

**MINUTES
ENVIRONMENTAL QUALITY BOARD SPECIAL MEETING
DECEMBER 18, 2013
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA CITY, OKLAHOMA**

Official EQB Approved
On February 21, 2014

Notice of Public Meeting – The Environmental Quality Board (Board) convened for a Special Meeting at 9:00 a.m. on December 18, 2013 at the Department of Environmental Quality, 707 North Robinson, Oklahoma City, Oklahoma. This meeting was held in accordance with the Oklahoma Open Meeting Act, Section 311 of Title 25 of the Oklahoma Statutes, with notice of the meeting given to the Secretary of State on December 13, 2013. The agenda was delivered to interested parties, including each person and entity that has filed a written request for notice of Board meetings on December 13, 2013, and was posted at the DEQ on December 13, 2013. Mr. John Wendling, Chair, called the meeting to order. Ms. Quiana Fields called roll and a quorum was confirmed. Mr. Wendling recognized the Secretary of Energy and Environment of Oklahoma, Mr. Michael Teague.

MEMBERS PRESENT

Mike Cassidy
David Griesel
Tracy Hammon
Jerry Johnston
James Kinder
Jan Kunze
Steve Mason
Tim Munson
Billy Sims
John Wendling

DEQ STAFF PRESENT

Jimmy Givens, Interim Executive Director
Martha Penisten, General Counsel
Sarah Penn, Deputy General Counsel
Wendy Caperton, Administrative Services Division
Eddie Terrill, Air Quality Division
Gary Collins, Environmental Complaints & Local Services
Scott Thompson, Land Protection Division
Shellie Chard-McClary, Water Quality Division
Chris Armstrong, State Environmental Laboratory Services
Skylar McElhane, Public Information Officer
Erin Hatfield, Public Information Officer
Rob Singletary, Air Quality Environmental Attorney
Fenton Rood, Land Protection Division
Lloyd Kirk, Land Protection Division
Saba Tahmassebi, Land Protection Division
Cindy Przekurat, Executive Director's Office
Quiana Fields, Board & Council Secretary

MEMBERS ABSENT

Tony Dark

OTHERS PRESENT

Michael Teague, Office of the Secretary of Energy and Environment
Tyler Powell, Office of the Secretary of Energy and Environment
Christy Myers, Court Reporter

Report and Recommendations of Executive Director Search Committee and Possible Appointment of New DEQ Executive Director – Mr. Wendling asked Ms. Jan Kunze to give a brief report on the Executive Director search. Ms. Kunze gave an update and spoke of the qualities and expectations that the committee took into consideration during the search process. Ms. Kunze made a motion to enter into Executive Session to discuss specifics related to the interviews and the Search Committee recommendations to the Board. Also, the Secretary of Energy and Environment was asked to go into executive session. Mr. Griesel made the second.

transcript pages 7 - 12

Mike Cassidy	Yes	Jan Kunze	Yes
David Griesel	Yes	Steve Mason	Yes
Tracy Hammon	Yes	Tim Munson	Yes
Jerry Johnston	Yes	Billy Sims	Yes
James Kinder	Yes	John Wendling	Yes

The Board reconvened. Mr. Wendling called for a motion to return to open session. Mr. Sims made a motion and Mr. Griesel made the second.

transcript pages 12 – 13

Mike Cassidy	Yes	Jan Kunze	Yes
David Griesel	Yes	Steve Mason	Yes
Tracy Hammon	Yes	Tim Munson	Yes
Jerry Johnston	Yes	Billy Sims	Yes
James Kinder	Yes	John Wendling	Yes

Mr. Wendling thanked everyone who stayed during the lengthy Executive Session. Mr. Wendling opened the floor up for a motion from the committee. Ms. Kunze stated after a thorough search and a careful evaluation process she would like to make a motion that Mr. Scott Thompson be appointed the Executive Director of the Oklahoma Department of Environmental Quality at the advertised salary. Mr. Kinder made the second.

transcript pages 13 – 15

Mike Cassidy	Yes	Jan Kunze	Yes
David Griesel	Yes	Steve Mason	Yes
Tracy Hammon	Yes	Tim Munson	Yes
Jerry Johnston	Yes	Billy Sims	Yes
James Kinder	Yes	John Wendling	Yes

Mr. Wendling congratulated Mr. Thompson. He thanked Ms. Kunze and the search committee for their extensive work on the Executive Director search process. Mr. Wendling thanked the candidates that were interested in serving the State of Oklahoma. Also, he thanked Mr. Jimmy Givens, for serving in the role of Interim Executive Director since October. Mr. Thompson spoke and thanked the Board for the opportunity and stated that he looks forward to working with the Board and agency on future plans. Mr. Wendling thanked the Board for adjusting their schedules and being flexible this time of year.

transcript pages 16 - 18

Adjournment – Mr. Wendling asked for a motion to adjourn. Ms. Kunze made the motion and Mr. Griesel made the second.

transcript pages 18 – 20

Mike Cassidy	Yes	Jan Kunze	Yes
David Griesel	Yes	Steve Mason	Yes
Tracy Hammon	Yes	Tim Munson	Yes
Jerry Johnston	Yes	Billy Sims	Yes
James Kinder	Yes	John Wendling	Yes

The transcript and sign-in sheet become an official part of these Minutes.

Myers Reporting

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* * * * *

TRANSCRIPT OF PROCEEDINGS
OF THE ENVIRONMENTAL QUALITY BOARD
SPECIAL MEETING
ON DECEMBER 18, 2013, AT 9:00 A.M.
IN OKLAHOMA CITY, OKLAHOMA
* * * * *

MYERS REPORTING SERVICE
Christy Myers, CSR
P.O. Box 721532
Oklahoma City, Oklahoma 73172-1532
(405) 721-2882

Myers Reporting

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MEMBERS OF THE BOARD

JERRY JOHNSTON
JOHN WENDLING
MIKE CASSIDY
DAVID GRIESEL
TRACY HAMMON
JAMES KINDER
JAN KUNZE
TERRI SAVAGE
BILLY SIMS
TONY DARK
STEVE MASON
TIM MUNSON

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1 continued meeting and the Agenda for
2 such continuation will remain the
3 same as today's Agenda.
4 Roll call, please.
5 MS. FIELDS: Mr. Cassidy.
6 MR. CASSIDY: Here.
7 MS. FIELDS: Mr. Dark is
8 absent.
9 Mr. Griesel.
10 MR. GRIESEL: Here.
11 MS. FIELDS: Dr. Hammon.
12 DR. HAMMON: Here.
13 MS. FIELDS: Mr. Johnston.
14 MR. JOHNSTON: Here.
15 MS. FIELDS: Mr. Kinder.
16 MR. KINDER: Here.
17 MS. FIELDS: Ms. Kunze.
18 MS. KUNZE: Here.
19 MS. FIELDS: Mr. Mason.
20 MR. MASON: Here.
21 MS. FIELDS: Mr. Munson.
22 MR. MUNSON: Here.
23 MS. FIELDS: Mr. Sims.
24 MR. SIMS: Here.
25 MS. FIELDS: Mr. Wendling.

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PROCEEDINGS

1
2
3 MR. WENDLING: All right.
4 Thank you. I'd like to move forward
5 and call the meeting to order. The
6 December 18, 2013 Special Meeting of
7 the Environmental Quality Board has
8 been called according to the Oklahoma
9 Open Meeting Act, Section 311 of
10 Title 25 of the Oklahoma Statutes.
11 Notice was filed with the
12 Secretary of State on December 13,
13 2013. The Agenda was delivered to
14 interested parties, including each
15 person and entity that has filed a
16 written request for notice of Board
17 meetings on December 13, 2013 and was
18 posted at the DEQ on December 13,
19 2013.
20 Only matters appearing on the
21 posted agenda may be considered. If
22 this meeting is continued or
23 reconvened, we must announce today
24 the date, time, and place of the

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1 MR. WENDLING: Here.
2 MS. FIELDS: We have a
3 quorum.
4 MR. WENDLING: Thank you
5 very much. First, I'd like to thank
6 you all for being here today. I
7 know that adjusting schedules is
8 extremely difficult especially this
9 time of year and with the holidays
10 around. So I appreciate and I'm
11 delighted that you could join us
12 today, and many of you out there.
13 I'd like to recognize a special
14 guest with us today, the Secretary of
15 Energy and Environment of Oklahoma,
16 Mr. Michael Teague is with us today.
17 Welcome.
18 MR. TEAGUE: Thank you. I
19 appreciate it.
20 MR. WENDLING: I guess to
21 the public and, I think, most of the
22 public out there is I think a lot of
23 people within the ODEQ organization.
24 I'd like to set expectations on what
25 you can expect today. We'll be

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<p>Sheet 3 Page 6</p> <p>1 hearing a report from the Executive 2 Director Search Committee. Most of 3 the discussion is expected to be 4 confidential in nature and as such 5 may be covered in Executive Session, 6 and time in Executive Session if we 7 have one. It's unknown at this time 8 and it could be lengthy so I wanted 9 to kind of set expectations out there 10 on that.</p> <p>11 With that in mind, today is an 12 important meeting, important day, it 13 represents an important milestone as 14 we move forward in our efforts to 15 appoint a new Executive Director. 16 The members of the selection team 17 have worked diligently behind the 18 scenes, a lot of time, a lot of 19 hours, to -- and they're going to 20 share those results with us today. 21 So it's my hope by the end of the 22 day that we have enough information 23 so that we can select the next 24 Executive Director of the Agency. 25 So with that, I would like to</p>	<p>Page 8</p> <p>1 questions and we spent quite a bit 2 of time doing that, making sure that 3 we had questions that would give us 4 insight into those qualities and 5 skills that we felt like were very 6 important for the Executive Director 7 of the Agency.</p> <p>8 We focused on leadership, being 9 able to determine their management 10 style, how they stayed in touch not 11 only with the people inside the 12 Agency, with the external regulated 13 community, and also with the Board 14 itself. We wanted to gain some 15 insight into their decision-making 16 process, that being the day-to-day 17 problems, those that were maybe more 18 complex and also any personnel issues 19 that the Executive Director would 20 have to deal with.</p> <p>21 We wanted to know about their 22 ability to build relationships, both, 23 inside and outside the Agency and 24 their enforcement strategies. 25 We wanted to know how they</p>
<p>Page 7</p> <p>1 turn it over to Agenda Item Number 2 3, to Jan Kunze who will give us a 3 briefing. Jan.</p> <p>4 MS. KUNZE: Thank you, John. 5 I'm going to echo your comments. I 6 appreciate everybody at the Agency 7 and my Board Members adjusting 8 schedules to meet with us today, and 9 I'll say as a committee we were very 10 anxious to make sure we kept this 11 process moving. We've done that 12 since September, so realizing the 13 holidays and being able to get this 14 group together, thank you very much.</p> <p>15 I'd like to jump in and maybe 16 bring you an update on the major 17 things that have happened since we 18 had our November meeting in Muskogee. 19 But following that meeting we 20 proceeded with the direction that the 21 Board had approved and we began 22 scheduling interviews with those 23 candidates that we had selected. And 24 once those were scheduled, we started 25 putting together a series of</p>	<p>Page 9</p> <p>1 were going to set priorities and 2 maybe very importantly, their 3 communication style and how that 4 would be inside and outside the 5 Agency and with the Board itself.</p> <p>6 We also developed a list of 7 criteria that went with each one of 8 those questions that outlined if the 9 -- if the response met this criteria 10 it would rate at a different scoring 11 level which allowed us to actually 12 have an evaluation tool once we 13 completed the interviews.</p> <p>14 We were very happy to get 15 those scheduled for December 5th and 16 6th, thinking we were right on target 17 with the timeline that we had laid 18 out. Mother nature stepped in and 19 threw us a curve, one of those 20 uncontrollable issues that I had 21 mentioned. Like John, who always 22 brings up safety, I've always learned 23 safety is the most important item. 24 So we reluctantly decided the storm 25 really is coming and we rescheduled</p>

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1 those. With the scrambling of
2 schedules with our contact at HCM,
3 the interview candidates themselves,
4 and then the search committee, we
5 were able to get that set back up
6 for the following week which was last
7 Wednesday and Thursday, December 5th
8 -- or 11th and 12th.

9 We spent those two full days
10 sitting down with the candidates and
11 going through a very thorough
12 interview process and rating those.

13 Following that, the search
14 committee was able to discuss, and we
15 have some specifics related to those
16 interviews, and our recommendations
17 to the full Board that I would very
18 much like to go into and would now
19 ask that we be able to do that in
20 Executive Session.

21 So, John, at this time I'm
22 going to make a motion that we
23 adjourn to Executive Session which
24 would also include the Secretary of
25 Energy and Environment.

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1 MR. GRIESEL: I'll second.
2 MR. WENDLING: Any questions
3 from the Board? All right.
4 Questions of the public?
5 All right. Roll call, please.
6 MS. FIELDS: Mr. Cassidy.
7 MR. CASSIDY: Yes.
8 MS. FIELDS: Mr. Griesel.
9 MR. GRIESEL: Yes.
10 MS. FIELDS: Dr. Hammon.
11 DR. HAMMON: Yes.
12 MS. FIELDS: Mr. Johnston.
13 MR. JOHNSTON: Yes.
14 MS. FIELDS: Mr. Kinder.
15 MR. KINDER: Yes.
16 MS. FIELDS: Ms. Kunze.
17 MS. KUNZE: Yes.
18 MS. FIELDS: Mr. Mason.
19 MR. MASON: Yes.
20 MS. FIELDS: Mr. Munson.
21 MR. MUNSON: Yes.
22 MS. FIELDS: Mr. Sims.
23 MR. SIMS: Yes.
24 MS. FIELDS: Mr. Wendling.
25 MR. WENDLING: Yes.

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1 MS. FIELDS: Motion passed.
2 MR. WENDLING: All right.
3 Thank you. I have an assumption,
4 because I hadn't asked before the
5 meeting started, that Executive
6 Session is in that back room. So
7 let me ask a question if I'm
8 correct? Am I correct?

9 Okay. So we will reconvene
10 back behind the coffee pot, if you
11 would. Thank you.

12 (Whereupon, the Board went into
13 Executive Session at 9:15 a.m.)

14 (Off the record)

15 (Whereupon, the Board returned
16 from Executive Session at 2:15 p.m.)

17 MR. WENDLING: All right.
18 I guess we're ready to reconvene.

19 I need a motion to come out of
20 the Executive Session.

21 MR. SIMS: Make a motion to
22 reconvene out of Executive Session.

23 MR. GRIESEL: I'll second.

24 MR. WENDLING: All right.

25 Thank you. Roll call, please.

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1 MS. FIELDS: Mr. Cassidy.
2 MR. CASSIDY: Yes.
3 MS. FIELDS: Mr. Griesel.
4 MR. GRIESEL: Yes.
5 MS. FIELDS: Dr. Hammon.
6 DR. HAMMON: Yes.
7 MS. FIELDS: Mr. Johnston.
8 MR. JOHNSTON: Yes.
9 MS. FIELDS: Mr. Kinder.
10 MR. KINDER: Yes.
11 MS. FIELDS: Ms. Kunze.
12 MS. KUNZE: Yes.
13 MS. FIELDS: Mr. Mason.
14 MR. MASON: Yes.
15 MS. FIELDS: Mr. Munson.
16 MR. MUNSON: Yes.
17 MS. FIELDS: Mr. Sims.
18 MR. SIMS: Yes.
19 MS. FIELDS: Mr. Wendling.
20 MR. WENDLING: Yes.
21 MS. FIELDS: Motion passed.
22 MR. WENDLING: All right.
23 Thank you. I want to thank everyone
24 for -- that stayed with us through
25 the day. We've had a long, I

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1 believe, fruitful Executive Session.
2 And so just from the audience stand
3 point of what we've done, we spent
4 most of today going through the
5 details -- the confidential details
6 of the search committee, having lots
7 of dialogue and discussion, and also
8 bringing in some individuals that we
9 needed -- felt like we needed to
10 talk to. So the Committee has met
11 and I think we've -- we've had some
12 dialogue and we've made some -- I
13 believe some decisions and we're
14 ready to move forward.

15 And so I'm going to open this
16 up to the floor for a motion from
17 the Board.

18 MS. KUNZE: John, after a
19 thorough search, job search, and a
20 careful evaluation process, I make a
21 motion that Scott Thompson be
22 appointed as the Executive Director
23 of the Oklahoma Department of
24 Environmental Quality at the
25 advertised salary.

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1 MR. KINDER: Second.
2 MR. WENDLING: All right.
3 We have a second. Let's do a roll
4 call, please.
5 MS. FIELDS: Mr. Cassidy.
6 MR. CASSIDY: Yes.
7 MS. FIELDS: Mr. Griesel.
8 MR. GRIESEL: Yes.
9 MS. FIELDS: Dr. Hammon.
10 DR. HAMMON: Yes.
11 MS. FIELDS: Mr. Johnston.
12 MR. JOHNSTON: Yes.
13 MS. FIELDS: Mr. Kinder.
14 MR. KINDER: Yes.
15 MS. FIELDS: Ms. Kunze.
16 MS. KUNZE: Yes.
17 MS. FIELDS: Mr. Mason.
18 MR. MASON: Yes.
19 MS. FIELDS: Mr. Munson.
20 MR. MUNSON: Yes.
21 MS. FIELDS: Mr. Sims.
22 MR. SIMS: Yes.
23 MS. FIELDS: Mr. Wendling.
24 MR. WENDLING: Yes.
25 MS. FIELDS: Motion passed.

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1 MR. WENDLING: All right.
2 Thank you. Congratulations, Scott,
3 and we will talk to you briefly. I
4 had a few comments I wanted to make
5 to the Board and others.

6 I mentioned earlier that we --
7 we had a -- I think we've had an
8 exhausting day, a lot of discussion,
9 but I want to really express my
10 appreciation to the Executive Search
11 Committee for their -- all their
12 work. I especially want to thank
13 Jan Kunze for leading this team along
14 a very complex and, I believe,
15 thorough process.

16 Additionally, I want to
17 recognize the extensive time and work
18 each committee member put forth in
19 this effort, making sure that in the
20 interest of the public and state that
21 we found the best candidate for the
22 job. So anyway, thank you all very
23 much.

24 To those candidates that were
25 interested to serving the State of

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1 Oklahoma, I want to thank you all
2 for your interest and caring about
3 the public and the public interest.
4 I also want to express my --
5 the Board's appreciation to Jimmy
6 Givens for serving in the role of
7 the interim Executive Director since
8 October. Your leadership to provide
9 stability during this time was
10 invaluable to both the Agency, the
11 Board, and the public interest. So
12 Jimmy, thank you very much.
13 All right. At this time I'd
14 like to see if the new Executive
15 Director would like to make a
16 comment.
17 MR. THOMPSON: Thank you all
18 for the opportunity. I look forward
19 to working on the teams with you
20 all, and with the rest of the
21 Agency. And I think we're going to
22 do some good things and maybe change
23 some processes in some -- ways we've
24 been doing things, a little bit
25 recently. But I (inaudible) time

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1 and, you know, I could probably go
2 on for an hour-and-a-half. Since
3 most of these folks have been here
4 all day, that's pretty much all I've
5 got. I thank you for the
6 opportunity.

7 I'm assuming I start tomorrow?
8 (Comment)

9 MR. WENDLING: Anyway,
10 again, thank you for willingness to
11 serve the Agency and the State of
12 Oklahoma. And we do look forward to
13 hearing from you on your future
14 plans.

15 MR. THOMPSON: (Inaudible).

16 ~MR. WENDLING: All right.

17 I have some closing comments before
18 we adjourn.

19 One, I want to thank the Board
20 for adjusting your schedules and
21 being flexible at this time of year
22 to get together. I appreciate that.

23 Additionally, I want to thank
24 the Board for making this process and
25 this selection a priority and

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1 MS. FIELDS: Mr. Johnston.
2 MR. JOHNSTON: Yes.
3 MS. FIELDS: Mr. Kinder.
4 MR. KINDER: Yes.
5 MS. FIELDS: Ms. Kunze.
6 MS. KUNZE: Yes.
7 MS. FIELDS: Mr. Mason.
8 MR. MASON: Yes.
9 MS. FIELDS: Mr. Munson.
10 MR. MUNSON: Yes.
11 MS. FIELDS: Mr. Sims.
12 MR. SIMS: Yes.
13 MS. FIELDS: Mr. Wendling.
14 MR. WENDLING: Yes.
15 MS. FIELDS: Motion passed.
16 MR. WENDLING: All right.
17 Thank you. And all of you have a
18 safe day.
19 (Proceeding concluded)
20

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1 especially those that have been on
2 the Committee. There's been a lot
3 of behind the scenes work done and I
4 think we know you've been diligent in
5 doing what we should do as a Board
6 to move forward.

7 I want to thank the public for
8 being here today. And just a
9 reminder, we will be meeting again at
10 our scheduled meeting -- not a
11 special meeting, but our scheduled
12 meeting in February.

13 And so with that, I'd like to
14 have a motion to adjourn our meeting.

15 ~MS. KUNZE: John, I make a
16 motion we adjourn.

17 ~MR. GRIESEL: I'll second.

18 MR. WENDLING: All right.

19 Roll call, please.

20 MS. FIELDS: Mr. Cassidy.

21 MR. CASSIDY: Yes.

22 MS. FIELDS: Mr. Griesel.

23 MR. GRIESEL: Yes.

24 MS. FIELDS: Dr. Hammon.

25 DR. HAMMON: Yes.

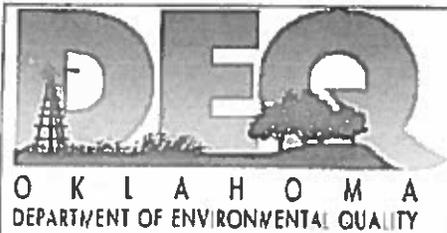
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C E R T I F I C A T E
STATE OF OKLAHOMA)
) ss:
COUNTY OF OKLAHOMA)

I, CHRISTY A. MYERS, Certified
Shorthand Reporter in and for the
State of Oklahoma, do hereby certify
that the above proceeding is the
truth, the whole truth, and nothing
but the truth; that the foregoing
proceeding was taken down in
shorthand and thereafter transcribed
by me; that said proceeding was taken
on the 18th day of December, 2013,
at Oklahoma City, Oklahoma; and that
I am neither attorney for, nor
relative of any of said parties, nor
otherwise interested in said action.
IN WITNESS WHEREOF, I have
hereunto set my hand and official
seal on this, the 19th day of
December, 2013.

Christy A. Myers

CHRISTY A. MYERS, CSR
Certificate No. 00310



ENVIRONMENTAL QUALITY
BOARD

Attendance Record
December 18, 2013
Oklahoma City, Oklahoma

NAME and/or AFFILIATION

Address and/or Phone and/or E-Mail

Quiana Fields	DEQ
Cindy P. [unclear]	DEQ
Alex [unclear]	DEQ
Trinity White	DEQ BOARD
Saylor McE	DEQ
Eren Hatfield	DEQ
Shelle Chell Melling	DEQ
Martha [unclear]	DEQ
Tilee Powell	OSEE
JOHN WENDING	ODEQ Bd
Jerry Johnston	LI LI
R. Fenton Rood	DEQ
Tracy Hammon	DEQ BOARD
Gay Cobb	DEA
Tamara Robinson	Access Midstream
CHRIS ARMSTRONG	DEQ
TIM MURPHY	DEQ
Mike Cassidy	DEQ Bd.
Sarah Penn	DEQ
Lloyd Kirk	DEQ
Gerald Butcher	DEQ WPEC
Jan L. Kunze	EQ
Griesel DK	ODEQ
Ed. [unclear]	ODEQ
Rob Singletary	ODEQ
Clayton [unclear]	OAG



O K L A H O M A
DEPARTMENT OF ENVIRONMENTAL QUALITY

ENVIRONMENTAL QUALITY
BOARD

Attendance Record
December 18, 2013
Oklahoma City, Oklahoma

NAME and/or AFFILIATION

Address and/or Phone and/or E-Mail

Michael Teague

OSEE

Saba Tahmasebi
Tim Crella

DEQ
STI