



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
NOVEMBER 21, 2012**

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

SECTION B – MISCELLANEOUS MATTERS

B-14 HAWA CLARKE

The appeal of Hawa Clarke, a Human Services Assistant at Trenton Psychiatric Hospital, Department of Human Services, of her removal effective November 23, 2010, on charges, was heard by Administrative Law Judge Susan M. Scarola (ALJ), who rendered her initial decision on September 26, 2012. At its meeting on November 7, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to reverse the removal. Rather the Commission modified the removal to a 30 working day suspension. The proposed decision is now submitted for the Commission's review.

ACTION:

B-15 DARREN NANCE

The appeal of Darren Nance, a Police Officer with the City of Newark, of his removal, effective September 3, 1996, on charges, was heard by Administrative Law Judge Carol I. Cohen (ALJ), who rendered her initial decision on February 3, 2012. At its meeting on November 7, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to grant the appellant's motion for summary decision and reinstate him to his position. Rather, the Commission denied the appellant's motion for summary decision, granted the appointing authority's motion for summary decision, and ordered that the appellant's personnel record reflect his resignation. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-16 JAMES WOODWARD

The appeal of James Woodward, a Building Maintenance Worker with Hudson County, of his removal, effective February 20, 2012, on charges, was heard by Administrative Law Judge Kimberly A. Moss (ALJ), who rendered her initial decision on September 5, 2012. At its meeting on November 7, 2012, the Civil Service Commission did not adopt the ALJ's recommendation to modify the removal to a 180-day suspension. Rather the Commission upheld the removal. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-17 PROPOSED AMENDMENT: N.J.A.C. 4A:3-4.1 and 4A:4-1.10 (STATE PAYROLL CERTIFICATIONS)

Submitted for the Commission's approval is a Notice of Adoption of proposed amendments to N.J.A.C. 4A:3-4.1 and 4A:4-1.10 (State Payroll Certifications). In *In the Matter of State Payroll Certifications* (CSC, decided May 16, 2012), the Commission directed that State appointing authorities continue to certify State payrolls, but only under present statutory authority, as the certifications up to that time were still referencing repealed laws. The Commission stated that it would propose an appropriate rule to clarify and codify the requirement that State appointing authorities certify payrolls, and this proposal resulted. No comments were received during the public comment period. Therefore, it is recommended that this proposal be adopted without change.

ACTION:

B-18 JUSTIN GABRYS

The Dover Policeman's Benevolent Association, Local 107 (Local 107), represented by Michael A. Bukosky, Esq., petitions the Civil Service Commission (Commission) to allow it to intervene and request reconsideration and a stay of the Commission's decision rendered on September 19, 2012, which permitted Justin Gabrys to be placed on an unpaid leave of absence from his position as police Officer with the Town of Dover to accept an unclassified appointment as a County Investigator.

ACTION:

B-19 JENNIFER POHL

Monmouth County, represented by Steven W. Kleinman, Special County Counsel, requests interlocutory review of Administrative Law Judge Ronald W. Reba's October 15, 2012 order denying its' Motion to Dismiss in the pending hearing of Jennifer Pohl.

ACTION:

B-20 CAMDEN COUNTY POLICE DEPARTMENT PILOT PROGRAM

The Fraternal Order of Police, Camden Lodge 1 (FOP), represented by Matthew D. Areman, Esq., the New Jersey Fireman's Mutual Benefit Association (FMBA) and the Probation Association of New Jersey (PANJ), represented by David I. Fox, Esq., petition the Civil Service Commission (Commission) for a stay of the Commission's decision rendered on October 3, 2012, which established the Camden County Police Department Pilot Program for a period of one year from November 1, 2012 to October 31, 2013.

ACTION:

B-21 PROPOSED CIVIL SERVICE COMMISSION MEETING DATES FOR 2013

The proposed Civil Service Commission meeting dates are submitted for approval.

ACTION:

B-22 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of November 7, 2012.

ACTION: