

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Milk Marketing Board

MINUTES

SUNSHINE MEETING

October 3, 2018
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 silence.

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

Board Members:

Present: Chairman Robert Barley, Member James Van Blarcom
Consumer Member Carol Hardbarger

Absent: None

Others Present: Doug Eberly, Esq., Andrew Saylor, Esq. Gary Gojsovich (*PMMB*), Marvin Beshore, Esq. (*PADC*), Allen Warshaw, Esq. (*PFMA*), Wendy Yovienne, Esq. (Baker, Donelson), Jay Howes (*PADC*), David Stonesifer, CPA (*PAMD*), John Howard, Esq. (*PDA*), Chip English, Esq. (*DWT*), Earl Fink (*PAMD*), John Pierce

2. ACCEPTANCE OF MINUTES:

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

PRESENTED by: Chairman Barley

MOTION by: Member Van Blarcom

Moved to accept the minutes as attached of the September 5, 2018 Sunshine Meeting. (*Note:* Minutes were prepared and distributed to the Board members for their review prior to the October 3, 2018 Sunshine Meeting). **Seconded by Consumer Member Hardbarger. Motion carried without dissent.**

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

Dissenting: None

B. Acceptance of Minutes of the September 18, 2018 Special Sunshine Meeting.

PRESENTED by: Chairman Barley

MOTION by: Member Van Blarcom

Moved to accept the minutes as attached of the September 18, 2018 Special Sunshine Meeting. (Note: Minutes were prepared and distributed to the Board members for their review prior to the October 3, 2018 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:

Attorney Warshaw mentioned perhaps the moment of silence could have been done in honor of Carl Herbein. Chairman Barley stated that it was done at the September 18, Special Sunshine Meeting, and he reiterated how well respected Carl was by all who knew him.

4.. OLD BUSINESS:

N/A

5. NEW BUSINESS:

1. Pennsylvania Dairy Summit Booth Exhibit - February 5 & 6, 2019

PRESENTED by: Chairman Barley

MOTION by: Consumer Member Hardbarger

Moved to approve the Pennsylvania Dairy Summit Booth Exhibit as presented. **Seconded by Member Van Blarcom. Motion carried without dissent.**

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

Dissenting: None

2. Request for resale price announcement date change

PRESENTED by: Chairman Barley

DISCUSSION: Attorney Eberly explained that the Dealers' petition is for the December resale prices announcement date to be changed, as this would fall on Thanksgiving Day. The Board has an order which allows changes as requested, to be established prior as circumstances dictate.

MOTION by: Member Van Blarcom

Moved to accept the request for resale price announcement date change. **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 that the Board met earlier today with Tim Moyer, Mr. Fink, Mr. Stonesifer, Mr. English, and Ms. Yovienne, partially to provide and receive feedback regarding the Butler Listening session. Also, to lay the ground work for some future workshops which may involve the dealers. There was no discussion about the pending Coop procurement cost hearing. One of the things discussed and reiterated was the concept of the Board’s interest in helping the industry to sell more milk. No deliberations nor official actions were taken.

7. LEGAL CASE DISPOSITIONS

N/A

8. LICENSE APPLICATIONS:

1. J & L Poultry Ranch Inc. Subdealer

PRESENTED by: Attorney Saylor

DISCUSSION: Attorney Saylor presented that J & L Poultry Ranch Inc. has submitted an application for a subdealer license, for 2018-2019. Applicant will purchase packaged milk/cream products from an out of state dealer. Applicant will sell to restaurants and stores 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 J & L Poultry Ranch 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>
Sunshine Meeting	Mon – Nov. 5, 2018	1:00 P.M.	309 Ag Bldg.
<u>HEARING (s)</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Cooperative Milk	Mon – No. 5, 2018	10:00 A.M.	309 Ag. Bldg
Procurement Costs	Tues/Wed. Nov. 6 & 7	TBD	Susquehanna Room Farm Show Complex
Continuation...	Thurs. Nov. 8	TBD	Game Commission Auditorium 201 Elmerton Av – Hbg
Continuation...	Fri. Nov. 9	TBD	309 Ag. Bldg

Consumer Member Hardbarger stated that there are now just under 500 subscribers for the PMMB Newsletter. She thanked everyone who has helped in that effort, and if anyone is interested they just need to send her an email.

Chairman Barley announced that Steven Zalman has been promoted to Director of Enforcement and Accounting, as of October 13.

10. ADJOURNMENT:

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