

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
JUNE 13, 2018

A regular meeting of the Alaska Public Offices Commission (APOC) came to order at 9:01 A.M. on Wednesday, June 13, 2018. The meeting was held in the Elizabeth J. Hickerson Hearing Room 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 person Attendance

Commission:

Thomas Temple, Chair
Robert Clift, Commissioner
Anne Helzer, Commissioner

Staff:

Heather Hebdon, Executive Director
Thomas Lucas, Campaign Disclosure Coordinator
Michael Schwahn, Paralegal I
Madeline Scholl, Paralegal I
Morgan Miller, Law Office Assistant II

Department of Law:

Laura Fox, Assistant Attorney General
Kimber Rodgers, Assistant Attorney General

Attendees:

Eugene Carl Haberman – Observer
Jerad McClure

Candidate CPAs and Referrals

Assemblyman Tim Steele
Gretchen Wehmhoff

Group CPAs and Referrals

Jedediah Drolet, Alaska Young Democrats
Chuck Dunnagan, Planned Parenthood Votes PAC
Jessica Cler, Planned Parenthood Votes PAC
Joe Michel, Alaska Trucking Association
Ava Thompson, Alaska Trucking Association

Advisory Opinion Requests

AO 18-02-CD, Representative David Eastman,

Telephonic Attendance

Staff: Heather Dalberg, Paralegal

ON RECORD 9:01 a.m.

Chair Temple took a roll-call of Commissioners present and called the meeting to order.

Approval of the Agenda [*]

Commissioner Clift moved to approve the agenda as written.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the agenda as written.

Approval of Meeting Minutes [01]

February 21, 2018

March 15, 2018

March 23, 2018

Commissioner Clift moved to approve the meeting minutes, as written.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the February 21, 2018, March 15, 2018 and March 23, 2018 meeting minutes, as written.

OFF RECORD 9:02 A.M.

ON RECORD 9:05 A.M.

Consent Agenda, Candidate Civil Penalty Appeals [02]

The staff recommendations were presented by Michael Schwan, APOC staff

At the request of the filer, items 7 and 8 were removed from the consent agenda to be considered individually by the Commission.

Commissioner Clift moved to approve items 1 - 6 and 9 on the consent agenda for candidate civil penalty appeals.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve items 1 - 6 and 9 on the consent agenda for candidate civil penalty appeals.

Assemblyman Tim Steele 2014 Anchorage Municipal
LATE REPORT: POET Report
MAXIMUM CIVIL PENALTY: \$600
STAFF RECOMMENDATION: Uphold Maximum Penalty

Assemblyman Tim Steele gave a brief statement and answered questions of the Commission.

**Commissioner Clift moved to approve the staff recommendation as written.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to approve the staff recommendation as written.**

Assemblyman Tim Steele 2017 Anchorage Municipal
LATE REPORT: POET Report
MAXIMUM CIVIL PENALTY: \$600
STAFF RECOMMENDATION: 50% reduction to \$300

Assemblyman Tim Steele gave a brief statement and answered questions of the Commission.

**Commissioner Clift moved to approve the staff recommendation as written.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to approve the staff recommendation as written.**

Consent Agenda, Candidate Referrals to Attorney General's Office [02]

The staff referrals were presented by Michael Schwahn, APOC staff.

At the request of the filer, item 7 was removed from the consent agenda to be considered individually by the Commission.

**Commissioner Clift moved that items 1 - 6 on the consent agenda be referred to the Attorney General's Office for collection.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to refer items 1 - 6 on the consent agenda to the Attorney General's Office for collection.**

Gretchen Wehmhoff 2017 Anchorage Municipal
LATE REPORT: Future Campaign Account Report
MAXIMUM CIVIL PENALTY: \$600
STAFF RECOMMENDATION: Referral to the Attorney General's Office

Gretchen Wehmhoff gave a brief statement and answered questions of the Commission.

**Commissioner Helzer moved to approve staff's proposed findings and order as written.
Commissioner Clift seconded the motion.
The Commission voted 3-0 to approve staff's proposed findings and order as written.**

Consent Agenda, Group Civil Penalty Appeals [03]

The staff recommendations and referrals were presented by Tom Lucas, APOC staff.

At the request of the filers, items 1 and 6 were removed from the civil penalties consent agenda to be considered individually by the Commission.

Commissioner Clift moved to approve items 2 – 5 and 7 on the consent agenda for group civil penalty appeals.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve items 2 – 5 and 7 on the consent agenda for group civil penalty appeals.

Jedediah Drolet

LATE REPORT:

MAXIMUM CIVIL PENALTY:

STAFF RECOMMENDATION:

Alaska Young Democrats

7 Day Campaign Disclosure Report

\$500

Uphold Maximum Penalty

Commissioner Clift moved to approve the staff recommendation as written.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the staff recommendation as written.

Chuck Dunnagan

LATE REPORT:

MAXIMUM CIVIL PENALTY:

STAFF RECOMMENDATION:

Planned Parenthood Votes PAC

24 Hour Campaign Disclosure Report

\$56,000

Reduction to \$7,850

Commissioner Clift moved to further reduce the penalty to \$2,800.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to further reduce the penalty to \$2,800.

Consent Agenda, POFD Civil Penalty Appeals [04]

The staff recommendations were presented by Madeline Scholl, APOC staff.

Commissioner Clift moved to approve items 1-11 on the consent agenda for POFD civil penalty appeals and items 12 - 16 on the consent agenda be referred to the Attorney General's Office for collection.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve items 1-11 on the consent agenda for POFD civil penalty appeals and items 12 - 16 on the consent agenda be referred to the Attorney General's Office for collection.

Consent Agenda, Lobbying Civil Penalty Appeals [05]

The staff recommendations were presented by Heather Dalberg, APOC staff.

Commissioner Clift moved to approve the staff recommendations for civil penalty appeal items 1 - 3 on the consent agenda.

**Commissioner Helzer seconded the motion.
The Commission voted 3-0 to approve items 1 – 3 on the consent agenda for lobbying civil penalty appeals.**

OFF RECORD 10:09 A.M.

RECESS

ON RECORD 10:30 A.M.

Commissioner Clift moved to approve the staff recommendations for candidate civil penalty appeal items 1 - 6 and 9 on the consent agenda.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the staff recommendations for candidate civil penalty appeal items 1 - 6 and 9 on the consent agenda.

Commissioner Clift moved to refer items 1 - 6 on the candidate consent agenda to the Attorney General's Office for collection.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to refer items 1 - 6 on the candidate consent agenda to the Attorney General's Office for collection.

Commissioner Clift moved to approve the staff recommendations for group civil penalty appeal items 2- 5 and 7 on the consent agenda.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the staff recommendations for group civil penalty appeal items 2- 5 and 7 on the consent agenda.

Commissioner Clift moved to approve the staff recommendations for POFD civil penalty appeal and referral items 1-16 on the consent agenda.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to approve the staff recommendations for POFD civil penalty appeal and referral items 1-#6 on the consent agenda.

OFF RECORD 10:33 A.M.

RECESS

ON RECORD 10:45 A.M.

Advisory Opinion Request – 18-02-CD, Representative Eastman [06]

Because advisory opinions require an affirmative vote of four Commissioners for approval, the Commission, with only three members present, was unable to consider the draft advisory opinion.

Advisory opinion Request – 18-03-CD, University of Alaska [07]

Because advisory opinions require an affirmative vote of four Commissioners for approval, the Commission, with only three members present, was unable to consider the draft advisory opinion.

OFF RECORD 10:47 A.M.
RECESS
ON RECORD 11:01 A.M.

Complaint 18-01-CD, Heaney-Mead v. Alaska Family Action/Yes on 1 [08]

The staff report was presented by Tom Lucas, APOC staff. No parties were present to give a statement or answer questions of the Commission.

Commissioner Clift moved to approve staff report as written.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to approve staff report as written.

OFF RECORD 11:12 A.M.
RECESS
ON RECORD 11:15 A.M.

Complaint 18-02-CD, Goldsmith v. Alaska Family Action/Yes on 1 [09]

The staff report was presented by Tom Lucas, APOC staff. No parties were present to give a statement or answer questions of the Commission.

Commissioner Clift moved to further reduce the civil penalty to \$55.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to further reduce the penalty to \$55.

Commissioner Clift moved to move the Executive Director Report ahead on the agenda.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to bring the Executive Director Report ahead on the agenda.

Executive Director Report [10]

The Executive Director Report was presented by Heather Hebdon, APOC staff.

Commissioner Clift moved to move the Litigation Update ahead on the agenda.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to move the Litigation Update ahead on the agenda.

Litigation Update [*]

The Litigation Update was presented by Kimber Rogers from Department of Law.

Commissioner Clift moved to bring Election of Officers forward on the agenda.
Commissioner Helzer seconded the motion.
The Commission voted 3-0 to bring Election of Officers forward on the agenda.

Election of Officers [*]

Commissioner Clift nominated Commissioner Temple for Chair.

The Commission voted 3-0 to elect Commissioner Temple as Chair for another term.

Chair Temple nominated Commissioner Helzer for Vice Chair.

The Commission voted 3-0 to elect Commissioner Helzer as Vice Chair.

OFF RECORD 11:45 A.M.

RECESS

ON RECORD 12:15 P.M.

Public Comment [*]

Eugene Carl Haberman appeared in person to speak during the public comment period.

Commissioner Clift move to adjourn.

Commissioner Helzer seconded the motion.

The Commission voted 3-0 to adjourn the meeting.

OFF RECORD 12:45 P.M