

REGULAR MEETING AGENDA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA ENVIRONMENTAL QUALITY BOARD

A Public Meeting: 10:00 a.m., Tuesday, November 10, 2020
Auditorium, Oklahoma Commons Building (formerly SandRidge Energy)
123 Robert S. Kerr Avenue
Oklahoma City, Oklahoma 73102

Please turn off cell phones

1. **Call to Order** - Jimmy Kinder, Chair

2. **Announcements** – Jimmy Kinder, Chair

Announcements will include the introduction of any new Board members or special meeting guests, as well as safety information for the meeting venue and any other general housekeeping matters of interest to the Board. These announcements are for informational purposes only, and no action by the Board is required.

3. **Roll Call** – Quiana Fields, Secretary, Board & Councils

4. **Approval of Minutes** of the September 15, 2020, Regular Meeting

5. **Employee Disclosures** – Robert Singletary, DEQ General Counsel

The Environmental Quality Code requires DEQ employees involved in reviewing, issuing or enforcing permits to disclose financial interests they hold in entities regulated by the DEQ. The DEQ is required to submit these disclosures to the Board and make them part of the minutes. This is for informational purposes only, and no action by the Board is required.

6. **Emergency Rulemaking – OAC 252:641**

DEQ is proposing emergency changes to Chapter 641 to amend and establish certain definitions; allow a reduction of the minimum size of subsurface absorption fields for individual on-site sewage treatment systems under certain conditions; establish sizing criteria for manufactured media systems; and revise and combine the minimum spray area size for aerobic systems. These changes generally will result in a reduction of overall application areas.

- Presentation, Brian Duzan, Chair, Water Quality Management Advisory Council
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include roll call votes on a finding of emergency and on emergency adoption

7. Consideration of and Action on the Annual Environmental Quality Report

The Oklahoma Environmental Quality Code requires DEQ to prepare an “Oklahoma Environmental Quality Report” and to submit it to the Governor, Speaker of the House and Senate President Pro Tempore by January 1st of each year. The statutorily prescribed purpose of the report is to outline the DEQ’s annual funding needs for providing environmental services within its jurisdiction, reflect any new federal mandates, and summarize DEQ-recommended statutory changes. The Environmental Quality Board is authorized to review, amend (as necessary), and approve the report.

- Presentation – Jimmy Givens, Deputy Executive Director, DEQ
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on approval

8. Executive Director’s Report - Scott Thompson, Executive Director, DEQ

Mr. Thompson’s report may include significant agency accomplishments and activities since the last Board meeting, as well as information pertaining to budgetary and/or legislative or related matters. This report is for informational purposes only, and no action by the Board is required.

9. Budget Update and Financial Overview (FY 2021) – Kathy Aebischer, DEQ Chief Financial Officer

Ms. Aebischer’s report will include an update and outlook on DEQ’s budget for Fiscal Year 2021. This report is for informational purposes only, and no action by the Board is required.

10. Executive Session – Annual Performance Review of Executive Director

Among the statutory duties of the Board are the responsibilities to appoint and set the compensation of the Executive Director and to assist the DEQ in conducting periodic reviews and planning activities related to the goals, objectives, priorities, and policies of the DEQ. In connection with these responsibilities, the Board has determined that it should conduct a performance review of the Executive Director.

- In open session, discussion by the Board
- In open session, consideration of possible executive session pursuant to Title 25 Oklahoma Statutes Section 307(B)(1) (discussion of employment actions related to any individual salaried public officer or employee), if authorized by recorded majority vote of a quorum of the Board members present
- In open session, if executive session approved, designation of a person to keep minutes in executive session
- In executive session, discussion of Executive Director’s annual performance review and of possible employment actions by the Board relating to the Executive Director

11. Reconvene into open session

In open session, roll call vote to reconvene regular Board meeting

12. Consider taking action as a result of performance review

In open session, possible roll call vote on specific actions or recommendations as a result of the Executive Director's performance review.

13. New Business (Any matter not known about and which could not have been reasonably foreseen prior to the posting of agenda)

14. Next Meeting February 19, 2021, Oklahoma City, Oklahoma

15. Adjournment

Public Forum – Following Adjournment – The Board meets several times a year at different locations across the State to hear the views and concerns of all Oklahomans about environmental issues. This opportunity is informal, and we invite you to sign the register to speak. If necessary to accommodate the public, the Board Chair may make a determination to conduct the Forum prior to the Call to Order.

Should you desire to attend but have a disability and need an accommodation, please notify the DEQ three days in advance at 405-702-7100. For hearing impaired, the TDD Relay Number is 1-800-722-0353 for TDD machine use only.