



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**MINUTES OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
MARCH 4, 2015**

**Robert M. Czech, Chairperson
Thomas J. Perna
Richard E. Williams**

MARCH 4, 2015

A regular meeting of the Civil Service Commission was held on Wednesday, March 4, 2015, in Trenton, New Jersey.

PRESENT: Robert M. Czech, Chairperson, Members Thomas J. Perna and Richard E. Williams; Pamela Ullman, Deputy Attorney General; Henry Maurer, Director, Division of Appeals and Regulatory Affairs.

In accordance with L.1975, c.231, the Secretary to the Civil Service Commission opened the meeting with the following statement:

Notice of this meeting was filed with the Secretary of State and sent to the Trentonian, Trenton Times, Courier-Post and Star Ledger on December 11, 2014, and posted at the Civil Service Commission, 3 Station Plaza, Trenton, New Jersey.

All actions were by unanimous vote unless otherwise specified.

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Daxton Canales, Police Officer, Camden County, removal.

Antonia Gonzalez, Clerk 1, Middlesex County Prosecutor's Office, removal.

Gloria Hammond, Nurse Aide Monmouth County, removal.

James Kriegner, County Correction Officer, Mercer County, Department of Public Safety, removal (2).

Matthew Velez, Firefighter Hoboken, removal.

Jason M. Goemaat, Judiciary Clerk 2, Union County Courthouse, release at end of working test period.

Shena Grimes, Police Lieutenant, City of East Orange Police Department, removal.

ACTION: The Civil Service Commission noted the withdrawal of appeals without prejudice.

DISMISSAL FOR FAILURE TO APPEAR

The Civil Service Commission dismissed the following case without prejudice for failure to appear at the scheduled hearing before the Office of Administrative Law:

Christopher Dejiagne, Building Maintenance Worker, Ocean County Board of Social Services, release at the end of the working test period.

ACTION: The Civil Service Commission noted the dismissal of the appeal without prejudice.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN
THE ABOVE CASES – SETTLEMENTS**

Randy Butler
Woodbine Developmental Center
Department of Human Services
Resignation not in good standing

Rasheedah Bianca Conn
Municipal Court
City of Elizabeth
Removal

Anthony Foster
Hunterdon Developmental Center
Department of Human Services
Removal

Adhanom Hadera
Hunterdon Developmental Center
Department of Human Services
Removal

Patricia Hunt
Woodbridge Developmental Center
Department of Human Services
Removal

Jesus Matos
Central Office
Department of Corrections
Suspension

Ricardo Oquendo
Hudson County
Department of Corrections
Removal

Juan Otero
Atlantic County
Department of Public Safety
Suspension

Joseph Tuccillo
Burlington County
Department of Corrections
Removal

Gandolfo Vazzana and Sergio Ferrara, Jr.
Borough of Lodi
Department of Public Works
Layoff

Jose Yambo
Hudson County
Department of Corrections
Removal

ACTION: The Civil Service Commission acknowledged the settlements.

A-2 ABIOLA ARIDEGBE

Abiola Aridegbe, Human Services Specialist 2, Middlesex County Board of Social Services, 30 working day suspension, on charges of incompetence, inefficiency or failure to perform duties, conduct unbecoming a public employee, neglect of duty, and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 30 working day suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-3 DASHICA L. JORDAN

Dashica L. Jordan, Juvenile Detention Officer, Hudson County, Department of Corrections, 45 working day suspension, on charges of neglect of duty, insubordination, conduct unbecoming a public employee, and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the 45 working day suspension to a 15 working day suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-4 TYRONE MOORE

Tyrone Moore, Police Officer, City of Newark, Police Department, six month suspension, on charges of chronic inefficiency or incompetency and disobedience of orders.

Recommendation of the Administrative Law Judge – Uphold the six month suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-5 MAXINE REID

Maxine Reid, Social Work Specialist, Middlesex County Board of Social Services, 10 working day suspension, on charges of conduct unbecoming a public employee, and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 10 working day suspension.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-6 CARLOS VEGA

Carlos Vega, Correction Officer Recruit, New Jersey State Prison, Department of Corrections, removal effective May 14, 2014, on charges of insubordination, conduct unbecoming a public employee, and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION: The Civil Service Commission affirmed the recommendation of the Administrative Law Judge.

A-7 EARLY SETTLEMENT

Willie Bell
Department of Transportation
Suspension

ACTION: The Civil Service Commission acknowledged the settlement.

A-8 SETTLEMENTS

Richard Dey
Palisades Interstate Parkway Commission
Police Department
Suspension

Brendaliz Morales-Ramos
Department of Children and Families, Passaic North
Removal at end of working test period

**RECOMMENDATION OF THE ADMINISTRATIVE LAW JUDGE IN
THE ABOVE CASES – SETTLEMENT**

ACTION: The Civil Service Commission acknowledged the settlements.

SECTION B – MISCELLANEOUS MATTERS

B-1 A. G. – CSC DOCKET NO. 2013-2987

A.G., represented by Curtis J. La Forge, Esq., appeals his rejection as Correction Officer Recruit candidate by the Department of Corrections and its request to remove his name from the eligible list for Correction Officer Recruit (S9987M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-2 E. T. – CSC DOCKET NO. 2014-1785

E. T., represented by Craig S. Gumpel, Esq., appeals his rejection as a Fire Fighter candidate by Linden and its request to remove his name from the eligible list for Fire Fighter (M2546M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-3 I. V. – CSC DOCKET NO. 2014-840

I.V., appeals his rejection as a County Correction Officer candidate by Essex County and its request to remove his name from the eligible list for County Correction Officer (C9979M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-4 L. M. W. – CSC DOCKET NO. 2014-2390

L. M. W., appeals his rejection as a Fire Fighter candidate by Plainfield and its request to remove his name from the eligible list for Fire Fighter (M2564M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-5 JOHN BUONANNO – CSC DOCKET NO. 2015-407

The Superior Court of New Jersey, Appellate Division, has remanded the issue of John Buonanno's status as a Construction Official with the Borough of Elmwood Park to the Civil Service Commission.

ACTION: The Civil Service Commission directed that this matter be held over.

B-6 JUSTIN GABRYS – CSC DOCKET NO. 2015-1800

The Appellate Division, Superior Court of New Jersey, reversed and remanded the determination of the Civil Service Commission, *In the Matter of Justin Gabrys, Town of Dover*, (CSC, decided September 19, 2012) which granted Dover's request to change Gabrys' resignation to an unpaid leave of absence and to retain his accrued seniority.

ACTION: The Civil Service Commission directed that Justin Gabrys' personnel record be revised to indicate his resignation in good standing as a Police Officer and his subsequent appointment from the regular reemployment list for Police Officer, and his record for the promotional examination for Police Sergeant (PM5089M) be revised to indicate that he is ineligible because he does not have the required three years of continuous permanent service prior to its closing date.

B-7 MHYLENE ALEXANDER – CSC DOCKET NO. 2015-1446

Mhylene Alexander, a Cottage Training Technician with the Department of Human Services, Vineland Developmental Center, appeals her lateral displacement in lieu of layoff to the same title at Woodbine Developmental Center.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-8 LOUIS IBEKWE – CSC DOCKET NO. 2015-1698

Louis Ibekwe, a Cottage Training Technician with the Department of Human Services, Green Brook Regional Center, appeals his demotion in lieu of layoff to Human Services Assistant, effective June 27, 2014.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-9 THERESA SPENCE – CSC DOCKET NO. 2015-1817

Theresa Spence, a Human Services Assistant with the Department of Human Services, Woodbridge Developmental Center, appeals her layoff.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-10 PETER STEVENS – CSC DOCKET NO. 2015-1820

Peter Stevens, a Human Services Assistant with the Department of Human Services, Greystone Park Psychiatric Hospital, appeals his lateral displacement in lieu of layoff to Green Brook Regional Center.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-11 ROBERT CAMPBELL, JR. – CSC DOCKET NO. 2015-256

Robert Campbell, Jr., represented by D. William Subin, Esq., requests that the one-year time-in-grade requirement for the Police Captain (PM0838S), Atlantic City, examination be reduced to the working test period for Police Lieutenant.

ACTION: The Civil Service Commission directed that this request be denied.

B-12 JEREMY EMBS – CSC DOCKET NO. 2015-272

Jeremy Embs, represented by Michelle J. Douglass, Esq., appeals the decision of the Division of Classification and Personnel Management, which denied his appeal of his removal from the Fire Fighter (M2510M), City of Cape May, eligible list.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-13 SHARON HAMILTON – CSC DOCKET NO. 2014-3209

Sharon Hamilton requests a make-up for the Supervisor 2 Unemployment Benefits (PS2835N) examination.

ACTION: The Civil Service Commission directed that this request be granted.

B-14 LOURDES VICENTE – CSC DOCKET NO. 2015-337

Lourdes Vicente requests a make-up for the Supervisor 2 Unemployment Benefits (PS2835N) Department of Labor and Workforce Development examination.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-15 HELENE LEONA – CSC DOCKET NO. 2015-2204

The Department of Education requests that Helene Leona's out-of title work experience be accepted to allow her to meet the eligibility requirements for Administrative Assistant 1.

ACTION: The Civil Service Commission directed that this request be granted.

B-16 APRIL GOULD – CSC DOCKET NO. 2015-145

April Gould, a Cook with Atlantic County, appeals her temporary separation from employment.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-17 HENRY LI – CSC DOCKET NO. 2015-1686

Henry Li appeals the calculation of performance assessment review (PAR) points and requests that several PAR ratings be averaged to produce a PAR score for the examination for Environmental Engineer 3 (PS8742G), Department of Environmental Protection.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-18 KAREN CAINE – CSC DOCKET NO. 2014-2363

Karen Caine appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Investigator, Communicable Diseases (C1034P), Ocean County eligible list on the basis of her failure to respond to the notice of certification.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-19 DENNIS DIGGINS – CSC DOCKET NO. 2015-1809

Dennis Diggins appeals the decision of the former Division of Classification and Personnel Management, which upheld the removal of his name from the County Park Ranger (C2397N), Monmouth County, eligible list, on the basis of his failure to complete pre-employment processing.

ACTION: The Civil Service Commission directed that this appeal be granted.

VOTE: **Robert M. Czech** **(Abstained)**
 Thomas J. Perna **(Yes)**
 Richard E. Williams **(Yes)**

B-20 TANEFAH FAISON – CSC DOCKET NO. 2015-853

Taneefah Faison, represented by Akil S. Roper, Esq., appeals the determination of the Division of Classification and Personnel Management upholding the removal of her name from the eligible list for Correction Officer Recruit (S9988R), Department of Corrections, on the basis of an unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-21 RENE MARTE – CSC DOCKET NO. 2015-1163

Rene Marte appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Correction Officer Recruit (S9988R), Department of Corrections, eligible list on the basis of an unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-22 AFIA SHELLY – CSC DOCKET NO. 2014-3070

Afia Shelly, represented by Nancy A. O'Donnell, Esq., appeals the decision of the former Division of Classification and Personnel Management, which upheld the removal of her name from the Correction Officer Recruit (S9988R), Department of Corrections, eligible list on the basis of falsification of her employment application.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-23 LAURENCE SIMON – CSC DOCKET NO. 2015-139

Laurence Simon appeals the decision of the Division of Classification and Personnel Management which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Human Services Specialist 1 (C0073P), Ocean County Board of Social Services eligible list on the basis of his unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-24 ANTHONY WALKER – CSC DOCKET NO. 2015-1091

Anthony Walker appeals the determination of the Division of Classification and Personnel Management upholding the removal of his name from the eligible list for Correction Officer Recruit (S9988R), Department of Corrections, on the basis of falsification of application and an unsatisfactory criminal record.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-25 DAISY BEAUCHAMPS, ET AL. – CSC DOCKET NO. 2015-1178, ET AL

Daisy Beauchamps, Andrea DeJesus, Shelisa Odom and Virginia Scarborough, represented by Brett Richter, Executive Vice President, CWA Local 1039, appeal the decision of the former Division of Classification and Personnel Management that determined the proper classifications of their positions with the Department of Community Affairs are Principal Clerk. The appellants all seek a Technical Assistant 3, Community Affairs job classifications.

ACTION: The Civil Service Commission directed that this matter be held over.

B-26 DIANA BOESCH – CSC DOCKET NO. 2014-1869

Diana Boesch, represented by Brad Myhre, Staff Representative, Communications Workers of America, Local 1036, appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with Hunterdon County is Secretarial Assistant, effective June 29, 2013. The appellant seeks an Administrative Secretary job classification and an earlier effective date.

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-27 JOYCE HURLEY – CSC DOCKET NO. 2015-618

Joyce Hurley appeals the decision of the Division of Classification and Personnel Management that determined the proper classification of her position with New Jersey City University is Senior Clerk Typist. The appellant seeks a Secretarial Assistant 3, Non-Stenographic job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-28 SHEREE JOHNSON – CSC DOCKET NO. 2015-990

Sheree Johnson appeals the decision of the Division of Classification and Personnel Management, which found that her position with the Department of the Treasury is properly classified as Supervisor of Operations. The appellant seeks a Chief of Operations, Treasury job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-29 MIRIAM JONES – CSC DOCKET NO. 2015-620

Miriam Jones appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with the Department of the Treasury is Administrative Analyst 3, Data Processing. The appellant seeks an Administrative Analyst 2, Data Processing job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-30 JAMES KELLY – CSC DOCKET NO. 2015-36

James Kelly, represented by Rene Demuynck, Chief Steward, appeals the decision of the Division of Classification and Personnel Management that the proper classification of his position with the Board of Public Utilities is Rate Analyst 1, Utilities. The appellant seeks an Administrative Analyst 2 job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-31 RICHARD LAMBERT – CSC DOCKET NO. 2015-38

Richard Lambert, represented by Rene Demuynck, Chief Steward, appeals the decision of the Division of Classification and Personnel Management that the proper classification of his position with the Board of Public Utilities is Customer Representative 1, Public Utilities. The appellant seeks an Administrative Analyst 2 job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-32 JOE LIN – CSC DOCKET NO. 2015-621

Joe Lin appeals the decision of the Division of Classification and Personnel Management that the proper classification of his position with the Department of the Treasury is Administrative Analyst 3, Data Processing. The appellant seeks an Administrative Analyst 2, Data Processing job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-33 BERNARD PETERS – CSC DOCKET NO. 2015-37

Bernard Peters, represented by Richard Wagenblast, Shop Steward, appeals the decision of the Division of Classification and Personnel Management that the proper classification of his position with the Board of Public Utilities is Telecommunications Systems Analyst 3. The appellant seeks an Administrative Analyst 2 job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-34 INDERA RESAL-PERSAUD – CSC DOCKET NO. 2015-1051

Indera Resal-Persaud appeals the decision of the former Division of Classification and Personnel Management that the proper classification of her position with the Jersey City School District is Principal Account Clerk. The appellant seeks a Transportation Analyst job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-35 LAUREN WEIGOLD – CSC DOCKET NO. 2015-619

Lauren Weigold appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with the Department of the Treasury is Administrative Analyst 3, Data Processing. The appellant seeks an Administrative Analyst 2, Data Processing job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-36 D. N. – CSC DOCKET NO. 2014-2627

D. N., an Auditor 2, Taxation, with the Department of the Treasury, appeals the determination of the Affirmative Action Officer, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-37 S. L.-W. – CSC DOCKET NO. 2013-1902

S. L.-W., a former Principal Occupational Therapist with New Lisbon Developmental Center, Department of Human Services, represented by Joshua Boyette, Esq., appeals the determination of the Assistant Commissioner of DHS stating that there was probable cause to substantiate a finding that she violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied but the appointing authority be fined \$1,000 for its untimely investigation.

B-38 DEREK JOVANOVIC – CSC DOCKET NO. 2014-2156

Derek Jovanovic, a Correction Officer Recruit with the New Jersey State Prison, Department of Corrections, of his removal, effective June 4, 2014, on charges, was heard by Administrative Law Judge Sarah G. Crowley (ALJ), who rendered her initial decision on December 1, 2014. At its meeting on February 4, 2015, the Civil Service Commission did not adopt the ALJ's recommendation to modify the removal to a 90 working day suspension. Rather, the Commission imposed a 120 working day suspension. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-39 TIFFANY MAYES – CSC DOCKET NO. 2014-1147

The appeal of Tiffany Mayes, a Communications Operator with the Garden State Youth Correctional Facility, Department of Corrections, of her 15 working day suspension, on charges, was heard by Administrative Law Judge Beatrice L. Tylutki (ALJ), who rendered her initial decision on December 15, 2014, modifying the 15 working day suspension to a seven working day suspension. At its meeting on February 4, 2015, the Civil Service Commission did not adopt the ALJ's recommendation. Rather, the Commission upheld the 15 working day suspension. The proposed final decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the final decision.

B-40 KAREEM TURBEVILLE – CSC DOCKET NO. 2014-1269

Kareem Turbeville, a Human Services Assistant with Ancora Psychiatric Hospital, Department of Human Services, of his removal, effective May 8, 2013, on charges was heard by Administrative Law Judge Joseph A. Ascione (ALJ), who rendered his initial decision on December 3, 2014. At its meeting on February 4, 2015, the Civil Service Commission did not adopt the ALJ's recommendation to reverse the removal. Rather, the Commission modified the penalty to a six-month suspension. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-41 PAUL WILLIAMS – CSC DOCKET NO. 2014-1750

The appeal of Paul Williams, Truck Driver, Heavy, Township of Lakewood, Department of Public Works, of his removal effective January 7, 2014, on charges, was heard by Administrative Law Judge Joseph A. Ascione (ALJ), who rendered his initial decision on December 10, 2014. At its meeting on February 4, 2015, the Civil Service Commission did not adopt the ALJ's recommendation to reverse the removal. Rather, the Commission imposed a six-month suspension and ordered that the appellant undergo a fitness-for-duty examination. The proposed decision is now submitted for the Commission's review.

ACTION: The Civil Service Commission adopted the decision.

B-42 ACCOUNTING ASSISTANT – CSC DOCKET NO. 2015-1361

Middlesex County requests permission not to make an appointment from the April 14, 2014 certification for Accounting Assistant (C0961R).

ACTION: The Civil Service Commission directed that this request be granted and assessed selection costs in the amount of \$2,048.

B-43 MANAGEMENT SPECIALIST – CSC DOCKET NO. 2015-1933

The City of Ocean City requests permission not to make an appointment from the August 11, 2014 certification for Management Specialist (M0973R).

ACTION: The Civil Service Commission directed that this request be granted and assessed selection costs in the amount of \$2,048.

B-44 SENIOR ACCOUNTANT – CSC DOCKET NO. 2015-1364

Burlington County requests permission not to make an appointment from the June 13, 2014 certification for Senior Accountant (C0961R).

ACTION: The Civil Service Commission directed that this request be granted and assessed selection costs in the amount of \$2,048.

B-45 MICHAEL CIERI – CSC DOCKET NO. 2015-140

Michael Cieri, represented by Nancy A. Valentino, Esq., requests reconsideration of the final administrative decision, *In the Matter of Michael Cieri, Correction Officer Recruit (S9987M), Department of Corrections*, (CSC, decided May 21, 2014) which found that there was a sufficient basis to remove his name from the eligible list on the basis of falsification of the employment application.

ACTION: The Civil Service Commission directed that this request be denied.

B-46 KEVIN ENRIGHT – CSC DOCKET NO. 2015-1723

Hazlet Township, represented by Bruce W. Padula, Esq., requests reconsideration of the decision rendered on October 1, 2014, which modified the removal of Kevin Enright, a Laborer 1 with Hazlet, to a six month suspension.

ACTION: The Civil Service Commission directed that this request be denied.

B-47 CAROL HODGE – CSC DOCKET NO. 2015-1191

Carol Hodge requests reconsideration of the decision rendered on October 1, 2014, which upheld the determination of the Division of Classification and Personnel Management that the proper classification of her position with the Civil Service Commission is Customer Service Information Specialist 3. The appellant seeks a Customer Service Information Specialist 2 job specification.

ACTION: The Civil Service Commission directed that this request be denied.

VOTE:

Robert M. Czech	(Abstained)
Thomas J. Perna	(Yes)
Richard E. Williams	(Yes)

B-48 SHANIKA MCNAIR – CSC DOCKET NO. 2014-3069

Shanika McNair, a former Correction Officer Recruit with Northern State Prison, Department of Corrections, requests reconsideration of the final administrative decision, *In the Matter of Shanika McNair, Department of Corrections* (CSC, decided April 9, 2014) which upheld her removal.

ACTION: The Civil Service Commission directed that this request be denied.

B-49 DAVID VIBBERT – CSC DOCKET NO. 2015-1139

David Vibbert, a Park Maintenance Specialist 2 with the Department of Environmental Protection, represented by Francine W. Kaplan, Esq., requests reconsideration of the decision rendered on July 16, 2014 with respect to counsel fees regarding the modification of his ten working day suspension to a five working day suspension.

ACTION: The Civil Service Commission directed that these requests be denied.

B-50 KYRSIS AYBAR, ET AL. – CSC DOCKET NOS. 2015-1805, 2015-1788, 2015-1748, 2015-1804, 2015-1785, AND 2015-1858

Elzbieta Carpenter appeals the determination of Selection Services which found that she was below the minimum requirements in experience for the promotional examination for Training Technician (PC0556S), Middlesex County Board of Social Services. Kyrsis Aybar, Elzbieta Carpenter, Jane Harris, Neelam Jain and Jill Makarevic appeal the determinations of the Division of Selection Services which found that they were below the minimum requirements in experience for the promotional examination for Training Technician (PC1423S), Middlesex County Board of Social Services.

ACTION: The Civil Service Commission directed that these appeals be denied.

B-51 ROBERT CHRISTOPHER AND GEORGE KELLY – CSC DOCKET NOS. 2014-1097 AND 2014-1143

Robert Christopher and George Kelly appeal their scores on the promotional examination for Equipment Operator (PC0677R), Middlesex County.

ACTION: The Civil Service Commission directed that these appeals be granted.

B-52 JENISE N. HENSON – CSC DOCKET NO. 2014-321

Jenise N. Henson appeals the determination of the Division of Selection Services which found that she did not meet the requirements for the promotional examination for Technical Assistant 2, Treasury (PS7603U), Department of the Treasury.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-53 LINDA HILL – CSC DOCKET NO. 2014-2495

Linda Hill appeals the decision of the Division of Selection Services which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Program Specialist 2 Social/Human Services (PS6738K), Ann Klein Forensic Hospital.

ACTION: The Civil Service Commission directed that this appeal be denied and the appellant's position undergo a classification review.

B-54 TYRONE JORDAN – CSC DOCKET NO. 2015-1126

Tyrone Jordan appeals the determination of the Division of Selection Services that he was below the minimum requirements in experience for the promotional examination for Administrative Analyst 3, Data Processing (PS8957G), Department of Environmental Protection.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-55 KARLA PERLA – CSC DOCKET NO. 2015-982

Karla Perla appeals the determination of the Division of Selection Services, which found that, per the substitution clause for education, she did not meet the experience requirement for the promotional examination for Personnel Assistant (PC0530S), Atlantic County.

ACTION: The Civil Service Commission directed that this appeal be denied and the appellant's provisional position undergo a classification review.

B-56 ELIZABETH A. SAMAROO – CSC DOCKET NO. 2013-3514

Elizabeth A. Samaroo appeals the determination of the Division of Selection Services which found that she did not meet the requirements for the promotional examination for Senior Data Processing Systems Programmer (PC1030P), Hudson County.

ACTION: The Civil Service Commission directed that this appeal be denied and the appellant's provisional position undergo a classification review.

B-57 VICKI SKILL – CSC DOCKET NO. 2015-1873

Vicki Skill appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the open competitive examination for Range Master (C0743S), Cape May County.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-58 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of February 4, 2015.

ACTION: The Civil Service Commission adopted the minutes of its meeting of February 4, 2015.

B-59 NANCY ZOOK – CSC DOCKET NO. 2015-1232

Nancy Zook, a Principal Investigator, Parole and Secured Facilities, with the Department of Corrections, represented by Michael C. Mormando, Esq., appeals a five working day suspension.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-60 S. F. – CSC DOCKET NO. 2015-1007

S. F., a former Deputy Attorney General with the Office of the Attorney General, Department of Law and Public Safety, petitions the Civil Service Commission for enforcement of the decision rendered on February 12, 2014 ordering her approval for her retroactive participation in the Donated Leave Program.

ACTION: The Civil Service Commission directed that this request be granted.

B-61 DANA PALUMBO – CSC DOCKET NO. 2015-371

Dana Palumbo appeals the decision of the former Division of Classification and Personnel Management, which upheld the removal of her name from the Correction Officer Recruit (S9988R), Department of Corrections, eligible list on the basis of an unsatisfactory criminal history.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-62 S. J. – CSC DOCKET NO. 2013-990

S. J., a Staff Clinical Psychologist 3 with the Woodbine Developmental Center, Department of Human Services, appeals the determination of the Assistant Commissioner, stating that the appellant failed to present sufficient evidence to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-63 PLANNING AIDE (C0094M), PASSAIC COUNTY

In In the Matter of Planning Aide (C0094M), Passaic County (CSC, decided August 1, 2012), the Civil Service Commission granted the request of Passaic County for an appointment waiver for the May 9, 2011 certification and ordered that no selection costs would be assessed at that time since there was a possibility that the list could be utilized prior to its expiration. However, Passaic did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION: The Civil Service Commission assessed selection costs in the amount of \$2,048.

B-64 ROBERT BRENNAN – CSC DOCKET NO. 2014-2632

Robert Brennan appeals his score that was below the minimum rating in Written Part 1 for the open competitive examination for Law Enforcement Series (S9999R), Statewide.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-65 JASMINE OSOL – CSC DOCKET NO. 2015-1237

Jasmine Osol appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the open competitive examination for Public Health Consultant 1, Nursing (S0288S), Statewide.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-66 MARIANNE ROSTASH – CSC DOCKET NO. 2015-1243

Marianne Rostash appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the open competitive examination for Data Base Analyst 2 (S0497S), Statewide.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-67 SCOTT SELIGA – CSC DOCKET NO. 2014-2464

Scott Seliga, a Police Captain with Pleasantville, represented by Steven R. Cohen, Esq., requests counsel fees in accordance with the Civil Service Commission decision rendered on February 12, 2014.

ACTION: The Civil Service Commission directed that this appeal be granted in part and the petitioner be awarded \$38,412.50 in counsel fees and \$545.44 in costs.

B-68 FRANCIS MCHALE – CSC DOCKET NO. 2014-529

Francis McHale, a Correction Sergeant with New Jersey State Prison, Department of Corrections, represented by William G. Blaney, Esq., petitions the Civil Service Commission for a determination with regard to the back pay and benefits awarded in *In the Matter of Francis McHale* (CSC, decided June 26, 2013).

ACTION: The Civil Service Commission directed that this petition be granted in part.

B-69 ANDREW DILLMAN – CSC DOCKET NO. 2015-2308

Andrew Dillman requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit him to donate 30 sick days to S.B.

ACTION: The Civil Service Commission directed that this request be granted.

B-70 RYAN NICHOLS – CSC DOCKET NO. 2015-2434

The Borough of Elmwood Park, on behalf of Ryan Nichols, requests that he be permitted to participate in the intergovernmental transfer program.

ACTION: The Civil Service Commission directed that this request be granted.

B-71 DAVID STOUT – CSC DOCKET NO. 2015-1734

The Division of Classification and Personnel Management, on behalf of the Department of the Treasury, requests that David Stout be promoted from his current non-competitive title, Senior Garage Attendant, at the Department of the Treasury, to Storekeeper 2, an un-related, competitive title at the Department of the Treasury.

ACTION: The Civil Service Commission directed that this request be granted.

B-72 TRACY ROBIDOUX – CSC DOCKET NO. 2014-3153

Tracy Robidoux appeals the decision of the former Division of Classification and Personnel Management that her position with the Department of Corrections is properly classified as a Technical Assistant, Contract Administration. The appellant seeks an Administrative Analyst 3, Fiscal Management job classification.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-73 S. J. – CSC DOCKET NO. 2013-1535

S. J., a Staff Clinical Psychologist 3 with the Woodbine Developmental Center, Department of Human Services, appeals the determination of the Assistant Commissioner, stating that only one of four allegations of a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace had been substantiated.

ACTION: The Civil Service Commission directed that this appeal be denied.

B-74 MICHAEL SMITH – CSC DOCKET NO. 2013-2005

Michael Smith appeals his score for the oral portion of the promotional examination for Fire Lieutenant (PM5185N), Linden

ACTION: The Civil Service Commission directed that this appeal be granted in part.

B-75 RODNEY BACON – CSC DOCKET NO. 2014-3102

Rodney Bacon, a Correction Officer Recruit, Department of Corrections, represented by Alonzo Howard, PBA Local 105, requests a retroactive date of appointment.

ACTION: The Civil Service Commission directed that this request be denied.

B-76 WILLIAM WAGNER – CSC DOCKET NO. 2015-1628

William Wagner, a former Crew Supervisor, Mechanics, with the Department of Transportation, requests compensation for 64 hours of unused vacation days upon his June 16, 2014 resignation in good standing.

ACTION: The Civil Service Commission directed that this request be denied.

**B-77 PROSECUTOR'S AGENT, WARREN COUNTY –
CSC DOCKET NO. 2015-2341**

Richard T. Burke, Warren County Prosecutor, requests that the Warren County Prosecutor's Office be permitted to increase the number of employees in the unclassified Prosecutor's Agent title beyond the limit set in *In the Matter of Prosecutor's Agents* (MSB, decided May 23, 1989).

ACTION: The Civil Service Commission directed that this request be granted.

B-78 CHARLES MEAD – CSC DOCKET NOS. 2010-622 AND 2012-2592

Charles Mead appeals the determinations of the Division of Selection Services which found that, per the substitution clause for education, he did not meet the experience requirements for the promotional examinations Director of Data Processing (PC0015L) and (PC0241N), Monmouth County.

ACTION: The Civil Service Commission directed that this appeal be granted.

VOTE: **Robert M. Czech** **(Abstained)**
 Thomas J. Perna **(Yes)**
 Richard E. Williams **(Yes)**

B-79 WADE ROSENBERGER – CSC DOCKET NO. 2013-2723

Wade Rosenberger, a County Correction Officer with Salem County, represented by F. Michael Daily, Jr., Esq., petitions the Civil Service Commission for a determination with regard to the back pay award in *In the Matter of Wade Rosenberger* (CSC, decided January 9, 2013).

ACTION: The Civil Service Commission directed that this petition be granted and awarded the petitioner back pay in the amount of \$16,762.90.

B-80 DR. RAJENDER REDDY – CSC DOCKET NO. 2014-2330

Dr. Rajender Reddy, represented by Mario A. Iavicoli, Esq., requests a retroactive date of appointment to Physician Specialist 1, effective August 27, 2001, and differential back pay, benefits, and counsel fees.

ACTION: The Civil Service Commission directed that this request be denied.

B-81 ANGELA WITCHER – CSC DOCKET NO. 2013-754

Angela Witcher appeals the decision of the Division of Classification and Personnel Management that the effective date of the reclassification of her position from Geographic Information Specialist 1 to Manager 4, Environmental Protection, Technical/Scientific/Engineering was May 19, 2012. She seeks a February 26, 2011 effective date.

ACTION: The Civil Service Commission directed that this appeal be granted.

B-82 CRAIG WILLIAMS – CSC DOCKET NO. 2014-1048

Craig Williams, represented by Kathleen Fantacone Mazzouccolo, Staff Attorney, AFSCME, New Jersey Council 52, petitions the Civil Service Commission for reconsideration of its final administrative decision, rendered on September 4, 2013, in which the Commission upheld the petitioner's removal.

ACTION: The Civil Service Commission directed that this petition be denied.

B-83 CHANGE IN THE CLASSIFICATION PLAN

The Division of Agency Services requests the Senior Horticulturalist title be made common for use in local government.

**MEMORANDUM**

DATE: February 3, 2015
TO: Civil Service Commission
FROM: Kenneth Connolly, Director
Division of Classification and Personnel Management
SUBJECT: Change in the Classification Plan

STATE AND LOCAL GOVERNMENT TITLES

The Division of Agency Services requests the conversion of one (1) State title to common.

This existing State title appropriately classifies the same function for local government. It will afford local government the same hiring and/or advancement opportunity as is available to State government.

The effective date of this requested action will be the first pay period that follows the Commission's approval.

STATE TITLE TO BE MADE COMMON

FROM:
Senior Horticulturalist
P21-02452 Competitive H NL/12

TO:
Senior Horticulturalist
02452 Competitive Common

KC/JT/LR

www.state.nj.us/csc

ACTON: The Civil Service Commission directed that this request be granted.

B-84 CHANGE IN CLASSIFICATION PLAN - SENIOR EXECUTIVE SERVICE

The Division of Agency Services recommends that one of the positions currently classified as Personnel and Labor Analyst 4, Civil Service Commission, be reallocated to the Senior Executive Service.

ACTION: The Civil Service Commission directed that this request be granted.

VOTE: **Robert M. Czech** **(Abstained)**
 Thomas J. Perna **(Yes)**
 Richard E. Williams **(Yes)**

B-85 BRADFORD WILLIAMS – CSC DOCKET NO. 2015-2413

The Division of Agency Services, on behalf of the Department of Law & Public Safety, requests that the provisions of *N.J.A.C.* 4A:4-1.1(c) be relaxed in order to allow Bradford Williams to be provisionally appointed, pending promotional examination procedures, to the competitive title of Personnel Assistant 3.

ACTION: The Civil Service Commission directed that this request be granted.

There being no further business before the Civil Service Commission, the meeting was adjourned to convene on Wednesday, March 18, 2015, at 10:00 a.m., at 3 Station Plaza, Trenton, New Jersey.

Robert M. Czech
Chairperson
Civil Service Commission