

Montana Board of Milk Control
Meeting Minutes – Time Stamp Record to Accompany Meeting Recording

December 3, 2015 12:00 p.m.
 Montana State Capitol Building - Room 152
 1301 E. 6th Avenue, Helena, Montana

Agenda may change up to 48 hours prior to the meeting.
 Latest version of agenda will be posted at <http://www.liv.mt.gov/mc/public.mcpX>

PUBLIC MEETING

Call to Order

Chairperson Scott Mitchell called the meeting to order at 12:04 p.m. in Room 152 at the Montana State Capitol Building, 1301 E. 6th Avenue, Helena, Montana.

Attendance

Board Members:

	Present	Absent
W. Scott Mitchell, Chair	X	
Jerry A. Weissman, Vice Chair	X	
R. James Parker	X	
Erik Somerfeld	X	

Montana Department of Livestock Staff:

Chad Lee, Bureau Chief, Milk Control Bureau
 Mark Curtis, Dairy Accountant, Milk Control Bureau
 Rob Stutz, Montana Department of Justice, Agency Legal Services (attorney representing the Montana Department of Livestock)

Guests:

Rob Adamson, Meadow Gold
 David Miller, Montana Correctional Enterprises Dairy / Producer Committee,
 Ruben Wurz, Producer Committee
 Ike Wurz, Montana Milk Producers Association

AGENDA ITEM		TIME STAMP	
ROLL CALL & INTRODUCTIONS		2:45 – 4:00	
I. MINUTES			
A. Executive Session	I.A	1:00 – 1:48	
Motion: Mr. Weissman moved and Mr. Somerfeld seconded the motion to approve the written minutes of the executive session. The motion carried. All members voted in favor.	Motion	1:30 – 1:48	
B. Regular Session	I.B	1:48 – 2:42	
Motion: Mr. Parker moved and Mr. Somerfeld seconded the motion to approve the Time Stamp Document and audio recording minutes of the October 13, 2015 Board of Milk Control meeting. The motion carried. All members voted in favor.	Motion	2:23 – 2:45	

AGENDA ITEM	TIME STAMP
II. UNFINISHED BUSINESS & GENERAL ORDERS	
<p>A. Proposal to Amend ARM 32.23.301 (Fiscal Year 2017 Assessment Rates)</p> <p>Motion: Mr. Somerfeld moved and Mr. Weissman seconded the motion to initiate the rulemaking set forth in the ARM Notice 32-15-269 presented, setting assessment rates for the fiscal year 2017 to be \$0.07/cwt for producer-distributors, \$0.035/cwt for producers, and \$0.035/cwt for distributors, approving the substantive language and allowing for nonsubstantive modifications. The motion carried. All members voted in favor.</p>	<p>II.A 4:00 – 37:45</p> <p>Motion 31:16 – 37:45</p>
<p>B. Proposal to Amend ARM 32.24.506 & 32.24.511 (Pooling Plan Definitions & Producer Committee)</p> <p>Motion: Mr. Somerfeld moved and Mr. Parker seconded the motion to amend the proposed rule change as indicated by counsel. On page two [of the draft notice of proposed rulemaking MAR 32-15-270], subsection (2), starting with “pool dairyman as defined in ARM 32.24.511”; strike “as defined in ARM 32.24.511”. On page four, subsection (7), starting with “A majority”; underline “majority.” The motion carried. All members voted in favor.</p> <p>Break (1:38 p.m. – 2:01 p.m.)</p> <p>Motion: Mr. Somerfeld moved and Mr. Parker seconded the motion to initiate the rulemaking set forth in the draft MAR Notice 32-15-270 presented to amend pooling plan definitions and producer committee rules, approving the substantive language and allowing for nonsubstantive modifications as amended at today’s board meeting. The motion carried. All members voted in favor.</p>	<p>II.B 37:45 – 2:04:07</p> <p>Motion 1:07:58 – 1:08:22</p> <p>Break 1:34:12 – 1:57:20</p> <p>Motion 2:03:00 – 2:03:44</p>
III. NEW BUSINESS	
<p>A. Milk Control Bureau Report (Chad Lee)</p>	<p>III.A. 2:04:07 – 2:21:25</p>
IV. OTHER NEW BUSINESS	<p>IV. 2:21:25 – 2:38:12</p>
V. PUBLIC COMMENT	<p>NONE</p>
<p>VI. ADJOURNMENT</p> <p>Chair Scott Mitchell tentatively scheduled the next board meeting to begin at 12:00 p.m. on February 3, 2016 in Helena, Montana.</p> <p>Motion: Mr. Parker moved and Mr. Weissman seconded a motion to adjourn. The motion carried. All members voted in favor.</p> <p>Mr. Mitchell adjourned the meeting at 2:55 p.m.</p>	<p>VI. 2:38:12 – 2:52:06</p> <p>Motion 2:51:56 – 2:52:06</p>

Time stamps were recorded during the meeting and reviewed and adjusted by bureau staff.

REVIEWED BY
(Initials):

MC Mark Curtis, Dairy Accountant, Milk Control Bureau

CL Chad Lee, Bureau Chief, Milk Control Bureau

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WELCOME

ROLL CALL & INTRODUCTIONS

W. Scott Mitchell, Chair
Jerry A. Weissman, Vice-Chairperson
Jim Parker
Erik Somerfeld
Montana Department of Livestock Staff
Guests

I. MINUTES

II. UNFINISHED BUSINESS & GENERAL ORDERS

- A. Proposal to Amend ARM 32.23.301 (Fiscal Year 2017 Assessment Rates)
- B. Proposal to Amend ARM 32.24.506 & 32.24.511 (Pooling Plan Definitions & Producer Committee)

III. NEW BUSINESS

- A. Milk Control Bureau Report (Chad Lee)

IV. OTHER NEW BUSINESS

V. PUBLIC COMMENT

VI. ADJOURNMENT