

NDWCA BOARD MEETING MINUTES

Ramada Inn, Bismarck

January 7th & 9th, 2019

Yet to be Board Approved

President Katie Clyde called the meeting to order at 4:05 pm. Introductions. Members present were: Joan Lorge, Brent Nelson, Gary Hartman, Chelsey Penuel, NDDA, Richard Weisz, NDDA, Bill Walker, Katie Clyde, Jamen Windish, Leon Pederson, Ron Manson, Derrill Fick, Cody Schnabel, and Merlin Leithold, executive secretary.

Guests present: Stan Wolf, Cass County, Rick Schmidt, Area IV director elect, Kent Luttschwager, ND Game & Fish, and Ag. Commissioner Doug Goehring

Additional agenda items were: None

Merlin mentioned that due to the Federal Government shutdown, Dave Hirsch cannot attend the board or annual meetings of the association.

Minutes: The September minutes were reviewed. Correction: On page 6, concerning the website, the minutes say Damen, should say Jamen. Merlin will make the necessary corrections. Joan moved to approve the minutes as corrected. Jamen seconded the motion. **M/C**

Financial Report: The financial report was reviewed. Gary moved to accept the financial report. Cody seconded the motion. **M/C**

Budget: The proposed budget for 2019. Discussion. Gary brought up the question on executive secretary salary. He would like to see some sort of raise, possibly around \$50/month. Motion died to lack of second. Gary made a motion to that effect. Gary asked Merlin when his salary was raised. Merlin indicated that he was at the same salary as Becky was at when he took over the position. Merlin also reminded the board that they did offer him an increase after his first year, but he asked to stay the same, due to budget constraints at that time. Merlin will be finishing his 6th year as secretary in March. After some discussion, Bill moved that we raise the budget 1% or \$75/month equals \$900/year, raising the line item on the budget to \$8,100, and send the amended proposed budget to the business meeting for final consideration. Gary seconded the motion. **M/C**

Resolutions: None brought up at the area meetings

Committee Reports:

Education Committee Report: Derrill Fick, chairman. Poster Contest. 5 different schools submitted posters to be voted on. Board will narrow them down before putting them out for voting by the membership. Jamen spoke on the banners, to add three more banners for the areas, two for Palmer amaranth, and one of Dr. Rod Lym's biocontrol poster. These will cost us \$1,840, with the NDDA matching grant of \$1,400. Jamen will put it out on list serve once they are finalized, allowing counties to purchase some as well. They will again be run through Stutsman County.

Convention Report: Merlin went over the convention booklet, times and schedules. We have two weed warrior awards, and one lifetime achievement award this year. The plaques have been changed to have a Leafy spurge and Canada thistle plant on them. As far as the annual business meeting, we have one nominee for 2nd vice president, Travis Jepson, from Stark County, Area V. Also, Leon brought up at the Area meeting in Devils Lake, changing the bylaws to have a roll call of voting members at the beginning of the annual business meeting. It is on the agenda, and we will try it this year. Mayor of Bismarck, Steve Baaken will be in on Wednesday morning. LAP panel will be on the NDDA program. Covered that with Dr. George Beck, rep from Alligare. He is also retired professor of weed science from Colorado State University. He will speak mainly on Colorado weed issues. John Nowatski, NDSU, can not make it due to his sister passing away. Registrations are slightly down this year, but banquet tickets are up. Linebenders, comedy group from Fargo, is our entertainment.

Derrill mentioned that there will be an award given to Jerome Boehm, immediately following our awards, from the Wright Brothers Aviation, for over 50 years having a pilot's license without an incident.

Legislative – Leon said that looking at the bills, he has not found anything pertaining to us, other than our bill. On Friday, there is a joint hearing on Project Safe Send. The department budget will be next week. Merlin has not heard from Rep. Johnson, if we have a number on our bill. Merlin also mentioned that the ND Stockmen's Association has gone on record in support of funding noxious weed control at the present level.

Agency Reports:

NDDA: Richard stated that the commissioner should be at the board meeting shortly. LAP allocations went well. The department will still reallocate to 25 counties but have less than \$70,000 left to do so. US Forest Service Grants received another one, possibly one more, so send in your proposals. The commissioner will update you further. Chelsey will be hosting an informal weed free forage get together tomorrow morning at 7:15 for inspectors and whoever else would like to be an inspector or interested in the program. Will have it in the breakfast area of the hotel.

Industry: Bill Walker gave an update. Not a lot of changes since the area reports.

Over the past few months there has been a flurry of activity in the pesticide industry.

*CORTEVA (formally Dow AgroSciences/DuPont)

Milestone Herbicide - will have the same government programs and pricing in 2019 as was in 2018, \$277.00 per gallon for 2.5 - gallon containers and \$70.75 per quart, non-government Milestone pricing has remained stable and is still a manufacturer price set product. Milestone is set to go off patent the middle of 2020.

Tordon 22K Herbicide - will remain stable as it looks for now going into 2019, CORTEVA has left the special government pricing in place in North Dakota so we should see no changes there.

Freelexx Herbicide - pricing has increased (about 18%), CORTEVA has said that some of the components used in formulation has increased so pricing is up, currently it looks like pricing could be up as much as \$3.00 to \$4.00 per gallon higher going into 2019. (Honestly, I really don't understand this one).

Opensight Herbicide - pricing has drop just a bit, was at \$87.50 per pound and now is \$84.00 per pound for 2019 and it is still a manufacturer price set product.

Most all their other products are showing 3% to 5% increases going from 2018 to 2019 and these prices became effective October 1, 2018 for the 2019 year.

CORTEVA will be talking about some new products they are launching at this year's meeting as well.

*BAYER (and now Monsanto as well — who is owned by Bayer)

Method 240 SL Herbicide — pricing will remain the same for 2019 from 2018 pricing, no price increases, 2.5 - gallon containers \$318.72 per gallon and quart containers are \$91.52 per quart, this product is agency priced by the manufacturer.

Labeling on the Method 240 SL Herbicide has remained the same as before with the supplemental labeling making allowances for applications on right-a-ways that transect grazed sites with no grazing restrictions on these, still has "NO" haying labeling regardless of site including the right-a-ways that would transect these and still has no open grazing site labeling as well.

The supplemental labeling on the Method 240 SL is set to expire June of 2020 so we have a little more time on that.

** *In conversations with Bayer they have not made much progress with EPA beyond the current supplemental labeling to bring this product into broader usage in grazed areas.

Esplanade 200 SC Herbicide - will see a price increase as of January 1, 2019, product is used mostly for bareground so it really does not affect many of you, pricing will go from \$1,113.60 per gallon to \$1,169.92 per gallon in 2.5-gallon containers and from \$309.76 per quart to \$318.72 per quart starting January 1, 2019, any product purchased and delivered before January 1, 2019 will get the 2018 pricing.

Escort XP, Telar XP. Esplanade EZ — will all see some price increases from 5% to 7% and in some cases a bit higher, Bayer like so many others are blaming increased tech product costs from producers and suppliers (we will get more into that in a few minutes).

Perspective Herbicide — Bayer is no longer producing and I believe the market has dried up of any product available.

Streamline Herbicide - is no longer produced and there is none in the market, the product is gone.

Bayer is looking at and working on a couple of new products;

Invora - which will be a mixture of Triclopyr and Aminocyclopyrachlor (Method 240 SL), plan is to possibly get this product into the range and pasture markets, much more will be discussed at the annual meeting as Bayer is supposed be doing a presentation on this product.

I a meeting with Bayer we had quite a discussion on this (why Invora) and not just make a strong push to get Method 240 SL with a grazing label and then, later push it towards a haying label (they had no really good answer) other than EPA.

Plainview Herbicide — combination of Esplanade 200 SC, Method 240 SL Herbicide and Arsenal Herbicide, this product will be targeted for bareground and will be a liquid bareground product, still working on this one as well.

*BASF — We have seen some information from BASF, in the past couple of years they have been stable on pricing or slight increases and this year is no exception to that.

Arsenal — looks like it has remained stable in pricing, generic pressures dictate pricing here.

Overdrive — is showing some price increases due to increased costs of dicamba, about 2.5% or so.

Plateau — is showing a possible 2% price increase over 2108, off shore technical material for production should not affect the Plateau as it is all made in a US location anyway (Porta Rico).

*NuFarm

NuFarm is trying to move somewhat into the game again, in discussions with NuFarm we are seeing them move a few more products into these markets.

NuFarm has been basic in 2,4-D products for many years, much of the 2,4-D information we have been getting has been from NuFarm and they are telling everybody expect price increases on these (2,4-D / phenoxy) types of products., 10% to as high as 20% plus on some products.

The higher increases will be seen on products coming from off-shore suppliers or companies getting their technical products for manufacturing from off-shore companies.

E-2 Herbicide — many of you have use this product in select areas for various weed control and helping with Kochia control as well as Leafy Spurge and other noxious weeds, NuFarm this year has made E-2 a manufacturer price set product, pricing is set at \$42.00 per gallon, this pricing will be somewhat up, new pricing is in effect.

AquaSweep Herbicide - a good choice for some aquatic weed problems as well as some brush problems — this is a mixture of triclopyr and 2, 4-D Amine, full aquatic labeling and is a manufacturer price set product, pricing is Manufacturer price set at \$48.00 per gallon, this pricing will be somewhat up and new pricing is in effect.

Piper Herbicide — is targeted at bareground applications and should help on some resistant species as well, Manufacturer price set product and is set at \$96.00 per pound, not a standalone but good tank mixed with other products

Payload Herbicide — targeted at bareground, is price set at \$70.00 per pound, Manufacturer price set.

Clipper SC Herbicide Clipper SC Herbicide is an aquatic labeled Payload Herbicide, excellent for bareground applications to rip rap sites and other sites close to aquatic sites, also has aquatic weed labeling as well for actual in water usages, product is manufacturer price set and is priced at \$680.00 per gallon

Razor Xtreme Herbicide — 6# per gallon glyphosate, fully loaded with surfactant, this product has all Industrial, Right away, turf and ornamental labeling needed, pricing from what we are hearing will be about \$21.00 per gallon range.

*2,4-D Products, Dicamba Products and Glyphosate Products:

We have seen substantial price increases already and have been warned about substantial price increases coming across the board on these products and associated products as the Agricultural application starts.

Much of the 2,4-D products information has been coming from NuFarm who is one of the largest basics in phenoxy production in the US as well as other countries.

Currently about 10% has been the low-price increases with these slowly raising as the 2018 year went and as we get into 2019.

We have seen some price increases already as high as 25% on amines and 32% on esters, (these are mainly from suppliers that are getting their technical material and finished products off shore (China and others/non-favored trade nations).

What's Driving This:

1. Chinese Manufacturers are now responsible for their waste products from the manufacture of their products, Chinese EPA has cracked down on the disposal waste and the manufacturers can no longer just dump their waste product from manufacturing anywhere they want, this is now driving up costs across the board in China and driving up costs of offshore products as well.
2. Many were blaming the possibility of new Tariffs but that is not as much the case as the disposal issues of manufacturing waste in China and the crack down on the manufacturing, Tariffs have increased so far about overall and not all Tariffs have been targeted towards agricultural products.
3. Some of the major components used in production of the finished phenoxy products have gone up as well (Phenol a major component in 2, 4-D production is currently up as much as \$.80 per gallon (NuFarm October 2018 meeting report) and expected to get higher.

So, all combined are playing a role in increased pricing on some of the older commodity type products pricing including the 2, 4-Ds, dicambas, glyphosates and others.

Dyes — for those using dyes in the spraying programs, you might see some price increases, many of the technical acids used in the dye making process are manufactured in China, we have already had 2 dye manufacturers warn us there might be some increases due to that.

Surfactants and Others — these seem stable so far, we have not seen any large price increases and many of these are tied either to the petroleum markets or crop markets and most of these are produced here in the USA.

Glyphosate lawsuit — the only information we currently have on this is that Monsanto has appealed the decision that was made in the 9th circuit court in California, they are quite about any further discussion but where the decision was made tells much of the story in its self.

Judgment has decreased so far from around \$280,000,000. To around \$79,000,000.00 and now is rumored to be around \$34,000,000.00 and dropping due to new information being looked at.

Dicamba (Banvil and Others) — Is still an issue, I strongly suggest that you continue your minimal usage of these types of products during the growing season, last year most all of you did this in North Dakota and it kept complaints and lawsuits against the agencies to a minimum.

South Dakota has made all straight Dicamba products "Restricted Use" products, this does not include the products that are bottled as mixed products (Dicamba/2, 4-D products, Lawn Type products and others).

OLD BUSINESS:

NDDA: Commissioner Goehring came to the meeting. Palmer amaranth and Houndstongue are now on the state noxious weeds list, bringing the list to 13 weeds. Budget: This has been quite a process. We are starting out with the legislature where we quit before, from the 17-19 budget. There are some problems with the presentation, but confident that we can get fully funded by the end. Next Monday, we have our budget hearing in the Senate Appropriations Committee. Weed free gravel bill: watered down from what was proposed 10 years ago. The commissioner has issues with rule making. Would like to leave it up to the counties to set the rules. One question that could arise, the cost for an inspection. A flat fee across the state? Good discussion took place. It was agreed that if we remove shall on line 13, and replace it with may, it will work.

EARP Fund: If everything would be used that is requested from it, the fund would be depleted. Possibly by the next session, we can possibly do more with it.

Safe Send: Being careful on number of sites and pounds of product we are taking in. Seems like there is never an end to products coming in. We either set or nearly set records each year. Some items that come in have been banned for some time. Roundup keeps coming in that is either in a sealed container, or half shuttles with perfectly good product. It would be nice if that chemical could be given to some who can use it, instead of having it destroyed.

Federal farm bill has passed. CRP acreage will be increasing. That is a concern, especially with Palmer amaranth coming into the state. FSA has been lacking on their inspections when it comes to CRP.

Dicamba issues: Did a 24C, which has a June 30th cut off date, so no spraying after that date.

Merlin stated that the gravel bill has a number, just received an e mail, it is HB 1149. Merlin will contact Dennis Johnson with changing the one word from shall to may.

Website: Jamen – the website is 85% finished. Had a hiccup which delayed it for a week or so. www.ndweeds.com. They developed a new logo, if we so desire. Site should be done by the end of the week. Will have a PayPal, and a donation button. Will have a Facebook and Instagram account. Merlin will be checking with the Secretary of State office and our tax person to make sure we are legal to get donations. Jamen will be sending out thank you notes as well, to the advertisers. Question on why to change the logo now. After discussion, Jamen will go back for different design.

Leon asked the ND Game and Fish if they had someone who could take over Dave's position on the board in an advisory capacity.

Kent Luttschwager introduced himself. He is out of Williston. Kent was reading the bylaws and he was wondering if he must be nominated from the floor at tomorrow's business meeting. Merlin stated that game & fish is an associate member, and the bylaws state that you must be a full member. Leon stated that will be changed, because according to Roberts Rules of Order, the board has an even number of members, and it had to be an odd number, so in a way, we are illegal. We have 10, so it needs to be 9. Leon has written up a temporary amendment to the

bylaws, which would remove the government director as a voting member, and make that position an advisor, which then the game & fish would qualify. Kent thought possibly that a rep from APHIS would be better suited for the board than Game & Fish. He then asked the board's feelings on CRP. Game & Fish is very supportive of and relies heavily on CRP. Board responses were mainly on working with FSA, not on acreages in the state. The board is supportive of Game & Fish and has a good working relationship with them. Dave will be retiring in March, and his term ends at the next conference. Kent stated that Dave Hirsch and APHIS bring something to the table, that we can't. More discussion on members/bylaws. Katie asked that we leave this discussion for Thursday's agenda, as is stated on the agenda.

Red River Valley Ag. Research Center Partners Mtg. Report: Stan attended the meeting, as he has done for a few years, on behalf of the board. It is a USDA facility in Fargo.

The USDA-ARS Research Partners meeting was held on December 18, 2018 at the Edward T Schafer Agricultural Research Center in Fargo. Attending were North Dakota commodity groups including sugarbeet, wheat, barley, sunflower, canola, potato, beekeepers, pulse crops, livestock, and others. North Dakota Weed Control Association continues to be invited to this event even though there are no active noxious weed research projects being conducted at this time. I have attended this meeting for several years representing the Association with the blessings of the executive board.

For the Association's report, I updated the group that there is discussion to put Palmer amaranth on the noxious weed list. I expressed a concern that regardless if Palmer is added to the noxious weed list or not, we hope that a uniform response program is developed that will include the ND Dept of Ag, NDSU Extension, extension agents and county weed control boards. I also expressed hope that the response program will lessen the negative repercussions to the producers who report Palmer amaranth infestations. Ideally, the response program would be such that the local community would be able to assist to remove any weed infestations if the affected producer is open for the assistance. Palmer amaranth will affect every producer and commodity produced in the state if Palmer amaranth is uncontrolled. The chair of the meeting stated that he would be willing to distribute any information or support requests to the entire group.

I also had conversations with Dr. Richard Horsley, NDSU Plant Sciences Department Head, and Charlie Stoltnow, Assistant Director NDSU Extension. Both indicated that NDSU Extension and weed control need to work together in getting the word out regarding identification, control, and a response plan for Palmer amaranth. Horsley also mentioned that the association should write another letter supporting the filling of Dr. Rod Lym's position. He felt that with Palmer amaranth now in the state, a dedicated noxious weed research position is even more important now than ever. Stan felt that that letter should be sent to all the commodity groups in the state to sign on to it. Stan would be willing to again draft the letter and send it to the executive board for their input.

Ron moved to have Stan draft a letter, Joan seconded the motion. **M/C** Stan will get it drafted and out hopefully by next week.

Area Meeting Attendance: Attendance is down. Three out of the five were poor. We need to better plan our dates due to extension office meetings. Will work on it on Thursday. October 21-24 are extension dates.

Other? Gary was wondering if weed officers must attend our conference. It is in state law for the commissioner's forum, but not enforced. Do we want to follow South Dakota? Take something away from them like TAG grants if they don't attend? Some are only part time weed officers, and not around in the winter. We need to keep encouraging them to come, not make it mandatory.

Katie thanked everyone for being the president, for all the help. Really enjoyed it, and it was a great learning experience.

Being no other old business, Katie transitioned the presidency to Jamen.

Jamen recessed the meeting until around noon on Thursday at 7:04 pm.

Thursday, January 10th.

Jamen Windish, 2019 President, called the meeting back to order at 11:49 am.

Those present were: Bill, Katie, Brent, Jamen, Cody, Derrill, Ron, Leon, Rick, Travis Jepson, Richard, Chelsey and Merlin. Guests: Stan Wolf, Cass County

Additional agenda items: None

NEW BUSINESS:

Executive Secretary's contract for 2019. Merlin left the room for a time. Discussion was held. After a consensus, Merlin was invited back into the room. The board would like to have Merlin get the meeting agenda's out sooner. Also, need more sponsors for the conference. Merlin told the board that if they can get him names, he will contact them. It is better if some of that comes from someone that company deals with. Also, Merlin will find the job description sheet, update it, and bring it to the board. The board will make motions if the board wants Merlin to do something for them that they would normally do. Katie moved to hire Merlin for 2019 at the rate set in the budget of \$8,100 for the year, divided out equally over the 12 months. Cody seconded the motion. **M/C** Contracts were signed.

By Law Changes: Merlin put together proposed changes from Leon, plus the current working bylaws. Leon went over his proposed changes. One being the number of members on the board. We are an even number on the board, should be an odd number. Also, the government director could be in an advisory role, allowing more members to serve in that capacity. He would like it changed very soon. That can be tabled until March. Leon would also like to eliminate the 2nd vice president. When asked, he has a lot of proposed changes to the bylaws.

NAISMA: Merlin stated that we have \$100 in budget for dues. We are a low-level membership. Discussion. Derrill gave an update about NASIMA. Bill moved to pay the \$100 membership dues for 2019. Katie seconded the motion. **M/C**

Laurie from the Ramada at this time: Laurie thanked everyone for having the convention with them again. Laurie felt everything went well on their end. The way the rooms were set up for the meetings went well. One complaint was that overall, the food was not as good overall this year. The service was excellent. Speakers like the way the volumes can be controlled. The beer and brat social, no chips, no sauerkraut, no vegetable tray, the brats were not cooked properly. The steaks were overdone and cool. Laurie said that the goal is to send them out medium. Discussion on getting away from steaks. Pot roast or chicken or pasta for lunch. Complaint on the line for the hamburgers during the Ag Forum. Overall the serving went well. Expired Diet Dr. Pepper. Laurie said the storage room has been since cleaned. Some of the salads were not fresh. Guest rooms were good. Discussion on the kegerator being taken to a guest room. They never did visit with Laurie, but according to Laurie, it was not ruined. We will do a better job as a group next year. Front desk and bar staff were good. Merlin liked the idea that they gave him a staff number to contact, and that was great. Ron liked the wings at the bar. Really great. The set up went well. If we have more vendors, we should be able to accommodate that in the Judicial. Merlin asked if we could have the menus in September. Laurie felt that should be not a problem. The board thanked Laurie for coming in.

Have the convention planning meeting in June during the board meeting instead of afterwards.

Board meetings set for 2019 – the 4th Tuesday again, March 26, June 25, and September 24, at the Ramada Inn, Bismarck. All three meetings will start at 10:00 am., central time. Then on Monday, January 6 at 4:00 pm. Order off the menu. Bill moved to have them at the above dates and times. Ron seconded the motion. **M/C**

Sprayer schools: Have them in May. 3 schools. May 28, 29 & 30. Carrington, the 28th, Minot the 29th, and Dickinson on the 30st. Registrations to begin at 8:30 and starting at 9:00 local time. Brent moved to have the sprayer schools at the above dates, times and locations. Derrill seconded the motion. **M/C**

Area meetings were set: October 14, Area II, Valley City, October 15, Area I, Devils Lake, October 16, Area III, Minot, October 17, Area IV, Mandan, October 18 Area V, Fryburg. Meetings start at 9:00 local time. Area directors will check to get meeting places reserved. Katie moved to have the area meetings at the above dates, times and locations. Bill seconded the motion. **M/C**

2021 Annual Conference: Question is whether to have it January 4-7 or 11-14. Discussion on whether the 4th is early, since the New Year's Day is on a Friday. Merlin stated that if we have it at the Ramada again, they have both dates open. Discussion: A legislative year, needs to be in the Bismarck/Mandan area. Overall, The Ramada has been good. Bill moved to have the 2021 conference at the Ramada January 11-14. Travis seconded the motion. **M/C** Merlin will get the dates booked after the board meeting.

Other Business:

Jamen set up some committees for 2019.

Bylaws committee: Derrill, Leon and Bill. To work on changes and report back to the board as necessary, with a deadline of the September meeting.

Palmer Amaranth Outreach Committee: Jamen, Richard, Brent, Ron, Derrill, Rick, Katie, Cody, Stan, and Leon. The goal for this committee is to provide outreach, education, to counties with Palmer, especially those counties with part-time weed officers.

Intern: Stan may have an intern from Wahpeton State School of Science that would work on updating the website. Consensus of the board is that for now, leave it all up to Mike at Up & Running.

Conference Call: Joe Ilkey told Merlin that this upcoming week, there will be a conference call concerning the position that is open since Dr. Rod Lym retired. Merlin mentioned to him about the letter the board plans on sending. He will try to mention that during the conference call.

Legislative: Merlin mentioned that Leon has asked Merlin to take the lead on HB1149. Merlin would like the board to make that decision. The hearing for the bill is on the 17th, in House Ag at 9:30am. Leon stated that he wants Merlin to do it. Bill moved that Merlin take the lead on this bill, and that Leon works with Merlin on this and that we pay Merlin mileage and per diem as well. Ron seconded the motion. **M/C**

Poster Contest: Derrill showed the winning poster, which again came from South Prairie School south of Minot.

Being no further business,

Katie moved to adjourn the meeting, Bill seconded the motion. **M/C**

Jamen adjourned the meeting at 1:30 pm

Respectfully Submitted:

Merlin Leithold
Executive secretary