

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Milk Marketing Board

MINUTES

SUNSHINE MEETING

April 3, 2019
1:00 P.M. – Room 309 – Ag Building
Harrisburg, PA

1. CALL OF MEETING TO ORDER/ROLL CALL:

Chairman Robert Barley called the regular Sunshine Meeting of the Pennsylvania Milk Marketing Board to order at 1:00 P.M. in Room 309 of the Agriculture Building in Harrisburg, PA.

Secretary Tim Moyer called the roll. Those in attendance and constituting a quorum were:

Board Members:

Present: Chairman Robert Barley, Consumer Member Carol Hardbarger, Member James Van Blarcom (*present via telephone conference*)

Absent: None

Others Present: Doug Eberly, Esq., Andrew Saylor, Esq., Steven Zalman (PMMB), Gary Gojsovich (PMMB), Allen Warshaw, Esq. (PFMA), Marvin Beshore, Esq. (PADC), Wendy Yovienne, Esq. (PAMD), John Howard, Esq. (PDA), Ron Mong, CPA (Herbein & Co), John Pierce (PAMD), Cheryl Caruso (Clover Farms)

2. ACCEPTANCE OF MINUTES:

A. Acceptance of Minutes of the March 8, 2019 Sunshine Meeting.

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to accept the minutes as attached of the March 8, 2019 Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the April 3, 2019 Sunshine Meeting). **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

B. Acceptance of Minutes of the March 19, 2019 Special Sunshine Meeting.

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to accept the minutes as attached of the March 19, 2019 Special Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the April 3, 2019 Sunshine Meeting). **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

3. PUBLIC INPUT (PERTAINING TO GENERAL ISSUES):

N/A

4. OLD BUSINESS:

N/A

5. NEW BUSINESS:

1. Official General Orders No. A-954 (CRO 9) Cost Replacement Order for the Western Milk Marketing Area 5.

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to approve OGO No. A-954 (CRO 9) Cost Replacement Order for the Western Milk Marketing Area 5. **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

2. Official General Orders No. A-956 (CRO 9) Cost Replacement Order for the West Central Milk Marketing Area 6

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to approve OGO No. A- 956 (CRO 9) Cost Replacement Order for the West Central Milk Marketing Area 6. **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

3. Ag Progress Days contract for exhibitor space for August 13, 14, 15, 2019

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to accept the contract for Ag Progress Days for exhibitor space as stated. **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

6. REPORT OF CHIEF COUNSEL:

PRESENTED by: Attorney Eberly

DISCUSSION: Attorney Eberly stated he met briefly with Chairman Barley, Consumer Member Hardbarger and Mr. Moyer, to discuss today’s hearings. He further stated that there will be an executive session following the Sunshine Meeting which will include Mr. Van Blarcom. The meeting may touch on the hearings, but it will be primarily to discuss personnel issues. No deliberations nor official actions will be taken.

7. LEGAL CASE DISPOSITIONS

N/A

8. LICENSE APPLICATIONS:

- 1. Coastal Sunbelt Produce LLC. Subdealer

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented that Coastal Sunbelt Produce LLC, has submitted an application for a subdealer license for 2018-2019. Applicant will purchase packaged milk/cream products from dealers. Applicant will sell packaged milk/cream products to hotels in Areas 1 and 4. A bond has been provided. Appropriate staff has reviewed the application to ensure that all forms have been received and are in order, and that the applicant has met the requirements of the Milk Marketing Law. With Board approval of this application, a subdealer license will be issued.

MOTION by: Consumer Member Hardbarger

Moved to approve a subdealer license to Coastal Sunbelt Produce LLC as presented. **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Barley, Consumer Member Hardbarger, Member Van Blarcom

Dissenting: None

9. REMINDERS:

PRESENTED by: Chairman Barley

<u>MEETING (s)</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Regular Sunshine Meeting	May 1, 2019	1:00 P.M.	309 Ag Bldg.
<u>HEARING (s)</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Pre-hearing conference on Minimum Retail Prices for all Milk Marketing Areas	May 1, 2019	8:30 A.M.	309 Ag Bldg
Area 1 Cost Replacement	May 1, 2019	9:30 A.M.	309 Ag Bldg
Area 3 Cost Replacement	May 1, 2019	10:00 A.M.	309 Ag Bldg
Amendment to 7 PA. Code Chapter 143 Transactions Between Dealers and Producers	May 1, 2019	1:15 P.M.	309 Ag Bldg
Amendment to 7 PA. Code Chapter 150 – Milk Marketing Fees	May 1, 2019	2:15 P.M.	309 Ag Bldg

10. ADJOURNMENT:

Chairman Barley, hearing no further matters to come before the Board, adjourned the meeting at 1:10 P.M.