

# EXECUTIVE COUNCIL OF IOWA

## MINUTES

### OCTOBER 3, 2016

The Executive Council met in regular session at 10:00 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Auditor of State Mary Mosiman and State Treasurer Michael Fitzgerald were present. Secretary of State Paul Pate and Secretary of Agriculture William Northey were absent

Regular Session  
October 3, 2016

Moved by Auditor Mosiman and seconded by Treasurer Fitzgerald that the Council approve the minutes of the Executive Council meeting held September 19, 2016.

Minutes  
Approved

The vote:      Ayes:            Governor Branstad  
                                 Auditor Mosiman  
                                 Treasurer Fitzgerald  
                 Nays:            None

Moved by Treasurer Fitzgerald and seconded by Auditor Mosiman that the Council approve the requests from Department of Administrative Services as follows:

Approved  
Insurance  
Request

- Approve entering a contract with Wellmark for fully insured health insurance for employees covered by the State Police Officers Council collective bargaining agreement for a length of up to 6 years if all extensions are executed.
- Approve the SPOC health premium rates for 2017.

The vote:      Ayes:            Governor Branstad  
                                 Auditor Mosiman  
                                 Treasurer Fitzgerald  
                 Nays:            None

Christie Templeton, Department of Human Services, was present to request an emergency allocation pursuant to Governor's Disaster Proclamation in the amount of \$1,000,000.00 and to transfer funds for disbursement to the individual applicant without Executive Council approval for each individual applicant as follows:

- \$600,000.00 for Allamakee, Benton, Black Hawk, Bremer, Buchanan, Butler, Cedar, Chickasaw, Delaware, Floyd, Franklin, Linn and Wright Counties.
- \$200,000.00 for Cerro Gordo, Hancock, Mitchell and Worth Counties
- \$200,000.00 for Howard, Jones, Louisa and Story Counties

Moved by Auditor Mosiman and seconded by Treasurer Fitzgerald that the Executive Council approve the request.

The vote:	Ayes:	Governor Branstad Auditor Mosiman Treasurer Fitzgerald
	Nays:	None

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

- A. The Department of Justice, Attorney General's office request for retention of outside counsel pursuant to Iowa Code section 13.3(1) in Darryn Abben 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 5<sup>th</sup> Avenue  
Suite 729  
Des Moines, Iowa 50309  
Rate: \$120.00 per hour

- B. The Department of Justice, Attorney General's office requests retention of special counsel to provide legal advice to the Office of the Chief Information officer. All fees will be paid by OCIO

Firm: Foley & Lardner, LLP  
Attorney: Mr. Christopher Cain; Mr. Aaron Tantleff and  
Mr. Chanley Howell  
321 North Clark Street  
Chicago, IL 60654  
Rate: \$495.00 per hour

Approved  
Resolution of  
Funds

Approved  
Outside  
Counsel

The vote:      Ayes:              Governor Branstad  
    Auditor Mosiman  
    Treasurer Fitzgerald  
                          Nays:              None

Moved by Treasurer Fitzgerald and seconded by Auditor Mosiman that the Council approve the following lease:

Approved  
Leases

Lease between DNR and Corn Belt Telephone Company  
 Date of Lease: Five Years Expiring June 30, 2021  
 Legal Description: Underground TV cable buried on the roadsides through  
 Black Hawk State Park in Sac County.  
 Annual Fee: \$ 300.00

The vote:      Ayes:              Governor Branstad  
    Auditor Mosiman  
    Treasurer Fitzgerald  
                          Nays:              None

Moved by Treasurer Fitzgerald and seconded by Auditor Mosiman that the Council approve the following cost items:

Approved Cost  
Items

- A. Davis, Brown, Koehn, Shors & Roberts, P.C..... \$42.00  
 The Davis Brown Tower  
 215 10<sup>th</sup> Street, Suite 1300  
 Des Moines, IA 50309-3993  
Represent Iowa in copyright, trademark, and patent legal advice for various agencies
- B. Barnes & Thornburg LLP..... \$190.00  
 One North Wacker Drive, Suite 4400  
 Chicago, IL 60606  
Peregrine Financial Group (PFG) Bankruptcy
- C. Patterson Law Firm L.L.P..... \$24.00  
 729 Insurance Exchange Building  
 505 Fifth Avenue  
 Des Moines, IA 50309-2390  
Jolene Murren v. Clarinda Correctional Facility and State of Iowa and Second Injury Fund of Iowa
- D. Patterson Law Firm L.L.P..... \$204.00  
 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

- E. Patterson Law Firm L.L.P..... \$144.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Jasmina Tartic v. Department of Justice, State of Iowa, and Second Injury Fund of Iowa
- F. Patterson Law Firm L.L.P..... \$186.00  
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
- G. Patterson Law Firm L.L.P..... \$180.00  
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
- H. Patterson Law Firm L.L.P..... \$78.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Julie Oxley v. Iowa State University, State of Iowa and Second Injury Fund of Iowa
- I. Patterson Law Firm L.L.P..... \$24.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Jumeka L. Hemphill v. University of Iowa Student Health, State of Iowa and Second Injury Fund of Iowa
- J. Patterson Law Firm L.L.P..... \$96.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Dennis Witte v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa
- K. Patterson Law Firm L.L.P..... \$384.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Dennis Witte v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

- L. Patterson Law Firm L.L.P..... \$48.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Kirby Bragg v. Iowa Department of Natural Resources, State of Iowa and  
Second Injury Fund of Iowa
- M. Patterson Law Firm L.L.P..... \$828.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Laurie Sue Cook v. Iowa State University, State of Iowa and Second Injury  
Fund of Iowa
- N. Patterson Law Firm L.L.P..... \$120.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Laurie Sue Cook v. Iowa State University, State of Iowa and Second Injury  
Fund of Iowa
- O. Patterson Law Firm L.L.P..... \$360.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Mark Voyles v. Glenwood Resource Center, State of Iowa and Second  
Injury Fund of Iowa
- P. Patterson Law Firm L.L.P..... \$12.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Jonathan Arkulari v. University of Northern Iowa, State of Iowa, and  
Second Injury Fund of Iowa
- Q. Patterson Law Firm L.L.P..... \$36.00  
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
- R. Patterson Law Firm L.L.P..... \$276.00  
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

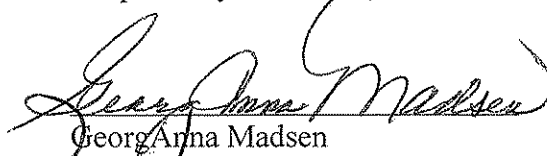
- S. Iowa Communications Network ..... \$8,479.52  
On April 9, 2015 ICN cable was damaged along Highway 93 in Fayette County due to erosion. Request was to cover repair.
- T. Iowa Communications Network ..... \$2,168.82  
On May 31, 2016 ICN cable was damaged due to erosion along Hunt Avenue, north of Kanesville Road in Pottawattamie County. Request was to cover repair costs.
- U. Iowa Communications Network ..... \$9,471.54  
On November 12, 2014 ICN cable was damaged along I-80 in Cass County, due to rodent chew. Request was to cover repair. This represents full and final payment, \$18,690.12 will be reverted and this allocation closed.
- V. Iowa Communications Network ..... \$8,778.22  
On November 2, 2015 ICN cable was damaged due to a mudslide along Highway 14, Near Post 62 in Jasper County. Request was to cover repair costs. This represents full and final payment, \$2,057.79 will be reverted and this allocation closed.

The vote:      Ayes:              Governor Branstad  
   Auditor Mosiman  
   Treasurer Fitzgerald  
                         Nays:              None

The meeting was adjourned at 10:17 a.m.

Meeting  
adjourned

Respectfully submitted,

  
Georg Anna Madsen  
Executive Secretary