

LOCAL BOUNDARY COMMISSION

STATE OF ALASKA

IN THE MATTER OF PETITION OF THE CITY)
OF DILLINGHAM FOR ANNEXATION OF)
NUSHAGAK COMMERCIAL SALMON DISTRICT)
WATERS AND WOOD RIVER SOCKEYE)
SALMON HARVEST AREA WATERS, TOGETHER)
CONSISTING OF APPROXIMATELY 396)
SQUARE MILES OF WATER AND 3 SQUARE)
MILES OF LAND)

and

IN THE MATTER OF PETITION OF THE CITY)
OF MANOKOTAK FOR ANNEXATION OF)
THE WEARY/SNAKE RIVER TRACT, THE SNAKE)
RIVER SECTION AND THE IGUSHIK SECTION)
OF THE NUSHAGAK COMMERCIAL SALMON)
DISTRICT AND THE IGUSHIK VILLAGE TRACT)
CONSISTING OF APPROXIMATELY 118)
SQUARE MILES OF WATER AND 37 SQUARE)
MILES OF LAND)

ANNEXATION HEARING WITNESS LIST

The City of Dillingham submits the following list of witnesses, areas of expertise, and anticipated time for testimony it expects to present to the Local Boundary Commission at the public hearing on the City's annexation petition. The City reserves the right to add rebuttal witnesses in response to information presented at the public hearing.

CITY PRESENTATION

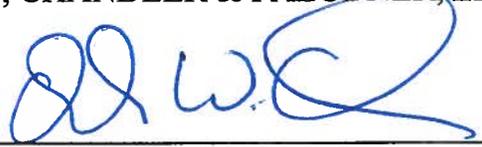
<i>Witness</i>	<i>Area of Expertise</i>
Curt Armstrong	Compatibility of territory with city. Impact of annexation on commercial fishermen. History of borough formation efforts. Benefit to commercial fishermen of city services. Reporting of fish caught to ADF&G. [10 Minutes]
Jean Barrett	Existing port & harbor facilities and use by non-residents. Comparison of Dillingham harbor with other small boat harbors. Port & Harbor improvement projects needed. Harbor fees and fee increases. Participation in set net fisheries. [10 minutes]
Navin Bissram	City of Dillingham Reserve Fund/Current financial picture of City of Dillingham. Potential fee increases and budget reductions to address budget deficit. Status of Regional Fisheries Improvement. Fund and Borough Study Fund. Recent reductions in state funding. [10 Minutes]
Brooks Chandler	Legal basis for annexation. [10 Minutes]
Lamar Cotten	History of city annexations of adjacent fishing waters. How mutual borough and city fish tax function and benefit region. Benefits of expanded local tax base to State of Alaska. [15 Minutes]
Susie Brito-Jenkins	How salmon caught in Igushik District are reported to ADF&G on fish tickets and ADF&G practices for fish ticket reporting. [5 Minutes]
Fritz Johnson	Impact of fish tax on commercial fishermen. Payment of fish tax in other fishing districts. City support of commercial fishing. Compatibility of fishing districts with Dillingham. [5 Minutes]

Paul Liedberg	<p>City fish tax ordinance. Establishment of Regional Fisheries Improvement Fund. Region support for borough formation. Benefits to region from city services and tax revenues. City support of regional service providers. Past impact of fish tax on city budget after annexation approved. [10 Minutes]</p>
Rose Loera	<p>Current and long term needs of the City of Dillingham public infrastructure. Law enforcement in Nushagak Commercial Fishing District. Participation of Dillingham residents in Nushagak Bay commercial fishing districts. Compatibility of fishing territory with Dillingham. Dillingham connection to Igushik fisheries. Dillingham involvement in Board of Fish decisions. Benefits to regional residents of City of Dillingham public services. [15 Minutes]</p>
Don Moore	<p>City support for region. [5 minutes]</p>
Dan Pasquerillo	<p>Public safety services in Dillingham and on adjacent waters. Community jail operations. Search and rescue operations. History of DPD and AST mutual aid. Post annexation provision of public safety services. Dillingham DMV operations. Impact of commercial fishing on need for public safety services. [10 minutes]</p>
Alice Ruby	<p>Opening Statement. History of borough formation efforts in region and support for borough formation in region. Status of borough study group. [10 Minutes]</p>
Misty Savo	<p>Education services in Dillingham. City support for education. Benefit to residents of region from support of education by City. [10 Minutes]</p>
Barb Sheinberg	<p>State fish tax calculations. Participation levels in Bristol Bay Fisheries including Nushagak and Igushik Districts Impact of Dillingham fish tax on permit holders. Impact of annexation on shared state tax distributions. Ability to have Borough and city fish tax. [10 minutes][telephonic]</p>

Brad Tinker	Fire & Ambulance Services in Dillingham. [5 Minutes]
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DATED this 14th day of November 2016.

BOYD, CHANDLER & FALCONER, LLP

By: 

Brooks W. Chandler
City Attorney
City of Dillingham

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LOCAL BOUNDARY COMMISSION

STATE OF ALASKA

In the matter of the Petition by the City of)
Manokotak to Annex the Weary/Snake River)
Tract, The Snake River Section and Igushik)
Section of the Nushagak Commercial Salmon)
District, and the Igushik Village Tract,)
Altogether Consisting of Approximately 37)
Square Miles of Land and 118 Square Miles)
Of Water, by the Legislative Review Method)
and)
In the matter of the Petition by the City of)
Dillingham to Annex 396 Square Miles of)
Water and 3 Square Miles of Islands)

CITY OF MANOKOTAK'S WITNESS LIST

In accordance with 3 AAC 110.550(e), petitioner and respondent City of Manokotak submits the following list of witnesses to be presented at the public hearing herein.

1. Melvin Andrew is the Mayor of the City of Manokotak who has previously served on the City Council and as a Village Public Safety Officer (VPSO) in Manokotak. He is a long-time resident of Manokotak and summer resident of Igushik Village, and has engaged in set net fishing in Igushik.

Subjects of testimony: All aspects of Manokotak's petition, including dependence of Manokotak on Tract B, the Igushik (fishing) Section for both subsistence and cash economies; predominance of Manokotak residents in Igushik set netting activities and subsistence fishing; relative importance of Igushik Section to Manokotak compared to Dillingham; the need to extend certain Manokotak city services to Igushik area to benefit proposed annexation area; specific capital project

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facilities needed there; ability of City to fund Igushik services through fisheries severance tax, and to fund capital projects through grants; ability of City to gain site control for Igushik capital projects through lease, purchase or eminent domain condemnation of land; ability of City to work with village corporation and tribal council to fund capital projects in Igushik; current status of VPSO hire; City support for VPSO services; use of City funded boat for VPSO to enforce Manokotak code in Igushik and coordinate search and rescue efforts there; importance of extending alcohol control and other City ordinances to Igushik; status of severance tax adoption by City; contact with U.S. Corps of Engineers to address the possibility of a breakthrough of the Igushik River.

Estimated time of testimony: 25 minutes.

2. Moses Toyukuk. Mr. Toyukuk is a former long time Mayor and current City Council member, was a former President of and is a current member of Manokotak Tribal Council, former President and member of board of directors of Manokotak Natives, Ltd.; he has been engaged in the drift net fishery in Nushagak Bay, including in the Igushik Section, since the 1970s.

Subjects of Testimony: Explanation of difference between drift net fishery and set net fishery; comparison of number of Manokotak vs. Dillingham residents participating in drift net fishery in Igushik Section; greater usage of Manokotak Village and Weary River boat storage area than of Dillingham for winter storage of Manokotak drift net boats; City's maintenance of Weary River boat ramp and storage area; use of Weary River ramp for barge freight delivery to Manokotak; potential new boat storage area in Old Town Manokotak and in Igushik; feasibility and cost of ice making facility in

Igushik; relatively low use of Dillingham Harbor and other facilities by Manokotak/Igushik drift net and set net boats and fishermen, and payment of fees/taxes when Manokotak fishermen and boats do go to Dillingham; greater dependence of Manokotak than Dillingham on Igushik Section fishery.

Estimated Time of Testimony: 25 minutes

3. Nancy George, Administrator for City of Manokotak; previously administrator for Manokotak Natives Limited.

Subjects of Testimony: Financial health of City of Manokotak; collection of past delinquency in sales tax collection from MNL; budget for City, including annexation area, during first 3 years, including capital projects and services in annexation area; funding sources for capital projects and services; grant writing; comprehensive plans done by City of Manokotak; planner for capital projects in Igushik; status of repairs and improvements to City's water and sewer systems in Manokotak; status of certification of employees to maintain water treatment facilities; status of various administrative issues raised by final report, including payment of municipal insurance, submission of PILT documents, collections for city services; status of funding for and construction of new Community Building in Manokotak.

Estimated Time of Testimony: 15 minutes.

4. Arline Franklin, 30 years residency in Manokotak, corresponding summer residency in Igushik, past tribal administrator for Manokotak tribe; long time involvement in Manokotak-Igushik search and rescue activities, past Igushik Section drift netter.

Subjects of Testimony: Manokotak's search and rescue group, how

supported by the City, importance of this group to Igushik fishery and Igushik Village residents; coordination of search and rescue group with VPSO; need for trash incinerator in Igushik, and feasibility and cost of incinerator.

Estimated Time of Testimony: 10 minutes.

5. Tessa Nickerson, member of Manokotak Tribal Council, BBEDC community liaison, Igushik set netter.

Subjects of Testimony: Importance of health and safety services in Igushik Village area during summer fishery; importance of extending City restrictions on alcohol importation and consumption to Igushik area; tribal support for City annexation

Estimated Time of Testimony: 5 minutes.

6. Melissa Paul, Public Health Aide.

Subject of Testimony: Provision of health services in Igushik area; importance of controlling alcohol importation and consumption in Igushik area; illnesses in Igushik resulting from poor water sources.

Estimated Time of Testimony: 5 minutes.

7. Edward Nick, Manokotak Tribal Transportation Planner and Igushik set netter.

Subjects of Testimony: Transportation facilities in and around Manokotak, including to Igushik Village, including trails funding, highway improvement to the Old Manokotak Village, water route between Manokotak and Igushik area.

Estimated Time of Testimony: 5 minutes.

8. John Bouker, owner and pilot of Bristol Bay Air Service, and water well owner and set netter in Ekuk Village area.

Subjects of Testimony: Importance of Igushik Village and Igushik Section fishery to Manokotak; justification for fish tax of Igushik Section by Manokotak; feasibility and cost of water well water supply in Igushik; feasibility and need for ice making facility in Igushik.

Estimated Time of Testimony: 5 minutes.

9. Kenneth Nukwak, past President and current board member of MNL, and Igushik set netter.

Subjects of Testimony: MNL as a supplier and outfitter, including fuel, food, and supplies to Manokotak residents during summer residency in Igushik, and for commercial and subsistence fishing activities in Igushik Section; MNL support for annexation and for proposed Igushik capital projects.

Estimated Time of Testimony: 10 minutes.

10. Larry Bartman, Manokotak school teacher and Igushik set netter.

Subjects of Testimony: Needs of Igushik residents for City's proposed capital projects and services; distinction between Igushik village and ordinary scattered fish camps in rural Alaska.

Estimated Time of Testimony: 5 minutes.

11. Bob Waldrop, former Executive Director of Bristol Bay Regional Seafood Development Association until 2014, who helped organize Bristol Bay fishermen to establish this Association; founding partner of Silver Lining Seafoods, which later became Norquest Seafoods; former Vice President of Sales and Marketing with Norquest Seafoods until 2000; former natural resource advisor to Alaska Governor Jay Hammond; founder of Wilderness Alaska guiding service.

Subjects of Testimony: ADF&G regulation of Nushagak Bay fishery; Igushik River as a distinct fishery; separate management of Igushik Section; domination of Igushik Section fishery by Manokotak/Igushik residents; efforts to organize Manokotak Fishermen's Association; importance to fishery of proposed new City-funded facilities in Igushik area; need for and feasibility of Manokotak raw fish taxation of Igushik Section harvest.

Estimated Time of Testimony: 10 minutes.

12. Chris Gloko, Mike Toyukak and Anecia Toyukak, Manokotak Native elders and Igushik set netters.

Subjects of Testimony: History of Igushik Village and its relationship with Manokotak; historic and current importance of Igushik Village and Igushik Section fishery to Manokotak's economy, subsistence and culture; need for capital projects to furnish clean water, ice machines, and trash disposal there.

Estimated Testimony Time: 30 minutes (total for all 3 witnesses).

13. Kirk Crawford, Manokotak school teacher and Igushik summer resident.

Subjects of Testimony: Involvement in Manokotaks school's migrant education program teaching pupils in Igushik; needs of Igushik residents for City's proposed capital projects; distinction between Igushik Village and fish camps in other areas of western Alaska.

Estimated Time of Testimony: 5 minutes.

14. Gordon Isaacs, commercial well driller.

Subjects of Testimony: Feasibility and costs associated with installation of water well in Igushik area to obtain potable water for residents and for ice maker use.

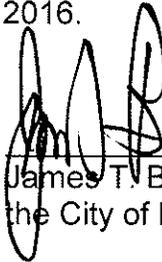
Estimated Time of Testimony: 10 minutes.

15. Kevin Waring. Annexation consultant to Manokotak; 40 years of professional experience in Alaska in public service and as a consultant to state and federal agencies, Alaskan municipalities, and private clients; first director of the former Division of Community Planning in the original Department of Community and Regional Affairs; has provided professional consultant services since 1980 on community and regional planning, economic and population studies, and public policy analysis; lead author for the 2012 Preliminary Assessment of the Fiscal Feasibility of a Western Bristol Bay Borough and for the City of Manokotak's annexation petition; a commissioner on the Local Boundary Commission from 1996 to 2003, serving as chair for six years.

Subject of Testimony: History, rationale, and merits of Manokotak's annexation petition.

Estimated Time of Testimony: 10 minutes.

Dated this 14th day of November, 2016.


James T. Brennan, Attorney for
the City of Manokotak

**LOCAL BOUNDARY COMMISSION
STATE OF ALASKA**

IN THE MATTER OF THE CONSOLIDATED)
LEGISLATIVE REVIEW PETITIONS OF)
THE CITY OF DILLINGHAM FOR)
ANNEXATION OF NUSHAGAK)
COMMERCIAL SALMON DISTRICT WATERS)
AND WOOD RIVER SOCKEYE SALMON)
HARVEST AREA WATERS, TOGETHER)
CONSISTING OF APPROXIMATELY 396)
SQUARE MILES OF WATER AND 3)
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OF THE CITY OF MANOKOTAK TO ANNEX)
THE WEARY/SNAKE RIVER TRACT, THE)
SNAKERIVER SECTION AND IGUSHIK)
SECTION OF THE NUSHAGAK COMMERCIAL)
SALMON DISTRICT, AND THE IGUSHIK)
VILLAGE TRACT,ALTOGETHER CONSISTING)
OF APPROXIMATELY 37 SQUAREMILES OF)
LAND AND 118 SQUARE MILES OF WATER)

HEARING WITNESS LIST OF EASTSIDE RESPONDENTS

As required by 3 AAC 110.550(e), Eastside Respondents Native Village of Ekuk, Clark's Point, and Portage Creek, and the City of Clark's Point submit the following list of persons who may be called to testify at the hearing of the Local Boundary Commission in the above-captioned matter, with the projected time allotted for their testimony:

1. Jerry Leboff
P.O. Box 646
Dillingham, AK
99576
907-842-2512

(telephone testimony) Mr. Leboff is a tax preparer for individuals and entities and adviser to village corporations in the Dillingham Census Area. Mr. Leboff will testify regarding the income of region permit holders, and the financial strength of governments and organizations in the Dillingham Census Area. Estimated time for testimony: 15 minutes.

2. Alannah Hurley
United Tribes of Bristol Bay
907-843-1633

Ms. Hurley is the executive director United Tribes of Bristol Bay, a Clark's Point tribal member, and a set net permit holder. She will testify about set net operations on the eastern shore of Nushagak Bay, and the effect of the proposed annexations on tribes in the region. Estimated time for testimony: 10 minutes.

3. Molly Chythlook
P.O. Box 310
Dillingham, AK 99576

Mrs. Chythlook is a former Department of Fish and Game employee who served for over 20 years in the subsistence division; she also served as a member of Bristol Bay Regional Vision Commission. She will testify concerning commercial and subsistence use of Nushagak Bay by various communities in the region and the socio-economic connections of various communities of the region to the territory proposed for annexation.

If Mrs. Chythlook is unable to testify, respondents designate Verner Wilson as an alternate. Mr Wilson's information is as follows:

1500 Kakanak Road
Dillingham, Alaska 99576
907-843-5257

Mr Wilson is the director of natural resources for the Bristol Bay Native Association.

Estimated time for testimony: 10 minutes.

4. Betty Gardiner
P.O. Box 31

Clark's Point, AK 99569
907 236 6036

(telephone testimony) Mrs. Gardiner is a City of Clark's Point Council member, the President of Clark's Point tribal Council, and President of the board of directors of Saguyak Corporation. She will testify about the effect of annexation on the City, Tribe of Clark's Point and Saguyak Corporation. Estimated time for testimony: 15 minutes.

5. Robert Heyano
President
Native Village of Ekuk
P.O. Box 530
Dillingham, AK 99576
907 843 0833

Mr Heyano is the Ekuk Village council president, chairman of the board of United Tribes of Bristol Bay, and a member of the board of directors of the Bristol Bay Native Association and Bristol Bay Economic Development Association. He will testify about the effect of the proposed annexations on the Native Village of Ekuk and other communities associated with Nushagak Bay; the task force to study borough formation; and commercial fishing economy in Nushagak Bay and Southwest Alaska. Estimated time for testimony: 20 minutes.

6. Norm Van Vactor
P.O. Box 1464
Dillingham, AK 99576
907-842-4370

Mr Van Vactor is the CEO of the Bristol Bay Economic Development Corporation. He will testify regarding the effect of taxation on permit holders in the Dillingham Census Area, the economy of the region; and the economics of commercial fishing in Southwest Alaska. Estimated time for testimony: 10 minutes.

7. Kay Andrews
P.O. Box 87
Aleknagik, AK 99555
(907) 842-3805

Mrs. Andrews is School Board Chair, Southwest Region School District, a member of the Ekuk Tribe, and a set net fisher. She will testify about municipal services used or needed by east side

set net operations; local schools; and the borough study task force. Estimated time for testimony: 15 minutes.

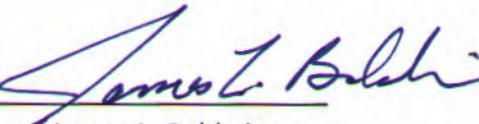
8. Gail Fenumiai:
Juneau, AK 99801
907-723-2014

(telephone testimony) Mrs. Fenumiai is the former director of the Alaska Division of Elections. She will testify regarding state boundaries in the region. Estimated time for testimony: 10 minutes.

9. Ralph Andersen:
1500 Kakanak Road
Dillingham, AK 99576
907-842-5257

Mr. Andersen is the CEO of Bristol Bay Native Association. He will testify concerning a study of possibly forming a borough in the Dillingham Census Area and public opinion in the region regarding the proposed annexations. Estimated time for testimony: 15 minutes.

Dated this 14th day of November, 2016.

By: 
James L. Baldwin
Counsel for Respondents Ekuk et al

LOCAL BOUNDARY COMMISSION

STATE OF ALASKA

IN THE MATTER OF
THE PETITION OF THE CITY OF
DILLINGHAM FOR ANNEXATION OF
NUSHAGAK COMMERCIAL SALMON
DISTRICT WATERS AND WOOD RIVER
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THE WEARY/SNAKE RIVER TRACT, THE
SNAKE RIVER SECTION AND IGUSHIK
SECTION OF THE NUSHAGAK
COMMERCIAL SALMON DISTRICT, AND
THE IGUSHIK VILLAGE TRACT BY THE
LEGISLATIVE REVIEW METHOD.

WITNESS LIST OF RESPONDENT SOUTHWEST REGION SCHOOL DISTRICT

Respondent Southwest Region School District (the "District") may call the following witnesses to testify during the Local Boundary Commission's upcoming hearing on the pending petitions for annexation by the City of Dillingham and the City of Manokotak:

1. Kay Andrews, President, Southwest Region Schools Board of Education is a long time resident of the region. She is anticipated to testify regarding her knowledge of Manokotak, the District and the school District's provision of educational services to

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residents of Manokotak and interest in maintaining the health of the community. The anticipated duration of her testimony is 10-15 minutes.

2. David Piazza, the Superintendent of Southwest Region Schools, is anticipated to testify regarding the District and its provisions of services to residents of Manokotak. The anticipated duration of his testimony is 10-15 minutes.

3. Ferdinand Sharp is a member of the Southwest Region Schools Board of Education. He is anticipated to testify regarding Manokotak, the history of Igushik, and the needs of the community. The anticipated duration of his testimony is 10-15 minutes.

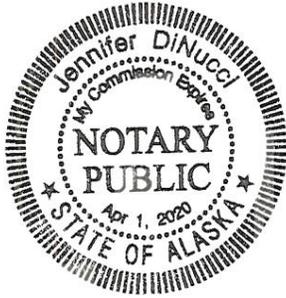
DATED this 14th day of November, 2016.

SEDOR, WENDLANDT, EVANS & FILIPPI, LLC
Attorneys for Southwest Region School District

By:  _____
Lea Filippi

Lea E. Filippi
Lea E. Filippi

Subscribed and sworn to before me this 14th day of November, 2016, in Anchorage, Alaska.



Jennifer DiNucci
Notary Public in/for the State of Alaska
My Commission Expires: Apr 1, 2020