

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
SPECIAL COMMISSION MEETING
JANUARY 13, 2011

A special meeting of the Alaska Public Offices Commission came to order at 11:35 a.m. on Thursday, January 13, 2011. The meeting was held at 2221 E. Northern Lights Blvd. Rm. 128, Anchorage, Alaska.

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

In Attendance:

Commission:

Elizabeth Hickerson – Chair
Kathleen Frederick – Vice Chair
Shirley Dean – Commissioner (Telephonically)
Kathleen (Kate) Ballenger – Commissioner (Telephonically)
Kathleen King – Commissioner

Staff:

Holly R. Hill – Executive Director
Jerry Anderson - Assistant Director
Patricia Ware - Project Coordinator, Juneau Office (Telephonically)
Amy H. Robinson - Associate Attorney II
Barbara Dreyer – Associate Attorney II
Joan Mize - Juneau Office Paralegal II (Telephonically)
Heather Hebdon – Paralegal I
Maria Bulfa - Recording Secretary

Attendees:

John Ptacin – Assistant Attorney General, Dept. of Law
Christopher Kennedy - Administrative Law Judge
Scott Kendall – Holmes and Weddle
Jim Leik – Perkins Coie
Tom Jantunen - Perkins Coie
Charles Westmoreland – AK Municipal League (Telephonically)
Christopher Clark- Rep. Neal Foster’s Office (Telephonically)
Hannah McCarty – On behalf of Beth Kerttula, AO-38-CD
(Telephonically)
Alex Von Wiechman, Employer of a Lobbyist (Telephonically)
Betty Svenson - AK Municipal League (Telephonically)

ON RECORD 11:35 a.m.

Chair Hickerson called the meeting to order

The Commission adopted the agenda as revised.

Regulation Project Discussion [*]

The Commission briefly discussed procedures and meeting schedules pertaining to the Regulations Project which was previously discussed at the December 21, 2010 special Commission meeting.

Commissioner King made a motion that staff , the contract regulations attorney, and Dept. of Law schedule an educational workshop on the proposed regulations for the public on February 2-3, 2011.

Commissioner Frederick seconded the motion

The Commission voted 5-0 in favor of the motion.

Commissioner Frederick made a motion to request a summary of proposed changes to the regulations for all four laws from the contract regulations attorney for dissemination to the public.

Commissioner King seconded the motion.

The Commission voted 5-0 in favor of the motion.

Advisory Opinion Requests

AO 10-38-CD Representative Beth Kerttula [1]

Ms. Hebdon presented staff's proposed response to the advisory opinion request from Representative Beth Kerttula.

Commissioner Ballenger moved to accept the staff recommendation.

Commissioner Frederick seconded the motion.

The commission voted 5-0 in favor of the motion.

AO 10-39-LOB David Theriault [2]

Ms. Mize presented staff's proposed response to the advisory opinion request from David Theriault, Legislative and Outreach Director for AK Conservation Alliance/Voters.

Commissioner Dean moved to accept the staff recommendation.

Commissioner Frederick seconded the motion.

The Commission voted 5-0 in favor of the motion.

OFF RECORD 12:40 p.m.

Break

ON RECORD 12:48 p.m

Biennial Report Review and Approval [3]

Mr. Anderson presented the revised biennial report to the Commission and staff.

Commissioner Frederick moved to accept the proposed biennial report as revised.

Commissioner King seconded the motion.

The Commission voted 5-0 in favor of the motion

Hearing

11-02-CD APOC v. Representative Bryce Edgmon [4]

Ms. Robinson presented a Consent Agreement for consideration by the Commission.

Commissioner Frederick moved to accept the consent agreement as presented.

Commissioner Ballenger seconded the motion.

The Commission voted 5-0 in favor of the motion.

State Travel Policy [*]

Ms. Ware gave a brief summary of state travel policies and gave Commissioners contact information for the new Department of Administration travel liaison who will be handling all Commission travel in the future.

Revisions to Candidate Manual [7]

Ms. Robinson and Ms. Hebdon presented revisions to the Candidate Manual.

Commissioner King moved to accept the revisions as presented.

Commissioner Frederick seconded the motion.

The Commission voted 5-0 in favor of the motion.

Commissioner Frederick moved that the Commission go into Executive Session immediately after the deliberations on the hearing on the consolidated cases.

Commissioner King seconded the motion.

The Commission voted 5-0 in favor of the motion.

OFF RECORD 1:29 p.m.

Break

ON RECORD 1:35 p.m.

Consolidated Cases 9-07-CD, 10-06-CD, 10-07-CD, 10-08-CD, 10-09-CD, 10-10-CD, 10-11-CD, 10-13-CD, OAH No. 09-0338-APO Hackney v. Alaskans Against the Mining Shutdown, et al [6]

Administrative Law Judge Christopher Kennedy presided over the hearing regarding a motion to dismiss all pass-through allegations made in August of 2010. Arguments were presented by Mr. Ptacin for APOC and by Scott Kendall for the Complainant, Mr. Hackney.

The Commission will deliberate the Hackney matter and a written order will be issued at a later date.

OFF RECORD 2:33 p.m.

Deliberation/Executive Session

ON RECORD 4:10 p.m.

The Commission concluded the deliberation and executive session.

Meeting adjourned.

OFF RECORD 4:12 p.m.