



EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, April 04, 2022 at 10:00 AM

MINUTES

The Executive Council met in regular session at 10:00 a.m. via conference call. Governor Kim Reynolds presided over the meeting. Secretary of State Paul Pate, Auditor of State Rob Sand, Treasurer of State Michael Fitzgerald and Secretary of Agriculture Michael Naig were present.

1. Approval of Minutes

Moved by Secretary Pate and seconded by Auditor Sand that the Council approve the minutes of the Executive Council meeting held on March 21, 2022.

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

2. Iowa Code §7D.10

Moved by Treasurer Fitzgerald and seconded by Secretary Pate that the Council approve the request from the Attorney General's Office for payment of Expenses Under Iowa Code §7D.10 in the amount of \$9,600.00 for prosecuting cases under Iowa Code chapter 229A.

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

3. Special Counsel

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

- A. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Leland Mitchell v. Iowa Department of Transportation; State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.
Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, IA 50309
Rate: \$160.00 Per Hour

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

4. Emergency Allocations

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

- A. Iowa Communications Network requested an emergency allocation in the amount of \$58,206.36. On January 12, 2022, a cable along Highway 9 north of 275th Street in Winneshiek County was damaged due to a rodent chew. Request was to cover repair costs.
- B. Iowa Communications Network requested an emergency allocation in the amount of \$49,372.59. On February 8, 2022, a cable was damaged in two locations in Fayette County due to a rodent chew. Request was to cover repair costs.
- C. The Department of Administrative Services requested an emergency allocation in the amount of \$3,393.80. On December 19, 2021, vehicle #1209 was damaged by a deer. Request was to cover repair costs.
- D. Department of Public Safety - Iowa State Patrol requested an emergency allocation in the amount of \$9,708.62. On January 21, 2022, vehicle #348 was damaged after striking a deer. Request was to cover repair costs.
- E. Department of Public Safety requested a supplemental emergency allocation in the amount of \$27,850.75. This brings the total allocation to \$135,000.55. On July 9, 2021, 25 Vehicles were damaged by hail. Request was to cover repair costs.

- F. Department of Public Safety requested a supplemental emergency allocation in the amount of \$1,347.54. This brings the total allocation to \$10,310.14. On October 15, 2021, vehicle #49 was damaged by a deer. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- G. Department of Public Safety requested an emergency allocation in the amount of \$10,598.00. On October 20, 2021, a lightning strike damaged the communication tower at the Palo Alto site. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- H. Department of Public Safety requested an emergency allocation in the amount of \$7,555.19. On January 6, 2022, vehicle #217 was damaged by a deer. Request was to cover repair costs.
- I. University of Iowa requested an emergency allocation in the amount of \$17,682.03. On March 8, 2021, the weight of snow and ice caused damage at the MacBride Nature Recreation Area Social Center. Request was to cover repair costs.
- J. University of Northern Iowa requested an emergency allocation in the amount of \$1,005,153.40. On December 15, 2021, a wind storm caused damages to the roof at the Nielsen Fieldhouse and Wellness Recreation Center. Request was to cover repair costs.
- K. Department of Human Services - Woodward Resource Center requested an emergency allocation in the amount of \$195,710.89. On August 10, 2020, a derecho caused roof, tree and water damage. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

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

5. Payment of Cost Items

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

- A. Department of Administrative Services\$5,306.75
On July 9, 2021, Vehicles #1305, #1499, #1348 and #2089 were damaged by hail. Request was to cover repair costs. This represents full and final payment, \$368.75 will be reverted and this allocation closed.
- B. Department of Administrative Services\$4,186.45
On July 9, 2021, Vehicles #455, #202 and #155 were damaged by hail. Request was to cover repair costs. This represents full and final payment, \$802.49 will be reverted and this allocation closed.
- C. Denton Davis Brown PC.....\$622.50
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Special Counsel for Copyright, Trademark & Patent Issues

- D. 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
- E. Richard J. Bennett, Sr.....\$2,808.00
PO Box 65666
West Des Moines, IA 50265
Special Counsel for the Criminal Appeals Division of the Iowa Attorney General's Office
- F. Denton Davis Brown PC.....\$386.50
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Special Counsel Dentons Davis Brown Employee Retirement Income Security Act (ERISA)
- G. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$90.20
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
- H. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$65.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of prospective state employees
- I. Department of Natural Resources\$1,338.00
Drainage taxes for the following county:
- | | |
|----------------|------------|
| Clinton County | \$1,338.00 |
|----------------|------------|
- J. Simmons Perrine Moyer Bergman PLC.....\$170.00
115 Third Street SE, Suite 1200
Cedar Rapids, IA 52401
Tobacco Settlement Authority

6. Adjourn Meeting

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

Respectfully submitted,



Victoria Newton
Executive Secretary