

REGULAR MEETING AGENDA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA ENVIRONMENTAL QUALITY BOARD

A Public Meeting: 9:30 a.m. Tuesday, August 19, 2008
Red River Technology Center
Business & Industry Building
3300 W. Bois D'Arc
Duncan, Oklahoma

1. **Call to Order** – Jennifer Galvin, Chair
2. **Roll Call** – Myrna Bruce, Secretary, Board & Councils
3. **Approval of Minutes** of the February 29, 2008 Regular Meeting
4. **Rulemaking – OAC 252:100 Air Pollution Control**
 - A. The DEQ proposes to amend Subchapter 1, Sections 1-3 and 1-4 and Subchapter 5, Section 5-1.1 to make minor corrections and remove redundant definitions.
 - B. The DEQ proposes to amend Subchapter 8 to update incorporations by reference; correct errors; make changes required by revisions to federal rules; and resolve a conflict between Sections 8-4(b)(8) and 8-7.1(d) regarding permit renewal deadline.
 - C. The DEQ proposes to amend Subchapter 17 (Incinerators) to meet federal requirements for state plans under section 111(d) of the federal Clean Air Act applicable to existing sources. The requirements relate to municipal waste combustors.
 - D. The DEQ proposes amendments to Subchapter 19 (Control of Emission of Particulate Matter) and corresponding changes to three appendices. The changes clarify that the particulate matter emission rates in Section 19-11 (Allowable particulate matter emission rates from combined wood fuel and fossil fuel fired steam generating units) and the appendices refer to “total” particulate matter, *i.e.*, both condensable and filterable particulate matter.

Presentation – David Branecky, 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

5. **Executive Director’s Report** – Steve Thompson, DEQ Executive Director
The report will include (a) the disclosure of certain employee financial interests as required by statute and (b) a summary of key actions in the recent legislative session and implementation strategies. These updates and summaries are for informational purposes and do not require action by the Board. The report is presented at this point in the meeting because it may help provide context for agenda items 6 and 7.
6. **DEQ Operational Budget Request**
DEQ budget requests to the Governor through the Office of State Finance require approval of the Board. The operational budget request for State Fiscal Year 2010 (beginning July 1, 2009) 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 2010, is the most critical. DEQ

is requesting additional state funding for the DEQ/OWRB Beneficial Use Monitoring Program and state funding for small municipal lagoon biosolids removal.

Presentation – Steve Thompson, DEQ 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

7. 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.

A. Discussion by the Board in open session

B. 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 the Board members present

(1) Vote in open session on entering into executive session

(2) If executive session approved, designation in open session of person to keep minutes in executive session

(3) Discussion in executive session of Executive Director's performance and of employment actions by the Board relating to the Executive Director (Executive Session will be held in Room B114)

C. Further discussion by the Board in open session

D. Possible roll call vote on specific actions or recommendations as a result of performance review

8. Calendar Year 2009 Board meeting dates and locations: Discussion and vote by the Board

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

10. Adjournment

Upcoming 2008 Meeting: November 18 at the Tahlequah Armory Municipal Center (Rm #3), 100 N. Water Street, Tahlequah, OK.

Public Forum (after 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 Duncan the evening of August 18. 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.