



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
FEBRUARY 26, 2020**

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 February 12, 2020.

ACTION:

WITHDRAWAL OF APPEALS

The following appeals were withdrawn and removed from the hearing calendar:

Malcolm Jones, Police Officer, South Orange, Department of Public Safety, release at the end of the working test period.

Melvin Jones, City of Atlantic City, Department of Public Works, removal.

Anthony Landi, Police Officer, Township of Weehawken, Police Department, removal.

Yakov Litovsky, Judiciary Clerk 3, Judiciary, Monmouth Vicinage, 60 working day suspension.

Cynthia Pena, Human Services Specialist 1, Passaic County, Board of Social Services, removal.

ACTION:

SECTION A – HEARING MATTERS

A-1 SETTLEMENTS

Katrina Bond-El
Judiciary
Atlantic-Cape May Vicinage
Suspension

Anthony Bove
Ocean County
Department of Consumer Protection
Removal

Colleen Carbone
City of Jersey City
Department of Administration
Suspension

William Lane
City of Newark
Department of Public Works
Removal

Gloria Pineda
The College of New Jersey
Removal

Adriane Reed
Ancora Psychiatric Hospital
Department of Health
Removal

Michael Spagnola
Hunterdon Developmental Center
Department of Human Services
Resignation not in good standing

Samuel Steinert, Jr.
Department of Community Affairs
Removal

Michael Vandenberghe
Ocean County
Board of Social Services
Removal and resignation not in good standing

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

ACTION:

A-2 DARIUS COLLINS

Darius Collins, Senior Correctional Police Officer, Northern State Prison, Department of Corrections, removal effective May 8, 2019, on charges of conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a 120 working day suspension.

ACTION:

A-3 PHYLLIS DAVIS

Phyllis Davis, Human Services Assistant, Ancora Psychiatric Hospital, Department of Health, removal effective November 21, 2013 on charges of conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Uphold the removal.

ACTION:**A-4 DANIELA GARCIA**

Daniela Garcia, Police Officer, City of Paterson, Police Department, removal effective August 15, 2019, on charges of incompetency, inefficiency, or failure to perform duties, inability to perform duties, conduct unbecoming a public employee, neglect of duty and other sufficient cause.

Recommendation of the Administrative Law Judge – Modify the removal to a 120 working day suspension.

ACTION:**SECTION B – MISCELLANEOUS MATTERS****B-1 H.B. AND J.P. – CSC DOCKET NOS. 2019-1656 AND 2019-1657**

H.B. and J.P., represented by Giovanna Giampa, Esq., request withdrawal of the appeals of their removal from the eligible list for Police Officer (S9999U), Jersey City, on the basis of psychological unfitness to perform effectively the duties of the positions.

ACTION:**B-2 O.C. – CSC DOCKET NO. 2019-669**

O.C., represented by Donald A. DiGioia, Esq., appeals his rejection as a Police Officer candidate by the City of Elizabeth and its request to remove his name from the eligible list for Police Officer (S9999U) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:

B-3 D.M. – CSC DOCKET NO. 2019-2232

D.M. appeals his rejection as a Correctional Police Officer candidate by the Department of Corrections and its request to remove his name from the eligible list for Correctional Police Officer (S9999U) on the basis of psychological unfitness to perform effectively the duties of the position.

ACTION:**B-4 JOHN CERRATO AND SARA SILVA-RAMIREZ – CSC DOCKET NOS. 2020-732 AND 2020-695**

John Cerrato and Sara Silva-Ramirez appeal the Passaic County Board of Social Services' requests to remove their names from the Human Services Specialist 4 (PC0415V), Passaic County Board of Social Services, eligible list on the basis of an unsatisfactory employment record.

ACTION:**B-5 AMANDA COLBERT – CSC DOCKET NO. 2019-2725**

Amanda Colbert appeals her removal from the Correctional Police Officer (S9988U), Department of Corrections eligible list on the basis of an unsatisfactory criminal record.

ACTION:**B-6 STEPHEN FORBES – CSC DOCKET NO. 2020-1130**

Stephen Forbes appeals his removal from the eligible list for Operating Engineer, Heating and Air Conditioning (S0021A), South Woods State Prison, on the basis of an unsatisfactory criminal record.

ACTION:**B-7 ERIC GROETHING – CSC DOCKET NO. 2018-3090**

Eric Groething appeals his removal from the Sheriff's Officer (S9999U), Hudson County Sheriff's Office, eligible list on the basis of falsification of his application.

ACTION:

B-8 CHRISTOPHER PELLEGRINO – CSC DOCKET NO. 2019-3023

Christopher Pellegrino, represented by Michael L. Prigoff, Esq., appeals the North Hudson Regional Fire and Rescue's request to remove his name from the eligible list for Fire Fighter (M1557T), on the basis that he failed to respond to the certification notice.

ACTION:

B-9 M.R. – CSC DOCKET NO. 2020-842

M.R. appeals the removal of her name from the Correctional Police Officer (S9988A), Department of Corrections, eligible list on the basis of falsification of the preemployment application.

ACTION:

B-10 D.W. – CSC DOCKET NO. 2019-2732

D.W. appeals the removal of his name from the Correctional Police Officer (S9988V), Department of Corrections, eligible list on the basis of an unsatisfactory criminal record.

ACTION:

B-11 ASSISTANT FISCAL OFFICER (C0835T), BURLINGTON COUNTY BOARD OF SOCIAL SERVICES – CSC DOCKET NO. 2019-3107

In In the Matter of Assistant Fiscal Officer (C0835T), Burlington County Board of Social Services, (CSC, denied March 9, 2017), the Civil Service Commission (Commission) granted the Burlington County Board of Social Services' (BCBSS) request for an appointment waiver from the April 15, 2016 certification and ordered that no selection costs would be assessed at the time since there was a possibility that the list could be utilized prior to its expiration. However, the BCBSS did not utilize the subject eligible list and the matter of the assessment of costs is now before the Commission.

ACTION:

B-12 WENDY QUESNEL – CSC 2020-2084

Wendy Quesnel appeals the determination of the Division of Agency Services that the proper classification of her position with the Department of the Treasury is Auditor 3, Taxation. The appellant seeks a Supervising Auditor, Taxation job classification.

ACTION:

B-13 DIANA LOGAN – CSC DOCKET NO. 2020-799

Diana Logan appeals the decision of the Division of Agency Services which found that she lacked the required amount of permanent status in the competitive division for the promotional examination for Principal Clerk Typist (PS5264K), Department of Children and Families.

ACTION:**B-14 SHERRY MINATEE – CSC DOCKET NO. 2020-1428**

Sherry Minatee appeals the determination of the Division of Agency Services which found that she did not meet the experience requirements for the promotional examination for Medical Services Assistant (PS9662H), Department of Health.

ACTION:**B-15 JEFF SCHEVLIN – CSC DOCKET NO. 2020-1887**

Jeff Schevlin appeals his score on the essay portion of the examination for Sheriff's Officer Captain (PC2935W), Ocean County.

ACTION:**B-16 REGINA ANGELINE – CSC DOCKET NO. 2020-1925**

Regina Angeline petitions the Civil Service Commission to allow her to change her work location preference area for Rehabilitation Counselor, Mental Health (S0846V), Statewide.

ACTION:**B-17 PHILIP KANDL – CSC DOCKET NO. 2019-2669**

Philip Kandl appeals the determination of the Division of Agency Services, which found that it did not have a basis to adjust his record to reflect continuous permanent service.

ACTION:

B-18 R.R. – CSC DOCKET NO. 2019-3298

R.R., a Building Management Services Specialist 1 with the Department of Law and Public Safety, appeals the determination of the Director, Office of Equal Employment Opportunity and Affirmative Action, Department of Law and Public Safety, which found that the appellant failed 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-19 NINE VARIOUS LISTS, NEWARK – CSC DOCKET NOS. 2019-754, *ET AL.***

The City of Newark's failure to dispose of the certifications for Research Aide (M0412U); Supervisor of Data Processing Operations (M0071T); Senior Planner (M0045V); Coordinator of Contractual Operations (M0929U); Administrative Analyst (M0413U); Assistant Public Information Officer (M0453V); Principal Mail Clerk (M0427V); Coordinator of Monitoring and Evaluation (M0262V); and Dental Assistant (M0589V), while provisionals are serving in the titles has been referred to the Civil Service Commission for enforcement.

ACTION:**B-20 WILLIAM HENDRICKSON, JR. – CSC DOCKET NO. 2019-1725**

William Hendrickson, Jr., represented by Arnold S. Cohen, Esq., requests back pay, seniority, benefits and a salary adjustment.

ACTION:**B-21 A.G. – CSC DOCKET NO. 2017-822**

A.G., a former Municipal Court Administrator with the City of Newark, represented by Lynsey A. Stehling, Esq., appeals her resignation in good standing, effective September 7, 2016.

ACTION:

B-22 MARCELLA FRIEDMAN – CSC DOCKET NO. 2018-3696

Marcella Friedman, a Communications Systems Technician 2, Department of Law and Public Safety, Division of State Police, represented by Arnold S. Cohen, Esq., petitions the Civil Service Commission for reconsideration of the initial decision on June 18, 2018, upholding her removal, effective February 17, 2017.

ACTION:

B-23 E.H. – CSC DOCKET NOS. 2016-4540 AND 2017-1326

E.H., a former Investigator 2 with the Department of Banking and Insurance, appeals the respective determinations of the Assistant Commissioner and Deputy Chief of Staff, which found that the appellant failed to present sufficient evidence to support findings that she had been subjected to violations of the New Jersey State Policy Prohibiting Discrimination in the Workplace.

ACTION:

B-24 PROPOSED AMENDMENT TO *N.J.A.C.* 4A:7-3.1

Submitted for the Commission's approval is a Notice of Proposal for an amendment to *N.J.A.C.* 4A:7-3.1(j) regarding confidentiality during the investigative process.

ACTION: