

**MINUTES OF
THE WEST VIRGINIA PUBLIC EMPLOYEES GRIEVANCE BOARD
3rd MEETING ON August 7, 2007**

Location: Charleston Office of the Board

Members Present: Bob Brown, Melissa Lampinen, and Dr. Charles Polk (by telephone), Secretary Robert Ferguson, ex-officio member by appointment of the Governor

Present Also: Earl W. Maxwell, Cynthia Smith, Robin Purdue, Bob Morgenstern, William McGinley, Jack Ferrell, Karen Thornhill, Janis Reynolds, Allen Campbell, Gordon Simmons, Kelli Talbott, John Thompson, Harriett Fitzgerald.

The meeting was called to order at 10:12 am, and a quorum was declared by the Chair with three members present. The Chair announced that given the urgent need to complete several complicated projects necessary for the operation of the Board, three work sessions would be held to conduct information gathering and discussion. The first would be held Monday August 13 starting at 1:00 pm, then a second on August 14 starting at 10:00 am and a last one on Wednesday Morning at 10:00 am before the meeting to be held at 1:00 pm on August 15, 2007. These working sessions would cover background information needed to discuss and make decisions on rules, policies, the budget narrative, set goals, and hire administrative law judges.

The Chair further announced that the announcement and decision with regard to the hiring of a new Director to replace outgoing Director Earl Maxwell will be made at the meeting on August 15.

After reviewing the minutes of the July 17 minutes of the Board meeting, the Board approved the same without amendment.

The Board then reviewed the pending cases, and status of outstanding old and new grievances.

Cynthia Smith then reviewed the final report of the 2007 Budget and reported that the Board will be returning \$127,115.32 to general revenue from the Fiscal Year 2007 Budget. The

Board approved the presentation.

The Board then received the report of progress on the Inventory Project and approved the same.

The Board reviewed the July P-Card reconciliation and approved the same.

The Board then received a draft copy of the proposed procedural rules and announced that during the work sessions they would request input on the rules from any interested parties.

The Board then adjourned to executive session to discuss personnel matters at 10:33 am.

At 11:23 the Board resumed regular session out of executive session. No decisions were made nor actions taken during the executive session.

The Board announced that it had narrowed the search for a new Director, and intend to have a decision by the next Board meeting on August 15, 2007.

The Board then announced that on Monday August 13, 2007 beginning at 1:00 pm and again on Wednesday August 15, 2007 beginning at 10:00 am, the work session will be open to the public and a general invitation will be made to any interested party to attend to make recommendations and discuss the procedural rules, forms and narrative of mission and goals which will be the focus of this work session.

The Board will hold interviews of applicants for Administrative Law Judge on Tuesday August 14, 2007 beginning at 10:00 am, which work session while open to the public, the interviews and any deliberation among Board members concerning the personnel appointments will be in an executive closed proceeding.

The Board requested that the Chair, Director Earl W. Maxwell, Cynthia Smith, and

Secretary Ferguson look at the Budget for Fiscal Year 2008 and if possible meet with the Governor's office and other officials to examine any options and alternatives that may be available to address the large backlog of cases and report at the next meeting if any proposals should emerge.

There being no further business for the day the Board then adjourned at 11:50 am.

Respectfully Submitted by:

Melissa A. Lampinen, Secretary/Treasure - Member

Prepared by:

Earl W. Maxwell, Director
Education and State Employees Grievance Board

Approved by the Public Employees Grievance Board:

Chair

Dated: _____