

ALASKA PUBLIC OFFICES COMMISSION
MINUTES
REGULAR COMMISSION MEETING
December 7, 2022

A regular meeting of the Alaska Public Offices Commission (APOC) came to order at 9:04 am on December 7, 2022. The meeting was held in the Elizabeth J. Hickerson Hearing Room at 2221 E. Northern Lights Boulevard in Anchorage, Alaska with remote participation via Webex and teleconference.

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.

Attendance:

Commission: Anne Helzer, Chair
Suzanne Hancock, Commissioner (remote)
Richard Stillie, Commissioner
Lanette Blodgett, Commissioner (remote)
Dan LaSota, Commissioner

Staff: Heather Hebdon, Executive Director
Thomas Lucas, Campaign Disclosure Coordinator (remote)
Heather Dalberg, Paralegal (remote)
Charles Stormont, Paralegal (remote)
Miranda Forner, Paralegal (remote)
Nahanni Cavins, Campaign Disclosure Associate (remote)

Dept. of Law: Kimber Rodgers, Assistant Attorney General
Morgan Griffin, Assistant Attorney General (remote)

Attendees: Iris Samuels, Observer (remote)
Andree McLeod, Observer (remote)
Paula DeLaiarro, Observer (remote)
Elizabeth Saltonstall, Observer (remote)
James Brooks, Observer (remote)
Stephanie Taylor, Observer (remote)
Matt Buxton, Observer (remote)

Candidate CPAS

Timothy Huit
Lavella Joy Mindiola (remote)
Christopher Quist (remote)
Shirley Rainbolt
Michael Shower (remote)
William Toien
Roger Bruce Walden (remote)

James Crawford
Nelson Godoy
James Kiloni (remote)

Group CPAs

Jamie Englert, Treasurer, ConocoPhillips Alaska Employee PAC
Faye Herold, Gulf Coast Democrats (remote)

POFD CPAS

Margaret Peele (remote)
Natasha Peele (remote)

Advisory Opinion 22-03-CD

Jason Brandeis, Counsel for Unite America PAC (remote)

Complaint 22-03-CD

Martin Hansen, Friends of House District 17 Opposing Fields
Elstun Lausen, Friends of House District 17 Opposing Fields (remote)
Bonnie Lembo (remote)

Complaint 22-05-CD

Michael Adams (remote)
Rodney Oliver (remote)

Complaint 22-01-CD

Mara Michaeltz, outside counsel for APOC Staff (remote)
Stacey Stone, counsel for Republican Governors Association (remote)
Sam Gottstein, counsel for AKPPIRG for (remote)

ON RECORD: 9:04 A.M.

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

Approval of the Agenda [*]

Commissioner Hancock moved to approve the meeting agenda.

Commissioner Blodgett seconded the motion.

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

Approval of Meeting Minutes [01]

- June 8 – 9, 2022
- September 16, 2022
- October 12, 2022
- October 14, 2022

- October 20, 2022
- October 21, 2022
- October 24, 2022

Commissioner Hancock moved to approve the meeting minutes.

Commissioner Blodgett seconded the motion.

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

BREAK: 9:06 A.M.

ON RECORD: 9:10 A.M.

Consent Agenda, Group Civil Penalty Appeals and Referrals [02]

Tom Lucas presented the consent agenda for group civil penalty appeals and referrals.

Jamie Englert, ConocoPhillips Alaska Employee PAC, requested items 2 and 3 to be removed from the consent agenda.

Faye Herold, Gulf Coast Democrats, requested item 5 to be removed from the consent agenda.

Tom Lucas requested item R-2 to be removed from consent agenda for this meeting due to lack of service of the meeting notice.

Commissioner LaSota moved to remove items 2, 3, 5 and R-2 from the consent agenda.

Commissioner Stillie seconded the motion

The Commission voted 5-0 to remove items 2, 3, 5 and R-2 from the consent agenda.

Commissioner LaSota moved to approve items 1, 4, 6, 7, 8, and R-1 on the consent agenda.

Commissioner Stillie seconded the motion

The Commission voted 5-0 to approve items 1, 4, 6, 7, 8 and R-1 on the consent agenda.

Group	ConocoPhillips Alaska Employee PAC
LATE REPORT	30 Day Report
MAXIMUM CIVIL PENALTY	\$4,300
STAFF ASSESSED PENALTY	\$4,300
STAFF RECOMMENDATION	Uphold

Group	ConocoPhillips Alaska Employee PAC
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$32,000
STAFF ASSESSED PENALTY	\$5,900
STAFF RECOMMENDATION	Uphold

Tom Lucas presented staff's recommendation and answered questions from the Commission.

Jamie Englert appeared in-person on behalf of ConocoPhillips Alaska Employee PAC, gave a brief statement, and answered questions from the Commission.

Commissioner Stillie moved to take the matters under advisement in executive session.

Commissioner LaSota seconded the motion.

The Commission voted 5-0 to take the matters under advisement in executive session.

Group	Gulf Coast Democrats
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$500
STAFF ASSESSED PENALTY	\$500
STAFF RECOMMENDATION	Uphold

Tom Lucas presented staff's recommendation and answered questions from the Commission.

Faye Herold appeared telephonically on behalf of Gulf Coast Democrats, gave a brief statement, and answered questions from the Commission.

Commissioner LaSota moved to take the matter under advisement in executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to take the matter under advisement in executive session.

Group	Recall Meg
LATE REPORT	Year End Report
MAXIMUM CIVIL PENALTY	\$750
STAFF ASSESSED PENALTY	\$187.50
STAFF RECOMMENDATION	Refer to AGO

Tom Lucas requested item R-2 to be removed from the consent agenda and addressed at the next commission meeting because service had not been perfected.

Commissioner Stille moved to approve this request.

Commissioner LaSota seconded the motion.

The Commission voted 5-0 to have this item addressed at the next commission meeting.

Consent Agenda, Candidate Civil Penalty Appeals and Referrals [03]

Charles Stormont presented the consent agenda for candidate penalty appeals and referrals.

Timothy Huit requested item 6 be removed from the consent agenda.

Lavella Joy Mindiola requested items 7 and 8 be removed from the consent agenda.

Christopher Quist requested item 10 be removed from the consent agenda.

Shirley Rainbolt requested item 11 be removed from the consent agenda.

Michael Shower requested item 13 be removed from the consent agenda.

William Toien requested item 15 be removed from the consent agenda.

Roger Bruce Walden requested item 17 be removed from the consent agenda.

James Crawford requested item 25 be removed from the consent agenda.

Nelson Godoy requested item 26 be removed from the consent agenda.

James Kiloni requested item 32 be removed from the consent agenda.

Charles Stormont requested to remove items 28, 29, 30, 32, 33 and 34 from the consent agenda because the matters have been resolved.

Charles Stormont also requested for item 27 to be removed from the consent agenda because filer was giving incorrect information on status of their report and did not give them opportunity to appeal the matter.

Commissioner LaSota moved to remove items 6, 7, 8, 10, 11, 13, 15, 17, 25, 26, 27, 28, 29, 30, 32, 33 and 34 from the consent agenda.

Commissioner Stilie seconded the motion.

The Commission voted 5-0 to remove items 6, 7, 8, 10, 11, 13, 15, 17, 25, 26, 27, 28, 29, 30, 32, 33 and 34 from the consent agenda.

Commissioner Stilie moved to approve items 1, 2, 3, 4, 5, 9, 12, 14, 16, 18, 19, 20, 21, 22, 23, 24 and 31 on the consent agenda.

Commissioner LaSota seconded the motion.

The Commission voted 5-0 to approve items 1, 2, 3, 4, 5, 9, 12, 14, 16, 18, 19, 20, 21, 22, 23, 24 and 31 on the consent agenda.

Candidate	Roger Bruce Walden
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$1,500
STAFF ASSESSED PENALTY	\$1,500
STAFF RECOMMENDATION	Uphold

Charles Stormont presented staff's recommendation and answered questions from the Commission.

Roger Bruce Walden appeared telephonically to give a brief statement and answered questions from the Commission.

Commissioner LaSota moved to take the matter under advisement in executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to take the matter under advisement in executive session.

Candidate	Timothy Huit
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$9,500
STAFF ASSESSED PENALTY	\$4,750
STAFF RECOMMENDATION	Uphold

Charles Stormont presented staff's recommendation and answered questions from the Commission.

Timothy Huit appeared in-person, gave brief statement and answered questions from the Commission.

Commissioner Stillie moved to take the matter under advisement in executive session.

Commissioner LaSota seconded the motion.

The Commission voted 5-0 to take the matter under advisement in executive session.

Candidate	Lavella Joy Mindiola
LATE REPORT	30 Day Report
MAXIMUM CIVIL PENALTY	\$1,150
STAFF ASSESSED PENALTY	\$575
STAFF RECOMMENDATION	Reduce by 90% to \$57.50

Candidate	Lavella Joy Mindiola
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$500
STAFF ASSESSED PENALTY	\$250
STAFF RECOMMENDATION	Reduce by 50% to \$125

Charles Stormont presented staff's recommendation and answered questions from the Commission.

Lavella Joy Mindiola appeared telephonically, gave brief statement, and answered questions from the Commission

Commissioner LaSota moved to approve the outstanding penalties.

Commissioner Stillie seconded the motion.
The Commission voted 5-0 to approve the outstanding penalties.

Candidate	Christopher Quist
LATE REPORT	Year End Report
MAXIMUM CIVIL PENALTY	\$5,050
STAFF ASSESSED PENALTY	\$5,050
STAFF RECOMMENDATION	Uphold

Charles Stormont staff's recommendation and answered questions from the Commission.

Christopher Quist appeared telephonically, gave brief statement, and answered questions from the Commission.

Commissioner LaSota moved to take the matter under advisement in executive session.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to take the matter under advisement in executive session.

Candidate	Shirley Rainbolt
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$3,000
STAFF ASSESSED PENALTY	\$750
STAFF RECOMMENDATION	Waive

Charles Stormont presented staff's recommendation and answered questions from the Commission.

Shirley Rainbolt appeared in-person, gave brief statement, and answered questions from the Commission.

Commissioner LaSota moved to approve waiver of the penalty.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to approve waiver of the penalty.

Candidate	Senator Michael Shower
LATE REPORT	24 Hour Report
MAXIMUM CIVIL PENALTY	\$500
STAFF ASSESSED PENALTY	\$500
STAFF RECOMMENDATION	Uphold

Charles Stormont presented staff's recommendation and answered questions from the Commission.

Senator Michael Showered appeared telephonically, gave brief statement, and answered questions from the Commission.

Commissioner LaSota moved to take the matter under advisement in executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to

Candidate	William Toien
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$3,000
STAFF ASSESSED PENALTY	\$3,000
STAFF RECOMMENDATION	Waive

Charles Stormont presented staff's recommendation and answered questions from the Commission.

William Toien Showered appeared in-person, gave brief statement, and answered questions from the Commission.

Commissioner LaSota moved to waive the penalty.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to waive the penalty.

Candidate	James Crawford
LATE REPORT	Year End Report
MAXIMUM CIVIL PENALTY	\$1,200
STAFF ASSESSED PENALTY	\$1,200
STAFF RECOMMENDATION	Refer to AGO

Charles Stormont presented staff's proposed findings ad order and answered questions from the Commission.

James Crawford appeared in-person, gave brief statement and answered questions from the Commission.

Tom Lucas appeared telephonically, gave brief statement, and answered questions from the Commission.

Commissioner Stillie moved to take the matter under advisement in executive session.

Commissioner Blodgett seconded the motion.

The Commission voted 5-0 to take the matter under advisement in executive session.

Candidate	Nelson Godoy
LATE REPORT	Year Start Report
MAXIMUM CIVIL PENALTY	\$3,100
STAFF ASSESSED PENALTY	\$1,550
STAFF RECOMMENDATION	Refer to AGO

Charles Stormont presented staff’s proposed findings and order and answered questions from the Commission.

Nelson Godoy appeared in-person, gave brief statement, and answered questions from the Commission.

**Commissioner LaSota moved to take the matter under advisement in executive session.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to take the matter under advisement in executive session.**

Candidate	Paul Hueper
LATE REPORT	7 Day Report
MAXIMUM CIVIL PENALTY	\$500
STAFF ASSESSED PENALTY	\$500
STAFF RECOMMENDATION	Refer to AGO

Charles Stormont presented staff’s proposed findings and order and answered questions from the Commission.

**Commissioner LaSota moved to postpone this matter to the next commission meeting.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to postpone this matter to the next commission meeting.**

**Commissioner LaSota moved to remove items 28, 29, 30, 33 and 34 from the consent agenda because they had been completed resolved.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to remove items 28, 29, 30, 33 and 34 from the consent agenda because they had been completed resolved.**

Candidate	James Kiloni
LATE REPORT	Year End Report
MAXIMUM CIVIL PENALTY	\$14,750
STAFF ASSESSED PENALTY	\$17, 750
STAFF RECOMMENDATION	Refer to AGO

Charles Stormont presented staff’s proposed findings and order and answered questions from the Commission.

James Kiloni appeared telephonically, gave brief statement, and answered the questions from the Commission.

Commissioner LaSota moved to remove the item from consent agenda and remand it back to staff to assess penalty.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to remove the item from consent agenda and remand it back to staff to assess penalty.

BREAK: 11:56 A.M.

ON RECORD: 12:05 P.M.

Consent Agenda, POFD Civil Penalty Appeals and Referrals [04]

Heather Hebdon presented the consent agenda for POFD civil penalty appeals.

Natasha Peele requested item 6 to be removed from the consent agenda.

Margaret Peele requested item 8 to be removed from the consent agenda.

Commissioner LaSota moved to remove items 6 and 8 from the consent agenda.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to remove items 6 and 8 from the consent agenda.

Commissioner LaSota moved to approve items 1, 2, 3, 4, 5 and 7 on the consent agenda.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to approve items 1, 2, 3, 4, 5 and 7 on the consent agenda.

POFD Filer	Natasha Peele
LATE REPORT	Annual POFD
MAXIMUM CIVIL PENALTY	\$650
STAFF ASSESSED PENALTY	\$325
STAFF RECOMMENDATION	Refer to AGO

Heather Hebdon presented staff's proposed findings and order and answered questions from the Commission.

Natasha Peele appeared telephonically, gave brief statement, and answered questions from the Commission.

Commissioner LaSota moved to refer the matter to the AGO if payment is not made within ten days after the commission meeting.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to refer the matter to the AGO if payment is not made within ten days after the commission meeting.

POFD Filer	Margaret Peele
LATE REPORT	Annual POFD
MAXIMUM CIVIL PENALTY	\$3,230
STAFF ASSESSED PENALTY	\$3,230
STAFF RECOMMENDATION	Refer to AGO

Heather Hebdon presented staff's proposed findings and order and answered questions from the Commission.

Margaret Peele appeared telephonically, gave a brief statement, and answered questions from the Commission.

**Commissioner LaSota moved to take the matter under advisement in executive session.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to take the matter under advisement in executive session.**

*******PUBLIC COMMENT*******

Consent Agenda, Lobbying Civil Penalty Appeals and Referrals [05]

Heather Dalberg presented the consent agenda for lobbying penalty appeals and referrals.

**Commissioner LaSota moved to approve items 1 and 2 on the consent agenda.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to approve items 1 and 2 and on the consent agenda.**

Advisory Opinion 22-03-CD, Unite America PAC [06]

Tom Lucas presented staff's draft advisory opinion and answered questions from the Commission.

Jason Brandeis, appeared on behalf of Unite America PAC, gave brief statement, and answered questions from the Commission.

**Commissioner LaSota moved to take Advisory Opinion 22-03-CD under advisement in executive session.
Commissioner Stillie seconded the motion.
The Commission voted 5-0 to take Advisory Opinion 22-03-CD under advisement in executive session.**

Advisory Opinion 22-04-CD, The Americans for Prosperity Action [07]

Tom Lucas presented staff's draft advisory opinion and answered questions from the Commission.

Commissioner LaSota moved to take Advisory Opinion 22-04-CD under advisement in executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to take Advisory Opinion 22-04-CD under advisement in executive session.

Executive Director's Report [08]

Heather Hebdon presented the Executive Director's report, answered questions from the Commission.

Complaint 22-03-CD, Lembo v. Friends of House District 17 Opposing Fields [09]

Tom Lucas presented the complaint and answered questions from the Commission.

Bonnie Lembo appeared telephonically, gave a brief statement, and answered questions from the Commission.

Martin Hansen appeared in-person on behalf of Friends of House District 17 Opposing Fields, gave a brief statement, and answered questions from the Commission.

Commissioner LaSota moved to approve consent agreement for Complaint 22-03-CD.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to approve consent agreement for Complaint 22-03-CD.

BREAK: 1:45 P.M.

ON RECORD: 1:53 P.M.

Complaint 22-05-CD, Oliver v. Adams [10]

Tom Lucas presented the complaint and answered questions from the Commission.

Michael Adams appeared telephonically, gave a brief statement, and answered questions from the Commission.

Commissioner LaSota moved to uphold staff recommendation for Complaint 22-05-CD.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to uphold staff recommendation for Complaint 22-05-CD.

Electronic Filing Exemption Policy [11]

Heather Hebdon presented the electronic filing exemption policy and answered questions from the Commission.

Commissioner LaSota moved to approve the electronic filing exemption policy.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to approve the electronic filing exemption policy.

Complaint 22-01-CD, AKPIRG, et al. v. Huber, et al. [12]

Mara Michaeltz appeared telephonically on behalf of APOC Staff, gave a brief statement, and answered questions from the Commission.

Stacey Stone appeared telephonically on behalf of Republican Governors Association, gave a brief statement, and answered questions from the Commission.

Commissioner LaSota moved to take the matter under advisement in executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to take the matter under advisement in executive session.

Commissioner LaSota moved to enter executive session.

Commissioner Stillie seconded the motion.

The Commission voted 5-0 to enter executive session.

OFF RECORD: 2:54 P.M.

EXECUTIVE SESSION

ADJORNED