

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Milk Marketing Board

MINUTES

SUNSHINE MEETING

April 5, 2017
1:00 P.M. – Room 202 – Ag Building
Harrisburg, PA

1. CALL OF MEETING TO ORDER/ROLL CALL:

Chairman Luke Brubaker called the regular Sunshine Meeting of the Pennsylvania Milk Marketing Board to order at 1:00 P.M. in Room 202 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 Luke Brubaker, Consumer Member Lynda Bowman, Member James Van Blarcom

Absent: None

Others Present: Secretary Tim Moyer, Doug Eberly, Esq., Andrew Saylor, Esq., Gary Gojsovich (PMMB), Earl Fink (PAMD), John Howard, Esq. (PDA), Allen Warshaw, Esq. (PFMA), Ron Mong, CPA (Herbein & Co), Dennis Schad (Land O Lakes), Alan Zepp (CDE), John Pierce (Lehigh)

2. ACCEPTANCE OF MINUTES:

A. Acceptance of Minutes of the March 21, 2017 Sunshine Meeting.

PRESENTED by: Chairman Brubaker

MOTION by: Consumer Member Bowman

Moved to accept the minutes as attached of the March 21, 2017 Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the April 5, 2017 Sunshine Meeting). **Seconded by Member Van Blarcom. Motion carried without dissent.**

Assenting: Chairman Luke Brubaker, Consumer Member Bowman, Member Van Blarcom

Dissenting: None

3. PUBLIC INPUT (PERTAINING TO GENERAL ISSUES):

N/A

4. OLD BUSINESS:

N/A

5. NEW BUSINESS:

N/A

6. REPORT OF CHIEF COUNSEL:

PRESENTED by: Attorney Eberly

DISCUSSION: Attorney Eberly stated he met with Secretary Moyer and the Board Members, just prior to today's meeting to review senior staff items, and we further discussed pending items along with general conversation on the dairy industry. No official actions or deliberations took place. No further meeting will follow today.

7. LEGAL CASE DISPOSITIONS

1. Turkey Hill LP below minimum price violation

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented **1. Legal Docket CE- 17-004 for Turkey Hill LP** for below minimum price violation. A consent order was signed and a penalty of \$250.00 was paid.

MOTION by: Consumer Member Bowman

Moved to accept the consent order as presented. **(1. Legal Docket CE-17-004 for Turkey Hill LP) Seconded by Member Van Blarcom.**

DISCUSSION: Chairman Brubaker inquired if this was an error or neglect in monthly prices? Attorney Saylor stated that it was based on volume discount error. And Turkey Hill corrected it immediately.

Motion carried without dissent.

Assenting: Chairman Luke Brubaker, Consumer Member Bowman, Member Van Blarcom
Dissenting: None

8. LICENSE APPLICATIONS:

1. Country Food LLC Dealer

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented that Country Food LLC has submitted an application for a dealer license, for 2016-2017. Applicant will purchase milk from a PA dealer. Applicant will use milk to manufacture yogurt, and will sell in Area 1. No bond is required. Appropriate staff has reviewed the application to ensure that all forms and fees 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 dealer license will be issued.

MOTION by: Member James Van Blarcom

Moved to approve a dealer license to Country Food LLC as presented. **Seconded by Consumer Member Bowman.**

DISCUSSION: Dennis Schad inquired on why no bond required. Attorney Saylor stated that dealer to dealer requires no bond.

Motion carried without dissent.

Assenting: Chairman Luke Brubaker, Consumer Member Bowman, Member Van Blarcom
Dissenting: None

9. REMINDERS:

PRESENTED by: Chairman Brubaker

Sunshine Meeting	Date	Time	Room
Regular Sunshine Meeting	May 3, 2017	1:00 PM.	202 Ag Bldg

10. ADJOURNMENT:

Chairman Brubaker, hearing no further matters to come before the Board, adjourned the meeting at 1:09 P.M.