

**ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
DECEMBER 10-12, 2007**

A regular meeting of the Alaska Public Offices Commission came to order at 10:04 a.m. on Tuesday, December 11, 2007. The meeting was held at the Anchorage APOC office on 2221 E. Northern Lights Blvd, Room 128.

Brackets [] indicates an agenda item number and an information packet could be included in the meeting binders.

Asterisk * indicates no information was included in the meeting binders.

In Attendance:

Commission: Larry Wood-Chair (Till 11:30 a.m)
Elizabeth Hickerson- Vice Chair
Claire VanSciver Hall-Commissioner
Shirley Dean-Commissioner

Staff: Brooke Miles - Executive Director
Christina Ellingson -Assistant Director
Patty Ware -Lobbyist Administrator
Krista Heard - Admin Clerk III, Juneau Office (Telephonically)
Clement Frankson - M.A.S.T Program Participant
Kim Wilson - Candidate Administrator
Maria Bulfa - Recording Secretary
Jeff Berliner - Investigator

Attendee:	Anne Preston	Self
	Sean Cockerham	Self
	Ray Metcalfe	Complainant
	Jan DeYoung	Alaska Department of Law
	Charles Dunnagan	Ms. McGuire's Attorney
	Carol Beecher	(Commissioner Kreitzer Assistant)

ON RECORD 10:04 A.M

Commissioner Wood assumed the role as Acting Chair.

Approval of Minutes [1]

After reviewing the submitted minutes the Commission recommended they delay consideration of the minutes until the next commission meeting.

Commissioner Hall moved to hold the minutes over until the next meeting.

Commissioner Dean seconded the motion.

The motion passed 3 to 0 in favor.

Litigation Update [8]

Assistant Attorney General Jan DeYoung gave an update regarding the ongoing litigation appeals from Ben Stevens. It may take up to six months for any responses depending on when the arguments will be scheduled.

OFF RECORD 10:13 A.M.

BREAK

ON RECORD 10:17 A.M.

Legislation [9]

Ms. Miles presented staff's recommended proposals for changes in the Campaign Disclosure Law, AS 15.13, Lobbying Law, AS 24.45 and the Financial Disclosure Law, AS 39.50 and AS 24.60.

At 11: 30 Vice Chair Hickerson returned to the meeting and resumed her position as Chair.

Status of Investigations [7]

Personal appearance from Charles Dunnagan, attorney for Senator Lesil McGuire.

Mr. Dunnagan presented his request for a continuance in the Metcalfe v. McGuire 07-01-LFD complaint. This request is being made because he has just been retained by Ms. McGuire.

Commissioner Dean moved to accept Mr. Dunnagan's request on a short-term basis. Mr. Dunnagan will respond to staff's questions and request for more information by the 12th and staff will have its report to the Commission by Friday, December 14, 2007.

Commissioner Wood seconded the motion.

The motion passed 4 to 0 in favor.

Commissioner Wood moved to have a teleconference scheduled for December 18, 2007 in regards to what will happen next in this case.

Commissioner Hall seconded the motion.

The motion passed 4 to 0 in favor.

OFF RECORD 12:00 P. M.

LUNCH BREAK

ON RECORD 1:00 P.M.

Status of Investigations [7] (Con't)

Mr. Berliner, the staff investigator, gave an update on the status of the ongoing inquiry into the polls paid for by VECO. He informed the Commission that there was one new complaint filed concerning a municipal election. These are two current complaints, with several pending under the VECO issue, which will be an ongoing endeavor.

Legislation [9] (Con't)

Commissioners adopted staff's proposal to increase the civil penalties for all public official filers subject to legislative approval.

Commissioner Dean moved to adopt staff's recommendation.

Commissioner Hall seconded the motion.

The motion passed 4-0 in favor.

OFF RECORD 3:08 P.M.

BREAK

ON RECORD 3:15 P.M.

Executive Director Position [10]

Ms. Miles announced her retirement, effective March 7, 2008. It will be her 25th anniversary with APOC. Ms. Miles directed the Commission to the information in their packet regarding the job description and duties.

Civil Penalty Appeals [12]

Lobbying

Alaska Sportsman's Lodge Appeal

Ms. Ware presented the staff report.

Commissioner Wood moved to accept the staff report as presented but to reduce the penalty by 50%.

Commissioner Hall seconded the motion.

The motion passed 4 to 0 in favor.

Market Scout Appeal

Ms. Ware presented the staff report.

Commissioner Dean moved to accept the staff report as presented but to reduce the penalty amount by 50%.

Commissioner Hall seconded the motion.

The motion passed 4 to 0 in favor.

Ready Care Appeal

Ms. Ware presented the staff report.

Commissioner Wood moved to accept the staff report as presented and assess a \$150 civil penalty.

Commissioner Hall seconded the motion.

The motion carried 4 to 0 in favor.

Kim Hutchinson Appeal

Ms. Ware presented the staff report.

Commissioner Dean moved to accept the staff report as presented and assess a civil penalty of \$110.

Commissioner Wood seconded the motion.

The motion passed 4 to 0 in favor.

Ashley Reed Appeal

Ms. Ware presented the staff report.

Commissioner Dean moved to accept the staff report as presented and assess the maximum civil penalty of \$110.

Commissioner Hall seconded the motion.

The motion passed 4 to 0 in favor.

Vice Chair Hickerson directed staff to audit all outstanding civil penalties for Ashley Reed and to present a recommendation for a referral for criminal action regarding outstanding penalties and late reports.

Public Official Financial Disclosure

Victoria Foote Appeal

Ms. Miles presented the staff report.

Commissioner Hall moved to accept the staff report as presented and assess a civil penalty of \$277.

Vice Chair Hickerson seconded the motion.

The motion failed by a 3 to 1 vote against.

Commissioner Dean moved to accept the staff report as presented and to reduce the penalty by 50% based on the good filing history.

Commissioner Wood seconded the motion.

The motion passed 3 to 1 in favor.

Reed Oswalt Appeal

Ms. Miles presented the staff report.

Commissioner Hall moved to accept the staff report as presented.

Commissioner Dean seconded the motion.

The motion passed 4 to 0 in favor.

The meeting recessed until December 12, 2007

OFF RECORD 5:35 P.M.