



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**SUPPLEMENTAL AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
MAY 4, 2011**

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

SECTION B – MISCELLANEOUS MATTERS**B-68 JOSE M. PAIS**

The City of Perth Amboy, on behalf of Jose M. Pais, requests that he be permitted to participate in the intergovernmental transfer program and to complete the remainder of his working test period as a Police Officer with the City of Perth Amboy.

ACTION:

B-69 BETH LARKIN

The Office of the Attorney General, on behalf of Beth Larkin, a Supervisor, Records Management, 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. It also requests that her salary be “red circled.”

ACTION:

B-70 JANET MARTINEZ

Janet Martinez appeals the decision of the Division of State and Local Operations, which removed the appellant’s name from the Supervising Family Service Specialist 2 (PS6051K), Department of Children and Families, employment list due to the appellant’s failure to respond to the Certification Notice.

ACTION:

B-71 THOMAS FERRARA

Thomas Ferrara appeals the decision of the Division of State and Local Operations that the proper classification of his position with the Department of Environmental Protection was Site Remediation Technical Specialist from March 1, 2008 to January 30, 2009 and thereafter that the proper classification of his position is Principal Environmental Specialist, Site Remediation. The appellant seeks a Site Remediation Technical Specialist classification.

ACTION:

B-72 GLENN SAVARY

Glenn Savary, represented by Scott I. Fegley, Esq., appeals the decision of the Division of State and Local Operations that the proper classification of his position with the Department of Environmental Protection was Site Remediation Technical Specialist from April 12, 2008 to January 30, 2009 and thereafter that the proper classification of his position is Principal Environmental Specialist, Site Remediation. The appellant seeks a Site Remediation Technical Specialist classification.

ACTION:

B-73 DIANE LEE

The Department of Corrections petitions the Civil Service Commission for reconsideration of the final administrative decision, rendered on March 10, 2010, in which the Commission restored Diane Lee to the Correction Officer Recruit (S9999H) eligible list.

ACTION:

B-74 ADOPTED AMENDMENTS: N.J.A.C. 4A:1-1.3 AND 3 (GENERAL RULES AND COMMISSION ORGANIZATION)

Submitted for the Commission's approval is a Notice of Adoption of a proposal to amend N.J.A.C. 4A:1-1.3 and 3. The amendments would update provisions of the rules regarding the respective powers and duties of the Civil Service Commission and the Chair/CEO of the Commission. No comments were received during the public comment period. Therefore, it is recommended that this proposal be adopted without change.

ACTION:

B-75 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of April 20, 2011.

ACTION:

B-76 BRUCE COOPER

The appeal of Bruce Cooper, a Senior Police Officer with the Department of Human Services, of his 5-working day and 10-working day suspensions, on charges, was heard by Administrative Law Judge John Schuster III, who rendered his initial decision on August 31, 2010. At its meeting on April 20, 2011, the Civil Service Commission adopted the ALJ's recommendation to modify the penalty to a 40-working day suspension on all charges. However, the Commission found it necessary to address the exceptions filed by the appellant. The proposed final decision is now submitted for the Commission's review.

ACTION:**B-77 MAVIS C. FAULKNER**

The appeal of Mavis C. Faulkner, a Nutrition Program Coordinator, Women, Infants and Children Program, with the City of Newark, of her removal effective May 31, 2007, on charges, was heard by Administrative Law Judge Caridad F. Rigo, who rendered her initial decision on September 13, 2010. At its meeting on April 20, 2011, the Civil Service Commission adopted the ALJ's recommendation to uphold the removal. However, the Commission found it necessary to address the exceptions and cross exceptions filed by the parties. The proposed final decision is now submitted for the Commission's review.

ACTION:**B-78 DAVID LAMARR**

The appeal of David Lamarr, a Police Officer with the City of Newark, of his 30-working day suspension, beginning March 2, 2009, on charges, was heard by Administrative Law Judge Gail M. Cookson, who rendered her initial decision on January 25, 2011. At its meeting on April 20, 2011, the Civil Service Commission did not adopt the ALJ's recommendation to reverse the suspension. Rather, the Commission ordered that the matter be remanded to the Office of Administrative Law. The proposed decision is now submitted for the Commission's review.

ACTION:

B-79 BRIAN OTT

The appeal of Brian Ott, a Police Officer with the City of Somers Point, of his removal effective October 26, 2010, on charges, was heard by Administrative Law Judge Bruce M. Gorman, who rendered his initial decision on March 16, 2011. At its meeting on April 20, 2011, the Civil Service Commission adopted the ALJ's recommendation to uphold the removal. However, the Commission found it necessary to address the exceptions filed by the appellant. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-80 CHARLES KING

The appeal of Charles King, a Police Officer with the City of Long Branch, Police Department, of his removal on charges, was heard by Administrative Law Judge Edward J. Delanoy, Jr., who rendered his initial decision on October 14, 2010. At its meeting on April 20, 2011, the Civil Service Commission adopted the ALJ's recommendation to uphold the appellant's removal. However, the Commission found it necessary to address the exceptions and cross-exceptions filed by the parties. The proposed final decision is now submitted for the Commission's review.

ACTION: