

State of Colorado



Jared Polis
Governor

Sarah Wager
Board Chair

Rick Dindinger
Board Director

State Personnel Board
1525 Sherman Street 4th Floor
Denver, Colorado 80203
Phone (303) 866-3300
Fax (303) 866-5038

MEETING MINUTES

August 20, 2024

The State Personnel Board met on August 20, 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, David Ruchman, and Sarah Wager were present for the roll call. Rick Dindinger (Board Director) and Ashley Moller, Esq. (Board Counsel) were also present for the meeting. F. Robert Lee and Euell Thomas were 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. Eric Strumpf v. Department of Corrections, SPB 2024G085.

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, Ruchman, and Wager.

B. Ida Nellum v. Department of Revenue, SPB 2024S039.

Following discussion of the Administrative Law Judge's Preliminary Recommendation, the Board acted as follows: Ruchman moved to adopt the Recommendation, deny a hearing, and 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, Ruchman, and Wager.

C. Craig Roberts v. Department of Personnel & Administration, SPB 2024S051.

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. Dempster seconded the motion. The motion carried on the affirmative vote of the following Board members: Dempster, Ruchman, and Wager.

D. Eric Strumpf v. Department of Corrections, SPB 2024G080.

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, Ruchman, and Wager.

E. Rosa Cardoza, et al. v. University of Colorado Boulder, SPB 2024G005(c).

Dindinger advised the Board that the Preliminary Recommendation's caption included an erroneous case number. The Preliminary Recommendation's case number should have been Case No. 2024G005(c)).

Following discussion of the Administrative Law Judge's Preliminary Recommendation, the Board acted as follows: Dempster 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, Ruchman, and Wager.

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. Lawrence Cutts v. Department of Corrections, SPB 2024G076.

The Board did not take any action.

B. Gary Spangler v. Department of Corrections, SPB 2024B039.

The Board did not take any action.

V. REVIEW OF MINUTES FROM THE JULY 16, 2024, 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, Ruchman, and Wager.

VI. ADMINISTRATIVE MATTERS & COMMENTS.

A. ADMINISTRATIVE MATTERS.

- Moller reminded the Board that the September meeting will include annual training, including ethics training.
- Dindinger reported that he submitted the annual Whistleblower Report to the Governor's office. The report 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 9:45 a.m.

SIGNED THIS 17th DAY OF SEPTEMBER 2024.

Sarah Wager, Chair

David Ruchman, Vice Chair

Kimberley Dempster, Board Member

F. Robert Lee, Board Member

Euell Thomas, Board Member