

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
February 21, 2014

A regular meeting of the Alaska Public Offices Commission came to order at 9:02 a.m. on Friday, February 21, 2014. The meeting was held at the Anchorage Office 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
Kenneth Kirk – Vice-Chair
Ron King – Commissioner
Vance Sanders – Commissioner

Staff : Paul Dauphinais – Executive Director
Jerry Anderson – Assistant Director
Joan Mize – Program Coordinator II (Telephonically)
Heather Hebdon – Campaign Disclosure Coordinator, Candidates
Thomas Lucas – Campaign Disclosure Coordinator, Groups
July Lam – Financial Disclosure Coordinator
Delight Mells – Paralegal II
Tamara Douglas – Paralegal II
Maria Bulfa – Law Office Assistant II
Wynona Sampson – Law Office Assistant I, Recording Clerk

In-person Attendees:

Department of Law – Assistant Attorney General Office
Bill Milks
John Ptacin

Tram Nguyen – Legislative Auditor

Consent Agenda, Group Civil Penalty Appeals

Jacob Wilson – Staffer, Alaska Correctional Officers Assoc. PAC
Deborah Wilson – Campaign Treasurer, AK Correctional Officers Assoc. PAC
Dale Fox – Campaign Treasurer, Citizens Against New Taxes

Telephonic Attendees:

Irene Catalone – Public Observer
Theda Pittman – Public Comment

Consent Agenda, POFD/LFD Civil Penalty Appeal

William Estelle – District Court Judge, POFD Civil Penalty

Advisory Opinion Request

Lesil McGuire – Senator, AO 14-03-CD

Complaint

Donna Gilbert – Respondent, 13-12-CD, Arnold v. Fairbanks Motel Leasing dba “Ranch Motel”

Tom Amodio – Respondent’s Counsel, APOC v. Alan Dick, 13-08-CD

ON RECORD: 9:02 a.m.

Chair Hickerson called the meeting to order.

Continuation: Consent Agenda, Public Official Financial Disclosure Civil Penalty Appeals & Attorney General Office, Continuation [4]

The staff recommendations regarding the consent agenda were presented by July Lam, APOC staff.

The following item was removed from the consent agenda for the Commission to consider separately:

William Estelle	2013 Public Official Financial Disclosure
LATE REPORT:	Annual Public Official Statement
MAXIMUM CIVIL PENALTY:	\$2970 as filed 297 days late @\$10 a day
STAFF RECOMMENDATION:	Waive the 35 days late, Reduced by 85% to \$393

Mr. William Estelle, District Court Judge, appeared telephonically and gave statement.

The Commission took the matter under advisement.

13-09-CD, Ron Arnold v. Fairbanks Motel Leasing dba “Ranch Motel”, Request for Reconsideration [8]

The request for reconsideration was presented by Thomas Lucas, APOC staff. Ms. Donna Gilbert, Respondent, appeared telephonically, gave her statement and answered questions of the Commission.

Commissioner Vance moved to approve the underlying request for reconsideration.

Commissioner Kirk seconded the motion.

The Commission voted 4-0 to approve the underlying request for reconsideration.

The Commission took the underlying request under advisement.

Consent Agenda, Group Civil Penalty Appeals & Referrals to Attorney General's Office

[9]

The staff recommendations regarding the consent agenda were presented by Tamara Douglas, and Thomas Lucas, APOC staff. The Commission granted the request of the group called "Vote No on 1" to postpone the staff presentation until the next regular scheduled commission meeting in June 2014.

Commissioner Kirk moved to remove several items from the consent agenda to consider separately.

Commissioner Sanders seconded the motion.

The Commission voted 4-0 to approve to consider several items from the consent agenda separately.

The following items were removed from the consent agenda for the Commission to consider separately:

AK Correctional Officers Association PAC (Part A) 2013 Anchorage Municipal Election

LATE REPORT:	7D Anchorage Municipal Report
MAXIMUM CIVIL PENALTY:	\$109,500 as filed 219 days late @\$500 a day
STAFF RECOMMENDATION:	Reduced by 99% to \$1,095

Ms. Deborah Wilson, Campaign Treasurer appeared in-person, gave statement and answered questions of the Commission.

The Commission took the matter under advisement.

AK Correctional Officers Association PAC (Part B) 2013 Anchorage Municipal Election

LATE REPORT:	105D Anchorage Municipal Report
MAXIMUM CIVIL PENALTY:	\$5,350 as filed 107 days late @\$50 a day
STAFF RECOMMENDATION:	Waiver

Ms. Deborah Wilson, Campaign Treasurer appeared in-person, gave statement and answered questions of the Commission.

The Commission took the matter under advisement.

Alaska Fisheries Conservation Alliance	2013 Independent Expenditure Form
LATE REPORT:	15-6 Independent Expenditure Report
MAXIMUM CIVIL PENALTY:	\$1,100 as filed 22 days late @\$50 a day
STAFF RECOMMENDATION:	Reduce by 50% to \$550

Mr. Henry Penney provided a written statement.

The Commission took the matter under advisement.

Citizens Against New Taxes	2013 Independent Expenditure Form
LATE REPORT:	15-6 Independent Expenditure Report
MAXIMUM CIVIL PENALTY:	\$1,850 as filed 37 days late @\$50 a day
STAFF RECOMMENDATION:	Waive Civil Penalty

Mr. Dale Fox, appeared in person, gave statement and answered questions of the Commission.

The Commission took the matter under advisement.

OFF RECORD: 10:44 a.m.

Break

ON RECORD: 10:52 a.m.

Continuation: Consent Agenda, Group Civil Penalty Appeals & Referrals to Attorney General's Office [9]

Marijuana Policy Project (Part A)	2013 Independent Expenditure Form
LATE REPORT:	15-6 Independent Expenditure Report
MAXIMUM CIVIL PENALTY:	\$3,150 as filed 63 days late @\$50 a day
STAFF RECOMMENDATION:	Reduced by 50% to \$1,575

The Commission took the matter under advisement.

Marijuana Policy Project (Part B)	2013 Independent Expenditure Form
LATE REPORT:	15-6 Independent Expenditure Report

Commissioner Sanders moved to go off the public record and go into executive session to deliberate, to discuss the referrals to the attorney general's office, and consult with the Commission counsel.

Commissioner R. King seconded the motion.

The Commission voted 4-0 to approve to go off public record.

OFF RECORD: 11:28 p.m.

Deliberation/Lunch

ON RECORD: 12:20 p.m.

Executive Director Report [13]

The executive director's report was presented by Paul Dauphinais, APOC staff.

The Commission postponed the staff presentation regarding the Review Potential Regulation Revisions on Tab 6 until the next regular Commission meeting in March 12, 2014.

Commissioner Kirk moved to go off the public record and go into executive session to deliberate and consult with the Commission Counsel.

Commissioner Sanders seconded the motion.

The Commission voted 4-0 to approve to go off the public record.

OFF RECORD: 12:46 p.m.

Executive Session/Deliberation

The Commission did not come back to the public record after executive session.

Adjourn