

12_15_15 LBC Meeting Proposed Resolutions

1. I move to suspend the requirement under 3 AAC 110.530(d) that a final report for the Fairbanks detachment petition be written by Commerce. Strict adherence to 3 AAC 110.530 in this case would work injustice by unnecessarily lengthening the petition process. It would also not serve relevant constitutional principles or the broad public interest.
2. I move to suspend the requirement under 3 AAC 110.550(b)(2) that notice of the public hearing for the Fairbanks detachment petition be published at least three times. I move that it instead need only be published once. Strict adherence to 3 AAC 110.530 in this case would work injustice by unnecessarily lengthening the petition process. It would also not serve relevant constitutional principles or the broad public interest.
3. I move to suspend for the Whale Pass incorporation petition the requirement of 3 AAC 110.700(d) that the original of a document served by email or fax must be submitted to the LBC within 10 days after submitting the document by email or fax. Strict adherence to 3 AAC 110.700(d) in this case would work injustice by making it harder for people to comment on the petition. It would also not serve relevant constitutional principles or the broad public interest.
4. I move to suspend the requirement of 3 AAC 110.690(b) that persons and parties participating by teleconference attendance shall pay the cost of that person's call. I move that instead that the calls be free for all LBC meetings and hearings in 2016. Strict adherence to 3 AAC 110.690(b) in this case would work injustice by making it harder for people to participate telephonically in LBC proceedings. It would also not serve relevant constitutional principles or the broad public interest.
5. I move that the Local Boundary Commission make the following resolution: On December 4, 2015, the Alaska Supreme Court upheld the Local Boundary Commission's approval of the Petersburg borough incorporation petition. The commission commends Assistant Attorney General Janell Hafner for her fine job of appellate advocacy on behalf of the LBC in this matter. Ms. Hafner wrote her briefs masterfully and brought keen precision into her analysis. At the hearing she argued quite well in the face of many questions posed by the justices. The commission recognizes her success and extends its thanks.