



# STATE OF CONNECTICUT

## Board of Examiners of Environmental Professionals

Board Members:  
Kenneth M. Collette, Esq., Chair  
John Adams, LEP  
Michelle Gamache  
Robert F. Good, Jr., LEP  
Stephen Holtman PE, LEP  
Jeffrey Loureiro, PE, LEP  
Kelly Meloy, LEP  
Elsie Patton  
Alisa Phillips-Griggs  
Carol Violette, PhD, CHMM

### MINUTES

#### State Board of Examiners of Environmental Professionals

#### Regular Meeting – August 8, 2019

##### A. Call to Order and Sign-In

A regular meeting of the State Board of Examiners of Environmental Professionals (“the Board”) was called to order on Thursday, August 8, 2019 at 9:38 am in the Russell Room on the 3<sup>rd</sup> floor, 79 Elm Street, Hartford, by Chair K. Collette. Board members J. Loureiro, C. Violette, M. Gamache, S. Holtman A. Phillips-Griggs and Board Administrator K. Maiorano were present. Board members R. Good and K. Meloy joined the meeting via phone. Jacques Gilbert with DEEP, Michael Cote representing EPOC and David Wrinn of the Office of the Attorney General attended the meeting. A member of the public, Mr. Robert Hagar also attended the meeting.

##### B. Reading and Approval of the Minutes

The draft minutes of the Regular Board meeting of July 2019 were read and approved; motion by M. Gamache, seconded by J. Loureiro, passed unanimously.

##### C. Public Participation

Mr. Cote requested a copy of the draft criteria for referrals to the Board. Chair Collette stated that discussion at the last Board meeting was that he and K. Maiorano were going to write an introductory paragraph explaining the criteria were guidance and not mandatory issues to be referred or exclusive of other instances that an LEP can be referred.

K. Maiorano informed Mr. Cote that the criteria are on EPOC’s website with the exception of the paragraph and a few minor edits that the Board is still working on.

Mr. Robert Hagar asked to address the Board. He was unhappy with his experiences with LEPs and the property transfer law. He gave the Board a redacted copy of a letter he sent to State Senator Heather Somers and questioned how to participate in the environment committee.

In addition to changes to the Transfer Act, Mr. Hagar felt that there were opportunities for improvement in the LEP Program, specifically:

- 1) More DEEP oversight
- 2) Education of LEPs (adding a requirement for courses in ethics and morality both on initial licensure and periodically for renew)
- 3) Greater oversight of LEPs can be accomplished through an expanded role of the LEP board, or creation of a separate "review board" which would provide the following:
  - a) standardize fees for LEP services and related costs
  - b) settle any disagreements between LEPs and landowners
  - c) make determinations regarding the applicability of the Transfer Act
  - d) enforce the RSRs

Chair Collette thanked him for his input and provided him a copy of Public Act 19-75, the public act that recently made changes to the property transfer law and established a working group to examine and develop recommendations regarding potential legislative changes to the property transfer law.

#### **D. Unfinished Business and General Orders**

##### **Update on complaint #17-102**

J. Loureiro reported that a FOIA had been requested by the LEP's new attorney, and that they needed to schedule a meeting with the LEP. K. Maiorano informed him the FOIA should be finalized this week, and will work to set up a time for a potential settlement meeting.

##### **Update on complaints #18-101 and #18-102**

K. Maiorano stated that the LEP that is the subject of complaint #18-101 did not renew his license. The Board has no authority over anyone who allows their license to lapse, a memo could be placed in the individual's file stating no resolution of the complaint.

C. Violette reported that a meeting had been held with staff. J. Gilbert was assisting with drafting a letter to be sent to the LEP for complaint #18-102 with a tentative meeting date of September 5, 2019.

##### **Update on complaint #18-103**

M. Gamache reported that a meeting was held with DEEP staff and she and J. Adams would be meeting to discuss how to proceed.

##### **Update on Item Development Workshop - July 17<sup>th</sup>**

K Maiorano reported that although there was one LEP short, the workshop went well. Technical advisors typically consist of 5 LEPs and 2 DEEP staff. This workshop consisted of 4 LEPs and 2 DEEP staff. Participants included: John Insall, Tetra Tech; Bob Kovach; John Bogdanski with Loureiro; Todd Mahler with Clean

Earth; Kim Maiorano and Peter Hill with DEEP. Having one less LEP in this workshop would allow for an additional participant for the Test Assembly Workshop.

### **Test Assembly Workshop – August 21st**

The participants for the Test Assembly Workshop are: Karen Goldenberg from Loureiro; Evan Glass from Alta; John Adams from Tetra Tech; Robert Good, Jr. from WSP; Stephen Holtman from Woodard Curran; Carol Violette; and Kim Maiorano and Peter Hill from DEEP.

### **Guideline Criteria for Referrals to the Board**

Chair Collette tabled the item. He will be working with K. Maiorano on an introductory paragraph to provide clarity with respect to the document's intention.

## **E. New Business**

### **Complaints 19-101, 19-102 19-103**

K. Meloy and S. Holtman have stepped down to review these complaints as they all relate to one site.

### **Course Approval**

Course approval request from NGWA for conference titled "*2019 NGWA Conference on Fractured Rock in Groundwater (#5017)*" for 11.18 CECs. On a motion by K. Meloy, seconded by C. Violette, the conference was approved unanimously for the standard conference credit of 50% credit per contact hour for a maximum of 6.0 CECs for attendance for both days.

### **General Discussion of Enforcement Tools – executive session**

At 10:00 am, motion to enter executive session inviting K. Maiorano and D. Wrinn to join by A. Phillips-Griggs seconded by S. Holtman, passed unanimously.

Next meeting is September 12, 2019 at 9:30am.

## **F. Adjournment**

On a motion by J. Loureiro, seconded by M. Gamache and passed unanimously, Chair Collette declared the meeting adjourned at 10:45am.

Minutes were approved on , 2019.

Respectfully submitted,

Kim Maiorano, Board Administrator