

EXECUTIVE COUNCIL OF IOWA

MINUTES

AUGUST 18, 2014

The Executive Council met in regular session at 9:58 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Secretary of State Matt Schultz, Auditor of State Mary Mosiman, Treasurer of State Michael Fitzgerald and Secretary of Agriculture William Northey were present.

Regular session
August 18,
2014

Moved by Secretary Northey and seconded by Secretary Schultz that the Council approve the minutes of the Executive Council meeting held August 4, 2014

Minutes
Approved

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

Patrick Hall, Administrator, Recovery Division, Department of Public Defense, Iowa Homeland Security and Emergency Management Division was present to request the following:

Approved
Resolutions of
Funds

Presidential Disaster Declaration DR-4181

Resolution Amount \$1,305,267.00 Transfer Funds \$ 40,920.00 SFY 2014
\$253,388.00 SFY 2015

Presidential Disaster Declaration DR-4184

Resolution Amount \$2,156,752.00 Transfer Funds \$ 74,824.00 SFY 2014
\$499,903.00 SFY 2015

Presidential Disaster Declaration DR-4187

Resolution Amount \$2,294,138.00 Transfer Funds \$564,389.00 SFY 2015

Moved by Secretary Schultz and seconded by Auditor Mosiman that the Council approve the request as presented.

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

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

Approved
Outside
Counsel

- A. Request for retention of outside council to represent University of Northern Iowa (UNI) in a bankruptcy proceeding pending in the Northern District of Illinois regarding Peregrine Financial Group (PFG).

Firm: Hudson, Mallaney, Shindler & Anderson, P.C.
Attorney: Michael Mallaney
 5015 Grand Ridge Drive, Suite 100
 West Des Moines, IA 50265
Rate: \$275.00 per hour

- B. Request for retention of outside counsel pursuant to Iowa Code section 13.3(1) in Mary E. Lowe v. Judicial Branch – Juvenile Court Services 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, Iowa 50309
Rate: \$120.00 per hour

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

Moved by Secretary Northey and seconded by Treasurer Fitzgerald that the Council approve the request from Donna M. Mueller, Chief Executive Officer, IPERS for reimbursement of Federal-State Agreement Administration Costs per Iowa Code Section 97C.13A in the amount of \$10,000.00.

Approved Iowa Code 97C.13A

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

Moved by Treasurer Fitzgerald and seconded by Secretary Schultz that the Council approve the following litigation expense fund request:

Approved Litigation Expense Fund

Request from the Attorney General's office on behalf of the Department of Revenue to expend \$50,000.00 from the Litigation Expense Fund for the first quarter of the 2015 fiscal year.

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

Moved by Secretary Northey and seconded by Auditor Mosiman that the Council approve the request as follows:

Approved Emergency Allocation

University of Northern Iowa – Board of Regents' request for an emergency allocation in the amount of \$39,025.96. On June 30, 2014 lightning damaged a well pump at the Wellness/Recreation Center at the University. Request is to cover repair costs.

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

Moved by Auditor Mosiman and seconded by Secretary Schultz that the Council approve the cost items as listed below:

Approved Cost
Items

- A. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$580.00
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

- B. Belin McCormick, P.C.\$1,072.50
666 Walnut Street, Suite 2000
Des Moines, IA 50309
Iowa Public Information Board in Case No. CVCV047363 under Iowa Code Chapter 17A

- C. Huber, Book, Cortese & Lanz, P.L.L.C.\$72.20
2700 Westown Parkway, Suite 170
West Des Moines, IA 50266-1411
Pam O'Brien v. Iowa Attorney General, State of Iowa and Second Injury Fund

- D. Gray Miller Persh, LLP.....\$4,717.39
1200 New Hampshire Ave., N.W.
Washington, D.C. 20036
Iowa Public Television

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Mosiman
 Treasurer Fitzgerald
 Secretary Northey

 Nays: None

Moved by Secretary Schultz and seconded by Auditor Mosiman that the Council approve the request from the Department of the Navy to extend the loan of ship model USS Iowa (BB-61), Supplement No. 31 Contract N00024-82-C-0204, from September 1, 2014 to September 1, 2015.

Approved
Department of
Navy Request

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

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

Respectfully submitted,


Jenna Deutmeyer
Acting Executive Secretary

Meeting
adjourned