



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
JANUARY 18, 2017**

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

DISMISSAL FOR FAILURE TO APPEAR

The Civil Service Commission dismissed the following cases without prejudice for failure to appear at the scheduled hearing before the Office of Administrative Law:

Consuelo Villegas, Judiciary Clerk 3, Bilingual in Spanish and English, Monmouth Vicinage, Judiciary, suspension.

ACTION:

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Anthony DiAntonio, Maintenance Worker 2 Grounds, City of Sea Isle City, suspension.

Jason Corley, County Corrections Officer, Cumberland County, Department of Corrections, suspension.

Jason Corley, County Corrections Officer, Cumberland County, Department of Corrections, removal. (3 consolidated matters)

David Nelson, Motor Broom Driver, Trenton, Department of Public Works, suspension (2 matters).

Tiffani Salter, Personnel Assistant 1, Department of Law and Public Safety, Division of State Police, return to previous permanent title at end of working test period.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Roberto Echevarria
Southern State Correctional Facility
Department of Corrections

Suspension

Sean Mobley
Ann Klein Forensic Center
Department of Human Services
Resignation not in good standing

Louisa Timofeyev-McLoughlin
Department of Children and Families
Release at end of working test period

Laura Williams
New Lisbon Developmental Center
Department of Human Services
Removal

Gibson Zarkar
Office of Information Technology
Release at end of working test period

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

ACTION:

A-2 JOYCE GREGORY-HUNT

Joyce Gregory-Hunt, Management Specialist, City of Paterson, Department of Community Development, good faith layoff effective January 6, 2016.

Recommendation of the Administrative Law Judge – Grant motion to dismiss appeal.

ACTION:

A-3 MICHAEL HANSEN

Michael Hansen, County Correction Officer, Hudson County, Department of Corrections, 60 working day suspension on charges of insubordination, conduct unbecoming a public employee, neglect or duty, chronic or excessive absenteeism, and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the 60 working day suspension to a 20 working day suspension.

ACTION:

A-4 BETTY GENE JOHNSON-TAYLOR

Betty Gene Johnson-Taylor, Assistant Personnel Director, City of Paterson, Department of Business Administration, removal effective January 16, 2015 on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a six-month suspension.

ACTION:

A5 MICHAEL MULCAHY, ET AL

Michael Mulcahy, Housing Inspector, Gary Parlatti, Field Representative Citizen Complaints, and Michael Smith, Field Representative Citizen Complaints, Bayonne, Department of Municipal Services, good faith layoffs effective July 17, 2015.

Recommendation of the Administrative Law Judge – Reverse the layoffs.

ACTION:

A-6 MICHAEL MYLOD

Michael Mylod, Senior Recreation Therapy Aide, Monmouth County, Department of Health Care Facilities, removal effective May 4, 2014, on charges of conduct unbecoming a public employee and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

SECTION B – MISCELLANEOUS MATTERS

B-1 S.C.A. – CSC DOCKET NO. 2016-1876

S.C.A. 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 (S9988T) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 W.F.C. – CSC DOCKET NO. 2016-1803

W.F.C. 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 (S9988T) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 J.F. – CSC DOCKET NO. 2016-697

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

ACTION:

B-4 D.O.I. – CSC DOCKET NO. 2015-2590

D.O.I., represented by Daniel J. Zirrith, Esq., 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-5 J.K. – CSC DOCKET NO. 2016-614

J.K. appeals her rejection as a Correction Officer Recruit candidate by the Department of Corrections and its request to remove her name from the eligible list for Correction Officer Recruit (S9988T) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-6 J.M. – CSC DOCKET NO. 2015-1675

J.M., represented by Matthew R. Dempsey, Esq., 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-7 N.S. – CSC DOCKET NO. 2014-2299

N.S. appeals her rejections as a Sheriff's Officer candidate by the Middlesex County Sheriff's Office and its request to remove her 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-8 K.W. – CSC DOCKET NO. 2015-3226

K.W. appeals his rejection as a Juvenile Detention Officer candidate by Union County and its request to remove his name from the eligible list for Juvenile Detention Officer (C0689R) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-9 A.B. – CSC DOCKET NO. 2016-1544

A.B. appeals the request by North Hudson Fire and Rescue to remove his name from the Fire Fighter (M2555M) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-10 J.C. – CSC DOCKET NO. 2016-2267

J.C. appeals the request by Morris County to remove his name from the Public Works Repairer (C0149T) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-11 A.W. – CSC DOCKET NO. 2016-3142

A.W. appeals the request by the Department of Corrections (DOC) to remove his name from the Correction Officer Recruit (S9988T) eligible list for medical unfitness to perform effectively the duties of the position.

ACTION:

B-12 LAWRENCE JENKINS – CSC DOCKT NOS. 2016-3712 AND 2016-3939

Lawrence Jenkins appeals the appeals the appointing authority's determinations to remove his name from the Correction Officer Recruit (S9988R) and (S9988T) eligible lists based on an unsatisfactory background report and falsification of his preemployment application.

ACTION:**B-13 ELIEZER MOTA – CSC DOCKET NO. 2016-3651**

Eliezer Mota appeals Jersey City's request for the removal of his name from the eligible list for Police Officer (S9999R), Jersey City, on the basis of an unsatisfactory driving record, falsification of his application, and residing outside the residency scope.

ACTION:**B-14 TASHANA WATKINS – CSC DOCKET NO. 2017-315**

Tashana Watkins appeals the removal of her name from the eligible list for Police Officer (S9999R), Irvington on the basis of an unsatisfactory background report.

ACTION:**B-15 ASSISTANT ASSESSOR (M0719T), WEST NEW YORK
CSC DOCKET NO. 2017-824**

West New York requests permission not to make an appointment from the June 7, 2016 certification for Assistant Assessor (M0115U).

ACTION:**B-16 ASSISTANT ENGINEER (M0719T), CITY OF CLIFTON
CSC DOCKET NO. 2016-4388**

The City of Clifton requests permission not to make an appointment from the February 16, 2016 certification for Assistant Engineer (M0719T).

ACTION:

**B-17 IN THE MATTER OF ADMINISTRATIVE ANALYST (C0561P),
MERCER COUNTY – CSC DOCKET NO. 2016-3704**

In *In the Matter of Administrative Analyst (C0561P), Mercer County (CSC, decided August 13, 2014)*, the Civil Service Commission (Commission) granted the request of Mercer County (Mercer) for an appointment waiver for the April 22, 2013 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, Mercer did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION:**B-18 CHIEF CHEMIST WATER ANALYSIS (SPECIAL)
CSC DOCKET NO. 2016-3867**

The Division of Agency Services requests that the City of Trenton be ordered to return the January 15, 2015 certification (OL150064) of the eligible list for Chief Chemist Water Analysis (Special) for proper disposition.

ACTION:**B-19 CODE ENFORCEMENT OFFICER (M0926R) LAKEWOOD
CSC DOCKET NO. 2016-2206**

The appointing authority's failure to dispose of the certification for Code Enforcement Officer (M0926R), Lakewood, while a provisional employee is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:**B-20 EQUIPMENT OPERATOR (PM2346T), CITY OF CLIFTON
CSC DOCKET NO. 2016-4387**

The City of Clifton requests permission not to make an appointment from the March 28, 2016 certification for Equipment Operator (PM2346T).

ACTION:

**B-21 IN THE MATTER OF MANAGEMENT SPECIALIST (C0004R),
MONMOUTH COUNTY – CSC DOCKET NO. 2017-674**

In *In the Matter of Management Specialist (C0004R), Monmouth County* (CSC, decided September 3, 2014), the Civil Service Commission (Commission) granted the request of Monmouth County (Monmouth) for an appointment waiver for the September 10, 2013 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, Monmouth did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION:**B-22 SENIOR COMMUNITY RELATIONS SPECIALIST (SPECIAL),
NEWARK – CSC DOCKET NO. 2016-3817**

The appointing authority's failure to dispose of the certification for Senior Community Relations Specialist (Special), Newark, while a provisional employee is serving in the title, has been referred to the Civil Service Commission for enforcement.

ACTION:**B-23 CHRISTOPHER BRADSHAW, *ET AL.* – CSC DOCKET NOS. 2017-4274,
*ET AL.***

Christopher Bradshaw, Michael Pirolli and Marie Revesz appeal the decisions of the Division of Agency Services, which found that their positions with the Department of the Treasury were properly classified as Field Representative, Local Property Tax. They seek Senior Field Representative, Local Property Tax job classifications in this proceeding.

ACTION:**B-24 TRICIA BUTERA – CSC DOCKET NO. 2016-3752**

Tricia Butera appeals the decision of the Division of Agency Services that the proper classification of her position with the Office of Information Technology is Technical Support Specialist 1. The appellant seeks a Data Processing Systems Programmer 2 job classification.

ACTION:

B-25 FRED DEVOE – CSC DOCKET NO. 2017-898

Fred DeVoe appeals the decision of the Division of Agency Services which found that his position with the Department of the Treasury is properly classified as Auditor 2, Taxation. The appellant seeks an Auditor 1, Taxation job classification.

ACTION:**B-26 GARLINA FINN – CSC DOCKET NO. – 2016-1642**

Garlina Finn appeals the October 2, 2015 decision of the Division of Agency Services which found that her position with the Department of Health is correctly classified as Health Care Services Evaluator/Nurse. The appellant seeks an Education Program Development Specialist 3 job classification.

ACTION:**B-27 JOHN PIENCIAK – CSC DOCKET NO. 2017-811**

The Township of Hillside appeals the August 12, 2016 decision of the Division of Agency Services which found that John Pienciak's position is properly classified as Deputy Fire Chief. It seeks a Fire Captain job classification in this proceeding.

ACTION:**B-28 BETH KAMINSKY – CSC DOCKET NO. 2017-1297**

Beth Kaminsky appeals the determination of the Division of Agency Services, which found that she did not meet the experience requirement for the promotional examination for Personnel Aide 2 (PS1276K), Ancora Psychiatric Hospital.

ACTION:**B-29 PAULO MARQUES – CSC DOCKET NO. 2017-1089**

Paulo Marques appeals the determination of the Division of Agency Services that he was below the minimum requirements in experience for the promotional examination for Traffic Signal Supervisor 1 (PM1199U), Elizabeth.

ACTION:

**B-30 CRYSTAL MARTIN & BRIETTA MORTON
CSC DOCKET NOS. 2017-979 & 2017-914**

Crystal Martin and Brietta Morton appeal the decisions of the Division of Agency Services that they did not meet the experience requirements for the promotional examination for Quality Assurance Specialist, Health Services (PS0917K), Department of Human Services.

ACTION:**B-31 PATRICIA PANARO – CSC DOCKET NO. 2016-2004**

Patricia Panaro appeals the determination of the Division of Agency Services that she did not meet the experience requirements for the promotional examination for Contract Administrator 1 (PS1178P), Department of Law and Public Safety.

ACTION:**B-32 DANIEL SAID – CSC DOCKET NO. 2017-1018**

Daniel Said appeals the determination of the Division of Agency Services that he was below the minimum requirements in experience for the promotional examination for Administrative Analyst 3, Fiscal Management (PS2953H), Department of Health.

ACTION:**B-33 JAMES SCHULZ – CSC DOCKET NO. 2017-899**

James Schulz appeals the determination of the Division of Agency Services that he did not meet the experience requirement for the promotional examination for Administrative Analyst 3, Information Systems (PS3042P), Department of Law and Public Safety.

ACTION:**B-34 EDWARD SODEN – CSC DOCKET NO. 2016-3914**

Edward Soden appeals the determination of the Division of Agency Services, which found that he did not meet the experience requirement for the promotional examination for Road Repair Supervisor (PM2685T), Township of Lawrence.

ACTION:

B-35 SEAN SWARTZ – CSC DOCKET NO. 2017-1121

Sean Swartz appeals the determination of the Division of Agency Services that he was below the minimum requirements in experience for the promotional examination for Assistant Engineer In Charge of Maintenance 1 (PS2167I), New Jersey State Prison.

ACTION:

B-36 GREGORY WILLIAMS – CSC DOCKET NO. 2016-3791

Gregory Williams appeals the determination of the Division of Agency Services that he did not meet the experience requirement for the promotional examination for Administrative Analyst 3, Fiscal Management (PS1873H), Department of Health.

ACTION:

B-37 MICHAEL AUBLE – CSC DOCKET NO. 2017-1265

Michael Auble appeals his score on the examination for Battalion Fire Chief (PM1490T), Atlantic City.

ACTION:

B-38 JOHN ANDREYCHAK – CSC DOCKET NO. 2017-1537

John Andreychak appeals his score on the examination for Battalion Fire Chief (PM1491T), Bayonne.

ACTION:

B-39 BRYAN STANISLAWSKI – CSC DOCKET NO. 2017-1338

Bryan Stanislawski appeals his score on the examination for Battalion Fire Chief (PM1491T), Bayonne.

ACTION:

B-40 JASON VERDON – CSC DOCKET NO. 2017-1465

Jason Verdon appeals his score on the examination for Battalion Fire Chief (PM1491T), Bayonne.

ACTION:

B-41 JASON ZEBROWSKI – CSC DOCKET NO. 2017-1463

Jason Zebrowski appeals his score on the examination for Battalion Fire Chief (PM1491T), Bayonne.

ACTION:

B-42 JOHN HABERBUSH – CSC DOCKET NO. 2017-1516

John Haberbush appeals his score on the essay portion of the examination for Deputy Warden (PC2343T), Ocean County.

ACTION:

B-43 WALEED RICHARDSON – CSC DOCKET NO. 2017-1340

Waleed Richardson appeals the test administration and his disqualification from the examination for Law Enforcement Series (S9999U), for possession of a cell phone.

ACTION:

B-44 STEVEN DIXON – CSC DOCKET NO. 2017-1462

Steven Dixon appeals the determination of the Division of Agency Services denying his request for a make-up examination for Police Lieutenant (PM1419U), Keyport.

ACTION:

B-45 RYAN LEE – CSC DOCKET NO. 2017-876

Ryan Lee appeals the decision of the Division of Administrative Support and Logistics which denied him a make-up examination for Family Service Specialist 1 (PS2267K), Department of Children and Families.

ACTION:

B-46 BENITA DICKERSON – CSC DOCKET NO. 2016-4407

Benita Dickerson requests that the provisions of *N.J.A.C.* 4A:4-2.6(a)4 be relaxed in order to allow her to file a late application for the promotional examination for Supervisor of Professional Residential Services Developmental Disabilities (PS0641K), Woodbine Developmental Center.

ACTION:

B-47 WILLIAM HAWKINS – CSC DOCKET NO. 2016-2495

William Hawkins, represented by Lawrence Popp, Esq., requests enforcement of the decision rendered on February 4, 2015 ordering that his title seniority as a Police Officer with the Borough of Somerdale be applied to his current title of Senior Police Officer, Human Services, Department of Human Services.

ACTION:

B-48 SHARON WINN – CSC DOCKET NO. 2017-455

Sharon Winn, Public Health Nurse with Trenton, appeals the determination of her layoff rights by the Division of Agency Services.

ACTION:

B-49 J.F. – CSC DOCKET NO. 2016-3394

J.F., a former Personnel Assistant 1 with the Department of Human Services (DHS), appeals the determination of the Assistant Commissioner of Human Resources, DHS, which found that the appellant violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-50 C.S. – CSC DOCKET NO. 2016-3377

C.S., a Sergeant with the Division of State Police, Department of Law and Public Safety, appeals the decision of the Director, Office of Equal Employment Opportunity, which found that the appellant did not 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-51 MATTHEW BULZAK – CSC DOCKET NO. 2016-1696

Matthew Bulzak, a County Correction Officer, Camden County Department of Corrections, represented by Christopher Gray, Esq., requests that the Civil Service Commission reinstate the appeal of his 30 working day suspension, which was dismissed based on his failure to appear at a settlement conference on February 2, 2016.

ACTION:

B-52 DAVID ANTHONY – CSC DOCKET NO. 2016-1740

David Anthony, a Management Specialist with the Hudson County Sheriff's Office, represented by David Beckett, Esq., seeks enforcement of the decision rendered on August 19, 2015 granting him back pay, benefits and seniority pursuant to *N.J.A.C. 4A:2-2.10*.

ACTION:

B-53 MARIE JEANPIERRE – CSC DOCKET NO. 2016-3217

Marie Jeanpierre, a Human Services Assistant with North Jersey Developmental Center, Department of Human Services, represented by Nancy Mahony, Esq., seeks enforcement of the decision rendered on November 5, 2015, granting her back pay, benefits and counsel fees.

ACTION:

B-54 PAUL WILLIAMS – CSC DOCKET. NO. 2016-2261

The Appellate Division, New Jersey Superior Court, reversed the removal of Paul Williams, a Truck Driver, Heavy, with the Township of Lakewood and remanded to the Civil Service Commission the matter of the calculation of back pay and counsel fees.

ACTION:

**B-55 CORRECTION OFFICER RECRUIT (S9988R)
CSC DOCKET. NO. 2017-1997**

The Department of Corrections requests that the eligible list for Correction Officer Recruit (S9988R) be revived and extended.

ACTION:

**B-56 INTERIM DISASTER RECOVERY DIVISION, DEPARTMENT OF
COMMUNITY AFFAIRS – CSC DOCKET NO. 2017-1816**

The Division of Agency Services (Agency Services), on behalf of the Department of Community Affairs (DCA), requests that the Civil Service Commission extend the September 30, 2017 deadline established in *In the Matter of Interim Disaster Recovery Relief* (CSC, decided April 17, 2013), to make temporary unclassified appointments to various career service titles in order to staff the interim Disaster Recovery Division, DCA.

ACTION:

B-57 BETH SOTTUNG – CSC DOCKET NO. 2017-546

Beth Sottung appeals the decision of the Division of Agency Services that the proper classification of her position with the Department of the Treasury is Information Technology Specialist. The appellant seeks an Administrative Analyst 3, Information Systems job classification.

ACTION:

B-58 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of December 21, 2016.

ACTION:

B-59 L.D. – CSC DOCKET NO. 2016-2273

L.D., an Institutional Telephone Operator with Ancora Psychiatric Hospital, appeals the decision of the Assistant Commissioner, Human Resources, 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-60 KRYSTAL MITCHELL – CSC DOCKET NO. 2016-3097

Krystal Mitchell requests a retroactive appointment date as an Office Supervisor to November 1, 2011 with the Department of Human Services as a result of the classification determination of the Division of Agency Services.

ACTION:

B-61 JUDITH NADAL – CSC DOCKET NO. 2016-1640

Judith Nadal 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 4 or Supervisor, Licensing Unit, Professional Board job classification.

ACTION:

B-62 DANNY WONG – CSC DOCKET NO. 2016-4499

Danny Wong appeals the determination of the Division of Agency Services that he did not meet the experience requirements for the promotional examination for Manager 4 Environmental Protection, Technical/Scientific Engineering (PS1790G), Department of Environmental Protection.

ACTION:

B-63 SANDOR GAL – CSC DOCKET NO. 2017-2033

The Town of Phillipsburg requests a retroactive appointment date for Sandor Gal to Police Lieutenant, effective April 7, 2016.

ACTION: