

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

April 2, 2018 Meeting Minutes

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

Board Members:

Present

Jorge Berkowitz
Phil Brilliant
Lawra Dodge
Joann Held
Jeffrey Hoffman (arrived at 4:25)
Christopher Motta (arrived at 4:15)
Peter Strom
Connie Tsentas
Ira Whitman

Absent

Mark Pedersen
Kathi Stetser

Others Present:

Board Executive Director Janine MacGregor
Board Staff Dana Haymes
DAG Nielsen Lewis

Proceedings:

- Meeting called to Order at 4:04 PM by Vice-Chairperson Joann Held.
- Vice-Chairperson Held read the Statement of Adequate Public Notice of the meeting required by the Open Public Meetings Act.
- Roll Call:
 - Jorge Berkowitz - present
 - Phil Brilliant - present
 - Lawra Dodge - present
 - Joann Held - present

- Jeffrey Hoffman - absent – arrived at 4:25 PM
- Christopher Motta - absent – arrived at 4:15 PM
- Mark Pedersen - absent
- Kathi Stetser - absent
- Peter Strom - present
- Connie Tsentas - present
- Ira Whitman - present

A quorum of the Board was in attendance.

• **Chairperson’s Report**

Vice-Chairperson Joann Held reported that she received an invitation to a stakeholder meeting of environmental groups to discuss SRRA 2.0 with the Department on April 24, 2018.

Executive Director’s Report

Executive Director Janine MacGregor reported that A3358 - “An act concerning the State supervision of certain occupational and professional licensing boards and supplementing P.L. 1978, c. 73” is active again. She previously requested comments from Board Members, and has forwarded the Board’s consolidated comments to the Department’s legislative liaison.

Committee Reports:

• **Continuing Education – Lawra Dodge**

Motion by Lawra Dodge to approve all 6 applications for approval of continuing education credits as set forth on the table below.

Motion seconded by Ira Whitman.

Jorge Berkowitz requested that Lawra Dodge present the substance of each of the courses. Lawra Dodge provided a summary of the content of each of the courses.

Number	Title	Provider	Date	CECs	Proposed Course Number
1	Abandoned Mine Reclamation Workshop	American Institute of Professional Geologists	March 3, 2018	3 Technical	2018-020

2	NJDEP Case Study Training for LSRPs – the Next Generation	NJDEP SRP Training Committee	June 13, 2018	2 Regulatory and 4 Technical and as a prerequisite for exam pursuant to NJSA 58:10C-7.d.(5)	2018-021
3	Regulatory Roundtable – December 2018	LSRPA	December 18, 2018	2 Regulatory	2018-022
4	Remediation Methods for 1,4-Dioxane	SESI Consulting Engineers	To Be Determined	3 Technical	2018-023
5	Thiessen Polygons: Using Smart Science to Realize Huge Savings	PEAK Environmental, LLC	February 14, 2018	1 Regulatory	2018-024
6	Vapor Intrusion Technical Guidance Update	PEAK Environmental, LLC	February 26, 2018	1 Regulatory	2018-025

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

Motion passed with respect to all applications.

In regard to the Case Study Training course, Connie Tsentas requested that the Board staff get more involved with DEP and requests inclusion of administrative and ethic subject matter in the course. Ira Whitman requested an official transmission from the Executive Director to DEP asking for involvement earlier in the process.

- **Ad-Hoc Committee on Discharge Notification – Joann Held**

No Report.

- **Audit Committee – Jorge Berkowitz**

6 auditees were picked today.

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

Christopher Motta presented the Board Fiscal Year 2018 Budget Tracking Sheet.

- **Licensure Committee – Kathi Stetser**

Executive Director Janine MacGregor reported for Kathi Stetser.

211 license renewal applications are expected to be submitted for review by the Board between March 10 - April 10. The Board has three months to approve the license renewal applications before the license expiration dates. 75 applications were received as of March 28, 2018. There are approximately 480 license renewal applications that are due in 2018.

LSRP Exam is October 17, 2018. The prerequisite class, which was approved by the Board tonight, is to be held June 13, 2018 at Rutgers.

Janine MacGregor will send out an email and listserv to LSRPs this week announcing the ability to pay Annual Fees and Renewal Fees online.

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

No report.

- **Report of the Rules Committee – Joann Held**

Joann Held reported that the Rules Committee will know better how to proceed once the SRRA 2.0 Committee has reached a conclusion.

- **Approval of Meeting Minutes**

Motion to approve March 5, 2018 meeting minutes by Ira Whitman.

Motion seconded by Phil Brilliant.

Roll Call vote:

Jorge Berkowitz	- yes
Phil Brilliant	- yes
Lawra Dodge	- abstain due to absence from March 5, 2018 meeting

- Joann Held - yes
- Jeffrey Hoffman - yes
- Christopher Motta - abstain due to absence from March 5, 2018 meeting
- Mark Pedersen - absent
- Kathi Stetser - absent
- Peter Strom - yes
- Connie Tsentas - yes
- Ira Whitman - yes

The motion was carried.

• **Report of the Professional Conduct Committee – Phil Brilliant**

Motion by Phil Brilliant to enter closed session to discuss Complaints 003-2016 and 004-2016.

Motion seconded by Jeffrey Hoffman.

All non-recused members present voted yes.

The motion was carried.

Closed session commenced at 4:50 PM.

Chris Motta and Jorge Berkowitz recused from closed session during discussion of Complaint 003-2016.

Jorge Berkowitz recused from closed session during discussion of Complaint 004-2016.

Open session resumed at 5:30 PM.

Motion by Phil Brilliant to find a violation of N.J.S.A. 58:10C-16.i. with respect to Complaint 003-2016 and to assess a penalty of \$1250.

Motion seconded by Jeff Hoffman.

Roll Call vote:

- Jorge Berkowitz - recused
- Phil Brilliant - yes
- Lawra Dodge - yes
- Joann Held - yes
- Jeffrey Hoffman - yes
- Christopher Motta - recused
- Mark Pedersen - absent
- Kathi Stetser - absent

Peter Strom - yes
 Connie Tsentas - yes
 Ira Whitman - yes

The motion was carried.

Motion by Phil Brilliant to find a violation of N.J.S.A. 58:10C-16.i. with respect to Complaint 004-2016 and to assess a penalty of \$1250.

Motion seconded by Connie Tsentas.

Roll Call vote:

Jorge Berkowitz - recused
 Phil Brilliant - yes
 Lawra Dodge - yes
 Joann Held - yes
 Jeffrey Hoffman - yes
 Christopher Motta - no
 Mark Pedersen - absent
 Kathi Stetser - absent
 Peter Strom - yes
 Connie Tsentas - yes
 Ira Whitman - yes

The motion was carried.

- **Ongoing Business:**

Executive Director Janine MacGregor presented ongoing business. A SRRA 2.0 draft of proposed revisions was presented to the Board last month. Since then, the SRRA 2.0 Committee, consisting of Phil Brilliant, Jorge Berkowitz, Kathi Stetser and Chris Motta, with Joann Held and Mark Pedersen as available, met with DAGs George Schlosser, Lou Karagias, Nielsen Lewis and Gwen Farley to discuss. Revisions were made pursuant to these discussions, and the resultant three documents presenting proposed revisions to SRRA were sent to Board members to review. Janine MacGregor recommends that the Board approves the proposed revisions so they can be forwarded to Senator Smith.

Motion by Phil Brilliant to approve the SRRA 2.0 proposed revisions as presented to the Board.

Motion seconded by Ira Whitman.

Discussion ensued amongst the Board Members regarding the proposed revisions.

Motion by Phil Brilliant to amend the motion to allow Board Members to provide specific language in detail to the SRRA 2.0 proposed revisions by close of business next Monday April 9, 2018.

Amended motion seconded by Ira Whitman.

Janine MacGregor requested that any revisions be drafted with specific language, and be based on the 14-page document that was provided to the Board.

Joann Held recommended tabling this motion until the next Board Meeting to allow time for Board Members to review the SRRA 2.0 proposed revisions and provide revisions to the Executive Director. Phil Brilliant accepted that the motion be tabled to the next meeting of the Board.

Board Members wishing to provide specific comments and revisions to the SRRA 2.0 proposed revisions shall present them to Executive Director Janine MacGregor by close of business on Monday, April 9, 2018. Janine MacGregor will present the comments and revisions to the SRRA 2.0 Committee, which will meet the week of April 9, 2018 to review the comments and revisions and present them to the Board as a majority report.

Joann Held requested that Janine MacGregor provide a framework of the document as it will be presented to Senator Smith.

- **New Business:**

None

- **Next Board Meeting is scheduled for April 16, 2018.**

Motion by Jeff Hoffman to cancel the April 16, 2018 Board meeting.

Motion seconded by Connie Tsentas.

All present voted yes.

The motion was carried.

- **Next Board Meeting will be May 7, 2018.**

- **Public Comments:**

Rodger Ferguson, LSRPA.

With respect to class that is pre-requisite for LSRP Exam, refer to SRRA requirements.

LSRPA exam prep class will be day before or after the pre-requisite class.

Commented with respect to potential revisions of SRRA 2.0. Definition of remediation and when an LSRP must be hired is important.

The meeting adjourned at 6:49 PM.