

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

July 9, 2018 Meeting Minutes

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

Board Members:

Present

Jorge Berkowitz
Phil Brilliant
Lawra Dodge (via teleconference)
Christopher Motta
Mark Pedersen
Peter Strom
Connie Tsentas
Ira Whitman

Absent

Joann Held
Jeffrey Hoffman
Kathi Stetser

Others Present:

Board Executive Director Janine MacGregor
Board Staff Dana Haymes
DAG George Schlosser

Proceedings:

- Meeting called to Order at 4:05 PM by Chairperson Mark Pedersen.
- Chairperson Mark Pedersen 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 (via teleconference)
 - Joann Held - absent

Jeffrey Hoffman - absent
Christopher Motta - present
Mark Pedersen - present
Kathi Stetser - absent
Peter Strom - present
Connie Tsentas - present
Ira Whitman - present

A quorum of the Board was in attendance.

- Motion by Mark Pedersen to approve the June 4, 2018 Board Meeting Minutes.

Motion seconded by Connie Tsentas.

Roll Call Vote:

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

The motion was carried.

- **Chairperson's Report**

SRRA 2.0 meeting with stakeholders will be held on July 16, 2018. More details to be discussed later in the meeting.

- **Executive Director's Report**

No report.

Ira Whitman asked the status of vacancies for the Board.

The Commissioner has two names of persons who are interested in being nominated to the Board. There are currently positions open for a representative of the business community and a representative of the environmental community. Another position may be opening due to the pending retirement of an LSRP Board Member. At this time the

Commissioner’s staff is working on identifying the Board Members and their terms for all Boards under the Department’s umbrella, and will most likely complete that task prior to moving forward with appointments to Boards. Janine MacGregor will reach out to the Commissioner’s staff to request prioritization of Board appointments.

Committee Reports:

- **Continuing Education – Lawra Dodge**

Motion by Lawra Dodge to approve all 10 applications for approval of continuing education credits as set forth on the table below.

Motion seconded by Connie Tsentas.

	TITLE	PROVIDER	DATE	CECs
1	Application from LSRP for instructing In Situ Chemical Oxidation (2017-036)	LSRP Ronald Adams seeking credit as instructor	January 23, 2018	2 Technical
2	Bioremediation in Fractured Rocks 1 and 2	LSRP Scott Drew seeking credit as authors of papers	March 1, 2018	6 Technical
3	Due Diligence in New Jersey	LSRPA	April 24, 2018 October 23, 2018	3.5 Technical 3.5 Regulatory
4	Application from LSRP for attending Battelle Conference	LSRP Kathi Stetser seeking credit for attendance	April 8-12, 2018	7 Technical
5	Application from LSRP for attending Battelle Conference	LSRP Steve Posten seeking credit for attendance	April 8-12, 2018	14.5 Technical
6	LSRPA Regulatory Roundtable September 2018	LSRPA	September 18, 2018	2 Regulatory
7	LSRPA Regulatory Roundtable October 2018	LSRPA	October 16, 2018	1 Technical 1 Regulatory
8	Principles of Vapor Intrusion Mitigation	Obar Systems, Inc.	TBD	2 Technical
9	Tracing the Sources	AEG – NY/Philadelphia	March 8, 2018	1 Technical

10	BCONE Northeast Sustainable Communities Workshop 2018	Rutgers NJAES – OCPE in cooperation with BCONE	May 23, 2018	Up to 1 Technical and 1 Regulatory
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Ira Whitman commented that the Board is not approving the conferences in a consistent manner. The Board should approve the BCONE conference in as liberal a manner as the Battelle conference. Lawra Dodge explained the committee’s process for reviewing applications and the factors influencing approval, such as the applicability of the topics presented at a conference in a given year.

Roll Call Vote:

- Jorge Berkowitz - yes to all
- Phil Brilliant - yes to all
- Lawra Dodge - yes to all
- Chris Motta - yes to all
- Joann Held - absent
- Jeffrey Hoffman - absent
- Mark Pedersen - yes to all
- Kathi Stetser - absent
- Peter Strom - yes to all, except recused with respect to number 10
- Connie Tsentas - yes to all
- Ira Whitman - yes to all

The motion was carried with respect to all applications.

- **Professional Conduct Committee – Phil Brilliant**

Motion by Phil Brilliant to enter closed session to discuss Complaint 010-2017.

Motion seconded by Mark Pedersen.

All present voted yes.

The motion was carried.

Lawra Dodge departed the meeting at 4:33 PM.

Open session resumed at 5:37 P.M.

No report.

- **Audit Committee – Jorge Berkowitz**

Jorge Berkowitz reported that 6 LSRPs were selected for audit today and the Audit Review Teams have reported 1 audit as complete:

LSRP Name	LSRP License	Date of Audit Selection
Matthew Mauro	575022	October 2, 2017

Jorge Berkowitz requests that the Board find additional resources to complete audits, also acknowledging that the Audit Review Teams need to present their findings to the Board more quickly.

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

Christopher Motta presented the FY 2018 Budgeted and FY 2018 Actuals. He expressed concern over the current fees and discussed ways in which the expenditures of the Board might be reduced. One potential option is to have legal fees covered by the Site Remediation Program, and include costs of investigation as part of recovery against persons that violate the Site Remediation Reform Act. Something the Board might consider is that when it decides to move forward with a project it do so with an estimated budget in mind, particularly with respect to DAG involvement.

Janine Macgregor noted that pushing the exam to every year and a half will help save costs.

Christopher Motta will suggest ways in which the Board may cut costs, although at this time the Board is in a tenable position with respect to its budget. Phil Brilliant, as chair of the Professional Conduct Committee, will discuss with DOL ways to contain costs.

- **Licensure Committee – Kathi Stetser**

Janine Macgregor reported on behalf of Kathi Stetser who was absent.

To date, the Board has received 39 out of the 138 license renewal applications that are due by July 24, 2018. Staff are processing them as they are received.

One Notice of Intent to Deny a license renewal application was issued last month. The issue preventing the license renewal was resolved. The LSRP submitted a new license renewal application, which was approved.

To date, the Board has received 16 applications for the LSRP license, which are due by July 15, 2018 for the October 17, 2018 licensing examination.

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

No report.

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

Joann Held was absent, no report.

- **Ongoing Business:**

Chairperson Mark Pedersen made a motion that Joann Held and Phil Brilliant be appointed to represent the Board at the stakeholder meeting for SRRA 2.0 to be held on July 16, 2018.

Motion seconded by Jorge Berkowitz.

Roll Call Vote:

Jorge Berkowitz	- yes
Phil Brilliant	- yes
Lawra Dodge	- yes
Joann Held	- absent
Jeff Hoffman	- absent
Christopher Motta	- yes
Mark Pedersen	- yes
Kathi Stetser	- absent
Peter Strom	- yes
Connie Tsentas	- yes
Ira Whitman	- yes

The motion was carried.

- **New Business:**

Janine MacGregor reported on behalf of Joann Held that the Board has been working with the Department and DOL on revising the certifications that are signed by LSRPs, of which there are currently several versions. The Board and Department have contributed to the revision of the various certifications into one standard certification. This project is a Department lead, and the final version will be presented to Mark Pedersen for approval.

- **Next Board Meeting is scheduled for August 6, 2018.**

Mark Pedersen reported that he will not be available for the August 6, 2018 meeting.

The next meeting after August 6 will be September 17, 2018.

- **Public Comments:**

None

The meeting adjourned at 6:29 PM.