

# **EXECUTIVE COUNCIL OF IOWA AGENDA**

**State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.**

**JULY 5, 2016**

1. Approval of minutes of meeting held June 20, 2016
2. Outside Counsel – Page 1  
TAB # 1
3. Emergency Allocations – Pages 1- 2
4. Payment of Cost Items – Pages 2 - 4

**2. Outside Counsel**

- A. The Department of Justice, Attorney General's office requests retention of outside counsel to provide legal advice to Iowa State University with regard to Reiman Gardens.

Firm: Belin McCormick Law Firm  
666 Walnut Street, Suite 2000  
Des Moines, IA 50309

Rate: \$285.00 to \$585.00

**TAB # 1**

**3. Emergency Allocations**

- A. Department of Public Safety is requesting an emergency allocation in the amount of \$7,172.94. On May 29, 2016 vehicle #'s 337 and #138 were involved in accidents caused by deer. Vehicle #337 on Hwy 5 north of Centerville and #138 on River Road in Hancock County. Request is to cover repair costs.

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

- B. Department of Public Safety is requesting an emergency allocation in the amount of \$2,307.00. On May 11, 2016 hail damaged Patrol Car #412 in Council Bluffs. Request is to cover repair costs.

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

- C. Iowa Communications Network is requesting an emergency allocation in the amount of \$15,645.55. On April 11, 2016 ICN cable was damaged due to erosion west of US Highway 34 and Fig Avenue Intersection in Adams County. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation, subject to audit of actual invoices and supporting documentation and demonstration that no costs covered by the maintenance contract have been included.

- D. Iowa Communications Network is requesting an emergency allocation in the amount of \$4,232.52. On April 20, 2016 ICN cable was damaged due to erosion on US Highway 34 east of Henry and Jefferson County line. Request is to cover repair costs.

The State Auditor's Office has reviewed this request and recommends allocation, subject to audit of actual invoices and supporting documentation and demonstration that no costs covered by the maintenance contract have been included.

**4. Payment of Cost Items**

- A. Simmons Perrine Moyer Bergman PLC.....\$13,408.22  
115 Third Street SE, Suite 1200  
Cedar Rapids, IA 52402  
Tobacco Settlement Authority

Jeffrey S. Thompson, Solicitor General, has reviewed these invoices and recommends payment. Payment will be made from the funds of the Tobacco Settlement Authority.

- B. Gray Miller Persh, LLP.....\$1,627.70  
1200 New Hampshire Ave., N.W.  
Washington, D.C. 20036  
Iowa Public Television

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the funds of Iowa Public Television.

- C. Patterson Law Firm L.L.P..... \$1,078.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Andrea Casey-Steciw v. University of Iowa, State of Iowa and Second Injury Fund of Iowa

- D. Patterson Law Firm L.L.P..... \$592.60  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Joey Allan McGraw v. Iowa State Penitentiary, State of Iowa, and Second Injury Fund of Iowa

- E. Patterson Law Firm L.L.P..... \$912.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Daniel Reed v. Iowa Department of Transportation, State of Iowa, and Second  
Injury Fund of Iowa
- F. Patterson Law Firm L.L.P..... \$204.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Joyce Myers v. Iowa State University, State of Iowa, and Second Injury Fund  
of Iowa
- G. Patterson Law Firm L.L.P..... \$192.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Annette Henning v. Department of Transportation, State of Iowa and Second  
Injury Fund of Iowa
- H. Patterson Law Firm L.L.P..... \$108.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Jason Landess v. Clarinda Correctional Facility and State of Iowa and Second  
Injury Fund of Iowa
- I. Patterson Law Firm L.L.P..... \$36.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Lee Spaur v. Newton Correctional Facility, State of Iowa, and Second Injury  
Fund of Iowa
- J. Patterson Law Firm L.L.P..... \$24.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Brandon Logan v. Woodward Resource Center, State of Iowa and Second  
Injury Fund of Iowa

- K. Patterson Law Firm L.L.P..... \$312.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Diana Mindham v. Iowa Correctional Facility for Women, State of Iowa, and  
Second Injury Fund
  
- L. Patterson Law Firm L.L.P..... \$108.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
James Conwell v. University of Iowa Hospitals and Clinics, State of Iowa and  
Second Injury Fund of Iowa
  
- M. Patterson Law Firm L.L.P..... \$378.55  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Maury White v. Iowa Department of Transportation, State of Iowa and Second  
Injury Fund of Iowa
  
- N. Patterson Law Firm L.L.P..... \$414.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Randolph Dean Oaks v. University of Iowa, State of Iowa, and Second Injury  
Fund

Jeffrey S. Thompson, Solicitor General, has reviewed these invoices and recommends payment.

- O. Elisabeth Reynoldson..... \$1,128.00  
Attorney at Law  
200 West Jefferson Street  
PO Box 199  
Osceola, IA 50213-0199  
Iowa Court of Appeals/Iowa Supreme Court Cases

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

THOMAS J. MILLER  
ATTORNEY GENERAL



1305 E. WALNUT ST.  
DES MOINES, IA 50319  
P: 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

June 29, 2016

GeorgAnna Madsen  
Executive Secretary  
Executive Council  
State Capitol  
LOCAL

Re: Iowa State University/Reiman Gardens

Dear GeorgAnna:

Our office is requesting Executive Council approval pursuant to Iowa Code section 13.7 to retain outside counsel to provide legal advice to Iowa State University on a business transaction and related personnel issue involving Reiman Gardens. The legal matter involves contractual rights arising out of the licensing of sculptures that have been and are to be displayed at Reiman Gardens and other public and private gardens around the country. Additional intellectual property expertise from outside counsel is warranted under the circumstances.

Iowa State University requests approval to retain the Belin McCormick law firm. The hourly billing rates for attorneys who might be assigned to the matter range from \$ 285 to \$ 585 and the hourly rate for a paralegal is \$150. It is anticipated that the majority of the work on the matter can be handled by attorneys at the lower end of the billing scale. Payment for these services will be made directly by Iowa State University.

Sincerely,

JEFFREY S. THOMPSON  
Solicitor General