

Voting Members:

**Chair** – Ms. Kitty Richards, **County**  
**Vice Chair**- Ms. Susan Langner, **County**  
 Ms. Judy Calman, **County**  
 Ms. Maxine Paul, **City**  
 Mr. Arturo Sandoval, **City**  
 Ms. Lauren Meiklejohn, **City**  
 Ms. Elizabeth Reitzel, **City**

Secretary:

Mara Elana Burstein, **Deputy Director, City of Albuquerque,  
 Environmental Health Dept.**

Liaisons:

Connie Chavez, **Bernalillo County Planning Commission Liaison**  
**VACANT: Environmental Planning Commission, City of  
 Albuquerque Liaison**

**Regular Monthly Public Meeting Agenda**

Due to COVID-19 this meeting will be held via Zoom Video Conference

<p><b>Date:</b> March 10, 2021 (Wednesday)  <b>Time:</b> 5:30pm to 8:00pm</p>	<p><b>Location:</b>                  Zoom Video Conference</p>
<p><i>General inquiries regarding this agenda may be directed to Stephanie Apodaca (505) 768-1915 (<a href="mailto:seapodaca@cabq.gov">seapodaca@cabq.gov</a>).</i>                  For documents related to agenda items, please go to: <a href="https://www.cabq.gov/airquality/air-quality-control-board/events/march-10-2021-air-quality-control-board-meeting">https://www.cabq.gov/airquality/air-quality-control-board/events/march-10-2021-air-quality-control-board-meeting</a></p>	<p>See Special Procedures below to participate in this meeting.</p>

**Board Members and the public may join** the Zoom meeting by **calling 346-248-7799** or clicking here: <https://cabq.zoom.us/j/97599832959?pwd=YzJvbkwYVEZxbG1FUldwcVVuZXgvZz09>

**Meeting ID: 975 9983 2959**  
**Passcode: 068625**

**Special Procedures for March 10, 2021 Air Quality Control Board Meeting**

**Attendance:** In response to the Governor’s declaration of a Public Health Emergency and ban on large public gatherings, the Air Quality Control Board meeting on Wednesday, March 10 will be held via Zoom video conference.

The video recording of this meeting of the Air Quality Control Board will be available at the City’s Environmental Health Department website at <https://www.cabq.gov/airquality/air-quality-control-board/>. Staff are available to help members of the public access meeting recordings during business hours. Please call 768-2637 for assistance.

**Public Comments:** The Air Quality Control Board will take general public comments and comments on specific agenda items during the meeting. When asked who would like to speak, use the chat function in Zoom to message the Air Quality Control Board Liaison, Stephanie Apodaca. If you are calling into the meeting, verbally state your desire to speak when asked who would like to speak. You will be called in the order that you either messaged the Board Liaison or verbally indicated your desire to speak. Public comment will be limited to 5 minutes or less, depending on the number of speakers signed up. Your time will start when you start speaking and the meeting’s Chairperson will let you know when your time has concluded. Additionally, you can email public comments to [seapodaca@cabq.gov](mailto:seapodaca@cabq.gov) until 5:00PM March 11, 2021. Comments will be shared with AQCB members/ EHD staff.

Any disruptive conduct may result in removal from the Zoom meeting room.

## **CALL TO ORDER**

- Item #1** Discussion and approval of agenda (Chair)
- Item #2** Discussion and approval of January 13, 2021 meeting minutes (minutes were tabled at the February 10, 2021 meeting) (Chair and Board Attorney)
- Item #3** Discussion and approval of February 10, 2021 meeting minutes (Chair)

## **AIR PROGRAM REPORT**

- Update by Mara Elana Burstein, Deputy Director, City of Albuquerque, Environmental Health Dept.
- Presentation on Air Dispersion Modeling, by Jeff Stonesifer, Senior Environmental Health Scientist, City of Albuquerque, Environmental Health Dept.

## **PUBLIC COMMENT**

(Suggested five-minute time limit)

## **REPORTS/DISCUSSION/ACTION ITEMS**

- Item #4** Presentation on cumulative impact regulations in other states and New Mexico's efforts (Chair), and reports from three Board committees: EHD Liaison Committee, Public Concerns Committee, and Information Committee (including the Cumulative Impacts Committee)
- Item #5** Procedural update by Board Attorney on AQCB Petition No. 2020-1, Request for a Hearing in the Matter of the Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3340-RMD – New Mexico Terminal Services, LLC; Petitioners: Mountain View Neighborhood Association, as an organization, and Nora Garcia and Lauro Silva, as individuals, and Mountain View Community Action; Counsel for Petitioners: Eric Jantz, Gail Evans, Maslyn Locke of the New Mexico Environmental Law Center
- Item #6** Nominations for Air Quality Control Board Chair and Vice-Chair positions for April 2021 – April 2022 (Chair)
- Item #7** Presentation on 2019 Sulfur Dioxide Milestone Report by Environmental Health Department Staff
- Item #8** Presentations, discussion and action on Southwest Organizing Project, et al. v. Albuquerque-Bernalillo County Air Quality Control Board, et al., No. A-2-CA-36398 (appeal arising from 2014 Honstein Oil Petition for Hearing), Mandate to

Administrative Hearing Officer from the Court of Appeals of the State of New Mexico

- a. Presentation on Board's Authority regarding Mandate (Board Attorney)
- b. Presentation by Board Member Sandoval regarding Mandate (Member Sandoval)
- c. Board action on Mandate (Board)

**Item #9** Discussion of possible future agenda items (Board)

**PUBLIC COMMENT**

(Suggested three-minute time limit)

**OTHER BUSINESS**

**ADJOURNMENT**

**NEXT SCHEDULED BOARD MEETING:** April 14, 2021 will be conducted using Zoom Video Conference.

**NOTICE TO PERSONS WITH DISABILITIES OR SPECIAL NEEDS:** Air Board staff will take reasonable measures to provide access to services to individuals with limited ability to speak, write, or understand English or to those with disabilities at no cost to the requestor. If you would like this notice translated into one of seventeen different languages, please go to <https://www.cabq.gov/airquality/air-quality-control-board/events/march-10-2021-air-quality-control-board-meeting> and use the Google Translate at the top of the page.

If you have a disability or require special assistance to participate in this meeting, including interpretation, please contact the Albuquerque-Bernalillo County Air Quality Control Board Liaison as soon as possible before the meeting date at 505-768-1915 or 505-768-2637. The Air Quality Control Board Liaison may also be contacted at: City of Albuquerque, Environmental Health Department, Air Quality Program, One Civic Plaza NW, 3rd Floor, Room 3023, Albuquerque, NM 87102. Those in need of hearing assistance may call 711.

**AVISO PARA PERSONAS CON DISCAPACIDADES O NECESIDADES ESPECIALES:**

El personal de Air Board tomará medidas razonables para brindar acceso a los servicios a personas con capacidad limitada para hablar, escribir o comprender inglés o para aquellas personas con discapacidades sin costo para el solicitante. Si desea que este aviso sea traducido a uno de los diecisiete idiomas diferentes, visite <https://www.cabq.gov/airquality/air-quality-control-board/events/march-10-2021-air-quality-control-board-meeting> y utilice *Google Translate* en la parte superior de la página.

Si tiene una discapacidad o necesita asistencia especial para participar en esta reunión, que incluye la interpretación, comuníquese con el Enlace del Control de Calidad del Aire del Condado de Albuquerque-Bernalillo antes de la fecha de la reunión y lo más pronto posible al 505-768-1915 o al 505-768-2637. El Enlace del Control de Calidad del Aire también puede ser contactado por medio de la Ciudad de Albuquerque y el Departamento de Salud Ambiental cuyos están localizados en el 3er piso, en la siguiente dirección: City of Albuquerque, Environmental Health Department, Air Quality Program, One Civic Plaza NW, 3rd Floor, Room 3023, Albuquerque, NM 87102. Aquellos quienes necesiten asistencia auditiva pueden llamar al 711.

The City of Albuquerque, the Environmental Health Department, and the Albuquerque-Bernalillo County Air Quality Control Board do not discriminate on the basis of race, color, national origin, age, disability, religion, ancestry, sexual orientation, gender identity, spousal affiliation, or sex. If you believe you have been discriminated against, you may submit at <http://www.cabq.gov/civilrights/discrimination>. You may also contact Torri Jacobus at [civilrights@cabq.gov](mailto:civilrights@cabq.gov) or (505) 768-4595.