

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS

Monday, June 30, 2014
Commencing at 8:09 a.m.

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

BRIAN P. STACK, MAYOR
LUCIO P. FERNANDEZ, COMMISSIONER
MARYURY A. MARTINETTI, COMMISSIONER
CELIN J. VALDIVIA, COMMISSIONER
TILO E. RIVAS, COMMISSIONER

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

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

DOMINICK CANTATORE, ACTING CITY CLERK

SCARINCI HOLLENBECK
BY: KARA A. KACZYNSKI, ESQ.
BY: MONICA E. de los RIOS, ESQ.
Corporation Counsel

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

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1 ACTING CITY CLERK: This is the Regular
2 Public Meeting of the Union City Board of
3 Commissioner, being held on Monday, June 30th,
4 2014, at eight a.m., in City Hall, 3715 Palisade
5 Avenue, Third Floor Conference Room, Union City,
6 New Jersey.

7 Everyone rise to the Pledge of Allegiance.

8
9 (Whereupon the Pledge of Allegiance was
10 said.)
11

12 ACTING CITY CLERK: This meeting has been
13 called in accordance with Chapter 231, Public Law
14 of 1975, the Open Public Meeting Act. Adequate
15 notice of this meeting has been provided as
16 follows:

17 Notice of this meeting set forth the time,
18 the date, location, and the agenda, to the extent
19 known, was forwarded to The Jersey Journal, The
20 Record, and The Hudson Reporter, has been posted
21 to bulletin board in City Hall and has been made
22 available to the public in the office of
23 Municipal Clerk.

24
25 **ROLL CALL:**

1

2

ACTING CITY CLERK: Roll call.

3

Commissioner Fernandez?

4

COMMISSIONER FERNANDEZ: Here.

5

ACTING CITY CLERK: Commissioner Rivas?

6

COMMISSIONER RIVAS: Here.

7

ACTING CITY CLERK: Commissioner Valdivia?

8

COMMISSIONER VALDIVIA: Here.

9

ACTING CITY CLERK: Commissioner

10 Martinetti?

11

COMMISSIONER MARTINETTI: Here.

12

ACTING CITY CLERK: Mayor Stack?

13

MAYOR STACK: Here.

14

15 **REGULAR AGENDA:**

16

17

ACTING CITY CLERK: On the -- we have six

18

items on the Regular Agenda this morning.

19

First is a Resolution Authorizing Budget

20

Transfer.

21

Second is a Resolution Authorizing the

22

Removal of a Lien on Property Known as 1914

23

Kerrigan Avenue for Relocation Expenses.

24

MS. KACZYNSKI: Mayor? I believe we need

25

to take number 2 off the Regular Agenda and move

1 | it to a special because we do have one recusal on
2 | that one, so we can't do a general vote.

3 | (Whereupon, there was a pause in the
4 | proceedings.)

5 | MS. KACZYNSKI: Okay, so we are going to
6 | vote on each one of these separately?

7 | ACTING CITY CLERK: Oh, we are?

8 | MS. KACZYNSKI: Okay.

9 | Yeah, there's no Consent Agenda; we're just
10 | going to vote on each one separately. So, that's
11 | fine.

12 | ACTING CITY CLERK: Okay.

13 | MS. KACZYNSKI: We can keep it in the order
14 | that it is.

15 | ACTING CITY CLERK: All right.

16 | Item 3.

17 | Resolution Renewing Plenary Retail
18 | Consumption Liquor Licenses.

19 | Item 4.

20 | Resolution Renewing Plenary Retail
21 | Distribution Liquor Licenses.

22 | Item 5.

23 | Resolution Renewing Limited Retail
24 | Distribution Liquor Licenses.

25 | Item 6.

1 Resolution Renewing Club Liquor Licenses.

2 MS. KACZYNSKI: So we'll just take each one
3 separately.

4 ACTING CITY CLERK: Okay.

5

6 **REGULAR AGENDA:**

7

8 1. Resolution Authorizing Budget Transfer

9

10 ACTING CITY CLERK: Is there a motion to
11 approve item 1 --

12 MAYOR STACK: Motion.

13 ACTING CITY CLERK: -- on the Regular
14 Agenda?

15 Motion made --

16 COMMISSIONER VALDIVIA: Second.

17 ACTING CITY CLERK: -- by Mayor Stack.

18 Second by Commissioner Valdivia.

19 Roll call.

20 Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 ACTING CITY CLERK: Commissioner Rivas?

23 COMMISSIONER RIVAS: Yes.

24 ACTING CITY CLERK: Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yes with the

1 exception of CDA Operations just in case;
2 otherwise, yes.

3 ACTING CITY CLERK: I'm sorry; exception?
4 Okay.

5 MS. KACZYNSKI: CDA Operations.

6 COMMISSIONER FERNANDEZ: Okay, yes on
7 everything.

8 ACTING CITY CLERK: Commissioner
9 Martinetti?

10 COMMISSIONER MARTINETTI: Yes.

11 ACTING CITY CLERK: Mayor Stack?

12 MAYOR STACK: Yes.

13

14 **REGULAR AGENDA:**

15

16 2. Resolution Authorizing Removal of a Lien on
17 Property Known as 1914 Kerrigan Avenue for
18 Relocation Expenses

19

20 ACTING CITY CLERK: Is there a motion to
21 approve item 2?

22 MS. KACZYNSKI: Before there's a motion, we
23 recommend, Mayor, that Commissioner Martinetti
24 recuse from this item.

25 COMMISSIONER RIVAS: Move it.

1 MAYOR STACK: Second.

2 ACTING CITY CLERK: Motion made by
3 Commissioner Rivas.

4 Second by Mayor Stack.

5 Roll call.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 ACTING CITY CLERK: Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 ACTING CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 ACTING CITY CLERK: Commissioner Martinetti
13 is recusing.

14 Mayor Stack?

15 MAYOR STACK: Yes.

16

17 **REGULAR AGENDA:**

18

19 3. Resolution Renewing Plenary Retail
20 Consumption Liquor Licenses

21

22 ACTING CITY CLERK: Item 3.

23 Resolution Renewing Plenary Retail
24 Consumption Liquor Licenses.

25 Is there a motion?

1 MR. FARMER: Mayor, before you move on
2 that, --

3 MAYOR STACK: Sure.

4 MR. FARMER: -- there are just two things.

5 If you look list there are two licenses
6 that were blocked off.

7 That's El Cuco who hasn't complied with
8 some requirements that the Police had requested;
9 but more importantly hasn't paid the registration
10 fee, so it doesn't go on at all.

11 And the other one is Manhattan Bar and
12 Grill, the old Spot (phonetic).

13 This was the one where we've had some
14 issues with respect to noise, had some
15 disciplinary complaints and we thought that it
16 would be better to deal with that issue at time
17 of renewal because it's a different standard of
18 proof.

19 So, consequently, that's not been renewed.

20 I would like to see whether or not we could
21 get a date on that. And a date that I would
22 suggest, respectfully, that the date be a night
23 meeting pretty close to where the bar is located
24 because we're going to have some citizens, I
25 suspect, coming forward. I'm notifying everybody

1 within the 200 foot radius that we're going to do
2 it.

3 So, if we could pick a day either now or
4 you let me now --

5 MAYOR STACK: We will.

6 MR. FARMER: Okay.

7 MAYOR STACK: Before we leave today we'll
8 pick a date.

9 MR. FARMER: Okay, thank you.

10 MAYOR STACK: Sure.

11 MR. FARMER: Other than that, --

12 MAYOR STACK: So which licenses are not
13 being renewed right now?

14 Just for clarity for the Board.

15 MR. FARMER: El Cuco.

16 MAYOR STACK: Right.

17 MR. FARMER: And Manhattan Bar and Grill.

18 MAYOR STACK: Okay.

19 ACTING CITY CLERK: Is there a motion?

20 MAYOR STACK: Motion.

21 COMMISSIONER MARTINETTI: Second.

22 ACTING CITY CLERK: Motion made by Mayor
23 Stack.

24 Second; Commissioner Martinetti.

25 Roll call.

1 Commissioner Fernandez?

2 COMMISSIONER FERNANDEZ: Yes.

3 ACTING CITY CLERK: Commissioner Rivas?

4 COMMISSIONER RIVAS: Yes.

5 ACTING CITY CLERK: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 ACTING CITY CLERK: Commissioner

8 Martinetti?

9 COMMISSIONER MARTINETTI: Yes.

10 ACTING CITY CLERK: Mayor Stack?

11 MAYOR STACK: Yeah. Just --

12 Yes.

13 Just before I do vote on that, what about

14 El Migueleno?

15 MR. FARMER: El Migueleno isn't on your
16 list.

17 MAYOR STACK: Oh, it's not on there.

18 MR. FARMER: No.

19 MAYOR STACK: Okay, very good.

20 Okay, yes on all.

21

22 **REGULAR AGENDA:**

23

24 4. Resolution Renewing Plenary Retail

25 Distribution Liquor Licenses

1

2

ACTING CITY CLERK: Item 4.

3

Resolution Renewing Plenary Retail

4

Distribution Liquor Licenses.

5

MAYOR STACK: Motion.

6

ACTING CITY CLERK: Motion by Mayor Stack.

7

COMMISSIONER RIVAS: Second.

8

ACTING CITY CLERK: Second by Rivas --

9

Commissioner Rivas.

10

Roll call.

11

Commissioner Fernandez?

12

COMMISSIONER FERNANDEZ: Yes.

13

ACTING CITY CLERK: Commissioner Rivas?

14

COMMISSIONER RIVAS: Yes.

15

ACTING CITY CLERK: Commissioner Valdivia?

16

COMMISSIONER VALDIVIA: Yes.

17

ACTING CITY CLERK: Commissioner

18

Martinetti?

19

COMMISSIONER MARTINETTI: Yes.

20

ACTING CITY CLERK: Mayor Stack?

21

MAYOR STACK: Yes.

22

23

REGULAR AGENDA:

24

25

5. Resolution Renewing Limited Retail

1 Distribution Liquor Licenses

2

3 ACTING CITY CLERK: Item 5.

4 Resolution Renewing Limited Retail

5 Distribution Liquor Licenses.

6 Is there a motion?

7 MAYOR STACK: Motion.

8 ACTING CITY CLERK: Motion by Mayor Stack.

9 COMMISSIONER VALDIVIA: Second.

10 ACTING CITY CLERK: Second by Commissioner
11 Rivas.

12 Roll call.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 ACTING CITY CLERK: Commissioner Rivas?

16 COMMISSIONER RIVAS: Yes.

17 ACTING CITY CLERK: Commissioner Valdivia?

18 COMMISSIONER VALDIVIA: Yes.

19 ACTING CITY CLERK: Commissioner

20 Martinetti?

21 COMMISSIONER MARTINETTI: Yes.

22 ACTING CITY CLERK: Mayor Stack?

23 MAYOR STACK: Yes.

24

25 **REGULAR AGENDA:**

1

2 6. Resolution Renewing Club Liquor Licenses

3

4 ACTING CITY CLERK: Item 6.

5 Resolution Renewing -- Renewing Club Liquor
6 Licenses.

7 Is there a motion?

8 MAYOR STACK: Motion.

9 COMMISSIONER MARTINETTI: Motion.

10 ACTING CITY CLERK: Motion by Commissioner
11 Martinetti.

12 Second by Mayor Stack.

13 Roll call.

14 Commissioner Fernandez?

15 COMMISSIONER FERNANDEZ: Yes.

16 ACTING CITY CLERK: Commissioner Rivas?

17 COMMISSIONER RIVAS: Yes.

18 ACTING CITY CLERK: Commissioner Valdivia?

19 COMMISSIONER VALDIVIA: Yes.

20 ACTING CITY CLERK: Commissioner
21 Martinetti?

22 COMMISSIONER MARTINETTI: Yes.

23 ACTING CITY CLERK: Mayor Stack?

24 MAYOR STACK: Yes.

25

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

2

3 ACTING CITY CLERK: We have no other items
4 on the agenda.

5 Mayor, would like to take public comment at
6 this time?

7 MAYOR STACK: Sure.

8 Anyone wishing to comment at this time,
9 please step forward, state your name and address
10 for the record.

11 COMMISSIONER RIVAS: Seeing none.

12 ACTING CITY CLERK: Seeing none.

13 MAYOR STACK: Seeing none.

14

15 **ADJOURNMENT:**

16

17 ACTING CITY CLERK: Is there a motion to
18 adjourn?

19 COMMISSIONER MARTINETTI: Motion.

20 MAYOR STACK: Just before we do, I would
21 just like to take this opportunity to thank
22 Christine -- Christine Vanek for all her work
23 that she's done on our behalf. She's on her way
24 to becoming a Superior Court Judge and she's done
25 an excellent job for the City of Union City and

1 we appreciate all her work.

2 MS. VANEK: Thank you, Mayor.

3 MAYOR STACK: Thank you, Christine.

4 MS. VANEK: Thank you.

5 (Applause.)

6 COMMISSIONER RIVAS: Good luck to you,
7 Christine.

8 MS. VANEK: Thank you.

9 COMMISSIONER RIVAS: And thank you so much.
10 We really, really appreciate it, --

11 COMMISSIONER MARTINETTI: We're going to
12 miss you.

13 COMMISSIONER RIVAS: -- your hard work.

14 MS. VANEK: I'll miss you, too.

15 COMMISSIONER RIVAS: And keep us posted.
16 Keep keeping us posted.

17 COMMISSIONER VALDIVIA: Wish our best, --

18 COMMISSIONER FERNANDEZ: Yeah.

19 MS. VANEK: Thank you.

20 COMMISSIONER VALDIVIA: -- you and your
21 family.

22 COMMISSIONER FERNANDEZ: Wish you the best.
23 That's right.

24 MAYOR STACK: Motion.

25 ACTING CITY CLERK: Motion to adjourn made

1 by Mayor Stack.

2 COMMISSIONER FERNANDEZ: Second.

3 ACTING CITY CLERK: Second by Commissioner
4 Fernandez.

5 Roll call.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 ACTING CITY CLERK: Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 ACTING CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 ACTING CITY CLERK: Commissioner

13 Martinetti?

14 COMMISSIONER MARTINETTI: Yes.

15 ACTING CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17 Thank you, everyone.

18

19 (Whereupon, the proceedings were concluded
20 at 8:16 a.m.)

21

22

23

24

25

1	_____	Brian P. Stack
2	_____	Lucio P. Fernandez
3	_____	Maryury A. Martinetti
4	_____	Celin J. Valdivia
5	_____	Tilo E. Rivas

6 **Board of Commissioners**

7

8 **Attest:**

9 **Dominick Cantatore,**

10 **Acting City Clerk**

11

12

13

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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 held on Monday, June 30, 2014, and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon