

NEW JERSEY SITE REMEDIATION PROFESSIONAL LICENSING BOARD

FINAL

March 5, 2018 Meeting Minutes

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

Board Members:

Present

Jorge Berkowitz
Phil Brilliant
Joann Held
Jeffrey Hoffman
Mark Pedersen
Kathi Stetser
Peter Strom
Connie Tsentas
Ira Whitman

Absent

Lawra Dodge
Christopher Motta

Others Present:

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

Proceedings:

- Meeting called to Order at 4:07 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 Connie Tsentas to approve the February 5, 2018 Board Meeting Minutes.
Motion seconded by Jeff Hoffman.

Roll Call Vote:

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

The motion was carried.

- Discussion and Approval of the February 5, 2018 Closed Session Minutes was deferred until after the Closed Session, in order to discuss changes to the draft Minutes.

- **Chairperson’s Report**

Chairperson Pedersen requested that Joann Held continue as the Vice-Chairperson of the Board. Joann Held agreed, but would step aside if another Board Member would like that position.

Acting Commissioner McCabe will attend an upcoming meeting of the Board.

- **Executive Director’s Report**

Executive Director Janine MacGregor requested that each Board Member send her an email to confirm whether they would like to continue as a Board Member.

Joann Held requested that the Board Members not be asked to submit the paperwork to reaffirm their appointments until necessary, as it takes a lot of time and effort to prepare.

Janine MacGregor reported that there is a new bill pending requiring active supervision of certain Boards by the Attorney General’s Office in order to provide antitrust immunity to the Boards consistent with Federal law. She will forward the pending legislation to Board Members for their review and comment.

Janine MacGregor reported that some Board Members have provided comments on SRRA 2.0. The Board will not vote on proposed revisions to SRRA 2.0 until after comments have been received from the Attorney General’s Office and reviewed by the SRRA 2.0 Committee. She will forward comments from the Attorney General’s Office when received to the Committee for their review and comment.

Committee Reports:

• **Professional Conduct Committee – Phil Brilliant**

Motion by Phil Brilliant to approve a resolution to go into Closed Session to discuss the minutes of the Closed Session on February 5, 2018, and Complaints 003-2016, 004-2016 and 009-2016.

Motion seconded by Jeffrey Hoffman.

All present voted yes.

The motion was carried.

Closed session commenced at 4:35 PM.

Open Session resumed at 5:39 PM.

Motion by Mark Pedersen to adopt minutes of February 5, 2018 closed session, as revised.

Motion seconded by Phil Brilliant.

Roll Call Vote:

- Jorge Berkowitz – abstained because not present for all of February 5, 2018 closed session
- Phil Brilliant - yes
- Lawra Dodge – absent
- Joann Held – yes
- Jeffrey Hoffman - yes
- Christopher Motta - absent
- Mark Pedersen - yes
- Kathi Stetser – abstained because not present for all of February 5, 2018 closed session
- Peter Strom - yes
- Connie Tsentas - yes
- Ira Whitman – yes

The motion was carried.

Motion by Phil Brilliant to find no violation for Complaint 009-2016.

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 - absent
 Mark Pedersen - yes
 Kathi Stetser – recused because of conflict of interest
 Peter Strom - yes
 Connie Tsentas - recused because of conflict of interest
 Ira Whitman – yes

The motion was carried.

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

No report.

- **Audit Committee – Jorge Berkowitz**

Janine MacGregor reported on behalf of Jorge Berkowitz that Board staff has been working hard to track audits and move them along through the process. As directed by the Audit Committee, Board staff has been sending emails to Audit Review Teams reminding them of outstanding audits. Thanks to the efforts of Board Members and staff, at this time only three audits that have been with Audit Review Teams over two months have not been completed.

Board staff will begin to see changes in audit memos, which will focus more on sites where potential problems were found. Jorge Berkowitz and Board staff are working on modifying the audit questionnaire to get more relevant information from auditees.

Another change is that all audit reports for the month will be sent to Audit Review Teams at once, rather than in separate emails.

5 auditees were picked today.

The following audits are reported as complete:

November 2016:

Robert L. Carter, 575207

June 2017:

Gary G. DiMartinis, 574851

August 2017:

John Mateo, 748548
 Joachim Karger, 578846
 Julie Acton, 714436
 Patricia Calvert, 591143
 Prabal Amin, 667026

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

Motion by Connie Tsentas to approve the following ten applications for approval of CECs.

PROVIDER	Continuing Education Program	Recommended Approval	To be Designated
LSRPA	Regulatory Roundtable – February 2018	2 Regulatory CECs	2018-010
LSRPA	Regulatory Roundtable – March 2018	2 Regulatory CECs	2018-011
Peak Environmental, LLC	Remedial Action Permits – Ground Water	1 Technical and 1 Regulatory CEC	2018-012
Alpha Analytical, Inc.	Emerging Contaminants Analytical Chemistry Approaches	.5 Technical and .5 Regulatory CEC	2018-013
Environmental Workshops	Remediation Workshops	4 Technical CECs	2018-014
NEWMOA	Back to Basics Part 1: Developing the CSM and Site Characterization Plan	5 Technical CECs	2018-015
AEG	A Geologic Perspective on the Potomac-Raritan-Magothy Aquifer System	1 Technical CEC	2018-016
LSRPA	Remediation of Heavy Metals Using In Situ Approaches	2 Technical CECs	2018-017
LSRPA	Permeable Reactive Barriers	2 Technical CECs	2018-018
Interstate Technology and Regulatory Council	Soil Sampling and Decision Making Using Incremental Sampling Methodology Parts I and II	4.5 Technical CECs	2018-019

Motion seconded by Joann Held.

Roll Call Vote:

Jorge Berkowitz –	yes to all except LSRPA Regulatory Roundtables for February and March 2018
Phil Brilliant –	yes to all
Lawra Dodge –	absent
Joann Held –	yes to all
Jeffrey Hoffman –	yes to all
Christopher Motta –	absent
Mark Pedersen –	yes to all
Kathi Stetser –	yes to all
Peter Strom –	yes to all
Connie Tsentas –	yes to all
Ira Whitman –	yes to all

The motion was carried with respect to all ten applications.

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

Janine MacGregor reported on behalf of Chris Motta that he is working on the quarterly numbers and the financial schedule with the Department staff. At this time the Board is in the black. Costs associated with developing the LSRP exam will be disbursed over two fiscal years since the exam will not be given until next fiscal year.

- **Licensure Committee – Kathi Stetser**

Kathi Stetser reported that the annual fee invoices went out in December 2017. All but 10 of 685 have been paid. All LSRPs have been contacted. Hope for 100% compliance.

Renewals – 34 out of 40 due in January and February have been approved.

466 licenses are due to expire in 2018, and 551 license renewals will be received in 2018 (additional applications are for licenses expiring in 2019). All license renewal applications will need to be reviewed within 3 months of receipt. 211 of them are due between March 10 and April 10.

The Board wants all LSRPs to know that they must pay their annual license fee and license renewal fee prior to submitting their license renewal application. License renewal applications should be submitted to the Board between 120 days and 90 days prior to the license expiration date.

The next administration of the LSRP exam will be October 17, 2018. The pre-requisite Case Study Training class will be held on June 11, 2018 at Rutgers. The application for approval by the Board is pending, and hopefully will be voted on at the next Board Meeting.

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

No Report.

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

Joann Held noted that the Rules Committee held a conference call about two weeks ago. There is a preliminary list of topics that need to be addressed. If topics come up please send to Joann Held or Dana Haymes. Joann Held will include committee chairs in review of proposed changes to their sections.

- **Ongoing Business:**

None.

- **New Business:**

Motion by Mark Pedersen to appoint Joann Held as the Vice Chairperson for 2018.

Motion seconded by Jorge Berkowitz.

Roll Call Vote:

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

The motion was carried.

- **Next Board Meeting is scheduled for March 19, 2018.**

Motion by Mark Pedersen to cancel this meeting.

Motion seconded by Connie Tsentas.

All present voted yes.

The motion was carried.

- **Next Board Meeting will be April 2, 2018.**

- **Public Comments:**

None.

The meeting adjourned at 6:17 PM.