

## Mistichelli, Ryan [CSC]

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**From:** Robb, Jennifer [CSC]  
**Sent:** Monday, March 17, 2025 8:31 AM  
**To:** Michael Carelli; Bystrzycki, Sean [CSC]  
**Cc:** Geraci, James [CSC]  
**Subject:** Re: Question on Police Chief - Borough of Pompton Lakes  
**Attachments:** Myers Police and Fire Waiver Memo July 2024.pdf

Hello, there are a few situations here so we can only provide guidance in these situations, however, you can only request a waiver of an employee to promote them permanently to a position at the time that we announce. If they are on a list, they need to be certified and appointed from the list if that's what the department chooses.

If we announce for a Police Chief, it would be open to the next lower, or next 2 lower in-series titles as used (per documentation) by your department. Once we issue that announcement, the department could request a waiver of the examination if that is the intention, however, all waiver criteria set forth in the rule must be met.

### § 4A:4-2.7 Promotion upon waiver of competitive examination

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**(a)** Following the announcement of a promotional examination, the Chairperson or designee may authorize the promotion of a qualified permanent employee in the career service by regular appointment without competitive examination and without the establishment of an eligible list if:

1. The employee has been successfully tested in the basic skills required for the promotional title;
2. The employee has not failed, within one year prior to the announced closing date, a promotional examination for that title. However, an employee who subsequently passed an examination for that title shall be eligible for promotion;
3. The number of interested eligibles for the promotional examination referred to in (a) above does not exceed the number of promotional appointments by more than two; and
4. Veterans preference rights are not a factor.

Also, please see the attached memo, a candidate must be tested in the basic skills of another level in order to be considered for waiver. Some tested at the Lt level is only qualified to be waived to the Captain position. In order to waive someone who was serving as a Lt into a Police Chief position, they would have had to have passed the Captain test.

Please let us know if you have any questions.

Thanks, Jennifer  
Supervisor/Promotional Unit

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**From:** Michael Carelli <administrator@pomptonlakes-nj.gov>  
**Sent:** Monday, March 17, 2025 7:15 AM  
**To:** Bystrzycki, Sean [CSC] <sean.bystrzycki@csc.nj.gov>  
**Cc:** Geraci, James [CSC] <James.Geraci@csc.nj.gov>; Robb, Jennifer [CSC] <Jennifer.Robb@csc.nj.gov>  
**Subject:** [EXTERNAL] Re: Question on Police Chief - Borough of Pompton Lakes

Resending from the correct email address.

Thanks,

Mike

Sent from my iPhone

> On Mar 17, 2025, at 7:14 AM, Michael Carelli <[REDACTED]> wrote:

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> Hi Sean,

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> This is Michael Carelli from the Borough of Pompton Lakes. I have a question. When appointing a new Police Chief, can you reach down to the Lieutenant position? Also, if I call for an updated Police Captain's list, and a Lieutenant gets on the list, can I then waive them to Chief? Can I waive a current Captain who was waived to Captain prior? Please let me know or point me in the right direction.

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> Thanks,

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> Mike

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> Sent from my iPhone