September 17, 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
Christopher Motta
Mark Pedersen
Kathi Stetser
Peter Strom
Connie Tsentas
Ira Whitman

Absent

Others Present:

Board Staff Dana Haymes
DAG Nielsen Lewis

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

A quorum of the Board was in attendance.

• Motion by Ira Whitman to approve the July 9, 2018 Board Meeting Minutes.

Motion seconded by Phil Brilliant.

Roll Call Vote:

Jorge Berkowitz - yes
Phil Brilliant - yes
Lawra Dodge - yes
Joann Held - abstained due to absence from July 9, 2018 Board Meeting
Jeffrey Hoffman - abstained due to absence from July 9, 2018 Board Meeting
Christopher Motta - yes
Mark Pedersen - yes
Kathi Stetser - abstained due to absence from July 9, 2018 Board Meeting
Peter Strom - yes
Connie Tsentas - yes
Ira Whitman - yes

The motion was carried.

• Motion by Phil Brilliant to approve the July 9, 2018 Board Meeting Minutes – Closed Session.

Motion seconded by Ira Whitman.

Roll Call Vote:

Jorge Berkowitz - yes
Phil Brilliant - yes
Lawra Dodge - abstained due to absence from July 9, 2018 Board Meeting – Closed Session.
Joann Held - abstained due to absence from July 9, 2018 Board Meeting – Closed Session.
Jeffrey Hoffman - abstained due to absence from July 9, 2018 Board Meeting – Closed Session.
Christopher Motta - yes
Mark Pedersen - yes
Kathi Stetser - abstained due to absence from July 9, 2018 Board Meeting –
Closed Session.
Peter Strom - yes
Connie Tsentas - yes
Ira Whitman - yes

The motion was carried.

• Motion by Phil Brilliant to approve the August 6, 2018 Board Meeting Minutes.

Motion seconded by Joann Held.

Roll Call Vote:
Jorge Berkowitz - yes
Phil Brilliant - yes
Lawra Dodge - yes
Joann Held - yes
Jeffrey Hoffman - yes
Christopher Motta - abstained due to absence from the August 6, 2018 Board Meeting
Mark Pedersen - abstained due to absence from the August 6, 2018 Board Meeting
Kathi Stetser - yes
Peter Strom - yes
Connie Tsentas - abstained due to absence from the August 6, 2018 Board Meeting
Ira Whitman - abstained due to absence from the August 6, 2018 Board Meeting

The motion was carried.

• Chairperson’s Report

Chairperson Pedersen reported that DAG Kimberly Hahn sends greetings to the Board Members.

• Executive Director’s Report

Dana Haymes requested that all Board Members complete their ethics requirements. Any outstanding requirements were communicated to Board Members via email on Friday September 14, 2018.

Committee Reports:

• Continuing Education – Lawra Dodge

Motion by Lawra Dodge to approve 12 applications for Continuing Education Credits as follows:
<table>
<thead>
<tr>
<th></th>
<th>TITLE</th>
<th>PROVIDER</th>
<th>DATE</th>
<th>CECs</th>
<th>PROPOSED COURSE #</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>34th Annual International Conference on Soils, Sediments, Water and Energy</td>
<td>AEHS Foundation</td>
<td>October 15-18, 2018</td>
<td>1 CEC/Workshop, .5 CEC/Platform Session</td>
<td>2018-050</td>
</tr>
<tr>
<td>2</td>
<td>Borehole Geophysical Logging</td>
<td>AEEG – NY/Phil. Chapter</td>
<td>April 26, 2018</td>
<td>1 Technical</td>
<td>2018-051</td>
</tr>
<tr>
<td>3</td>
<td>Commingled Plume Technical Guidance Update</td>
<td>Peak Environmental</td>
<td>June 25, 2018</td>
<td>1 Regulatory</td>
<td>2018-052</td>
</tr>
<tr>
<td>4</td>
<td>Data Collection and Interpretation</td>
<td>NEWMOA</td>
<td>September 26, 27 and 28, 2018</td>
<td>5.5 Technical</td>
<td>2018-053</td>
</tr>
<tr>
<td>5</td>
<td>Drilling Methods and Procedures</td>
<td>CPES at MSU</td>
<td>September 21, 2018</td>
<td>3.5 Technical</td>
<td>2018-054</td>
</tr>
<tr>
<td>6</td>
<td>Emerging Contaminants</td>
<td>Alpha Analytical, Inc.</td>
<td>September 25, 2018</td>
<td>1 Technical and 1.5 Regulatory</td>
<td>2018-055</td>
</tr>
<tr>
<td>7</td>
<td>Investigating Child Care Centers and Educational Facilities in NJ</td>
<td>CPES at MSU</td>
<td>September 14, 2018</td>
<td>3 Technical and 3 Regulatory</td>
<td>2018-056</td>
</tr>
<tr>
<td>8</td>
<td>LSRPA November 2018 Regulatory Roundtable – Compliance Averaging</td>
<td>LSRPA</td>
<td>November 20, 2018</td>
<td>2 Regulatory</td>
<td>2018-057</td>
</tr>
<tr>
<td>9</td>
<td>NAIOP NJ Regulatory, Legislative and Legal Update</td>
<td>NAIOP NJ</td>
<td>July 12, 2018</td>
<td>1.5 Regulatory</td>
<td>2018-058</td>
</tr>
<tr>
<td>10</td>
<td>PFAs – A Practical Approach</td>
<td>Woodard and Curran</td>
<td>April 30, 2018</td>
<td>1 Technical</td>
<td>2018-059</td>
</tr>
<tr>
<td>11</td>
<td>Rapid Design and Analysis of Ground Water Remediation Systems</td>
<td>CPES at MSU</td>
<td>TBD</td>
<td>7.5 Technical</td>
<td>2018-060</td>
</tr>
</tbody>
</table>
Roll Call Vote:

Jorge Berkowitz - yes to all, except recused with respect to the applications numbered 5, 7 and 11 above.
Phil Brilliant - yes to all, except recused with respect to the applications numbered 5, 7 and 11 above.
Lawra Dodge - yes to all
Joann Held - yes to all
Jeffrey Hoffman - yes to all
Christopher Motta - yes to all
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 applications.

- Motion by Lawra Dodge to approve the application of an individual LSRP for one technical Continuing Education Credit for a poster presentation given at the Battelle Conference on April 9, 2018.

Motion seconded by Connie Tsentas.

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

The motion was carried.
Lawra Dodge presented the Committee’s policy statement on documenting Continuing Education Credit.

Ira Whitman reported that he participated in the LSRPA ethics course that was given today. He felt that the tone of the course had improved over last year.

Ira Whitman would like the Department to organize its training so that more courses held by the Department can be approved for Continuing Education Credit.

- **Finance Committee – Christopher Motta**

- Motion by Christopher Motta to approve the SRPL Board Budget for Fiscal Year 2019 (July 1, 2018 – June 30, 2019).

  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  
  Mark Pedersen  - yes  
  Kathi Stetser  - yes  
  Peter Strom  - yes  
  Connie Tsentas  - yes  
  Ira Whitman  - yes

  The motion was carried.

  The Committee is working on the fee report and intends publish it in the New Jersey Register in time to make any changes prior to the date that invoices for annual license fees are sent to LSRPs in December 2018.

- **Audit Committee – Jorge Berkowitz**

Jorge Berkowitz reported that an audit committee meeting was held last week and the process for review of audits by staff and Audit Review Teams was evaluated. It seems that improvements to the process have increased the efficiency and effectiveness of audits.

Five LSRPs have been selected for audit this month and the LSRPs and Audit Review Teams will be notified.
Audit Review Teams have reported the following audits as complete:

<table>
<thead>
<tr>
<th>LSRP Name</th>
<th>LSRP License</th>
<th>Date of Audit Selection</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andrew Huber</td>
<td>578142</td>
<td>January 11, 2018</td>
</tr>
<tr>
<td>Richard Simun</td>
<td>590510</td>
<td>January 11, 2018</td>
</tr>
<tr>
<td>Teresa Blauch</td>
<td>629030</td>
<td>January 11, 2018</td>
</tr>
<tr>
<td>Craig Hopkins</td>
<td>574546</td>
<td>January 11, 2018</td>
</tr>
<tr>
<td>William Nehls</td>
<td>579788</td>
<td>January 11, 2018</td>
</tr>
<tr>
<td>James Ulrich</td>
<td>574041</td>
<td>February 7, 2018</td>
</tr>
<tr>
<td>Kade Wojtal</td>
<td>715455</td>
<td>February 7, 2018</td>
</tr>
</tbody>
</table>

- **Licensure Committee – Kathi Stetser**

  Kathi Stetser reported that 146 applications for license renewals were due by the end of July for those LSRPs with an October expiration date. Of the 146 licenses expiring in October, 142 LSRPs submitted applications which were all approved for renewal, and 4 LSRPs did not submit applications for license renewal, so their licenses will expire in October.

  The Board received 77 applications for the October 17, 2018 licensing exam. Of those 77 applications, 74 complete applications were received by the July 15 deadline so were reviewed by Department staff. Of those 74 applications, one was not approved, so 73 applicants are eligible to take the exam.

- **Outreach Committee – Peter Strom**

  No report.

- **Rules Committee – Joann Held**

  No report.

- **Professional Conduct Committee – Phil Brilliant**

  - Motion by Phil Brilliant to approve a resolution to go into closed session to discuss Complaint 005-2016.

    Motion seconded by Mark Pedersen.

    All present voted yes.

    The motion was carried.
Open session resumed at 6:20 PM.

- Motion by Phil Brilliant, in the matter of Complaint 005-2016, to find 23 violations, and assess a fine of $1250.00 for each violation, for a total fine of $28,750.00.

Motion seconded by Joann Held.

Roll Call Vote:

<table>
<thead>
<tr>
<th>Name</th>
<th>Vote</th>
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<tbody>
<tr>
<td>Jorge Berkowitz</td>
<td>yes</td>
</tr>
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<td>Phil Brilliant</td>
<td>yes</td>
</tr>
<tr>
<td>Lawra Dodge</td>
<td>yes</td>
</tr>
<tr>
<td>Joann Held</td>
<td>yes</td>
</tr>
<tr>
<td>Jeffrey Hoffman</td>
<td>yes</td>
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<tr>
<td>Christopher Motta</td>
<td>yes</td>
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<tr>
<td>Kathi Stetser</td>
<td>yes</td>
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<tr>
<td>Peter Strom</td>
<td>yes</td>
</tr>
<tr>
<td>Connie Tsentas</td>
<td>no</td>
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<tr>
<td>Ira Whitman</td>
<td>yes</td>
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<tr>
<td>Mark Pedersen</td>
<td>yes</td>
</tr>
</tbody>
</table>

The motion was carried.

- **Ongoing Business:**

- Motion by Mark Pedersen to designate Joann Held and Phil Brilliant to represent the Board at SRRA 2.0 breakout sessions and hearings scheduled by Senator Smith.

Motion seconded by Jorge Berkowitz.

All present voted yes.

The motion was carried.

- **New Business:**

  None

- **Next Board Meeting**

- Motion by Phil Brilliant to cancel the Board Meeting previously scheduled for September 24, 2018.

Motion seconded by Jeffrey Hoffman.
All present voted yes.

The motion was carried.

The next Board Meeting is October 1, 2018.

• **Public Comments:**

Marlene Lindhardt commented regarding the LSRPA exam review course. She was an instructor and can attest that no information about actual exam questions used in previous exams is given out or discussed at the course.

• Motion by Phil Brilliant to adjourn the meeting.

Motion seconded by Jeffrey Hoffman.

All present voted yes.

The motion was carried.

Meeting adjourned at 6:27 PM.