

SOUTH ORANGE VILLAGE
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RESOLUTION #2021-160

May 24, 2021

RESOLUTION APPROVING A SETTLEMENT AGREEMENT AND RELEASE WITH MICHAEL CUCCINIELLO

WHEREAS, Michael Cucciniello is an former Police Sergeant with the Township of South Orange Village; and

WHEREAS, Cucciniello was terminated on February 8, 2021 following a local hearing on administrative charges of misconduct and violations of Police Department Rules and Regulations; and

WHEREAS, Cucciniello appealed his termination to the Civil Service Commission, which appeal is pending at the Office of Administrative Law under Docket No. CSR-11151-20;

WHEREAS, the first hearing date on the pending appeal is set for June 2, 2021; and

WHEREAS, the Village has the burden to prove the charges of misconduct and violations of Police Department Rules and Regulations and that the penalty is appropriate; and

WHEREAS, the parties negotiated a global settlement and release that fully resolves all outstanding issues and disputes between them; and

WHEREAS, the Settlement Agreement and Release will avoid the significant expenditure of time and resources on the part of the Village, its administration, and employees that would be necessary otherwise to resolve said disputes;

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees hereby approves the Settlement Agreement and Release; and

BE IT FURTHER RESOLVED that the Village Administrator is authorized to take all action necessary to execute and implement the terms of the Settlement Agreement and Release.



Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Brown			X			
Coallier		X	X			
Haskins			X			
Hartshorn Hilton	X		X			
Jones			X			
Zuckerman			X			

CERTIFICATION

I, Ojetti E. Davis, Acting Village Clerk of the Township of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this is a true and correct copy of the Resolution adopted by the Board of Trustees at their regular meeting held on Monday, May 24, 2021.

A handwritten signature in blue ink, appearing to read "Ojetti E. Davis", is written over a horizontal line.

Ojetti E. Davis
Acting Village Clerk