
MINUTES – September 10, 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

Vice Chair Richards called the meeting to order at 5:31 p.m.

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

Present: 6 – Jane Cudney-Black, Thomas De Pree, Joseph Galewsky, Josephine Lopez, Nancy Montaña, Kitty Richards

Absent: 1 - Dennis Armijo

Members Cudney-Black, De Pree, Galewsky, and Lopez attended via Zoom.

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

A. Approval of the September 10, 2025 Meeting Agenda

Member Montaña moved to approve the agenda as written. Member Lopez seconded. The motion passed by the following vote:

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

Against: 0 Abstain: 0 Absent: 1 - Armijo

B. Approval of the August 13, 2025 Minutes

Member Montaña moved to approve the August 13, 2025 minutes. Member Cudney-black seconded. The motion passed by the following vote:

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

Against: 0 Abstain: 0 Absent: 1 - Armijo

III. AGENDA ITEMS

A. Clarification of the Board’s authority regarding the representation of Isleta Pueblo on the Overburdened Areas (OBA) map and possible vote regarding the June 30, 2025 vote.

Board counsel Jane Yee gave an overview of the topic. After a lengthy discussion, Vice Chair Richards moved that the Board rescind the June 30, 2025 vote, and the order embedded in the June 30th oral vote due to the Board’s lack of authority to vote and issue that order, and that the Board’s vote and order on June 30th, 2025 are null and void from their inception. Member Cudney-Black seconded. The motion passed by the following vote:

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

Against: 0 Abstain: 0 Absent: 1 - Armijo

B. Presentation of Board Counsel of an outline pertaining to Board authority, planning, regulatory roles and responsibilities.

Board attorney Jane Yee stated that her outline was not finished, but spoke on the content she would like to include and her intent to work with Air Program Administrator Catalina Lehner on this.

IV. PUBLIC COMMENT

No one signed up for public comment.

V. FUTURE AGENDA ITEMS

HEEI, OBA map-possible resolution vote regarding Isleta Pueblo

Outline of authority, planning, regulatory roles and responsibilities research by Board attorney

Discussion of subcommittee formation

AQP overview

Monitoring Station information

VI. 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 Richards asked if a board member would like to make a motion for the Advanced Clean Vehicles case. Hearing none, no vote was taken.

Vice Chair Richards moved to go into closed session for the rest of the cases. Member Lopez seconded. The motion passed by the following vote:

For: 4 – Galewsky, Lopez, Montañño, Richards

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

Members Cudney Black and De Pree left the zoom after the vote.

- 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 6:31 - 7:06 p.m. After coming out of closed session, Vice Chair Richards stated that the board discussed the pending litigation and did not vote.

VII. ADJOURNMENT

Vice Chair Richards adjourned the meeting at 7:08 p.m.

NEXT SCHEDULED BOARD MEETING: October 8, 2025 at 5:30 p.m.

SUBMITTED:

READ AND APPROVED:

Paul J. Rogers, Director
Environmental Health Department

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