

**REGULAR MEETING AGENDA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA ENVIRONMENTAL QUALITY BOARD**

A Public Meeting: 9:30 a.m. Monday, August 24, 2009
Tulsa Double Tree Hotel Warren Place
6110 South Yale Avenue
Tulsa, Oklahoma

Please turn off cell phones.

- 1. Call to Order** – Brita Cantrell, Chair
- 2. Roll Call** – Myrna Bruce, Secretary, Board & Councils
- 3. Approval of Minutes** of the February 27, 2009 Regular Meeting
- 4. Rulemaking – OAC 252:100 Air Pollution Control**
 - A. The Department of Environmental Quality (“DEQ”) proposes to revoke OAC 252:100-15, Motor Vehicle Pollution Control Devices, because the DEQ does not have legal authority to enforce these rules.
 - B. DEQ proposes to revoke the current Appendices E and F in OAC 252:100-3, Air Quality Standards and Increments, and add new Appendices E and F in order to update the ambient air quality standards for lead (Pb) and to make them consistent with current federal standards.
 - Presentation – Laura Lodes, Chair, Air Quality Advisory Council
 - Questions and discussion by the Oklahoma Environmental Quality Board (“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
- 5. DEQ Operational Budget Request**

DEQ budget requests to the Governor through the Office of State Finance (“OSF”) require approval of the Board. The operational budget request for State Fiscal Year (“SFY”) 2011 (beginning July 1, 2010) must be submitted to the OSF by October 1st of this year. The law requires that all state agencies submit a five-year budget. The request for the coming year, SFY 2011, is the most critical. DEQ is requesting additional state funding for an E-permitting system and an E-complaints system.

 - Presentation – Jimmy Givens, DEQ Deputy Executive Director
 - 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 of the budget request
- 6. Disclosure of Employee Financial Interests & Report on Status of Rulemaking Petitions**

These reports will be presented to the Board by Martha Penisten, DEQ General Counsel, and are required by Title 27A Oklahoma Statutes Section 2-3-101(C) and by OAC 252:4-5-3(c) respectively for informational purposes only. No action by the Board is required.

7. Executive Director's Report – Steve Thompson, DEQ Executive Director

This report is for informational purposes and does not require action by the Board.

8. Annual Performance Review of Executive Director

Among the statutory duties of the Board are 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 perform an annual 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 person to keep minutes in executive session
- In executive session, discussion of Executive Director's performance and of possible employment actions by the Board relating to the Executive Director
- In open session, further discussion by the Board
- In open session, possible roll call vote on specific actions or recommendations as a result of the Executive Director's performance review

9. Calendar Year 2010 Board meeting dates and locations: Discussion and vote by the Board

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

11. Next meeting: November 17, 2009 in Ada

12. 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.

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.

Some members of the Board and senior staff members from DEQ will meet for dinner in Tulsa the evening of August 23. This is a social occasion. It is uncertain whether a majority of the Board will be present, but no Board or DEQ business will be conducted.