

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
JUNE 27, 2019

A regular meeting of the Alaska Public Offices Commission (APOC) came to order at 9:00 am on June 27, 2019. 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: Anne Helzer, Chair
Robert Clift, Vice Chair
Suzanne Hancock, Commissioner
Van Lawrence, Commissioner
Richard Stillie, Commissioner

Staff: Heather Hebdon, Executive Director
Thomas Lucas, Campaign Disclosure Coordinator
Madeline Scholl, Paralegal I
Michael Schwahn, Paralegal I
Megan MacDonald, Law Office Assistant II

Dept. of Law: Maria Bahr, Assistant Attorney General
Rachel Witty, Assistant Attorney General
John Ptacin, Assistant Attorney General
Jason Bell, Intern with Maria Bahr

Attendees: Eugene Haberman, Observer

Candidate CPAs and Referrals

Mark Begich
David Darden
Jesse Kiehl
Jenny Marie Stryker, Treasurer for Jesse Kiehl
Billy Toien
Shirley Rainbolt, Supporter of Billy Toien

Reconsideration of AO 19-02-CD,
Bristol Bay Regional Seafood Development Association (BBRSDA)
Scott Kendall, Attorney for BBRSDA

Telephonic Attendance:

Attendees: Candidate CPAs and Referrals

Matt Claman
Tom Morphet
Ron Stafford

Complaint 19-01-CD, Frost v. Hill

Christine Hill

ON RECORD 9:01 A.M.

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

Approval of the Agenda [*]

Commissioner Clift moved to approve agenda as written.

Commissioner Lawrence seconded the motion.

The Commission voted 5-0 to approve the agenda as written.

Approval of Meeting Minutes [1]

April 19, 2019

Commissioner Hancock moved to approve the meeting minutes as written.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to approve the meeting minutes as written.

Consent Agenda, Candidate Civil Penalty Appeals and Referrals [2]

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

At the request of the filers, items 3, 6, 10, 11, 15-17, and 19 were removed from the consent agenda to be considered individually by the Commission.

Commissioner Clift moved to approve items 1, 2, 4, 5, 7-9, 12-14, and 18 on the consent agenda for candidate civil penalty appeals.

Commissioner Lawrence seconded the motion.

The Commission voted 5-0 to approve items 1, 2, 4, 5, 7-9, 12-14, and 18 on the consent agenda for candidate civil penalty appeals.

Commissioner Hancock moved to approve items 20-25 on the consent agenda for candidate civil penalty referrals.

Commissioner Lawrence seconded the motion.

The Commission voted 5-0 to approve items 20-25 on the consent agenda for candidate civil penalty referrals.

Alaskans for Begich (11-6-2018)

LATE REPORT:	24-Hour Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$50,500
STAFF ASSESSED PENALTY:	\$2,250
STAFF RECOMMENDATION:	Uphold Penalty

Mark Begich gave a brief statement and answered questions of the Commission.

Commissioner Stillie moved to take item 3 under advisement.

Commissioner Clift seconded the motion.

The Commission voted 5-0 to take item 3 under advisement.

David Darden

LATE REPORT:	30 Day Campaign Disclosure Report 7 Day Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$72,050
STAFF ASSESSED PENALTY:	\$36,025
STAFF RECOMMENDATION:	Reduction

David Darden gave a brief statement and answered questions of the Commission.

Commissioner Clift moved to take item 6 under advisement.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to take item 6 under advisement.

Senator Jesse Kiehl

LATE REPORT:	24-Hour Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$500
STAFF ASSESSED PENALTY:	\$500
STAFF RECOMMENDATION:	Uphold Penalty

Jesse Kiehl and his treasurer, Jenny Marie Stryker, gave brief statements and answered questions of the Commission.

Commissioner Stillie moved to take item 10 under advisement.

Commissioner Hancock seconded the motion.

The Commission voted 5-0 to take item 10 under advisement.

Tom Morphet

LATE REPORT:	24-Hour Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$92,500
STAFF ASSESSED PENALTY:	\$5,000
STAFF RECOMMENDATION:	Reduction

Tom Morphet gave a brief statement and answered questions of the Commission.

**Commissioner Hancock moved to take item 11 under advisement.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to take item 11 under advisement.**

Ron Stafford

LATE REPORT:	February 15 Campaign Disclosure Report 30 Day Campaign Disclosure Report 7 Day Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$4,850
STAFF ASSESSED PENALTY:	\$2400
STAFF RECOMMENDATION:	Reduction

Ron Stafford gave a brief statement and answered questions of the Commission.

**Commissioner Stillie moved to take items 15-17 under advisement.
Commissioner Clift seconded the motion.
The Commission voted 5-0 to take item 15-17 under advisement.**

Billy Toien

LATE REPORT:	24-Hour Campaign Disclosure Report
MAXIMUM CIVIL PENALTY:	\$22,000
STAFF ASSESSED PENALTY:	\$1,500
STAFF RECOMMENDATION:	Reduction

Billy Toien and Shirley Rainbolt gave brief statements and answered questions of the Commission.

**Commissioner Stillie moved to take item 19 under advisement.
Commissioner Clift seconded the motion.
The Commission voted 5-0 to take item 19 under advisement.**

Consent Agenda, Group Civil Penalty Appeals and Referrals [3]

The staff recommendations were presented by Thomas Lucas, APOC Staff.

At the request of APOC staff, item 3 was removed from the consent agenda because the penalty was paid and the matter resolved.

**Commissioner Clift moved to approve items 1 and 2 from the consent agenda for group civil penalty appeals.
Commissioner Stillie seconded the motion.
The Commission voted 4-0 to approve items 1 and 2 from the consent agenda for group civil penalty appeals.**

Consent Agenda, POFD/LFD Civil Penalty Appeals and Referrals [4]

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

Commissioner Stillie moved to approve items 1-12 from the consent agenda for the POFD/LFD civil penalty appeals.

Commissioner Lawrence seconded the motion.

The Commission voted 5-0 to approve items 1-12 from the consent agenda for the POFD/LFD civil penalty appeals.

Commissioner Clift moved to approve items 13-21 from the consent agenda for the POFD/LFD civil penalty referrals.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to approve items 13-21 from the consent agenda for the POFD/LFD civil penalty referrals.

Executive Director's Report [5]

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

Reconsideration of AO 19-01-CD, City of Cordova [6]

The draft opinion was presented by Thomas Lucas, APOC staff.

Commissioner Hancock moved to take the draft advisory opinion under advisement.

Commissioner Stillie seconded.

The Commission voted 5-0 to take the draft advisory opinion under advisement.

Commissioner Stillie moved to take a brief recess.

Commissioner Clift seconded the motion.

The Commission voted 5-0 to take a brief recess.

OFF RECORD 10:43 A.M.

RECESS

ON RECORD 10:50 A.M.

Reconsideration of AO 19-02-CD, Bristol Bay Regional Seafood Development Association [7]

The draft opinion was presented by Heather Hebdon, APOC staff. Scott Kendall, attorney for Bristol Bay Regional Seafood Development Association, made a brief statement and answered questions of the Commission.

Commissioner Stillie moved to take the draft advisory opinion under advisement.

Commissioner Clift seconded the motion.

The Commission voted 5-0 to take the draft advisory opinion under advisement.

Election of Officers [*]

Commissioner Stillie nominated Commissioner Helzer for Chair and Commissioner Clift for Vice Chair. There were no other nominations and no objections.

The Commission voted 5-0 to elect Commissioner Helzer as Chair and Commissioner Clift as Vice Chair for another term.

In Re: Ethan Berkowitz Civil Penalty [*]

John Ptacin appeared for a discussion with the Commission.

Commissioner Lawrence moved to go into executive session.

Commissioner Clift seconded.

The Commission voted 5-0 to go into executive session.

OFF RECORD 11:13 A.M.

EXECUTIVE SESSION

LUNCH 12:15 P.M.

ON RECORD 1:03 P.M.

Public Comment [*]

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

Complaint 19-01-CD, Frost v. Hill [8]

The staff report was presented by Thomas Lucas, APOC staff. Christine Hill made a brief statement and answered questions of the Commission.

Commissioner Lawrence moved to take the staff report under advisement.

Commissioner Clift seconded.

The Commission voted 5-0 to take the staff report under advisement.

Complaint 19-02-CD, Wainwright v. Alaskans for Dunleavy [9]

The staff report was presented by Thomas Lucas, APOC staff.

Commissioner Stillie moved to take the staff report under advisement.

Commissioner Clift seconded.

The Commission voted 5-0 to take the staff report under advisement.

Commissioner Lawrence moved to go into executive session.

Commissioner Clift seconded.

The Commission voted 5-0 to go into executive session.

OFF RECORD 1:52 P.M.

EXECUTIVE SESSION

ADJOURNED