

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

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS
:

Academy for Enrichment
and Advancement
2210 Kerrigan Avenue
Union City, New Jersey

Tuesday, July 15, 2014
Commencing at 7:00 p.m.

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

BRIAN P. STACK, MAYOR
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:

LUCIO P. FERNANDEZ, COMMISSIONER

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

DOMINICK CANTATORE, ACTING CITY CLERK

SCARINCI HOLLENBECK
BY: DONALD SCARINCI, ESQ.
BY: MONICA E. de los RIOS, ESQ.
Corporation Counsel

A P P E A R A N C E S:

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

MESSRS. GONZALEZ & CARIDE
BY: RAMON M. GONZALEZ, ESQ.,
Attorney for Mayen Corp. t/a El Trebol

I N D E X

	<u>PAGE</u>
CALL TO ORDER	4
SALUTE TO FLAG	4
ROLL CALL	4
APPROVAL OF MINUTES	5
ORDINANCES FOR HEARING AND ADOPTION	6
CONSENT AGENDA	8
ORDINANCES FOR INTRODUCTION	24, 25, 27
REGULAR AGENDA	28, 29, 30, 31, 32, 33, 34
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	35
LIQUOR LICENSE DISCIPLINARY PROCEEDINGS	38
Mayen Corp. t/a El Trebol	38
ADJOURNMENT	43

1 ACTING CITY CLERK: This is the Regular
2 Public Meeting of the Union City Board of
3 Commissioner, being held on Tuesday, July 15,
4 2014, at seven p.m., at the Academy of Enrichment
5 and Advancement, 2210 Kerrigan Avenue, Union
6 City, New Jersey.

7 Everybody rise for the Pledge of
8 Allegiance.

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

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

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

24

25 **ROLL CALL:**

1

2

ACTING CITY CLERK: Roll call.

3

Commissioner Fernandez is absent.

4

Commissioner Rivas?

5

COMMISSIONER RIVAS: Yes. Here.

6

ACTING CITY CLERK: Commissioner Valdivia?

7

COMMISSIONER VALDIVIA: Here.

8

ACTING CITY CLERK: Commissioner

9

Martinetti?

10

COMMISSIONER MARTINETTI: Here.

11

ACTING CITY CLERK: Mayor Stack?

12

MAYOR STACK: Here.

13

14

APPROVAL OF PREVIOUS MEETING MINUTES OF JUNE

15

23, 2014:

16

17

ACTING CITY CLERK: First item is approval

18

of previous meeting minutes.

19

MAYOR STACK: I'll move it.

20

COMMISSIONER MARTINETTI: Second.

21

ACTING CITY CLERK: Motion made by Mayor

22

Stack.

23

Second by Commissioner Martinetti.

24

Roll call.

25

Commissioner Fernandez; absent.

1 Commissioner Rivas?

2 COMMISSIONER RIVAS: Yes.

3 ACTING CITY CLERK: Commissioner Valdivia?

4 COMMISSIONER VALDIVIA: Yes.

5 ACTING CITY CLERK: Commissioner

6 Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 ACTING CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

10

11 **ORDINANCES FOR HEARING AND ADOPTION**

12 **CONSIDERATION:**

13

14 1. ORDINANCE AMENDING CHAPTER 4

15 "ADMINISTRATION OF GOVERNMENT" ARTICLE XIII OF

16 THE CODE OF UNION CITY ENTITLED "POLICE

17 DEPARTMENT"

18

19 ACTING CITY CLERK: Second item is an

20 Ordinance for Hearing and Adoption Consideration.

21 Ordinance Amending Chapter 4,

22 Administration of Government Article XIII of the

23 Code of Union City Entitled Police Department.

24 MAYOR STACK: Anyone wishing to comment on

25 this Ordinance at this time, please step forward,

1 state your name and address for the record.

2 Seeing none.

3 ACTING CITY CLERK: Is there a motion to
4 close public hearing?

5 COMMISSIONER MARTINETTI: Motion.

6 ACTING CITY CLERK: Motion made by
7 Commissioner Martinetti.

8 COMMISSIONER VALDIVIA: Second.

9 ACTING CITY CLERK: Second by Commissioner
10 Valdivia.

11 Roll call.

12 Commissioner Fernandez; absent.

13 Commissioner Rivas?

14 COMMISSIONER RIVAS: Yes.

15 ACTING CITY CLERK: Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 ACTING CITY CLERK: Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 ACTING CITY CLERK: Is there a motion to
20 adopt?

21 COMMISSIONER MARTINETTI: Motion.

22 ACTING CITY CLERK: Motion made by
23 Commissioner Martinetti.

24 COMMISSIONER VALDIVIA: Second.

25 ACTING CITY CLERK: Second by Commissioner

1 Valdivia.

2 Roll call.

3 Commissioner Fernandez is absent.

4 Commissioner Rivas?

5 COMMISSIONER RIVAS: Yes.

6 ACTING CITY CLERK: Commissioner Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 ACTING CITY CLERK: Commissioner

9 Martinetti?

10 COMMISSIONER MARTINETTI: Yes.

11 ACTING CITY CLERK: Mayor Stack?

12 MAYOR STACK: Yes.

13 This additional fee that will be charged to
14 people using a police detail, which is mostly
15 utility companies and stuff like that, will be
16 for the wear and tear on the police car, the cost
17 of gasoline and similar items.

18

19 **CONSENT AGENDA:**

20

21 (1) Resolution Approving the Payment of Claims

22 (2) Resolution Approving the Payment of

23 Concurring Claims

24 (3) Resolution Approving the City Payroll for
25 the Period of July 1, 2014 through July 15, 2014

- 1 (4) Resolution Approving the Library Payroll
2 for the Period of July 1, 2014 through July 15,
3 2014
- 4 (5) Resolution Awarding Raffle License to the
5 Holy Family Church Located at 530-35th Street
- 6 (6) Resolution Approving the Wording on the
7 "Comfort Women Monument"
- 8 (7) Resolution Appointing Two Union City
9 Residents to the Union City Public Library Board
10 of Trustees
- 11 (8) Resolution Designating Loading Zone at
12 Cejas Restaurant, Located at 800 Kennedy Blvd in
13 the City of Union City
- 14 (9) Resolution of the Board of Commissioners of
15 the City of Union City Approving the 2014-2015
16 Renewal of the Yunaris Liquors (Hare Om Inc.),
17 Located at 3196 Kennedy Blvd, Liquor License No.
18 0910-32-171
- 19 (10) Resolution of the Board of Commissioners of
20 the City of Union City Approving the 2014-2015
21 Renewal of the Bergenline Liquors, Located at
22 3819 Bergenline Avenue, Liquor License No.
23 0910-32-066
- 24 (11) Resolution of the Board of Commissioners of
25 the City of Union City Approving the 2014-2015

1 | Renewal of the St Josephs Club, Located at 1400
2 | Central Ave, Liquor License No. 0910-31-217
3 | (12) Resolution of the Board of Commissioners of
4 | the City of Union City Approving the 2014-2015
5 | Renewal of the Salinas Bar, Located at 619 New
6 | York Avenue, Liquor License No. 0910-33-050
7 | (13) Resolution of the Board of Commissioners of
8 | the City of Union City Approving the 2014-2015
9 | Renewal of the International Liquors, Located at
10 | 126-43rd Street, Liquor License No. 0910-44-027
11 | (14) Resolution of the Board of Commissioners of
12 | the City of Union City Approving the 2014-2015
13 | Renewal of the Cactus Restaurant, Located at
14 | 426-32nd Street, Liquor License No. 0910-33-227
15 | (15) Resolution of the Board of Commissioners of
16 | the City of Union City Approving the 2014-2015
17 | Renewal of the El Cobre, Located at 4413-15
18 | Bergenline Avenue, Liquor License No. 0910-33-208
19 | (16) Resolution of the Board of Commissioners of
20 | the City of Union City Approving the 2014-2015
21 | Renewal of the La Herradura, Located at 414-24th
22 | Street, Liquor License No. 0910-33-117
23 | (17) Resolution of the Board of Commissioners of
24 | the City of Union City Approving the 2014-2015
25 | Renewal of the Los Tejares, Located at 3901

- 1 Bergenline Avenue, Liquor License No. 0910-33-038
- 2 (18) Resolution of the Board of Commissioners of
- 3 the City of Union City Approving the 2014-2015
- 4 Renewal of the Vanessa Bar, Located at 120-43rd
- 5 Street, Liquor License No. 0910-33-029
- 6 (19) Resolution of the Board of Commissioners of
- 7 the City of Union City Approving the 2014-2015
- 8 Renewal of the Azucar Bar, Located at 421-43rd
- 9 Street, Liquor License No. 0910-33-003
- 10 (20) Resolution of the Board of Commissioners of
- 11 the City of Union City Approving the 2014-2015
- 12 Renewal of the Universal Liquors, Located at 2117
- 13 Bergenline Avenue, Liquor License No. 0910-33-195
- 14 (21) Resolution Requesting Permission for the
- 15 Dedication by Rider for Battered Wives Fund
- 16 (22) Resolution Requesting Permission for the
- 17 Dedication by Rider for Reserve Cultural Center
- 18 Donations
- 19 (23) Resolution Requesting Permission for the
- 20 Dedication by Rider for Disposal of Forfeited
- 21 Property
- 22 (24) Resolution Requesting Permission for the
- 23 Dedication by Rider for Police Special Detail
- 24 Funds
- 25 (25) Resolution Requesting Permission for the

1 Dedication by Rider for Reserve Bankruptcy Trust
2 Tax Collector
3 (26) Resolution Requesting Permission for the
4 Dedication by Rider for Reserve for Court Bail
5 (27) Resolution Requesting Permission for the
6 Dedication by Rider for Reserve for Outside Lien
7 Holders
8 (28) Resolution Requesting Permission for the
9 Dedication by Rider for Reserve for Dare
10 Donations
11 (29) Resolution Requesting Permission for the
12 Dedication by Rider for Reserve for EMS
13 (30) Resolution Requesting Permission for the
14 Dedication by Rider for Reserve for Parking
15 Authority Surcharge
16 (31) Resolution Requesting Permission for the
17 Dedication by Rider for Reserve for DEA-UCLET
18 (32) Resolution Requesting Permission for the
19 Dedication by Rider for Reserve for Outside Lien
20 Holders - New
21 (33) Resolution Requesting Permission for the
22 Dedication by Rider for Reserve for Prisoner's
23 Property
24 (34) Resolution Requesting Permission for the
25 Dedication by Rider for Reserve for Recycling

1 Trust Funds

2 (35) Resolution Requesting Permission for the

3 Dedication by Rider for Reserve for Unemployment

4 Insurance

5 (36) Resolution Requesting Permission for the

6 Dedication by Rider for Reserve for Forfeited

7 Property-HCLET

8 (37) Resolution Requesting Permission for the

9 Dedication by Rider for Reserve for Rent Control

10 Hardships

11 (38) Resolution Requesting Permission for the

12 Dedication by Rider for Reserve for Swimming

13 Pools

14 (39) Resolution Requesting Permission for the

15 Dedication by Rider for Reserve for Self

16 Insurance Trust

17 (40) Resolution Requesting Permission for the

18 Dedication by Rider for Reserve for Tree

19 Donations

20 (41) Resolution Requesting Permission for the

21 Dedication by Rider for Reserve for Soccer

22 Program-2

23 (42) Resolution Requesting Permission for the

24 Dedication by Rider for Reserve for Tax Sale

25 Premium

1 (43) Resolution Requesting Permission for the
2 Dedication by Rider for Reserve for Tenants
3 Accounting Escrow

4 (44) Resolution Approving Contracts with Horizon
5 Blue Cross and Blue Shield of New Jersey for
6 Dental and Medical Coverage for Union City
7 Employees

8 (45) Resolution Authorizing the Recommendation
9 of the Tax Collector to Cancel the Tax Sale
10 Certificate #14-618 of Property located at 4801
11 Palisade Avenue, Block 280, Lot 1 C002A

12 (46) Resolution Authorizing Refund of Redemption
13 Monies to Outside Lienholders

14 (47) Resolution Authorizing the Refund of
15 Premium Monies Collected at the Tax Sale

16 (48) Any other matter of City business that may
17 arise

18

19 ACTING CITY CLERK: Next item is the
20 Consent Agenda.

21 The first item is a Resolution Approving
22 the Payments of Claims.

23 Second.

24 A Resolution Approving the Payment of
25 Concurring Claims.

1 Third.

2 Resolution Approving the City Payroll,
3 Period of July 1st, 2014 through July 15th, 2014.

4 Four.

5 Resolution Approving the Library Payroll,
6 the Period of July 1st, 2014 through July 15,
7 2014.

8 Item 5.

9 Resolution Awarding Raffle License to the
10 Holy Family Church Located at 530-35th Street.

11 Item 6.

12 Resolution Approving the Wording on the
13 Comfort Woman (sic) Monument.

14 Item 7.

15 Resolution Appointing Two Union City
16 Residents to the Union City Public Library Board
17 of Trustee.

18 Item 8.

19 Resolution Designating Loading Zone at
20 Cejas Restaurant, Located at 800 Kennedy
21 Boulevard in the City of Union City.

22 Item 9.

23 Resolution of the Board of Commissioners of
24 the City of Union City Approving the 2014-'15
25 Renewal of the Yunaris Liquors, Hare Om Inc.,

1 Located at 3196 Kennedy Boulevard, Liquor License
2 number 0910-32-171.

3 Item 10.

4 Resolution of the Board of Commissioners of
5 the City of Union City Approving the 2014-'15
6 Renewal of the Bergenline Liquors, Located at
7 3819 Bergenline Avenue, Liquor License number
8 0910-32-066.

9 Item 11.

10 Resolution of the Board of Commissioners of
11 the City of Union City Approving the 2014-2015
12 Renewal of the Saint Joseph Club, Located 1400
13 Central Avenue, Liquor License number 0910-31-
14 217.

15 Item 12.

16 Resolution of the Board of Commissioners of
17 the City of Union City Approving the 2014-'15
18 Renewal of the Salinas Bar, Located at 619 New
19 York Avenue, Liquor License number 0910-33-050.

20 Item 13.

21 Resolution of the Board of Commissioners of
22 the City of Union City Approving the 2014-'15
23 Renewal of the International Liquors, Located at
24 126-43rd Street, Liquor License number 0910-44-
25 027.

1 Item 14.

2 Resolution of the Board of Commissioners of
3 the City of Union City Approving the 2014-'15
4 Renewal of the Cactus Restaurant, Located at
5 426-32nd Street, Liquor License number 0910-33-
6 227.

7 Item 15.

8 Resolution of the Board of Commissioners of
9 the City of Union City Approving the 2014-'15
10 Renewal of the El Cobre, Located at 4413-15
11 Bergenline Avenue, Liquor License number
12 0910-33-208.

13 Item 16.

14 Resolution of the Board of Commissioners of
15 the City of Union City Approving the 2014-2015
16 Renewal of the La Herradura, Located at 414-24th
17 Street, Liquor License number 0910-33-117.

18 Item 17.

19 Resolution of the Board of Commissioners of
20 the City of Union City Approving the 2014-2015
21 Renewal of the Los Tejares, Located at 3901
22 Bergenline Avenue, Liquor License number 0910-33-
23 038.

24 Item 18.

25 Resolution of the Board of Commissioners of

1 the City of Union City Approving the 2014-2015
2 Renewal of the Vanessa Bar, Located at 120-43rd
3 Street, Liquor License number 0910-33-029.

4 Item 19.

5 Resolution of the Board of Commissioners of
6 the City of Union City Approving the 2014-2015
7 Renewal of the Azucar Bar, Located at 421-43rd
8 Street, Liquor License number 0910-33-003.

9 Item 20.

10 Resolution of the Board of Commissioners of
11 the City of Union City Approving the 2014-2015
12 Renewal of the Universal Liquors, Located at 2117
13 Bergenline Avenue, Liquor License number 0910-33-
14 195.

15 Item 21.

16 Resolution Requesting Permission for the
17 Dedication by Rider for Battered Wives Fund.

18 Item 22.

19 Resolution Requesting Permission for the
20 Dedication by Rider for Reserve Cultural Center
21 Donations.

22 Item 23.

23 Resolution Requesting Permission for the
24 Dedication by Rider for Disposal of Forfeited
25 Property.

1 Item 24.

2 Resolution Requesting Permission for the
3 Dedication by Rider for Police Special Detail
4 Funds.

5 Item 25.

6 Resolution Requesting Permission for the
7 Dedication by Rider for Reserve Bankruptcy Trust
8 Tax Collector.

9 Number 26.

10 Resolution Requesting Permission for the
11 Dedication by Rider for Reserve for Court Bail.

12 Item 27.

13 Resolution Requesting Permission for the
14 Dedication by Rider for Reserve for Outside
15 Lienholders.

16 Item 28.

17 Resolution Requesting Permission for the
18 Dedication by Rider for Reserve for Dare
19 Donations.

20 Item 29.

21 Resolution Requesting Permission for the
22 Dedication by Rider for Reserve for EMS.

23 Item 30.

24 Resolution Requesting Permission for the
25 Dedication by Rider for Reserve for Parking

1 Authority Surcharge.

2 Item 31.

3 Resolution Requesting Permission for the
4 Dedication by Rider for Reserve for DEA-UCLET.

5 Item 32.

6 Resolution Requesting Permission for the
7 Dedication by Rider for Reserve for Outside
8 Lienholders, New.

9 Item 33.

10 Resolution Requesting Permission for the
11 Dedication by Rider for Reserve for Prisoner's
12 Property.

13 Item 34.

14 Resolution Requesting Permission for the
15 Dedication by Rider for Reserve for Recycling
16 Trust Funds.

17 Item 35.

18 Resolution Requesting Permission for the
19 Dedication by Rider for Reserve for Unemployment
20 Insurance.

21 Item 36.

22 Resolution Requesting Permission for the
23 Dedication by Rider for Reserve for Forfeited
24 Property-HCLET.

25 Item 37.

1 Resolution Requesting Permission for the
2 Dedication by Rider for Reserve for Rent Control
3 Hardships.

4 Item 38.

5 Resolution Requesting Permission for the
6 Dedication by Rider for Reserve for Swimming
7 Pools.

8 Item 39.

9 Resolution Requesting Permission for the
10 Dedication by Rider for Reserve for Self
11 Insurance Trust.

12 Item 40.

13 Resolution Requesting Permission for the
14 Dedication by Rider for Reserve for Tree
15 Donations.

16 Item 41.

17 Resolution Requesting Permission for the
18 Dedication by Rider for Reserve for Soccer
19 Program-2.

20 Item 42.

21 Resolution Requesting Permission for the
22 Dedication by Rider for Reserve for Tax Sale
23 Premium.

24 Item 43.

25 Resolution Requesting Permission for the

1 Dedication by Rider for Reserve for Tenants

2 Accounting Escrow.

3 Item 44.

4 Resolution Approving Contracts with Horizon
5 Blue Cross and Blue Shield of New Jersey for
6 Dental and Medical Coverage for Union City
7 Employees.

8 Item 45.

9 Resolution Authorizing the Recommendation
10 of the Tax Collector to Cancel the Tax Sale
11 Certificate number 14-618 of Property located at
12 4801 Palisade Avenue, Block 280, Lot 1 C002A.

13 Item 46.

14 Resolution Authorizing Refund for
15 Redemption Money to Outside Lienholders.

16 Item 47.

17 Resolution Authorizing the Refund of
18 Premium Money Collected at Tax Sale.

19 Mayor, do you wish to take public --

20 MAYOR STACK: Sure.

21 ACTING CITY CLERK: -- comment at this
22 time?

23 MAYOR STACK: Anyone wishing to comment on
24 the Consent Agenda, please step forward, state
25 your name and address for the record.

1 Seeing none.

2 ACTING CITY CLERK: Is there --

3 COMMISSIONER MARTINETTI: Motion to close.

4 ACTING CITY CLERK: Is there a motion?

5 MAYOR STACK: Motion to close.

6 COMMISSIONER MARTINETTI: Second.

7 ACTING CITY CLERK: Motion by Mayor Stack.

8 Second by Commissioner Martinetti.

9 Roll call.

10 Commissioner Fernandez; absent.

11 Commissioner Rivas?

12 COMMISSIONER RIVAS: Yes.

13 ACTING CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 ACTING CITY CLERK: Commissioner

16 Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 ACTING CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20 ACTING CITY CLERK: Is there a motion to
21 approve all items on the Consent Agenda?

22 MAYOR STACK: Motion.

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

25 COMMISSIONER VALDIVIA: Second.

1 ACTING CITY CLERK: Second by Commissioner
2 Valdivia.

3 Roll call.

4 Commissioner Fernandez; absent.

5 Commissioner Rivas?

6 COMMISSIONER RIVAS: Yes.

7 ACTING CITY CLERK: Commissioner Valdivia?

8 COMMISSIONER VALDIVIA: Yes.

9 ACTING CITY CLERK: Commissioner
10 Martinetti?

11 COMMISSIONER MARTINETTI: Yes.

12 ACTING CITY CLERK: Mayor Stack?

13 MAYOR STACK: Yes.

14 Commissioner Fernandez is not with us this
15 evening; he had a family emergency.

16

17 **ORDINANCE (S) FOR INTRODUCTION:**

18

19 1. ORDINANCE REQUIRING BAITING FOR MICE AND
20 RATS IN VACANT BUILDINGS

21

22 ACTING CITY CLERK: Next item is an
23 Ordinance for Introduction. This Ordinance will
24 be further considered at a meeting of the Board
25 of Commissioners to be held on August 5th, 2014 at

1 seven p.m. at the William V. Musto Cultural
2 Center, 420 15th Street, Union City, New Jersey.

3 First Ordinance is an Ordinance Requiring
4 Baiting for Mice and Rats in Vacant Buildings.

5 MAYOR STACK: I'll make a motion.

6 ACTING CITY CLERK: Motion made by Mayor
7 Stack.

8 COMMISSIONER RIVAS: Second.

9 ACTING CITY CLERK: Second by Commissioner
10 Rivas.

11 Roll call.

12 Commissioner Fernandez; absent.

13 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 **ORDINANCE (S) FOR INTRODUCTION:**

24

25 2. ORDINANCE AMENDING CHAPTER 223 "LAND

1 DEVELOPMENT", SECTION 12 OF THE CODE OF UNION
2 CITY ENTITLED "CONSTRUCTION REQUIREMENTS"

3

4 ACTING CITY CLERK: Second.

5 Ordinance Amending Chapter 223, Land
6 Development, Section 12 of the Code of Union
7 City, Entitled Construction Requirements.

8 Is there a motion?

9 MAYOR STACK: Motion.

10 ACTING CITY CLERK: Motion made by Mayor
11 Stack.

12 COMMISSIONER VALDIVIA: Second.

13 ACTING CITY CLERK: Second by Commissioner
14 Valdivia.

15 Roll call.

16 Commissioner Fernandez; absent.

17 Commissioner Rivas?

18 COMMISSIONER RIVAS: Yes.

19 ACTING CITY CLERK: Commissioner Valdivia?

20 COMMISSIONER VALDIVIA: Yes.

21 ACTING CITY CLERK: Commissioner
22 Martinetti?

23 COMMISSIONER MARTINETTI: Yes.

24 ACTING CITY CLERK: Mayor Stack?

25 MAYOR STACK: Yes.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ORDINANCE (S) FOR INTRODUCTION:

3. AN ORDINANCE AMENDING CHAPTER 223 "LAND
DEVELOPMENT" OF THE CODE OF THE CITY OF UNION
CITY

ACTING CITY CLERK: Third Ordinance.

An Ordinance Amending Chapter 223 Land
Development of the Code of the City of Union
City.

Is there a motion?

MAYOR STACK: Motion.

ACTING CITY CLERK: Motion by Mayor Stack.

COMMISSIONER RIVAS: Second.

ACTING CITY CLERK: Second by Commissioner
Rivas.

Roll call.

Commissioner Fernandez; absent.

Commissioner Rivas?

COMMISSIONER RIVAS: Yes.

ACTING CITY CLERK: Commissioner Valdivia?

COMMISSIONER VALDIVIA: Yes.

ACTING CITY CLERK: Commissioner
Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 ACTING CITY CLERK: Mayor Stack?

3 MAYOR STACK: Yes.

4

5 **REGULAR AGENDA:**

6

7 1. Resolution Approving the Redevelopment
8 Agency Payroll for the Period of July 1, 2014
9 through July 15, 2014

10

11 ACTING CITY CLERK: Next item is the
12 Regular Agenda.

13 The first item on the Regular Agenda is a
14 Resolution Approving the Redevelopment Agency
15 Payroll of the Period of July 1st, 2014 through
16 July 15th, 2014.

17 MAYOR STACK: I'll move it.

18 ACTING CITY CLERK: Is there --

19 COMMISSIONER MARTINETTI: Second.

20 ACTING CITY CLERK: Motion made by Mayor
21 Stack.

22 Second by Commissioner Martinetti.

23 Roll call.

24 Commissioner Fernandez; absent.

25 Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 ACTING CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 ACTING CITY CLERK: Commissioner

5 Martinetti?

6 COMMISSIONER MARTINETTI: Yes.

7 ACTING CITY CLERK: Mayor Stack?

8 MAYOR STACK: Yes.

9

10 **REGULAR AGENDA:**

11

12 2. Resolution to Authorize a Budget Transfer
13 of the State Fiscal Year 2014

14

15 ACTING CITY CLERK: Second is a Resolution
16 to Authorize a Budget Transfer of the State
17 Fiscal Year 2014.

18 MAYOR STACK: I'll move it.

19 ACTING CITY CLERK: Motion made by Mayor
20 Stack.

21 COMMISSIONER VALDIVIA: Second.

22 ACTING CITY CLERK: Second by Commissioner
23 Valdivia.

24 MS. DILLON: Wait.

25 MS. de los RIOS: Mayor?

1 COMMISSIONER RIVAS: Hold on.

2 MS. de los RIOS: Excuse me?

3 At this time we recommend that Commissioner
4 Martinetti recuse herself --

5 MAYOR STACK: Okay.

6 MS. de los RIOS: -- from items 2 through
7 7.

8 ACTING CITY CLERK: Okay?

9 Roll call.

10 Commissioner Fernandez; absent.

11 Commissioner Rivas?

12 COMMISSIONER RIVAS: Yes.

13 ACTING CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 ACTING CITY CLERK: Commissioner
16 Martinetti; recusing.

17 Mayor Stack?

18 MAYOR STACK: Yes.

19

20 **REGULAR AGENDA:**

21

22 3. Resolution Requesting Permission for the
23 Dedication by Rider for Peer Review Engineering
24 Escrow Funds

25

1 ACTING CITY CLERK: Item 3.

2 Resolution Requesting Permission for the
3 Dedication by Rider for Peer Review Engineering
4 Escrow Funds.

5 MAYOR STACK: I'll move it.

6 COMMISSIONER RIVAS: Second.

7 ACTING CITY CLERK: Motion made by Mayor
8 Stack.

9 Second by Commissioner Rivas.

10 Roll call.

11 Commissioner Fernandez; absent.

12 Commissioner Rivas?

13 COMMISSIONER RIVAS: Yes.

14 ACTING CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 ACTING CITY CLERK: Commissioner
17 Martinetti; recusing.

18 Mayor Stack?

19 MAYOR STACK: Yes.

20

21 **REGULAR AGENDA:**

22

23 4. Resolution Requesting Permission for the
24 Dedication by Rider for Reserve for Developers
25 Escrow

1

2

ACTING CITY CLERK: Item 4.

3

4

Resolution Requesting Permission for the
Dedication by Rider for Reserve for the
Developers Escrow.

5

6

MAYOR STACK: Move it.

7

COMMISSIONER RIVAS: Second.

8

ACTING CITY CLERK: Motion by Mayor Stack.

9

Second by Commissioner Rivas.

10

Roll call.

11

Commissioner Fernandez; absent.

12

Commissioner Rivas?

13

COMMISSIONER RIVAS: Yes.

14

ACTING CITY CLERK: Commissioner Valdivia?

15

COMMISSIONER VALDIVIA: Yes.

16

ACTING CITY CLERK: Commissioner

17

Martinetti; recusing.

18

Mayor Stack?

19

MAYOR STACK: Yes.

20

21

REGULAR AGENDA:

22

23

5. Resolution Requesting Permission for the
Dedication by Rider for Reserve for Relocation
Assistance Program

24

25

1

2 ACTING CITY CLERK: Item 5.

3

4 Resolution Requesting Permission for the
5 Dedication by Rider for Reserve for Relocation
6 Assistance Program.

6

7 COMMISSIONER RIVAS: Move it.

7

8 MAYOR STACK: Second.

8

9 ACTING CITY CLERK: Motion by Commissioner
10 Rivas.

10

11 Second by Mayor Stack.

11

12 Commissioner Fernandez; absent.

12

13 Commissioner Rivas?

13

14 COMMISSIONER RIVAS: Yes.

14

15 ACTING CITY CLERK: Commissioner Valdivia?

15

16 COMMISSIONER VALDIVIA: Yes.

16

17 ACTING CITY CLERK: Commissioner
18 Martinetti; recusing.

18

19 Mayor Stack?

19

20 MAYOR STACK: Yes.

20

21 **REGULAR AGENDA:**

22

23 6. Resolution Requesting Permission for the
24 Dedication by Rider for Guaranty Milling Paving
25

25

1 ACTING CITY CLERK: Item 6.

2 Resolution Requesting Permission for the
3 Dedication by Rider for Guaranty Milling Paving.

4 COMMISSIONER VALDIVIA: Move it.

5 ACTING CITY CLERK: Motion made by
6 Commissioner Valdivia.

7 COMMISSIONER RIVAS: Second.

8 MAYOR STACK: Second.

9 ACTING CITY CLERK: Second by Mayor Stack.
10 Roll call.

11 Commissioner Fernandez; absent.

12 Commissioner Rivas?

13 COMMISSIONER RIVAS: Yes.

14 ACTING CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 ACTING CITY CLERK: Commissioner
17 Martinetti; recusing.

18 Mayor Stack?

19 MAYOR STACK: Yes.

20

21 **REGULAR AGENDA:**

22

23 7. Resolution Requesting Permission for the
24 Dedication by Rider for Reserve for Coah (sic)
25 Trust Funds

1

2

ACTING CITY CLERK: Item 7.

3

4

Resolution Requesting Permission for
Dedication by Rider for Reserve for COAH Trust
Fund.

5

6

Motion?

7

MAYOR STACK: I'll move it.

8

ACTING CITY CLERK: Motion by Mayor Stack.

9

COMMISSIONER VALDIVIA: Second.

10

ACTING CITY CLERK: Second by Commissioner
Valdivia.

11

Roll call.

12

Commissioner Fernandez; absent.

13

Commissioner Rivas?

14

COMMISSIONER RIVAS: Yes.

15

ACTING CITY CLERK: Commissioner Valdivia?

16

COMMISSIONER VALDIVIA: Yes.

17

ACTING CITY CLERK: Martinetti --

18

Commissioner Martinetti; recusing.

19

Mayor Stack?

20

MAYOR STACK: Yes.

21

22

OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:

23

24

ACTING CITY CLERK: There's no other item

1 on the Consent Agenda.

2 Mayor, do you wish to take public comment
3 at this time?

4 MAYOR STACK: Sure.

5 Would anyone like to address the Board at
6 this time; please state your name and address for
7 the record.

8 Seeing none.

9 ACTING CITY CLERK: Is there a motion to
10 close public comment?

11 COMMISSIONER MARTINETTI: Motion.

12 ACTING CITY CLERK: Motion made by
13 Commissioner Martinetti.

14 COMMISSIONER VALDIVIA: Second.

15 ACTING CITY CLERK: Second by Commissioner
16 Valdivia.

17 Roll call.

18 Commissioner Fernandez; absent.

19 Commissioner Rivas?

20 COMMISSIONER RIVAS: Yes.

21 ACTING CITY CLERK: Commissioner Valdivia?

22 COMMISSIONER VALDIVIA: Yes.

23 ACTING CITY CLERK: Commissioner
24 Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 ACTING CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3 * * *

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 **LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:**

2

3 1. Mayen Corp. t/a El Trebol, 3204 Bergenline
4 Avenue, Liquor License Number 0910-33-190-008

5

6 ACTING CITY CLERK: We have a liquor
7 license disciplinary proceeding --

8 MAYOR STACK: Mr. Farmer?

9 ACTING CITY CLERK: -- on the agenda
10 tonight.

11 MS. DILLON: Mr. Farmer, you've got to come
12 this way.

13 Thank you, Mr. Farmer.

14 MR. FARMER: Okay.

15 MS. DILLON: Sorry.

16 (Whereupon, there was a pause in the
17 proceedings.)

18 * * *

19

20 **MAYEN CORP. t/a EL TREBOL, 3204 Bergenline**
21 **Avenue; Liquor License Number 0910-33-19-008:**

22

23 MR. FARMER: Yes, good evening, Mayor and
24 the Board.

25 We're here on the conclusion and the

1 decision by the Board in the matter of El Trebol.
2 This you may recall we tried it over at the Musto
3 Center, a couple of days -- most recently on the
4 11th.

5 And all the evidence is in; all the
6 arguments were made; and I think we're at your
7 decision.

8 MR. GONZALEZ: That's correct.

9 Just for the record, Ramon Gonzalez, G-O-N-
10 Z-A-L-E-Z, firm Gonzalez and Caride, on behalf of
11 El Trebol, who's owner is at present seated
12 behind me.

13 MAYOR STACK: Do you have anything further
14 that either of you wanted to add?

15 MR. FARMER: I don't think so.

16 MR. GONZALEZ: I don't think so.

17 MAYOR STACK: No? Okay.

18 Maybe if we can just take ten minutes;
19 Monica?

20 MS. de los RIOS: You mean for a Closed
21 Session?

22 MAYOR STACK: Yes.

23 MS. de los RIOS: Yes.

24 MAYOR STACK: Want to take a vote?

25 COMMISSIONER MARTINETTI: Motion.

1 Do we have to take a vote on that?

2 MS. DILLON: Yes.

3 ACTING CITY CLERK: Yes.

4 MS. DILLON: You need a mover and a second.

5 COMMISSIONER MARTINETTI: Motion.

6 MAYOR STACK: I'll make a motion; --

7 COMMISSIONER VALDIVIA: Second.

8 ACTING CITY CLERK: Motion --

9 MAYOR STACK: -- Closed Session.

10 ACTING CITY CLERK: Motion made by

11 Commissioner Martinetti.

12 Second by Mayor Stack.

13 Roll call.

14 Commissioner Fernandez; absent.

15 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 (Whereupon, the Board moved to Closed

1 Session at 7:17 p.m.)

2

3 (Whereupon, the Board returned to Open
4 Session at 7:31 p.m.)

5

6 ACTING CITY CLERK: Ready?

7 MAYOR STACK: We're back on?

8 ACTING CITY CLERK: Back on.

9 Roll call.

10 Commissioner Fernandez; absent.

11 Commissioner Rivas?

12 COMMISSIONER RIVAS: Here.

13 ACTING CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Here.

15 ACTING CITY CLERK: Commissioner
16 Martinetti?

17 COMMISSIONER MARTINETTI: Here.

18 ACTING CITY CLERK: Mayor Stack?

19 MAYOR STACK: Here.

20 Do you want to make a statement in
21 reference to Commissioner Valdivia --

22 MS. de los RIOS: Yes.

23 For the record, the Commissioner has
24 abstained from this decision.

25 MS. DILLON: I'm sorry?

1 MS. de los RIOS: Has abstained.

2 MS. DILLON: Who has abstained?

3 COMMISSIONER MARTINETTI: Commissioner
4 Valdivia.

5 ACTING CITY CLERK: Commissioner Valdivia.

6 COMMISSIONER MARTINETTI: Commissioner
7 Valdivia.

8 MS. de los RIOS: Yup.

9 MS. DILLON: Oh, okay.

10 MAYOR STACK: Okay, --

11 COMMISSIONER VALDIVIA: Or shouldn't I?

12 Or --

13 MAYOR STACK: Just after conferring, we'll
14 have a decision on Thursday; at Thursday's
15 meeting.

16 COMMISSIONER RIVAS: Motion to open --

17 MAYOR STACK: I'm sorry.

18 I'll make a motion to open the meeting.

19 COMMISSIONER RIVAS: I'll second.

20 ACTING CITY CLERK: Motion made by Mayor
21 Stack.

22 Second by Commissioner Rivas.

23 Roll call.

24 Commissioner Fernandez; absent.

25 Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 ACTING CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Here.

4 ACTING CITY CLERK: Commissioner

5 Martinetti?

6 COMMISSIONER MARTINETTI: Here.

7 ACTING CITY CLERK: Mayor Stack?

8 MAYOR STACK: Yes.

9 Just as I was saying, Mr. City Clerk, we'll
10 have a decision at Thursday's Special Meeting
11 that we'll be having. I believe liquor hearings
12 on Thursday evening at --

13 ACTING CITY CLERK: Thursday, 6:30, at the
14 Musto Cultural --

15 MAYOR STACK: -- at the Musto Center.

16 ACTING CITY CLERK: Yes, sir.

17 MAYOR STACK: And that will just be for
18 liquor hearings.

19 ACTING CITY CLERK: Yes, sir.

20 MAYOR STACK: Great.

21 Okay, we'll have a decision at that time.

22 I'm sorry for any inconvenience.

23 Thank you.

24

25 **ADJOURNMENT:**

1 ACTING CITY CLERK: There's no further
2 items on the agenda.

3 Is there a motion to adjourn?

4 COMMISSIONER RIVAS: Motion.

5 ACTING CITY CLERK: Motion made by
6 Commissioner Rivas.

7 COMMISSIONER RIVAS: Nobody wants --

8 MAYOR STACK: Second; I'm sorry.

9 ACTING CITY CLERK: Second by --

10 MAYOR STACK: Second.

11 ACTING CITY CLERK: Second by Mayor Stack.
12 All in favor?

13

14 (Whereupon, there was a chorus of ayes.)

15

16 MR. GONZALEZ: Excuse me.

17 I'm sorry, Mayor. The reason we had put
18 this on tonight is because they were going to --

19 MS. DILLON: Excuse me, Mr. Gonzalez?

20 You've got to --

21 MR. GONZALEZ: I'm sorry.

22 MAYOR STACK: I'm sorry, Mr. Gonzalez, --

23 MS. DILLON: -- come forward.

24 MAYOR STACK: -- if you could just enter
25 your appearance.

1 MR. GONZALEZ: Absolutely.

2 Again, for the record, Ramon Gonzalez, firm
3 of Gonzalez and Caride, on behalf of the El
4 Trebol Bar.

5 If you recall the last meeting, we put it
6 on today's agenda because my clients were going
7 to be on vacation on Thursday.

8 MAYOR STACK: I remember.

9 MR. GONZALEZ: So, --

10 MAYOR STACK: Will you be able to -- if --
11 I mean if you can't be there Thursday
12 night, that's fine; we could -- we could get you
13 something over on it.

14 But will you be there, Mr. Gonzalez?

15 MR. GONZALEZ: I guess I could be there.
16 But I generally would like to have the
17 individuals there. But I'll be there.

18 MAYOR STACK: I mean we could -- I mean
19 it's not a problem, we could hold it off until
20 the following Regular Commission Meeting. That's
21 not an issue.

22 MS. de los RIOS: Is August 5th.
23 August 5th.

24 MAYOR STACK: We're going to make that for
25 the 6th.

1 MS. de los RIOS: Okay.

2 MAYOR STACK: Because that's Night Out
3 Against Crime. But we'll do something separate
4 on that.

5 MS. de los RIOS: Okay, I'll move that.

6 MAYOR STACK: Yeah.

7 MS. de los RIOS: Okay.

8 MR. GONZALEZ: When is the next Commission
9 Meeting?

10 MAYOR STACK: The next meeting -- the
11 regular scheduled meeting is Tuesday, August 5th,
12 which is National Night Out Against Crime.

13 MR. GONZALEZ: August 5th.

14 MAYOR STACK: So we're going to be moving
15 that to Wednesday, August 6th at the same
16 location, Ray.

17 Just not to cause any confusion. Tuesday
18 night is National Night Out Against Crime. We're
19 going to move it to Wednesday night --

20 MR. GONZALEZ: Okay.

21 MAYOR STACK: -- at seven p.m.

22 MR. FARMER: Okay.

23 MAYOR STACK: The location, I believe is --
24 I'm not a hundred percent certain; I thought it
25 was Saint Anthony's.

1 Let me just see something.

2 ACTING CITY CLERK: I don't --

3 MAYOR STACK: I could be wrong though. Let
4 me -- but --

5 ACTING CITY CLERK: Mayor, right here, we
6 have a schedule.

7 MS. DILLON: August 5th is Musto.

8 ACTING CITY CLERK: Musto.

9 MAYOR STACK: At the Musto Center.

10 MR. GONZALEZ: Okay.

11 MAYOR STACK: So, it's going to be --

12 MR. GONZALEZ: Yeah, that's fine.

13 MAYOR STACK: It's going to be Wednesday,
14 August the 6th, at the Musto Center, 420 15th
15 Street.

16 MR. GONZALEZ: Okay, that's good.

17 MAYOR STACK: And we need to get something
18 on Thursday's meeting moving the Commission
19 Meeting from the 5th to the 6th.

20 MS. de los RIOS: Okay.

21 ACTING CITY CLERK: Gotcha.

22 MAYOR STACK: Okay?

23 You got it.

24 ACTING CITY CLERK: I'll make a note --

25 MAYOR STACK: Thank you very much.

1 Thank you.

2 COMMISSIONER VALDIVIA: Good night.

3 COMMISSIONER MARTINETTI: Good night.

4 ACTING CITY CLERK: Yeah, we'll make the
5 notice -- I'll notice the -- tomorrow the papers
6 and stuff about the date change.

7 MAYOR STACK: That would be fine.

8 ACTING CITY CLERK: For August 5th to
9 August 6th --

10 MAYOR STACK: That would be fine.

11 ACTING CITY CLERK: From 5th to 6th.

12 MAYOR STACK: That would be fine.

13 ACTING CITY CLERK: The same time.

14 MAYOR STACK: Yeah.

15 Just double-check with me first thing in
16 the morning before you do. Let me just double-
17 check the book to make certain but I'm --

18 ACTING CITY CLERK: And also, while we're
19 on this topic, I believe November is Election Day
20 -- the day of election, --

21 MAYOR STACK: Yes.

22 ACTING CITY CLERK: -- we have a meeting
23 that night.

24 MAYOR STACK: Okay. We'll move that to
25 Monday night.

1 ACTING CITY CLERK: We'll move that also?

2 MAYOR STACK: The evening before.

3 ACTING CITY CLERK: Okay.

4 MAYOR STACK: Just double-check them both
5 with me tomorrow, --

6 ACTING CITY CLERK: I'll bring up the
7 schedule.

8 MAYOR STACK: -- and then we'll do official
9 notification.

10 Exactly. Just to make sure there's no
11 conflicts.

12 ACTING CITY CLERK: You got it.

13 MAYOR STACK: Okay?

14 ACTING CITY CLERK: Thank you, sir.

15 MAYOR STACK: Okay?

16

17 (Whereupon, the proceedings were concluded
18 at 7:35 p.m.)

19

20

21

22

23

24

25

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

5 **Board of Commissioners**

6

7

Attest:

8

Dominick Cantatore,

9

Acting City Clerk

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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 Tuesday, July 15, 2014, and digitally
10 recorded.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25 Monitored and Proofread by: Deborah Dillon