



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
DECEMBER 17, 2014**

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

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

In the Matter of Alex G. Almeida
Hudson County
Department of Corrections
Removal

In the Matter of Oladayo Araromi
Hudson County
Department of Corrections
Indefinite suspension

In the Matter of Maritza Casales
Hudson County
Sheriff's Office
Removal

In the Matter of Arleatha Chaney
NJ Veterans Memorial Home Vineland
Department of Military and Veterans Affairs
Removal

In the Matter of Stephen F. Craig
City of Millville
Department of Public Works
Removal

In the Matter of Kenneth Cross
Cumberland County
Department of Corrections
Removal

In the Matter of Suze Estriplet
Woodbridge Developmental Center
Department of Human Services
Removal

In the Matter of Melody Gonzalez
Jersey City School District
Removal

In the Matter of Aundrea Mason-Watts
New Jersey State Prison
Department of Corrections
Resignation not in good standing

In the Matter of Walter Mayosky
Ocean County
Department of Building and Grounds
Removal

In the Matter of Sherell Peterson
Adult Diagnostic and Treatment Center
Department of Corrections
Removal

In the Matter of Richard Puschel
Union County
Department of Public Safety
Suspension

In the Matter of Joseph Rhodes
Camden County
Department of Corrections
Suspension

In the Matter of Aubrey K. Rowland
Atlantic County
Department of Public Safety
Release at the end of the working test period

In the Matter of Melvin Robinson
Albert C. Wagner Youth Correctional Facility
Department of Corrections
Suspension

In the Matter of Marilyn Scapellato
Vineland Board of Education
Suspension

In the Matter of Brendolyn Washington
Newark Public School District
Suspension

In the Matter of Mona Watts
Department of Children and Families
Removal

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

ACTION:

**A-2 ANGELO ANDRIANI - CSC DOCKET NO. 2011-1054
OAL DOCKET NO. CSV: 10214-10**

Angelo Andriani, Police Lieutenant, City of Hoboken, Police Department, removal effective February 28, 2008, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, neglect of duty, other sufficient cause and violation of Departmental rules and regulations.

Recommendation of the Administrative Law Judge - Uphold the removal.

ACTION:

**A-3 THOMAS CARACCIO - CSC DOCKET NO. 2014-1108
OAL DOCKET NO. CSV: 15891-13**

Thomas Caraccio, County Correction Sergeant, Hudson County, Department of Corrections, 120 working day suspension and demotion to County Correction Officer on charges of insubordination, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the 120 working day suspension and demotion to County Correction Officer.

ACTION:

**A-4 THOMAS CARACCIO - CSC DOCKET NO. 2014-3193
OAL DOCKET NO. CSR: 07879-14**

Thomas Caraccio, County Correction Officer, Hudson County, Department of Corrections, removal effective June 16, 2014, on charges of insubordination, conduct unbecoming a public employee and neglect of duty.

Recommendation of the Administrative Law Judge – Reverse the removal.

ACTION:

**A-5 ROMONA CARTER - CSC DOCKET NO. 2013-2328
OAL DOCKET NO. CSV: 03352-13**

Romona Carter, County Correction Officer, Mercer County, Department of Public Safety, 25 working day suspension and a \$152.23 fine on charges of conduct unbecoming a public employee, other sufficient cause, insubordination, falsification and violation of a rule, regulation, policy, procedure, order or administrative decision.

Recommendation of the Administrative Law Judge – Modify the 25 working day suspension and \$152.23 fine to a five working day suspension and no fine.

ACTION:

**A-6 DONALD COTNER - CSC DOCKET NO. 2014-235
OAL DOCKET NO. CSV: 10907-13**

Donald Cotner, Senior Correction Officer, Edna Mahan Correctional Facility for Women, Department of Corrections, 120 working day suspension on charges of conduct unbecoming a public employee, other sufficient cause and violation of the NJDOC policy prohibiting discrimination, harassment or hostile environments in the workplace.

Recommendation of the Administrative Law Judge – Uphold the 120 working day suspension.

**A-7 ABDUGAFARU FASASI - CSC DOCKET NO. 2013-2691
OAL DOCKET NO. CSV: 6079-13**

Abdugafaru Fasasi, Human Services Assistant, New Lisbon Developmental Center, Department of Human Services, removal effective October 26, 2012, on charges of physical or mental abuse of a patient, client, resident or employee, inappropriate physical contact or mistreatment of a patient, client, resident or employee, falsification, making a serious mistake due to carelessness which would result in danger or injury to persons or property, violation of a rule, regulation, policy, procedure, order or administrative decision, conduct unbecoming a public employee and other sufficient cause.

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

ACTION:

**A-8 JOHN RESTREPO - CSC DOCKET NO. 2014-2092
OAL DOCKET NO. CSR: 02830-14**

John Restrepo, Senior Correction Officer, Northern State Prison, Department of Corrections, removal effective February 20, 2014, on charges of incompetency, inefficiency or failure to perform duties, conduct unbecoming a public employee, other sufficient cause, neglect of duty, loafing, idleness or willful failure to devote attention to tasks which could result in danger to persons or property, falsification and violation of a rule, regulation, policy, procedure, order or administrative decision.

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

ACTION:

**A-9 MALLORY SUAREZ - CSC DOCKET NO. 2014-2473
OAL DOCKET NO. CSV: 05424-14**

Mallory Suarez, County Correction Officer, Hudson County, Department of Corrections, 10 working day suspension on charges of incompetency, inefficiency, or failure to perform duties, insubordination, chronic or excessive absenteeism, conduct unbecoming a public employee, neglect of duty, and other sufficient cause.

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

ACTION:

**A-10 JOHN WILEY - CSC DOCKET NO. 2013-1335
OAL DOCKET NO. CSV: 00048-13**

John Wiley, Senior Building Maintenance Worker, Rowan University, 15 working day suspension and removal effective October 24, 2012, on charges of neglect of duty and chronic or excessive absenteeism or lateness.

Recommendation of the Administrative Law Judge – Uphold the 15 working day suspension and removal.

ACTION:

**A-11 NATALIE WHYANO - CSC DOCKET NO. 2014-2689
OAL DOCKET NO. CSR: 6325-14**

Natalie Whyano, County Correction Officer, Camden County Correctional Facility, Department of Corrections, removal effective February 27, 2014, on charges of conduct unbecoming a public employee, neglect of duty, other sufficient cause, and violation of use of force, security, and departmental reports procedures.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:

SECTION B – MISCELLANEOUS MATTERS

B-1 A. G. – CSC DOCKET NO. 2013-2987

A.G., represented by Curtis J. La Forge, 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 (S9987M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-2 B. G. – CSC DOCKET NO. 2014-897

B. G., appeals her rejection as a County Correction Officer candidate by Essex County and its request to remove her name from the eligible list for Essex County (C9979M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 S. L. – CSC DOCKET NO. 2014-1878

S. L., appeals her rejection as a Sheriff's Officer candidate by the Bergen County Sheriff's Office and its request to remove her name from the eligible list for Sheriff's Officer (C9984M) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-4 ANNIE BAKER – CSC DOCKET NO. 2015-1286

The Superior Court of New Jersey, Appellate Division, has remanded the April 24, 2012 removal of Annie Baker, a Correction Sergeant, Juvenile Justice, with the Juvenile Justice Commission, to the Civil Service Commission.

ACTION:

B-5 SHENA GRIMES – CSC DOCKET NO. 2014-2876

Shena Grimes, a Police Lieutenant with the City of East Orange Police Department, represented by Timothy Smith, Esq., petitions the Civil Service Commission for a stay of her removal, effective April 28, 2014, pending the outcome of her hearing at the Office of Administrative Law.

ACTION:

**B-6 MERCEDES COLMENARES AND NANCY CATALANO –
CSC DOCKET NOS. 2015-1176 AND 2015-1621**

The Department of Children and Families, on behalf of Mercedes Colmenares, requests the relaxation of the provisions of *N.J.A.C. 4A:6-1.22* so as to permit Ms. Colmenares to receive more than the 260 donated leave days allowed to a recipient. Additionally, the appointing authority requests that *N.J.A.C. 4A:6-1.22(d)* be relaxed so as to permit Nancy Catalano to donate more than 30 sick days to Ms. Colmenares.

ACTION:

B-7 STEPHANIE NUTTER – CSC DOCKET NO. 2015-1128

The Division of Agency Services, on behalf of the Department of State, requests that Stephanie Nutter's out-of-title experience in the title of Technical Assistant 1, Department of State, be accepted to qualify her for a prospective promotional examination for Personnel Assistant 4.

ACTION:

B-8 CHRISTOPHER RIZK – CSC DOCKET NO. 2015-1815

Christopher Rizk appeals the decision of the Division of Selection Services which denied him a make-up examination for the Entry-Level Law Enforcement Examination (S9999R).

ACTION:

B-9 SHIKEYA WALKER-BALDWIN – CSC DOCKET NO. 2014-2759

Shikeya Walker-Baldwin, represented by Bilal Hill, Esq., appeals the determination of the Division of Classification and Personnel Management which found that the appointing authority had presented a sufficient basis to retain her name on the eligible list for Senior Community Program Specialist (S0090P), Department of Human Services for future certifications only.

ACTION:

B-10 YASMINE WHITE – CSC DOCKET NO. 2014-2643

Yasmine White appeals the decision of the Division of Classification and Personnel Management, which found that the appointing authority had presented a sufficient basis to remove the appellant's name from the Correction Officer Recruit (S9988R), Department of Corrections, eligible list on the basis of an unsatisfactory criminal record and falsification of the employment application.

ACTION:

B-11 BREANN ANTHONY – CSC DOCKET NO. 2014-2268

Breann Anthony appeals the decision of the Division of Classification and Personnel Management which found that her position with the Department of the Treasury is properly classified as Management Assistant. The appellant seeks an Administrative Assistant 2 job classification.

ACTION:

B-12 ASSISTANT PURCHASING AGENT (M0046R), SPARTA TOWNSHIP – CSC DOCKET NO. 2014-1711

Sparta Township requests permission not to make an appointment from the May 28, 2013 certification for Assistant Purchasing Agent (M0046R).

ACTION:

B-13 CAFETERIA MANAGER (M2106N) & (M0909R), NEWARK SCHOOL DISTRICT – CSC DOCKET NO. 2015-412

Newark School District requests permission not to make an appointment from the April 30, 2014 certification for Cafeteria Manager (M2106N) & (M0909R), Newark School District.

ACTION:

**B-14 COURT CLERK (M0411P), JERSEY CITY –
CSC DOCKET NO. 2014-1827**

The Division of Classification and Personnel Management requests that Jersey City be ordered to return the January 30, 2013 certification (OL130156) of the eligible list for Court Clerk (M0411P), Jersey City, for proper disposition.

ACTION:

**B-15 CUSTODIAN (M2134N), NEWARK SCHOOL DISTRICT –
CSC DOCKET NO. 2015-410**

Newark School District requests permission not to make an appointment from the October 2, 2013 certification for Custodian (M2134N), Newark School District.

ACTION:

**B-16 SCHOOL NURSE AIDE (M0910R), NEWARK SCHOOL DISTRICT –
CSC DOCKET NO. 2015-413**

Newark School District requests permission not to make an appointment from the March 24, 2014 certification for School Nurse Aide (M0910R), Newark School District.

ACTION:

**B-17 TECHNICAL ASSISTANT, MIS (M0116P), NEWARK SCHOOL
DISTRICT – CSC DOCKET NO. 2015-415**

Newark School District requests permission not to make an appointment from the November 29, 2013 certification for Technical Assistant, MIS (M0116P), Newark School District.

ACTION:

**B-18 TECHNICAL ASSISTANT 3 (M0115R), NEWARK SCHOOL DISTRICT-
CSC DOCKET NO. 2015-414**

Newark School District requests permission not to make an appointment from the December 31, 2013 certification for Technical Assistant 3 (M0115R), Newark School District.

ACTION:

**B-19 INTERIM PUBLIC HEALTH RECOVERY DIVISION –
CSC DOCKET NO. 2014-640**

The Communications Workers of America, represented by Steven P. Weissman, Esq., requests reconsideration of the decision rendered on July 31, 2013, which permitted the Department of Health to make temporary unclassified appointments to various career service titles in order to allow expedited staffing of its interim Public Health Recovery Division.

ACTION:

**B-20 REBECCA CROKE AND LORIE GUERIERI –
CSC DOCKET NOS. 2014-1461 AND 2014-1462**

Rebecca Croke, a Senior Management Assistant, and Lorie Guerieri, a Principal Technician, Management Information Systems, requests reconsideration of the final administrative decision, rendered on October 2, 2013, which found that there was not a sufficient basis to grant a waiver of the salary overpayment amounts owed by Guerieri and Croke pursuant to *N.J.A.C. 4A:3-4.21*.

ACTION:

B-21 RALPH BITTER, III – CSC DOCKET NO. 2015-296

Ralph Bitter, III appeals the determination of the Division of Selection Services, which found that he did not meet the experience requirements for the promotional examination for Manager 4 Environmental Protection, Technical, Scientific, Engineering (PS6834G), Department of Environmental Protection.

ACTION:

**B-22 LEON HARASYM, ET AL. –
CSC DOCKET NOS. 2015-794, 2015-931 AND 2015-821**

Leon Harasym, Michael Jones and Robert Tyciak appeal the determinations of the Division of Selection Services that they did not meet the experience requirements for the promotional examination for Assistant Supervisor, Public Works (PM0633S), Gloucester Township.

ACTION:

B-23 DAPHNE HOLMAN – CSC DOCKET NO. 2014-2999

Daphne Holman appeals the determination of the Division of Selection Services that she did not meet the experience requirements for the promotional examination for Rehabilitation Counselor, Mental Health (PS6834K), Department of Human Services.

ACTION:

B-24 JEFFREY MEYER – CSC DOCKET NO. 2015-350

Jeffrey Meyer 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 Manager 4 Environmental Protection, Technical, Scientific, Engineering (PS6834G), Department of Environmental Protection.

ACTION:

B-25 JEFFREY PAPIENUK – CSC DOCKET NO. 2013-3390

Jeffrey Papienuk appeals the administration of the promotional examination for Police Sergeant (PM5142), Parsippany-Troy Hills.

ACTION:

B-26 SOPHIA PROCTOR – CSC DOCKET NO. 2015-465

Sophia Proctor appeals the determination of the Division of Selection Services that, per the substitution clause for education, she was below the minimum requirements in experience for the promotional examination for Senior Income Maintenance Technician (PS8415K), Division of Medical Assistance.

ACTION:

B-27 JOSE SANCHEZ – CSC DOCKET NO. 2015-1070

Jose Sanchez appeals the determination of the Division of Selection Services that he did not meet the experience requirement for the promotional examination for Sewer Repair Supervisor (PM0741S), Trenton.

ACTION:

B-28 CIVIL SERVICE COMMISSION MINUTES

Submitted for adoption are the Civil Service Commission minutes of its meeting of December 3, 2014.

ACTION: