



EXECUTIVE SESSION

MEETING OF

February 28, 2023

The Nassau County Civil Service Commission met this date at 10:30 a.m. in the Office of the Commission, 40 Main Street, Hempstead, Nassau County, New York.

PRESENT: Carnell T. Foskey, Chairman

 Michael M. DeLuca, Commissioner

 Barbara Griminger, Personnel Specialist IV

 Angela Grasso, Administrative Officer III

 Jeffrey Hackett, Special Assistant to the Commission

 Michelle Hertz, Personnel Specialist IV

Moved by Commissioner Foskey, seconded by Commissioner DeLuca, and carried excusing Commissioner Markowitz from attending this meeting.

Moved by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried approving the minutes of the previous meeting.

e-033/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an application from an Occupational Therapist in the Levittown School District requesting a change in title to Senior Occupational Therapist,

WHEREAS this review has determined that the duties being performed are appropriate for the title of Occupational Therapist,

RESOLVED, That the Commission finds that the said position should remain classified under the title of Occupational Therapist upon the basis that the specification for this title is more descriptive of the duties and responsibilities than the requested title of Senior Occupational Therapist.

e-034/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS at its meeting of November 4, 2021, this Commission reviewed an "Application for Change in Title" to Traffic Technician III at the Nassau County Department of Public Works and determined that the duties being performed are appropriate for the title of Traffic Systems Inspector I, and

WHEREAS an appeal has been submitted and reviewed,

RESOLVED, That said position should remain classified under the title of Traffic Systems Inspector I and the appeal remains denied.

e-035/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS at its meeting of January 26, 2023, the Commission approved the recommendation to change the nomenclature of the County title of Deputy Director of Administration - Department of Social Services to Deputy Director of Administration, and

WHEREAS the nomenclature of the title of the one incumbent be changed from the Deputy Director of Administration - Department of Social Services to Deputy Director of Administration, and be it further

RESOLVED, That the incumbent, who has attained permanent status, retains such status in the title of Deputy Director of Administration.

e-036A-D/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed four requests for leaves of absences extensions,

RESOLVED, That the Commission, pursuant to Rule XXIV, subdivision 4 of this Commission, approve the below four leaves of absences request:

- A. Senior Stenographer - continue serving as Village Clerk - Village of Garden City until April 21, 2024
- B. Parking Meter Attendant - continue serving as Clerk to Village Justice - Village of Garden City until October 5, 2024
- C. Police Lieutenant - continue serving as Chairman, Board of Police Commissioners until December 4, 2024
- D. Accountant to continue serving as Village Auditor - Village of Garden City until September 9, 2024

e-037/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS Herricks Public Schools in a request has nominated an Assistant Supervisor of Transportation for a non-competitive promotion to the vacant position of Supervisor of Transportation, and

WHEREAS there are not more than three persons eligible for this promotion,

RESOLVED, That pursuant to Rue XVIII (3) of the Nassau County Rules which refer to Section 52(7) of the Civil Service Law the examination for Supervisor of Transportation be waived by reason of candidate having passed examination No. 61-324 Supervisor of Transportation, and be it further

RESOLVED, That said candidate have their name placed on a promotion list to be certified to Herricks Public Schools.

e-038/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed a letter requesting reactivation to eligible list No. 1016D Clerk-Typist I, Bilingual, and

WHEREAS candidate accumulated more than two "no-responses" to canvass letters sent to her which is in violation of the Nassau County Civil Service Rules, thus removing her name from the aforementioned list,

RESOLVED, That the Commission, pursuant to Rule XIX, subdivision 7 of the Rules of this Commission, denies the candidate's request to be reactivated to List No. 1016D Clerk-Typist I, Bilingual.

e-039/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed a request from the Nassau County Police Department requesting a voluntary demotion of a Police Communications Operator to their former position of Police Service Aide,

RESOLVED, That the Commission approves the voluntary demotion to the position of Police Service Aide in the Nassau County Police Department in accordance with Rule XXV.4 of the Nassau County Civil Service Commission Rules and Regulations.

e-040/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission has received an application for provisional appointment from the Nassau County Department of Information Technology for the position of Information Technology Aide II and a request for a waiver of the Nassau County twelve-month residency requirement to nine months,

WHEREAS the Nassau County Department of Information Technology has indicated difficulty in recruitment to fill said position, and

WHEREAS there is one candidate who will not meet the one-year residency requirement until June 23, 2023, and

RESOLVED, That in accordance with Rule X, subdivision 1 of the Rules of this Commission, the Commission approves a waiver of residence of the Nassau County twelve-month residency to nine months for the provisional appointment of one candidate for participation in the examination for Information Technology Aide II.

e-041A-D/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

RESOLVED, That on Commission vote, the applications for employment for the following four candidates are as follows:

APPROVED

- A. Laborer, Part-Time - Village of Hempstead
- B. Food Service Worker I, Part-Time - Nassau Health Care Corporation
- C. Licensed Practical Nurse I - Nassau Health Care Corporation
- D. Equipment Operator II - Nassau County Department of Public Works

e-042/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission, after reviewing a General Review Supplement dated February 14, 2023 on a candidate for Deputy Sheriff Examination No. 69-681, determined the following:

<u>TITLE/EXAM</u>	<u>DECISION</u>	<u>DATE</u>
D.S. #69-681	OK	2/15/2023

RESOLVED, That the Commission ratifies their action.

e-043/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS per Resolution No. 273/2021, 309/2021, 374/2021, 092/2022 and 093/2022, the Commission shall include in the duties of the Executive Director the review and determination of the matters set forth and prepare a monthly memorandum for the Commission for inclusion on an agenda for ratification of the matters and reflect such actions in the executive session minutes, and

WHEREAS the Executive Director has made the following determinations on February 3, 2023, February 13, 2023 and February 21, 2023,

RESOLVED, That the Commission ratifies the following actions made by the Executive Director's actions:

FEBRUARY 3, 2023

<u>EXAM</u>	<u>ACTION</u>	<u>DECISION</u>
Water Plant OprTr #9004D	Reinstate to List - 1st Request	OK to reinstate
Librarian II, PT_ L - Peninsula	Reinstatement	OK

Sr. Library Clk, PT_V - Hempstead	Reinstatement	OK
70-739B (Freeport)	Req Military Make-Up	OK Military Make-Up
2018PO	F/T/Appeal Phys Fitness Scr Test	DQ
2018PO	(2) F/T/Coop Bkgd Invest (Memo)	DQ
2018PO	(4) Withdrawals	OK to w/d
C.O. #62-751	F/T/Appeal Bkgd Invest	DQ
C.O. #62-751	Withdrawal	OK to w/d
F.M.T. #62-488	(2) Withdrawals	OK to w/d
P.C.O. #62-264	F/T/Appeal Bkgd Invest	DQ
P.C.O. #62-264	F/T/Comply Bkgd Invest	DQ
P.C.O. #62-264	F/T/Coop Bkgd Invest (Memo)	DQ
P.C.O. #62-264	(2) Withdrawals	OK to w/d

FEBRUARY 13, 2023

<u>EXAM</u>	<u>ACTION</u>	<u>DECISION</u>
Page, PT_L - Roosevelt	F/T/Comply w/ Invest	DQ
LaborerI, PT_T - No. Hempstead	F/T/Comply w/ Invest	DQ
Laborer, PT_V - Hempstead	F/T/Comply w/ Invest	DQ
2018PO	Req Military Make-Up	OK Military Make-Up
2018PO	F/T/Coop Bkgd Invest (Memo)	DQ
2018PO	Withdrawal	Ok to w/d

CO 62-751	Req Add'l Time (Memo)	Ack Delay
CO 67-751	F/T/Coop Bkgd Invest (Memo)	DQ
DS 69-681	(3) Withdrawals	Ok to w/d
PCO 62-264	(2) F/T/Coop Bkgd Invest (Memo)	DQ

FEBRUARY 21, 2023

<u>POSITION/EXAM</u>	<u>ACTION</u>	<u>DECISION</u>
Medical Tech II, PT_ D - NHCC	Reinstatement	OK
Resources Interviewer, PT_ D - NHCC	Reinstatement	OK
Clerk II_C - TPVA/C - County Attorney	Transfer	OK
2018PO	Req Add'l Time (Memo)	Ack Delay
2018PO	(4) F/T/Coop Bkgd Invest (Memo)	DQ
2018PO	(2) Withdrawals	OK to w/d
CO 62-751	(2) Withdrawals	OK to w/d
PCO #62-264	F/T/Comply Bkgd Invest	DQ
PCO 6035	(2) F/T/Coop Bkgd Invest (Memo)	DQ

e-044/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal received February 10, 2023 from a disqualified candidate for Police Officer examination No. 2018PO,

RESOLVED, That the Commission place their decision on hold for the next Commission Meeting of March 30, 2023.

e-045/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal dated February 7, 2023 from a disqualified candidate for Correction Officer examination No. 62-751,

RESOLVED, That the Correction Officer candidate for examination No. 62-751, remains disqualified.

e-046/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal received January 19, 2023 from a candidate disqualified for Police Service Aide Trainee examination No. 9503D and Probation Assistant examination No. 60-525,

RESOLVED, That the candidate for Police Service Aide Trainee examination No. 9503D and Probation Assistant examination No. 60-525, remains disqualified.

e-047A-AI/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed the applications of thirty-five candidates for Police Officer examination No. 2018PO,

RESOLVED, That on Commission vote:

- **e-047A-C, E-F, H-R, T-Y, AB-AG & AI-** are permitted to continue processing
- **e-047G, S & Z-AA & AH** - hold for additional information
- **e-047D** - is disqualified and notified in accordance with Section 50 of the New York State Civil Service Law

e-048/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

RESOLVED, That the Commission disqualifies a Correction Officer candidate for examination No. 62-751, subject to the provisions of the Civil Service Law and Rules of this Commission.

e-049/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

RESOLVED, That the application of a Correction Officer candidate for examination No. 67-751, be approved.

e-050/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an application for a Fire Marshal Trainee examination No. 62-488 candidate,

RESOLVED, That the candidate for Fire Marshal Trainee examination No. 62-488 be placed on hold pending additional information.

e-051A-C/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed the applications of three candidates for Police Communications Operator examination No. 62-264,

RESOLVED, That on Commission vote:

- **e-051A&B** - are permitted to continue processing
- **e-051C** - is disqualified and notified in accordance with Section 50 of the New York State Civil Service Law

e-052/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed a General Review Supplement dated February 16, 2023 from the Applicant Investigation on a candidate for Police Officer examination No. 2018PO,

RESOLVED, That the application for one candidate for Police Officer examination No. 2018PO, be continued.

e-053A&B/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed two requests from Police Officer examination No. 2018PO candidates requesting to have their processing continued,

RESOLVED, That the processing of two candidates for Police Officer examination No. 2018PO, be continued.

e-054/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal dated February 8, 2023 from Mr. Zachary Lawrence, Esq., attorney for a disqualified Police Officer candidate for examination No. 2018PO,

RESOLVED, That the candidate for Police Officer examination No. 2018PO, remains disqualified.

e-055A-D/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed additional information on four Correction Officer candidates for examination No. 62-751,

RESOLVED, That on Commission vote:

- **e-055A** - hold for additional information
- **e-055B** - hold for the next Commission Meeting of March 30, 2023
- **e-055C&D** - is disqualified and notified in accordance with Section 50 of the New York State Civil Service Law

e-056A-B/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal on two candidates for Correction Officer examination No. 62-751, appealing their disqualification for failure to comply with their background investigation,

RESOLVED, That the two candidates for Correction Officer examination No. 62-751, remains disqualified.

e-057A-C/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed appeals from three disqualified candidates for Correction Officer examination No. 67-751, appealing their disqualification for failure to attain a passing grade on their physical fitness screening test,

RESOLVED, That the three candidates for Correction Officer examination No. 67-751, remains disqualified.

e-058/2023-- A motion was made by Commissioner Foskey, seconded by Commissioner DeLuca and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed an appeal dated January 29, 2023 from a candidate for Correction Officer examination No. 67-751, appealing their disqualification for failure to comply with their background investigation,

RESOLVED, That the candidate for Correction Officer examination No. 67-751 remains disqualified.

e-059/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

WHEREAS the Commission reviewed General Review Supplements from the Applicant Investigation Unit on two candidates for Deputy Sheriff examination No. 69-681,

RESOLVED, That the two candidates for Deputy Sheriff examination No. 69-681, remains approved.

e-060/2023-- A motion was made by Commissioner DeLuca, seconded by Commissioner Foskey and unanimously carried adopting the following resolution:

RESOLVED, That the Commission psychologically disqualifies a Deputy Sheriff candidate for examination No. 69-681, subject to the provisions of the Civil Service Law and Rules of this Commission.

There being no further business, the Commission adjourned.

CHAIRMAN