

ALASKA PUBLIC OFFICES COMMISSION  
MINUTES  
REGULAR COMMISSION MEETING  
APRIL 2, 2013

A meeting of the Alaska Public Offices Commission came to order at 9:00 a.m. on Tuesday, April 2, 2013. The meeting was held at 2221 E. Northern Lights, Blvd., Room 128, Anchorage, Alaska

Brackets [] indicate an agenda item number and that an information packet is included in the meeting binder. Asterisks \* indicate that no information was included in the meeting binder.

**In Attendance:**

**Commission:**

Elizabeth Hickerson - Chair  
Kathleen King - Vice-Chair  
Kenneth Kirk - Commissioner  
Vance Sanders - Commissioner, Telephonically  
Ronald King - Commissioner, Telephonically

**Staff:**

Paul Dauphinais - Executive Director  
Jerry Anderson - Assistant Director  
Joan Mize - Juneau Program Coordinator, Telephonically  
Heather Hebdon - Associate Attorney II  
July Lam - Associate Attorney I  
Reuben Yerkes - Paralegal II, Telephonically  
Delight Mellis - Paralegal I  
Maria Bulfa - Law Office Assistant II

**Attendees:**

**Assistant Attorney General, Department of Law**  
William "Bill" Milks - Telephonically  
John Ptacin - Telephonically

**Consent Agenda, Candidate, Civil Penalty Appeal**

Ms. Elisabeth "Barbara" Bachmeier - Write-in Candidate for the 2012 State General Election

**Peter Giessel v Ron Devon, 13-01, 02, 03-CD**

Peter Giessel - Complainant  
Joe McKinnon - Counsel for Respondent, Telephonically

**ON RECORD: 9:00 a.m.**

Commissioner Hickerson called the meeting to order.

**Consent Agenda, Candidate Civil Penalty Appeal [8]**

The staff recommendations regarding the consent agenda was presented by Delight Mells, APOC staff.

The following individual was removed from the consent agenda for the Commission to consider separately.

<b>Elisabeth “Barbara” Bachmeier</b>	<b>2012 Write-in Candidate</b>
LATE REPORT:	30D & 7D General Election Report
MAXIMUM CIVIL PENALTY:	\$3,400, 30D (69 days late @\$50 a day) \$23,500, 7D (47 days late @\$500 a day)
STAFF RECOMMENDATION:	Reduce by 98% to \$538 of the Maximum assessed civil penalty

Ms. Elisabeth “Barbara” Bachmeier, Write-in Candidate for the 2012 State General Election, appeared in person, was sworn in and gave her statement regarding the civil penalty assessment appeal she filed. She requested an extension until the June Commission meeting to better prepare for the hearing on this matter.

**Commissioner Kirk moved to approve the request for the civil penalty assessment appeal extension.**

**Commissioner K. King seconded the motion.**

**The Commission voted 5-0 to approve the extension request by Ms. Bachmeier.**

**The Commission will hear the above matter at the June 2013 Regular Commission Meeting.**

**The Commission approved the remaining individual on the consent agenda.**

- Myrna Gardner

**Commissioner Kirk moved to approve the remaining individual on the consent agenda.**

**Commissioner K. King seconded the motion.**

**The Commission voted 5-0 to approve the remaining individual on the consent agenda.**

**OFF RECORD: 9:25 a.m.**

**Break**

**ON RECORD: 9:30 a.m.**

**Peter Giessel v Ron Devon, Consent Agreement, 13-01, 02, 03-CD [09]**

The parties to this consent agreement are Ron Devon “Respondent” and the Alaska Public Offices Commission Staff “APOC Staff”. This Consent Agreement is entered regarding the three complaints filed by Peter Giessel against Ron Devon on January 17, 2013. Each complaint alleged a separate reporting violation under AS 15.13.040. The intent of the Consent Agreement under consideration by the Commission is to resolve complaints 13-01, 02, 03-CD including all reporting violations under AS 15.13.040 for

the filing of incomplete Year Start, 30 Day, 7 Day and Year End reports through January 17, 2013.

The Consent Agreement was presented by Heather Hebdon, APOC staff. Mr. Peter Giessel, Complainant, appeared in person and gave his statement. Mr. Joe McKinnon, Respondent's Counsel, appeared telephonically and gave the respondent's statement in support of the Consent Agreement.

**The Commission took the above matter under advisement.  
The Commission went off the public record to deliberate.**

**OFF RECORD: 10:05 a.m.**

**Deliberation**

**ON RECORD: 11:15 a.m.**

**Electronic Availability of Municipal Candidate POFDs [11]**

The municipal candidate electronic availability filing matter was presented by Paul Dauphinais, APOC staff.

At the February 2013 meeting the Commission heard comments from several members of the public who provided written and oral statements regarding several issues and no Commission decision was made on the electronic availability of municipal candidate Public Official Financial Disclosure (POFD) filings. At this point, the staff recommended online availability of the municipal candidate POFD filings.

**Commissioner K. King moved to approve the staff recommendation.  
Commissioner Kirk seconded the motion.  
The Commission voted 5-0 to approve the online availability of municipal candidate POFD filings.**

**Commissioner K. King moved to go into executive session to discuss personnel matters.**

**Commissioner Kirk seconded the motion.  
The Commission voted 5-0 to go into executive session.**

**OFF RECORD: 11:25 a.m.**

**Executive Session**

**ON RECORD: 11:45 a.m.**

**Commissioner Kirk moved to adjourn.  
Commissioner K. King seconded the motion.  
The Commission voted 5-0 to adjourn.**

**Meeting Adjourned 11:45 a.m.**