

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

January 22, 2018 Meeting Minutes

4:00 p.m., Public Hearing Room, DEP, Trenton

Board Members:

Present

Jorge Berkowitz

Phil Brilliant

Lawra Dodge (participating via teleconference due to illness, joined at 4:10)

Joann Held

Jeffrey Hoffman

Christopher Motta

Mark Pedersen

Kathi Stetser

Peter Strom

Ira Whitman (participating via teleconference due to travel)

Absent

Connie Tsentas

Others Present:

Board Executive Director Janine MacGregor

Board Staff Dana Haymes

DAG Nielsen Lewis

Proceedings:

- Meeting called to Order at 4:00 PM by Chairperson Mark Pedersen.
- Chairperson Pedersen read the Statement of Adequate Public Notice of the meeting required by the Open Public Meetings Act.
- Roll Call - a quorum of the Board was in attendance
- Motion by Phil Brilliant to approve the September 11, 2017 Board Meeting Minutes.
Motion seconded by Jeff Hoffman.

Roll Call Vote:

Jorge Berkowitz - yes

Phil Brilliant - yes

Lawra Dodge - absent

Joann Held – abstained due to absence from September 11 meeting

Jeffrey Hoffman - yes

Christopher Motta - yes

Mark Pedersen - yes

Kathi Stetser – abstained due to absence from September 11 meeting

Peter Strom - yes

Connie Tsentas - absent

Ira Whitman – yes

The motion was carried.

- Motion by Phil Brilliant to approve the November 6, 2017 Board Meeting Minutes.

Motion seconded by Joann Held.

Joann Held noted that there was a typo on page 2 – change eight to seven applications for approval of continuing education credit.

Roll Call Vote:

Jorge Berkowitz – abstained due to absence from November 6 meeting

Phil Brilliant - yes

Lawra Dodge - absent

Joann Held – yes

Jeffrey Hoffman – abstained due to absence from November 6 meeting

Christopher Motta - yes

Mark Pedersen - yes

Kathi Stetser – yes

Peter Strom - yes

Connie Tsentas - absent

Ira Whitman – yes

The motion was carried.

- Motion by Jeff Hoffman to approve the December 4, 2017 Board Meeting Minutes.

Motion seconded by Phil Brilliant.

Roll Call Vote:

Jorge Berkowitz – abstained due to absence from December 4 meeting.

Phil Brilliant - yes

Lawra Dodge - absent

Joann Held – yes

Jeffrey Hoffman - yes
Christopher Motta - yes
Mark Pedersen - yes
Kathi Stetser – abstained due to absence from December 4 meeting
Peter Strom - yes
Connie Tsentas - absent
Ira Whitman – yes

The motion was carried.

- Motion by Phil Brilliant to approve the December 4, 2017 Board Meeting Minutes of the closed session.

Motion seconded by Jeff Hoffman.

Roll Call Vote:

Jorge Berkowitz – abstained due to absence from December 4 meeting
Phil Brilliant - yes
Lawra Dodge - absent
Joann Held – yes
Jeffrey Hoffman - yes
Christopher Motta - yes
Mark Pedersen - yes
Kathi Stetser – abstained due to absence from December 4 meeting
Peter Strom - yes
Connie Tsentas - absent
Ira Whitman - yes

The motion was carried.

- **Chairperson’s Report**

Chairperson Pedersen reported that Joann Held has accepted the chairmanship of the reactivated Rules Committee. Board Members that will serve on the committee are Phil Brilliant, Peter Strom and Ira Whitman.

- **Executive Director’s Report**

Janine MacGregor reported that SRRA 2.0 discussions are picking up with the change in administration. The SRRA 2.0 Committee has a meeting scheduled for February 6, 2018. Chairman Pedersen added that he would ask the Board to review the recommendations and to vote to authorize him to provide the recommendations to Senator Smith.

Lawra Dodge joined the meeting at 4:10 PM.

Committee Reports:**• Report of the Continuing Education Committee – Lawra Dodge**

Motion by Lawra Dodge to approve the following seven applications for approval of CECs.

1. In Situ Remediation: Design Consideration and Performance Monitoring provided by DEP SRWMP Training and Technical Guidance Committee for 1 Regulatory and 1.5 Technical CECs. To be designated 2018-001.
2. Emerging Contaminants: Chemistry Overview and Analytical Approaches for Perchlorate, 1-4 Dioxane and PFAS provided by Alpha Analytical, Inc. for .5 Regulatory and 1.5 Technical CECs. To be designated 2018-002.
3. In Situ Treatment of Low Permeability Soils provided by AEG-New York-Philadelphia Chapter for 1 Technical CEC. To be designated 2018-003.
4. ISRA – What Every Practitioner Needs to Know provided by DEP SRWMP Training Committee for 2.5 Regulatory CECs. To be designated 2018-004.
5. Borehole Geophysical Logging – approve modification to existing course, which is 2015-017, to allow LSRPs to earn CECs for attending via alternative learning format.
6. Introduction to Ground Water Modeling provided by GeoPractical for 6 Technical CECs. To be designated 2018-005.
7. International Symposium and Exhibition on the Redevelopment of Manufactured Gas Plant Sites Conference 2017 provided by GEI Consultants for up to 12.5 Technical CECs depending on attendance memorialized by sign in and sign out sheets. To be designated 2018-006.

Motion seconded by Joann Held.

Roll Call Vote:

Jorge Berkowitz – yes to all

Phil Brilliant – yes to all

Lawra Dodge – yes to all

Joann Held – yes to all

Jeffrey Hoffman – yes to all

Christopher Motta – yes to all

Mark Pedersen – yes to all

Kathi Stetser – yes to all, except abstained with respect to Number 4 and 7 due to her involvement with those programs.

Peter Strom – yes to all

Connie Tsentas - absent

Ira Whitman – yes to all

The motion was carried with respect to all seven applications.

• Professional Conduct Committee – Phil Brilliant

Motion by Phil Brilliant to approve a resolution to go into Closed Session to discuss Complaints 003-2017 and 011-2017.

Motion seconded by Jorge Berkowitz.

All present voted yes.

The motion was carried.

Ira Whitman and Lawra Dodge departed the meeting at 4:25 PM.

Closed session commenced at 4:26 PM.

Open session resumed at 5:04 PM.

Motion by Phil Brilliant to find the subject of complaint 003-2017 in violation of N.J.S.A. 58:10C-16.y. and to issue an Administrative Order to the LSRP.

Motion seconded by Joann Held.

Roll Call Vote:

Jorge Berkowitz – yes

Phil Brilliant - yes

Lawra Dodge - absent

Joann Held – yes

Jeffrey Hoffman - yes

Christopher Motta - yes

Mark Pedersen – no

Kathi Stetser – yes

Peter Strom - yes

Connie Tsentas - absent

Ira Whitman - absent

The motion was carried.

Motion by Phil Brilliant to conclude the investigation of Complaint 011-2017 with a finding of no violation.

Motion seconded by Mark Pedersen.

Roll Call Vote:

Jorge Berkowitz – yes

Phil Brilliant - yes

Lawra Dodge - absent

Joann Held – yes

Jeffrey Hoffman - yes

Christopher Motta - yes
Mark Pedersen - yes
Kathi Stetser – yes
Peter Strom - yes
Connie Tsentas - absent
Ira Whitman - absent

The motion was carried.

- **Report of the Ad Hoc Committee on Discharge Notification – Joann Held**

No Report.

- **Report of the Audit Committee: Jorge Berkowitz**

6 auditees were picked for January 2018.

The following audit reviews are complete and reported as concluded:

August 2016:

Eric Gaulin 585379
Matthew Ayers 584522
Stratis Maravelias 582337
William Dougherty 573981

February 2017:

Blaine Fresco 629403
Gary Rakow 577377
Chris Korshalla 577252

March 2017:

Christopher Seib 575601
Christopher Jaggie 627009
David Thompson 591570
Dennis Stainken 575615
Michael Mahnkopf 590435
Michele Briening 627891

May 2017:

Michael Weaver 573635
Mindy Sayres 584525
Robert McPeak, Jr. 573504
Robert Stetkar 585757
Andrew Zjawin 714446

Jorge Berkowitz reported that the Audit Committee met today, and is working hard to make the audit process more meaningful. The Committee will be revising the audit questionnaire and instructions, and will continue the pilot process to select auditees based on identified deficiencies for another 3-6 months.

With respect to immediate modifications to the audit process, the Board staff will help Board Members track audits and will convey audit reviews to Board Members in monthly batches, so that Board Members will be able to review the entire month at once.

- **Report of the Finance Committee – Chris Motta**

No Report.

- **Licensure Committee – Kathi Stetser**

Kathi Stetser reported that the application period for admission to the next administration of the Licensure Examination in October 2018 will be May 15 – July 15, 2018.

Approximately 475 LSRP licenses are up for renewal this year. Notification emails are sent to LSRPs two weeks before their license renewal application period opens, and they have a month to reapply.

At this time there are three ethics continuing education programs scheduled to be held in 2018 - January 23, LSRPA. March 2, Montclair Continuing Education. September 2018, LSRPA.

Kathi Stetser will report on the status of Annual Fee payments next month, and requests that Janine MacGregor send out the email and listserv reminding LSRPs of upcoming due dates.

- **Report of the Outreach Committee – Peter Strom**

No Report.

- **Ongoing Business:**

None.

- **New Business:**

Jorge Berkowitz noted that the Board should consider issuing more interpretive statements of rules and procedures to educate LSRPs as to what the Board expects them to do to comply with rules. The Board must be available to provide answers to LSRPs when there is confusion.

- **Next Board Meeting will be February 5, 2018.**
- **Public Comments:**

Lawrence Powers of Hoagland, Longo, Moran, Dunst & Doukas, LLP. Noted that interpretive statements were issued by the New Jersey State Board of Architects to help people comply with the new site plan rule.

Rodger Ferguson reported that the LSRPA was holding its annual meeting at the New Brunswick Hyatt on January 23 and 24, 2018.

The meeting adjourned at 5:28 P.M.