EXECUTIVE COUNCIL OF IOWA

MINUTES

SEPTEMBER 17, 2018

Regular Session
September 17, 2018

The Executive Council met in regular session at 10:03 a.m. in Room G09 of the Capitol Building with Secretary of State Paul Pate presiding. Auditor of State Mary Mosiman Treasurer of State Michael Fitzgerald (via telephone) and Secretary of Agriculture Michael Naig were present. Governor Kim Reynolds was absent.

Minutes Approved

Moved by Auditor Mosiman and seconded by Secretary Naig that the Council approve the minutes of the Executive Council meeting held September 4, 2018.

The vote:	Ayes:	Secretary Pate Auditor Mosiman Treasurer Fitzgerald Secretary Naig
	Nays:	None

Personal Appearance

Christie Templeton, Department of Human Services was present to request Resolution of Funds in the amount of $300,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Black Hawk, Bremer, Buchanan, Franklin, Iowa, Kossuth and Poweshiek Counties.

Moved by Auditor Mosiman and seconded by Secretary Naig that the Executive Council approve the request.

The vote:	Ayes:	Secretary Pate Auditor Mosiman Treasurer Fitzgerald Secretary Naig
	Nays:	None

Christie Templeton, Department of Human Services was present to request Resolution of Funds in the amount of $140,000.00 pursuant to Iowa Code §29C.20A with regard to Governor's Proclamation of a State of Disaster Emergency for Clinton and Iowa Counties.

Moved by Secretary Naig and seconded by Auditor Mosiman that the Executive Council approve the request.

The vote:	Ayes:	Secretary Pate Auditor Mosiman Treasurer Fitzgerald Secretary Naig
	Nays:	None

Approved Payment for Expenses Under Iowa Code §7D.10

Moved by Auditor Mosiman and seconded by Secretary Naig 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 $16,000.00 for prosecuting cases under Iowa Code chapter 229A.

The vote:	Ayes:	Secretary Pate Auditor Mosiman Treasurer Fitzgerald Secretary Naig
	Nays:	None

Approved Outside Counsel

Moved by Secretary Naig and seconded by Auditor Mosiman 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 *Jeffrey M. Skaggs v. Newton Correctional Facility, 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:	$120.00 Per Hour

The vote:	Ayes:	Secretary Pate Auditor Mosiman Treasurer Fitzgerald Secretary Naig
	Nays:	None

Approved Outside CPA Firm

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the Council approve the following:

A. Request from Mary Mosiman, Auditor of State to employ the services of outside CPA firms to perform the periodic examinations for the cities listed below for the period ending June 30, 2018

Firm:	Cities:	Amount
Gronewold, Bell, Kyhnn	Arion, Ayrshire, Danbury, Deloit, Fenton	$16,975.00
Rachelle Thompson, CPA	Bassett, Castalia, Clayton, Elkport, Fort Atkinson	$13,870.00
Hogan Hansen	Charlotte, Goose Lake, Lamont, Maharishi Vedic City, Maysville	$18,000.00
	Total	$48,845.00

The vote: Ayes: Secretary Pate
Auditor Mosiman
Treasurer Fitzgerald
Secretary Naig
Nays: None

Approved Leases

Moved by Auditor Mosiman and seconded by Secretary Naig that the Council approve the following lease:

A. Lease between DNR and CF Industries Nitrogen, LLC
Date of Lease: Five years, expiring August 6, 2023
Legal Description: A part of the bed of the Missouri River not to exceed 50' frontage at Missouri River mile 719.1 in Omandi Bend, 100' frontage at Missouri River mile 718.8 in Browers Bend, and 50' frontage and not exceeding 100' in depth at Missouri River Mile 718.7 in Browers Bend, set back of existing pile revetment No. 789.7 in Section 23 & 24 Township 87 North Range 48 West of the 5th P.M., Woodbury County, Iowa.
Purpose: Commercial use
Annual Fee: $2,100.00

The vote: Ayes: Secretary Pate
Auditor Mosiman
Treasurer Fitzgerald
Secretary Naig
Nays: None

Approved Emergency Allocations

Moved by Secretary Naig and seconded by Treasurer Fitzgerald that the Council approve the requests as follows:

A. Department of Public Safety is requesting a supplemental emergency allocation in the amount of $305.31, bringing the total to $2,981.10, and payment in the amount of $2,981.10. On May 28, 2018 State Patrol Vehicle #224 was damaged by a fallen tree in Ventura. Request was to cover repair costs. This will represent full and final payment and this allocation will be closed.

B. Department of Public Safety is requesting an emergency allocation in the amount of $3,244.47. On August 16, 2018 State Patrol Vehicle #718 was damaged by a deer on Highway 59. Request was to cover repair costs.

C. Department of Public Safety is requesting an emergency allocation in the amount of $2,663.45. On August 29, 2018 State Patrol Vehicle #361 was damaged by a deer in Henry County. Request was to cover repair costs.

D. Department of Public Safety is requesting an emergency allocation and reimbursement in the amount of $13,876.64. On June 23, 2018 State Patrol Vehicle #211 was damaged by a deer in Van Buren County. Request was to cover repair costs. This represents full and final payment and this allocation will be closed.

E. Department of Human Services is requesting an emergency allocation in the amount of $34,562.01. On July 19, 2018 vehicles #2540, #2005 and #1438 were damaged by a tornado in Marshalltown. Request was to cover repair costs.

The vote: Ayes: Secretary Pate
Auditor Mosiman
Treasurer Fitzgerald
Secretary Naig
Nays: None

Approved Cost Items

Moved by Auditor Mosiman and seconded by Secretary Naig that the Council approve the following cost items:

A. Shindler, Anderson, Goplerud & Weese, P.C.....$1,430.00
5015 Grand Ridge Drive, Suite 100
West Des Moines, IA 50265
Peregrine Financial Group (PFG) Bankruptcy

B. Gray Miller Persh, LLP.....$1,584.60
1200 New Hampshire Ave., N.W.
Washington, D.C. 20036
Iowa Public Television

C. Patterson Law Firm L.L.P.....$828.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Pamela Walter v. University of Iowa, State of Iowa and Second Injury Fund of Iowa

D. Patterson Law Firm L.L.P.....$822.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kareem A. Duckett v. Mt. Pleasant Correctional Facility, State of Iowa and Second Injury Fund of Iowa

E. Patterson Law Firm L.L.P.....$24.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
James Doorley vs. University of Iowa, State of Iowa and Second Injury Fund of Iowa

F. Patterson Law Firm L.L.P.....$120.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Myra Ball v. Iowa Insurance Division, State of Iowa and Second Injury Fund of Iowa

G. Patterson Law Firm L.L.P.....$150.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Reginald Van Dusseldorp vs. Newton Correctional Facility, State of Iowa and Second Injury Fund of Iowa

H. Patterson Law Firm L.L.P.....$24.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Amy Wearmouth v. Iowa Correctional Institute for Women, 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
Steven Porter vs. Iowa State Fair, State of Iowa and Second Injury Fund of Iowa

J. Patterson Law Firm L.L.P.....$192.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Rory Aschbrenner vs. Iowa State University, State of Iowa and Second Injury Fund of Iowa

K. Patterson Law Firm L.L.P.....$24.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
James Brundies v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

The vote: Ayes: Secretary Pate
Auditor Mosiman
Treasurer Fitzgerald
Secretary Naig
Nays: None

Approved World Food Prize® Request

Moved by Secretary Naig and seconded by Auditor Mosiman that the Council approve the request from Ambassador Kenneth M. Quinn, (ret.) President of The World Food Prize® to serve wine at The World Food Prize® Ceremony/Dinner at the Iowa State Capitol on October 18, 2018.

The vote: Ayes: Secretary Pate
Auditor Mosiman
Treasurer Fitzgerald
Secretary Naig
Nays: None

Meeting adjourned

The meeting was adjourned at 10:07 a.m.

Respectfully submitted,

Victoria Newton

Victoria Newton
Executive Secretary