

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

May 4, 2020 Meeting Minutes

4:00 PM

Meeting held via Skype for Business

Until further notice, the open public meetings of the Board will be held via Skype for Business.

To participate by phone, use the following:

Toll free number: 1-(856) 338-7074 and Conference ID: 842876008#

Board Members:

Present

Jorge Berkowitz
Phil Brilliant
Lawra Dodge
Joann Held
Jeffrey Hoffman
Christopher Motta
Mark Pedersen
Kathi Stetser
Peter Strom
Ira Whitman

Absent

None

Others Present

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

Members of the Public that were present:

Bill Hose, Mark Pietrucha, Alan Uminski, John Pastorick

Proceedings

- Meeting called to Order at 4:06 PM by Chairperson Mark Pedersen
- 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
Joann Held	- present
Jeffrey Hoffman	- present
Christopher Motta	- present
Mark Pedersen	- present
Kathi Stetser	- present
Peter Strom	- present
Ira Whitman	- present

A quorum of the Board was in attendance.

- **Approval of the Board Meeting Minutes**

- Motion by Mark Pedersen to approve the April 6, 2020 Board Meeting Minutes.

Lawra Dodge seconded the motion.

Roll Call Vote:

Jorge Berkowitz	- Yes
Phil Brilliant	- Yes
Lawra Dodge	- Yes
Joann Held	- Yes
Jeffrey Hoffman	- Yes
Christopher Motta	- Yes
Kathi Stetser	- Yes
Peter Strom	- Yes
Ira Whitman	- Yes
Mark Pedersen	- Yes

The motion was carried.

- Motion by Mark Pedersen to approve the April 6, 2020 Board Meeting Minutes of the closed session

Peter Strom seconded the motion.

Peter Strom requested that minutes reflect that the meeting was held via teleconference.

Ira Whitman requested that minutes reflect that he was not in attendance at the closed session.

- o Motion by Mark Pedersen to approve the April 6, 2020 Board Meeting Minutes of the closed session as amended.

Peter Strom seconded the motion.

Roll Call Vote:

Jorge Berkowitz	- Yes
Phil Brilliant	- Yes
Lawra Dodge	- Yes
Joann Held	- Yes
Jeffrey Hoffman	- Yes
Christopher Motta	- Yes
Kathi Stetser	- Yes
Peter Strom	- Yes
Ira Whitman	- abstain due to absence
Mark Pedersen	- Yes

The motion was carried.

- **Chairperson's Report**

Mark Pedersen reported that the Department and Board staff are working remotely from home and are keeping Department and Board activity output up. Staff are exhibiting leadership, innovation and hard work. If members of the public are having any difficulties or issues please notify Mark Pedersen.

Phil Brilliant stated that there is concern with UST certifications, and wonders if there will be the ability to renew certifications by taking classes remotely rather than in person.

Mark Pedersen replied that the Department is aware of issues and is working on appropriate responses to these issues.

Executive Director's Report

Janine MacGregor thanks all Board Members and the public for their patience and perseverance in converting to a video-conference format for the Board meeting, closed session of the Board meeting and all Committee meetings.

Committee Reports

- **Continuing Education Committee**

- Motion by Lawra Dodge to approve the 18 courses listed below which were previously approved for continuing education credit by the Board to be offered via Alternative Verified Learning Format for the same category and number of credits as previously approved.
 - **Rutgers:**
 - Green Stormwater Management (Course No. 2019-015)
 - PFAS: Background, Issues and Treatment Technologies (Course No. 2020-025)
 - Understanding Advanced Stormwater Management Techniques: Green Infrastructure Applications (Course No. 2017-073)
 - Restoration Ecology (Course No. 2017-026)
 - Principles of Vapor Mitigation Design & Installation (Course No. 2020-024)
 - **LSRPA:**
 - Remediating Sites: LSRPs Understanding Risks and Liabilities (Course No. 2019-093)
 - Navigating Land Use Laws and Regulations during Site Remediation (Course No. 2019-084)
 - In Situ Thermal Remediation Technologies (Course No. 2018-029)
 - PCB Remediation: What Every LSRP Should Know (Course No. 2018-078)
 - ISCO/ISCR Permeable Reactive Barriers (PRBs) to Prevent Migration of Contaminated Plumes (Course No. 2018-018)
 - Emerging Contaminants – 1,4 Dioxane and PFAs (Course No. 2018-069)
 - LSRPA Regulatory Roundtable – Receptor Evaluations – (Course No. 2020-012)
 - LSRPA Regulatory Roundtable – Alternative Fill Update – (Course No. 2019-032)
 - LSRPA Regulatory Roundtable – Child Care Facilities – (Course No. 2020-017)
 - **CPES:**

- Environmental Statistics – (Course No. 2018-027)
- PFAS – (Course No. 2019-065)
- Undercurrents in Site Remediation – (Course No. 2019-061)
- **Vision Environmental:**
- Proper Waste Classification for LSRPs – (Course No. 2019-079)

Motion seconded by Mark Pedersen.

Roll Call Vote:

Jorge Berkowitz - Recused from three CPES courses, yes to all others
Phil Brilliant - Recused from three CPES courses, yes to all others
Lawra Dodge - Yes to all
Joann Held - Yes to all
Jeffrey Hoffman - Yes to all
Christopher Motta - Yes to all
Kathi Stetser - Yes to all
Peter Strom - Recused from five Rutgers courses, yes to all others
Ira Whitman - Yes to all
Mark Pedersen - Yes to all

The motion was carried with respect to all applications.

- Motion by Lawra Dodge to approve LSRPA’s LSRP Ethics (Course No. 2018-082), which was previously approved for continuing education credit by the Board, to be offered via Alternative Verified Learning Format for the same category and number of credits as previously approved for a period of time to be determined in consideration of the status of the State of Emergency established by Executive Order 103.

Motion seconded by Mark Pedersen.

Roll Call Vote:

Jorge Berkowitz - Yes
Phil Brilliant - Yes
Lawra Dodge - Yes
Joann Held - Yes
Jeffrey Hoffman - Yes
Christopher Motta - Yes
Kathi Stetser - Yes

Peter Strom - Yes
Ira Whitman - Yes
Mark Pedersen - Yes

The motion was carried.

Discussion of whether there should be an adjustment to allow more than 18 online credits beyond the 18 online credits allowed by the Rules to qualify for license renewal. Do Executive Orders allow the Board to relax this rule requirement? Mark Pedersen would like recommendations as to what flexibilities exist and what opportunities the Board has.

- **Professional Conduct Committee – Phil Brilliant**

- Motion by Phil Brilliant to approve a resolution to enter closed session to discuss Complaints 002-2020, 008-2020, 007-2019, and 010-2017.

Jorge Berkowitz seconded the motion.

All present voted yes.

The motion was carried.

Kathi Stetser stated that she is recused from 007-2019.

Phil Brilliant recommends that the Board discuss Complaint 007-2019 last, so Kathi Stetser can exit the closed session at that time.

Open session resumed at 6:12 PM.

- Motion by Phil Brilliant to dismiss Complaint 008-2020.

Joann Held seconded the motion.

Roll Call Vote:

Jorge Berkowitz - Yes
Phil Brilliant - Yes
Lawra Dodge - Yes
Joann Held - Yes
Jeffrey Hoffman - Yes
Christopher Motta - Yes
Kathi Stetser - Yes
Peter Strom - Yes
Ira Whitman - Yes
Mark Pedersen - Yes

The motion was carried.

- Motion by Phil Brilliant to dismiss Complaint 002-2020.

Joann Held seconded the motion.

Roll Call Vote:

Jorge Berkowitz - Yes
Phil Brilliant - Yes
Lawra Dodge - Yes
Joann Held - Yes
Jeffrey Hoffman - Yes
Christopher Motta - Yes
Kathi Stetser - Yes
Peter Strom - Yes
Ira Whitman - Yes
Mark Pedersen - Yes

The motion was carried.

- **Audit Committee – Jorge Berkowitz**

- 6 LSRPs were selected for Audit for the month of May 2020.
- The Audit Committee completed audits of the following LSRPs, with no additional action required:

May 2019

Kenneth Hart – LSRP 594639

June 2019

Veerabhadra Rao Bhagavathula – LSRP 626646

July 2019

Edward Jakubowski – LSRP 594403

August 2019

Alfred Smith – LSRP 591667

Claire Hunt – LSRP 746668

Raymond Duchaine – LSRP 574876

Kathleen Whooley – LSRP 584005

Piotr Serwik – LSRP 580156

- **Finance Committee – Christopher Motta**

No report.

- **Licensure – Kathi Stetser**

Kathi Stetser reported that in consideration of the current situation the LSRP examination has been rescheduled to June 17, 2020. The Board is monitoring the status of the Executive Orders and will provide more information with respect to how and if the exam will be held on June 17, 2020 closer to that date.

- **Outreach Committee – Peter Strom**

No report.

- **Rules Committee – Joann Held**

Joann Held reported that the Rules Committee has been working on rule revisions, and would like to review where the Committee is with respect to changes. Please refer to “Summary of Work of the Rules Committee” which was distributed to all Board Members. This document highlights potential changes by subchapter. Also included in this document are topics that the Committee has reviewed but is not considering for changes.

- **Ongoing Business**

None

- **New Business**

Jeff Hoffman noted that the Well Drillers Board has a vacancy. The position was formerly held by an LSRP, and is open to any member of the public that is a New Jersey citizen. If anyone has an interest, please review information on the website and submit a letter of interest. Anyone who has questions may contact Jeff Hoffman.

Chris Motta noted that he has scheduled a technical consultation using Teams. He understands that the DEP is using Skype, but he thinks Teams offers many attractive features. Mark Pedersen noted that the DEP is capable of using Teams, and is transitioning from Skype to Teams.

- **Next Board Meeting**

- Motion by Mark Pedersen to cancel the May 18, 2020 meeting.

Motion seconded by Phil Brilliant.

All present voted yes.

The motion was carried.

The next Board Meeting will be June 1, 2020 at 4:00 pm via Skype call unless otherwise noted on the Board website.

- **Public Comments**

No comments.

The Meeting adjourned at 6:51 PM.