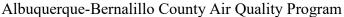


Ryan C. Mast, Director

City of Albuquerque

Environmental Health Department





DRAFT MINUTES – July 14, 2021 Regular Virtual Meeting

AOCB	MEMBERS	PRESENT
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Ms. Kitty Richards (COUNTY), Chair

Ms. Susan Langner (COUNTY), Vice Chair

Ms. Judy Calman (COUNTY)

Ms. Lauren Meiklejohn (CITY)

Ms. Maxine Paul (CITY)

Ms. Elizabeth Reitzel (CITY)

Mr. Morris "Mo" Chavez (CITY)

AQCB MEMBERS ABSENT

AQCB NON -VOTING MEMBER

Ms. Connie Chavez (Bernalillo County

Planning Commission Liaison)

STAFF PRESENT

Ms. Mara Elana Burstein, EHD Acting

Director, Secretary to the Board

Ms. Susan Chappell, AQCB Attorney

Ms. Stephanie Apodaca, AQCB Liaison

Mr. Andrew Daffern, Field Ops Officer

Ms. Maggie Fitzgerald, Community Liaison

Ms. Noel Begay, EHD Temp Emp.

Ms. Samantha Hults, Deputy City Attorney

Mr. Travis Miller, EH Manager

Ms. Kelsea Raether, Asst. City Attorney

Mr. Damon Reyes, EH Manager Mr. Dario Rocha, EH Manager

Mr. Lisa Serna-Cordova, Program Analyst

Mr. Dwayne Salisbury, EH Manager

Mr. Isreal Tavarez, EH Manager

MEMBERS of the PUBLIC PRESENT

Ms. Maddy Hayden

Ms. Lara Katz

Mr. Eric Jantz

Ms. Maslyn Locke

Ms. Nora Romero

Ms. Donna Romero

Mr. Martin Schluep

Ms. Liz Kuehn

Ms. Claudia Borchert

Ms. Sandra Elv

Mr. John Maddaus

Ms. Ona Porter

Mr. Michael Jensen

Mr. Dwight Jones

M. David Baake

Ms. Charlotte Alderete-Trujillo

Mr. Charles de Saillan

Mr. Jeff Homer

Due to COVID-19 this meeting was held via Zoom Video Conference.

CALL TO ORDER

Chair Kitty Richards called the meeting to order at 5:31 PM.

Item #1 Approval of July 14, 2021 Agenda (Chair)

Member Reitzel moved to approve the agenda and Member Meiklejohn seconded. The motion passed by a vote of 7-0.

Item #2 Approval of June 9, 2021 meeting minutes (Chair)

Member Meiklejohn moved to approve the June 9, 2021 minutes and Member Calman seconded. The motion passed by a vote of 7-0.

PROGRAM REPORT

Chair Richard Introduced New Board Member Morris "Mo" Chavez to the Board and congratulated Member Paul for being reappointed.

- Member Chavez introduced himself
- Member Paul said a few words on her reappointment

PUBLIC COMMENT

(Suggested five-minute time limit)

There where no public comments.

REPORTS/DISCUSSION/ACTION ITEMS

Item #3 Introduction to California's Advanced Clean Cars I Regulation

Dario Rocha, Environmental Health Manager, provided a overview presentation on the introduction to California's Advanced Clean Cars I Regulation.

- Member Paul asked if Mr. Rocha can go over the rules that allow to adopt standards and why they have to be the same as Californina.
 - Mr. Rocha indicated that it is part D under Clean Air Act. Standards that are
 developed have to be identical to California's. California is considering adopting
 emission standards for model year 2026 and beyond. It that action occurs, EHD
 will have to adopt the same rules to be consistent with the Clean Air Act.
- Acting Director Mara Burstein stated that Clean Car kickoff is starting July 21st
 - o Chair Richard asked if it was the first stakeholders meeting
 - Deputy Director Burstein said yes, and that the invite was sent to stakeholders on the listsery.
 - O Chair Richards asked if Part D of the Clean Air Act can be posted to the website
 - o Member Reitzel asked if the listserv can be shared or if a list of the groups in which outreach was made for the July 21st kickoff meeting.

Item #4 Action on Bylaw Amendment to clarify the EHD Director's role as Board Secretary

Board Attorney Charppell asked if the Board Members can look at Draft Amendment #1 of the Bylaws.

- Board Attorney Chappell asked if Board members could look at Amendment 1 of the Bylaws, and reiterated that on April 14, 2021 the Board decided to amend the Bylaws.
 - o Member Paul stated that there was a lack of clarity on terms of what the secretary does.

- o Board Attorney Chappell stated that it was discussed and the statutes address the role of the Director and or designee is a secretery to the Board
- o Chair Richards supported the Amendment

Member Reitzel moved to approve and Amend the Bylaws and Vice Chair Langner seconded. The motion passed by a vote of 6-1. Member Paul abstained from voting.

Item #5 Closed meeting session under the Open Meetings Act, NMSA § 10-15-1(H)(7), for Air Board members and Air Board attorney, only - status update regarding In The Matter of the Petition for a Hearing on the Merits Regarding Air Quality Permit No. 3340-RMD [New Mexico Terminal Services, LLC], ACQB Docket No. 2020-1

Member Paul moved to close the meeting under Section 10-15-1(H)(7) of the Open Meetings Act for an attorney-client privileged discussion. Member Meiklejohn seconded. The motion passed by a vote of 7-0.

The Board then went into closed session.

Upon returning back from closed session Chair Richards stated that the matters discussed in the closed meeting were limited to those stated in the motion to close. And took a roll call vote upon the return of Board members.

Item #6 Discussion and possible action to determine whether or not to hold a public hearing regarding IN THE MATTER OF PROPOSED NEW REGULATION, 20.11.105 NMAC: Emission Standards for New Motor Vehicles—Model Year 2025 and Subsequent.

Board Attorney Sue Chappell gave a brief explanation on this matter on possible action to determine whether or not to hold a public hearing. Board Attorney Chappell then indicated that the Board cannot consider the petition during the meeting since it was not filed at least 15 days before the today's meeting and stated that the Board has 60 days to make a decision on whether or not to hold a hearing.

- Member Meiklejohn asked if the petition will be a conflict or move in accordance with EHD/NMED Clean Cars Kick off.
- Board Attorney Chappell stated that under the procedures she described, the Board cannot discuss anything on the petition at this meeting since it was not timely filed, but suggests that the Board put this item on the August 11, 2021 agenda.
- Member Meiklejohn asked if the Board is allowed to prepare questions for the petitioner.
- o Board Attorney Chappell stated, yes.

Chair Richards opened the floor to consider the petition as an agenda item for next month. Member Calman moved to approve. Member Paul seconded. The motion passed by a vote of 7-0

PUBLIC COMMENT

(Suggested three-minute time limit)

No public comments.

OTHER BUSINESS

Chair Richards and the Vice Chair will look to the June meeting minutes to come up with agenda items for the August meeting. Chair Richards also stated that the Board might be meeting in person for the August meeting.

ADJOURNMENT

Chair Richards adjourned the meeting at 6:57 PM.

NEXT SCHEDULED BOARD MI	EETING:	August 11, 2021	
SUBMITTED:		READ AND APPROVE:	
Ms. Mara Elana Burstein	date	Ms. Kitty Richards	date
Board Secretary/Acting Director		Chair	4 A :
Environmental Health Department,		Albuquerque-Bernalillo Co	unty Air
Air Quality Program		Quality Control Board	

