

State of Colorado



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MEETING MINUTES September 17, 2019

The State Personnel Board met in public session on Tuesday, September 17, 2019, at 1525 Sherman Street, First Floor Conference Room 104, Denver, Colorado 80203.

The meeting was called to order at 9:00 a.m. Board Members Patricia Bangert, Nora Kelly, Maurie Knaizer, Michelle Palmquist and Sarah Wager were present in person.

Rick Dindinger, Board Director, and Assistant Attorney General Amy Lopez, Board Counsel, were present in person.

I. REPORT OF DEPARTMENT OF PERSONNEL AND 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 TO THE BOARD.

There were no Initial Decisions or other final orders on appeal to the Board this month.

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

A. Flavio Quintana v. Department of Revenue, SPB 2019G045(c).

Ms. Bangert moved to adopt the preliminary recommendation of the Administrative Law Judge and deny the petition for hearing. Ms. Palmquist seconded the motion. The motion carried on the affirmative vote of the following Board members: Ms. Bangert, Ms. Kelly, Mr. Knaizer, Ms. Palmquist and Ms. Wager.

- B. Ava Marie Heath v. Department of Corrections, Office of Inspector General, SPB 2019G058.

Ms. Palmquist moved to adopt the preliminary recommendation of the Administrative Law Judge and deny the petition for hearing. Ms. Kelly seconded the motion. The motion carried on the affirmative vote of the following Board members: Ms. Bangert, Ms. Kelly, Mr. Knaizer, Ms. Palmquist and Ms. Wager.

IV. INITIAL DECISIONS OR OTHER FINAL ORDERS OF THE ADMINISTRATIVE LAW JUDGES.

There were no Initial Decisions or other Final Orders of the Administrative Law Judges for review.

V. REVIEW OF MINUTES FROM THE AUGUST 20, 2019, PUBLIC MEETING OF THE STATE PERSONNEL BOARD.

Ms. Palmquist moved to approve the minutes as submitted. Ms. Kelly seconded the motion. The motion carried on the affirmative vote of the following Board members: Ms. Bangert, Ms. Kelly, Mr. Knaizer, Ms. Palmquist, and Ms. Wager.

VI. ADMINISTRATIVE MATTERS & COMMENTS.

A. ADMINISTRATIVE MATTERS.

- Board Counsel Lopez updated the Board on pending matters at the Colorado Court of Appeals.
- Mr. Dindinger updated the Board on two matters that had been pending on appeal to the Board.

B. OTHER BOARD BUSINESS.

- Mr. Dindinger informed the Board that Keely McCabe had started working for the Board as an Administrative Law Judge. Mr. Dindinger thanked Ms. Palmquist for her help during the interviewing process.

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

- There were no comments made to the Board.

VII. PROPOSED LEGISLATION OR RULEMAKING.

There was no proposed legislation or rulemaking at the meeting.

VIII. EXECUTIVE SESSION.

At 9:28 a.m., Ms. Palmquist moved to go into Executive Session pursuant to C.R.S. § 24-6-402(3)(a)(II), for the Board to receive legal training and advice on the issues enumerated in C.R.S. § 24-3.7-102. Mr. Knaizer seconded the motion. The motion carried by the affirmative vote of the full Board.

The Board re-entered open session at 10:54 a.m.

Ms. Palmquist announced that the Board had received legal training regarding Board member ethics and conflicts of interest and that the Board had not taken any action.

After conclusion of the Executive Session, the Board did not conduct any further business.

The Board meeting adjourned by consensus at 10:55 a.m.

SIGNED THIS 15th DAY OF OCTOBER, 2019.

Michelle Palmquist, Chair

Maurie Knaizer, Vice Chair

Patricia Bangert, Board Member

Nora Kelly, Board Member

Sarah Wager, Board Member