



STATE OF NEW JERSEY
CIVIL SERVICE COMMISSION

Philip D. Murphy
Governor
Sheila Y. Oliver
Lt. Governor

Deirdré L. Webster Cobb
Chairperson

**AGENDA OF REGULAR MEETING OF
THE CIVIL SERVICE COMMISSION**

JANUARY 19, 2022

Deirdré L. Webster Cobb, Chairperson
Dolores Gorczyca
Daniel W. O'Mullan
Diomedes Tsitouras

CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of December 15, 2021.

ACTION:

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

James Delre, Police Officer, City of Trenton, Police Department, removal.

Daniel Dixon, Water Treatment Plant Operator, City of Trenton, Department of Water and Sewer, removal.

Scott Stein, Police Sergeant, Lawrence Township, Department of Public Safety, suspension.

Tonya St. Bernard, Police Officer, City of East Orange, Department of Public Safety, removal.

Sharieff Young, Parking Enforcement Officer/Parking Meter Collector, City of Jersey City, Department of Public Safety, suspension.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Henry Hoang
Motor Vehicle Commission
Suspension

Charlotte Jagri
Hunterdon Developmental Center
Department of Human Services
Removal

Saboor Kelly
New Jersey Veterans Memorial Home - Paramus
Department of Military and Veterans Affairs
Removal

Bernadette King
Bayside State Prison
Department of Corrections
Removal

Maurice Lewis
Juvenile Justice Commission
Suspension

Ayinde Martin
City of East Orange
Department of Public Works
Suspension

Shakerah Parker
Hunterdon Developmental Center
Department of Human Services
Removal

Carmen Rivera
City of Newark
Department of Public Safety
Suspension

Khalil Sellers
Newark School District
Demotion

ACTION:

A-2 CHARITY BROWN – CSC DOCKET NO. 2020-946

Charity Brown, Safety Specialist 2, MVC, Motor Vehicle Commission, 30 working day suspension, on charges of conduct unbecoming a public employee, chronic or excessive absenteeism or lateness and other sufficient cause.

Recommendation of the Administrative Law Judge – Dismiss the appeal for failure to appear.

ACTION:

A-3 RICHARD FRASCATI – CSC DOCKET NO. 2020-985

Richard Frascati, Police Officer, Freehold Borough, Police Department, removal effective April 11, 2019, on charges of inability to perform duties.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-4 DERRICK GULLY - CSC DOCKET NO. 2021-358

Derrick Gully, Senior Maintenance Repairer, City of Newark, Department of Water and Sewer, resignation not in good standing, effective June 29, 2020, on charges of inability to perform duties, chronic or excessive absenteeism or lateness, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the resignation not in good standing.

ACTION:

A-5 ANDREW JUTTNER – CSC DOCKET NO. 2021-541

Andrew Juttner, Battalion Fire Chief, City of Plainfield, Fire Department, 20 working day suspension, on charges of incompetency, inefficiency or failure to perform duties, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 20 working day suspension.

ACTION:

A-6 GAMAL MOHIELDIN – CSC DOCKET NO. 2019-1903

Gamal Mohieldin, Laborer 1, Burlington City, Department of Public Works, removal effective August 28, 2018, on charges of conduct unbecoming a public employee, discrimination and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-7 GERALD MURPHY – CSC DOCKET NO. 2021-1948

Gerald Murphy, County Correctional Police Officer, Camden County Correctional Facility, removal effective January 14, 2021, on charges of incompetency, inefficiency or failure 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:

SECTION B – MISCELLANEOUS MATTERS**B-1 T.D.C. – CSC DOCKET NO. 2021-1663**

T.D.C., represented by Theresa Richardson, Esq., appeals his rejection as a Fire Fighter candidate by Paterson and its request to remove his name from the eligible list for Fire Fighter (M1863W) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 A.M.D. – CSC DOCKET NO. 2021-1741

A.M.D., represented by Lauren Sandy, Esq., appeals her rejection as a Fire Fighter candidate by Paterson and its request to remove her name from the eligible list for Fire Fighter (M1863W) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 C.A.F. – CSC DOCKET NO. 2021-833

C.A.F. appeals his rejection as a Police Officer candidate by Jersey City and its request to remove his name from the eligible list for Police Officer (S9999A) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-4 R.A.J. – CSC DOCKET NO. 2021-1750

R.A.J., represented by Stephen B. Hunter, Esq., appeals his rejection as a Police Officer candidate by Clifton and its request to remove his name from the eligible list for Police Officer (S9999A) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-5 C.J.S. – CSC DOCKET NO. 2021-569

C.L.S., represented by Robert K. Chewning, Esq., appeals his rejection as a Fire Fighter candidate by Roselle and its request to remove his name from the eligible list for Fire Fighter (M1870W) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-6 J.T. – CSC DOCKET NO. 2021-1609

J.T. appeals his rejection as a County Correctional Police Officer by Camden County and its request to remove his name from the eligible list for County Correctional Police Officer (S9999A) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-7 TYVAUGHN BEDFORD – CSC DOCKET NO. 2022-532

Tyvaughn Bedford appeals the removal of his name from the Fire Fighter (M1816W), East Orange, eligible list on the basis of falsification of the employment application.

ACTION:

B-8 JAMES COLON – CSC DOCKET NO. 2021-1822

James Colon, Jr. appeals the removal of his name from the eligible list for Fire Fighter (M1874W), Trenton on the basis of an unsatisfactory driving record.

ACTION:

B-9 STEVEN DEJESUS – CSC DOCKET NO. 2022-615

Steven DeJesus, represented by Bette R. Grayson, Esq., appeals the removal of his name from the Police Officer (S9999A), Newark, eligible list for falsification of the employment application.

ACTION:

B-10 JEFFREY DESIMONE – CSC DOCKET NO. 2021-1866

Jeffrey DeSimone, represented by Catherine M. Elston, Esq., appeals the removal of his name from the Police Officer (S9999A), Lakewood, eligible list for falsification of the employment application.

ACTION:

B-11 ERIKA GAINES – CSC DOCKET NO. 2022-673

Erika Gaines, represented by Henry F. Furst, Esq., appeals the decision to remove her name from the County Correctional Police Officer (S9999A), Essex County eligible list on the basis of falsification of the employment application.

ACTION:

B-12 JAMES GARRISON, JR. – CSC DOCKET NO. 2022-642

James Garrison, Jr., appeals the decision to remove his name from the Police Officer (S9999A), Newark eligible list on the basis of an unsatisfactory background report.

ACTION:

B-13 NAZHA HANAFI – CSC DOCKET NO. 2022-855

Nazha Hanafi appeals the removal from the eligible list for Motor Vehicle Operator 1 - 10 months (S1094A), Statewide, due to her failure to respond to the certification notice.

ACTION:

B-14 DIAMOND OLIVERA – CSC DOCKET NO. 2022-566

Diamond Olivera appeals the removal of her name from the Police Officer (S9999A), Newark, eligible list on the basis of an unsatisfactory background report.

ACTION:

B-15 DANIEL RESOLUS – CSC DOCKET NO. 2021-1872

Daniel Resolus appeals the removal of his name from the eligible list for Police Officer (S9999A), Orange on the basis of falsification of the employment application.

ACTION:

B-16 ANIS SADAQA – CSC DOCKET NO. 2022-732

Anis Sadaqa appeals the removal of his name from the Correctional Police Officer (S9999A), Department of Corrections, eligible list on the basis of an unsatisfactory driving record.

ACTION:

B-17 SEDIYAH WEBSTER – CSC DOCKET NO. 2022-815

Sediyah Webster appeals the decision to remove her name from the County Correctional Police Officer (S9999A), Essex County eligible list on the basis of falsification of the employment application.

ACTION:

B-18 QUANG TRAN – CSC DOCKET NO. 2022-763

Quang Tran appeals the bypass of his name on the Human Services Specialist 3 (PC0204A), Camden County Board of Social Services eligible list.

ACTION:

B-19 JOANNE BURKE – CSC DOCKET NO. 2022-804

Joanne Burke requests to file a late application for the promotional examination for Clerk 2 (PC4379C), Union County.

ACTION:

B-20 MICHAEL CALZONETTI – CSC DOCKET NO. 2022-1061

Michael Calzonetti requests permission to file a late application for the promotional examination for Police Sergeant (PM4552C), Gloucester City.

ACTION:

B-21 NICHOLE DAVIS – CSC DOCKET NO. 2022-1205

Nichole Davis requests permission to file a late application for the promotional examination for Police Sergeant (PM4581C), Borough of Lindenwold.

ACTION:

B-22 WALTER EVANS – CSC DOCKET NO. 2022-1292

Walter Evans requests to file a late application for the promotional examination for Youth Work Supervisor (PS7098P), Juvenile Justice Commission.

ACTION:

B-23 M.J.F. – CSC DOCKET NO. 2022-1310

M.J.F. requests permission to file a late application for the promotional examination for Police Sergeant (PM4633C), Ringwood.

ACTION:

B-24 MATTHEW FOLIS – CSC DOCKET NO. 2022-1164

Matthew Folis requests permission to file a late application for the promotional examination for Police Sergeant (PM4544C), Ewing.

ACTION:

B-25 JOSEPH HYNES – CSC DOCKET NO. 2022-1158

Joseph Hynes requests to file a late application for the promotional examination for Police Sergeant (PM4628C), Point Pleasant Borough.

ACTION:

B-26 V.L. – CSC DOCKET NO. 2022-1156

V.L., represented by Albert J. Seibert, Esq., requests to file a late application for the promotional examination for Police Sergeant (PM4619C), Paterson.

ACTION:

B-27 MONIQUE MCCAIN – CSC DOCKET NO. 2022-1436

Monique McCain requests to file a late application for the promotional examination for Program Support Specialist 3, Assistance Programs (PS6975K), Division of Medical Assistance and Health Services.

ACTION:

B-28 JUSTIN MECCIA – CSC DOCKET NO. 2022-1063

Justin Meccia requests to file a late application for the promotional examination for Police Sergeant (PM4604C), New Brunswick.

ACTION:

B-29 DAVID MORRIS – CSC DOCKET NO. 2022-1042

David Morris requests permission to file a late application for the promotional examination for Police Sergeant (PM4544C), Ewing.

ACTION:

B-30 ARCADIO ALVARADO – CSC DOCKET NO. 2021-1327

Arcadio Alvarado, Jr., appeals the determination of the Division of Agency Services that he was below the minimum requirements in experience for the promotional competitive examination for Social Work Supervisor (PC2024B), Camden County Board of Social Services.

ACTION:

B-31 JAMES BONANNO – CSC DOCKET NO. 2022-500

James Bonanno appeals the determination of the Division of Agency Services, that he did not meet the experience requirements for the promotional examination for Supervising Planner, Transportation (M0220C), Asbury Park.

ACTION:

B-32 JACK BONSTALL AND ALBERT GARTH – CSC DOCKET NOS. 2021-1983 AND 2022-49

Jack Bonsall and Albert Garth appeal the determinations of the Division of Agency Services, which found that they did not meet the experience requirements for the promotional examination for Maintenance Worker 2 Grounds (PC2803B), Atlantic County.

ACTION:

B- 33 FREDERICK BUSH – CSC DOCKET NOS. 2022-980

Frederick Bush appeals the determination of the Division of Agency Services, which found that he did not meet the experience requirement for the promotional examination for Maintenance Supervisor Grounds (PM4348C), Mount Laurel.

ACTION:

B-34 YESENIA CARPIO – CSC DOCKET NO. 2022-472

Yesenia Carpio appeals the determination of the Division of Agency Services that she did not meet the experience requirement for the promotional examination for Management Assistant (PM2136B), Jersey City.

ACTION:

B-35 DELLA FISCHER – CSC DOCKET NO. 2022-799

Della Fischer appeals the determination of the Division of Agency Services that she did not meet the experience requirements for the open competitive examination for Senior Community Relations Specialist (M0263C), Paterson.

ACTION:

B-36 LONI LUCINA – CSC DOCKET NO. 2022-479

Loni Lucina appeals the determination of the Division of Agency Services that she did not meet the experience requirement for the promotional examination for Code Enforcement Officer/Zoning Officer (PM0521C), Holmdel.

ACTION:

B-37 TINA PILIRO – CSC DOCKET NO. 2022-768

Tina Piliro appeals the determination of the Division of Agency Services that she did not meet the experience requirement for the promotional examination for Coordinator of Monitoring and Evaluation (PM3302C), City of Camden.

ACTION:

B-38 LINA SANCHEZ – CSC DOCKET NO. 2022-810

Lina Sanchez appeals the determination of the Division of Agency Services that she did not meet the experience requirements for the promotional examination for Clerk 3 (PC4384C), Union County.

ACTION:

B-39 KYLE STRATTON – CSC DOCKET NO. 2022-279

Kyle Stratton appeals the determination of the Division of Agency Services that she did not meet the experience requirement for the promotional examination for Assistant Business Administrator/Assistant Planner (PM2395C), Hoboken.

ACTION:

B-40 JEFFREY PENA – CSC DOCKET NO. 2022-1396

Jeffrey Pena appeals the denial of his request for a make-up examination for Fire Captain (PM2325C), Elizabeth.

ACTION:

B-41 JAMES COOK – CSC DOCKET NO. 2022-214

James Cook appeals the decision of the Division of Agency Services which found that his position with the Department of the Treasury is properly classified as Assistant Engineer-In-Charge of Maintenance 1. The appellant seeks an Engineer-In-Charge of Maintenance 2 job classification in this proceeding.

ACTION:

B-42 A.K. – CSC DOCKET NO. 2019-2557

A.K., a Judge of Compensation, Department of Labor and Workforce Development (DOL), appeals the determination of the Assistant Commissioner, DOL, stating that the appellant violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-43 CHRISTOPHER FERRO – CSC DOCKET NO. 2022-1300

The Bergen County Sheriff's Office, represented by Brian M. Hak, Esq., requests a stay of the Civil Service Commission's decision in *In the Matter of Christopher Ferro* (CSC, decided October 27, 2021) pending its appeal to the Appellate Division.

ACTION:

B-44 BRIAN DAY – CSC DOCKET NO. 2022-908

Brian Day petitions the Civil Service Commission for reconsideration of the decision rendered on April 28, 2021, which denied his appeal regarding his ineligibility for the open-competitive examination for Assistant Institutional Fire Chief (S0455B), Statewide.

ACTION:

B-45 K.J.S. – CSC DOCKET NO. 2021-1816

K.J.S., represented by Michael J. Prigoff, Esq., requests reconsideration of the decision rendered on April 21, 2021, by the Civil Service Commission which found him to be psychologically unfit for a position as a Fire Fighter, Jersey City.

ACTION:

B-46 SEAN MCMANUS – CSC DOCKET NO. 2022-1342

The Superior Court of New Jersey, Appellate Division, has remanded the matter of Sean McManus' grievance concerning the rate of cash overtime compensation.

ACTION:

B-47 OVERTIME PROGRAM, DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT – CSC DOCKET NO. 2022-1510

The Department of Labor and Workforce Development requests that the provisions of *N.J.A.C. 4A:3-5.3* continue to be relaxed to provide certain individuals in non-limited, non-exempt titles cash compensation at one and one-half times the regular rate for hours worked between 35 and 40 hours.

ACTION: