



# EXECUTIVE COUNCIL OF IOWA

Teleconference Only

Monday, July 21, 2025 at 10:00 AM

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## MINUTES

The Executive Council met in regular session at 10:00 a.m. via conference call. Secretary of Agriculture Mike Naig presided over the meeting. Treasurer of State Roby Smith and Auditor of State Rob Sand were present. Secretary of State Paul Pate joined after approval of the July 7, 2025 minutes, and Governor Kim Reynolds was absent.

### 1. Approval of Minutes

Moved by Auditor Sand and seconded by Treasurer Smith that the Council approve the minutes from the Executive Council meeting held on July 7, 2025.

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

### 2. Outside Counsel

Moved by Auditor Sand and seconded by Treasurer Smith that the Council approve the following outside counsel request:

- A. The Department of Justice, Attorney General's Office, requested retention of outside counsel pursuant to Iowa Code section 13.3(1) in *Marrero, Brenda f/k/a Brenda Schaefer v. Independence Mental Health Institute 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:	\$175.00 Per Hour

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

### 3. Special Counsel

Moved by Auditor Sand and seconded by Secretary Pate that the Council approve the following special counsel requests:

- A. The Department of Justice, Attorney General's Office, requested retention of special local counsel pursuant to Iowa Code section 13.7 to represent Iowa Department of Natural Resource's Captain Grant Gelly in matter Damer v. Gelly in the Circuit Court for the County of Macomb, Michigan.

Firm: Butzel Long  
Attorney: Barrett R.H. Young  
150 West Jefferson  
Suite 100  
Detroit, MI 48226

Rate: \$465.00 per hour; some services may be furnished by lawyers with rates of up to \$485 per hour

- B. The Department of Justice, Attorney General's Office, requested retention of special counsel pursuant to Iowa Code section 13.7 to represent the Iowa Utilities Commission in matters relating to the Federal Energy Regulatory Commission's authority over projects approved or authorized by the Midcontinent Independent System Operator.

Firm: Dorsey & Whitney LLP  
801 Grand Avenue  
Unit 4100  
Des Moines, IA 50309

Rate: \$765.00 Per Hour

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

### 4. Leases

Moved by Auditor Sand and seconded by Treasurer Smith that the Council approve the following leases:

- A. Lease between DNR and Lucila Marquette

Date of Lease: August 1, 2023 to December 31, 2027

Legal Description: A parcel east of the residence at 19208 Imperial Road West Union, IA 52175 with a frontage of 50 feet and a depth of 75 feet located in the SE 1/4 of the SE 1/4 of Section 34, Township 94 North, Range 8 West of the 5th P.M., Fayette, County, Iowa

Purpose: Septic leech field

Annual Fee: \$224.00, with cumulative CPI adjustments in 2026 and 2027

B. Lease between DNR and Guardian Holdings LLC

Date of Lease: December 1, 2024 to November 30, 2029

Legal Description: A 360' of frontage on the Mississippi River in Scott County, Iowa

Purpose: Commercial

Annual Fee: \$1,292.89

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

**5. Emergency Allocations**

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

- A. Board of Regents - University of Iowa requested an emergency allocation in the amount of \$77,359.25. On January 21, 2025, University Capitol Centre was damaged due to failed coupling on chilled water pipe/pipe break. Request was to cover repair costs.
- B. Department of Health and Human Services requested an emergency allocation and reimbursement in the amount of \$163,058.20. On March 31, 2023, Laundry Building roof was damaged due to storms/high winds. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- C. Department of Natural Resources requested a supplemental emergency allocation in the amount of \$1,454,832.99. This brings the total allocation to \$1,489,632.99. On April 26, 2023, a flood damaged various wildlife management areas in Scott, Jackson and Louisa County. Request was to cover repair costs.
- D. Department of Corrections - Mitchellville requested an emergency allocation and reimbursement in the amount of \$2,775.93. On January 21, 2025, the building was damaged due to freezing temperatures and pipe break. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- E. Department of Veterans Affairs requested an emergency allocation and reimbursement in the amount of \$182,912.74. On March 26, 2024, the Dack Building was damaged by fire and water. Request was to cover repair costs. This represents full and final payment to the Department of Administrative Services and this allocation will be closed.
- F. Iowa Communications Network requested an emergency allocation in the amount of \$73,173.75. On March 5, 2025, backup generator was damaged by winter storm and power outages. Request was to cover repair costs.
- G. Iowa Communications Network requested an emergency allocation in the amount of \$6,642.97. On April 10, 2025, a brush fire along King Avenue in Buchanan County caused damage to maintenance splice locations. Request was to cover repair costs.

- H. Iowa Communications Network requested an emergency allocation in the amount of \$26,261.52. On April 15, 2025, excessive erosion and rodent chewing caused an exposed cable along Highway 65 in Franklin County. Request was to cover repair costs.
- I. Iowa Communications Network requested an emergency allocation in the amount of \$15,551.25. On April 29, 2025, Iowa Central Community College was damaged by a vehicle strike. Request was to cover repair costs.
- J. Iowa Communications Network requested a supplemental emergency allocation in the amount of \$1,688.94. This brings the total allocation to \$14,535.94. On November 26, 2024, a cable along 285th Avenue in Winneshiek County was damaged by extensive rodent damage. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- K. Iowa PBS requested an emergency allocation in the amount of \$3,297.14. On May 20, 2025, HVAC system was damaged by lightning strike during a storm. Request was to cover repair costs.
- L. Department of Administrative Services requested an emergency allocation in the amount of \$9,860.31. On April 17, 2025, Vehicle #37 and #904 were damaged by hail. Request was to cover repair costs.
- M. Department of Administrative Services requested an emergency allocation in the amount of \$3,135.15. On May 2, 2025, Vehicle #75 was damaged by a deer. Request was to cover repair costs.
- N. Department of Administrative Services requested an emergency allocation in the amount of \$4,405.15. On May 25, 2025, Vehicle #252 was damaged by a deer. Request was to cover repair costs.
- O. Department of Administrative Services requested an emergency allocation in the amount of \$4,123.30. On June 13, 2025, Vehicle #297 was damaged by a raccoon and a deer. Request was to cover repair costs.
- P. Department of Administrative Services requested an emergency allocation in the amount of \$5,469.75. On April 18, 2025, Vehicle #351 was damaged by hail. Request was to cover repair costs.
- Q. Department of Administrative Services requested an emergency allocation in the amount of \$2,807.94. On June 6, 2025, Vehicle #414 was damaged by a raccoon. Request was to cover repair costs.
- R. Department of Administrative Services requested an emergency allocation in the amount of \$2,280.70. On March 7, 2025, Vehicle #556 was damaged by a deer. Request was to cover repair costs.
- S. Department of Administrative Services requested an emergency allocation in the amount of \$7,815.95. On June 3, 2025, Vehicle #1366 was damaged by a deer. Request was to cover repair costs.
- T. Department of Administrative Services requested an emergency allocation in the amount of \$5,749.15. On June 9, 2025, Vehicle #1735 was damaged by a deer. Request was to cover repair costs.

- U. Department of Administrative Services requested a supplemental emergency allocation in the amount of \$1,312.16. This brings the total allocation to \$11,642.23. On April 17, 2025, Vehicle #1791 was damaged by hail. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- V. Department of Administrative Services requested an emergency allocation in the amount of \$3,864.20. On April 28, 2025, Vehicle #1809 was damaged by a fallen tree. Request was to cover repair costs.
- W. Department of Administrative Services requested an emergency allocation in the amount of \$2,620.45. On May 6, 2025, Vehicle #2084 was damaged by a deer. Request was to cover repair costs.
- X. Department of Administrative Services requested an emergency allocation in the amount of \$2,495.00. On April 17, 2025, Vehicle #2358 was damaged by hail. Request was to cover repair costs.
- Y. Department of Administrative Services requested a supplemental emergency allocation in the amount of \$3,815.91. This brings the total allocation to \$10,561.11. On April 22, 2025, Vehicle #2635 was damaged by a deer. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.
- Z. Department of Administrative Services requested a supplemental emergency allocation in the amount of \$1,566.00. This brings the total allocation to \$12,283.75. On April 18, 2025, Vehicle #105487 was damaged by hail. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

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

## 6. Payment of Cost Items

Moved by Auditor Sand and seconded by Treasurer Smith that the Council approve the following items:

- A. Department of Natural Resources .....\$14,930.00  
 On December 17, 2023, gate and trail system at Preparation Canyon State Park were damaged by trespassing vehicle. Request was to cover repair costs. This represents full and final payment, \$10,094.00 will be reverted and this allocation closed.
- B. Iowa Communications Network .....\$4,865.22  
 On April 15, 2025, excessive erosion caused exposed warning tape and shallow fiber optic cable. Request was to cover repair costs. This represents full and final payment, \$4,263.78 will be reverted and this allocation closed.
- C. Department of Administrative Services.....\$2,461.50  
 On April 18, 2025, Vehicle #62 was damaged by hail. Request was to cover repair costs. This represents full and final payment, \$239.33 will be reverted and this allocation closed.

- D. Department of Administrative Services .....\$2,801.65  
On April 17, 2025, Vehicle #367 was damaged by hail. Request was to cover repair costs. This represents full and final payment.
- E. Department of Administrative Services .....\$9,673.77  
On April 17, 2025, Vehicles #975 and #476 were damaged by hail. Request was to cover repair costs. This represents full and final payment, \$707.12 will be reverted and this allocation closed.
- F. Department of Administrative Services.....\$4,348.87  
On April 13, 2025, Vehicle #1941 was damaged by a fallen tree branch. Request was to cover repair costs. This represents full and final payment, \$1,532.51 will be reverted and this allocation closed.
- G. Department of Public Safety .....\$75,009.06  
On May 21, 2024, Adair South ISICS Communication Tower was damaged by tornado. Request was to cover repair costs. This represents partial payment.
- H. Department of Public Safety.....\$9,500.00  
On March 23, 2025, Audubon County ISICS Communications Tower was damaged by high winds and wintry mix weather event. Request was to cover repair costs. This represents full and final payment.
- I. Department of Public Safety .....\$39,642.00  
On January 26, 2025, bearcat rescue vehicle and state fire marshall division robot were damaged by vandalism. Request was to cover repair costs. This represents full and final payment.
- J. Department of Public Safety .....\$46,680.00  
On April 16, 2024, cables and radome covers on Beaverdale ISICS Communication Tower were damaged by weather. Request was to cover repair costs. This represents full and final payment, \$3,820.00 will be reverted and this allocation closed.
- K. Department of Public Safety .....\$15,000.00  
On March 23, 2025, Lee County ISICS Communication Tower was damaged by heavy winds and winter weather mix event. Request was to cover repair costs. This represents full and final payment.
- L. Department of Public Safety.....\$15,000.00  
On March 23, 2025, Page County ISICS Communication Tower was damaged by high winds and winter weather event. Request was to cover repair costs. This represents full and final payment.
- M. Department of Public Safety .....\$15,000.00  
On March 5, 2025, Ringgold County ISICS Communication Tower was damaged by blizzard event. Request was to cover repair costs. This represents full and final payment.
- N. Department of Public Safety .....\$9,500.00  
On March 5, 2025, radome covers at Sioux, Calhoun and Cherokee ISICS Communication Towers were damaged by a winter blizzard. Request was to cover repair costs. This represents full and final payment.

- O. Department of Public Safety.....\$9,500.00  
On May 6, 2025, Springbrook ISICS Communications tower was damaged by heavy winds.  
Request was to cover repair costs. This represents full and final payment.
- P. Department of Public Safety .....\$2,866.75  
On May 31, 2024, Story County ISICS Communication Tower was damaged by a storm.  
Request was to cover repair costs. This represents full and final payment, \$9,133.25 will be  
reverted and this allocation closed.
- Q. Gray Miller Persh, LLP.....\$949.20  
2233 Wisconsin Avenue NW  
Suite 226  
Washington, D.C. 20007  
Iowa PBS
- R. Dentons Davis Brown Law Firm.....\$2,522.70  
The Davis Brown Tower  
215 10th Street, Suite 1300  
Des Moines, IA 50309  
Special Counsel Dentons Davis Brown Unclaimed Property Fund
- S. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$225.00  
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
- T. Marquess & Hoyer Law Office, P.C.....\$6,000.00  
203 W. High Street  
P.O. Box 51  
Toledo, IA 52342  
Criminal Prosecution for Meskwaki Settlement Matters
- U. Patterson Law Firm L.L.P.....\$1,081.50  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Jennifer Anderson v. Woodward Resource Center and State of Iowa and Second Injury Fund of Iowa
- V. Patterson Law Firm L.L.P.....\$32.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Patricia Brown v. Iowa Correctional Institution for Women, State of Iowa, Second Injury Fund  
of Iowa

- W. Patterson Law Firm L.L.P.....\$350.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Chance, Diana v. University of Iowa and State of Iowa and Second Injury Fund of Iowa
- X. Patterson Law Firm L.L.P.....\$112.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Karen Crew v. University of Iowa Hospitals and Clinics, State of Iowa, Second Injury Fund of Iowa
- Y. Patterson Law Firm L.L.P.....\$287.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Brad Stevenson v. Iowa Department of Transportation, State of Iowa, Second Injury Fund of Iowa
- Z. Patterson Law Firm L.L.P.....\$160.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Philip Stine v. Mt. Pleasant Correctional Facility and State of Iowa and Second Injury Fund
- AA. Patterson Law Firm L.L.P.....\$640.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Douglas Stufflebeam v. University of Northern Iowa and State of Iowa and Second Injury Fund of Iowa
- BB. Patterson Law Firm L.L.P.....\$447.50  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Azam Valipouralmasi v. University of Iowa and State of Iowa and Second Injury Fund of Iowa
- CC. Patterson Law Firm L.L.P.....\$160.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Suite 729  
Des Moines, IA 50309-2390  
Katherine Williams v. 6th Judicial District and Second Injury Fund of Iowa



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

## **7. Iowa Code §7D.16**

Moved by Auditor Sand and seconded by Treasurer Smith that the Council approve the following request:

- A. Mashal Husain, President of The World Food Prize®, requested permission for the World Food Prize Foundation to serve wine at the Laureate Award Ceremony reception to be held at the Iowa State Capitol on October 23, 2025, as part of its annual Laureate Award Ceremony.

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

## **8. Information Items**

- A. Department of Revenue's fourth quarter status update of the Litigation Expense Fund.
- B. Status of State Aid (Iowa Code 29C.20) Allocations quarterly update.

## **Adjourn Meeting**

Moved by Auditor Sand and seconded by Treasurer Smith that the meeting adjourns.

Respectfully submitted,

*Kristi Onstot*

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