

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Milk Marketing Board

MINUTES

SUNSHINE MEETING

January 2, 2019
1:00 P.M. – Room 202 – 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 202 of the Agriculture Building in Harrisburg, PA. Chairman Barley opened the meeting with the Pledge of Allegiance followed by a moment of reflection.

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

Absent: None

Others Present: Doug Eberly, Esq., Andrew Saylor, Esq., Steven Zalman (PMMB), Gary Gojsovich (PMMB), John Howard, Esq. (PDA), Allen Warshaw, Esq. (PFMA), Earl Fink (PAMD), John Pierce (PAMD), Marvin Beshore, Esq. (PADC), John Bell, Esq. (PAFB)

2. ACCEPTANCE OF MINUTES:

A. Acceptance of Minutes of the December 5, 2018 Sunshine Meeting.

PRESENTED by: Chairman Barley

MOTION by: Member Van Blarcom

Moved to accept the minutes as attached of the December 5, 2018 Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the January 2, 2019 Sunshine Meeting). **Seconded by Consumer Member Hardbarger. Motion carried without dissent.**

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

Dissenting: None

3. PUBLIC INPUT (PERTAINING TO GENERAL ISSUES:

Mr. Fink stated that John Pierce is taking over his position with PA. Association of Milk Dealers. Mr. Fink will be retiring as of April 1.

4. OLD BUSINESS:

N/A

5. NEW BUSINESS:

1. Hearing Request: Over-Order Premium

PRESENTED by: Chairman Barley

Chairman Barley presented a Hearing Request for an Over-Order Premium hearing from the PA. Association of Dairy Cooperatives.

MOTION by: Consumer Member Hardbarger

Moved to approve the Hearing Request for an Over-Order Premium hearing. **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 that the Board will meet following the meeting to review scheduling, and all members gathered earlier today with Sec. Redding, Dep. Sec. Hostetter, and John Howard, to review Dairy and Agriculture issues, and to discuss thoughts and ideas. No deliberations nor official actions were taken.

7. LEGAL CASE DISPOSITIONS

1. **Rivendale Farms Pittsburgh LLC** Late Hauler monthly report

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented **1. Legal Docket CA-18-017 for Rivendale Farms Pittsburgh LLC** for late hauler monthly report. A consent order was signed and a penalty of \$50.00 was paid.

MOTION by: Member Van Blarcom

Moved to accept the consent order as presented. **(1. Legal Docket CA-18-017 for Rivendale Farms Pittsburgh LLC) Seconded by Consumer Member Hardbarger. Motion carried without dissent.**

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

Dissenting: None

2. **Pequea Valley Farms LLC** Late Dealer Monthly Report

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented **1. Legal Docket CA-18-018 for Pequea Valley**

Farms LLC for late dealer monthly report. A consent order was signed and a penalty of \$100.00 was paid.

MOTION by: Member Van Blarcom

Moved to accept the consent order as presented. **(1. Legal Docket CA-18-018 for Pequea Valley Farms LLC) Seconded by Consumer Member Hardbarger. Motion carried without dissent.**

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

Dissenting: None

8. LICENSE APPLICATIONS:

N/A

9. REMINDERS:

PRESENTED by: Chairman Barley

<u>MEETING (s)</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Sunshine Meeting	Mon. Feb. 4, 2019	1:00 P.M.	309 Ag Bldg.
<u>HEARING (s)</u>			
Cooperative Procurement	January 28-29-30-31	9:00 A.M.	309 Ag Bldg
Costs hearing	February 1st	9:00 A.M.	202 Ag Bldg
Continuation...			

DISCUSSION: Chairman Barley stated that due to unforeseen circumstances the March Sunshine meeting will be changed, and that would also involve the Over-Order Premium hearing. Meetings will be adjusted as needed, but the Board is always open for discussion on setting new dates which work for all. He further stated that the Board and Staff have done a lot of background work on the Producer Termination regulation and will send out the results for comments.

Chief Counsel Eberly stated that the goal is to get comments before the formal proposal submission.

Chairman Barley welcomed all to stop by our Farm Show booth.

10. ADJOURNMENT:

Chairman Barley, hearing no further matters to come before the Board, adjourned the meeting at 1:14 P.M.