



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 13, 2011**

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

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Thomas W. Barr, County Correction Officer, Camden County, Department of Corrections, removal.

Brian Bitetto, et al, Hackensack, good faith layoffs.

Diana Bramley, Police Officer, Township of Voorhees, Department of Public Safety, removal.

Victor Briones, Institutional Attendant, Sussex County, Department of Human Services, suspension.

Chauncy I. Brown, II, Fire Captain, City of Paterson, Fire Department, two removals.

Michael Canavan, Senior Correction Officer, Mountainview Youth Correctional, Department of Corrections, suspension.

Luis Cancel, Police Sergeant, City of Newark, Police Department, suspension.

Scott Carrell, Police Officer, Township of Vernon, Department of Public Safety, good faith layoff.

Charles Cerone, Groundskeeper, Township of Saddle Brook, Department of Health Recreation and Welfare, good faith layoff.

John Cyran, Supervising Greenskeeper, Union County, Department of Parks and Community Renewal, good faith layoff.

Karen Davis, Juvenile Detention Officer, Middlesex County, Department of Adult Corrections, resignation not in good standing.

Karen Davis, Juvenile Detention Officer, Middlesex County, Department of Adult Corrections, two demotions.

Gary Deemer, Building Maintenance Worker, Hunterdon County, Department of Building and Maintenance, good faith layoff.

Peter J. Dente, City of Linden, Fire Department, good faith layoff.

Anthony Flunder, Senior Correction Officer, Albert C. Wagner Youth Correctional Facility, Department of Corrections, suspension.

Daniel Garibaldi, Senior Juvenile Detention Officer, Burlington County, Juvenile Detention Center, suspension.

Deborah Glasser, Senior Clerk Typist, Sussex County, Sheriff's Department, removal.

Albert Gonzalez, Police Officer, City of Jersey City, Police Department, three removals and three suspensions.

Kenneth Haney, Fire Captain, City of Atlantic City, Department of Public Safety, suspension.

Michael Knight, Police Officer, City of Newark, Police Department, two removals.

Joseph Lotorto, Construction Official, City of Clifton, Department of Regulatory Affairs, good faith temporary layoff-furlough.

Michael McEachern, Human Services Assistant, Trenton Psychiatric Hospital, Department of Human Services, removal.

Jacqueline Malench, Teacher's Aide, Vineland School District, release at the end of the working test period.

John Matkowski, Police Officer, City of Gloucester, Police Department, removal.

Milton Mendoza, Police Officer, City of East Orange, Police Department, suspension.

Debbie Mills, Police Record Clerk, City of Bridgeton, Department of Public Safety, removal.

Mariano Morales, Sheet Metal Worker, Newark School District, good faith layoff.

Shelly Morgan, Network Administrator, Ocean County, Board of Health Department, suspension.

Vernon Parker, Police Officer, City of Newark, Police Department, removal.

Mark Priccainte, Police Sergeant, City of Newark, Police Department, suspension.

Debra Reed, Loan Advisor, City of Millville, Department of Public Affairs, good faith layoff.

Irvin Ridley, Senior Correction Officer, Central Office, Department of Corrections, suspension.

Alneesa R. Rudolph, County Correction Officer, Burlington County Jail, suspension.

Joseph W. Sangataldo, Counselor, Cumberland County, Employment and Training Department, good faith layoff.

Luis Santiago, Police Sergeant, City of Newark, Police Department, suspension.

Lewis Schewlakow, Emergency Medical Technician, City of Bridgeton, Department of Public Safety, two removals and fine.

Shey Sparks, Senior Correction Officer, New Jersey State Prison, Department of Corrections, removal.

Joseph A. Stanley, City of Linden, Fire Department, good faith layoff.

Michael Stokley, Custodial Worker, Newark School District, suspension.

Timothy Sullivan, County Correction Officer, Bergen County, Sheriff's Department, suspension.

Nakia Terry, Senior Correction Officer, Northern State Prison, Department of Corrections, removal.

George Thomas, Boiler Operator, City of Newark, Department of Engineering, removal.

Anthony Tomaine, Supervising Fire Prevention Specialist, City of Long Branch, Department of Public Safety, demotion and suspension.

Stanley Tvaroha, Senior Public Works Repairer, Freehold Township, Department of Public Works, good faith layoff.

Regina Vann, Senior Correction Officer, South Woods Correctional Facility, Department of Corrections, removal.

Christopher Ward, City of Linden, Fire Department, good faith layoff.

Maryann Weltch, Animal Attendant, Township of Ewing, Department of Community Affairs, suspension.

Darrell White, Police Lieutenant, City of Newark, Police Department, suspension.

Brian Wildrick, County Correction Officer, Monmouth County, Department of Corrections and Youth Services, suspension.

Harold Wood, Sewer Repairer/Water Repairer, Township of Freehold, Department of Public Utilities, removal.

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Germaine Chery
Ancora Psychiatric Hospital
Department of Human
Removals (2)

In the Matter of Diane Darby
Hudson County
Department of Corrections
Suspension

In the Matter of Frank Golz
Borough of Ringwood
Department of Public Works
Removal

In the Matter of Norma Guzman
Military and Veterans' Affairs-Menlo Park
Removal

In the Matter of Joel F. MacAttoh
New Lisbon Developmental Center
Department of Human Services
Removal

In the Matter of Francis Nkrumah
Ancora Psychiatric Hospital
Department of Human Services
Suspension and Removal

In the Matter of Lisa Petgrave
Union County
Department of Human Services
Release at the end of the working test period

In the Matter of Anetra Riddick
Burlington County
County Jail
Suspensions (2)

In the Matter of Meredith Scott
Ancora Psychiatric Hospital
Department of Human Services
Removal

In the Matter of Irene Smith
Ancora Psychiatric Hospital
Department of Human Services
Suspension

In the Matter of Anthony Stanlos
Hudson County
Department of Roads and Public Property
Removal

In the Matter of Vincent A. Stefani
Township of Parsippany Troy-Hills
Department of Public Works
Suspension

In the Matter of Gina Randazzo-Thompson
City of Vineland
Administration Department
Removal

In the Matter of Elizabeth Torres
Atlantic County
Department of Human Services
Removal

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

ACTION:

A-2 JOSEPH R. KOSTIC

Joseph R. Kostic, Supervising Train Operator, Bergen County, Department of Parks, appeals the good faith of his layoff effective May 30, 2010, for reasons of economy and efficiency.

Recommendation of the Administrative Law Judge – Uphold the layoff.

ACTION:

A-3 SAMUEL WILLIAMS

Samuel Williams, Chief Operating Engineer 1, William Paterson University, release at the end of the working test period effective August 23, 2009.

Recommendation of the Administrative Law Judge – Reverse the release at the end of the working test period.

ACTION:

A-4 WALTER YOUNG

Walter Young, Police Lieutenant, City of Irvington, Police Department, 10-day suspension on charges of incompetency, inefficiency and insubordination.

Recommendation of the Administrative Law Judge – Uphold the 10-day suspension.

ACTION:

A-5 NICHOLAS CASTILLO

Nicholas Castillo, Sheriff's Officer Bilingual in Spanish and English, Monmouth County, Sheriff's Department, removal effective May 24, 2010, on charges of conduct unbecoming a public employee, discrimination that affects equal employment opportunity, including sexual harassment, other sufficient cause and violation of several Department rules and regulations.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-6 JIMMY GONZALEZ

Jimmy Gonzalez, Senior Correction Officer, East Jersey State Prison, Department of Corrections, removal effective August 19, 2010, on charges of conduct unbecoming a public employee, discrimination that affects equal employment opportunity, including sexual harassment, other sufficient cause and violation of the Department policy prohibiting discrimination, harassment, or hostile environment in the workplace.

Recommendation of the Administrative Law Judge – Modify the removal to a 90-day suspension.

ACTION:

A-7 LUTHER GREGG

Luther Gregg, Senior Correction Officer, Adult Diagnostic and Treatment Center, Department of Corrections, removal effective May 3, 2010, on charges of conduct unbecoming a public employee, other sufficient cause and violation of the Department policy prohibiting discrimination, harassment or hostile environment in the workplace.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-8 DAN JUNIOR HINES

Dan Junior Hines, Supervisor Sewers/Supervisor Streets, City of Hackensack, Department of Public Works, removal effective October 12, 2010, on charges of incompetency, inefficiency or failure to perform duties, insubordination, conduct unbecoming a public employee, misuse of public property, including motor vehicles and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a 180-day suspension.

ACTION:

A-9 LEN MCKIVER

Len McKiver, Custodial Worker, City of Jersey City School District, removal effective March 11, 2011, on charges of chronic and excessive absenteeism.

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

ACTION:

A-10 JAMES SHEVCHENKO, JR.

James Shevchenko, Jr., Animal Control Officer, City of Perth Amboy, Police Department, removal effective September 17, 2010, on charges of resignation not in good standing, excessive absenteeism and inability to perform duties.

Recommendation of the Administrative Law Judge – Modify the removal to a resignation in good standing.

ACTION:

A-11 TINA SUGAR

Tina Sugar, Municipal Court Administrator, Township of Andover, Judicial Department, 1) 10-working day suspension on charges of incompetency, inefficiency, failure to perform duties, insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause, 2) removal effective July 12, 2010, on charges of incompetency, inefficiency, failure to perform duties, insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause; and 3) removal effective July 12, 2010, on charges of insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – 1) Reverse the 10-working day suspension, 2) Modify the removal to a six-month suspension and 3) uphold the removal.

ACTION:**A-12 KAREEM WATSON**

Kareem Watson, Senior Building Maintenance Worker, Atlantic City Housing Authority, removal and a resignation not in good standing effective April 1, 2010, on charges of chronic or excessive absenteeism and being absent from duty for five or more consecutive business days without approval.

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

ACTION:**A-13 MICHAEL T. WILKINS**

Michael T. Wilkins, Fire Fighter, Township of Teaneck, Fire Department, removal effective April 30, 2007, on charges of conduct unbecoming a public employee, other sufficient cause and violation of a rule, regulation.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

A-14 TAM DANG (SETTLEMENT)

Tam Dang, Senior Maintenance Repairer, Summit Housing Authority, removal effective March 3, 2010 on charges of incompetency, inefficiency or failure to perform duties, insubordination, conduct unbecoming a public employee, neglect of duty, misuse of public property, including motor vehicles, inappropriate and harassing act, and other sufficient cause. Settled to a resignation in good standing effective March 3, 2010 and a lump sum payment of \$48,000 for damages and attorneys' fees. This matter was held over from the June 1, 2011, Civil Services Commission meeting for clarification.

Recommendation of the Administrative Law Judge – Acknowledge the settlement.

ACTION:

A-15 MONMOUTH COUNTY LAYOFFS

The appeals of various employees of Monmouth County, of the good faith of their layoffs, as well as unfair labor practice claims, filed by the PBA Locals 314 and 240 regarding the layoff

Recommendations of the Administrative Law Judge – Dismiss the unfair labor practice charges and uphold the layoff.

ACTION:

A-16 JOSE SANTANA

Jose Santana, Painter, Stockton State College, 10-day suspension on charges of conduct unbecoming a public employee and insubordination.

Recommendation of the Administrative Law Judge – Reverse the 10-day suspension.

ACTION:

B-1 CHANGE IN CLASSIFICATION PLAN – OFFICE OF LEGISLATIVE SERVICES – LEAD PROCESSOR 1 AND LEAD PROCESSOR 3

The Office of Legislative Services requests the establishment of new unclassified titles. In accordance with *N.J.S.A. 11A:3-4c*, State Unclassified Service, employees in the Legislative Branch of State Government shall be in the unclassified service.

**MEMORANDUM**

DATE: June 9, 2011
TO: Civil Service Commission
FROM: Kenneth Connolly, Director
State and Local Operations
SUBJECT: Change in the Classification Plan

Legislature

The Office of Legislative Services (OLS) requests the following establishment of a new unclassified title.

In accordance with *N.J.S.A. 11A:3-4(c)*, employees in the Legislative branch of State government shall be in the unclassified service.

The use of these titles will be restricted to OLS.

ADDITION OF TITLES EFFECTIVE MAY 7, 2011

Lead Processor I, OLS (35) X98

Lead Processor III, OLS (35) X98

Attachment
KC/JMM/SR

ACTION:

B-2 CHANGE IN CLASSIFICATION PLAN – STATE GOVERNMENT-PLANNING ASSOCIATE TITLE SERIES – TITLE CONSOLIDATION INITIATIVE

The Division of State and Local Operations requests consolidation of eight Planning Associate variant titles into one new variant title series which will be called Planning Associate – School/Education Programs effective the first pay period following the Civil Service Commission’s action regarding this request.



MEMORANDUM

DATE: June 8, 2011
 TO: Civil Service Commission
 FROM: Kenneth Connolly, Director *Kenneth Connolly*
 State and Local Operations
 SUBJECT: Change in State Classification Plan

DEPARTMENT OF EDUCATION

The Division of State and Local Operations in conjunction with the Department of Education, requests consolidation of the following eight variant titles in the Planning Associate series into one new variant title series, which will be called Planning Associate - School/Education Programs.

Variant – Budget/Finance

1. Planning Associate 3 Budget Finance (72623c)
2. Planning Associate 2 Budget Finance (72624c)
3. Planning Associate 1 Budget Finance (72625c)

Variant – School Finance GAAP

4. Planning Associate 3 School Finance GAAP (72623h)
5. Planning Associate 2 School Finance GAAP (72624h)
6. Planning Associate 1 School Finance GAAP (72625h)

Variant – School Finance State Aid

7. Planning Associate 2 School Finance State Aid (72624i)
8. Planning Associate 1 School Finance State Aid (72625i)

This consolidation will provide the Department of Education with the flexibility needed to more effectively meet its’ responsibilities. Upon successful completion of the consolidation process, the eight variant titles involved will be inactivated.

The definition, requirements, and knowledge, skills and abilities of the eight variant titles have been combined to create the title specification of the ‘new’ variant title. The Department of Education has been given the opportunity to review the proposed specification and all articulated concerns have been discussed and resolved. The eight variant titles are all currently allocated to the Non-Competitive division of the career service, thus we request that the new and consolidated titles be likewise established as Non-Competitive.

The title series will be numbered in accordance with the current practice, with the numerical suffix “1” representing the lowest level (entry level) to “3” representing the highest level in this series.

Civil Service Commission
June 8, 2011

The title actions will be processed as lateral employee movements; appointment type to appointment type, with retention of existing status. There will be no changes in class code or salary. An employee's prior held title rights will not be impacted by this action.

Collective negotiation representatives and impacted employees have been notified. Copies of these notices are attached.

TITLES TO BE CREATED

Effective date: The effective date of this action will be the first pay period that follows the Commission's approval of the change in the State Classification plan.

Planning Associate 1 School/Education Programs
P 26 – _____ Non-Competitive N NL12

Planning Associate 2 School/Education Programs
P 28 – _____ Non-Competitive N NL12

Planning Associate 3 School/Education Programs
R 30 – _____ Non-Competitive N NL12

CONSOLIDATION OF TITLE SERIES

Effective date: The effective date of this action will be the first pay period that follows the Commission's approval of the change in the State Classification plan.

FROM

Planning Associate 3 Budget Finance
P 26 – 72623C Non-Competitive N NL12

Planning Associate 3 School Finance GAAP
P 26 – 72623H Non-Competitive N NL12

FROM

Planning Associate 2 Budget Finance
P 28 – 72624C Non-Competitive N NL12

Planning Associate 2 School Finance GAAP
P 28 – 72624H Non-Competitive N NL12

Planning Associate 2 School Finance State Aid
P 28 – 72624I Non-Competitive N NL12

TO

Planning Associate 1 School/Education Programs
P 26 – _____ Non-Competitive N NL12

TO

Planning Associate 2 School/Education Programs
P 28 – _____ Non-Competitive N NL12

Civil Service Commission
June 8, 2011

FROM

Planning Associate 1 Budget Finance
R 30 – 72625C Non-Competitive N NL12

Planning Associate 1 School Finance GAAP
R 30 – 72625H Non-Competitive N NL12

Planning Associate 1 School Finance State Aid
R 30 – 72625I Non-Competitive N NL12

TO

Planning Associate 3 School/Education Programs
R 30 – _____ Non-Competitive N NL12

KC/JMM/BP/PM

3

ACTION:

B-3 ANNE T. BELCASTRO

Anne T. Belcastro, a Charge Nurse 12 Months, with Greystone Park Psychiatric Hospital, Department of Human Services, appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-4 WILLIAM BUFF

William Buff, a former Senior Building Maintenance Worker with Rowan University, appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-5 AMAILLANEE BRYANT

Amaillanee Bryant, a Support Services Representative 3 with the Motor Vehicle Commission, represented by Samuel M. Gaylord, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-6 DEBORAH DAWKINS

Deborah Dawkins, a Communications Operator Secured Facilities with the Garden State Youth Correctional Facility, Department of Corrections, represented by Adam M. Kotlar, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-7 ERIC GANDY

Eric Gandy, a Senior Correction Officer with Bayside State Prison, Department of Corrections, represented by Adam M. Kotlar, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-8 BONNIE HUEG

Bonnie Hueg, a Coordinator Emergency Telecommunications Systems with the Office of Information Technology, appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-9 SANDRA KAKAS

Sandra Kakas, an Unemployment Insurance Clerk with the Department of Labor and Workforce Development, appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-10 TINESHA KENT

Tinesha Kent, a Human Services Assistant with the Vineland Developmental Center, Department of Human Services, represented by Victoria Kavanaugh, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-11 LUIS RIOS

Luis Rios, a Senior Correction Officer with Edna Mahan Correctional Facility for Women, Department of Corrections, represented by Daniel Geddes, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-12 PATRICIA RUBINO

Patricia Rubino, a former Investigator 2, Taxation with the Division of Taxation, Department of the Treasury, appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-13 RONALD TUCKER

Ronald Tucker, a Senior Correction Officer at Northern State Prison, Department of Corrections, represented by Daniel Geddes, Esq., appeals the denial of sick leave injury (SLI) benefits.

ACTION:

B-14 JESSICA ALICE

Jessica Alice, represented by Stephen B. Hunter, Esq., appeals her rejection as a County Correction Officer candidate by Union County and its request to remove her name from the eligible list for County Correction Officer (S9999K) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-15 NIKKI V. SMART

Nikki V. Smart, represented by Luretha M. Stribling, Esq., appeals her rejection as a County Correction Officer candidate by Essex County and its request to remove her name from the eligible list for County Correction Officer (S9999H) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-16 BARTLOMIEJ TROCHA

Bartlomiej Trocha, represented by Ian A. Weinberger, Esq., appeals his rejection as a County Police Officer candidate by Union County and its request to remove his name from the eligible list for County Police Officer (S9999K) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-17 JULIO K. TERJANIAN

Julio K. Terjanian appeals his rejection as a Correction Officer Recruit candidate by the Department of Corrections and its requests to remove his name from the eligible list for Correction Officer Recruit (S9999K) on the basis of medical unfitness to perform effectively the duties of the position.

ACTION:

B-18 AVERIL CHRIST

Averil Christ, a Residential Services Specialist 3 with the Woodbridge Child Diagnostic and Treatment Center, Department of Children and Families, appeals the determination of her layoff rights by the Division of State and Local Operations.

ACTION:

B-19 JOANN DOMENICO AND MICHELLE VAYO

Joann Domenico, a Keyboarding Clerk 2, and Michelle Vayo, a Keyboarding Clerk 1 with the Town of Hammonton, represented by the Government Workers Union, petition the Civil Service Commission for interim relief of their layoffs, effective April 25, 2011, pending the outcome of their good faith layoff appeals at the Office of Administrative Law.

ACTION:

B-20 MATTHEW KLOO

The Township of West Milford requests relief on behalf of Matthew Kloo.

ACTION:

B-21 RICHARD CALO, ET AL.

The Essex County Sheriff's Office, on behalf of Richard Calo, Jose Padilla, and Jimmy Rodriguez, request that they be permitted to participate in the intergovernmental transfer program and to complete the remainder of their working test periods as Sheriff's Officers with the Sheriff's Office.

ACTION:

B-22 KENNETH GAULETTE AND SERGIO HENRIQUES

The Township of Clark, on behalf of Kenneth Gaulette and Sergio Henriques, requests that they be permitted to participate in the intergovernmental transfer program and to complete the remainder of their working test periods as Police Officers with Clark.

ACTION:

B-23 MICHAEL MEZEY

The City of Rahway, on behalf of Michael Mezey, requests that he be permitted to participate in the intergovernmental transfer program and to complete the remainder of his working test period as a Police Officer with Rahway.

ACTION:

B-24 ZACHARY VON LANGEN

The Union County Sheriff's Office, on behalf of Zachary Von Langen, requests that he be permitted to participate in the intergovernmental transfer program and to complete the remainder of his working test period as a Sheriff's Officer with the Sheriff's Office.

ACTION:

B-25 ROBERT CONGLETON AND RICHARD FIORILLA

Robert Congleton and Richard Fiorilla petition the Civil Service Commission for retroactive dates of permanent appointment of May 18, 2008 to the titles of Police Sergeant and Police Lieutenant, respectively.

ACTION:

B-26 PATRICK MAGOVERN

The Borough of Belmar requests that Patrick Magovern receive a retroactive date of appointment.

ACTION:

B-27 LOUIS ROWEK

Louis Rowek request that his name be placed on the Statewide Eligible List for reemployment of displaced law enforcement officers.

ACTION:

B-28 JOHN VASQUEZ, ET AL.

The City of Linden requests retroactive permanent appointment dates for John Vasquez and James Schulhafer, Police Officers, and Brian Fech, Joseph Cacioppo and Alvaro Goncalves, Police Sergeants.

ACTION:

B-29 SALVATORE AMMIRATO

The Department of Corrections requests that the provisions of *N.J.A.C.* 4A:6.3.4(a), which govern the time period in which employees must file an application for Supplemental Compensation on Retirement (SCOR), be relaxed to permit Salvatore Ammirato to submit a late application for SCOR benefits.

ACTION:

B-30 JOSEPH BACSO

The Department of Treasury, on behalf of Joseph Bacso, requests the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit him to donate more than 30 sick days to Eleanor Down, who is participating in the donated leave program.

ACTION:

B-31 KISSA DOCKERY

The Department of Law and Public Safety, on behalf of Kissa Dockery, request the relaxation of the provisions of *N.J.A.C.* 4A:6-1.22 so as to permit Ms. Dockery, who is participating in the donated leave program, to receive more than the 260 donated leave days allowed to a recipient and to permit her to receive donated leave days on a retroactive basis.

ACTION:

B-32 MARIO GRAY

Mario Gray, a Senior Public Safety Telecommunicator with Trenton, appeals the denial of military leave with pay.

ACTION:

B-33 RAMONA HALLIDAY

The Office of the Public Defender, on behalf of Ramona Halliday, a Legal Secretary 2, request a waiver of repayment of a salary overpayment pursuant to *N.J.S.A. 11A:3-7*, which provides that when an employee has erroneously received a salary overpayment, the Civil Service Commission may waive repayment based on a review of the case.

ACTION:

B-34 PAUL KEARNS, JR.

Paul Kearns, Jr., represented by Carla Katz, Esq., appeals the decision of the Division of Selection Services which found that he lacked the required amount of permanent status in a title to which the examination was open for Deputy Fire Chief (PM1055M), and he requests a waiver of time-in-grade.

ACTION:

B-35 JEANNE KEENEY

The Division of Selection Services petitions the Civil Service Commission to authorize the promotion of Jeanne Keeney, a Clerk Typist, to Principal Clerk Typist pursuant to *N.J.A.C. 4A:4-1.1(c)2*.

ACTION:

B-36 JOSEPH KRENTZ AND JOHN SIERCHIO

Bloomfield, represented by Brian J. Aloia, Esq., petitions the Civil Service Commission for revival of the Police Lieutenant (PM2528H) and the Police Sergeant (PM2574H), eligible lists, in order to effectuate the terms of a settlement agreement with Joseph Krentz and John Sierchio.

ACTION:

B-37 JAMES MUELLER

Camden County requests relief on behalf of James Mueller, a Network Administrator 1.

ACTION:

B-38 ASSISTANT RECREATION CENTER DIRECTOR (M0146M), MIDDLETOWN

Middletown requests permission not to make an appointment from the November 23, 2010 certification for Assistant Recreation Center Director (M0146M).

ACTION:

B-39 BUILDING INSPECTOR (M0024M), GLOUCESTER CITY

Gloucester City requests permission not to make an appointment from the April 6, 2010 certification for Building Inspector (M0024M).

ACTION:

B-40 IN THE MATTER OF COMMUNITY SERVICE AIDE (M0220L), EAST ORANGE

East Orange requests permission not to make an appointment from the November 4, 2009 certification for Community Service Aide (M0220L).

ACTION:

B-41 COUNSELOR, PENAL INSTITUTION (C0944L), CUMBERLAND COUNTY

Cumberland County requests permission not to make an appointment from the August 3, 2010 certification for Counselor, Penal Institution (C0944L).

ACTION:

B-42 PERSONNEL DIRECTOR (M6519H), NEWARK

The Division of State and Local Operations requests that the Civil Service Commission order Newark to return the February 16, 2010 certification of the eligible list for Personnel Director (M6519H) for proper disposition.

ACTION:

B-43 PUBLIC HEALTH NURSE (C0925L) OCEAN COUNTY BOARD OF HEALTH

The Division of State and Local Operations requests that the Ocean County Board of Health be ordered to return the December 1, 2009 certification (OL091634) of the eligible list for Public Health Nurse (C0925L) for proper disposition.

ACTION:

B-44 PURCHASING AGENT (M0100M), ROSELLE BOROUGH

Roselle Borough requests permission not to make an appointment from the May 10, 2010 certification for Purchasing Agent (M0100M).

ACTION:

B-45 DIANAH SAVAGE

Dianah Savage, an employee with the Department of Human Services, appeals the determination to place her on step nine of salary range P20, upon her voluntary demotion to the title of Staff Nurse (12 months).

ACTION:

B-46 CHRISTOPHER BAKER

Christopher Baker appeals the decision of the Division of State and Local Operations which upheld the removal of his name from the Police Officer (S9999F) City of Clifton, eligible list due to falsification of his employment application and the Police Officer (S9999H) City of Clifton, eligible list due to falsification of his employment application. The appellant also appeals the bypass of his name on the Police Officer (S9999F), (S9999H) and (S9999K), Borough of Pompton Plains, eligible lists, and the Police Officer (S9999H), City of Clifton, eligible list.

ACTION:**B-47 MICHELLE BOZARTH**

Michelle Bozarth, Human Services Assistant with New Lisbon Developmental Center, Department of Human Services, requests that the Civil Service Commission reinstate her appeal of her 45-day suspension effective January 11, 2011, which was dismissed based on her failure to appear at her scheduled settlement conference.

ACTION:**B-48 DIANE BOYD**

Diane Boyd appeals the decision of the Division of State and Local Operations, which removed her name from the Supervising Family Service Specialist 1 (PS6046K), Department of Children and Families, employment list due to her failure to respond to the Certification Notice.

ACTION:**B-49 GARY LANGLEY**

Gary Langley, a Senior Water Treatment Plant Operator with the Atlantic City Municipal Utilities Authority, represented by Clifford G. Stewart, Esq., AFSCME Council 71, request that the Civil Service Commission reinstate his appeals of his 30-day suspension effective May 13, 2010 and 10-day suspension effective January 27, 2009, which were dismissed based on his failure to appear at his scheduled hearing.

ACTION:

B-50 LOUISE SCRUTCHINS

Louise Scrutchins appeals the decision of the Division of State and Local Operations which removed her name from the County Services Specialist (PS9159K), Department of Children and Families, employment list due to her failure to respond to the Certification Notice.

ACTION:

B-51 DAVID T. SONNIE

David T. Sonnie appeals the decision of the Division of State and Local Operations which upheld the removal of his name from the Sheriff's Officer (S9999K), Atlantic County, eligible list due to his unsatisfactory background report.

ACTION:

B-52 ALBERTITO COLON

Albertito Colon, a former Senior Medical Security Officer with the Ann Klein Forensic Center, Department of Human Services, represented by Stephan Siegel, Esq., petitions the Civil Service Commission for reconsideration of the decision rendered on January 19, 2011, in which the Commission denied his request to reinstate his appeal of his removal which was dismissed based on his failure to appear at his prehearing conference.

ACTION:

B-53 JOHN ROURKE

John Rourke, a Network Administrator 1 with the Office of Information Technology, petitions the Civil Service Commission for reconsideration of the final decision rendered on January 13, 2010, which denied his request for a waiver of repayment of a salary overpayment.

ACTION:

B-54 TRACY GORDON

Tracy Gordon, a Senior Correction Officer at Northern State Prison, Department of Corrections, petitions the Civil Service Commission for reconsideration of the final decision, rendered on February 24, 2010, which upheld his removal, effective August 10, 2009.

ACTION:

B-55 CRISTI CARTWRIGHT

Cristi Cartwright appeals the decision of the Division of State and Local Government Operations that the proper classification of her position with the Department of Transportation is Secretarial Assistant 3 (Non-Stenographic). The appellant seeks a Secretarial Assistant 2 (Non-Stenographic) classification.

ACTION:

B-56 KRISTIN HANSEN

Kristin Hansen appeals the decision of the Division of State and Local Government Operations that the proper classification of her position with the Department of Environmental Protection is Principal Environmental Specialist, Water Resources. The appellant seeks a Supervising Environmental Specialist, Water Resources classification.

ACTION:

B-57 GARY MOTEN

Gary Moten appeals the decision of the Division of State and Local Government Operations which found that his duties and responsibilities with the Juvenile Justice Commission are not out-of-title duties for the Substance Abuse Assistant classification.

ACTION:

B-58 BENJAMIN RITTER

Benjamin Ritter appeals the decision of the Division of State and Local Government Operations that the proper classification of his position with Warren County is Storekeeper. The appellant seeks a Senior Storekeeper classification.

ACTION:

B-59 MARVIN ROSS

Marvin Ross appeals the determination of the Division of State and Local Operations that his position with the Department of Environmental Protection is properly classified as an Affirmative Action Specialist 1. The appellant seeks an Executive Assistant 1 classification.

ACTION:

B-60 VIRGINIA TOCCO

Virginia Tocco appeals the decision of the Division of State and Local Operations that the proper classification of her position with the Department of Human Services is Technical Assistant 3. The appellant seeks a Management Assistant classification or in the alternative a Program Support Specialist 3 classification.

ACTION:

B-61 UGORJI UGORJI

Ugorji Ugorji appeals the decision of the Division of State and Local Operations which found that his position with New Jersey Environmental Infrastructure Trust is correctly classified as Administrative Assistant 2. The appellant seeks an Administrative Analyst 1 classification.

ACTION:

B-62 JAMIE WATSON

Jamie Watson appeals the decision of the Division of State and Local Operations which found that her position with the Southern State Correctional Facility is correctly classified as Personnel Aide 1. The appellant seeks a Technical Assistant, Personnel classification.

ACTION:

B-63 MIGNON WILSON

Mignon Wilson appeals the decision of the Division of State and Local Operations which found that her position with the Civil Service Commission is correctly classified as Human Resource Consultant 2. The appellant seeks a Human Resource Consultant 3 classification.

ACTION:**B-64 KENNETH BALDOSARO**

The appeal of Kenneth Baldosaro, a Senior Correction Officer with South Woods State Prison, Department of Corrections, of his 45 working day suspension, on charges, was heard by Administrative Law Judge Bruce M. Gorman, who rendered his initial decision on March 28, 2011. At its meeting on June 15, 2011, the Civil Service Commission adopted the ALJ's recommendation to uphold the 45 working day suspension. However, the Commission found it necessary to address the exceptions filed by the appellant. The proposed final decision is now submitted for the Commission's review.

ACTION:**B-65 CHARLES STEVENSON**

The appeal of Charles Stevenson, a Sewage Plant Superintendent/Sewer Superintendent/Water Superintendent with the Township of Winslow, of his 30 working day suspension effective March 30, 2009, on charges, was heard by Administrative Law Judge Edward J. Delanoy, Jr., who rendered his initial decision on March 25, 2011. At its meeting on June 15, 2011, the Civil Service Commission did not adopt the ALJ's recommendation to modify the 30 working day suspension to a 15 working day suspension. Rather, the Commission upheld the appellant's 30 working day suspension. The proposed final decision is now submitted for the Commission's review.

ACTION:

B-66 BERTA BERMUDEZ

Berta Bermudez, Director of the Spanish Speaking Program at Kean University, appeals the determination of the President of Kean University, which found that the appellant failed to present sufficient evidence to support a finding that she had been subjected to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-67 MICHAEL MORAN

Michael Moran, a Manager 1 with the Department of Transportation, appeals the determination of the Acting Equal Employment Opportunity Officer of the Division of Civil Rights and Affirmative Action, stating that there was sufficient evidence to support a finding that the appellant had violated the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-68 BARBARA WARE

Barbara Ware, an Environmental Specialist 1 with the Department of Environmental Protection, appeals the determination of an Assistant Commissioner with DEP, stating that the appellant failed to 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-69 LEON WILLIAMS

Leon Williams, a Field Service Supervisor 2 (Family Development) with the Division of Family Development, Department of Human Services, appeals the determination of an Assistant Commissioner with the DHS, stating 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-70 SALAH M. ALI

Salah M. Ali appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirement for the promotional examination for Technical Support Specialist 1 (PS8975K), Department of Human Services.

ACTION:

B-71 CAROL-ANNE AVELLA-LANGFORD

Carol-Anne Avella-Langford appeals the determination of the Division of Selection Services, which found that she did not meet the experience requirements for the promotional examination for Program Specialist Alcohol Abuse Activities (PC0072M), Bergen County.

ACTION:

B-72 CHRISTOPHER BRUSGARD, ET AL.

Christopher Brusgard, Volter Fenelus, Charles Green and Lakisha Taylor request make-up examinations for the Entry Level Law Enforcement Examination (S9999M).

ACTION:

B-73 MATTHEW CAMPANELLA, ET AL.

Matthew Campanella, Francis Ditsche, Ta'ana Dupree, Devin Gucciano, Kevin O'Hara and Raul Tenteria request make-up examinations for the Entry Level Law Enforcement Examination (S9999M, S9988M and S0738M).

ACTION:

B-74 JOHN COPPOLA

John Coppola appeals his score for the physical performance portion of the examination for Fire Fighter (M9999M).

ACTION:

B-75 PAUL DEAPPOLONIO

Paul DeAppolonio appeals the validity of the promotional examination for Principal Environmental Specialist Water Resources (PS8410G), Department of Environmental Protection.

ACTION:

B-76 ELAINE DEWAN

Elaine DeWan appeals the determination of the Division of Selection Services that she did not meet the experience requirement for the promotional examination for Management Improvement Specialist 1 (PS8393G), Department of Environmental Protection.

ACTION:

B-77 DAVID ESCOBAR

David Escobar appeals his score for the physical performance portion of the examination for Fire Fighter (M9999M).

ACTION:

B-78 FRANCES L. GABLE

Frances L. Gable appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Technical Assistant 2, Purchasing (PS9950I), Department of Corrections.

ACTION:

B-79 PETER GHOBRYAL

Peter Ghobryal requests a make-up examination for Entry Level Law Enforcement Examination (S9999M).

ACTION:

B-80 DOUGLAS GREEN, ET AL.

Douglas Green, Elida Ortiz and Elba Rosario-Diaz appeal the determinations of the Division of Selection Services denying their request for a make-up examination for the Entry Level Law Enforcement Examination (S9999M, S0738M and S0740M).

ACTION:

B-81 SAMUEL HEATON

Samuel Heaton appeals the determination of the Division of Selection Services which found that he was below the minimum requirements in experience for the promotional examination for Assistant Engineer in Charge of Maintenance 1 (PS9566K), Woodbine Developmental Center.

ACTION:

B-82 SILVIA M. HIBBS

Silvia M. Hibbs appeals the determination of the Division of Selection Services which found that she did not meet the requirements for the promotional examination for Technical Assistant, Personnel (PS9102P), Division of State Police.

ACTION:

B-83 DENISE KINNEY

Denise Kinney appeals the determination of the Division of Selection Services, which found that she was below the minimum requirements in experience for the promotional examination for Fiscal Officer (PC0937M), Camden County Health Services.

ACTION:

B-84 FREDERICK KRUG

Frederick Krug appeals the validity of the promotional examination for Senior Technician, Management Information Systems (PC1169L), Mercer County.

ACTION:

B-85 PATRICIA LESZCZAK

Patricia Leszczak appeals the determination of the Division of Selection Services which found that, per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Buyer (PM0375M), Brick Township Board of Education.

ACTION:

B-86 LYNN MATTEI

Lynn Mattei appeals the decision of the Division of Selection Services, which found that, per the substitution clause for education, she did not meet the experience requirements for the promotional examination for Director of Purchasing (PM0626M), Middletown Township.

ACTION:

B-87 RICHARD MUSSO

Richard Musso appeals the determination of the Division of Selection Services which found that he did not meet the experience requirements for the open competitive examination for Training Coordinator (C0178M), Hudson County.

ACTION:

B-88 HENRY NGUYEN

Henry Nguyen appeals the determination of the Division of Selection Services that found that he did not meet the education and experience requirements for the promotional examination for Senior Environmental Specialist (PS6713T), Department of Transportation.

ACTION:

B-89 DONNA PARHAM

Donna Parham appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the open competitive examination for Field Representative, Housing Assistance Program (S0728M), Statewide.

ACTION:

B-90 CHRISTINA G. SAVICH

Christina G. Savich appeals the determination of the Division of Selection Services, which found that she did not meet the requirements for the promotional examination for Quality Assurance Specialist, Health Services (PS9594K), Department of Human Services.

ACTION:

B-91 BERNARD T. SETARO

Bernard T. Setaro appeals the determination of the Division of Selection Services, which found that he did not meet the requirements for the promotional examination for Assistant Administrative Supervisor of Income Maintenance (PC0723M), Monmouth County.

ACTION:

B-92 CHERYL L. TEEL-KEESE

Cheryl L. Teel-Keese appeals the determination of the Division of Selection Services, which found that she did not meet the requirements for the promotional examination for Administrative Analyst 3, Fiscal Management (PS9185H), Department of Health and Senior Services.

ACTION:

B-93 JILL VOGEL

Jill Vogel appeals the determination of the Division of Selection Services, which found that, per the substitution clause for education, she did not meet the requirements for the promotional examination for Buyer (PS8436K), Department of Children and Families.

ACTION:

B-94 ADOPTED AMENDMENT: N.J.A.C. 4A:3-4.9, ADVANCEMENT PAY ADJUSTMENTS: STATE SERVICE

Submitted for the Commission's approval is a Notice of Adoption of a proposed amendment to *N.J.A.C.* 4A:3-4.9, Advancement pay adjustments: State service. The amendment would obviate the need for the Civil Service Commission to approve rule relaxations in those instances where the State and a union agree to a promotional pay calculation that does not follow the rule but would not result in an amount greater than that allowed by the rule. No comments were received during the public comment period.

ACTION:**B-95 PROPOSED AMENDMENTS: N.J.A.C. 4A:6-1.6 AND 1.7, SICK LEAVE INJURY**

Submitted for the Commission's approval is a Notice of Proposal to amend *N.J.A.C.* 4A:6-1.6 and 1.7, Sick leave injury program. The proposed amendments would codify the sunset provisions regarding the SLI program that were enacted in P.L. 2010, c.3, and effective on May 21, 2010. It is recommended that this proposal be approved for publication in the New Jersey Register for public notice and comment.

ACTION:**B-96 CIVIL SERVICE COMMISSION MINUTES**

Submitted for adoption are the Civil Service Commission minutes of its meeting of June 15, 2011.

ACTION: