AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
DECEMBER 18, 2019

Deirdré L. Webster Cobb, Chairperson
Dolores Gorczyca
Daniel W. O'Mullan
Submitted for adoption are the Civil Service Commission minutes of its meeting of December 4, 2019.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Danielle Bryant
Juvenile Justice Commission
Release at the end of the working test period

Lenae Hairston
Ancora Psychiatric Hospital
Department of Health
Removal

Anne Kenyon
Department of Labor and Workforce Development
Return to permanent title at the end of the working test period

Jakeya Kirkland
Woodbine Developmental Center
Department of Human Services
Resignation not in good standing

Nathan Leary
City of Newark
Department of Public Works
Suspension

Yobani Marti
Cumberland County
Department of Corrections
Suspension

Frank Tidwell
City of Plainfield
Fire Department
Suspension and Demotion
Vanessa Vergara
Passaic County
Board of Social Services
Return to permanent title at the end of the working test period

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

ACTION:

A-2 DYSHEEKA ATKINS

Dysheeka Atkins, Parking Enforcement Officer, Irvington Township, Police Department, four removals effective September 6, 2018, on charges including making false statements and examination and selection disqualification.

Recommendation of the Administrative Law Judge – Uphold the removals.

ACTION:

A-3 DOUGLAS ELDER

Douglas Elder, Assistant Public Works Superintendent, Borough of Ringwood, Department of Public Works, good faith layoff effective May 1, 2019.

Recommendation of the Administrative Law Judge – Dismiss the appeal for failure to appear with prejudice.

ACTION:

A-4 MAURICE JACKSON

Maurice Jackson, County Correction Officer, Essex County, Department of Public Safety and Corrections, 10 working day suspension, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the 10 working day suspension to a two working day suspension.

ACTION:
A-5  ERNEST MANNING

Ernest Manning, Laborer 1, City of Newark, Department of Public Works, removal and resignation not in good standing effective April 3, 2018, on charges of chronic absenteeism, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal and resignation not in good standing.

ACTION:

A-6  LISA SCHWEIZER

Lisa Schweizer, Keyboarding Clerk 1, Middle Township School District, removal effective November 19, 2015, on charges of other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

A-7  TAMARA SMITH-BROWN

Tamara Smith-Brown, Code Enforcement Officer, Township of Irvington, Department of Public Works, removal effective November 7, 2017, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-8  WILLIAM WILSON

William Wilson, Employment Specialist, Atlantic County, Department of Administrator, 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:
SECTION B – MISCELLANEOUS MATTERS

B-1 A.B. – CSC DOCKET NO. 2019-982

A.B., represented by Peter B. Paris, Esq., appeals his rejection as a Police Officer candidate by the Plainfield Police Department and its request to remove his name from the eligible list for Police Officer (S9999U) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 M.R. – CSC DOCKET NO. 2018-2851

M.R., represented by Donald A. DiGioia, Esq., appeals his rejection as a Correctional Police Officer candidate by the Department of Corrections and its request to remove his name from the eligible list for Correctional Police Officer (S9988V) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 D.M.D. – CSC DOCKET NO. 2019-1135

D.M.D. appeals his rejection as a County Police Officer candidate by Camden County and its request to remove his name from the eligible list for County Police Officer (S9999U) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-4 M.N. – CSC DOCKET NO. 2019-2062

M.N. appeals the removal of his name from the Sheriff’s Officer (S9999U), Hudson County eligible list on the basis of an unsatisfactory background report.

ACTION:

B-5 BYRON ROBINSON – CSC DOCKET NO. 2020-828

Byron Robinson appeals his removal from the eligible list for Motor Vehicle Operator 1 (S0574W), New Lisbon Developmental Center, on the basis of an unsatisfactory criminal background.

ACTION:
B-6  G.S. – CSC DOCKET NO. 2020-52

G.S. appeals the removal of his name from the eligible list for Correctional Police Officer (S9999U), Department of Corrections on the basis of an unsatisfactory criminal record.

ACTION:

B-7  T.T. – CSC DOCKET NO. 2020-118

T.T. appeals the removal of his name from the eligible list for Correctional Police Officer (S9999U), Department of Corrections on the basis of an unsatisfactory criminal record.

ACTION:

B-8  ADMINISTRATIVE CLERK (M0802S), CLARK – CSC DOCKET NO. 2019-146

In In the Matter of Administrative Clerk (M0802S), Clark (CSC, decided November 10, 2016), the Civil Service Commission (Commission) granted the request of the Clark Public Library for an appointment waiver for the July 13, 2015 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, the appointing authority did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION:

B-9  WILIAM APSLEY – CSC DOCKET NO. 2020-790

William Apsley appeals the determination of the Division of Agency Services which found that he did not meet the experience requirements for the open-competitive examination for Fire Instructor (C0205A), Hunterdon County.

ACTION:

B-10  MICHELE BUCKLEY – CSC DOCKET NO. 2020-1068

Michele Buckley appeals the determination of the Division of Agency Services that she does not meet the experience requirements, per the substitution clause for education, for the promotional examination for Administrative Analyst 4 (PS9468G), Department of Environmental Protection.

ACTION:
B-11 MADELINE GUZMAN AND DULCELINA PENA – CSC DOCKET NOS. 2020-303 AND 2020-493

The Department of Law and Public Safety, on behalf of Madeline Guzman and Dulcelina Pena, appeals the determination of the Division of Agency Services which found that they did not meet the experience requirements for the promotional examination for Public Information Assistant (PS8948P), Department of Law and Public Safety.

ACTION:

B-12 MARY HAGGAR – CSC DOCKET NO. 2020-1127

Mary Haggar appeals the determination of the Division of Agency Services that she did not meet the experience requirement for the promotional examination for Classification Officer 1 (PS9516I), Department of Corrections.

ACTION:

B-13 DIANA LOGAN – CSC DOCKET NO. 2020-799

Diana Logan appeals the decision of the Division of Agency Services which found that she lacked the required amount of permanent status in the competitive division for the promotional examination for Principal Clerk Typist (PS5264K), Department of Children and Families.

ACTION:

B-14 PAUL MAYERNICK – CSC DOCKET NO. 2020-404

Paul Mayernick appeals the determination of the Division of Agency Services which found that he was below the minimum requirements in experience for a qualifying demotional examination for Project Coordinator, Construction.

ACTION:

B-15 MICHELLE SMITH – CSC DOCKET NO. 2020-1071

Michelle Smith appeals the determination of the Division of Agency Services which found that she did not meet the experience requirements for the promotional examination for Secretarial Assistant 2 Non-Stenographic (PS9503H), Department of Health.

ACTION:
B-16 DERRICK TURNER – CSC DOCKET NO. 2020-1487

Derrick Turner appeals the determination of the Division of Agency Services, which found that he did not meet the experience requirements for the promotional examination for General Supervisor, Public Works (PM0833A), Long Branch.

ACTION:

B-17 EMILENA VELTRI – CSC DOCKET NO. 2019-3581

Emilena Veltri, represented by Jef Henninger, Esq., appeals her score on the promotional examination for Child Support Specialist 3 (PS4620K), Department of Human Services.

ACTION:

B-18 FRANK LICATA, JR. – CSC DOCKET NO. 2019-2512

Frank Licata, Jr., appeals the determination of the Division of Agency Services that he failed to indicate that he possessed the required license for the Senior Maintenance Repairer, Low Pressure License (PM2417W), Borough of Lodi Housing Authority examination.

ACTION:

B-19 KIMBERLY LIANO – CSC DOCKET NO. 2020-1159

Kimberly Liano requests reconsideration of the decision of the Civil Service Commission, rendered on September 27, 2019, which upheld the determination that she did not meet the requirements for the promotional examination for Quality Assurance Specialist, Health Services (PS4301K), Department of Human Services.

ACTION:

B-20 ERIC BEAGIN – CSC DOCKET NO. 2016-1336

The appeal of Eric Beagin, Fire Fighter, City of Paterson, Fire Department, removal effective September 18, 2015, on charges was heard by Administrative Law Judge Leslie Z. Celentano (ALJ), who rendered her initial decision on October 24, 2019 reversing the removal. At its meeting on December 4, 2019, the Civil Service Commission (Commission) rejected the ALJ’s recommendation and upheld the removal. The proposed final decision is now submitted for the Commission’s review.

ACTION:
B-21 TARALYN YOUNG – CSC DOCKET NO. 2020-1344

Taralyn Young, a State Park Police Officer with the Department of Environmental Protection, represented by Jeffrey S. Ziegelheim, Esq., requests a hearing regarding her removal, effective July 12, 2019.

ACTION:

B-22 TONYA HOWARD – CSC DOCKET NO. 2019-1398

Tonya Howard, a Police Communications Clerk with the City of Newark, represented by Samuel Wenocur, Esq., requests resolution of a dispute concerning back pay and benefits.

ACTION:

B-23 SEAN CIRIANNI-JONES – CSC DOCKET NO. 2020-65

Sean Cirianni-Jones appeals the removal of his name from the eligible list for Senior Repairer (S0139W), Central Reception and Assignment Facility, Department of Corrections on the basis that he did not appear for or complete preemployment processing.

ACTION:


J.J. appeals his removal from the eligible list for Correctional Police Officer (S9999U), Department of Corrections, on the basis of a falsified application. The appellant also appeals his removal from the eligible list for Sheriff's Officer (S9999U), Hudson County on the basis of an unsatisfactory background.

ACTION:

B-25 F.E.U. – CSC DOCKET NO. 2020-819

F.E.U. appeals his removal from the eligible list for Correctional Police Officer (S9988A), Department of Corrections, on the basis of an unsatisfactory criminal record and background report.

ACTION:
B-26 CODE ENFORCEMENT OFFICER (M0424V), CITY OF NEWARK – CSC DOCKET NO. 2020-749

The appointing authority’s failure to dispose of the certification for Code Enforcement Officer (M0424V), City of Newark, while provisional appointees were serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:

B-27 COUNSELOR 1, EMPLOYEE ADVISORY SERVICE – CSC DOCKET NO. 2019-2828

The Division of Administration and the Division of Agency Services request reallocation of the Counselor 1, Employee Advisory Service title to the non-competitive division of the career service on the interim basis in accordance with N.J.A.C. 4A:3-1.2.

ACTION:

B-28 OLASUMBO OLADERU – CSC DOCKET NO. 2020-1094

Olasumbo Oladeru petitions the Civil Service Commission to allow him to change his Work Location Preference Area for Assistant Director of Nursing Services (PS7948H), Trenton Psychiatric Hospital and add his name to the current certification.

ACTION:

B-29 VINCENT ANTENUCCI – CSC DOCKET NO. 2019-3633

Vincent Antenucci, a Sergeant, Field Operations with the Division of State Police, Department of Law and Public Safety, requests a waiver of repayment of a salary overpayment pursuant to N.J.S.A. 11A:3-7, which provides that when an employee has erroneously received a salary overpayment, the Civil Service Commission may waive repayment based on a review of the case.

ACTION:
B-30 J.E. – CSC DOCKET NO. 2019-1552

J.E. a Cottage Training Supervisor at Woodbine Developmental Center, appeals the determination of the Chief of Staff, Department of Human Services, which found that he failed to present sufficient evidence to support a finding that he had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION: