

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

October 3, 2011 Meeting Minutes

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

Board Members:

Present: Chairman David Sweeney, Philip Brilliant, Richard Dewling, Lawra Dodge, Joann Held, Christopher Motta, Karl Muessig, Michael Pisauro, Constantine Tsentas, Ira Whitman.

Absent: Jorge Berkowitz

Others Present: Board Liaison Karen Hershey, DAG Kimberly Hahn, Director Tony Farro, Executive Assistant David Haymes

Proceedings:

- Meeting called to Order at 4:00 by Chairman Sweeney.
- Statement by Joann Held that adequate notice of the meeting was provided pursuant to the Open Public Meetings Act.
- Approval of September 19, 2011 minutes.
 - Motion by Richard Dewling to accept minutes, seconded by Lawra Dodge; passed unanimously.
- Chairman's Report
 - David Sweeney discussed comment letter from environmental groups regarding audit process.
- Committee Reports
 - Audit: A report was given by Committee Chair Phil Brilliant on behalf of the Audit Committee.
 - Phil Brilliant discussed the status of the draft audit documents.
 - Continuing Education: A report was given by Committee Chair Lawra Dodge on behalf of the Continuing Education Committee.

- Lawra Dodge discussed the status of the draft continuing education recommendations.
- Finance: A report was given by Committee Chair Dick Dewling on behalf of the Finance Committee.
 - Richard Dewling discussed the Board's budget.
 - Richard Dewling moved to approve the Board's proposed budget (document dated 9/27/11) for budget year beginning January 1, 2012 and ending December 31, 2012, with annual fee remaining the same at \$900.
 - Seconded by Ira Whitman. Motion adopted after debate (10-0)
 - Roll call vote as follows:
 - Berkowitz Absent
 - Brilliant Y
 - Dewling Y
 - Dodge Y
 - Held Y
 - Motta Y
 - Muessig Y
 - Pisauro Y
 - Tsentas Y
 - Whitman Y
 - Sweeney Y
- Licensure: A report was given by Committee Chair Ira Whitman on behalf of the Licensure Committee.
 - Ira Whitman discussed Section 4E of the Committee's Licensing Issues, specifically, the number of times a Temporary UST-only LSRP shall be permitted to take the examination.
 - Ira Whitman moved to adopt as policy the revised language in Section 4E of the Licensing Issues which states that a Temporary UST-only LSRP shall be permitted to take the examination three times. Consistent with the Site Remediation Reform Act, a UST-only Temporary LSRP who does not pass the examination after three attempts shall not reapply for a license. With this motion, Ira Whitman further moved that this revised language be forwarded to the Rulemaking Committee for incorporation into the SRPL Board draft rules.
 - Seconded by Joann Held. Motion adopted after debate (9 yes, 1 abstention, 0 no).

- Roll call vote as follows:
 - Berkowitz Absent
 - Brilliant Y
 - Dewling Y
 - Dodge Y
 - Held Y
 - Motta Y
 - Muessig Y
 - Pisauro A
 - Tsentas Y
 - Whitman Y
 - Sweeney Y

- Website/Outreach: A report was given by Committee Chair Christopher Motta on behalf of the Website/Outreach Committee.
 - Chris Motta discussed online license renewal and continuing education tracking system, web site postings and the Board approved Public Involvement Statement.

- Rulemaking: A report was given by Committee Chair Joann Held on behalf of the Rulemaking Committee.
 - Joann Held discussed the progress of the Committee's rule drafting efforts.

- Professional Conduct: A report was given by Lawra Dodge for Committee Chair Jorge Berkowitz, on behalf of the Professional Conduct Committee.
 - Lawra Dodge recounted the discussions which took place at the last Professional Conduct Committee meeting.
 - Lawra Dodge moved for the Board to go into closed session to discuss disciplinary matters. Seconded by Mike Pisauro. Approved unanimously.

*Board reconvened at 5:51 following closed session meeting.

- Motion by Chairman David Sweeney to send Complaint #2 back to the Professional Conduct Committee to gather additional information.
- Seconded by Mike Pisauro. Motion adopted after debate (10-0)

- Roll call vote as follows:
 - Berkowitz Absent
 - Brilliant Y
 - Dewling Y
 - Dodge Y
 - Held Y
 - Motta Y
 - Muessig Y
 - Pisauro Y
 - Tsentas Y
 - Whitman Y
 - Sweeney Y

- Ongoing Business
 - Lawra Dodge inquired with DAG Hahn about the status of the official AG Office memorandum regarding Board activities in the absence of rules; memorandum pending.

- New Business
 - Chairman Dave Sweeney asked Board to think about the necessity of having the DAG participate on every Complaint Review Team; the Chairman discussed the status of the last two pending Board appointments.

- Public Comment
 - Nick DeRose, LSRPA
 - Offered on behalf of the LSRPA to assist in getting the last two appointments on the Board.

*Mike Pisauro recused himself from participating in Board discussions involving the Italian American Sportsman's Club and the proposed residential development in Hamilton Township. Accordingly, Mike Pisauro left the public hearing room prior to the Board receiving the following public comments:

- Robert Padderatz, Hamilton Twp. Resident
 - Expressed concerns regarding contamination issues at proposed site for residential development.

- Catalina Fleming, Hamilton Twp. Resident
 - Expressed concerns regarding contamination issues at proposed site for residential development.
- Mark Meara, Hamilton Twp. Resident
 - Expressed concerns regarding contamination issues at proposed site for residential development and posed questions to the Board about responsibilities of an LSRP.
- The meeting adjourned at 6:25 p.m.