



**STATE OF NEW JERSEY**

**FINAL ADMINISTRATIVE ACTION  
OF THE  
CIVIL SERVICE COMMISSION**

In the Matter of Alexander Rostek,  
Assistant Supervisor Traffic  
Maintenance (PM0507V), Lawrence

CSC Docket No. 2018-1366

Examination Appeal

**ISSUED: April 2, 2018 (RE)**

Alexander Rostek appeals the decision of the Division of Agency Services (Agency Services) that found that he did not meet the experience requirements for the promotional examination for Assistant Supervisor Traffic Maintenance (PM0507V), Lawrence.

The subject examination was announced with a closing date of June 21, 2017 and was open to employees in the competitive division who had an aggregate of one year of continuous permanent service as of the closing date and who were serving in the title Senior Traffic Maintenance Worker, OR to employees in the competitive division who had an aggregate of one year of continuous permanent service as of the closing date in any competitive title and who met the announced requirements. These requirements included two years of experience in work involving the assembly, installation, and maintenance of traffic control signs and in painting traffic lines. The appellant was found to be ineligible based on a lack of experience. Since there were no admitted candidates, the examination was canceled on November 18, 2017.

Rostek listed four positions on his application: provisional Assistant Supervisor Traffic Maintenance from January 2017 to June 2017, Road Repairer 1 from August 2010 to January 2017, Laborer from August 2010 to January 2012, and Laborer from October 2008 to August 2010 with Jefferson Township. Official records indicate a similar yet different employment history. These records indicate that the appellant was a Road Repairer 1 from January 2012 to January 2017, a Laborer from October 2010 to January 2012, and a Laborer with Jefferson Township from October

2008 to October 2010. He was credited with six months of experience in the first position, and found to be lacking one year, six months of experience.

On appeal, Rostek indicates his provisional experience and requests that his application be re-reviewed. He also indicates experience not listed on his application. He states that he worked as a Site Work and Paving Inspector for Ferriero Engineering for three years of inspecting new road construction, road repair, and sink hole repair, as well as storm drain and proper signage installation. He does not provide months and years of service for this position.

## CONCLUSION

*N.J.A.C.* 4A:4-2.6(a) provides that applicants shall meet all requirements specified in the examination announcement by the closing date. *N.J.A.C.* 4A:4-2.1(f) provides that an application may only be amended prior to the announced closing date.

The appellant was correctly denied admittance to the subject examination since he possessed six months of experience as of the June 2017 closing date, and he needed two years. Nevertheless, Rostek continues to accrue experience in his provisional position and since the closing date, has accrued at least seven months of additional experience, for a total of one year, one month. Rostek does not provide all required information for the supplemental position submitted on appeal, however, that position was not qualifying as it refers to the inspection of proper signage installation rather than actual signage installation.

In his position as Road Repairer 1, the appellant indicated various duties pertaining to road repair. In addition, he states that he worked along with an Assistant Foreman painting lines and installing signs. In both of his positions as a Laborer, he performed many tasks, including installing signs and painting lines, as well as many road repair duties. He performed these duties from October 2008 to December 2016. Although his experience does not precisely mirror the requirements, the Civil Service Commission (Commission) is satisfied that the totality of his experience as far back as October 2008 amounts to an additional eleven months and warrants his admission to the subject examination. Additionally, the examination was cancelled, as there were no eligible candidates. As such, good cause exists to relax the provisions of *N.J.A.C.* 4A:4-2.6(a) to accept the appellant's experience after the closing date and, based on these unique circumstances, the Commission will accept the appellant's experience for eligibility purposes, but of the and admit him to the examination.

**ORDER**

Therefore, it is ordered that this appeal be granted, and the appellant's application be processed for prospective employment opportunities.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE  
CIVIL SERVICE COMMISSION ON  
THE 27<sup>TH</sup> DAY OF MARCH, 2018



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