

REGULAR MEETING AGENDA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA ENVIRONMENTAL QUALITY BOARD

A Public Meeting: 9:30 a.m., Tuesday, September 10, 2019
Lake Murray Lodge
Bald Eagle Ballroom
3323 Lodge Rd.
Ardmore, Oklahoma 73401

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 current 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 February 15, 2019 Regular Meeting

5. **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 matters. This report is for informational purposes only, and no action by the Board is required.

6. **Budget Update and Financial Overview (FY 2020)** – Kathy Aebischer, DEQ Chief Financial Officer

Ms. Aebischer’s report will include an update and outlook on DEQ’s budget for Fiscal Year 2020. This report is for informational purposes only, and no action by the Board is required.

7. **DEQ Operational Budget Request (FY 2021)**

DEQ budget requests to the Governor through the Office of Management and Enterprise Services (OMES) require approval of the Board. The operational budget request for State Fiscal (SFY) 2021 (beginning July 1, 2020) must be submitted to OMES by October 1st of this year.

- Presentation - Kathy Aebischer, DEQ Financial Office
- 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(s) on approval of the request

8. Employee Disclosures - Sarah Penn, 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.

9. Rulemaking - OAC 252:100 Air Pollution Control

A. The Department is proposing to amend OAC 252:100, Subchapters 37, 39, and Appendix N to provide the aerospace industry with updated requirements that better reflect current aerospace industry coating formulations and practice, and to make the rules applicable statewide. This rulemaking would ensure the aerospace industry in Oklahoma has the opportunity to operate with standards specific to the industry and consistent with rules already in place for Tulsa County to reduce the formation of ozone.

B. The Department is proposing to amend 252:100-1-2, Statutory definitions, to correct a statutory citation and update the latest statutory publication date. The Department is also proposing to amend 252:100-1-3, Definitions, to add, clarify, and correct definitions.

- Presentation – Laura Lodes, Chair, Air Quality 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 vote(s) on permanent adoption

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 on the following

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

13. Calendar Year 2020 Board Meeting Dates and Locations - Discussion and vote by the Board

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

15. Next Meeting November 8, 2019, Woodward, Oklahoma

16. 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.