



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
JULY 26, 2017**

**Robert M. Czech, Chairperson
Dolores Gorczyca
Daniel W. O'Mullan**

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

John Caudill, Mechanic, City of Vineland, Vineland Board of Education, Removal

Dominique Connors, County Correction Officer, Mercer County Correction Center, Suspension.

Rebeca Hernandez, Human Service Specialist 3, County of Union, Department of Human Services, Suspension.

Stacie Percella, Deputy Registrar of Vital Statistics/Keyboarding Clerk 3, City of Bayonne, Department of Public Works, Removal

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Peter Belonis
Middlesex County
Department of Parks and Recreation
Removal

Nick Kirey
City of Millville
Millville School District
Removal

Charles Knighton, Jr.
Voorhees Township
Voorhees Fire District
Demotion

Vincent Maiaroto
Voorhees Township
Voorhees Fire District
Removal

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

ACTION:

A-2 PETER CHIRICO

Peter Chirico, Police Officer, City of Newark, Newark Police Department, 9 working day suspension on charges of criminal law and conduct unbecoming a public employee.

Recommendation of the Administrative Law Judge – Uphold the 9 working day suspension.

ACTION:**A-3 YESMEAN DAMON (Consolidated)**

Yesmean Damon, Sheriff's Officer, City of Union, Department of Public Safety, removal August 31, 2015 on charges of incompetency, inefficiency or failure to perform duties, inability to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:**A-4 DORIS GONZALEZ (Consolidated)**

Doris Gonzalez, Police Officer, City of Newark, Newark Police Department, 6 working day, 15 working day, 30 working day, and 45 working day suspensions on charges of insubordination, absence without leave, neglect of duty, obedience to orders, unprofessional use of language, and false statements.

Recommendation of the Administrative Law Judge – Affirm the 6 working day and 15 working day suspensions, dismiss the 30 working day suspension, and modify the 45 working day to a 15 working day suspension.

ACTION:**A-5 HAYFORD JARPA**

Hayford Jarpa, Human Services Assistant, Veterans Haven Transitional Home, Department of Military and Veterans Affairs, 60 working day suspension, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Reverse the 60 working day suspension.

ACTION:

A-6 ELLEN RUSSELL (Consolidated)

Ellen Russell, Senior Cottage Training Technician, Vineland Developmental Center, Department of Human Services, two removals effective May 24, 2016, on charges of chronic or excessive absenteeism or lateness.

Recommendation of the Administrative Law Judge – Uphold the removals.

ACTION:

A-7 LUIS VALLE

Luis Valle, Building Maintenance Worker, City of Passaic, Department of Public Works, removal effective December 2, 2016, on charges of incompetency, inefficiency or failure to perform duties, insubordination, inability to perform duties, chronic or excessive absenteeism, conduct unbecoming a public employee, neglect of duty, and other sufficient cause.

Recommendation of the Administrative Law Judge – Acknowledge the settlement.

ACTION:

SECTION B – MISCELLANEOUS MATTERS

B-1 J.L. – CSC DOCKET NO. 2016-750

J.L. appeals his rejection as a Sheriff's Officer candidate by Passaic County and its request to remove his name from the eligible list for Sheriff's Officer (S9999R) on the basis of a psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 S.F. – CSC DOCKET NO. 2016-1454

S.F. 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 JACKELLA BLACKWELL – CSC DOCKET NO. 2017-2863

Jackella Blackwell appeals her removal from the eligible list for Telephone Operator (S0449U), Ancora Psychiatric Hospital, on the basis of falsification of her pre-employment application and unsatisfactory employment history.

ACTION:**B-4 NAZARRA THOMAS – CSC DOCKET NO. 2017-2449**

Nazarra Thomas appeals the removal of her name from the Correction Officer Recruit (S9988T), Department of Corrections, eligible list on the basis of a positive drug test.

ACTION:**B-5 MICHAEL GELESKY – CSC DOCKET NO. 2017-2826**

Michael Gelesky appeals the determination of the Division of Agency Services which found that he was below the experience requirements for the promotional examination for Maintenance Worker 3 Grounds (PC2001U), Middlesex County.

ACTION:**B-6 GIOVANNA GUARRAGGI – CSC DOCKET NO. 2017-3053**

Giovanna Guarraggi appeals the determination of the Division of Agency Services which found that she did not meet the experience requirements for the open-competitive examination for Administrative Director of Nursing (M0831U), Hamilton.

ACTION:**B-7 CHRISTOPHER SMITH – CSC DOCKET NO. 2017-2109**

Christopher Smith appeals the determination of the Division of Agency Services that he was not eligible for the promotional examination for Senior Public Safety Telecommunicator (PM1283U), Jersey City since he was not employed in the announced unit scope.

ACTION:

B-8 STEPHANIE SMITH – CSC DOCKET NO. 2016-1480

The Department of Human Services, on behalf of Stephanie Smith, appeals the determination of the Division of Agency Services that Ms. Smith did not meet the experience requirements for the promotional examination for Administrative Analyst 4 (PS6415K), Department of Human Services.

ACTION:**B-9 ROBERT MOORE – CSC DOCKET NO. 2017-2355**

Robert Moore requests admittance to the promotional examination for Administrative Analyst 4 (PS2138K), Department of Children and Families.

ACTION:**B-10 GWENDOLYN ROBINSON – CSC DOCKET NO. 2017-1807**

Gwendolyn Robinson appeals the decision of the Division of Agency Services that the proper classification of her position with the Department of Law and Public Safety is Agency Services Representative 1. The appellant seeks an Agency Services Representative 2 job classification.

ACTION:**B-11 TITLE EXAMINER TITLE SERIES, DEPARTMENT OF TRANSPORTATION - CSC DOCKET NO. 2018-73**

The Division of Agency Services requests creation of the non-competitive title of Title Examiner Trainee. Agency Service also requests various changes to the Title Examiner title series.

ACTION:**B-12 INVESTIGATOR 2 – CSC DOCKET NOS. 2016-4299 AND 2016-4300**

The Salem County Sheriff's Office requests permission not to make appointments from the February 5, 2016 and February 26, 2016 certifications for Investigator 2 (C0668T).

ACTION:

B-13 JONATHAN BREGMAN – CSC DOCKET NO. 2017-3758

The Division of Agency Services, on behalf of West Milford, requests revival of the list for Police Officer (S9999R) (OL150363) and retroactive regular appointment to the title of Police Officer, effective January 25, 2016, for Jonathan Bregman.

ACTION:

B-14 PENSION BENEFITS SPECIALIST 1 – CSC DOCKET NO. 2018-94

The Department of the Treasury requests that the promotional eligible list for Pension Benefits Specialist 1 (PS1483U), Department of the Treasury, be revived in order to permanently appoint Matthew Hoffman effective April 16, 2016.

ACTION:

B-15 CHRISTOPHER BIRARDI AND TERRENCE SMITH – CSC DOCKET NOS. 2017-1752 AND 2017-1751

The Department of Corrections requests reconsideration of the initial decision of the Administrative Law Judge, which was deemed adopted as the final decision on November 1, 2016, reversing the demotion and 15 working day suspension of Christopher Birardi, a Senior Investigator, Parole and Secured Facilities, and the 30 working day suspension of Terrence Smith, a Principal Investigator, Parole and Secured Facilities.

ACTION:

B-16 R.A. – CSC DOCKET NO. 2017-2697

The Department of the Treasury, on behalf of R.A., requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit R.A. to receive more than the 260 donated leave days allowed to a recipient.

ACTION:

B-17 C.M. – CSC DOCKET NO. 2017-2881

C.M., an Assistant Chief Forensic Scientist with the Division of State Police, Department of Law and Public Safety, appeals the decision of the Executive Director, Division of Civil Rights and Affirmative Action, Department of Transportation, which did not substantiate one of her allegations to support a finding that she had been subject to a violation of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-18 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of July 13, 2017.

ACTION:

B-19 J.S. – CSC DOCKET NO. 2017-2003

J.S., represented by Nicole M. Sharpe, Staff Representative, CWA Local 1039, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit her to receive more than the 260 donated leave days allowed to a recipient and to permit her to use it on an intermittent basis.

ACTION:

B-20 BRIAN BEACHAUMP – CSC DOCKET NO. 2016-3117

Brian Beachaump appeals the removal of his name from the special reemployment list for Cottage Training Supervisor (Special), Department of Human Services.

ACTION:

B-21 POLICE OFFICER (S9999R), HILLSIDE – CSC DOCKET NO. 2016-1480

The Division of Agency Services requests that the Civil Service Commission order Hillside to return the May 22, 2014, certification of the eligible list for Police Officer (S9999R) for proper disposition.

ACTION:

B-22 DANIELLE COLE-WILLIAMS – CSC DOCKET NO. 2017-828

Danielle Cole-Williams, represented by Robert O. Yaeger, CWA Local 1040, appeals the decision of the Division of Agency Services, which found that her position with the Department of Corrections is properly classified as Instructional Technician, Secured Facilities. The appellant seeks an Educational Program Assistant 1 job classification.

ACTION:

B-23 DANIEL SHUSTACK – CSC DOCKET NO. 2017-2185

Daniel Shustack appeals the determination of the Division of Agency Services that he was below the minimum requirements in experience for the promotional examination for Purchasing Agent (PM1796U), Cape May.

ACTION:

B-24 FRANKLIN ABAZIE – CSC DOCKET NO. 2017-2168

Franklin Abazie, a former Cottage Training Supervisor, Hunterdon Developmental Center, Department of Human Services, appeals his resignation in good standing effective February 18, 2015.

ACTION: