

State of Colorado



Jared Polis
Governor

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Board Chair

Rick Dindinger
Board Director

State Personnel Board
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MEETING MINUTES

October 17, 2023

The State Personnel Board met on October 17, 2023. The Board held its meeting via webinar using Zoom. Members of the public attended the meeting. In advance of the meeting, the Board posted information on its website about the agenda and webinar.

The meeting was called to order at 9:00 a.m. Board Members Kimberley Dempster, F. Robert Lee, David Ruchman, and Sarah Wager were present for the roll call. Jenna Anderson, Esq. (Board Counsel) and Rick Dindinger (Board Director) were also present. Euell Thomas was excused.

I. REPORT OF THE DEPARTMENT OF PERSONNEL & ADMINISTRATION (DPA) AND REPORT OF THE DIVISION OF HUMAN RESOURCES (DHR).

There was no report scheduled this month.

II. REVIEW OF INITIAL DECISIONS OR OTHER FINAL ORDERS OF THE ADMINISTRATIVE LAW JUDGES ON APPEAL BY THE PARTIES TO THE STATE PERSONNEL BOARD.

There were no Initial Decisions or other final orders on appeal by the parties.

III. REVIEW OF PRELIMINARY RECOMMENDATIONS OF THE ADMINISTRATIVE LAW JUDGES TO GRANT OR DENY PETITIONS FOR HEARING.

A. Manuela Reising v. Department of Corrections, SPB 2023S068.

Following discussion of the Administrative Law Judge's Preliminary Recommendation, the Board acted as follows: Ruchman moved to adopt the Recommendation and grant a hearing on the claim of sex discrimination. Lee seconded the motion. The motion failed on a tie vote. Wager moved to deny a hearing on the discrimination claims and to refer the matter to the State Personnel Director for review. Dempster seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Lee, and Wager. Ruchman voted in opposition.

IV. INITIAL DECISIONS OR OTHER FINAL ORDERS OF THE ADMINISTRATIVE LAW JUDGES FOR POTENTIAL REVIEW UNDER C.R.S. § 24-4-105(14)(a)(II).

- A. Christine Mendias v. Department of Human Services, SPB 2023B023.

The Board did not take any action.

V. REVIEW OF MINUTES FROM THE SEPTEMBER 19, 2023, PUBLIC MEETING OF THE STATE PERSONNEL BOARD.

Ruchman moved to approve the minutes as submitted. Dempster seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Lee, Ruchman, and Wager.

VI. ADMINISTRATIVE MATTERS & COMMENTS.

A. ADMINISTRATIVE MATTERS.

- Dindinger reminded everyone that the November and December Board meetings will be held on the second Tuesday of those months. Specifically, on November 14 and December 12.
- Dindinger reported about updating the Consolidated Appeal & Dispute Form. The updated form is now available on the Board's website.

B. GENERAL COMMENTS FROM ATTORNEYS, EMPLOYEE ORGANIZATIONS, PERSONNEL ADMINISTRATORS, AND THE PUBLIC.

- In advance of the meeting, the Board did not receive any requests to make a general comment publicly.

VII. RULEMAKING HEARING.

There was no proposed legislation or rulemaking at the meeting.

VIII. EXECUTIVE SESSION.

None.

The Board meeting adjourned by consensus at 9:27 a.m.

SIGNED THIS 12th DAY OF DECEMBER, 2023.

Sarah Wager, Chair

David Ruchman, Vice Chair

Kimberley Dempster, Board Member

F. Robert Lee, Board Member

Euell Thomas, Board Member