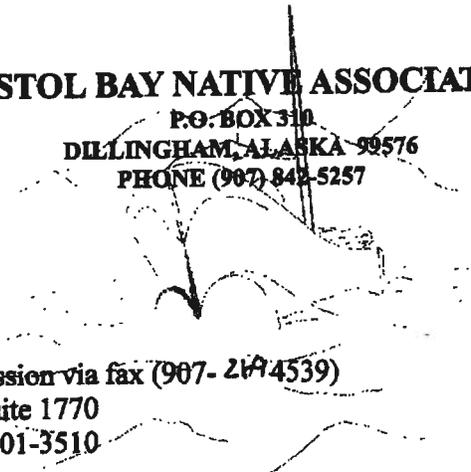


file 087

BRISTOL BAY NATIVE ASSOCIATION

P.O. BOX 310
DILLINGHAM, ALASKA 99576
PHONE (907) 842-5257



October 6, 2010

Local Boundary Commission via fax (907-269-4539)
550 West 7th Avenue, Suite 1770
Anchorage, Alaska 99501-3510

Tribal Councils
Served by BBNA:

Aleknagik

Chignik Bay

Chignik Lagoon

Chignik Lake

Clarks Point

Curyung

Egegik

Ekuk

Ekwook

Igiugig

Iliamna

Ivanof Bay

Kanatak

King Salmon

Kokhanok

Koliganek

Levelock

Manoktak

Naknek

New Stuyahok

Newhalen

Nondalton

Pedro Bay

Perryville

Pilot Point

Port Heiden

Portage Creek

South Naknek

Togiak

Twin Hills

Ugashik

RE: City of Dillingham Annexation petition

Dear Sirs:

Please find attached Resolution 2010-28 opposing the City of Dillingham's Petition to annex the Nushagak Fishing District.

These resolutions were passed during the Full Board of Directors meeting of the Bristol Bay Native Association, September 17, 2010. BBNA, the regional non-profit for the Bristol Bay region, represents 31 tribes.

This resolution represent a formal statement of considered opinion, intent, and resolve of the Association and its tribes. We have taken this action out of concern for our social, economic, and cultural well being. We communicate this resolution to inform you of our position and to earnestly solicit your assistance in our efforts.

Your consideration given to this resolution is greatly appreciated.

Sincerely,

Ralph Andersen *RAM*
Ralph Andersen
President & Chief Executive Officer

Enclosure: Resolution 2010-28

Cc: City of Dillingham ATTN; Don Moore, City Manager

BRISTOL BAY NATIVE ASSOCIATION
P.O. Box 310
DILLINGHAM, ALASKA 99576
(907) 842-5257

By Full Board of Directors

Resolution 2010 - 28

**A RESOLUTION OPPOSING THE CITY OF DILLINGHAM'S PETITION TO
ANNEX THE NUSHAGAK FISHING DISTRICT**

WHEREAS: The Bristol Bay Native Association (BBNA) is an Alaska Native non-profit corporation and tribal consortium serving the 31 federally recognized tribes in the Bristol Bay Region; and

WHEREAS: The City of Dillingham has filed a petition with the Local Boundary Commission to annex the Nushagak fishing district, with the intent of levying a 2.5% fish tax throughout the district; and

WHEREAS: The communities of Clarks Point, Ekuk, and Manokotak each have federally recognized tribes which are members of BBNA, and all have direct impacts from the Nushagak fishery and provide some level of services to the fishery; and

WHEREAS: The City of Dillingham's petition does not contemplate any land annexation or any expansion of services to the fisheries, nor has the City discussed any form of revenue sharing with the other Nushagak Bay communities; and

WHEREAS: The City's petition does not address the immediate onshore impact of the fishery in other communities; the effect of the proposed annexation at Ekuk for example would be to sever the potential tax base from the onshore area where direct impacts occur and services such as water, waste disposal and public safety are badly needed; and

WHEREAS: When the City of Dillingham previously attempted to annex the Nushagak fishing district in 1986, the City of Clarks Point filed a competing petition and the Local Boundary Commission denied both petitions in regard to the fishery; it essentially concluded the fishing district was a shared resource and that the cities should work out their differences;

NOW THEREFORE BE IT RESOLVED that the Bristol Bay Native Association Full Board of Directors opposes the City of Dillingham's annexation petition as currently formulated; and

BE IT FURTHER RESOLVED that BBNA urges the Local Boundary Commission to either deny the annexation petition or to remand it for further action such that the City of

Dillingham is required to reach agreements regarding fishery revenues and services with the other Nushagak Bay communities.

Signed: Fred J. Angaman
Chairman of the Board

CERTIFICATION:

I, the undersigned Secretary of the Bristol Bay Native Association, Inc., do hereby certify that the foregoing resolution was duly passed by the Full Board of Directors of the Bristol Bay Native Association and a duly called and noticed meeting on the 17 day of September 2010, and that a quorum was present.

Signed: Robert Nuyano
Secretary