

# EXECUTIVE COUNCIL OF IOWA AGENDA

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

**JULY 22, 2013**

1. Introduction of Attendees
2. Approval of minutes of meeting held July 15, 2013
3. Personal Appearance –
  - A. David L. Dorff, Assistant Attorney General will be present to request approval for the Department of Natural Resources to transfer Pioneer State Park to the Mitchell County Conservation Board.  
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4. **Leases**

A. Lease between DNR and CHS, Inc.

Date of Lease: Five Years ending August 31, 2017

Legal Description: An area of the Mississippi River bed 200' of frontage and 145' of depth located at River Mile 450.0, Section 27, Township 76 North, Range 2 West of the 5th P.M., Muscatine County, Iowa.

Annual Fee: \$2,100.00

David Dorff, Assistant Attorney General, has reviewed the above lease and approved the lease as to form.

5. **Payment of Cost Items**

A. Dorsey & Whitney, LLP .....\$3,130.56

P.O. Box 1680

Minneapolis MN 55480-1680

Community Development Div. of the Department of Economic Development

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Iowa Economic Development Authority.

*DD*

*MEMO from: David L. Dorff, Assistant Attorney General*

TAB # 1

**Iowa Department of Justice, Environmental Law Division**

Lucas Bldg., Room 018, 321 East 12<sup>th</sup> St., Des Moines, IA 50319

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July 16, 2013

**GeorgAnna Madsen, Administrative Secretary**  
**Executive Council of Iowa**  
**Capitol Bldg.**  
**VIA Local Mail**

**Re: APPROVAL of Pioneer Park land transfer to Mitchell County Conservation Board**

On behalf of the Iowa Department of Natural Resources, I am requesting that the Executive Council approve the transfer of the 14-acre state-owned Pioneer State Park to the Mitchell County Conservation Board without monetary consideration under the provisions of Iowa Code section 461A.32. The second paragraph of section 461A.32 authorizes the Executive Council, on recommendation of the Natural Resource Council, to transfer lands under the Commission's jurisdiction to county conservation boards for park purposes.

The State of Iowa acquired the park in 4 parcels from the 1930's to the 1950's. In 1974 the Department entered into an agreement with the Mitchell County Conservation Board transferring management of the park for a period of 25 years. In 1999 the agreement was renewed for another 25 years. Since that time the County has made several capital improvements to the area. These improvements include constructing campsites, drilling a new well, installing electrical service, and making repairs to the shelter house. Receiving funding and additional support for improvements would be more achievable if the park was owned, managed, and maintained under the same agency. By resolution, the Mitchell County Board of Supervisors has requested the transfer of this state-owned property

Conveyance is by state land patent with a required clause providing for reversion of the land to the state in the event it ceases to be used as a public park. After the Executive Council has approved the transfer, I will arrange for preparation and issuance of the patent and supporting certificate.

Please notify me when this request will be considered by the Executive Council so I can be present to answer any questions the Council might have. Thank you.

Copies to: Deputy Attorney General Julie F. Pottorff  
Kevin Szcodronski, Todd Rozendaal & Travis Baker, DNR

2013 JUL 15 PM 4:18