



Paul J. Rogers, Director

Albuquerque-Bernalillo County Air Quality Control Board



MINUTES – June 11, 2025

This Albuquerque-Bernalillo County Air Quality Control Board (“Board”) meeting was conducted in a hybrid format via Zoom video conference.

I. CALL TO ORDER

Chair Armijo called the meeting to order at 5:30 p.m.

Board Liaison Anita SdeArmijo called roll and the Chair determined a quorum was present.

Present: 5 – Dennis Armijo, Jane Cudney-Black, Thomas De Pree, Joseph Galewsky, Kitty Richards

Absent: 2- Josephine Lopez, Nancy Montaña

II. CONSENT AGENDA *(Items may be removed at the request of any Board Member)*

A. Approval of the June 11, 2025 Meeting Agenda

Member Cudney-Black moved to rearrange the agenda so the item VI. Closed Session came before the adjournment of the meeting. After a brief discussion, Vice Chair Richards seconded. The motion passed by the following vote:

For: 5 – Armijo, Cudney-Black, De Pree, Galewsky, Richards

Against: 0 Abstain: 0 Absent: 2 – Lopez, Montaña

Member Cudney Black moved to approve the agenda as amended. Vice Chair Richards seconded. The motion passed by the following vote:

For: 5 – Armijo, Cudney-Black, De Pree, Galewsky, Richards

Against: 0 Abstain: 0 Absent: 2 – Lopez, Montaña

Member Lopez joined the meeting at 5:35 p.m.

B. Approval of the April 9, 2025 Minutes

Member Cudney-Black moved to approve the April 9, 2025 Minutes as written. Vice Chair Richards seconded and the motion passed by the following vote:

For: 6 – Armijo, Cudney-Black, De Pree, Galewsky, Lopez, Richards

Against: 0 Abstain: 0 Absent: 1 – Montaña

III. AIR QUALITY PROGRAM

A. Hearing regarding AQCB [2025-01](#): Petition to Amend Existing Rule 20.11.8 NMAC- Ambient Air Quality Standards to update the summary table (Allen Smith, Regulation Development Coordinator)

Chair Armijo turned the meeting over to Member Cudney-Black, who served as the hearing officer. She went over the ground rules and then invited staff from EHD to give their presentation. Asst. City Attorney Mahlon Wigton gave a brief introduction and Regulation Development Coordinator Allen Smith gave a short summary of the petition. Chair Armijo moved to adopt the

petition to amend existing rule 20.11.8 NMAC, Ambient Air Quality Standards as proposed by Allen Smith. Member Galewsky seconded. The motion passed by the following vote:

For: 6 – Armijo, Cudney-Black, De Pree, Galewsky, Lopez, Richards

Against: 0 Abstain: 0 Absent: 1 – Montañño

Member Cudney-Black concluded the hearing and turned the meeting back over to Chair Armijo.

- B. AQCB [2025-02](#): Petition to Repeal and Replace Existing Rule 20.11.20 NMAC- Fugitive Dust Control for a minor technical amendment regarding asbestos (Catalina Lehner, AQ Program Administrator/Planning Manager and Doug Wykstra, Asst. City attorney).

Air Program Administrator Catalina Lehner gave a summary of the petition. Member Cudney-Black moved to hold a hearing on Petition 2025-02 to repeal and replace existing rule 20.11.20 NMAC, Fugitive Dust Control for a minor technical amendment, on the date described in the petition. Member De Pree seconded. After a brief discussion, an amendment was added to have Member Cudney-Black act as hearing officer, acquire a court reporter and interpreter, and to decide the matter at the same meeting. The motion passed by the following vote:

For: 6 – Armijo, Cudney-Black, De Pree, Galewsky, Lopez, Richards

Against: 0 Abstain: 0 Absent: 1 – Montañño

IV. UPDATE

20.11.72 NMAC-HEEI Status

Deputy Director Terrance Smith gave a brief summary on the progress of the OBA map, which included additional indicators. He stated that EHD is engaging in government-to-government consultation with the Pueblo of Isleta and then stood for questions.

V. PUBLIC COMMENT

The following people commented on the HEEI status and OBA map: Nora Garcia (30:37), Leeondra Schuler (32:16), Donald Meders (33:32), Sofia Martinez (34:57), Lauro Silva (39:49), Cathy Potts (49:50), Ella Joan Fenoglio (51:44), Rose Thunderchief (54:17), Alan Marks (01:01:39), Marla Painter (zoom 1:04:02), Savanna (zoom 1:09:30), Lonni Ann Fredman (zoom 1:11:47), Xavier Barraza (1:13:11), Terry Storch (1:18:41).

VI. OTHER BUSINESS

After a long discussion on the HEEI update and several amendments to motions, Member Cudney-Black moved that the board requests that EHD provide the data for the HEEI initiative by June 18, and that a special meeting be scheduled at a time to be determined, based on logistics before the release date of July 1st. Vice Chair Richards seconded. The motion passed by the following vote:

For: 6 – Armijo, Cudney-Black, De Pree, Galewsky, Lopez, Richards

Against: 0 Abstain: 0 Absent: 1 – Montañño

A. Public Comment Opportunities

The board had a short discussion to try and clarify the number of public comment opportunities on the agenda.

B. Hybrid AQCB meetings

The board discussed the pros and cons of having an in-person vs virtual meeting.

C. Possible Future Agenda Items

HEEI update

Presentation/training on rulemaking process

Division Spotlight or Overview

Presentation by NASA TEMPO

VII. CLOSED SESSION

The Board will consider whether or not to go into closed session with the Board Attorney to discuss i) pending litigation: AQCB and BCC of Bernalillo County vs. CoA (202-CV-2-23-09295) and GCC Rio Grande et al vs AQCB and CoA (D-202-CV-2023-09435), and ii) appeals of Clean Cars II regulations and the HEEI regulation.

- The board will discuss, make a motion with reasonable specificity, and vote whether or not to go into closed session, following procedures outlined in Section 10-15-1 (I) of the OMA. Exceptions to open meetings are outlined in Section 10-15-1 (H).

Vice Chair Richard moved to go into closed session to discuss litigation. Member Lopez seconded. The motion passed by the following vote:

For: 4 – Armijo, Galewsky, Lopez, Richards

Against: 0 Abstain: 2- Cudney-Black, De Pree Absent: 1- Montaña

- If there is a closed session, the Board will announce what was discussed and will make any motions based on the closed session discussion. *Topics discussed during a closed session are limited to those expressly excepted from the open meeting requirements.*

The Board was in closed session from 8:03-8:46 p.m. After coming out of closed session, Chair Armijo stated that the board discussed the pending litigation and did not vote.

VIII. ADJOURNMENT

Chair Armijo adjourned the meeting at 8:46 p.m.

NEXT SCHEDULED BOARD MEETING: July 9, 2025 at 5:30 p.m.

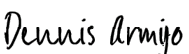
SUBMITTED:

READ AND APPROVED:

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1053020EDD984BF... 8/14/2025 | 1:41 PM MDT

Paul J. Rogers, Director
Environmental Health Department

Signed by:

42E62A53B8F749E... 8/15/2025 | 9:06 AM MDT

Dennis Armijo Sr., Chair
Albuquerque-Bernalillo County Air Quality Control Board