



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Chris Christie
Governor
Kim Guadagno
Lt. Governor

Robert M. Czech
Chair/Chief Executive Officer

**AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION
SEPTEMBER 2, 2015**

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

WITHDRAWAL OF APPEAL

The following appeal was withdrawn and removed from the hearing calendar:

Josue Hernandez, Building Maintenance Worker, Hudson County, Department of Roads and Public Property, suspension.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Kim Hemmingway
Union County
Department of the County Clerk
Suspension

Michelle Kinsey
Middlesex County
Department of Adult Corrections
Removal

Anthony Sanchez
Monmouth County
Department of Corrections and Youth Services
Suspension

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

ACTION:

A-2 NICOLE BALDWIN (consolidated)

Nicole Baldwin, County Correction Officer, Mercer County, Department of Public Safety, 12 working day suspension and fine equal to one working day and seven working day suspension and fine equal to one-half working day on charges of excessive absenteeism or lateness, conduct unbecoming a public employee, and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 12 working day and seven working day suspensions and fines equal to one and one-half working days.

ACTION:

A-3 CINDY NORCROSS

Cindy Norcross, Public Safety Telecommunicator, Township of Winslow, Department of Public Safety, good faith layoff.

Recommendation of the Administrative Law Judge – Grant motion for summary decision and dismiss the appeal.

ACTION:

A-4 MICHAEL PRIBRAMSKY

Michael Pribramsky, Laborer, Grounds, Borough of Clementon, Department of Roads, removal effective July 17, 2014, on charges of failure to report to work during regularly scheduled work hours, failure to report absences in accordance with policy, and excessive absenteeism.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

SECTION B – MISCELLANEOUS MATTERS

B-1 D.D. – CSC DOCKET NO. 2014-2323

D.D. appeals her rejection as a Parole Officer Recruit candidate by the State Parole Board and its request to removal her name from the eligible list for Parole Officer Recruit (S0733M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 F.D. – CSC DOCKET NO. 2015-1615

F.D. appeals his rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove his name from the eligible list for Correction Officer Recruit (S9988R) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 T.D. – CSC DOCKET NO. 2015-329

T.D., represented by Daniel J. Zirrieth, Esq., appeals his rejection as a Police Officer candidate by the Berkeley Township Police Department and its request to remove his name from the eligible list for Police Officer (S9999R) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-4 J.M. – CSC DOCKET NO. 2015-844

J.M. appeals his rejection as a Sheriff's Officer candidate by the Morris County Sheriff's Office and its request to removal his name from the eligible list for Sheriff's Officer (S9999M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-5 O.T. – CSC DOCKET NO. 2015-1245

O.T. 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 (S9999R) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-6 W.A. – CSC DOCKET NO. 2015-1383

W.A. appeals the request by the Department of Corrections to remove his name from the Correction Officer Recruit (S9988R) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-7 Y.C.-M. – CSC DOCKET NO. 2015-2324

Y. C.-M. appeals the request by the County of Hudson to remove her name from the County Correction Officer (C9977M) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-8 D.L.H. – CSC DOCKET NO. 2015-605

D.L.H. appeals the request by the County of Essex to remove her name from the County Correction Officer (C9979M) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-9 MATTHEW JOHNSON – CSC DOCKET NO. 2016-764

Matthew Johnson appeals the determination of the Division of Agency Services upholding the removal of his name from the eligible list for Police Officer (S9999R), Mount Laurel, on the basis of failure to respond to the Notice of Certification.

ACTION:

B-10 DAYRON AARON, THOMAS FALKENBERG, JOHN HAMMOCK AND ALLEN SUGGS – CSC DOCKET NO. 2016-756

The Township of Ewing requests that Dayron Aaron, Thomas Falkenberg, John Hammock and Allen Suggs be provided with retroactive appointment dates effective January 7, 2013; September 30, 2014; September 4, 2012; and January 22, 2013, respectively, from the special reemployment list for Laborer 1.

ACTION:

B-11 CECILIA RODGERS – CSC DOCKET NO. 2016-781

The Department of Law and Public Safety requests that the eligible list for Technical Support Specialist 1 (PS1412P), Department of Law and Public Safety be revived to allow for the retroactive permanent appointment of Cecilia Rodgers, effective March 22, 2014.

ACTION:

B-12 CYNTHIA STUBBS – CSC DOCKET NO. 2016-780

The Department of Law and Public Safety requests that the eligible list for Senior Clerk Typist (PS1738P), Department of Law and Public Safety be revived to allow for the retroactive permanent appointment of Cynthia Stubbs, effective May 17, 2014.

ACTION:

**B-13 ASSISTANT BUDGET OFFICER (M0408P), UNION CITY
CSC DOCKET NO. 2015-2358**

Union City requests permission not to make an appointment from the November 13, 2012 certification for Assistant Budget Officer (M0408P), Union City.

ACTION:

**B-14 DEPUTY MUNICIPAL COURT ADMINISTRATOR (M0228S),
NEWARK – CSC DOCKET NO. 2015-2660**

Newark requests permission not to make an appointment from the July 7, 2014 certification for Deputy Municipal Court Administrator (M0228S), Newark.

ACTION:

**B-15 TECHNICAL ASSISTANT, LAND USE (M0225S), NEWARK
CSC DOCKET NO. 2015-1871**

Newark requests permission not to make an appointment from the August 27, 2014 certification for Technical Assistant, Land Use (M0225S), Newark.

ACTION:

B-16 ACCOUNTANT (M0076S), NEWARK – CSC DOCKET NO. 2016-416

The appointing authority's failure to dispose of the certification for Accountant (M0076S), Newark, while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:

B-17 COMPTROLLER (PM0574S), NEWARK – CSC DOCKET NO. 2016-413

The appointing authority's failure to dispose of the certification for Comptroller (PM0574S), Newark, while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:

B-18 SUPERVISING LABORATORY TECHNICIAN, WATER ANALYSIS (M0189S), NEWARK – CSC DOCKET NO. 2016-415

The appointing authority's failure to dispose of the certification for Supervising Laboratory Technician, Water Analysis (M0189S), Newark, while a provisional is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:

B-19 KEVIN CLEMENTS – CSC DOCKET NO. 2016-801

Deptford Township requests that Kevin Clements receive a retroactive permanent appointment date of August 11, 2014 to the title of Police Sergeant and that he be admitted to the promotional examination for Police Lieutenant (PM1219T), Deptford Township.

ACTION:

B-20 VIERGINA DUDLEY – CSC DOCKET NO. 2015-2106

Viergina Dudley appeals the decision of the Division of Classification and Personnel Management that the proper classification of her position with Essex County is Senior Counselor, Penal Institution. The appellant seeks a Director of Social Work Services job classification.

ACTION:

B-21 PAUL TARLOWE – CSC DOCKET NO. 2015-2506

Paul Tarlowe appeals the decision of the Division of Agency Services that the proper classification of his position with the Department of Environmental Protection is Senior Biologist, Education. The appellant seeks a Principal Biologist, Education or Principal Public Information Assistant job classification.

ACTION:

B-22 KAREEN VILLANO – CSC DOCKET NO. 2015-3190

Kareen Villano appeals the decision of the Division of Agency Services which found that she did not meet the experience requirements for the promotional examination for Supervisor of Inspections Health Facilities Evaluation and Licensing (PS9658H), Department of Health.

ACTION:

B-23 J.B. – CSC DOCKET NO. 2015-1830

J.B., a Data Entry Operator 2 with the Department of the Treasury, represented by Lourdes Lucas, Esq., appeals the decision of the appointing authority's Equal Employment Opportunity/Affirmative Action/Diversity Officer, which found that the appellant did not 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:

B-24 L.W.H. – CSC DOCKET NO. 2015-3194

L.W.H., a Family Service Specialist 2 with the Department of Children and Families (DCF), appeals the determination of the Director of Administration, DCF, which found that the appellant 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:

B-25 G.N. – CSC DOCKET NO. 2015-1941

G.N., a former Senior Examiner, Unemployment Tax with the Department of the Labor and Workforce Development, requests reconsideration of the final administrative decision, rendered on October 1, 2014, which denied his appeal of the determination of the Office of Diversity and Compliance, Department of Labor and Workforce Development, which determined that D.W. did not falsely allege that the appellant violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-26 C.O. - CSC DOCKET NO. 2015-2458

C.O. appeals the determination of the Director of Administration, Department of Children and Families, which found that the appellant failed to support a finding that she had been subjected to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-27 THOMAS BORR – CSC DOCKET NO. 2015-2670

Thomas Borr, an Assistant District Parole Supervisor with the State Parole Board, requests a waiver of repayment of a salary overpayment pursuant to *N.J.S.A. 11A:3-7*.

ACTION:

B-28 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of August 19, 2015.

ACTION:

B-29 I.C. – CSC DOCKET NO. 2014-3238

I.C., represented by Alfred V. Gellene, Esq., appeals his rejection as a Police Officer candidate by the City of Newark and its request to remove his name from the eligible list for Police Officer (S9999M), Newark on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-30 J.M. – CSC DOCKET NO. 2015-2371

J.M., a Technician, MVC with the Motor Vehicle Commission (MVC), appeals the decision of the Chairman and Chief Administrator of the MVC, which found that the appellant did not 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: