

ORIGINAL

CITY OF UNION CITY
HUDSON COUNTY, NEW JERSEY
BOARD OF COMMISSIONERS

:
:
REGULAR MEETING :
:
: TRANSCRIPT OF RECORDED
: PROCEEDINGS

Islamic Education Center
4613 Cottage Place
Union City, New Jersey

Tuesday, April 6, 2021
Commencing at 7:02 p.m.

M E M B E R S P R E S E N T:

LUCIO P. FERNANDEZ, COMMISSIONER
WENDY A. GRULLON, COMMISSIONER
MARYURY A. MARTINETTI, COMMISSIONER,
(Left at 7:17 p.m.)
CELIN J. VALDIVIA, COMMISSIONER
BRIAN P. STACK, MAYOR

M E M B E R S A B S E N T:

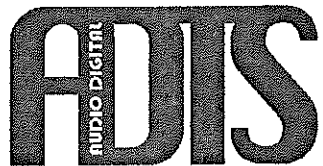
A L S O P R E S E N T:

ERIN M. KNOEDLER, CITY CLERK

SCARINCI HOLLENBECK
BY: ANGELO AUTERI, ESQ.
Corporation Counsel

GREGORY T. FARMER, ESQ.
Attorney for the Union City
Alcohol Beverage Control Commission

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1 CITY CLERK: This is a Regular Public
2 Meeting of the Union City Board of Commissioners
3 being held on Tuesday, April 6, 2021 at seven
4 p.m., at the Islamic Education Center, 4613
5 Cottage Place, Union City, New Jersey.

6 Please stand for the Pledge of Allegiance.

7

8 (Whereupon the Pledge of Allegiance was
9 said by all.)

10

11 CITY CLERK: This meeting has been called
12 in accordance with the Open Public Meetings Act.

13 Adequate notice of the meeting has been
14 provided to The Jersey Journal, The Record, and
15 The Hudson Reporter, and has been posted on the
16 bulletin board at City Hall and made available to
17 the public in the Office of the Municipal Clerk.

18

19 **ROLL CALL:**

20

21 CITY CLERK: Commissioner Fernandez?

22 COMMISSIONER FERNANDEZ: Here.

23 CITY CLERK: Commissioner Grullon?

24 COMMISSIONER GRULLON: Here.

25 CITY CLERK: Commissioner Valdivia?

1 COMMISSIONER VALDIVIA: Here.

2 CITY CLERK: Commissioner Martinetti?

3 COMMISSIONER MARTINETTI: Here.

4 CITY CLERK: Mayor Stack?

5 MAYOR STACK: Here.

6

7 (Whereupon, the Board discussed and took
8 action on the following items in total:

9 **CONSENT AGENDA:**

10 (1) Resolution Approving the Payment of Claims

11 (2) Resolution Approving the Payment of
12 Concurring Claims

13 (3) Resolution Approving the Escrow Refunds

14 (4) Resolution Approving the City Payroll for
15 March 13th through March 26, 2021

16 (5) Resolution Approving the Library Payroll
17 for March 13th through March 26, 2021

18 (6) Resolution Authorizing the City Clerk to
19 Advertise for Bids for Palisade Avenue, Section 3
20 Project

21 (7) Resolution Authorizing the City Clerk to
22 Advertise for Bids for NJDOT FY201 (sic) Roads -
23 40th, 44th and 45th Streets Project

24 (8) Resolution Authorizing the City Clerk to
25 Advertise for Bids for the 2021 Capital Streets

1 Improvement Project

2 (9) Resolution Re-appointing Tammy Zucca as the
3 Chief Financial Officer for the City of Union
4 City

5 (10) Resolution Re-appointing Carlos Vallejo and
6 Eva Festa as a (sic) Board Members to the Union
7 City Redevelopment Agency

8 (11) Resolution Appointing Dennis Gonzalez as a
9 Board Member to the Union City Redevelopment
10 Agency

11 (12) Resolution Re-appointing Libero Marotta as
12 a Board Member to the North Hudson Sewage
13 Authority

14 (13) Resolution Re-appointing Daisy Rivera as a
15 Commissioner to the Union City Parking Authority

16 (14) Resolution Appointing Donald Torres as a
17 Board Member to the Union City Rent Stabilization
18 Board

19 (15) Resolution Re-appointing Diane Capizzi,
20 Carolina Fernandez, Franklin Medina, Jeanne
21 Kohler (sic) and Jose Guareno as Board Members to
22 the Union City Planning Board

23 (16) Resolution Appointing Hector Oseguera, Jr.
24 as a Board Member to the Union City Planning
25 Board

- 1 (17) Resolution Re-appointing Geraldine Perez,
2 Mindry Watley, Rosio Pena and Raymond Cetnitch as
3 Board Members to the Zoning Board of Adjustment
- 4 (18) Resolution to Appoint George Garcia as a
5 Board Member to the Zoning Board of Adjustment
- 6 (19) Resolution Authorizing a Chapter 159
7 Special Item of General Revenue for the NJDOT
8 FY21 Municipal Aid Program
- 9 (20) Resolution Authorizing a Chapter 159
10 Special Item of General Revenue for the 2021
11 Distracted Driving Crackdown
- 12 (21) Resolution Authorizing and (sic) Electronic
13 Tax Sale
- 14 (22) Resolution Authorizing a Contract with
15 RealAuction.Com, LLC for the Electronic Tax Lien
16 Certificate Sale Service
- 17 (23) Resolution Authorizing Tax Sale Fees
- 18 (24) Resolution Authorizing the Tax Collector to
19 hold an Accelerated Tax Sale
- 20 (25) Resolution Authorizing the Refund of
21 Premium Monies Collected at the Tax Sale
- 22 (26) Resolution Authorizing the Refund of an
23 Overpayment
- 24 (27) Resolution Authorizing the Adjustment of
25 Estimated Taxes for the Second Quarter

1 (28) Resolution Cancelling Second Quarter Taxes
2 on a Merged Property

3 (29) Resolution Cancelling Taxes on a Property
4 Deemed Exempt

5 (30) Resolution Cancelling Second Quarter Taxes
6 on a Subdivided Property

7 (31) Resolution Cancelling Taxes on the Master
8 Lot & Transferring Land Taxes to Individual
9 Condominiums

10 (32) Resolution Authorizing Submission of a
11 Strategic Plan for the Union City Municipal
12 Alliance Grant Pursuant to the Governor's Council
13 on Alcoholism and Drug Abuse Fiscal Grant Cycle
14 (July 1, 2021 - June 30, 2022).)

15

16 CITY CLERK: There are 32 items on the
17 Consent Agenda.

18 The first is a Resolution Approving the
19 Payment of Claims.

20 The second is a Resolution Approving the
21 Payment of Concurring Claims.

22 The third is a Resolution Approving the
23 Escrow Refunds.

24 The fourth is a Resolution Approving the
25 City Payroll for March 13th through March 26th,

1 2021.

2 The fifth is a Resolution Approving the
3 Library Payroll for March 13th through March 26th,
4 2021.

5 Sixth is a Resolution Authorizing the City
6 Clerk to Advertise for Bids for Palisade Avenue,
7 Section 3 Project.

8 The seventh is a Resolution Authorizing the
9 City Clerk to Advertise for Bids for the NJDOT
10 FY2021 Roads; 40th, 44th and 45th Streets Project.

11 The eighth is a Resolution Authorizing the
12 City Clerk to Advertise for Bids for the 2021
13 Capital Streets Improvement Project.

14 The ninth is a Resolution Re-Appointing
15 Tammy Zucca as the Chief Financial Officer for
16 the City of Union City.

17 The tenth is a Resolution Re-Appointing
18 Carlos Vallejo and Eva Festa as the Board Members
19 to the Union City Redevelopment Agency.

20 The eleventh is a Resolution Appointing
21 Dennis Gonzalez as a Board member for the Union
22 City Redevelopment Agency.

23 Twelfth is a Resolution Re-Appointing
24 Libero Marotta as a Board Member to the North
25 Hudson Sewage Authority.

1 Thirteenth is a Resolution Re-Appointing
2 Daisy Rivera as a Commissioner for the Union City
3 Parking Authority.

4 Fourteenth is a Resolution Appointing
5 Donald Torres as a Board Member for the Union
6 City Rent Stabilization Board.

7 The fifteenth is a Resolution Re-Appointing
8 Diane Capizzi, Carolina Fernandez, Franklin
9 Medina, Jeanne Koehler and Jose Guareno as Board
10 Members for the Union City Planning Board.

11 Sixteenth is a Resolution Appointing Hector
12 Oseguera, Jr. as a Board Member for the Union
13 City Planning Board.

14 Seventeenth is a Resolution Re-Appointing
15 Geraldine Perez, Mindry Watley, Rosio Pena and
16 Ray Cetnitch as Board Members for the Zoning
17 Board of Adjustment.

18 The eighteenth is a Resolution to Appoint
19 George Garcia as a -- as a Board Member for the
20 Zoning Board of Adjustment.

21 The nineteenth is a Resolution Authorizing
22 a Chapter 159 Special Item of Revenue for the
23 NJDOT FY21 Municipal Aid Program.

24 The twentieth is a Resolution Authorizing a
25 Chapter 159 Special Item of Revenue for the 2021

1 Distracted Driving Crackdown.

2 Twenty-first is a Resolution Authorizing an
3 Electronic Tax Sale.

4 Twenty-second is a Resolution Authorizing a
5 Contract with RealAuction.Com, LLC for Electronic
6 Tax Lien Certificate Sale Service.

7 The twenty-third is a Resolution
8 Authorizing Tax Sale Fees.

9 Twenty-fourth is a Resolution Authorizing
10 the Tax Collector to Hold an Accelerated Tax
11 Sale.

12 Twenty-fifth is a Resolution Authorizing
13 the Refund of Premium Monies Collected at the Tax
14 Sale.

15 Twenty-sixth is a Resolution Authorizing
16 the Refund of an Overpayment.

17 Twenty-seventh is a Resolution Authorizing
18 Adjustment of Estimated Taxes for the Second
19 Quarter.

20 The twenty-eighth is a Resolution
21 Cancelling Second Quarter Taxes on a Merged
22 Property.

23 Twenty-ninth is a Resolution Cancelling
24 Taxes on a Property Deemed Exempt.

25 Thirtieth is a Resolution Cancelling Second

1 Quarter Taxes on a Subsidized (sic) Property --
2 Subdivided, excuse me, Property.

3 The thirty-first is a Resolution Cancelling
4 Taxes on Master Lot and Transferring Land Taxes
5 to Individual Condominiums.

6 And the thirty-second is a Resolution
7 Authorizing a Submission of a Strategic Plan for
8 the Union City Municipal Alliance Grant Pursuant
9 to the Governor's Council on Alcoholism and Drug
10 Abuse Fiscal Grant Cycle July 1, 2021 through
11 June 30th, 2022.

12 Mayor, at this time would you like to take
13 public comment on Consent?

14 MAYOR STACK: Sure.

15 Just before we do, I just thank the
16 Commissioners once again for moving the meetings
17 throughout the community.

18 On the advertisement for bids for NJDOT
19 roads, this year we'll be doing about 18
20 different streets in the City over the summer;
21 paving, new sidewalks.

22 Palisade Avenue will continue on Section 3.
23 We'll be moving up Palisade Avenue. Now we're
24 doing between 25th and 30th.

25 Then we'll be doing from 30 to 49 over the

1 summer. That will be taking place.

2 In addition to that, I've been working with
3 the Commissioners -- specifically, Commissioner
4 Fernandez, we're going back almost a year. We've
5 been looking at plans to redo the islands outside
6 the post office on 30th Street, 31st Street. Put
7 more heavy planting in there and maybe some other
8 stuff we can get in there. We have additional
9 funding for that.

10 Along with different parks that we're
11 renovating in the community.

12 I'd also like to thank those members that
13 have come forward to serve on Boards. I'm trying
14 to get through the list of people who have
15 applied to serve on Boards; we still have many
16 more names to go to appoint residents who have
17 come forward and have an interest in serving on
18 the Board.

19 As positions open up, I'll continue to go
20 down the list and appoint those residents that
21 have come forward.

22 It's nice when residents volunteer their
23 time to come forward and serve on a Board.

24 I thank them for doing that.

25 In addition to that, different forms of

1 money are coming in now from the DOT, Community
2 Development funding, in addition to a bond that
3 we're doing.

4 In total, we should have about 21 streets
5 under construction over the summer, keeping with
6 the commitment to build up the infrastructure in
7 the community.

8 Having said that, once again I'd like to
9 thank the Commissioners.

10 And, also, any members of the public that
11 would like to come forward and speak at this time
12 on any matter on the Consent Agenda, please step
13 forward, state your name and address for the
14 record.

15 Seeing none.

16 CITY CLERK: May I have a motion to close
17 public comment?

18 COMMISSIONER FERNANDEZ: Motion.

19 CITY CLERK: Motion by Commissioner
20 Fernandez.

21 Second?

22 COMMISSIONER GRULLON: Second.

23 CITY CLERK: Second by Commissioner
24 Grullon.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 CITY CLERK: Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 CITY CLERK: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

10 CITY CLERK: Thank you.

11 May I have a motion to approve all items on
12 Consent?

13 COMMISSIONER VALDIVIA: Motion.

14 CITY CLERK: Motion by Commissioner
15 Valdivia.

16 Second?

17 COMMISSIONER MARTINETTI: Second.

18 CITY CLERK: Second by Commissioner
19 Martinetti.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 CITY CLERK: Commissioner Grullon?

23 COMMISSIONER GRULLON: Yes.

24 CITY CLERK: Commissioner Valdivia?

25 COMMISSIONER VALDIVIA: Yes.

1 CITY CLERK: Commissioner Martinetti?

2 COMMISSIONER MARTINETTI: Yes.

3 CITY CLERK: Mayor Stack?

4 MAYOR STACK: Yes.

5 CITY CLERK: Thank you.

6

7 (Whereupon, the Board discussed and took
8 action on the following item:

9 **REGULAR AGENDA:**

10 1. Resolution Re-Appointing Commissioner Wendy
11 Grullon and Commissioner Celin Valdivia as
12 Trustees to the Union City Board of School
13 Estimate.)

14

15 CITY CLERK: There's one item on the
16 Regular Agenda.

17 It's a Resolution Re-Appointing
18 Commissioner Wendy Grullon and Commissioner Celin
19 Valdivia as Trustees to the Union City Board of
20 School Estimate.

21 MR. AUTERI: Ordinarily Commissioners
22 Fernandez and Martinetti wouldn't vote on Board
23 of Ed matters.

24 However tonight, the Board will be invoking
25 the doctrine of necessity.

1 CITY CLERK: Thank you.

2 May I have a motion on item 1?

3 COMMISSIONER MARTINETTI: Motion.

4 CITY CLERK: Motion by Commissioner
5 Martinetti.

6 Second?

7 COMMISSIONER FERNANDEZ: Second.

8 CITY CLERK: Second by Commissioner
9 Fernandez.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 CITY CLERK: Commissioner Grullon is
13 recusing.

14 Commissioner Valdivia is recusing.

15 Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 CITY CLERK: And Mayor Stack?

18 MAYOR STACK: Yes.

19 CITY CLERK: Thank you.

20

21 (Whereupon, the Board discussed and took
22 action on the following item:

23 **ORDINANCE(S) FOR HEARING AND ADOPTION**

24 **CONSIDERATION:**

25 1. ORDINANCE RESTRICTING NOISE BETWEEN THE

1 HOURS OF 8:00 PM AND 10 AM.)

2

3 CITY CLERK: There's one Ordinances on for
4 Hearing and Adoption Consideration.

5 It's an Ordinance Restricting Noise Between
6 the Hours 8 p.m. and 10 a.m.

7 Mayor, would you like to take public
8 comment on this Ordinance?

9 MAYOR STACK: Sure.

10 Maybe if we could just explain it, Angelo,
11 before we ask anybody to make a comment -- real
12 quick.

13 MR. AUTERI: Yeah, sure, Mayor.

14 So we've updated this Ordinance to add some
15 clarifying language to the section of the
16 Ordinance which provides examples for the types
17 of music or noise which would be cited as a
18 violation of this Ordinance.

19 And that language specifies, now, two
20 things.

21 One, any music over the overnight hours of
22 8 p.m. to 10 a.m. will be a violation as set
23 forth in the Ordinance.

24 But also, music that's played even during
25 daytime hours could also rise to the level of a

1 violation, depending on the circumstances.

2 MAYOR STACK: Good.

3 Anyone wishing to comment on this
4 Ordinance, please step forward, state your name
5 and address for the record?

6 Yes.

7 If you could -- if you could just step
8 forward, right over here.

9 Sure.

10 MR. DILLON: Can you give me --

11 MAYOR STACK: Just if you could state your
12 name and address for the record.

13 I appreciate it.

14 MR. VARICELLY: My name is Terry Varicelly.
15 I have a business in Union City.

16 MR. DILLON: Excuse me?

17 Can you spell your last name?

18 MR. VARICELLY: I could take this off?

19 MR. DILLON: No, I just need your name and
20 spell it.

21 MR. VARICELLY: Oh, Terry Varicelly.

22 MR. DILLON: Terry?

23 MR. VARICELLY: V-A-R-I-C-E-L-L-Y.

24 And then --

25 MR. DILLON: E-L-O-I (sic)?

1 MR. VARICELLY: Um-hum.

2 MR. DILLON: Okay.

3 Thanks.

4 MR. VARICELLY: Address 4308 New York Ave.

5 Thank you so much for your time.

6 MAYOR STACK: Thank you.

7 MR. VARICELLY: So, Mayor, I do know that
8 you want to uphold a standard for the families
9 and all and the community, which I definitely
10 agree and thank you. But at the same time, it's
11 hard to --

12 So, being young and obviously being with
13 this whole situation we're in in the sense of,
14 you know, that we have to be home and all that,
15 my generation has been very confined and limited
16 to a -- to, you know, to any type of experience.

17 So, my thing here is I was moving not too
18 long ago. I was helping one of -- another local
19 business owner, my age. She has a -- a thrift
20 shop on 40th, between New York Ave -- I mean
21 Bergenline and Kennedy Boulevard. And I was
22 helping her move her stuff because we're planning
23 to have a fashion show that I submitted my -- my
24 proposal to the -- to the email.

25 And there was a neighbor across the -- the

1 street and he came -- you know, he knocked the
2 door and he was pretty aggressive. And he said,
3 oh we need you to lower the music down because my
4 son is sleeping. And so we -- we lowered the
5 music but he -- he continued and -- and he called
6 the cops.

7 And so the officers came and -- and I told
8 -- I was unaware that it was still a City
9 ordinance, that we had to be cooperated with the
10 music being one p.m. So they informed me.

11 And so I don't oppose it but my question is
12 how do you measure what's too loud in that sense?

13 MAYOR STACK: Really, Terry, the way it
14 should be is that if I have to listen -- if I'm
15 in my house and you're in your house and I can
16 hear the music in your house, it's too loud.

17 That's pretty much the rule of thumb that
18 the Police Department use.

19 Look, they give a lot of leeway. So, if
20 it's during the daytime, I don't think you'll
21 find many police officers that will --

22 Unless it's blasting music --

23 MR. VARICELLY: Um-hum.

24 MAYOR STACK: -- where you can't even see
25 -- somebody couldn't hear them -- couldn't think.

1 MR. VARICELLY: Um-hum.

2 MAYOR STACK: But if it's at night or it's
3 in the later hours is where the concerns are.
4 Where there's children --

5 We live in the most densely -- one of the
6 most densely populated communities in America.
7 Where children can't get to sleep to go to
8 school, whether it's virtual learning. Or people
9 can't get up for work.

10 And, you know, it's infringing upon your
11 neighbors.

12 So, if we have an event going on in here,
13 the people who live on both sides -- on 47th and
14 on Cottage, should not be able to hear the event,
15 you know, pretty plainly. It should not be. It
16 should be where it should be kept down.

17 But the Police Department are very -- very
18 much aware.

19 What we're doing here and the main thing
20 about this is this decks, porches, and rooftops.
21 This is more designed for when people put a deck
22 up on their roof.

23 We've been getting a lot of complaints
24 that when people are up on the deck, they may not
25 think anybody can hear them --

1 MR. VARICELLY: Mmm.

2 MAYOR STACK: -- because their up high.

3 And sound obviously travels --

4 MR. VARICELLY: Okay.

5 MAYOR STACK: -- outward. But you could
6 still hear it.

7 So they're just -- we're just trying to get
8 a control of this because the Police Department
9 come to us and said we need some type of a
10 mechanism to get people to lower it down when
11 they're on the deck or not to have different
12 equipment up there.

13 I mean we looked at doing fire pits now for
14 safety of fires. We're looking at noise up
15 there. Because many people are putting a roof
16 deck up.

17 And I get it. I understand it completely.
18 People want to enjoy the little bit of nice
19 weather that we have in the summertime.

20 Right?

21 MR. VARICELLY: Yeah.

22 MAYOR STACK: They want to enjoy the --

23 You just got to be aware of your neighbors
24 and just respect each other. That's all we're
25 looking for.

1 I don't think you'll get many police
2 officers that will come and issue a summons.
3 Usually they ask people, lower it down.

4 If they have to come back a second or a
5 third time and they can hear it, they'll issue.

6 If they don't hear it and they arrive on
7 the scene, --

8 And let's just say Wendy is your neighbor
9 and Wendy says that you're making too much noise,
10 Wendy then can sign the summons herself. It
11 won't be a police officer --

12 MR. VARICELLY: Correct.

13 MAYOR STACK: -- doing it.

14 So that's pretty much what we're trying to
15 do.

16 MR. VARICELLY: Thank you so much for the
17 correction.

18 I -- I was just checking the Ordinance and
19 I -- I wanted more of a thorough explanation.

20 So, thank you so much, I fully understand.

21 MAYOR STACK: Sure.

22 Thank you.

23 MR. VARICELLY: Thank you.

24 MAYOR STACK: Thank you for coming to the
25 meeting. Anytime.

1 MR. VARICELLY: No worries.

2 MAYOR STACK: Thank you.

3 Anyone else wishing to comment on this
4 Ordinance at this time, please step forward.

5 MR. AUTERI: Can I just add one more thing,
6 Mayor?

7 MAYOR STACK: Sure, Angelo.

8 MR. AUTERI: Something that -- and I agree
9 with everything you just said. Maybe something
10 that I wasn't clear on is -- is that specific
11 restriction for the overnight hours for music.

12 Although it could be a violation, if like
13 you said, it's a nuisance to one your neighbors.
14 That's the circumstances that, you know, might
15 have to be worked out on a case by case basis.

16 But this Ordinance specifically restricts
17 that outdoor music, between 8 and -- and 10. You
18 know, that's just -- that's going to be a
19 violation, you know, per se.

20 So -- so -- but, yes, so, you know, what
21 the -- what the gentleman was just saying about
22 his TV and radio inside. You obviously can
23 listen to music inside your house, after 8 p.m.
24 If it becomes a nuisance to your neighbors,
25 however, that's going to be when the Police may

1 | be contacted.

2 | MAYOR STACK: And -- and I think everybody,
3 | at one point or another, --

4 | There's been times in -- when I'm home that
5 | Mercedes will tell me lower that down -- what I'm
6 | listening to -- the neighbor can hear it next
7 | door. Because I live in a building, too.

8 | I -- I think everyone has to be aware of
9 | that.

10 | Like maybe I wouldn't want to be a neighbor
11 | of Commissioner Fernandez because he loves music;
12 | he's probably blasting --

13 | I'm just kidding. I'm just kidding around.

14 | But I think it's just respecting each other
15 | and more -- more in a sense now with the rooftop
16 | decks. I think that's what we're focusing on
17 | now.

18 | MR. VARICELLY: Thank you.

19 | MAYOR STACK: Thank you.

20 | I'm teasing you, Lucio.

21 | Okay. Anyone else wishing to comment on
22 | this Ordinance?

23 | Seeing none.

24 | CITY CLERK: May I have a motion to close
25 | public comment?

1 COMMISSIONER FERNANDEZ: Motion.

2 COMMISSIONER MARTINETTI: Motion.

3 CITY CLERK: Motion by Commissioner
4 Fernandez.

5 Second by Commissioner Martinetti.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 CITY CLERK: Commissioner Grullon?

9 COMMISSIONER GRULLON: Yes.

10 CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 CITY CLERK: Commissioner Martinetti?

13 COMMISSIONER MARTINETTI: Yes.

14 CITY CLERK: Mayor Stack?

15 MAYOR STACK: Yes.

16 CITY CLERK: Thank you.

17 May I have a motion to adopt?

18 COMMISSIONER MARTINETTI: Motion.

19 CITY CLERK: Motion by Commissioner
20 Martinetti.

21 Second?

22 COMMISSIONER FERNANDEZ: Second.

23 CITY CLERK: Second by Commissioner
24 Fernandez.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 CITY CLERK: Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 CITY CLERK: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

10 CITY CLERK: Thank you.

11

12 **OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:**

13

14 CITY CLERK: Mayor, at this time would you
15 like to take public comment on any item
16 concerning government in the City of Union City?

17 MAYOR STACK: Yes.

18 Just before we do, I would just like to
19 remind any residents that would like to serve on
20 the Board -- and, periodically we post this in
21 The Union City Reporter and The Jersey Journal
22 we've sent it in to -- who would like to serve on
23 the Board, to please come forward.

24 You could just send me a letter just saying
25 that you would like to serve on the Board. The

1 | only requirement is that you live in Union City.

2 | We'd love to appoint --

3 | I still have a folder of about seven or
4 | eight more names. I put the people on the Boards
5 | as they've sent me letters. Some people have
6 | been waiting two years or so to serve on the
7 | Board.

8 | But anyone wishing to serve on the Board,
9 | we always need people to come forward.

10 | And I appreciate that.

11 | Having said that, anyone wishing to comment
12 | on any matter concerning municipal government in
13 | the City of Union City, please step forward,
14 | state your name and address for the record.

15 | Seeing none.

16 | CITY CLERK: May I have a motion to close
17 | public comment?

18 | COMMISSIONER FERNANDEZ: Motion.

19 | CITY CLERK: Motion by Commissioner
20 | Fernandez.

21 | Second?

22 | COMMISSIONER VALDIVIA: Second.

23 | CITY CLERK: Second by Commissioner
24 | Valdivia.

25 | Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.
2 CITY CLERK: Commissioner Grullon?
3 COMMISSIONER GRULLON: Yes.
4 CITY CLERK: Commissioner Valdivia?
5 COMMISSIONER VALDIVIA: Yes.
6 CITY CLERK: Commissioner Martinetti?
7 COMMISSIONER MARTINETTI: Yes.
8 CITY CLERK: Mayor Stack?
9 MAYOR STACK: Yes.
10 CITY CLERK: Thank you.

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1 LIQUOR LICENSE PUBLIC HEARING

2

3 1. Azucar Club, Inc.

4 T/A Azucar Night Club

5 421 43rd Street

6 0910-33-003-007

7 (Anna Noris, Esq.)

8

9 CITY CLERK: Mayor, at this time we have
10 Liquor License Hearings.

11 MAYOR STACK: Yes.

12 This portion of the hearing is now on
13 liquor license.

14 Mr. Farmer, how are you?

15 MR. FARMER: I'm fine.

16 COMMISSIONER MARTINETTI: (Indiscernible).

17 MAYOR STACK: Go.

18 COMMISSIONER MARTINETTI: Okay.

19 MAYOR STACK: Go right ahead.

20 Thank you, Margie.

21 COMMISSIONER MARTINETTI: All right, Mayor.

22

23 (Whereupon, Commissioner Martinetti left
24 the meeting at 7:17 p.m.)

25

1 MR. FARMER: Good evening, Mayor and Board
2 members.

3 We have one matter on your calendar that we
4 can dispose of. The licensee is here represented
5 by Anna Noris.

6 Suffice it to say what this is is a
7 situation where Lieutenant Dunlay and other
8 members were making periodic inspections of the
9 licensed premises in the neighborhood so to
10 speak.

11 They came across Azucar. When they entered
12 Azucar they found that they weren't in compliance
13 with the Executive Orders and they had more
14 people than they should have had.

15 And they also didn't have four people
16 working on the establishment that weren't listed
17 in the E-141 and they didn't have prominently
18 displayed the fetal syndrome warning.

19 We had a conference -- Lieutenant Dunlay,
20 myself, and counsel with the licensee about a
21 week or so ago. And we have come to a
22 resolution, subject to your approval obviously,
23 and that is this:

24 There will be a 30 day suspension; 20 of --
25 of those days, they'll be served, and that will

1 | be from April 12th to May 1st.

2 | And the other ten days held in abeyance,
3 | provided that they do not -- and would be
4 | dismissed, provided that they did not get into
5 | another liquor license violation within one year
6 | from today's date.

7 | So, that's the proposal.

8 | MAYOR STACK: Okay.

9 | Ms. Noris?

10 | MS. NORIS: That -- that is exactly the
11 | proposal and -- and my client is well aware of
12 | his responsibilities under the Executive Order.

13 | He wasn't clear -- as clear as could be, I
14 | guess, at the -- at the time. It's a work in
15 | progress and he's trying to stay in compliance as
16 | much as that's possible and working very hard to
17 | not lose his business in the -- in the process.

18 | So, it's difficult but he understands what
19 | his obligations are and he's completely prepared
20 | to abide with whatever's necessary.

21 | MAYOR STACK: Okay.

22 | I'll make a motion to approve.

23 | CITY CLERK: Motion by Mayor Stack.

24 | Second?

25 | COMMISSIONER FERNANDEZ: Second.

1 CITY CLERK: Second by Commissioner
2 Fernandez.

3 Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: Yes.

5 CITY CLERK: Commissioner Grullon?

6 COMMISSIONER GRULLON: Yes.

7 CITY CLERK: Commissioner Valdivia?

8 COMMISSIONER VALDIVIA: Yes.

9 CITY CLERK: Commissioner Martinetti had to
10 leave the meeting.

11 And Mayor Stack?

12 MAYOR STACK: Yes.

13 CITY CLERK: Thank you.

14 MR. FARMER: Okay.

15 Thank you.

16 CITY CLERK: Thank you very much.

17 MS. NORIS: Thank you very much.

18 MAYOR STACK: Thank you.

19 MR. FARMER: Good evening.

20 MAYOR STACK: Thank you, Mr. Farmer.

21 MR. FARMER: Good night.

22

23 **ADJOURNMENT:**

24

25 CITY CLERK: There are no other items on

1 the agenda.

2 May I have a motion to adjourn?

3 MAYOR STACK: Motion.

4 COMMISSIONER GRULLON: Motion.

5 CITY CLERK: Motion by Mayor Stack.

6 Second by Commissioner Grullon.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 CITY CLERK: Commissioner Grullon?

10 COMMISSIONER GRULLON: Yes.

11 CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 CITY CLERK: And Mayor Stack?

14 MAYOR STACK: Yes.

15 CITY CLERK: Thank you.

16

17 (Whereupon, the proceedings were concluded

18 at 7:20 p.m.)

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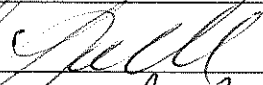
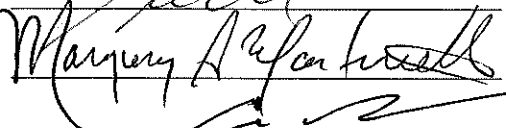
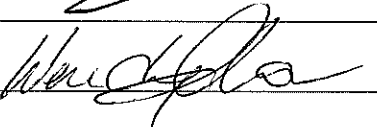
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1  Brian P. Stack
2  Lucio P. Fernandez
3  Maryury A. Martinetti
4  Celin J. Valdivia
5  Wendy A. Grullon

6 **Board of Commissioners**

7
8 **Attest:**

9 **Erin M. Knoedler,**

10 **City Clerk**
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1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, KAREN A. MARINO, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript in the matter of the REGULAR
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,
9 heard on Tuesday, April 6, 2021, and digitally
10 recorded.

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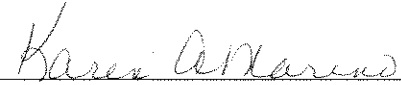
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Karen A. Marino

AOC 493

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24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon