

October 23, 2014  
Maine Milk Commission Meeting Minutes  
Deering Building, Room 233  
Augusta, Maine 04333

Notices for the October 23, 2014 meeting were distributed to Commission members, intervenors and other interested parties on September 18, 2014 and sent to the Secretary of State's Office for posting on September 18, 2014.

**Commission Present:** Mike Wiers, Colon Durrell, Richard Cook, Stanley Millay and Matt Randall, *ex-officio*

**Commission Absent:** None

**Department Officials:** Josh Panek, Resource Administrator, Ellis Additon, Bureau Chief, Division of Agriculture

**Staff Present:** Tim Drake, Executive Director, Audrey Shorty, Resource Administrator and Carol Gauthier, Office Associate

**Legal Counsel:** Lauren Parker

Lauren informed the members that the new Chapter 27 Retail Margins are effective as of October 11<sup>th</sup>.

**Others Present:** Tom Brigham and James Lesser of Oakhurst Dairy, John Blake, H.P. Hood, Julie-Marie Bickford and Dale Cole of MDIA, Douglas Carr, of Carr Consulting, Clayton Davis, DFA/DMS, Marc Lessard and Michelle Leczynski, Delhaize America, Mary Frank, member of the public.

Chairman Wiers called the meeting to order at 10:36 a.m.

**Agenda Item 1: Minutes:** Colon Durrell made a motion to accept the minutes of the September 18, 2014 meeting, Richard Cook seconded the motion. Motion passed 3-0.

**Agenda Item 2: Lauren Parker, Assistant Attorney General:**

**Agenda Item 3: Minimum Prices:**

Tim Drake reported that a prevailing premium of \$1.10/cwt. on Class I for November 2014, Dairy Marketing Services (DMS) and AgriMark Co-op had been reported. In addition to this premium, DMS and AgriMark reported that an additional \$0.43/cwt for milk that comes from producers who do not treat their cows with the rBST hormone will be in effect. Federal Order One Class I price for November is \$27.31, a decrease of \$0.13/cwt. He explained that a schedule was prepared using this information plus a producer cost of production adjustment (COPA) of \$1.16/cwt. He stated that this price schedule was for informational purposes and that the Commission was not bound to it, and should make their pricing determination after hearing testimony.

Chairman Wiers asked for testimony.

There was none.

Stan Millay made a motion to accept order #11-14 with a producer margin of \$1.16/cwt.

Richard Cook seconded the motion.

Chairman Wiers called for a vote on the motion. The motion passed 4-0.

**Agenda Item 4: Maine Monthly Price Survey:** The Commission reviewed the Maine price survey for October 2014 which showed retail prices for Augusta, Scarborough, South Portland, Brunswick, Biddeford, Bangor and Brewer. The IAMCA survey for August 2014 was also reviewed.

**Agenda Item 5: Next Scheduled Meetings:**

- November 20, 2014, 10:30 a.m.  
Room 233, Department of Agriculture, Conservation and Forestry, Augusta ME
- December 18, 2014, 10:30 a.m.  
Room 319, Department of Agriculture, Conservation and Forestry, Augusta ME
- January 14, 2015, 10:00 a.m.  
TBA
- January 22, 2015 10:30 a.m.  
Room 319, Department of Agriculture, Conservation and Forestry, Augusta ME
- February 19, 2015 10:30 a.m.  
Room 233, Department of Agriculture, Conservation and Forestry, Augusta ME

**Agenda Item 6: Other:**

1. **Monthly Financial Report:** The financial report FY15 was reviewed.
2. **Oakhurst Coupons:** Tom Brigham and Douglas Carr asked the Commission to postpone any discussion of this case until the November meeting to give them and staff time to negotiate a settlement for the Commission's approval. The Commission voted 4-0 to postpone any action on this matter until the November 20<sup>th</sup> meeting. Staff was instructed to work with A.A.G. Lauren Parker, Tom Brigham and Douglas Carr to craft an acceptable consent agreement.

**Agenda Item 7: Executive Session:** None

**Adjourned:** Adjourned; 10:45 a.m. October 23, 2014.  
Tim Drake, Maine Milk Commission