

**Montana Board of Milk Control Zoom / Telephonic Meeting Minutes – Time Stamp Record
to Accompany Meeting Recording**

March 25, 2021 9:00 a.m.

Physical Location of Meeting: Montana Dept. of Livestock Board Room #319, 301 N. Roberts, Helena, Montana

PUBLIC MEETING

Call to Order

Chairperson Ken Bryan called the meeting to order at 9:09 a.m.

Attendance

Board Members:

	Present	Absent
Ken Bryan, Chair	X	
Brian Beerman	X	
Staci Ketchum	X	
W. Scott Mitchell	X	
Travis Stroh	X	

Montana Department of Livestock Staff:

- Mike Honeycutt, Executive Officer, Department of Livestock
- Chad Lee, Bureau Chief, Milk Control Bureau
- Mark Curtis, Dairy Accountant, Milk Control Bureau
- Dale Haylett, Systems Administrator, IT Bureau
- Lindsey Simon, Montana Department of Justice, Agency Legal Services (attorney representing the Montana Department of Livestock)

Guests: (some identified during roll call, others identified through Zoom data collection)

- Rob Adamson, Dairy Farmers of America
- Lillian Andersen, Skattum Dairy, Producer
- Susan Brown, Montana Board of Livestock Dairy/Poultry Industry Representative
- Julia Connelley, Legislative Audit Division
- Sam Hofer, Surprise Creek Colony, Producer
- Mike Ragsdale, Darigold
- Steve Stout, Dairy Farmers of America
- Elizabeth Williams, Darigold
- Andy Wipf, Martinsdale Colony, Producer

AGENDA ITEM	TIME STAMP
ROLL CALL & INTRODUCTIONS	00:00 – 20:30
I. MINUTES Motion: Mr. Mitchell moved and Mr. Beerman seconded a motion to approve the Time Stamp Document as written for the audio recorded minutes of the October 27, 2020 Board of Milk Control meeting. The motion carried. All members voted in favor.	I. Motion 19:25 – 20:26
II. NEW BUSINESS	II. 20:30 – 2:16:40
A. Board Orientation Note: An internet outage delayed the beginning of agenda item II.A.1. 1. Introduction to Montana Milk Market Regulation Purpose/Justification How milk market regulation is accomplished in Montana Components of Montana Milk Market Regulation (with industry comment on out-of-state surplus milk sales by Rob Adamson and Mike Ragsdale: 41:09 – 44:50) 2. Operation of the Board Meetings - Calling of Meetings Motion: Mr. Beerman moved and Mr. Mitchell seconded a motion to adopt the Milk Control Bureau’s recommendations that: only the Chair may call a meeting of the Board of Milk Control and that at least one meeting be scheduled each year in the months of October – January to consider rulemaking to change milk control assessment rates, the process of which must be completed by April 1 prior to the fiscal year the assessment rates apply. The motion carried. All members voted in favor. 2. Operation of the Board (continued) Meetings – Montana Open Meeting Law Meetings – Presiding Officer Meetings – Quorum Meetings – Majority Vote Require for Action Meetings – Roberts Rules of Order Vice Chair / Chair Pro Tem Motion: Mr. Mitchell moved and Ms. Ketchum seconded a motion that the board establish a policy that allows board members to elect a Chair Pro Tem to preside over a meeting called by the Chair if the Chair is absent and a quorum exists. The motion carried. All members voted in favor.	II.A. 20:30 – 1:59:05 II.A.1 26:34 – 44:56 26:58 – 30:49 30:49 – 31:19 31:19 – 44:56 II.A.2 44:56 – 1:40:08 45:10 – 47:15 Motion 46:18 – 47:15 II.A.2 (continued) 47:15 – 51:24 51:24 – 51:40 51:40 – 53:02 53:02 – 53:39 53:39 – 54:33 54:33 – 1:00:18 Motion 1:00:17 – 1:01:02

AGENDA ITEM	TIME STAMP	
<p>2. Operation of the Board (continued)</p> <p> Compensation Ex Parte Communication Attached Agency Relationship with Dept. of Livestock Legislation Budget Administrative Rule Rulemaking Process</p> <p>Break – not recorded (10:48 a.m. – 10:52 a.m.)</p> <p>3. Walkthrough of Monthly Milk Price Regulation Regimen</p> <p> Price Announcement Month of Production Pool Handler Advance Payment (to producers) Distributor Reports Bureau Quota/Excess Price Calculation and Bureau Notice of Minimum Prices and Required Payments Auditing of distributor reports, calculations, payments</p>	<p>II.A.2 (continued)</p> <p>II.A.3</p>	<p>1:01:18 – 1:04:10 1:04:10 – 1:06:50 1:06:50 – 1:12:07 1:12:07 – 1:19:20 1:19:20 – 1:26:03 1:26:03 – 1:39:33</p> <p>1:40:08 – 1:59:05 1:41:00 – 1:46:26 1:46:27 – 1:46:39 1:43:39 – 1:47:12 1:47:12 – 1:48:50 1:48:50 – 1:57:43 1:57:43 – 1:59:05</p>
<p>B. Introduction to Issues on the Horizon</p> <p>Implementation of SB 131 (if signed into law)</p> <p>Motion: Mr. Mitchell moved and Mr. Beerman seconded a motion to instruct the bureau to work with legal counsel to prepare a rulemaking proposal that would implement SB 131 in the event it becomes law and circulate unapproved draft language to the Montana dairy industry to provide it opportunity for pre-proposal comment before being brought to the board for it to consider and propose.</p> <p>The motion carried. All members voted in favor.</p> <p>Analysis regarding proceeds received for surplus milk sold in bulk to affiliated businesses</p> <p>Performance Audit</p>	<p>II.B.</p>	<p>1:59:05 – 2:10:21 1:59:05 – 2:04:00 2:02:15 – 2:04:00 2:04:00 – 2:06:18 2:06:18 – 2:10:21</p>
<p>C. Producer Committee – Appointment Ratification</p> <p>Motion: Ms. Ketchum moved and Mr. Mitchell seconded a motion to ratify the appointment of David Miller to serve on the Producer Committee for the 2020 – 2021 term as a committee member delivering milk to Darigold - Bozeman.</p> <p>The motion carried. All members voted in favor.</p>	<p>II.C.</p>	<p>2:10:21 – 2:16:40 2:14:24 – 2:15:01</p>
<p>III. OTHER NEW BUSINESS (Brian Beerman – question about comparative plant blend prices / utilization values)</p>	<p>III.</p>	<p>2:16:40 – 2:18:52</p>

<p>IV. PUBLIC COMMENT ON NON-AGENDA TOPICS *</p> <p>Greeting from Mike Honeycutt, Executive Officer of the Montana Department of Livestock</p> <p>Inquiry from Rob Adamson regarding an individual plant's ability to call for milk. Chad Lee responded, identifying ARM 32.24.524 <i>Required Utilization of Milk Sourced from Montana Dairies</i> as the applicable administrative rule pertaining to the question. Brian Beerman made inquiries and comments.</p>	<p>IV. 2:18:52 – 2:30:50</p> <p>2:19:12 – 2:20:25</p> <p>2:20:25 – 2:30:29</p>
<p>V. ADJOURNMENT</p> <p>Motion: Mr. Beerman moved and Mr. Mitchell seconded a motion to adjourn.</p> <p>The motion carried. All members voted in favor.</p> <p>Mr. Bryan adjourned the meeting at 11:44 a.m.</p>	<p>V. 2:30:50 – 2:31:34</p> <p>Motion 2:31:05 – 2:31:27</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

CPL Chad Lee, Bureau Chief, Milk Control Bureau

Montana Board of Milk Control
Zoom / Telephonic Meeting Agenda

March 25, 2021 9:00 a.m.

Physical Location of Meeting: Montana Dept. of Livestock Board Room #319, 301 N. Roberts, Helena, Montana

Agenda may change up to 48 hours prior to the meeting.

Latest version of agenda will be posted at <http://liv.mt.gov/Attached-Agency-Boards/Milk-Control/Public-Notices>

Due to COVID-19 restrictions, the Board and the public are asked to join this meeting via Zoom.

- If you have the technology, we encourage you to access the meeting by Zoom to see shared documents and see other participants for a better meeting experience.
- If you cannot participate by Zoom, you can participate telephonically.

For Zoom or telephone log-in information, please email chlee@mt.gov or mcurtis@mt.gov or call 406-444-4300 or 406-444-3828

WELCOME

ROLL CALL & INTRODUCTIONS

Ken Bryan, Chair

Brian Beerman

Staci Ketchum

W. Scott Mitchell

Travis Stroh

Montana Department of Livestock Staff

Guests

I. MINUTES (OCTOBER 27, 2020 MEETING)

II. NEW BUSINESS

A. Board Orientation

1. Introduction to Montana Milk Market Regulation
2. Operation of the Board
3. Walkthrough of Monthly Milk Price Regulation Regimen

B. Introduction to Issues on the Horizon

C. Producer Committee – Appointment Ratification

III. OTHER NEW BUSINESS

IV. PUBLIC COMMENT ON NON-AGENDA TOPICS

V. ADJOURNMENT