

# LSRPA Steering Committee Meeting

December 1, 2018

2:00 - 5:00 pm

Langan, Parsippany, NJ

ATTENDANCE: R. Ferguson, C. Barnes, S. Boyle, S. Posten, S. Drew, D. Morris, D. Warner, M. Pietrucha, M. Poland, D. Hoffman, D. Morris, B. Alter, J. Donahue, L. Voyce, J. Entin

Topic	Discussion	Action Items
<b>PRESIDENT'S REPORT</b>		
Licensing Board Update	Seventy-three people took certification exam with 41 passing. This is a 65% success rate for individuals passing the exam on the first try.	
	Board of Trustees Nominees on the BOT approved slate. Slate must be sent to Membership at least a month prior to the Annual Meeting.	M. Pietrucha, J. Postorino, D. Warner, B. Alter, R. Hollender and M. Lindhart.
SRAG Meeting Summary. Presented by C. Baker	Site Remediation Metrics: Question on whether we can track requests for peer extension.	DEP may be able to track
	Timeframe Deadlines within the next year: Soil SIRRA, Landfill and EPH. Fill sampling procedures manual in approximately seven months.	
	SRRA 2.0 Update: EBC had meeting with Sen. Smith and Assemblywoman Pinkerton along with stakeholder groups. Discussed consensus and nonconsensus items.	Consensus issues due to Senator Smith by the end of the year and nonconsensus items by January 15, 2019. Consensus items will be reviewed by DEP and stakeholder groups. Sen. Smith will hold dual committee hearings by the end of January.
	RA Permits for subdivided sites: Defined new procedures for subdivided sites. Discussed procedures for terminating and refiling process for groundwater sources on subdivided sites.	
	Comingle plumes with Responsible Party discharges.	
	Groundwater Remedial Action Permits	
	Remediating TICS (Tenatively Identified Compounds) Department revised policy on TICS, including remediating TICKS with no health-based standards.	Review the White Paper by R. Shoyer and L.Voyce will work together in preparing a response.
	Rule Variances - summarized variances for LNAPL, ambient air and PSA. Small workgroup addressing DEP rule variances.	Refer members to SRAG area of DEP website for information and review for regulatory changes. Topic of discussion by Risk Management in January.

<b>EXECUTIVE DIRECTOR'S REPORT</b>	Annual Meeting preparation. Registration is necessary for the Conference and courses.	
	Committees to submit their top three accomplishments for 2018 and goals for 2019.	Fourteen people volunteered to write articles. Number of articles is dependent upon the amount of advertising.
	2019 meetings on calendars. Should membership continue to be invited?	Meeting locations needed.
	Nature Conservancy has asked us to be on its Conservancy Council. S. Boyle will initially take the lead and recommended B. Call or K. Gagnon as representative. Association would be a contributor to the group as an ambassador	
<b>SECRETARY'S REPORT</b>	Trying to bring the meeting notes up to date. No notes from October Steering Committee meeting. If you have notes, please send to D. Morris.	
<b>TREASURER'S REPORT</b>	\$438K in LSRPA reserve account and \$15 in Foundation account. Last month received \$50K in revenue credit card payments, membership renewals, conference registrations and sponsor payments.	
	Set up PayPal account for all Foundation donations go directly into Foundation account.	
	Filed Form 990.	
	Tiesha Green will continue to work with Treasurer on Quickbooks. She does a great job and saves Treasurer much time.	
<b>CONTINUING EDUCATION COMMITTEE</b>	George Nichols is phasing out and new co-chair is needed.	
	All conference courses are approved,	
<b>NJSR CONFERENCE COMMITTEE</b>	Updated on registration, 46 exhibitor tables reserved, 62 rooms sold with another 20 rooms <u>added at a higher cost.</u>	
	Email blasts on registration, spotlight on instructors and partnering with other organizations in cross advertising.	
	Close to breakeven point - currently at 75%	
	Contracted with Encore on AV needs; overbudget in advertising. Approximately \$66K in income and \$11K <u>in expenses.</u>	
	Call for abstracts a new initiative for conference.	Applied to Licensing Board for credit. Twenty-three abstracts received.
	DEP Commissioner McCabe is keynote speaker.	

<b>REGULATORY OUTREACH COMMITTEE</b>	SRAG - Historically applied pesticides guidance document is announced and posted. Discusses compliance averaging during several phases of remediation.	
	Completed Natural Attenuation guidance document with minor changes. Not yet released.	
	Offsite Source of Contaminants document edited with minor changes.	
	Capping for volatile guidance was release with no changes.	
<b>Remediation Standards - S. Drew</b>	Rules were extended indefinitely without change. Last meeting was in March 2016. Briefing to discuss changes only to the draft 2016 rule.	Migration to groundwater remediation standards and indoor air will not be discussed since there were no changes. Comments can be submitted after draft rule is published.
	Alternative Fill Guidance will not happen until 2019,	
	Extractable Petroleum Hydrocarbons is drafted.	Air group will release n April, focusing on real-time monitoring.
	Remedial Action Permit Group meets every two weeks.	
<b>RISK MANAGEMENT AND LOSS PREVENTION</b>	Recommend an eblast to membership on insurance and contractual issues. LSRPs need reminder to evaluate their professional liability insurance coverage. Also remind membership to send to their insurance carrier, for notification only, notices of Licensing Board complaints, litigation issues, client documents.	
	LSRP contractual information is still relevant, but add to require clients to take payment responsibility for the costs by 3rd party for information.	
	Consideration to contractual provisions of LSRPs subcontracting work to other LSRPs.	
	Need to provide clients with letter when LSRP is dismissed from a case.	
<b>SRRA 2.0</b>	Letters to Senator from NJBIA, Chemistry Council,Builders and others who felt left out on issue comments.	
	Riker Danzig retained, drafting position papers and provided Affidavit of Merit language.	Motion make and approved tdo send position papers to Senator Smith.

<b>LICENSING BOARD</b>	Since R. Ferguson's term is ending, it was suggested that others attend Licensing Board meetings.	
	Discussed two decisions. In Complaint 001-2016, the attorney for LSRP cited violation of 16B of SRRA and a \$7000 fine.	
	In another decision, LSRP originally fined \$28,500, but settled for \$23,000. Basis of complaint was the at least 23 remediation documents were submitted with no backup documentation. Allegations that LSRP charges by the form only and documents were not reviewed.	
	008-2016 the case was dismissed since LSRP passed away.	
	Another decision is being appealed, but alleged that contamination from an adjoining Exxon station resulted in impact to the water supply well and A 1.5M lien on property.	
<b>LEGAL AND LEGISLATIVE</b>	NJ DEP Environmental Justice/NRD lawsuit filings.	
	AG's office began filing NRD resource damage lawsuits. Hired 18 out-of-state law firms. Planning to file 60 NRD damage lawsuits within the next year.	
<b>MEMBERSHIP COMMITTEE</b>	Participated in 4th Annual Aspiring Professionals event in October at River Horse Brewery. Joined by three other organizations. Successful event with 100 attendees.	
	Email blast to increase membership; first to former members and then to members reminding them to renew.	Future eblast to target nonmembers attending Aspiring Professional events and nonmembers who passed the exam.
	Presentation slots are filled for the Member Breakfast. Bios needed to include with application to Licensing Board.	
	Aspiring Professional training will begin soon with the first event in February at a venue in Colts Neck.	
	10th Anniversasry celebration being planned and possibly held at the Grounds for Sculpture.	
	Possibly Aspiring Professionals to moderate Conference classes.	
<b>COMMUNICATIONS COMMITTEE</b>	Thanked R. Shoyer for his work as Co-chair. Candace Moore is co-chair replacement.	
	Articles needed for March 2019 Business Magazine special section. Theme is "Remediation is Everyone's Business".	
	Continuing to support Conference Committee in promoting the Conference.	

<b>COLLEGE OUTREACH AND MENTORING</b>	Received 18 scholarship applications. Do we stay with the \$2000 scholarships to five applicants or increase to \$2000 scholarships to seven applicants.	
<b>HOT TOPIC</b>	J. Donahue of Fuel Merchants requested an eblast to new LSRPs advising them about the UST course.	
	R. DeLorenzo advised of presentation Challenges to LSRPs by T. Toskos at dinner meeting.	
	Series of talks on conceptual site models. Applying for continuing ed credit	
	Jim Pedersen President of organization for 2019.	