



Montana Board of Livestock Conference Call Minutes

November 5, 2018

MT Department of Livestock Board Room #319
Helena, Montana

Board Members Present

John Scully, Vice-chair (cattle producer)

Nina Baucus (cattle producer)

Ed Waldner (swine producer)

Brett DeBruycker (cattle producer)- **joined meeting final 2 minutes of Executive Session**

John Lehfeldt was not present

Lila Taylor (cattle producer)

Sue Brown (dairy and poultry)

Staff Present

Mike Honeycutt, EO

Brian Simonson, Deputy EO

Dan Turcotte, Milk & Egg Bureau

Donna Wilham, Adm. Assistant to EO

Dr. Marty Zaluski, State Veterinarian

Public Present

Rob Stutz, Legal Services Division

MEETING CALLED TO ORDER

3:03 PM

Vice-Chairman John Scully called the conference call to order at 3:03 PM

ROLL CALL

3:03 PM

John Scully conducted a roll call of all present:

- All BOL members were present except for Chairman John Lehfeldt and Brett DeBruycker
- Staff present were Mike Honeycutt, Brian Simonson, Dr. Marty Zaluski and Donna Wilham
- The one member of the public present was DOL Legal Counsel Rob Stutz

LEGAL DISCUSSION REGARDING COREMARK DECISION

3:04 PM

John Scully stated the reason for the conference call:

- Legal Counsel had notified the DOL that a decision had been made in the Coremark vs the Montana Department of Livestock case
- The BOL was required to act on the decision
- After being asked if there was any other posted business by Mr. Scully, Mr. Honeycutt said there was none
- Mr. Scully requested that the BOL, staff present (except for Donna Wilham) and Counsel go into Executive Session to discuss legal strategy and hopefully make a final decision

3:07 PM EXECUTIVE SESSION

3:55 PM RECONVENE

LEGAL DISCUSSION REGARDING COREMARK DECISION CONTINUED

3:55 PM

John Scully took another roll call after reconvening:

- All BOL members were present except for Chairman John Lehfeldt
- Staff present were Mike Honeycutt, Brian Simonson, Dan Turcotte and Donna Wilham
- The one member of the public present was DOL Legal Counsel Rob Stutz

John Scully called for any further discussion:

- Brett DeBruycker said that he had only gotten in on the final two minutes of the Executive Session and so he would be abstaining from voting on any motion

MOTION/VOTE

3:56 PM

Nina Baucus moved that Mike Honeycutt, Rob Stutz and Dan Turcotte meet with Coremark to discuss interpreting the rules and allowing multiple dates. Ed Waldner seconded. Ayes from Ed Waldner, Lila Taylor, Nina Baucus, Sue Brown and John Scully. Brett DeBruycker abstained. The motion passed.

- John Scully reiterated to Brett DeBruycker that the motion basically took the third option with Dan Turcotte present in interpreting all the rules, not just the one

John Scully reminded the BOL that the Lab Building Committee meeting was scheduled for 9:00 am on Friday, November 9, 2018 in the BOL Conference Room and that Lila Taylor, Sue Brown and he would be representing the BOL at that meeting

PUBLIC COMMENT ON NON-AGENDA ITEMS

3:55 PM

John Scully called for any public comment on non-agenda items, but had no response

MOTION/VOTE

3:59 PM

Lila Taylor moved to adjourn the conference call. Ed Waldner seconded. The motion passed.

MEETING ADJOURNED

3:59 PM



John Scully, Vice-Chairman