

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
MARCH 23, 2011

A special meeting of the Alaska Public Offices Commission came to order at 9:05 a.m. on Wednesday, March 23, 2011. The meeting was held at 550 W. 7th Avenue, Anchorage, Alaska at the Atwood Building, 19th Floor, and the State Office Building in Juneau, 10th Floor, Juneau, Alaska. For purposes of these minutes, all attendees were present in Anchorage unless otherwise indicated below.

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

In Attendance:

COMMISSION:

Elizabeth Hickerson – Chair
Kathleen Frederick – Vice Chair - (11:00 a.m.)
Shirley Dean – Commissioner (Telephonically)
Kathleen King – Commissioner
Kenneth Kirk – Commissioner

Staff:

Paul Dauphinais – Executive Director
Jerry Anderson – Assistant Director
Patty Ware – Project Coordinator, Present in Juneau
Amy Robinson – Associate Attorney II
Vullnet Greva – Associate Attorney II
Kim Wilson – Associate Attorney I
Joan Mize – Paralegal II, Present in Juneau
Heather Hebdon – Paralegal II
Maria Bulfa – Law Office Asst. II (Recording Secretary)

Attendee:

John Ptacin – Assistant Attorney General, Dept. of Law
Virginia Rusch – Regulations Contract Attorney
Deborah Williams – Executive Director, AK Democratic Party
Peggy Wilcox – APEA, Telephonically
Kristine Schmidt – 10-18-CD, Complainant
Glenda Feeken – 10-18-CD, Respondent and Executive Director of CFRG (Telephonically)
Kari Butler – 10-18-CD, Respondent and Treasurer for CFRG (Telephonically)
Dr. Theresa Obermeyer – 11-01-CD, Complainant
Richard Postma – Self
Larry Cohn, - AK Judicial Council, Executive Director 11-01-POFD
Andy Harrington – Assistant Attorney , Dept. of Law, 11-01-POFD

ON RECORD 9:05 a.m.

Chair Hickerson called the meeting to order and asked staff to introduce themselves on the record.

Public Comment Hearing and Meeting

The Alaska Public Offices Commission heard public comment on the proposed changes in regulations as noticed to the public.

9:00-10:15 a.m.

Campaign Disclosure, 2AAC 50.250-2 AAC 50.405; Procedures, 2AAC 50.899; General Provisions, 2 AAC 50.920.

Deborah Williams, Executive Director for the Alaska Democratic Party, appeared in person and made comments for the record.

While awaiting additional public comment, the Commission took up other matters on the agenda as follows:

Advisory Opinion Request, 11-04-CD, Peter Giesel [3]

Ms. Robinson presented staff's recommendation regarding Mr. Giesel's advisory opinion request.

Commissioner King moved to accept staff's recommendation.

Commissioner Dean seconded the motion.

The Commission voted 4-0 in favor of the motion.

2011 Tentative Commission Meeting Schedule [*]

The Commission and staff briefly discussed a tentative schedule for future 2011 Commission Meetings.

Commission Review of Lobbyist Code of Ethics [*]

Mr. Ptacin briefed the Commission on the Lobbyist Code of Ethics.

Ms. Ware and Ms. Mize gave brief statements in support of Mr. Ptacin's presentation.

**OFF RECORD 10:15 a.m
Break**

On RECORD 10:33 a.m.

While awaiting further public comment, the Commission and staff reviewed written public comments on the proposed regulation changes.

OFF RECORD 11:45 a.m.

Lunch

ON RECORD 12:05 p.m.

Hearing

Kristine Schmidt v. Committee for Responsible Growth, 10-18-CD

The Commission held a hearing regarding the proposed consent agreement in this case.

Kristine Schmidt the complainant in above case made a statement wherein she disagreed with certain changes to the consent agreement.

John Ptacin, staff attorney presented on behalf of APOC staff.

Amy Robinson made additional comments regarding the consent agreement.

Glenda Freeken did not have comment at this time.

Following the presentation, the Commission took the matter under advisement.

OFF RECORD 12:25 p.m

Break

On RECORD 12:30 p.m.

Dr. Theresa Obermeyer v. AK Judicial Council, 11-01-CD

The Commission held a hearing on staff's recommendation in complaint number 11-01-CD, Dr. Theresa Obermeyer v. AK Judicial Council.

Commissioner Kirk recused himself from participating based on recent litigation.

Dr. Theresa Obermeyer gave a statement regarding her position in this matter.

John Ptacin presented on behalf of APOC staff.

Larry Cohn gave a statement regarding his position in this matter.

Andy Harrington - appeared telephonically and gave brief statement in support in this matter.

Following staff's presentation and the statements made by the parties, the Commission took the matter under advisement.

Commissioner Dean moved to go in to executive session to discuss personnel issues.

Commissioner Ballenger seconded the motion.

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

OFF RECORD 1:58 P.M

Break/Deliberation/Executive Session

ON RECORD 3:05 pm

The Commission came out of deliberation and executive session.

Chair Hickerson announced that orders in both 10-18- CD, Kristine Schmidt v. Committee for Responsible Growth and 11-01-CD, Dr. Theresa Obermeyer v. AK Judicial Council would be forthcoming.

Commissioner King moved to adjourn.

Commissioner Dean seconded the motion.

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

Adjourned

OFF RECORD 3:08 p.m.