

State of Colorado



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MEETING MINUTES

April 16, 2024

The State Personnel Board met on April 16, 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. Rick Dindinger (Board Director) was also present. Jenna Anderson, Esq. (Board Counsel) and Ashley Moller, Esq. (Board Counsel) were present for portions of the meeting.

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

Laura Koeneman, the Statewide Chief Human Resources Officer, reported about the Step Pay Program for state employees and updated the Board about negotiations with Colorado WINS related to the Partnership Agreement.

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. Blessed Barrack v. Department of Corrections, SPB 2023B068.

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

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

A. Donald Iacino-Taylor v. Department of Transportation, SPB 2024S028.

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

B. Melissa Malczewski v. Department of Corrections, SPB 2024G038.

Following discussion of the Administrative Law Judge's Preliminary Recommendation, the Board acted as follows: Dempster moved to adopt the Recommendation and deny a hearing. Ruchman seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Lee, Ruchman, Thomas, and Wager.

C. Saehee Brannon v. Department of Regulatory Agencies, SPB 2024G053.

Anderson exited the meeting prior to the discussion. Board Counsel Moller joined the meeting and was present for the discussion.

Following discussion of the Administrative Law Judge's Preliminary Recommendation, the Board acted as follows: Ruchman moved to adopt the Recommendation and deny a hearing. Dempster seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Lee, Ruchman, Thomas, and Wager.

Following the vote, Anderson returned to the meeting and Moller exited.

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).

There were no Initial Decisions or other final orders for review under C.R.S. § 24-4-105(14)(a)(II).

V. REVIEW OF MINUTES FROM THE MARCH 19, 2024, PUBLIC MEETING OF THE STATE PERSONNEL BOARD.

Lee 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, Thomas, and Wager.

VI. ADMINISTRATIVE MATTERS & COMMENTS.

A. ADMINISTRATIVE MATTERS.

- No reports given.

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 9:49 a.m.

SIGNED THIS 21st DAY OF MAY 2024.

Sarah Wager, Chair

David Ruchman, Vice Chair

Kimberley Dempster, Board Member

F. Robert Lee, Board Member

Euell Thomas, Board Member