

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

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS
:

Emerson Middle School
318 18th Street
Union City, New Jersey

Tuesday, October 6, 2015
Commencing at 7:00 p.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: KRYSTLE NOVA, ESQ.
Corporation Counsel

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

ERIN KNOEDLER, Director of Operations

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1 ACTING CITY CLERK: This is a Regular --
2 Regular Public Meeting of the Union City Board of
3 Commissioner, being held on Tuesday, October 6,
4 2015, at seven p.m., at the Emerson Middle
5 School, 318 18th Street, Union City, New Jersey.

6 Everyone please rise for the Pledge of
7 Allegiance.

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

11
12 ACTING CITY CLERK: This meeting has been
13 called in -- in accordance with Chapter 231,
14 Public Law of 1975, the Open Public Meeting Act.

15 Adequate notice of this meeting has been
16 provided as follows:

17 Notice of this meeting setting forth the
18 time, the date, location, and the agenda, to the
19 extent known, was forwarded to The Jersey
20 Journal, The Record, and Hudson Reporter, has
21 been posted on the bulletin board in City Hall,
22 and has been made available to the public in the
23 office of 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 **APPROVAL OF PREVIOUS MEETING MINUTES FROM**

16 **SEPTEMBER 1, 2015, SEPTEMBER 15, 2015 AND**

17 **SEPTEMBER 18, 2015:**

18

19

ACTING CITY CLERK: First item is Approval

20

of Previous Minutes of September 1st, September 15

21

and September 18, 2015.

22

Is there a motion?

23

COMMISSIONER VALDIVIA: Motion.

24

ACTING CITY CLERK: Motion by Commissioner

25

Valdivia.

1 COMMISSIONER RIVAS: Second.

2 ACTING CITY CLERK: Second by Commissioner
3 Rivas.

4 Roll call.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 ACTING CITY CLERK: Commissioner Rivas?

8 COMMISSIONER RIVAS: Yes.

9 ACTING CITY CLERK: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 ACTING CITY CLERK: Commissioner
12 Martinetti?

13 COMMISSIONER MARTINETTI: Yes.

14 ACTING CITY CLERK: Mayor Stack?

15 MAYOR STACK: Yes.

16

17 **ORDINANCE FOR HEARING AND ADOPTION CONSIDERATION:**

18

19 () AN ORDINANCE AMENDING CHAPTER 296 OF THE
20 CODE OF THE CITY OF UNION CITY ENTITLED "PEACE
21 AND GOOD ORDER"

22

23 ACTING CITY CLERK: Next item is an
24 Ordinance for Hearing and Adoption Consideration.

25 First Ordinance, Amending Chapter 296 of

1 the Code of the City of Union City Entitled Peace
2 and Good Order.

3 Mayor, you wish to take public comment on
4 this Ordinance --

5 MAYOR STACK: Sure.

6 ACTING CITY CLERK: -- at this time?

7 MAYOR STACK: Just before we do, Krystle,
8 maybe you want to explain that?

9 MS. NOVA: Yes.

10 This Ordinance is to amend the current
11 nuisances of the City to include a noise
12 nuisance. So that the police officers would be
13 able to --

14 MAYOR STACK: If you could just keep your
15 voice up.

16 Not stand up so much --

17 MS. NOVA: Oh.

18 MAYOR STACK: -- but keep your voice up.

19 MS. NOVA: Sorry.

20 MAYOR STACK: You could stand up though.

21 That's fine. No. No, I would never say stand
22 up. I would never do that.

23 MS. NOVA: Okay.

24 This Ordinance is -- it's to add a nuisance
25 ordinance for noise.

1 The police officers in the City have been
2 restricted in their abilities to curb excessive
3 noise and unreasonable noise in the City. So
4 this is allowing them to, through a nuisance
5 ordinance, now, you know, fine the residents that
6 are causing an excessive noise and unreasonable
7 noise in the City \$250.00.

8 MAYOR STACK: This basically, as Krystle
9 just explained, we've received a lot of calls --
10 and we have the Chief here tonight, he could even
11 tell you, a lot of calls are related to noise
12 and --

13 Being that we live in such a densely
14 populated community, we just want to send a
15 strong message out there -- quality of life --
16 you can have a good time, you can hold a party,
17 but you got to be respectful of your neighbors.

18 Anyone wishing to comment on this Ordinance
19 at this time, please step forward, state your
20 name and address for the record.

21 Seeing none.

22 ACTING CITY CLERK: Is there a motion to
23 close the public hearing on this Ordinance?

24 COMMISSIONER VALDIVIA: Motion.

25 COMMISSIONER RIVAS: Second.

1 ACTING CITY CLERK: Motion by Commissioner
2 Valdivia.

3 Second by Commissioner Rivas.

4 Roll call.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 ACTING CITY CLERK: Commissioner Rivas?

8 COMMISSIONER RIVAS: Yes.

9 ACTING CITY CLERK: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 ACTING CITY CLERK: Commissioner
12 Martinetti?

13 COMMISSIONER MARTINETTI: Here.

14 ACTING CITY CLERK: Mayor Stack?

15 MAYOR STACK: Yes.

16 ACTING CITY CLERK: Is there -- is there a
17 motion to adopt --

18 MAYOR STACK: Motion.

19 ACTING CITY CLERK: -- this Ordinance
20 Amending Chapter 296 of the Code of the --

21 COMMISSIONER RIVAS: Second.

22 ACTING CITY CLERK: -- City of Union City
23 Entitled Peace and Good Order.

24 Motion by Mayor Stack.

25 Second by Commissioner Rivas.

1 Roll call.

2 Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes.

4 ACTING CITY CLERK: Commissioner Rivas?

5 COMMISSIONER RIVAS: Yes.

6 ACTING CITY CLERK: Commissioner

7 Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 ACTING CITY CLERK: Mayor Stack?

10 MAYOR STACK: Yes.

11 COMMISSIONER VALDIVIA: You didn't call --
12 you didn't call me.

13 ACTING CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15

16 **ORDINANCE FOR HEARING AND ADOPTION CONSIDERATION:**

17

18 () AN ORDINANCE AMENDING CHAPTER 366 OF THE
19 CODE OF THE CITY OF UNION CITY ENTITLED "STREETS
20 AND SIDEWALK"

21

22 ACTING CITY CLERK: Next one -- next
23 Ordinance, Amending Chapter 366 of the Code of
24 the City of Union City Entitled Streets and
25 Sidewalk.

1 MAYOR STACK: This would just keep with our
2 Streets and Sidewalk program as we've been doing.

3 We had a five year provision in there that
4 if a street was dug up within five years they
5 would have to totally repave it curb to curb,
6 block to block. This is just extending it to ten
7 years.

8 Anyone wishing to comment on this at this
9 time please step forward.

10 MS. DILLON: You know what, come --

11 MAYOR STACK: You could just stand over
12 here, Mr. Price.

13 ACTING CITY CLERK: Right here?

14 MAYOR STACK: Sure.

15 ACTING CITY CLERK: Yeah.

16 MS. DILLON: Come close.

17 MR. PRICE: Sure.

18 Larry Price, 1006 Palisade Avenue.

19 Couple of comments in general about this --

20 MS. DILLON: Keep your voice up, Mr. Price,
21 because of the air conditioner.

22 MR. PRICE: Okay. Sorry.

23 I kind of -- well, I have a whole series of
24 comments here.

25 The one thing -- clearly we got to have

1 | some control over opening the streets. I mean I
2 | remember in the past watching Public Service dig
3 | up for a gas line and when they close it up they
4 | dumped a couple of bags of asphalt in and hit it
5 | with a spade and that was the end of it. And of
6 | course six months later, after the winter, we had
7 | a gully in our street which lasted for ten years.
8 | And that's true all over the City.

9 | And that -- that really -- I'm starting to
10 | see that on Palisade Avenue now, which was paved
11 | six years ago.

12 | So, I mean clearly there has to be some
13 | control over it.

14 | On the other hand, certainly when we got a
15 | new street and someone opens it, they better make
16 | good on it because, you know, the City taxpayers
17 | just paid for a new -- new street and we would
18 | like to not have that destroyed immediately.

19 | On the other hand, there's also a useful
20 | life for a street. Palisade Avenue is now
21 | starting to show its age. It's six years. And
22 | this change, as I understand it, basically it
23 | says if you open the street for ten years you got
24 | to replace the street.

25 | Well, if you do that on Palisade Avenue

1 right now, we've gotten our money's worth out of
2 the paving job from six years ago. So if we
3 require someone to do it now, they're going to
4 probably feel all I'm doing is paying for your
5 street program. You know, it's not because I'm
6 destroying something; it's worn out. But
7 whatever.

8 What I would really invite your attention
9 to -- talk to a couple of buddies of mine who are
10 engineers and they said if you have a good repair
11 program, not the, you know, two bags of asphalt
12 and pound it with a shovel but a good repair, you
13 know, will last longer than the original pavement
14 and will -- you know and will not deteriorate.

15 But it's -- it's a gull. Layers and pave
16 -- you know, you roll it and whatever. That's
17 what I think we need. Because right now, with
18 this change you -- that would change. But right
19 now if you opened Palisade Avenue and create a
20 gull -- there's no -- there's no cost to you.

21 If you open Palisade Avenue -- more the
22 amendment here and -- and we have an enforced
23 repair program, you know, the thing -- they're
24 talking, you know, there's a lot of -- you know
25 I'm not an engineer, there are a lot of elaborate

1 steps. You know the -- the cut has to be five
2 foot wide and you put a -- you put a level in and
3 whatever.

4 But if we do that then we -- we protect our
5 -- our streets from whatever the abuse they
6 suffered in the past without, you know, --
7 (indiscernible). Because what I fear on -- and I
8 -- I see a few changes, I know of one property --
9 there are probably a lot of properties like this.
10 A guy buys a house. It's officially a three
11 family but it was always a four family. Terrible
12 condition; solid structure, not so good.

13 So he buys the house to -- to rehab it and
14 have it legalized as a four family. He does
15 that. And then he finds out the Construction
16 Code requires that because it's a four family it
17 has to be sprinklered. Okay, fine. He wants to
18 do it off his household line; pressure isn't
19 enough. He has to put a line in down the street.
20 So that requires that he put \$25,000.00 in for
21 the line down the street and another \$50,000.00
22 to redo the street. And suddenly that new --
23 whatever.

24 At this point if he knew -- as he said to
25 me, if I knew then what I know now, I would never

1 have touched this project.

2 We don't want to discourage -- you know,
3 look at all the deteriorated properties in the
4 City. We don't want to discourage or go out of
5 our way to discourage renovation. And that's --
6 this step makes --

7 I think a rigidly enforced repair program
8 works a lot better than --

9 MAYOR STACK: We do that. On the streets
10 that are currently out there that are older than
11 -- older than five and ten years we make them.
12 We do the infrared paving and stuff like that but
13 it's not the same. I've got a lot of experience
14 with the streets, it's not the same.

15 Where on Palisade was six years; 8 to 10 on
16 Pal?

17 MR. PRICE: I -- I'm just going --

18 MAYOR STACK: When you said Palisade Avenue
19 was done six years ago, where?

20 MR. PRICE: By the pool.

21 MAYOR STACK: Yeah.

22 MR. PRICE: September of 2009.

23 MAYOR STACK: Okay, yeah. But that was
24 redone recently by --

25 MR. PRICE: Well, those two blocks.

1 MAYOR STACK: Right. Right.

2 MR. PRICE: But the rest of it --

3 MAYOR STACK: Right.

4 MR. PRICE: -- was --

5 MAYOR STACK: But no more than those two
6 blocks was done six years ago.

7 MR. PRICE: Oh. Oh.

8 MAYOR STACK: It was --

9 MR. PRICE: Yes. Yes.

10 MAYOR STACK: Yeah.

11 MR. PRICE: But the part -- oh, the part we
12 did, whatever, three months ago, looks beautiful.

13 MAYOR STACK: Yeah.

14 MR. PRICE: But beyond that --

15 MAYOR STACK: But Palisade Avenue, beyond 8
16 to 10, wasn't done six years ago. I wish it was.
17 It wasn't.

18 Palisade Avenue hasn't been done since I've
19 been the Mayor. It will be 15 years this month.
20 I never did Palisade.

21 MR. PRICE: Between --

22 MAYOR STACK: Palisade Avenue was done --

23 MR. PRICE: Between 10th and --

24 MAYOR STACK: -- about --

25 MR. PRICE: -- 11th Street.

1 MAYOR STACK: Tenth and 11th?

2 MR. PRICE: Yeah, that's where I live.

3 MAYOR STACK: No. I didn't -- not during
4 my time as Mayor, no.

5 I wish I could take credit for that. I
6 didn't do it. No.

7 Palisade Avenue had a coating put on it
8 about 16, 17 years ago. They did a coating.
9 That's all they did. Yeah.

10 They scraped it. They did a scraping down
11 about an inch and a half and they -- they did it.
12 They did a little bit of base repair.

13 What I'm doing now with the streets, like
14 15th that we just did the sidewalks, 47th, 48th,
15 Summit Avenue, I'm paving them next year.
16 Because Public Service and the water company came
17 out and did proactively --

18 MR. PRICE: Right.

19 MAYOR STACK: -- did trenches and they did
20 some new water lines, some new gas lines.

21 MR. PRICE: Right.

22 MAYOR STACK: I'm going to wait a year just
23 for that to settle, do a good base repair, and
24 then I'll pave those next year.

25 MR. PRICE: The one thing -- by the way the

1 change from five to ten, --

2 MS. DILLON: Don't stray away.

3 MR. PRICE: Oh, sorry.

4 Five years utilities can work around. Ten
5 years is -- I see a lot of, I guess you call it,
6 prophylactic work in a sense. That, you know,
7 they know it's going to happen next year, so
8 they're --

9 MAYOR STACK: They got the message.

10 MR. PRICE: -- they got the -- so they're
11 doing things this year. But --

12 And then -- and then I'll bet, you know,
13 the other half of the coin will be they'll --
14 they were intending to wait the last two years to
15 do nothing so that they could be beyond the five
16 year --

17 Five years you can work around. Ten years
18 you can't work around it if you're a utility.
19 You might as well -- weather it so, -- and, you
20 know, the utility companies pay for it initially
21 but, you know, it's going to be the property
22 owners in the City who will end up paying for
23 this in the end, so.

24 MAYOR STACK: We'll take a look at it.

25 We'll --

1 MR. PRICE: Okay.

2 MAYOR STACK: Thank you.

3 MR. PRICE: Thank you.

4 MAYOR STACK: Anybody else wishing to
5 comment on this Ordinance at this time?

6 Seeing none, I make a motion.

7 ACTING CITY CLERK: Is there a motion to
8 close public hearing?

9 COMMISSIONER MARTINETTI: Second.

10 ACTING CITY CLERK: Motion by Mayor Stack.
11 Second by Commissioner Martinetti.

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 ACTING CITY CLERK: Is there a motion to
25 adopt the Ordinance Amending Chapter 366 of the

1 Code of the City of Union City Entitled Streets
2 and Sidewalk?

3 COMMISSIONER VALDIVIA: Motion.

4 COMMISSIONER MARTINETTI: Motion.

5 Second.

6 ACTING CITY CLERK: Motion by Commissioner
7 Valdivia.

8 Second by Commissioner Martinetti.

9 Roll call.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 ACTING CITY CLERK: Commissioner Rivas?

13 COMMISSIONER RIVAS: Yes.

14 ACTING CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 ACTING CITY CLERK: Commissioner
17 Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 ACTING CITY CLERK: Mayor Stack?

20 MAYOR STACK: Yes.

21

22 **ORDINANCE FOR HEARING AND ADOPTION CONSIDERATION:**

23

24 () AN ORDINANCE AMENDING CHAPTER 16 OF THE
25 CODE OF THE CITY OF UNION CITY ENTITLED "VEHICLES

1 AND TRAFFIC"

2

3 ACTING CITY CLERK: Next Ordinance Amending
4 Chapter 16 of the Code of the City of Union City
5 Entitled Vehicles and Traffic.

6 MAYOR STACK: This is in reference to the
7 school zones.

8 Right?

9 MS. NOVA: That's correct.

10 MAYOR STACK: This is around all the
11 schools and school zones; we're reducing the
12 speed limit to 15 miles an hour.

13 MS. NOVA: Fifteen miles per hour, every
14 school in the District.

15 MAYOR STACK: And it's going to be
16 enforced. We'll have officers out there
17 enforcing it. There will be additional signage
18 placed. Some flashing signals to get people just
19 to slow down somewhat around our school systems.

20 A VOICE: The buses.

21 MAYOR STACK: Absolutely.

22 Anyone wishing to comment on this Ordinance
23 at this time, please step forward, state your
24 name and address for the record.

25 Seeing none.

1 ACTING CITY CLERK: Is there a motion to
2 close the public hearing on this Ordinance?

3 COMMISSIONER MARTINETTI: Motion.

4 ACTING CITY CLERK: Motion by Commissioner
5 Martinetti.

6 COMMISSIONER VALDIVIA: Second.

7 ACTING CITY CLERK: Second by Commissioner
8 Valdivia.

9 Roll call.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: First, --

12 ACTING CITY CLERK: Commissioner Rivas?

13 COMMISSIONER FERNANDEZ: Mr. Clerk? Wait a
14 minute, Mr. Clerk.

15 I'd like to commend the Mayor for this
16 great -- this is a great, great, great Ordinance.
17 And the City is so congested; so many kids have
18 no place to go when they leave the school. It's
19 a great, great, great Ordinance to introduce.

20 There's so many groups of kids coming out
21 of the school at one time and people just seem to
22 fly by. I'm so -- I'm so happy that the Mayor
23 has done this.

24 Yes.

25 ACTING CITY CLERK: 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 ACTING CITY CLERK: Is there a motion to
10 adopt the Ordinance Amending Chapter 16 of the
11 Code of the City of Union City Entitled Vehicles
12 and Traffic?

13 COMMISSIONER VALDIVIA: Motion.

14 ACTING CITY CLERK: Motion by Commissioner
15 Valdivia.

16 COMMISSIONER FERNANDEZ: Second.

17 ACTING CITY CLERK: Second by Commissioner
18 Rivas.

19 Roll call.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 ACTING CITY CLERK: Commissioner Rivas?

23 COMMISSIONER RIVAS: Yes.

24 ACTING CITY CLERK: Commissioner Valdivia?

25 COMMISSIONER VALDIVIA: Yes.

1 ACTING CITY CLERK: Commissioner
2 Martinetti?

3 COMMISSIONER MARTINETTI: Yes.

4 ACTING CITY CLERK: Mayor Stack?

5 MAYOR STACK: Yes.

6

7 **CONSENT AGENDA:**

8

9 (1) Resolution Approving the Payment of Claims

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

12 (3) Resolution Approving the City Payroll for
13 the Period of September 5, 2015 through September
14 18, 2015 & September 19, 2015 through October 2,
15 2015

16 (4) Resolution Approving the Library Payroll
17 for the Period of September 5, 2015 through
18 September 18, 2015 & September 19, 2015 through
19 October 2, 2015

20 (5) Resolution Authorizing the Submission of an
21 Application to the New Jersey Local Finance Board
22 Pursuant to N.J.S.A. 40A:3-1

23 (6) Restaurant Authorizing the Award of
24 Contract to Precision Building Construction for
25 the 47th Street Firehouse Family Shelter

- 1 (7) Resolution to Approve Agreement with the
- 2 Jersey City Incinerator Authority for Use of
- 3 Compactor Trucks
- 4 (8) Resolution to Authorize Contract for the
- 5 Purchase of 2 Garbage Trucks through the Houston
- 6 Galveston Area Council Cooperative
- 7 (9) Resolution to Authorize Contract for the
- 8 Lease/Purchase of 2 Ford E-350 Type 111
- 9 Ambulances through the Houston Galveston Area
- 10 Council Cooperative
- 11 (10) Resolution Authorizing the Amendment to the
- 12 Agreement for the Preparation of a Statewide Fair
- 13 Share Analysis
- 14 (11) Resolution Authorizing the Submission of a
- 15 Grant Application and Execute a Contract with the
- 16 New Jersey Department of Transportation for the
- 17 Summit Avenue Section 5 Project
- 18 (12) Resolution to Authorize Open Space Grant
- 19 Funds Application and Consulting Services
- 20 (13) Resolution Ratifying Agreement between the
- 21 City and Chief of Police Richard Molinari
- 22 (14) Resolution to Authorize Contract for the
- 23 Purchase of Cleaning Equipment with John O'Meara,
- 24 Inc.
- 25 (15) Resolution to Authorize Contract for the

1 HVAC Maintenance Services with Pennetta
2 Industrial Automation
3 (16) Resolution to Authorize Contract for the
4 Purchase of Horticulture Supplies from Matera's
5 Nursery
6 (17) Resolution to Authorize Refund of Towing
7 License Fee for Main Towing Corporation
8 (18) Proclamation Promoting Saturday, November
9 29, 2014 (sic) as Small Business Saturday
10 (19) Proclamation Designating Saturday, October
11 31st has the "Shakeh Chapter Day" of the Armenian
12 Relief Society
13 (20) Resolution Naming 41st Street from New York
14 Avenue to Palisade Avenue as "Coach Morell Way"
15 (21) Resolution Removing Loading Zone at 611
16 Palisade Avenue
17 (22) Resolution to Approve Bus Stop at the
18 Southwest Corner of 7th Street and Palisade Avenue
19 (23) Resolution Approving the Renewal of
20 Manhattan Bar & Grill Restaurant, Inc. t/a
21 Manhattan Bar & Grill, Located at 1711 Manhattan
22 Avenue, Liquor License No. 0910-33-188
23 (24) Resolution Approving the Renewal of El
24 Papaturo t/a JRV Restaurant, Located at 1018
25 Summit Avenue, Liquor License No. 0910-33-137

- 1 (25) Resolution Approving the Renewal of
2 Bambinas Bar & Restaurant & LLC, Located at 2906
3 Bergenline Avenue, Liquor License No. 0910-33-040
- 4 (26) Resolution Approving the Renewal of
5 Salvadorian Bar & Restaurant, Located at 4212 New
6 York Avenue, Liquor License No. 0910-33-051
- 7 (27) Resolution Approving the Renewal of Mi Otra
8 Casita Inc. t/a Mi Otra Casita, Located at 401
9 30th Street, Liquor License No. 0910-33-080
- 10 (28) Resolution Approving the Renewal of El
11 Cobre Restaurant t/a Marvinia Inc, Located at 4413
12 Bergenline Avenue, Liquor License No. 0910-33-208
- 13 (29) Resolution Approving the Renewal of
14 Universal Liquors t/a BSB Patel Inc, Located at
15 2117 Bergenline Avenue, Liquor License No.
16 0910-32-195
- 17 (30) Resolution Approving the Renewal of
18 Variedad Latina, Located at 4417 Bergenline
19 Avenue, Liquor License No. 0910-33-031
- 20 (31) Resolution Approving the Renewal of
21 Tropical Rest t/a Wendy Diaz, Located at 4100
22 Bergenline Avenue, Liquor License No. 0910-33-060
- 23 (32) Resolution Approving the Renewal of Cactus
24 Restaurant t/a Enrique Deleon, Located at 426 32nd
25 Street, Liquor License No. 0910-33-227

- 1 (33) Resolution Approving the Renewal of Los
2 Precios Corp, Located at 2817 Bergenline Avenue,
3 Liquor License No. 0910-43-079
- 4 (34) Resolution Approving the Renewal of R&J
5 Supermarket t/a La Roca, Located at 4416-24
6 Bergenline Avenue, Liquor License No. 0910-43-005
- 7 (35) Resolution Approving the Renewal of Fiji
8 Wine & Liquors, Located at 2909 Bergenline
9 Avenue, Liquor License No. 0910-32-082
- 10 (36) Resolution Approving the Renewal of Fuerte
11 Liquors, Located at 518 32nd Street, Liquor
12 License No. 0910-44-169
- 13 (37) Resolution Approving the Renewal of
14 International Wine Liquors Inc. t/a Sapran Wine
15 and Spirits, Located at 126 43rd Street, Liquor
16 License No. 0910-44-027
- 17 (38) Resolution Approving the Renewal of La
18 Herradura, Located at 414 24th Street, Liquor
19 License No. 0910-33-117
- 20 (39) Resolution Approving the Renewal of
21 Association Hijos De Amigos De Fomento, Located
22 at 522 38th Street, Liquor License No. 0910-31-226
- 23 (40) Resolution Approving the Renewal of El
24 Chapin Corp t/a El Cuscatilezo, Located at 2118
25 Bergenline Avenue, Liquor License No. 0910-33-075

- 1 (41) Resolution Approving Disciplinary
2 Proceedings Against Fantasy Night Club t/a Lee
3 Entertainment, Located at 416-418 43rd Street,
4 Liquor License No. 0910-33-072-007
- 5 (42) Resolution Approving Disciplinary
6 Proceedings Against El Ricon (sic) Chapin t/a El
7 Chapin Corp., Located at 2118 Bergenline Avenue,
8 Liquor License No. 0910-33-075-010
- 9 (43) Resolution Approving Disciplinary
10 Proceedings Against Pupusa Loca t/a Pupusa No. 2
11 Inc., Located at 4709-11 Bergenline Avenue,
12 Liquor License No. 0910-33-174-006
- 13 (44) Resolution Authorizing the Refund of
14 Premium Monies Collected at the Tax Sale (8
15 Sheets attached)
- 16 (45) Resolution Cancelling Taxes on Property
17 Erroneously Assessed Block 61.01, Lot 1 Also
18 Known as 1201 New York Avenue
- 19 (46) Resolution Cancelling Added Assessment on
20 Block 22, Lot 1.01 C0709 Also Known as 500
21 Central Avenue
- 22 (47) Resolution Authorizing the Refund of
23 Payment Made by Lienholder on Block 147, Lot 4
24 Also Known as 725 27th Street
- 25 (48) Resolution Authorizing Tax Appeal Decisions

1 by the Tax Court of New Jersey (5 Properties on
2 the attached List)

3 (49) Resolution Authorizing the Refund of an
4 Overpayment Made on Block 223, Lot 26 Also Known
5 as 135 38th Street

6 (50) Resolution Authorizing the Refund of
7 Payment Made on Block 187, Lot 2 Also Known as
8 East of Viaduct

9 (51) Resolution Authorizing the Refund of an
10 Overpayment for Real Estate Taxes on Block 223,
11 Lot 26 CE605 Also Known as 135 38th Street

12 (52) Any other matter of City business that may
13 arise

14

15 ACTING CITY CLERK: Next item's the Consent
16 Agenda.

17 First item is Resolution Approving the
18 Payments of Claim.

19 Item 2.

20 Resolution Approving the Payments of
21 Concurring Claims.

22 Item 3.

23 Resolution Approving the City Payroll for
24 the Period of September 5th, 2015 through
25 September 18, 2015; September 9, (sic) 2015

1 through October 2nd, 2015.

2 Resolution Approving the Library Payroll
3 for the Period of September 5th, 2015 through
4 September 18, 2015; September 19, 2015 through
5 October 2nd, 2015.

6 Item 5.

7 Resolution Authorizing the Submission of an
8 Application to the New Jersey Local Finance Board
9 Pursuant to N.J.S.A. 40A:3-1.

10 Item 6.

11 Restaurant Authorizing the Award of
12 Contract to Precision Building Construction for
13 the 40 Street -- 47th Street Firehouse Family
14 Shelter.

15 Item 7.

16 Resolution to Approve Agreement with --
17 with the Jersey City Incinerator Authority for
18 Use of Compact (sic) Trucks.

19 Item 8.

20 Resolution to Authorize Contract for the
21 Purchase of Two Garbage Trucks through the
22 Houston Galveston Area Council Cooperative.

23 Item 9.

24 Resolution Authorizing Contract for the
25 Lease and Purchase of two Ford E-350 Type 111

1 Ambulances through the Houston Galveston Area
2 Council Cooperative.

3 Item 10.

4 Resolution Authorizing the Amendment to the
5 Agreement for the Preparation of a Statewide Fair
6 Share Analysis.

7 Item 11.

8 Resolution Authorizing the Submission of a
9 Grant Application and Execute a Contract with the
10 New Jersey Department of Transportation for the
11 Summit Avenue Section 5 Project.

12 Item 12.

13 Resolution to Authorize Open Space Grant
14 Funds Application and Consulting Services.

15 Item 13.

16 Resolution Ratify Agreement Between City --
17 the City and the Chief of Police Richard
18 Molinari.

19 Item 14.

20 Resolution to Authorize Contract for the
21 Purchase of Cleaning Equipment with John O'Meara,
22 Inc.

23 Item 15.

24 Resolution to Authorize Contract with HVAC
25 Maintenance Services with Pennetta Industrial

1 Automation.

2 Item 16.

3 Resolution to Authorize Contract for the
4 Purchase of Horticulture Supplies from Matera
5 Nursery.

6 Item 17.

7 Resolution to Authorize Refund of Towing
8 License Fee for Main Towing Corporation.

9 Item 18.

10 Proclamation Promoting Saturday, November
11 29, 2014 (sic) --

12 That should be 2015.

13 -- as Small Business Saturday.

14 Item 19.

15 Proclamation Designating Saturday, October
16 31st as the Shakeh Chapter Day of the Armenian
17 Relief Society.

18 Item 20.

19 Resolution Naming -- Naming 41st Street
20 from New York Avenue to Palisade Avenue as Coach
21 Morell Way.

22 Item 21.

23 Resolution Removing Loading Zone at 611
24 Palisade Avenue.

25 Item 22.

1 Resolution to Approve Bus Stop at the
2 Southwest Corner of 7th Street and Palisade
3 Avenue.

4 Item 23.

5 Resolution Approving the Renewal of
6 Manhattan Bar and Grill Restaurant, Inc., also
7 known as Manhattan Bar and Grill, Located at 711
8 (sic) Manhattan Avenue, Liquor License Number
9 0910-33-188.

10 Item 24.

11 Resolution Approving the Renewal of El
12 Papaturo, also known as JRV Restaurant, Located
13 at 1018 Summit Avenue, Liquor License Number
14 0910-33-137.

15 Item 25.

16 Resolution Approving the Renewal of
17 Bambinas Bar and Restaurant & LLC, Located at
18 2906 Bergenline Avenue, Liquor License Number
19 0910-33-040.

20 Item 26.

21 Resolution Approving the Renewal of El
22 Salvadorian Bar and Restaurant, Located at 4212
23 New York Avenue, Liquor License Number 0910-33-
24 051.

25 Item 27.

1 Resolution Approving the Renewal of Mi Otra
2 Casita Inc., also known as Mi Otra Casita,
3 Located at 401 30th Street, Liquor License Number
4 0910-33-080.

5 Item 28.

6 Resolution Approving the Renewal -- the
7 Renewal of El Cobre Restaurant, also known as
8 Marvinia Inc., Located at 4413 Bergenline Avenue,
9 Liquor License Number 0910-33-208.

10 Item 29.

11 Resolution Approving the Renewal of
12 Universal Liquors, also known as BSB Patel Inc.,
13 Located at 2117 Bergenline Avenue, Liquor License
14 Number 0910-32-195.

15 Item 30.

16 Resolution Approving the Renewal of
17 Variedad Latina, Located at 4417 Bergenline
18 Avenue, Liquor License Number 0910-33-031.

19 Item 31.

20 Resolution Approving the Renewal of
21 Tropical Restaurant, also known as Wendy Diaz,
22 Located at 4100 Bergenline Avenue, Liquor License
23 Number 0910-33-060.

24 Item 32.

25 Resolution Approving the Renewal of Cactus

1 Restaurant, also known as Enrique Deleon, Located
2 at 426 32nd Street, Liquor License Number 0910-33-
3 227.

4 Item 33.

5 Resolution Approving the Renewal of Los
6 Precios Corp., Located at 2817 Bergenline Avenue,
7 Liquor License Number 0910-43-079.

8 Item 34.

9 Resolution Approving the Renewal of R and J
10 Supermarket, also known as La Roca, Located at
11 4416-24 Bergenline Avenue, Liquor License Number
12 0910-43-005.

13 Item 35.

14 Resolution Approving the Renewal of Fiji
15 Wine and Liquors, Located at 2909 Bergenline
16 Avenue, Liquor License Number 0910-32-082.

17 Item 36.

18 Resolution Approving the Renewal of Fuerte
19 Liquors, Located at 518 32nd Street, Liquor
20 License Number 0910-44-169.

21 Item 37.

22 Resolution Approving the Renewal of
23 International Wine Liquors Inc., also known as
24 Sapran Wine and Spirits, Located at 126 43rd
25 Street, Liquor License Number 0910-44-027.

1 Item 38.

2 Resolution Approving the Renewal of La
3 Herradura, Located at 414 24th Street, Liquor
4 License Number 0910-33-117.

5 Item 39.

6 Resolution Approving the Renewal of
7 Association Hijos De Amigos De Fomento, Liquor
8 License Number -- I mean Located at 522 38th
9 Street, Liquor License Number 0910-31-226.

10 Item 40.

11 Resolution Approving the Renewal -- the
12 Renewal of El Chapin Corporation, also known El
13 Cuscatilezo, Located -- Located --

14 COMMISSIONER MARTINETTI: Good job,
15 Dominick.

16 ACTING CITY CLERK: -- Located --

17 COMMISSIONER MARTINETTI: Good job.

18 ACTING CITY CLERK: I try my best.

19 -- Located at 2118 Bergenline Avenue,
20 Liquor License Number 0910-33-075.

21 COMMISSIONER MARTINETTI: Cuscatilezo.

22 ACTING CITY CLERK: Item 41.

23 Resolution --

24 MAYOR STACK: I thought Danny was up here
25 for a minute.

1 COMMISSIONER FERNANDEZ: That's funny
2 stuff.

3 ACTING CITY CLERK: Item 41.

4 Resolution Approving Disciplinary
5 Proceedings Against Fantasy Night Club, also
6 known as Lee Entertainment, Located at 416-418
7 43rd Street, Liquor License Number 0910-33-072-
8 007.

9 Item 42.

10 Resolution Approving Disciplinary
11 Proceedings Against El Ricon (sic) Chapin, also
12 known El Chapin Corporation, Located at 2118
13 Bergenline Avenue, Liquor License Number
14 0910-33-075-010.

15 Item 43.

16 Resolution Approving Disciplinary
17 Proceeding Against Pupusa Loca, also known as
18 Pupusa Number 2 Inc., Located at 4709-11
19 Bergenline Avenue, Liquor License Number 0910-33-
20 174-006.

21 Item 44.

22 Resolution Authorizing the Refund of
23 Premium Money Collected at Tax Sale; eight sheets
24 attached.

25 Item 45.

1 Resolution Cancelling Taxes on Property
2 Erroneously Assessed Block 61.01, Lot 1 also
3 known as 1201 New York Avenue.

4 Item 46.

5 Resolution Cancelling Added Assessment on
6 Block 22, Lot 1.01 C0709 Also Known as 500
7 Central Avenue.

8 Item 47.

9 Resolution Authorizing the Refund of
10 Payment Made by Lienholders on Block 147, Lot 4
11 also known as 725 27th Street.

12 Item 48.

13 Resolution Authorizing Tax Appeal Decisions
14 by the Tax Court of New Jersey.

15 Item 49.

16 Resolution Authorizing the Refund of an --
17 of an Overpayment Made on Block 223, Lot 26 also
18 known as 135 38th Street.

19 Item 50.

20 Resolution Authorizing the Refund of
21 Payment Made on Block 187, Lot 2 also known as
22 East of the Viaduct.

23 Item 51.

24 Resolution Authorizing the Refund on
25 Overpayment of Real Estate Taxes on Block 223,

1 Lot 26 CE605 also known as 135 38th.

2 Mayor, do you wish to take any comments --

3 MAYOR STACK: Sure.

4 ACTING CITY CLERK: -- on any of the items
5 on the Consent Agenda?

6 MAYOR STACK: Just before I do, just on
7 number 5, which is a Resolution Authorizing
8 Submission of an Application to the New Jersey
9 Local Finance Board. That's on our current bond;
10 the municipal bond -- the City bond, for lack of
11 a better term. We're just changing that to
12 include the 47th Street Emergency Shelter that
13 we've spoken about many times before, which is
14 the firehouse.

15 In the event of a bad fire in the City,
16 rather than the City spending money on hotels,
17 we'll keep the families in the City. All we're
18 doing is moving money out of the road program
19 over to the shelter project.

20 The second one I wanted to mention was the
21 Jersey City Incinerator Authority for Use of
22 Compactor Trucks. That's again working together
23 with Jersey City, sharing some equipment back and
24 forth.

25 I thank Mayor Fulop and his administration

1 for working closely with us.

2 Item number 8, the Purchase of Two Garbage
3 Trucks; it's long overdue. When we talk about
4 the life of equipment in -- in trucks, these
5 trucks are out there seven days a week.

6 They're the ones that pick up the various
7 items -- recycling -- some recycling material
8 that's left over, any garbage that's not picked
9 up by the hauler. They also do all the schools.
10 They also do all the receptacles. And they're
11 out there seven days a week.

12 And the Public Works Department -- I give
13 all the Commissioners credit but specifically
14 Commissioner Rivas for the great job that they do
15 in keeping our City in the condition it's in. We
16 receive many compliments about how clean the
17 streets are. The men and women in that
18 department do a great job.

19 Commissioner, you should be very proud.

20 COMMISSIONER RIVAS: Thank you.

21 MAYOR STACK: The Submission of a Grant
22 Application on the New Jersey DOT for Summit
23 Avenue Section 5. That's to help us to get
24 Summit Avenue completed.

25 This year we're doing from 15 to 22. That

1 will help us do 22 going north on Summit Avenue.

2 I'm hoping next year to complete Summit Avenue.

3 As I mentioned earlier when Mr. Price was
4 speaking, we did the sidewalks on Summit Avenue
5 from 15 to 22. We won't do the paving until next
6 year. We're hoping to do 22 going north -- the
7 sidewalks and then pave the entire project next
8 year.

9 Number 13, Ratifying an Agreement with the
10 City of Union City and Chief -- Chief of Police,
11 Richard Molinari. I'm very happy that the
12 Chief --

13 The Chief is here with us tonight but I'm
14 very happy the Chief is not going to be retiring;
15 he's going to be staying with us. I lobbied the
16 Chief quite a bit to stay with us. I know he had
17 other plans but I wanted him to stay with us.
18 Continuity in the Police Department is critical.

19 The Chief has done --

20 (Applause.)

21 MAYOR STACK: The Chief has strong roots to
22 the community. He's done an excellent job.

23 Not because he's here and not because he's
24 my Police Chief but he's done an excellent job in
25 running the Department, managing it

1 professionally.

2 We've added many new officers in the
3 Department. The numbers speak for themselves
4 that are out there right now. He's on the job 24
5 hours a day, seven days a week. He's out there
6 with me at Community Meetings; we were out there
7 last night in a Community Meeting. Almost 90 of
8 them a year we do together.

9 And congratulations, Chief, and I'm glad
10 you're staying.

11 CHIEF MOLINARI: Thank you, Mayor.

12 MAYOR STACK: I hope your wife's not mad at
13 me -- on the record.

14 COMMISSIONER MARTINETTI: On the record.

15 MAYOR STACK: As for the Resolution --
16 Resolution Number 20, on 41st Street from New York
17 Avenue to Palisade, naming after Coach Morell. I
18 thank the Commissioners -- and specifically both
19 Commissioner Valdivia and Commissioner Fernandez
20 -- for working on this to get this done.

21 He's been a coach in the community for a
22 long time. I know Commissioner Valdivia knows a
23 lot about him. He's a hardworking gentleman; not
24 well. And I think it's -- I think it's so
25 important -- so important that we recognize

1 | somebody who's done so much for the community.

2 | COMMISSIONER VALDIVIA: I would like to
3 | make a comment on two things.

4 | MAYOR STACK: Sure. Please.

5 | COMMISSIONER VALDIVIA: First of all on
6 | number 6, on the Family Shelter Firehouse. I
7 | want to thank the Mayor for his positive outlook,
8 | always looking out for the residents of Union
9 | City. I know myself and the Commissioners were
10 | excited when he -- when he talked about this
11 | project going -- going forward and I'm so happy.

12 | Some of our citizens sometimes are -- have
13 | a tragedy where they -- there's a fire in their
14 | apartment or house. They have a place now to go
15 | and stay.

16 | And also on Mr. Morell Way, it's very well-
17 | deserved. I know Commissioner Fernandez went to
18 | school with some of his kids like I did. He was
19 | a dedicated coach of Saint Augustine Parish. He
20 | gave a lot to the City of Union City. It's a
21 | beautiful family. Three of their siblings went
22 | to school with me in high school and I'm so happy
23 | that Mr. Fernandez -- Commissioner Fernandez and
24 | the Mayor worked on this.

25 | MAYOR STACK: Thank you very much.

1 COMMISSIONER VALDIVIA: Thank you very
2 much.

3 MAYOR STACK: Thank you.

4 Anyone else wishing to comment at this time
5 on the Consent Agenda, please step forward, just
6 state your name and address for the record.

7 MR. PRICE: Larry Price.

8 Question on number 21 and 22. We're
9 removing the loading zone at 611 Palisade and
10 we're putting a bus stop.

11 Last meeting we took the loading zone --
12 put the loading zone in and took the bus stop and
13 moved it.

14 What happened?

15 MAYOR STACK: Just going back, Larry, in
16 reviewing it, the bus stop, it wasn't the best
17 location on the corner -- on the south-- on the
18 southwest corner of 7th and Palisade. So we're
19 going to go back and try to refigure this and see
20 what we can do in that area.

21 There's a bus stop at 10th and Palisade as
22 you know going south. We have the bus stop at 7th
23 and Palisade Avenue right now. We're going to
24 possibly look to either move that down further or
25 try to merge it maybe with another bus stop in

1 between.

2 But we're going to go back and revisit this
3 again.

4 MR. PRICE: Okay.

5 MAYOR STACK: Do a little more -- bit of a
6 study.

7 MR. PRICE: Okay, but we return to status
8 quo while you think --

9 MAYOR STACK: While we do it.

10 MR. PRICE: Right.

11 MAYOR STACK: Exactly.

12 The bus stop's going to remain where it is
13 in front of the bakery, yes.

14 MR. PRICE: Okay.

15 MAYOR STACK: Anyone else wishing on the
16 Consent Agenda to comment?

17 Seeing none.

18 ACTING CITY CLERK: Seeing none.

19 Is there a motion to close public hearing
20 comment?

21 COMMISSIONER MARTINETTI: Motion.

22 MAYOR STACK: Motion.

23 ACTING CITY CLERK: Motion by Mayor --
24 Commissioner Martinetti.

25 Second by Mayor Stack.

1 Roll call.

2 Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes.

4 ACTING CITY CLERK: 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 ACTING CITY CLERK: Motion -- is there a

14 motion to approve all items on the Consent

15 Agenda?

16 COMMISSIONER VALDIVIA: Motion.

17 ACTING CITY CLERK: Motion by Commissioner

18 Valdivia.

19 COMMISSIONER RIVAS: Second.

20 ACTING CITY CLERK: Second by Commissioner

21 Rivas.

22 Roll call.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes, with an

25 exception on number 1, Resolution Approving the

1 Payment of Claims as it pertains to the
2 Redevelopment Agency which I abstain from.

3 ACTING CITY CLERK: And yes to the others?

4 COMMISSIONER FERNANDEZ: Yes to the others.

5 ACTING CITY CLERK: 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, with the
12 exception on number 1, any item pertaining to the
13 -- to payments to Adolfo Lopez; and item number
14 41, payments to Luis Diaz.

15 Aye on the rest.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18

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

20

21 () ORDINANCE OF THE CITY OF UNION CITY, COUNTY
22 OF HUDSON, NEW JERSEY CANCELING CERTAIN UNFUNDED
23 APPROPRIATION BALANCES HERETOFORE PROVIDED FOR
24 SCHOOL DISTRICT PROJECTS TOTALING \$28,000,000
25

1 ACTING CITY CLERK: Next items is -- is
2 Ordinances for Introduction.

3 This Ordinance will be further considered
4 at a meeting of the Board of Commissioners to be
5 held on October 20th, 2015, at seven p.m., at the
6 Bella Vista Apartments, 522 22nd Street, Union
7 City, New Jersey.

8 First Ordinance of the City of Union City,
9 County of Hudson, New Jersey, Canceling Certain
10 Unfunded Appropriation Balances Heretofore
11 Provided for School District Project Totaling
12 \$28,000,000.00.

13 MAYOR STACK: Obviously it's self-
14 explanatory. We'll be canceling 28 million
15 dollars that the Board of Education wanted. The
16 Board of Education went back to the State and the
17 State has allowed them to use surplus moneys and
18 additional funds that they may have to cancel
19 this out.

20 So this is good news for all-around; for
21 the Board of Ed, for the City of Union City, and
22 all involved.

23 ACTING CITY CLERK: Is there a motion to
24 introduce?

25 MAYOR STACK: Motion.

1 I'm sorry.

2 ACTING CITY CLERK: Motion by Mayor Stack.

3 COMMISSIONER MARTINETTI: Second.

4 ACTING CITY CLERK: Second by Commissioner
5 Martinetti.

6 Roll call.

7 COMMISSIONER RIVAS: I'll -- I'll second
8 it.

9 MS. NOVA: Before we move forward,
10 Commissioner Martinetti, Commissioner Valdivia
11 would normally recuse on this item.

12 However, because of the doctrine of
13 necessity, they are going to be voting on this
14 item because there are not enough Commissioners
15 to get the super majority.

16 Go ahead.

17 ACTING CITY CLERK: So, 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 ACTING CITY CLERK: Commissioner Fernandez;
2 recusing.

3

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

5

6 () ORDINANCE AMENDING BOND ORDINANCE 001-2014
7 OF THE CITY OF UNION CITY

8

9 ACTING CITY CLERK: Second Ordinance
10 Amending Bond Ordinance 001-2014 of the City of
11 Union City.

12 MAYOR STACK: I'll move it.

13 COMMISSIONER MARTINETTI: Second.

14 ACTING CITY CLERK: Motion by Mayor Stack.

15 Second by Commissioner Martinetti.

16 Roll call.

17 Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Yes.

19 ACTING CITY CLERK: 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 **REGULAR AGENDA:**

5

6 1. Resolution Authorizing Payment of Claim to
7 the Hudson County Improvement Authority

8

9 ACTING CITY CLERK: Next item is a Regular
10 Agenda. Three items on the Regular Agenda.

11 First item is Resolution Authorizing
12 Payments of Claim to the Hudson County
13 Improvement Authority.

14 MAYOR STACK: I'll move it.

15 ACTING CITY CLERK: Motion by Mayor Stack.

16 COMMISSIONER VALDIVIA: Second.

17 ACTING CITY CLERK: Second by Commissioner
18 Valdivia.

19 Roll call.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 ACTING CITY CLERK: Commissioner Rivas?
23 Recusing.

24 Commissioner Valdivia?

25 COMMISSIONER VALDIVIA: Yes.

1 ACTING CITY CLERK: Commissioner
2 Martinetti?

3 Recusing.

4 Mayor Stack?

5 MAYOR STACK: Yes.

6

7 **REGULAR AGENDA:**

8

9 2. Resolution Authorizing Payment of Claim to
10 the Hudson Regional Health Commission

11

12 ACTING CITY CLERK: Item 2.

13 Resolution Authorizing Payment of Claim to
14 the Hudson Regional Health Commission.

15 COMMISSIONER MARTINETTI: Motion.

16 ACTING CITY CLERK: Motion by Commissioner
17 Martinetti.

18 COMMISSIONER VALDIVIA: Second.

19 ACTING CITY CLERK: Second by Commissioner
20 Valdivia.

21 Roll call.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: Yes.

24 ACTING CITY CLERK: Commissioner Rivas?

25 COMMISSIONER RIVAS: Yes.

1 ACTING CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER VALDIVIA: Yes.

3 ACTING CITY CLERK: Commissioner

4 Martinetti?

5 COMMISSIONER MARTINETTI: Yes.

6 ACTING CITY CLERK: Mayor Stack?

7 MAYOR STACK: Yes.

8

9 **REGULAR AGENDA:**

10

11 3. Resolution to Establish Temporary
12 Appropriations for Fiscal Year 2016 Budget

13

14 ACTING CITY CLERK: Next, item 3, is
15 Resolution to Establish Temporary Appropriations
16 for Fiscal Year 2016 Budget.

17 COMMISSIONER MARTINETTI: Motion.

18 ACTING CITY CLERK: Motion by Commissioner
19 Martinetti.

20 COMMISSIONER VALDIVIA: Second.

21 ACTING CITY CLERK: Second by Commissioner
22 Valdivia.

23 Roll call.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yes.

1 MS. NOVA: Before we move forward, it is
2 recommended that Commissioner Martinetti not vote
3 as to the Construction Code Official.

4 COMMISSIONER MARTINETTI: Okay.

5 MS. NOVA: So we will need another
6 Commissioner to second it.

7 COMMISSIONER VALDIVIA: Second.

8 ACTING CITY CLERK: Commissioner --
9 Commissioner Valdivia.

10 And I need another one.

11 COMMISSIONER RIVAS: I second.

12 ACTING CITY CLERK: Commissioner Rivas.

13 MS. DILLON: I'm sorry, who's the mover?

14 COMMISSIONER MARTINETTI: Valdivia.

15 MS. DILLON: Okay.

16 ACTING CITY CLERK: Motion --

17 MS. DILLON: And the --

18 ACTING CITY CLERK: Second by --

19 MS. DILLON: And Commissioner Rivas --

20 ACTING CITY CLERK: -- Commissioner Rivas.

21 MS. DILLON: -- is the second.

22 Okay.

23 ACTING CITY CLERK: Yes.

24 Roll call.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 ACTING CITY CLERK: Commissioner Rivas?

3 COMMISSIONER RIVAS: Yes.

4 ACTING CITY CLERK: Commissioner

5 Martinetti?

6 I mean Commissioner Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 ACTING CITY CLERK: Commissioner

9 Martinetti?

10 COMMISSIONER MARTINETTI: With the
11 exception in items pertaining to the Code --
12 Construction Code Official.

13 MS. NOVA: Any items pertaining to the
14 Construction Code Official.

15 COMMISSIONER MARTINETTI: Construction Code
16 Official.

17 Aye on the rest.

18 ACTING CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20

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

22

23 ACTING CITY CLERK: Mayor, do you wish to
24 take any public comment --

25 MAYOR STACK: Sure.

1 ACTING CITY CLERK: -- on any item on the
2 -- on the Regular Agenda?

3 MAYOR STACK: Anyone wishing to comment at
4 this time before the Board of Commissioners,
5 please step forward, state your name and address
6 for the record.

7 Seeing none.

8 ACTING CITY CLERK: Seeing none.

9 Is there is a motion to close the public
10 comment of this meeting?

11 MAYOR STACK: Yes, before we do I would
12 just like to thank those in attendance tonight.

13 Also thank the Commissioners for moving a
14 hundred percent of our meetings throughout the
15 community.

16 I'll make a motion.

17 ACTING CITY CLERK: Motion by --

18 COMMISSIONER RIVAS: I'll second.

19 ACTING CITY CLERK: -- Mayor Stack.

20 Second by Commissioner Rivas.

21 Roll call.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: Yes.

24 ACTING CITY CLERK: Commissioner Rivas?

25 COMMISSIONER RIVAS: Yes.

1 ACTING CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER FERNANDEZ: Yes.

3 ACTING CITY CLERK: Commissioner
4 Martinetti?

5 COMMISSIONER MARTINETTI: Yes.

6 ACTING CITY CLERK: Mayor Stack?

7 MAYOR STACK: Yes.

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1 **LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:**

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3 1. Dolores Castro t/a Uno Bar, Located at 3607
4 New York Avenue, Liquor License No.
5 0910-33-108-004

6

7 ACTING CITY CLERK: Mr. Farmer?

8 MR. FARMER: We -- we do not have anything
9 on the --

10 MS. DILLON: I -- I can't hear you, Mr.
11 Farmer.

12 MR. FARMER: There's nothing on the agenda.

13 MAYOR STACK: Okay.

14 ACTING CITY CLERK: There's nothing?

15 MAYOR STACK: Liquor License Disciplinary
16 Hearings on Dolores Castro?

17 MR. FARMER: Oh, yeah.

18 MAYOR STACK: Uno Bar.

19 MR. FARMER: Uno Bar.

20 She was supposed to show up. She didn't
21 show up. I haven't heard anything from her.
22 We've sent letters for her. Quite frankly I
23 think the Board has enough authority to close it
24 tonight.

25 MAYOR STACK: And how was she notified

1 about the meeting?

2 MR. FARMER: She was notified of the
3 meeting. As you may recall last time somebody
4 came and said she wasn't here. I verbally
5 notified her. I sent a letter to her telling her
6 it was on and that we were going to proceed.

7 I spoke to Mr. Diaz who is either her
8 attorney but at least consulted with her and I
9 told him to be here tonight. He's not here
10 tonight.

11 MAYOR STACK: Didn't Mr. Diaz at the last
12 meeting represent her at the meeting.

13 Right?

14 MR. FARMER: Yes. Yes.

15 MAYOR STACK: He did.

16 MR. FARMER: Yes. Yes.

17 MAYOR STACK: Okay.

18 MR. FARMER: So, --

19 MAYOR STACK: So, --

20 MR. FARMER: -- she knew and she --

21 MAYOR STACK: So she's been notified on
22 various fronts --

23 MR. FARMER: Yes.

24 MAYOR STACK: -- and you're comfortable
25 with how she was notified?

1 MR. FARMER: Absolutely. Absolutely.

2 MAYOR STACK: I'm going to make a motion
3 that we revoke the license on this establishment
4 and close it immediately.

5 And that the Police Department be given the
6 authority to make sure the establishment is
7 shutdown this evening.

8 MR. FARMER: Okay.

9 MAYOR STACK: Okay?

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

12 COMMISSIONER FERNANDEZ: Second.

13 ACTING CITY CLERK: Second by Commissioner
14 Fernandez.

15 Roll call.

16 Commissioner Fernandez?

17 COMMISSIONER FERNANDEZ: Yes.

18 ACTING CITY CLERK: Commissioner Rivas?

19 COMMISSIONER RIVAS: Yes.

20 ACTING CITY CLERK: Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 ACTING CITY CLERK: Commissioner
23 Martinetti?

24 COMMISSIONER MARTINETTI: I'm recusing.

25 ACTING CITY CLERK: Commissioner

1 Martinetti; recusing.

2 Mayor Stack?

3 MAYOR STACK: And just before I do, we've
4 -- we've dealt with this establishment, it's
5 going back a long, long time.

6 They've been told on numerous fronts --
7 attorneys representing her, not representing her;
8 going back and playing a game with this Board.

9 And it's not fair to the public, it's not
10 fair to the City of Union City, nor the
11 Commissioners and myself that they're --
12 basically making a mockery of us by sitting here
13 not even showing up, not even addressing by way
14 of -- by email, by mail, by notification to the
15 City attorneys.

16 I vote yes.

17 ACTING CITY CLERK: Mayor Stack?

18 MAYOR STACK: Thank you.

19 Just make sure, Mr. Farmer, if the Police
20 Department could be instructed tonight and maybe
21 you and the Corporation Counsel could notify --

22 MR. FARMER: Right.

23 MAYOR STACK: -- immediately by writing
24 tomorrow, maybe by overnight delivery, --

25 MS. NOVA: Absolutely.

1 MAYOR STACK: -- that this action was
2 taken --

3 MS. NOVA: Yes.

4 MAYOR STACK: -- so they have a right to go
5 and appeal.

6 MR. FARMER: I looked around and the Chief
7 was gone.

8 MAYOR STACK: He went to -- he's going to a
9 community meeting.

10 ACTING CITY CLERK: Is there a motion --

11 MAYOR STACK: We're late for a community
12 meeting.

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16 **ADJOURNMENT:**

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

20 MAYOR STACK: Motion.

21 ACTING CITY CLERK: Motion by Mayor Stack.

22 COMMISSIONER VALDIVIA: Second.

23 ACTING CITY CLERK: Second by Commissioner
24 Valdivia.

25 All in favor?

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(Whereupon, there was a chorus of ayes.)

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(Whereupon, the proceedings were concluded

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at 7:36 p.m.)

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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

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Attest:

9

Dominick Cantatore,

10

Acting 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 held on Tuesday, October 6, 2015 and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon