

State of Colorado



Jared Polis
Governor

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Board Director

State Personnel Board
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MEETING MINUTES

March 19, 2024

The State Personnel Board met on March 19, 2024. 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, Euell Thomas, and Sarah Wager were present for the roll call. Jenna Anderson, Esq. (Board Counsel) and Rick Dindinger (Board Director) were also present.

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.

A. Jason Soltani v. Department of Human Services, SPB 2024B023.

Following discussion of the Administrative Law Judge's Order of Dismissal, the Board acted as follows: Lee moved to affirm the Order of Dismissal. Thomas seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Lee, Thomas, and Wager. Ruchman voted in opposition.

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

There were no Preliminary Recommendations for review.

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. Oscar Quinones-Colon v. Board of Directors for Auraria Higher Education Center, SPB 2024B019.

The Board did not take any action.

V. REVIEW OF MINUTES FROM THE FEBRUARY 20, 2024, PUBLIC MEETING OF THE STATE PERSONNEL BOARD.

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

VI. ADMINISTRATIVE MATTERS & COMMENTS.

A. ADMINISTRATIVE MATTERS.

- Anderson reported the Court of Appeals dismissed Mattoon v. Department of Human Services, SPB Case No. 2022G028, Court of Appeals No. 23CA1344.
- Anderson summarized the proceedings in Kenno v. Governor's Office of Information Technology, SPB Case No. 2019B044(c), Court of Appeals Nos. 21CA1948 & 22CA0893, and reported that the Court of Appeals affirmed the Board.
- Dindinger reported that the Senate State, Veterans, & Military Affairs Committee held a Confirmation Hearing for Kimberley Dempster and F. Robert Lee on March 7, 2024. The committee voted unanimously to recommend Dempster's and Lee's confirmations to the full Senate.
- Dindinger announced that the State Personnel Board will be holding an election this spring. Vice Chair David Ruchman's first term expires on June 30, 2024. Ruchman is eligible for reelection and has indicated a desire to serve a second term. More information is posted 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.

None.

VIII. EXECUTIVE SESSION.

None.

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

SIGNED THIS 16th DAY OF APRIL 2024.

Sarah Wager, Chair

David Ruchman, Vice Chair

Kimberley Dempster, Board Member

F. Robert Lee, Board Member

Euell Thomas, Board Member