

ORIGINAL

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

REGULAR MEETING

TRANSCRIPT OF RECORDED

PROCEEDINGS

William V. Musto  
Cultural Center  
420 15<sup>th</sup> Street  
Union City, New Jersey

Tuesday, April 19, 2016  
Commencing at 7:00 p.m.

M E M B E R S   P R E S E N T:

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

M E M B E R S   A B S E N T:

A L S O   P R E S E N T:

DOMINICK CANTATORE, ACTING CITY CLERK

SCARINCI HOLLENBECK  
BY: KRYSTLE NOVA, ESQ.  
Corporation Counsel

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

ERIN KNOEDLER, Director of Operations

Audio-Digital  
Transcription Service, L.L.C.  
audiots@aol.com

**ADIS**  
AUDIO DIGITAL

Transcription Service

29 Oak Avenue  
West Orange, N.J. 07052  
(973) 669-1222  
Fax: (973) 669-0855

I N D E X

|                                               | <u>PAGE</u> |
|-----------------------------------------------|-------------|
| CALL TO ORDER                                 | 3           |
| SALUTE TO FLAG                                | 3           |
| ROLL CALL                                     | 4           |
| APPROVAL OF PREVIOUS MEETING MINUTES          | 4           |
| ORDINANCES FOR HEARING AND ADOPTION           | 5           |
| CONSENT AGENDA                                | 8           |
| ORDINANCES FOR INTRODUCTION                   | 16          |
| OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD | 18          |
| LIQUOR LICENSE DISCIPLINARY PROCEEDINGS       |             |
| El Chapin, Corp. t/a El Rincon Chapin         | 22          |
| Rafael A. Fernandez t/a Club Monty            | 25          |
| Edwardo Cruz t/a Caguas Bar                   | 28          |
| Vanessa Café t/a Vanessa Café                 | 32          |
| Enrique De Leon t/a Cactus Bar                | 42          |
| Mi Otra Casita t/a Mi Otra Casita             | 46          |
| LIQUOR LICENSE TRANSFER HEARING               | 48          |
| ADJOURNMENT                                   | 55          |

1           ACTING CITY CLERK: Can I have your  
2 attention please?

3           This is a Regular Public Meeting of the  
4 Union City Board of Commissioner, being held on  
5 Tuesday, April 19, 2016, at seven p.m., at the  
6 William V. Musto Cultural Center, 420 15<sup>th</sup> Street,  
7 Union City, New Jersey.

8           Everyone please rise for the Pledge of  
9 Allegiance.

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

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

17           Adequate notice of this meeting has been  
18 provided as follows:

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

1

2 **ROLL CALL:**

3

4

ACTING CITY CLERK: Roll call.

5

Commissioner Fernandez?

6

COMMISSIONER FERNANDEZ: Here.

7

ACTING CITY CLERK: Commissioner Rivas?

8

COMMISSIONER RIVAS: Here.

9

ACTING CITY CLERK: Commissioner Valdivia?

10

COMMISSIONER VALDIVIA: Here.

11

ACTING CITY CLERK: Commissioner

12

Martinetti?

13

COMMISSIONER MARTINETTI: Here.

14

ACTING CITY CLERK: Mayor Stack?

15

MAYOR STACK: Here.

16

17

**APPROVAL OF PREVIOUS MEETING MINUTES FROM MARCH**

18

**1, MARCH 15, AND APRIL 5, 2016:**

19

20

ACTING CITY CLERK: First item on the

21

agenda is Approval of Previous Meeting Minutes of

22

March 1<sup>st</sup>, March 15 and April 5<sup>th</sup>.

23

COMMISSIONER RIVAS: Move it.

24

ACTING CITY CLERK: Motion by Commissioner

25

Rivas.

1 COMMISSIONER VALDIVIA: Second.

2 MAYOR STACK: Second.

3 COMMISSIONER MARTINETTI: Second.

4 ACTING CITY CLERK: Second by Commissioner  
5 Valdivia.

6 Roll call.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 ACTING CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes.

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Commissioner  
14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18

19 **ORDINANCES FOR HEARING AND ADOPTION**

20 **CONSIDERATION:**

21

22 ( ) AN ORDINANCE CANCELLING CERTAIN FUNDED  
23 APPROPRIATION BALANCES PROVIDED FOR LEGGERIO  
24 (sic) MUSIC PARK IMPROVEMENTS

25

1           ACTING CITY CLERK: Next -- next item is an  
2 Ordinance for Hearing and Adoption Consideration.

3           This Ordinance -- this Ordinance is  
4 Cancelling Certain Funded Appropriation Balances  
5 Provided for Leggiero Music Park Improvements.

6           MAYOR STACK: Anyone wishing to comment on  
7 this Ordinance at this time, please step forward,  
8 state your name and address for the record.

9           This is an Ordinance Cancelling Certain  
10 Funded Appropriation Balances for the Leggiero  
11 Music Park Improvements.

12          Seeing none.

13          ACTING CITY CLERK: Do I have a motion --

14          MAYOR STACK: Motion.

15          ACTING CITY CLERK: -- to --

16          COMMISSIONER RIVAS: Second.

17          ACTING CITY CLERK: Motion by Mayor Stack.

18          Second by Commissioner 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           ACTING CITY CLERK: Is there a motion to  
7 adopt this Ordinance?

8           COMMISSIONER RIVAS: Motion.

9           ACTING CITY CLERK: Motion by Commissioner  
10 Rivas.

11          COMMISSIONER MARTINETTI: Second.

12          ACTING CITY CLERK: Second by Commissioner  
13 Martinetti.

14          Roll call.

15          Commissioner Fernandez?

16          COMMISSIONER FERNANDEZ: Yes.

17          ACTING CITY CLERK: 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 **CONSENT AGENDA:**

3

4 ( 1) Resolution Approving the Payment of Claims

5 ( 2) Resolution Approving the Payment of

6 Concurring Claims

7 ( 3) Resolution Approving the City Payroll for

8 the Period of March 19, through April 1, and

9 April 2 through April 15, 2016

10 ( 4) Resolution Approving the Library Payroll

11 for the Period of March 19, through April 1, and

12 April 2 through April 15, 2016

13 ( 5) Resolution Authorizing the Insertion of an

14 Item of Appropriation for the FY-16 Municipal Aid

15 Program for Summit Avenue (Section 5)

16 ( 6) Resolution Approving Rescission of Contract

17 for Playground Safety Surface Replacement with

18 Picerno-Giordano Construction LLC

19 ( 7) Resolution Authorizing an Additional

20 Contribution to Econsult Solutions Inc. for the

21 Preparation of a Statewide Fair Share Analysis

22 Report

23 ( 8) Resolution Approving 2016 Contract for City

24 Wide Tree Planting with Pat Scanlan Landscaping

25 Inc.

1 ( 9) Resolution Ratifying Execution of a  
2 Memorandum of Understanding with the State of New  
3 Jersey Director of the Division of Local  
4 Government Services for Transitional Aid for the  
5 Fiscal Year 2016-2017

6 (10) Resolution Authorizing the Person to Person  
7 Transfer of Liquor License No. 0910-44-032-005 to  
8 Pranam USA LLC (T/A Central Wine and Liquors)  
9 Located at 601 Central Avenue

10 (11) Amended Resolution Approving the 2014-2015  
11 Renewal of Margyru, LLC Pocket License No.  
12 0910-33-177-006 (Required Correction)

13 (12) Amended Resolution Approving the 2015-2016  
14 Renewal of Margyru, LLC Pocket License No.  
15 0910-33-177-006 (Required Correction)

16 (13) Resolution Approving the 2012-2013 Renewal  
17 of 1705 Restaurant LLC, Pocket Liquor License No.  
18 0910-33-063-005 (Required Correction)

19 (14) Resolution Approving the 2013-2014 Renewal  
20 of 1705 Restaurant LLC, Pocket Liquor License No.  
21 0910-33-063-005 (Required Correction)

22 (15) Resolution Approving the 2014-2015 Renewal  
23 of 1705 Restaurant LLC, Pocket Liquor License No.  
24 0910-33-063-005 (Required Correction)

25 (16) Resolution Approving the 2015-2016 Renewal

1 of 1705 Restaurant LLC, Pocket Liquor License No.  
2 0910-33-063-005 (Required Correction)  
3 (17) Resolution Awarding Raffle License to  
4 Prodein Non-Profit Inc. Located at 2315  
5 Bergenline Avenue  
6 (18) Resolution Authorizing the Refund of  
7 Redemption Monies to Outside Lienholders  
8 (19) Resolution Authorizing the Refund of  
9 Premium Monies Collected at the Tax Sale  
10 (20) Any other matter of City business that may  
11 arise

12  
13 ACTING CITY CLERK: Next item is a Consent  
14 Agenda.

15 We have -- item one on the Consent Agenda  
16 is Resolution Approving the Payments of Claims.

17 Item 2.

18 Resolution Approving the Payment of  
19 Concurring Claims.

20 Item 3.

21 Resolution Approving the City Payroll for  
22 the Period of March 19 through April 1st and  
23 April 2<sup>nd</sup> through April 15, 2016.

24 Item 4.

25 Resolution Approving the Library Payroll

1 for the Period of March 19 through April 1<sup>st</sup> and  
2 April 2<sup>nd</sup> through April 15, 2016.

3 Item 5.

4 Resolution Authorizing the Insertion of an  
5 Item of Appropriation for the FY-16 Municipal Aid  
6 Program for Summit Avenue, Section 5.

7 Item 6.

8 Resolution Approving the Rescission of  
9 Contract for Playground Safety Surface  
10 Replacement with Picerno-Giordano Construction  
11 LLC.

12 Item 7.

13 Resolution Authorizing an Addition -- an  
14 Additional Contribution to Econsult Solutions  
15 Inc. for the Preparation of a Statewide Fair  
16 Share Analysis Report.

17 Item 8.

18 Resolution Approving 2016 Contract for City  
19 Wide Tree Planting with Pat Scanlan -- Scanlan  
20 Landscaping Inc.

21 Item 9.

22 Resolution Ratifying Execution of a  
23 Memorandum of Understanding with the State of New  
24 Jersey Director of the Division of Local  
25 Government Services for Transitional Aid for the

1 Fiscal Year 2016-2017.

2 Item 10.

3 Resolution Authorizing the Person to Person  
4 Transfer of Liquor License Number 0910-44-032-005  
5 to Pranam USA LLC, also known as Central Wine and  
6 Liquors, Located at 601 Central Avenue.

7 Item 11.

8 Amended Resolution Approving the 2014-2015  
9 Renewal of Margyru, LLC, Pocket License Number  
10 0910-33-177-006, Required Corrections.

11 Item 12.

12 Amended Resolution Approving the 2015-2016  
13 Renewal of Margyru, LLC, Pocket License Number  
14 0910-33-177-006, Required Correction.

15 Item 13.

16 Resolution Approving the 2012-2013 Renewal  
17 of 1705 Restaurant LLC, Pocket Liquor License  
18 Number 0910-33-063-005, Required Correction.

19 Item 14.

20 Resolution Approving the 2013-2014 Renewal  
21 of 1705 Restaurant LLC, Pocket Liquor License  
22 Number 0910-33-063-005, also Required Correction.

23 Item 15.

24 Resolution Approving the 2014-2015 Renewal  
25 of 1705 Restaurant LLC, Pocket Liquor License

1 Number 0910-33-063-005, Required Correction.

2 Item 16.

3 Resolution Approving the 2015-2016 Renewal  
4 of 1705 Restaurant LLC, Pocket Liquor License  
5 Number 0910-33-063-005, also Required Correction.

6 Item 17.

7 Resolution Awarding Raffle License to  
8 Prodein Non-Profit Inc., Located at 2315  
9 Bergenline Avenue.

10 Item 18.

11 Resolution Authorizing the Refund of  
12 Redemption Monies to Outside Lienholders.

13 Item 19.

14 Resolution Authorizing the Refund of  
15 Premium Money -- Monies Collected at Tax Sale.

16 Mayor, you wish to take public comment on  
17 any item on the Consent Agenda at this time?

18 MAYOR STACK: Sure.

19 Just before we do, Mr. Clerk, on number 5,  
20 Authorizing the Insertion on the FY-16 Municipal  
21 Aid Program for Summit Avenue, I'm proud to  
22 announce that we were able to secure additional  
23 funds from the State.

24 We'll be able to -- this year we did 18 to  
25 21; it will be actually 22. Public Service is

1 doing some work in the street between 21 and 22  
2 between now and the end of May; once that's done  
3 we'll be able to do Summit Avenue from 21<sup>st</sup> to  
4 32<sup>nd</sup> on Summit. Summit Avenue will be completed.  
5 The lower portion, below 13<sup>th</sup> Street, was  
6 completed a few years back. We're very proud of  
7 that.

8 Also, in addition to the citywide tree  
9 planting, this -- this year with the number of  
10 streets that we're doing, the number of side  
11 streets and main streets we're doing an  
12 additional tree planting program we're going to  
13 be doing on Kennedy Boulevard and Central Avenue,  
14 adding some more trees. We should be able to  
15 plant about a thousand more trees this year.

16 So that's a pretty big deal for Union City.  
17 We've been trying to plant as many as we can.

18 Having said that, any wishing to comment on  
19 the Consent Agenda, please step forward, state  
20 your name and address for the record.

21 Seeing none, Mr. Clerk, I'll --

22 ACTING CITY CLERK: Is --

23 MAYOR STACK: -- make a motion.

24 ACTING CITY CLERK: Is there a motion to  
25 close the public comment --

1 COMMISSIONER RIVAS: Second.

2 ACTING CITY CLERK: -- on the Consent

3 Agenda?

4 Motion by Mayor Stack.

5 Second by Commissioner Rivas.

6 Roll call.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 ACTING CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes..

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Commissioner

14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18 ACTING CITY CLERK: Is there a motion to

19 approve all items on the Consent Agenda?

20 COMMISSIONER VALDIVIA: Motion.

21 ACTING CITY CLERK: Motion by Commissioner

22 Valdivia.

23 COMMISSIONER RIVAS: Second.

24 ACTING CITY CLERK: Second by Commissioner

25 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 Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 ACTING CITY CLERK: Commissioner

9 Martinetti?

10 COMMISSIONER MARTINETTI: I need to recuse  
11 from item 1 -- any payments to Adolfo Lopez and  
12 any payments to North Hudson Regional, any items  
13 -- payments concerning the Construction Code  
14 Official; and items 13, 14, 15 and 16.

15 Aye on the rest.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes on all.

18

19 **ORDINANCE FOR INTRODUCTION:**

20

21 (1.) AN ORDINANCE AMENDING CHAPTER 366 OF THE  
22 CODE OF THE CITY OF UNION CITY ENTITLED "STREETS  
23 AND SIDEWALKS" STAINS

24

25 ACTING CITY CLERK: Next item is an

1 Ordinance for Introduction.

2 This Ordinance will be further considered  
3 at a meeting of the Board of Commissioner to be  
4 held on May 3<sup>rd</sup>, 2016, at seven p.m. at the  
5 Jefferson Elementary School, 3400 Palisade  
6 Avenue, Union City, New Jersey.

7 This Ordinance Amending Chapter 366 of the  
8 Code of the City of Union City Entitled Streets  
9 and Sidewalk.

10 MAYOR STACK: I'll move it.

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

13 COMMISSIONER RIVAS: Second.

14 ACTING CITY CLERK: Second by Commissioner  
15 Rivas.

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

5

6           ACTING CITY CLERK: Mayor, do you wish to  
7 take public question at this time on -- on any  
8 item on the -- on the agenda?

9           MAYOR STACK: Sure.

10          Anyone wishing to comment on this -- on any  
11 matter concerning municipal government in the  
12 City of Union City, please step forward, state  
13 your name and address for the record.

14          I would just like to at this time thank the  
15 Commissioners for keeping with our commitment of  
16 moving a hundred percent of our meetings  
17 throughout the community.

18          We feel it gets the public more involved and  
19 we try to serve the public in each neighborhood  
20 with these meetings by moving them, in addition  
21 to our Police Community Meetings and the Mobile  
22 Mayor's Office and many other events that we hold  
23 in the community.

24          So once again I thank those members of the  
25 public that are here this evening.

1 Motion.

2 ACTING CITY CLERK: Mayor, the next --

3 Well is there a motion to close the public  
4 comment?

5 MAYOR STACK: Motion.

6 ACTING CITY CLERK: By Mayor Stack.

7 COMMISSIONER RIVAS: I'll second.

8 ACTING CITY CLERK: Second by Commissioner  
9 Rivas.

10 Roll call.

11 Commissioner Fernandez?

12 COMMISSIONER FERNANDEZ: Yes.

13 ACTING CITY CLERK: Commissioner Rivas?

14 COMMISSIONER RIVAS: Yes.

15 ACTING CITY CLERK: Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 ACTING CITY CLERK: Commissioner  
18 Martinetti?

19 COMMISSIONER MARTINETTI: Yes.

20 ACTING CITY CLERK: Mayor Stack?

21 MAYOR STACK: Yes.

22

23

\* \* \*

24

25

## 1 LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

2

3 1. El Chapin Corp. t/a El Rincon Chapin

4 Located at 2118 Bergenline Avenue,

5 Liquor License No. 0910-33-075-010

6 2. Rafael A. Fernandez t/a Club Monty

7 Located at 514 Bergenline Avenue

8 Liquor License No. 0910-33-093-005

9 3. Edwardo Cruz t/a Caguas Bar

10 Located at 1704 Bergenline Avenue

11 Liquor License No. 0910-33-106-005

12 4. Vanessa Café t/a Vanessa Café

13 Located at 120 43<sup>rd</sup> Street

14 Liquor License No. 0910-33-029-008

15 5. Enrique De Leon t/a Cactus Bar

16 Located at 426 32<sup>nd</sup> Street

17 Liquor License No. 0910-33-227-005

18 6. Mi Otra Casita t/a Mi Otra Casita

19 Located at 401 30<sup>th</sup> Street

20 Liquor License No. 0910-33-080-009

21

22 ACTING CITY CLERK: The next item, Mr.

23 Farmer, is Liquor License Disciplinary

24 Proceedings.

25 MAYOR STACK: How are you, Mr. Farmer?

1 MR. FARMER: I'm fine, thank you, Your  
2 Honor -- Judge -- Mayor -- Council.

3 Where do you want me to stand?

4 MS. NOVA: Mr. Farmer, if you'd like, right  
5 here.

6 MR. FARMER: If we look at your agenda, --  
7 Detective? Detective, why don't you come  
8 on up here.

9 There are six matters on your agenda this  
10 evening.

11

12

\* \* \*

13

14

15

16

17

18

19

20

21

22

23

24

25

1 EL CHAPIN CORP. t/a EL RINCON CHAPIN

2 Located at 2118 Bergenline Avenue

3 Liquor License No. 0910-33-075-010

4

5 MR. FARMER: The first one is El Chapin.

6 And both myself and Detective Dunlay have

7 discussed this. And I would recommend it be

8 dismissed.

9 What it appears to be is the Police got to  
10 the scene. Victim saying I got assaulted in El  
11 Chapin --

12 MAYOR STACK: Just if you could keep --

13 MR. FARMER: Yeah.

14 MAYOR STACK: Just keep your voice up  
15 just --

16 MR. FARMER: Nobody --

17 MAYOR STACK: -- for the public.

18 MR. FARMER: -- no witnesses were there.  
19 The alleged perpetrator had left the scene. He  
20 had minor injuries from the -- what was reported  
21 seemed to have been spontaneous. And that it was  
22 over before anybody could intervene. And the  
23 victim who really wasn't hurt too much doesn't  
24 want to cooperate and impossible to get a hold  
25 of.

1           Seems everything else was in order. The  
2 place -- all the paperwork apparently was in  
3 order because there's no indication in the Police  
4 report that it was lacking.

5           So I would recommend, with the concurrence  
6 of Detective Dunlay, that it be dismissed.

7           MAYOR STACK: Is there anything further,  
8 Sergeant?

9           SERGEANT DUNLAY: Just it's --

10          MS. DILLON: Name for the record.

11          SERGEANT DUNLAY: I'm sorry.

12          Sergeant David Dunlay, Union City Police.

13          Just one of the things that -- we tried to  
14 investigate but this but -- normally we take  
15 calls on acts of violence very seriously but when  
16 we have no cooperation from the victim and the  
17 injuries are minor and I just want that to be  
18 noted. It wasn't anything serious or anything,  
19 you know, which would require hospitalization.

20          MAYOR STACK: Okay.

21          On the recommendation of Mr. Farmer and  
22 Sergeant Dunlay, I'll make a motion to dismiss.

23          ACTING CITY CLERK: Motion to dismiss by  
24 Mayor Stack.

25          COMMISSIONER MARTINETTI: Second.

1           ACTING CITY CLERK:   Second by Commissioner  
2 Martinetti.

3           Roll call.

4           Commissioner Fernandez?

5           COMMISSIONER FERNANDEZ:   Yes.

6           ACTING CITY CLERK:   Commissioner Rivas?

7           COMMISSIONER RIVAS:   Yes.

8           ACTING CITY CLERK:   Commissioner Valdivia?

9           COMMISSIONER VALDIVIA:   Yes.

10          ACTING CITY CLERK:   Commissioner  
11 Martinetti?

12          COMMISSIONER MARTINETTI:   Yes.

13          ACTING CITY CLERK:   Mayor Stack?

14          MAYOR STACK:   Yes.

15

16                           \*       \*       \*

17

18

19

20

21

22

23

24

25

1 RAFAEL A. FERNANDEZ t/a CLUB MONTY

2 Located at 514 Bergenline Avenue

3 Liquor License No. 0910-33-093-005

4

5 MR. FARMER: The next one on your calendar  
6 is Club Monty.

7 Mr. Fernandez, the licensee, is here this  
8 evening.

9 MR. FERNANDEZ: Good evening.

10 MR. FARMER: And again -- and again, Mr.  
11 Fernandez, Detective Dunlay, and myself had some  
12 conversations and this dealt with liquor being  
13 purchased from a non-authorized source. Like a  
14 -- from a Sam's Club or a liquor store or  
15 something like that.

16 We've agreed that -- to recommend to the  
17 Board a penalty of seven days -- one week for  
18 that offense. And the Police Department agrees  
19 to that as well.

20 MAYOR STACK: Mr. Fernandez, do you have an  
21 attorney present this evening?

22 MR. FERNANDEZ: No. No, Mayor.

23 MAYOR STACK: Do you wish to have an  
24 attorney present?

25 MR. FERNANDEZ: No, sir.

1 MAYOR STACK: Okay.

2 Do you agree to the plea agreement of seven  
3 days?

4 MR. FERNANDEZ: Yes we do.

5 MAYOR STACK: Okay.

6 I'll -- I'll make a motion to approve the  
7 plea agreement.

8 ACTING CITY CLERK: Motion by Mayor Stack.

9 COMMISSIONER RIVAS: Second.

10 ACTING CITY CLERK: Second by Commissioner  
11 Rivas.

12 Roll call.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 ACTING CITY CLERK: Commissioner Rivas?

16 COMMISSIONER RIVAS: Yes.

17 ACTING CITY CLERK: Commissioner Valdivia?

18 COMMISSIONER VALDIVIA: Yes.

19 ACTING CITY CLERK: Commissioner

20 Martinetti?

21 COMMISSIONER MARTINETTI: Yes.

22 ACTING CITY CLERK: Mayor Stack?

23 MAYOR STACK: Yes.

24 MS. NOVA: Debbie? Did he enter his  
25 appearance?

1 MS. DILLON: Mr. --

2 MS. NOVA: Fernandez.

3 MS. DILLON: -- Farmer stated who he is.

4 MS. NOVA: Okay. Just want to make sure.

5 MS. DILLON: Thank you.

6 MR. FARMER: Okay. Thank you, Mr.

7 Fernandez.

8 MAYOR STACK: Thank you very much.

9 MR. FERNANDEZ: All right, thank you, Greg.

10

11

\* \* \*

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 EDUARDO CRUZ t/a CAGUAS BAR

2 Located at 1704 Bergenline Avenue

3 Liquor License No. 0910-33-106-005

4

5 MR. FARMER: Your Honor, -- Mayor, what I'd  
6 like to do is if Mr. Diaz could come up. We've  
7 spoken to Mr. Cruz extensively. But I just want  
8 to make sure that he understands what's going.  
9 And Mr. Diaz --

10 MR. DIAZ: If it pleases the Board, as an  
11 officer of the court I will translate --

12 MAYOR STACK: Sure.

13 MR. DIAZ: -- and to the best of my  
14 ability.

15 MAYOR STACK: Absolutely.

16 MR. DIAZ: I'm fluent in Spanish and  
17 English.

18

19 (Whereupon, Mr. Diaz acted as interpreter.)

20

21 MR. FARMER: This gentleman sitting here --  
22 What's your name?

23 RAMON: Ramon.

24 MR. FARMER: Ramon seems to be Mr. Cruz's  
25 confidant. And, basically, Detective Dunlay and

1 myself and Mr. Cruz sat for about 20 minutes, a  
2 half hour, maybe as long as 45 minutes discussing  
3 this. This is a paper violation. Three days  
4 we've indicated to him that we would accept as a  
5 reduced offense and compromise a -- an enhanced  
6 penalty because this is like the second time it's  
7 happened.

8 MR. DIAZ: I explained to the licensee --

9 MS. DILLON: Step forward, Mr. Diaz.

10 MR. DIAZ: -- the three day suspension --

11 MS. DILLON: Mr. Diaz?

12 MR. DIAZ: -- and he agrees --

13 ACTING CITY CLERK: Mr. Diaz, --

14 MS. DILLON: You got to just step forward  
15 for me.

16 MR. DIAZ: I'm sorry.

17 MS. DILLON: There's an -- an air blower.

18 MR. DIAZ: I -- I explained in Spanish to  
19 the licensee what Mr. Farmer had mentioned and  
20 the plea of three days and he accepts the -- the  
21 plea and the three day suspension.

22 MAYOR STACK: Okay.

23 Thank you very much, Mr. Cruz.

24 MR. FARMER: What days?

25 RAMON: Excuse me?

1 MR. FARMER: What days do you --

2 RAMON: Try to take a Monday, Tuesday,  
3 Wednesday.

4 MR. FARMER: Okay.

5 (Whereupon, there was a pause in the  
6 proceedings.)

7 MR. FARMER: All right. Mr. Diaz, we're up  
8 to Vanessa Café.

9 MAYOR STACK: Okay, I make a motion.

10 ACTING CITY CLERK: Is there a motion for  
11 three day suspension?

12 COMMISSIONER FERNANDEZ: Motion.

13 ACTING CITY CLERK: Motion by Mayor Stack.

14 COMMISSIONER FERNANDEZ: Second.

15 ACTING CITY CLERK: Second by Commissioner  
16 Fernandez.

17 Roll call.

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 ACTING CITY CLERK: Commissioner Rivas?

21 COMMISSIONER RIVAS: Yes.

22 ACTING CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 ACTING CITY CLERK: Commissioner  
25 Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 ACTING CITY CLERK: Mayor Stack?

3 MAYOR STACK: Yes.

4 MR. FARMER: Okay. Thanks for pointing  
5 that out.

6

7

\* \* \*

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 VANESSA CAFÉ t/a VANESSA CAFÉ

2 Located at 120 43<sup>rd</sup> Street

3 Liquor License No. 0910-33-029-008

4

5 MR. DIAZ: Good evening, Board Members.

6 Luis Diaz for the licensee.

7 I'll put another hat on as a -- as a lawyer  
8 this time.

9 MR. FARMER: All right, just so we can  
10 catch up -- because we moved so fast; the Mayor  
11 had to remind us we didn't pass a resolution on  
12 the last one.

13 This -- number four is Vanessa Café.  
14 They're represented by Mr. Diaz. Again, this is  
15 a paper violation. We have a couple of things.

16 We have --

17 MAYOR STACK: Mr. Farmer, on the last one  
18 we passed it -- we passed the resolution.

19 MR. FARMER: Yes. Yes.

20 MAYOR STACK: Okay. Okay. Okay.

21 MR. FARMER: Vanessa Café is a paper  
22 violation. And like I said our history has  
23 always been three days.

24 Mr. Diaz, on behalf of Vanessa, has agreed  
25 to that. Mr. Diaz is aware -- and again I

1 pointed out to him and I'm sure the licensee's  
2 aware because he's had conversations with  
3 Detective Dunlay, that Vanessa Café seems to be  
4 somewhat of a problem place. This is not a big  
5 offense but really that we sort of have our eyes  
6 on them.

7           MAYOR STACK: The big -- the big problem  
8 that we have -- and I'm fearful -- I'm fearful  
9 now with the summertime -- is that we're getting  
10 constant complaints on 43<sup>rd</sup> Street about people  
11 outside. Especially at the closing hour. And  
12 the Sergeant can go into more detail than I can  
13 but I know the complaints that I receive from  
14 people in the area -- is people outside,  
15 fighting, public drinking, stuff like that, that  
16 has to get cleaned up.

17           Do you have -- does he have security, Mr.  
18 Diaz?

19           MR. DIAZ: Yes.

20           MAYOR STACK: He does.

21           Maybe -- maybe the Sergeant -- if the  
22 Sergeant maybe --

23           Just being I started this off, Dave, do you  
24 have -- Sergeant, do you have direct knowledge  
25 also of what's happening here?

1 SERGEANT DUNLAY: Yeah, no, it's noise --

2 MAYOR STACK: Maybe we could just try to  
3 get it corrected going forward?

4 SERGEANT DUNLAY: Most of the issues that  
5 -- that I hear on nights are --

6 I explained it to Mr. Diaz --

7 MR. DIAZ: Um-hum.

8 SERGEANT DUNLAY: -- was the -- the  
9 excessive noise complaints.

10 MR. DIAZ: The noise complaints.

11 MAYOR STACK: Right.

12 SERGEANT DUNLAY: They keep coming in and  
13 in and in. And a lot of times it's just -- it  
14 may just be because of the area, --

15 MAYOR STACK: Right.

16 SERGEANT DUNLAY: -- you know, the doors  
17 opening, it stays open a little -- little longer  
18 than it should. So maybe it's one of those  
19 things that personnel --

20 MR. DIAZ: And the --

21 SERGEANT DUNLAY: -- definitely want to  
22 monitor.

23 MR. DIAZ: -- the single door is a problem.  
24 Because when you open it, obviously there is a --  
25 an open space and you can hear the -- the sound.

1 So that's being addressed.

2 With regard to the violation here --

3 MAYOR STACK: There's no -- there's no  
4 windows in the rear or anything that are open,  
5 right?

6 I'm just trying to pinpoint because the  
7 noise complaints are the big ones that we get.

8 MR. DIAZ: No windows in the back?

9 MR. VARICELLY: No.

10 MR. DIAZ: No.

11 MAYOR STACK: Nothing's open. Okay.

12 Just try, if you can, to control that.

13 MR. DIAZ: And with regard to the  
14 violation, the -- a new E-141 has been filled out  
15 completely and neatly, which is a much better  
16 version than the prior. The prior had very  
17 little room for the area of place of birth and  
18 the -- and the date of birth. This one has  
19 broken it down and makes it much easier for them  
20 to --

21 MR. FARMER: So apparently he's complied.

22 MR. DIAZ: Yes.

23 MAYOR STACK: Okay.

24 MR. DIAZ: That's correct.

25 MAYOR STACK: Okay. And the

1 recommendation?

2 MS. DILLON: Mr. Diaz, your --

3 MR. FARMER: Three days.

4 MS. DILLON: -- your client's name please?

5 He addressed --

6 Your name please?

7 MR. VARICELLY: Nestor. Sure. Nestor

8 Varicelly.

9 MS. DILLON: I'm sorry?

10 MR. DIAZ: He's -- Nestor Varicelly. He's  
11 the license holder.

12 MS. DILLON: Okay, you'll need to give me  
13 the spelling.

14 MR. DIAZ: My name --

15 MS. DILLON: No. I'll need --

16 MAYOR STACK: The spelling.

17 MS. DILLON: -- the spelling --

18 MAYOR STACK: The spelling.

19 MS. DILLON: -- of your --

20 MR. DIAZ: Oh.

21 MS. DILLON: -- client's name.

22 You can give it to me when you conclude.

23 MR. DIAZ: That's going to be difficult.

24 (Whereupon, Mr. Diaz addressed Nestor  
25 Varicelly in Spanish.)

1 MR. DIAZ: It's N-E -- N-E-S-T-O-R.

2 Nestor. Varicelly. V, Victor, A-R-C-E- double L  
3 and Y (sic).

4 MS. DILLON: Y?

5 MR. DIAZ: Y.

6 MR. FARMER: How come all the people who  
7 speak Spanish have a puzzled look on their face?

8 MAYOR STACK: Let me -- let me -- I would  
9 just like to just ask a question.

10 Mr. Varicelly, are you there at the  
11 establishment when -- during the time that the  
12 establishment is open? Or is there somebody else  
13 that manages the establishment?

14 (Whereupon, Mr. Diaz addressed Mr.  
15 Varicelly in Spanish.)

16 MR. DIAZ: He does have a manager --

17 MAYOR STACK: Right.

18 MR. DIAZ: -- that is there all the time.

19 MAYOR STACK: Okay.

20 MR. DIAZ: Especially in the -- in the  
21 weekends -- on the weekend he is there. On the  
22 weekdays --

23 MAYOR STACK: Okay.

24 MR. DIAZ: -- not necessarily all the time;  
25 he has a manager.

1           MAYOR STACK: Most of the complaints are on  
2 the weekends? Is that when it is? Or --

3           SERGEANT DUNLAY: Usually around Thursdays;  
4 Thursday, Fridays.

5           MAYOR STACK: Okay.

6           Maybe if you could just get that message  
7 back to the manager.

8           That's the reason I asked the question.  
9 Yeah. Okay?

10          A VOICE: Thank you.

11          MAYOR STACK: Very good.

12          Thank you.

13          COMMISSIONER FERNANDEZ: Mr. Diaz, what --  
14 what do you mean that the double -- the single  
15 door issue is being looked at?

16          What do you mean --

17          MR. DIAZ: Well, when you only have one  
18 door and you open it, --

19          MAYOR STACK: No hallway. No vestibule.

20          MR. DIAZ: -- let's say this one --

21          COMMISSIONER FERNANDEZ: No, I understand  
22 that.

23          MR. DIAZ: -- then if there's noise in here  
24 it goes out.

25          COMMISSIONER FERNANDEZ: I understand that.

1 MR. DIAZ: But when you have a double door,  
2 this one opens but the other one is closed.

3 COMMISSIONER FERNANDEZ: I understand that.

4 MR. DIAZ: So there's a --

5 COMMISSIONER FERNANDEZ: So what are you  
6 doing? They're looking into installing a second  
7 door?

8 MR. DIAZ: Into installing a double door.

9 MAYOR STACK: That will be good.

10 MR. DIAZ: So you have a buffer in the  
11 middle.

12 MAYOR STACK: That will be good.

13 MR. DIAZ: Um-hum.

14 COMMISSIONER VALDIVIA: That's a good idea.

15 MAYOR STACK: That would be good. I think  
16 that might solve a problem there.

17 MR. DIAZ: Sure. Sure.

18 You have one single door, you open it up  
19 and --

20 MAYOR STACK: Exactly.

21 MR. DIAZ: -- it's like being magnified.

22 MAYOR STACK: And the problem is that you  
23 -- you get complaints even up to -- it's not even  
24 coming from the Park Avenue area; it comes as far  
25 as -- as Hudson Avenue. That's the reason I

1 mention this. And even to me it sounded a little  
2 far away to me when I was at a couple community  
3 meetings. I think -- I think the Sergeant was at  
4 one of the meetings or Lieutenant Loaces was at  
5 one of the meetings and the people as far as a  
6 half a block up were complaining about it.

7 MR. DIAZ: Um-hum.

8 MAYOR STACK: So maybe that would solve the  
9 problem.

10 MR. DIAZ: Um-hum.

11 MAYOR STACK: Good.

12 Thank you very much.

13 MR. DIAZ: At night time it's --

14 MAYOR STACK: It's quiet and I understand.

15 MR. DIAZ: -- very quiet and, you know, --

16 MAYOR STACK: I understand.

17 MR. DIAZ: -- just the slightest noise is  
18 heard a block away.

19 MAYOR STACK: I understand.

20 Okay.

21 MR. FARMER: The recommendation is three  
22 days.

23 MAYOR STACK: Motion.

24 COMMISSIONER RIVAS: Second.

25 ACTING CITY CLERK: Motion by Mayor Stack.

1 Second by Commissioner Rivas.

2 Roll call.

3 Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: Yes.

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 Recusing.

12 Mayor Stack?

13 MAYOR STACK: Yes.

14 MR. DIAZ: Thank you very much.

15 Good night.

16 MAYOR STACK: Thank you.

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

19

20

\* \* \*

21

22

23

24

25

1 ENRIQUE DE LEON t/a CACTUS BAR

2 Located at 426 32<sup>nd</sup> Street

3 Liquor License No. 0910-33-227-005

4

5 MR. FARMER: The next one is Cactus Bar and  
6 Grill. This again is a paper violation.

7 There was an issue of whether or not it was  
8 a second offense and paper violation -- an  
9 enhancement. We've kind of mediated that between  
10 ourselves and come up -- came up with a  
11 recommendation of four days.

12 And the licensee and Detective Dunlay were  
13 part of that conversation and he's here today --  
14 tonight and can put his name on the record and --

15 MS. DILLON: Sir, if you could state your  
16 name and spell it for me please.

17 MR. DE LEON: Sure. Enrique De Leon. E-N-  
18 R-I-Q-U-E. D-E-L-E-O-N.

19 MAYOR STACK: Mr. De Leon, do you have an  
20 attorney with you this evening?

21 MR. DE LEON: Oh, no.

22 MAYOR STACK: Do you wish to have a lawyer  
23 with you?

24 MR. DE LEON: No, no.

25 MAYOR STACK: No?

1 MR. DE LEON: No, no.

2 MAYOR STACK: Okay.

3 MR. DE LEON: No.

4 MAYOR STACK: Do you agree to the terms of  
5 the four day suspension?

6 MR. DE LEON: Yes, I -- may I just say  
7 something?

8 MAYOR STACK: Sure.

9 MR. DE LEON: Yeah.

10 I was explaining to the -- the officer  
11 right here, we always have a bad luck with --  
12 when the officer always show up to our place.  
13 Because the person in charge doesn't know where  
14 the papers are. So but like he said, you know,  
15 it's our fault because we're supposed to tell  
16 everybody here's the papers incase in the officer  
17 came. You know?

18 So but we agree with Mr. Gregory and the  
19 officer the four days, you know, --

20 MAYOR STACK: Okay.

21 MR. DE LEON: -- because it is our fault.  
22 You know?

23 MAYOR STACK: Okay.

24 MR. DE LEON: But that's the only issue we  
25 have.

1           MAYOR STACK: We don't have any other  
2 issues at this establishment.

3           Right?

4           SERGEANT DUNLAY: No, Cactus, there's no --

5           MAYOR STACK: No issues at all.

6           SERGEANT DUNLAY: -- no other complaints.

7           MR. FARMER: No.

8           MAYOR STACK: Okay, good.

9           MR. FARMER: And just an aside, Detective  
10 Dunlay is working on a program that he's going to  
11 present to the licensees -- maybe for about an  
12 hour or so -- dealing with recordkeeping because  
13 that's a always a problem.

14          MAYOR STACK: That's a good idea.

15          MR. FARMER: Okay.

16          Also, under age and also with respect to  
17 quality of life. And --

18          MAYOR STACK: When is that going to be?

19          MR. FARMER: Well, when he gets it --

20          SERGEANT DUNLAY: Well, I need to get  
21 approval by the Chief, --

22          MAYOR STACK: Okay.

23          SERGEANT DUNLAY: -- et cetera.

24          MAYOR STACK: Okay.

25          MR. FARMER: But it's in the works. That's

1 | what I'm saying.

2 |       MAYOR STACK: All right, just try to work  
3 | on it as soon as possible. That's a good idea.

4 |       SERGEANT DUNLAY: No problem.

5 |       MAYOR STACK: Good.

6 |       Thank you very much.

7 |       Okay, I'll make a motion.

8 |       ACTING CITY CLERK: Motion by Mayor Stack.

9 |       COMMISSIONER FERNANDEZ: Second.

10 |       ACTING CITY CLERK: Second by Commissioner  
11 | Fernandez.

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 |       MR. FARMER: That's it.

25 |                           \*       \*       \*

1 MI OTRA CASITA t/a MI OTRA CASITA

2 Located at 401 30<sup>th</sup> Street

3 Liquor License No. 0910-33-080-009

4

5 MAYOR STACK: You have one last one, number  
6 6.

7 ACTING CITY CLERK: One more.

8 MR. FARMER: Oh, Mi Casita, yes.

9 (Whereupon, there was a pause in the  
10 proceedings.)

11 MR. DIAZ: Good evening, Board Members.

12 Luis Diaz; I represent the licensee, Mi  
13 Casita.

14 I spoke with him last week. He was  
15 traveling to Europe. He works for Coca-Cola  
16 International. He was supposed to come back last  
17 night. I have not been able to -- to speak with  
18 him. I don't know if he was able to come back to  
19 the United States.

20 MR. FARMER: I would suggest we just carry  
21 it to May 3<sup>rd</sup>.

22 MR. DIAZ: May 3<sup>rd</sup>? That would be fine.

23 ACTING CITY CLERK: Put this on the agenda  
24 for May 3<sup>rd</sup>?

25 MR. FARMER: Yeah.

1 MR. DIAZ: Very good.

2 MR. FARMER: Okay.

3 ACTING CITY CLERK: Next item, we're

4 done --

5 MR. FARMER: We're done.

6 ACTING CITY CLERK: -- we're done with the  
7 disciplinary proceeding.

8

9 \* \* \*

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 LIQUOR LICENSE TRANSFER HEARING:

2 Person to Person License Transfer by Fiji Wines  
3 and Liquor LLC,

4 Liquor License No. 0910-32-082-011,

5 to Om Sai Ram Liquor Store

6 Located at 2909 Bergenline Avenue

7

8 ACTING CITY CLERK: Next item is Liquor  
9 License Transfer Hearing. Is a person to person  
10 license transfer by Fiji Wines and Liquor LLC,  
11 Liquor License Number 0910-32-082 --

12 MAYOR STACK: Sergeant?

13 ACTING CITY CLERK: -- 011 --

14 MAYOR STACK: Stay up here for this one.

15 ACTING CITY CLERK: -- to Om Sai Ram Liquor  
16 Store, Located at 2909 Bergenline Avenue.

17 MAYOR STACK: Good evening.

18 MR. WASSERSTRUM: Good evening.

19 For the record, Bennett Wasserstrum, 3  
20 Botany Village Square West, Clifton, New Jersey,  
21 on behalf of the applicant.

22 MAYOR STACK: Okay. And what do we have,  
23 we have a transfer?

24 ACTING CITY CLERK: We have a transfer.

25 MS. NOVA: Mayor, for the record, this is a

1 person to person license transfer for Fiji Wines  
2 and Liquor to Om Sai Ram Liquor Store. The  
3 location is 2909 Bergenline Avenue.

4 This application was completed  
5 satisfactorily. It was investigated, reviewed by  
6 Mr. Sapienza, myself, Mr. Farmer, and the Police  
7 Department, including Sergeant Dunlay.

8 MAYOR STACK: And does this -- what is the  
9 record like?

10 Does this record have any -- anything on  
11 it?

12 SERGEANT DUNLAY: No, it's not really --  
13 it's not really -- it's actually been pretty  
14 clean for the most part for the last several  
15 years.

16 MAYOR STACK: You're the new owners?

17 MR. WASSERSTRUM: He's going to --

18 MR. SHIRISH PATEL: Yes.

19 MR. WASSERSTRUM: -- be the new owner.

20 MAYOR STACK: You're the new owner. Okay.

21 MR. WASSERSTRUM: He's operated -- he was  
22 in West New York. Recently sold his liquor  
23 store. He was there for 13 years --

24 MAYOR STACK: Okay.

25 MR. WASSERSTRUM: -- without any problems.

1 MAYOR STACK: Okay.

2 MR. WASSERSTRUM: Four years before that he  
3 also worked in a liquor store before he bought  
4 this.

5 MAYOR STACK: Okay.

6 MR. WASSERSTRUM: And he's going to keep  
7 the same hours, which I understand is 10 to 12.

8 MAYOR STACK: Okay.

9 MR. WASSERSTRUM: And --

10 MAYOR STACK: And you're going to run the  
11 establishment yourself?

12 MR. SHIRISH PATEL: Yes.

13 MAYOR STACK: You're going to be there?

14 MS. DILLON: Sir? Sir? Come forward.

15 MR. MILIND PATEL: Yeah, I'm going to help  
16 him.

17 MAYOR STACK: You're his son?

18 MS. DILLON: Wait. Wait.

19 MR. MILIND PATEL: Yes.

20 MAYOR STACK: It's a family run business?

21 MR. MILIND PATEL: Right.

22 MAYOR STACK: Okay.

23 Just make sure -- we have other issues that  
24 take place in this neighborhood. We have a  
25 number of liquor establishments across the street

1 from you, also further down the block. We have -  
2 - that I could think of off the top of my head --  
3 the Sergeant might know, you got two across the  
4 street, yours, one on New York Avenue, one down  
5 the block, --

6 COMMISSIONER FERNANDEZ: One next door.

7 MAYOR STACK: -- one next door. So you got  
8 six in a two block area.

9 I know that's a challenge but I ask you,  
10 please, to make sure nobody hangs out in front of  
11 the establishment; make sure we're not selling to  
12 any minors, we're proofing everyone. Please.

13 MR. MILIND PATEL: Definitely.

14 MAYOR STACK: Okay?

15 COMMISSIONER VALDIVIA: My advice is to  
16 proof everybody. I'm from the area. I walk  
17 around a lot.

18 MAYOR STACK: Please.

19 MR. MILIND PATEL: Sure.

20 COMMISSIONER VALDIVIA: And a lot of young  
21 kids, they like to go in and show fake ID.

22 MR. MILIND PATEL: Right. Right.

23 COMMISSIONER VALDIVIA: For your  
24 protection, --

25 MR. MILIND PATEL: Without checking ID --

1 COMMISSIONER VALDIVIA: -- please, --

2 MAYOR STACK: Absolutely.

3 COMMISSIONER VALDIVIA: -- no ID, do not  
4 sell to them.

5 MR. MILIND PATEL: Right.

6 COMMISSIONER VALDIVIA: My advice. It's  
7 advice I'm giving out.

8 MR. MILIND PATEL: Yes, please.

9 Thank you.

10 MAYOR STACK: We keep a walking patrol  
11 officer in the area. Any problems, please, call  
12 the Police, we always take that in consideration.

13 MR. MILIND PATEL: Thank you. Thank you.

14 MAYOR STACK: Thank you very much.

15 MR. MILIND PATEL: We like Union City  
16 and --

17 MAYOR STACK: Good. I'm glad to hear that.

18 MR. MILIND PATEL: -- (indiscernible) --  
19 opportunity, so --

20 MAYOR STACK: Very good.

21 MR. MILIND PATEL: Thank you.

22 MAYOR STACK: Thank you. Good luck with  
23 your establishment.

24 MS. DILLON: Now I need you both to tell me  
25 your name please.

1 Step forward and state your name and spell  
2 it for me.

3 MR. MILIND PATEL: Milind Patel, M-I-L-I-N-  
4 D. Patel, P-A-T-E-L.

5 MR. SHIRISH PATEL: S-H-I-R-I-S-H. P --  
6 Patel, P-A-T-E-L.

7 MAYOR STACK: Okay.

8 ACTING CITY CLERK: Is there a motion?

9 MAYOR STACK: I'll make a motion to approve  
10 the transfer.

11 ACTING CITY CLERK: Motion by --

12 COMMISSIONER MARTINETTI: Second.

13 ACTING CITY CLERK: -- Mayor Stack.

14 Second by Commissioner 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: Yes.

25 ACTING CITY CLERK: Mayor Stack?

1 MAYOR STACK: Yes.

2 Good luck with your establishment.

3 MR. MILIND PATEL: Thank you, sir.

4 MR. WASSERSTRUM: I have a -- I have a  
5 technical question as to transfer.

6 We --

7 MS. NOVA: The resolution?

8 The resolution will be on at the next  
9 meeting officially for approval.

10 We have to do the hearing first and then we  
11 do the resolution and have it signed.

12 MR. WASSERSTRUM: So the transfer would it  
13 be at the next meeting?

14 MS. NOVA: Yes.

15 MR. WASSERSTRUM: And --

16 MS. NOVA: Officially.

17 MR. WASSERSTRUM: You know when the next  
18 meeting is?

19 ACTING CITY CLERK: Yes.

20 MR. WASSERSTRUM: Because I have a --

21 ACTING CITY CLERK: It's the 3<sup>rd</sup>; May 3<sup>rd</sup>.

22 MR. WASSERSTRUM: Okay.

23 Very good.

24 Thank you very much.

25 MS. NOVA: You're welcome.

1 MAYOR STACK: Thank you.

2 Good luck.

3 Thank you very much. Thank you.

4

5 **ADJOURNMENT:**

6

7 ACTING CITY CLERK: Mayor, there are no  
8 other items on the agenda.

9 COMMISSIONER RIVAS: Motion.

10 ACTING CITY CLERK: Is there a motion to  
11 adjourn?

12 COMMISSIONER MARTINETTI: Motion.

13 ACTING CITY CLERK: Motion by Commissioner  
14 Martinetti.

15 COMMISSIONER FERNANDEZ: Second.

16 ACTING CITY CLERK: Second by Commissioner  
17 Rivas.

18 All in favor?

19

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

21

22 MAYOR STACK: Thank you very much everyone.

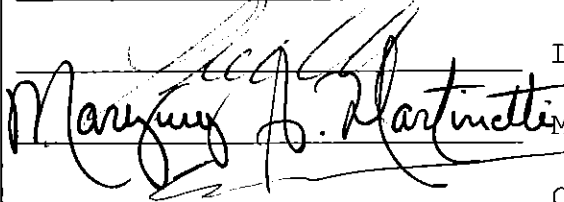
23

24 (Whereupon, the proceedings were concluded  
25 at 7:28 p.m.)

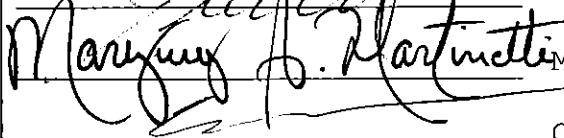
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25



Brian P. Stack



Lucio P. Fernandez



Maryury A. Martinetti



Celin J. Valdivia



Tilo E. Rivas

Board of Commissioners

Attest:

Dominick Cantatore,

Acting City Clerk

1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, KAREN A. MARINO, assigned transcriber,  
6 do hereby affirm that the foregoing is a true and  
7 accurate transcript in the matter of the REGULAR  
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,  
9 heard on Tuesday, April 19, 2016 and digitally  
10 recorded.

11

12

13

14

15

16

17

18

19

20

  
Karen A. Marino

AOC 493

21

22

23

24

25 Monitored and Proofread by: Deborah Dillon