

COMMISSION MEETING HELD December 17, 2008

Minutes of the meeting of the Commission, held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, in room 220, Richmond, Virginia.

**THE COMMISSION:**

PRESENT: Judy Barnard, Commissioner; John Cutler, Commissioner; Susan Stanley, Commissioner; Yolanda Macklin Crewe, Commissioner; Carol Jones, Commissioner; Fred Calvert, Commissioner; Edward Titmus, Chairperson; Rodney L. Phillips, Administrator; Shella Tillery, Administrative Assistant; Dirk Holcomb, Dairy Accountant; Michael Myatt, Cooperative Milk Producers Association; and Allen O'Hara, Maryland & VA M.P.A.

Edward Titmus called the meeting to order at 10:00 a.m.

Edward Titmus asked if there were additions or corrections to the previously distributed May minutes. The minutes were accepted as written.

The Administrator gave a review of Class I sales summary and adjacent market prices.

Commission staff held technical hearings and/or tele-conference interviews with various firms applying for distributor licenses on all Virginia markets. The applicants all agreed to comply with the Rules and Regulations of the Commission and there being no other evidence to the contrary the Administrator recommended the granting, canceling &/or issuing of licenses as indicated below. Fred Calvert made a motion to accept all the following changes, seconded by John Cutler effective January 1, 2009. Motion carried.

**Issue:**

<u>License No.</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
325.000.1	PGD	Dean Foods t/a Garelick Farms 1199 West Central Street Franklin, MA 02038	Steve Tedesco	All

<u>License No.</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
239.001.3	NPGD	Sysco Food Services of Knoxville, LLC. 900 Tennessee Avenue Knoxville, TN 37921	Greg Moats or	All

<u>Cancel</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
238.001.2	SD	B. Green & Co., Inc 1300 S. Monroe Street Baltimore, MD 21230	Eelyn Sauter	All

**Amend:**  
**From:**

<u>Amend</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
230.000.1	PGD	Mayfield Dairy Farms Inc P.O. Box 310 Athens, TN 37371-0310	Mark Cox	All

<b><u>To:</u></b>				
<b><u>Amend</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Company Rep.</u></b>	<b><u>Markets</u></b>
230.000.1	PGD	Mayfield Dairy Farms LLC P.O. Box 310 Athens, TN 37371-0310	Mark Cox	All

**Amend:**  
**From:**

<b><u>Amend</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Company Rep.</u></b>	<b><u>Markets</u></b>
229.002.2	SD	Supreme Foods Inc P.O. Box 2859 La Crosse, WI 54602-2859	Vickie Ciokiewicz	All

<b><u>To:</u></b>				
<b><u>Amend</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Company Rep.</u></b>	<b><u>Markets</u></b>
229.002.2	SD	Reinhart Food Service L.L.C. dba Supreme Foods 1201 Progress Road Suffolk, VA 23434 (Mailing add: P.O. Box 2859 La Crosse, WI 54602-2859)	Vickie Ciokiewicz	All

The Commission considered 2Vac 15-20-100 3 G (2) requirement to review the percentages for delivery cost each December. Having heard the analysis by staff and upon a motion by John Cutler and seconded by Carol Jones the following changes were unanimously approved.

	Prior	Effective 1/2009
More than 99 cases per delivery-Platform cost x	1.1007 (10.07%)	1.0987 (9.87%)
From 14 to 99 cases per delivery-Platform cost x	1.1864 (18.64%)	1.1826 (18.26%)
Less than 14 cases per delivery-Platform cost x	1.3727 (37.27%)	1.3651 (36.51%)

The Commission considered changes to 2VAC 15 -20- 90, 110, 120 as a result of the recodification of 3.1 to 3.2. References to 3.1 were in the regulations 90, 110 and 120 and the changes were to reference the current code citation. On a motion by Fred Calvert and seconded by Yolinda Macklin Crewe approved to adopt the changes and instruct the Administrator to complete the appropriate filings.

The next Commission meeting will be held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, 102 Governor Street Richmond, Virginia in room 220, February 18, 2009, starting at 10:00 a.m.

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Chairperson

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Administrator