



LBC Public Meeting Approved Minutes

Tuesday, January 10, 2017, at 10:00 a.m.

Atwood Building, 550 W. 7th Ave., Suite 1656; Anchorage, AK

ADMINISTRATIVE

1. Call to order

The chair called the meeting to order at 10:03 a.m.

2. Roll call and determination of quorum

Brent Williams called the roll and after a short wait, all five commissioners were present and represented a quorum.

3. Introduction of commissioners and staff

Chair Lynn Chrystal was present in person. Commissioners Bob Harcharek, John Harrington, Darroll Hargraves, and Lavell Wilson were present via teleconference. Staff present: Brent Williams, Eileen Collins, Marty McGee (DCRA), and Mary Lynn Macsalka (Dept. of Law)

4. Identify all parties present

In person: Brooks Chandler (Dillingham); Jim Brennan (Manokotak); Lea Filippi (Southwest Region School District)

Via teleconference: Jan Levy and Jim Baldwin (Ekuk, et al.)

5. Acknowledge if members of the public are present

Via teleconference: Rose Loera (City of Dillingham); Molly Dischner (Bristol Bay Times); John Walsh; Pam Goode, James Squyres (Deltana); Melvin Andrew, Moses Toyukuk (Manokotak)

6. Local Boundary Commission (LBC) chair remarks

The chair made short remarks regarding the day's meeting.

7. Approve or amend the agenda

Commissioner Harrington moved to approve the agenda as presented. Commissioner Wilson seconded the motion. Brent Williams called the roll and five commissioners voted in favor; the agenda was approved as presented.

NEW BUSINESS

1. Public comment concerning matters that are neither on the agenda nor pending before the commission

None.

2. Action item: Whether to grant or deny a request to reconsider the December 27, 2016, Statement of Decision regarding the Dillingham annexation petition.

Commissioner Harrington moved to grant a request to reconsider the December 27, 2016 Statement of Decision regarding the Dillingham annexation petition. Commissioner Wilson seconded the motion. LBC counsel Mary Lynn Macsalka asked the commission to discussion the grounds for reconsideration.

The outcome of this discussion can be found in the order attached to these minutes.

Commissioner Harrington explained his reasoning briefly.

The chair then called for the parties to speak. Jim Baldwin spoke first followed by Brooks Chandler, Jim Brennan, and Lea Filippi.

The chair called for a vote. Brent Williams called the roll and Commissioners Hargraves, Wilson, and Harrington voted in favor of the motion to grant reconsideration of the decision for the Dillingham annexation petition. Chair Chrystal and Commissioner Harcharek voted against the motion. The motion carried as three voted in favor.

3. Action item: Whether to grant or deny a request to reconsider the December 20, 2016, Statement of Decision regarding the Manokotak annexation petition.

Commissioner Harrington moved to grant a request for reconsideration of the decision made December 20, 2016 for the City of Manokotak petition. Commissioner Hargraves seconded the motion. Mary Lynn Macsalka asked for clarification regarding the reasoning for reconsideration. These details are discussed in the order attached to these minutes.

Following commissioner discussion, the chair called for the parties to speak. Jim Baldwin, followed by Jim Brennan, Brooks Chandler, and finally, Lea Filippi provided remarks.

The chair called for a vote. Three commissioners voted in favor when Brent Williams called the roll: Commissioners Hargraves, Harrington, and Wilson. Chair Chrystal and Commissioner Harcharek voted against the motion to grant reconsideration. The motion passed with three votes in favor.

At this time, the meeting took a brief recess in order to determine a briefing schedule for the upcoming reconsideration meetings.

The schedule was tentatively as follows:

Deadline for responsive briefs: January 19, 2017 4:30 p.m.

Decisional Meeting: January 24, 2017 10:00 a.m.

LBC Meeting to approve written decisions: January 25, 2017 3:00 p.m.

4. Action item: Whether to suspend 3 AAC 110.700(d) for the Nikiski incorporation petition.

Commissioner Wilson moved to suspend 3 AAC 110.700(d) for the Nikiski incorporation petition. Commissioner Harrington seconded the motion. Staff provided a brief explanation of the regulation in question which requires a member of the public who submits a comment electronically to follow up within 10 days with a paper original. The chair called for a vote.

Brent Williams called the roll and all five commissioners voted in favor of suspension of the regulation. The motion passed.

5. Comments from commissioners and LBC staff

None.

6. Adjourn

Commissioner Harrington moved to adjourn. Commissioner Hargraves seconded that motion, and after a unanimous roll call vote, the meeting was adjourned at 11:51 a.m.