

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Milk Marketing Board

MINUTES

SUNSHINE MEETING

March 8, 2019
12:30 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 12:30 P.M. in Room 309 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), Allen Warshaw, Esq. (PFMA), Earl Fink (PAMD), Marvin Beshore, Esq. (PADC), Wendy Yovienne, Esq. (PAMD), John Bell, Esq. (PA Farm Bureau), Ed Schneider (Valley Farms Dairy), Patricia Berger (Legislature Budget & Finance Committee), Stevi Sprenkle (Legislature Budget & Finance Committee), Dean Ellinwood (PADC), John Howard, Esq. (PDA)

2. ACCEPTANCE OF MINUTES:

A. Acceptance of Minutes of the February 4, 2019 Sunshine Meeting.

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to accept the minutes as attached of the February 4, 2019 Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the March 8, 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. Request for a March Special Sunshine meeting.

PRESENTED by: Chairman Barley

DISCUSSION: Chairman Barley proposed to have a Special Sunshine meeting on March 19, at 1:00 P.M.

MOTION by: Member Van Blarcom

Moved to accept the March Special Sunshine meeting as stated. **Seconded by Consumer Member Hardbarger. 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 earlier today with Chairman Barley, Mr. Van Blarcom, Mr. Moyer, and Mr. Zalman to discuss the fee increase regulation, and some scheduling matters, to include the Special Sunshine meeting, along with a few personnel issues. Consumer Member Hardbarger joined the meeting later and discussed a personnel matter. No deliberations nor official actions were taken.

7. LEGAL CASE DISPOSITIONS

1. **Acme Markets Inc** Late Dealer monthly report

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented **1. Legal Docket CA-18-019 for Acme Markets Inc.** 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-18-019 for Acme Markets Inc.) Seconded by Consumer Member Hardbarger. Motion carried without dissent.**

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

Dissenting: None

8. LICENSE APPLICATIONS:

1. Preferred Meals Systems, Inc. Subdealer

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented that Preferred Meals Systems, Inc., 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 schools in Area 1. No bond is required. 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 Preferred Meals Systems, Inc. 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>
<i>Special</i> Sunshine Meeting	Mar 2019		
Regular Sunshine Meeting	Apr 3, 2019	1:00 P.M.	309 Ag Bldg.

Chairman Barley stated that the Special Sunshine meeting will be on March 19, at 1:00 P.M.

<u>HEARING (s)</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Area 5 Cost Replacement	Mar. 11. 2019	10:00 AM	309 Ag Bldg
Area 6 Cost Replacement	Mar. 11, 2019	10:30 AM	309 Ag Bldg
Area 2 Cost Replacement	Apr 3, 2019	10:00 AM	309 Ag Bldg
Area 4 Cost Replacement	Apr 3, 2019	10:30 AM	309 Ag Bldg

10. ADJOURNMENT:

Chairman Barley, hearing no further matters to come before the Board, adjourned the meeting at 12:38 P.M.