

Minutes LICEB June 3, 2015  
Minutes Taker-Joanne Taroco  
Start Time: 12:39 PM  
End Time: 4:05

**LANDSCAPE IRRIGATION CONTRACTORS EXAMINING BOARD**

**Meeting Location:** DEP Building  
401 E State Street  
Trenton, NJ 08625  
4<sup>th</sup> Floor Large Conference 4E002 Room

**Attendees:**

<u>Board Members</u>	<u>Affiliation</u>
Robert Dobson	Middletown Sprinkler
George M. McCarthy	Spring Irrigation Co. Inc.
William Frederick Rapp	Atlantic
Ken Scherer	Hillsborough Irrigation

Legal Council

Elspath Hans	DAG
Gene Rosenblum	DAG
Michael Shuit	DAG

DEP Staff

Tirsh Conti	Bureau of Licensing and Pesticide Operations-NJDEP
Alexandra Roman	Bureau of Licensing and Pesticide Operations (Temp)
Joanne Taroco	Bureau of Licensing and Pesticide Operations-NJDEP

Public

Matthew D. Orsini	DAG
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Absent:

Gaetano Virone	Environmental Designers Irrigation
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**Official Start Time: 12:39 PM**

Joanne Taroco read aloud the Open Public Meetings Act statement for the Landscape Irrigation Contractors Examining Board and announced that adequate notice of this meeting had been provided to the Secretary of State, and designated newspapers as well as posted in the Department of Environmental Protection(DEP)

The open and closed session minutes from the March 20, 2015 meetings were reviewed. **Ken Scherer Motioned to accept the minutes and Robert Dobson seconded the motion. Unanimous vote to proceed.**

The treasurer’s report was reviewed and Invoice from Irrigation Association in the amount of \$23,700 for CEC maintenance was discussed. **Fred Rapp motioned to accept Ken Scherer seconded the motion. Unanimous vote to accept treasurer’s report and pay invoice.**

**Robert Dobson motioned to move on to next item on the Agenda, seconded by Ken Scherer. Unanimous approval to move on to Communications.**

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Steven Fisher request for exemption on .5 credit for water conservation; Board decides to draft letter with information on how to obtain additional credits. (George McCarthy to draft letter)

Investigator John Gallant has sent out or contacted 120 individuals regarding lack of CECs.

- Several individuals who stated they would not comply
- Large number of individuals unable to be reached by investigator

Question: How do you enforce the CEC's and when do you start enforcing the need for Business Permits?

Send guidelines to investigator

1. Verify if individual is advertising
2. If advertising is occurring send NOV

**Motion: That the board will investigate people who have not met the CEC requirements to see if they are advertising. If those individuals are advertising; those individuals should receive NOV letter. Begin looking for advertising for the individuals on John Gallant's list.**

**Ken Scherer moved the motion Fred Rapp seconded the motion. Unanimous approval.**

Matt Orsini DAG speaks regarding what can be publicized or released to trade groups such as Irrigation Association of New Jersey.

1. Advises not to release information pertaining to settled NOVs and AOs because of concerns regarding law suits for defamation
2. If OPRA (Open Public Records Act) requested, the trade group is entitled to information; yet there are still concerns:
  - NOV's –information cannot be released until settled
  - AO's- information cannot not be released until settled
3. Recommends that the Board not supply information regarding settled NOVs and AO until the trade group wishing to publicize the information files OPRA request for information.

Matt Orsini exits meeting 1:54 P.M.

**Bob Dobson motions to enter closed session Fred Rapp Seconded motion Board goes to closed session 1:56 P.M.**

**Ken Scherer motions to return open session 2:55 P.M. Fred Rapp seconded motion.**

**Ken Scherer motioned to accept closed session actions Fred Rapp seconded motion. Unanimous approval**

- Send investigator 3 cases
- Issue NOV 1 case
- Issue SOL 5 cases
- Sent letter requesting business permit for 1 case

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Currently there are 219 business permits; when does the Board start enforcing business permits? The Board will begin enforcing business permits in July. Decision was made because the rule adoption was 3/17 and 90 days from adoption was in June 2015.

Board will send letters to contractors regarding the Business Permits.

**Ken Scherer motioned to adjourn at 4:05 P.M. Fred Rapp Seconded the motion.**