.50	\$0.00	\$0.00
Service	07/05/2022	MITCHELL: Drafted Trial Information, Minutes of Testimony and proposed Order Scheduling Arraignment.	1.00	\$0.00	\$0.00
Service	07/06/2022	ENRIQUEZ: Pulled Pleadings and Drafted an Filed an Appearance.	0.30	\$0.00	\$0.00
Service	07/06/2022	CHAVEZ: Pulled Pleadings and Drafted and Filed an Appearance.	0.30	\$0.00	\$0.00
Service	07/07/2022	Telephone call with public defender regarding various cases.	0.80	\$0.00	\$0.00
Service	07/08/2022	ENRIQUEZ: Arraignment.	0.50	\$0.00	\$0.00
Service	07/08/2022	MASON: Probation revocation hearing.	0.50	\$0.00	\$0.00
Service	07/08/2022	MEYER: Probation revocation hearing.	0.50	\$0.00	\$0.00
Service	07/08/2022	GARCIA: Arraignment.	0.50	\$0.00	\$0.00
Service	07/08/2022	KELSO: Case management conference.	0.50	\$0.00	\$0.00
Service	07/12/2022	ALBERTO-GARCIA: Pulled Pleadings and Drafted and Filed an Appearance.	0.30	\$0.00	\$0.00

Invoice # 1944 - 07/14/2022

Service	07/12/2022	SERROS: Pulled Pleadings and Drafted and Filed an Appearance.	0.30	\$0.00	\$0.00
Service	07/12/2022	WABSHA: Pulled Pleadings and Drafted and Filed Appearance.	0.30	\$0.00	\$0.00
Service	07/12/2022	GARCIA: Drafted and filed Trial Information, Minutes of Testimony and proposed Order Setting Arraignment.	1.00	\$0.00	\$0.00
Service	07/13/2022	ENRIQUEZ: Drafted and filed Trial Information, Minutes of Testimony and proposed Order Setting Arraignment.	1.00	\$0.00	\$0.00
Expense	07/14/2022	Reimbursable expenses: Prosecution Services June - July 2022	1.00	\$5,000.00	\$5,000.00
				Total	\$5,000.00

Detailed Statement of Account

Current Invoice

Invoice Number	Due On	Amount Due	Payments Received	Balance Due	
1944	08/13/2022	\$5,000.00	\$0.00	\$5,000.00	
				Outstanding Balance	\$5,000.00
				Total Amount Outstanding	\$5,000.00

To pay your invoice, please feel free to use the QR code in the top right corner of this invoice!

Please make all amounts payable to: Marquess Law PC

Please pay within 30 days.



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Kyle Harms
Office of the Treasurer
LOCAL

Dear Mr. Harms:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

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

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 18, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Michael Marquess for the following fees:

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

Current balance	\$5,000.00
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$5,000.00

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 O Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

July 26, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L O C A L

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees in the amount of \$1,560.27 the Denton's Davis Brown Law Firm providing Legal Services to state agencies on issues related to visa status of prospective state employees.

The amount of the claim appears to be reasonable and our office recommends payment.

Sincerely,

JEFFREY S. THOMPSON
Solicitor General

In Account With

DENTONS DAVIS BROWN PC

**Attorneys and Counselors at Law
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
(515) 288-2500
Federal I.D. No. 42-1343884**

**Iowa Department of Revenue
Victoria Newton
ExecutiveCouncil@tos.iowa.gov**

**Statement: 1510540
Date: 7/19/2022**

Re: 4247640-173385 - Immigration-Kalawadh, Ali

For Professional Services Rendered

Professional Fees

Hours

06/21/2022	ECOX	H-1B: Drafting employer letter of support.	1.60
06/21/2022	DRC	H-1B: Drafting the employer letter of support.	1.30
06/22/2022	DRC	H-1B: Drafting the employer letter of support.	0.70
06/22/2022	ECOX	H-1B: Drafting application forms for Ali Kalawadh and spouse; prepare and provide application forms to Ali Kalawadh for review and signature; prepare and provide application forms and employer letter of support to Matt Bender.	2.00
06/23/2022	ECOX	H-1B: Drafting application packet for Ali Kalawadh and spouse; attention to signed forms received; preparing petition for attorney review; filing petition with USCIS; correspondence with Matt Bender and Ali Kalawadh regarding petition filed and next steps.	3.00
06/23/2022	LTC	H-1B: Reviewing H-1B cap for filing.	0.30
Total Hours:			8.90

Rate Summary

Lori T. Chesser	0.30 hours at \$325.00/hr	97.50
Denise R. Claton	2.00 hours at \$290.00/hr	580.00
Emily L. Cox	6.60 hours at \$126.00/hr	831.60
Total hours:	<u>8.90</u>	

Expenses

		Units	Price	Amount
06/23/2022	Third Party Delivery Payment USCIS	1.00	51.17	51.17
Sub-total Expenses:			<u></u>	<u>\$51.17</u>

Total Current Billing: \$1,560.27

Effective March 29, 2021, Davis Brown Law Firm formally combined with Dentons to become Dentons Davis Brown PC. Visit www.dentons.com/BusinessTerms to find our Terms of Business, which will apply to our relationship to the extent that it is not inconsistent with the material terms and conditions of any existing engagement agreement. Please contact your lawyer or other professional if you have questions about the Terms of Business or with any respect of your representation.

Current statement due within 30 days of statement date. Please disregard any previously paid amounts. Contact us at 515-246-7812 with any questions. Please include the statement number on your check.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution.

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Deanne Alsup
Iowa Department of Revenue
Hoover Bldg.
LOCAL

Dear Ms. Alsup,

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

Davis, Brown, Koehn, Shors & Roberts, P.C.....\$1,560.27
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

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

cc: Matt Bender, Iowa Department of Revenue

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 25, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Denton's Davis Brown for the following fees:

Legal Services to state agencies on issues related to the visa status of prospective state employees

Current balance	\$1,560.27
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$1,560.27

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

THOMAS J. MILLER
ATTORNEY GENERAL



1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419.
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON
SOLICITOR GENERAL

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

July 21, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
LOCAL

Re: Payment of Claims for Fees by Outside Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees and costs in the amount of \$540.00 from Baker Healthcare Consulting, Inc. to represent the University of Iowa Hospitals and Clinics in the DSH II appeal.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the funds of the University of Iowa Hospitals and Clinics.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey Thompson", with a long horizontal line extending to the right.

JEFFREY THOMPSON
Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 20, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Hall Render Killian Health & Lyman P.C. (Baker) for the following fees:

University of Iowa Hospitals and Clinics (UIHC)

Current balance	\$540.00
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$540.00

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Joseph B Clamon
Associate Vice President for Legal Affairs
University of Iowa Health Care

Dear Mr. Clamon:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

Hall Render Killian Health & Lyman P.C. (Baker)\$540.00
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

Hall Render Killian Health & Lyman P.C. (Baker)\$1,365.44
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

Hall Render Killian Health & Lyman P.C. (Baker)\$332.05
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

Invoice**REMIT TO:****Baker Healthcare Consulting, Inc.**

Federal ID#: 35-1812687

PO Box 771910

Detroit, MI 48277-1910

Provider #	Invoice Date:	Invoice #:
160058	7/19/2022	525793

Bill To:

University of Iowa Hospitals and Clinics
c/o Iowa Executive Council-State Capitol
Attn: Victoria Newton
1007 E. Grand Ave., 1st Floor
Des Moines, IA 50319

	Class	Amount
<p>This invoice is for work done from April 1, 2022 – June 30, 2022 on the DSH-2 Data Match (DM) Group Appeal. For an update on the status of this Appeal and the work performed this period, please refer to the Status Reports which are sent periodically via email correspondence.</p> <p>Cost/Benefit: Fees for this billing represent 0.21% of the Total AIC for this Appeal.</p> <p>Wage Index Reporting Instructions: For Hall Render, 100% of the billed fee is wages and wage elated costs; compute paid hours by dividing 100% of your fees by \$308.01 (average hourly billed rate).</p> <p>Your Hospital's prorated portion of fees and costs based on your Hospital's estimated Amount in Controversy (AIC) as a percent of the Total estimated AIC for this Appeal:</p>	Rohead 11	540.00

For Billing Inquiries, please contact:
Hall Render Finance Department
Attn: Sherry Downey
502-759-6769
sdowney@hallrender.com

Total	\$540.00
Payments/Credits	\$0.00
Balance Due	\$540.00

THOMAS J. MILLER
ATTORNEY GENERAL



1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON
SOLICITOR GENERAL

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

July 26, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L O C A L

Re: Payment of Claims for Fees by Outside Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees and costs in the amount of \$1,365.44 from Baker Healthcare Consulting, Inc. to represent the University of Iowa Hospitals and Clinics in the DSH II appeal.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the funds of the University of Iowa Hospitals and Clinics.

Sincerely,

JEFFREY THOMPSON
Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 25, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Hall Render Killian Health & Lyman P.C. (Baker) for the following fees:

University of Iowa Hospitals and Clinics (UIHC)

Current balance	\$1,365.44
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$1,365.44

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

REMIT TO:**Baker Healthcare Consulting, Inc.**

Federal ID#: 35-1812687

PO Box 771910

Detroit, MI 48277-1910

Invoice

Provider #	Invoice Date:	Invoice #:
160058	7/20/2022	525888

Bill To:

University of Iowa Hospitals and Clinics
c/o Iowa Executive Council-State Capitol
Attn: Victoria Newton
1007 E. Grand Ave., 1st Floor
Des Moines, IA 50319

	Class	Amount
<p>Dual/SSI Eligible Days Appeal This invoice is for work done from April 1, 2022 – June 30, 2022 on the DSH-2 Dual Eligible (DE) Days Group Appeal. For an update on the status of this Appeal and the work performed this period, please refer to the Status Reports which are sent periodically via email correspondence.</p> <p>Cost/Benefit: Fees for this billing represent 0.01% of the Total AIC for this Appeal.</p> <p>Wage Index Reporting Instructions: For Hall Render, 99.47% of the billed fee is wages and wage related costs; compute paid hours by dividing 99.47% of your fees by \$335.48 (average hourly billed rate).</p> <p>Your Hospital's prorated portion of fees and costs based on your Hospital's estimated Amount in Controversy (AIC) as a percent of the Total estimated AIC for this Appeal:</p>	Rohead 12	1,365.44

For Billing Inquiries, please contact:
Hall Render Finance Department
Attn: Sherry Downey
502-759-6769
sdowney@hallrender.com

Total	\$1,365.44
Payments/Credits	\$0.00
Balance Due	\$1,365.44



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Joseph B Clamon
Associate Vice President for Legal Affairs
University of Iowa Health Care

Dear Mr. Clamon:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

- Hall Render Killian Health & Lyman P.C. (Baker)\$540.00
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)
- Hall Render Killian Health & Lyman P.C. (Baker)\$1,365.44
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)
- Hall Render Killian Health & Lyman P.C. (Baker)\$332.05
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

THOMAS J. MILLER
ATTORNEY GENERAL



1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419.
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON
SOLICITOR GENERAL

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

July 21, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
LOCAL

Re: Payment of Claims for Fees by Outside Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees and costs in the amount of \$540.00 from Baker Healthcare Consulting, Inc. to represent the University of Iowa Hospitals and Clinics in the DSH II appeal.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the funds of the University of Iowa Hospitals and Clinics.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey Thompson", with a long horizontal line extending to the right.

JEFFREY THOMPSON
Solicitor General



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Joseph B Clamon
Associate Vice President for Legal Affairs
University of Iowa Health Care

Dear Mr. Clamon:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

- Hall Render Killian Health & Lyman P.C. (Baker)\$540.00
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)
- Hall Render Killian Health & Lyman P.C. (Baker)\$1,365.44
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)
- Hall Render Killian Health & Lyman P.C. (Baker)\$332.05
PO BOX 771910
Detroit, MI 48277-1910
University of Iowa Hospitals and Clinics (UIHC)

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

Invoice**REMIT TO:****Baker Healthcare Consulting, Inc.**

Federal ID#: 35-1812687

PO Box 771910

Detroit, MI 48277-1910

Provider #	Invoice Date:	Invoice #:
160058	7/18/2022	525684

Bill To:

University of Iowa Hospitals and Clinics
c/o Iowa Executive Council-State Capitol
Attn: Victoria Newton
1007 E. Grand Ave., 1st Floor
Des Moines, IA 50319

Dual Eligible	Class	Amount
<p>Medicare Advantage Days Appeal This invoice is for work done from April 1, 2022 – June 30, 2022 on the DSH-2 Medicare Advantage (MA) Days Group Appeal. For an update on the status of this Appeal and the work performed this period, please refer to the Status Reports which are sent periodically via email correspondence.</p> <p>Cost/Benefit: Fees for this billing represent 0.02% of the Total AIC for this Appeal.</p> <p>Wage Index Reporting Instructions: For Hall Render, 98.60% of the billed fee is wages and wage related costs; compute paid hours by dividing 98.60% of your fees by \$373.20 (average hourly billed rate).</p> <p>Your Hospital's prorated portion of fees and costs based on your Hospital's estimated Amount in Controversy (AIC) as a percent of the Total estimated AIC for this Appeal:</p>	Rohead 5	332.05

For Billing Inquiries, please contact:
Hall Render Finance Department
Attn: Sherry Downey
502-759-6769
sdowney@hallrender.com

Total	\$332.05
Payments/Credits	\$0.00
Balance Due	\$332.05

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 20, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Hall Render Killian Health & Lyman P.C. (Baker) for the following fees:

University of Iowa Hospitals and Clinics (UIHC)

Current balance	\$332.05
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$332.05

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

August 3, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L O C A L

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees in the amount of \$85.00 for legal services regarding patent issues for the Iowa Department of Human Services. Because our office does not have staff with expertise, the State has retained, Dentons Davis Brown, P.C., to perform similar work for a number of state agencies.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the funds of the Department of Transportation and not from the General Fund.

Sincerely,

SAMUEL P. LANGHOLZ
Assistant Solicitor General

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 29, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Denton's Davis Brown for the following fees:

DHS Special Counsel for Copyright, Trademark & Patent Issues

Current balance	\$85.00
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$85.00

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

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TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Julie A. Allison
ACFS/Child Care Bureau Chief
Iowa Department of Human Services
1305 E Walnut St,
Des Moines, IA 50309

Dear Ms. Allison:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

Denton Davis Brown PC.....\$85.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

Denton Davis Brown PC.....\$127.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

cc: Micki Beard, Quality Program Manager, Department of Human Services

In Account With

DENTONS DAVIS BROWN PC
Attorneys and Counselors at Law
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
(515) 288-2500
Federal I.D. No. 42-1343884

Iowa Department of Human Services
Victoria Newton
ExecutiveCouncil@tos.iowa.gov

Statement: 1511299
Date: 7/27/2022

Re: 4247438-146370 - TM: IQ4K (logo)

For Professional Services Rendered

Table with 2 columns: Professional Fees, Hours. Includes entry for 06/10/2022 ADK and a Total Hours summary of 0.50.

Rate Summary

Table with 3 columns: Name, Rate, Amount. Includes entry for Angela D. Kenin and a Total hours summary of 0.50.

Total Current Billing: \$85.00

Effective March 29, 2021, Davis Brown Law Firm formally combined with Dentons to become Dentons Davis Brown PC. Visit www.dentons.com/BusinessTerms to find our Terms of Business...

Current statement due within 30 days of statement date. Please disregard any previously paid amounts. Contact us at 515-246-7812 with any questions.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or process the payment as a check transaction.

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNORHON. PAUL D. PATE
SECRETARY OF STATEHON. ROB SAND
AUDITOR OF STATEHON. MICHAEL L. FITZGERALD
TREASURER OF STATEHON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 29, 2022

Mr. Jeffrey Thompson
Solicitor General
Attorney General Office-Hoover Bldg.
L O C A L

Re: Approval of attorney fees

Dear Mr. Thompson:

I received the enclosed statement from Denton's Davis Brown for the following fees:

DHS Special Counsel for Copyright, Trademark & Patent Issues

Current balance	\$127.00
Waiting for AG recommendation	\$0.00
Pending EC Approval	\$0.00
Claims in Process	\$0.00
Warrant sent	\$0.00
Outstanding Total	\$127.00

May I please have your recommendation of this payment request?

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368
FAX: 515 281-7562

August 8, 2022

Julie A. Allison
ACFS/Child Care Bureau Chief
Iowa Department of Human Services
1305 E Walnut St,
Des Moines, IA 50309

Dear Ms. Allison:

The Executive Council, in a meeting held on this date, approved payment of the following cost items:

Denton Davis Brown PC.....\$85.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

Denton Davis Brown PC.....\$127.00
215 10th Street,
Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

cc: Micki Beard, Quality Program Manager, Department of Human Services



THOMAS J. MILLER
ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON
SOLICITOR GENERAL

IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

August 3, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L O C A L

Re: Payment of Claims for Fees by Special Counsel

Dear Victoria:

Our office is forwarding to the Executive Council approval for payment of attorney fees in the amount of \$127.00 for legal services regarding patent issues for the Iowa Department of Human Services. Because our office does not have staff with expertise, the State has retained, Dentons Davis Brown, P.C., to perform similar work for a number of state agencies.

The amount of the claim appears to be reasonable. We have reviewed both the billing and the Services Agreement and recommend payment. Pursuant to the terms of the contract, payment should be made from the funds of the Department of Transportation and not from the General Fund.

Sincerely,

SAMUEL P. LANGHOLZ
Assistant Solicitor General

In Account With

DENTONS DAVIS BROWN PC
Attorneys and Counselors at Law
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
(515) 288-2500
Federal I.D. No. 42-1343884

Iowa Department of Human Services
Victoria Newton
ExecutiveCouncil@tos.iowa.gov

Statement: 1511300
Date: 7/27/2022

Re: 4247438-146371 - TM: IQ4K (word)

For Professional Services Rendered

Table with 2 columns: Professional Fees and Hours. Includes entries for 06/10/2022 ADK and 06/28/2022 MCOR, with a Total Hours of 0.70.

Rate Summary

Table with 3 columns: Name, Rate, and Amount. Lists Matthew W. Coryell and Angela D. Kenin with their respective hourly rates and total amounts.

Total Current Billing: \$127.00

Effective March 29, 2021, Davis Brown Law Firm formally combined with Dentons to become Dentons Davis Brown PC. Visit www.dentons.com/BusinessTerms to find our Terms of Business...

Current statement due within 30 days of statement date. Please disregard any previously paid amounts. Contact us at 515-246-7812 with any questions.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or process the payment as a check transaction.

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

August 8, 2022

Mr. Kyle Harms
Office of the Treasurer
LOCAL

Dear Mr. Harms:

The Executive Council, approved the request from IPERS for reimbursement of Federal-State Agreement Administration Costs per Iowa Code Section 97C.13A in Section 7D.29. I am enclosing a copy of Mr. Samorajski's letter that contains the accounting information for transfer of the reimbursement which totals \$9,387.64. Please feel free to contact me if you need any additional information.

EXECUTIVE COUNCIL OF IOWA

A handwritten signature in cursive script that reads "Victoria Newton".

Victoria Newton
Executive Secretary

Enclosures

cc: Gregory S. Samorajski, CEO, IPERS
Darla Iverson, IPERS
Melinda McElroy, IPERS
Nina Trinh, IPERS
Melody Post, IPERS



IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Gregory S. Samorajski, CFA
Chief Executive Officer

Kim Reynolds
Governor

Adam Gregg
Lt. Governor

July 6, 2022

Executive Council
Attention: Victoria Newton
State Capitol Building
Des Moines, IA 50319

RE: Request for Reimbursement – State Social Security Administrator Expenses
Iowa Code Section 97C.13A

Dear Ms. Newton:

I am requesting that the Iowa Public Employees' Retirement System (IPERS) be reimbursed \$9,387.64 for costs associated with administering the Federal-State Agreement Administration that were incurred during FY2022. In support of this request, I submit the following:

- IPERS is designated as the State Social Security Administrator (§97C.2(8)).
- The state agency designated as the State Social Security Administrator shall be reimbursed actual expenses, not to exceed ten thousand dollars each fiscal year (§97C.13A).
- Actual expenses in FY2022 incurred by IPERS as the State Social Security Administrator totaled \$9,387.64.
 - \$5,079.76 in salary of staff working on social security coverage issues.
 - \$4,007.88 in out-of-state travel for two employees to attend the annual National Conference of State Social Security Administrators (NCSSSA).
 - \$300.00 for the annual membership payment to NCSSSA.

I would be happy to provide further detail if required.

The accounting code for the funds to be transferred to is: 0791-553-4110-86.

Thank you for your assistance.

Respectfully submitted,

Gregory S. Samorajski
Chief Executive Officer

FY22 SSA EXPENSES							
Date Paid	Document #	Vendor	Description	Salary	OOS Travel	Membership	Legal Fees
7/1-10/8/2021			Salary for 1st Qtr	4,375.63			
10/9/21-1/1/2022			Salary for 2nd Qtr	119.50			
1/2-4/8/2022			Salary for 3rd Qtr	327.24			
4/9-6/30/2022			Salary for 4th Qtr	257.39			
22-Jul	TP553IP203720	US Bank Cardmember Service	NCSSSA Conference - Danielle Huffine & Tom Acton 9/18-9/23/21		850.00		
24-Aug	TP553IP235695	US Bank Cardmember Ser	NCSSSA - Danielle Huffine 9/18-9/23/21		672.64		
24-Aug	TP553IP235695	US Bank Cardmember Ser	NCSSSA - Tom Acton 9/18-9/23/21		680.64		
27-Sep	TP553IP267673	US Bank Cardmember Serv	NCSSSA - Danielle Huffine 9/18-9/23/21		703.16		
27-Sep	TP553IP267673	US Bank Cardmember Serv	NCSSSA - Tom Acton 9/18-9/23/21		703.16		
12-Oct	TP553IP281658	Thomas Acton	NCSSSA - Tom Acton 9/18 - 9/23/21		364.18		
12-Oct	TP553IP281659	Danielle Huffine	NCSSSA - Dani Huffine 9/18-9/23/21		365.50		
17-Nov	CR55322321002	Danielle Huffine	Ck for refund that was given on personal CC for lodging		(165.70)		
17-Nov	CR55322321002	Tom Acton	Ck for refund that was given on personal CC for lodging		(165.70)		
22-Apr	GAXM0000209594	NCSSSA	Renewal membership 1/1-12/31/22			300.00	
				5,079.76	4,007.88	300.00	0.00
Total SSA- FY22				9,387.64			

NCSSSA = National Conference of State Social Security Administrators

Staff Hours Spent on SSA Issues/Calculated into salary costs above							
	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr			
E Hennessey	0.00	0.00	0.00	0.00			
C Vander Hart	0.00	0.00	0.00	0.00			
K. Schippers	0.00	0.00	0.00	0.00			
D Huffine	67.50	3.25	4.00	0.00			
D Martin	0.00	0.00	0.00	0.00			
J Burke	0.00	0.00	2.00	0.00			
Tom Acton	51.50	0.00	1.00	7.00			
Erin Irvine	0.00	0.00	1.00	0.00			
Melinda McElroy	0.00	0.00	0.00	0.00			
Greg Samorajski	0.00	0.00	0.00	0.00			
Total Hours	119.00	3.25	8.00	7.00	137.25		

MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. MICHAEL L. FITZGERALD
TREASURER OF STATE

HON. MICHAEL L. NAIG
SECRETARY OF AGRICULTURE



Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA
50319
PHONE: 515 281-5368
FAX: 515 281-7562

July 6, 2022

Mr. Timothy McDermott, Director
Legislative Services Agency
State Capitol
L-O-C-A-L

Dear Mr. McDermott:

Pursuant to Iowa Code Section §97C.13A addressed in Section §7D.29, I am writing to notify the Legislative Services Agency that the Iowa Public Employees' Retirement System (IPERS) has requested funds in the amount of \$9,387.64 to cover costs with regard to the Federal-State Agreement. Enclosed is background information from the Department that will be provided to the Executive Council in support of this request.

Executive Council will not vote to approve or deny the request for two weeks following issuance of this notice. We therefore anticipate this matter being placed on the July 25, 2022 Agenda for consideration.

EXECUTIVE COUNCIL OF IOWA

Victoria Newton
Executive Secretary

Enclosures

cc: Gregory S. Samorajski, CEO, IPERS
Darla Iverson, IPERS
Melinda McElroy, IPERS
Nina Trinh, IPERS
Melody Post, IPERS