

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS

Wednesday, May 18, 2016
Commencing at 7:04 p.m.

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

SCARINCI HOLLENBECK
BY: KRYSTLE NOVA, ESQ.
Corporation Counsel

I N D E X

	<u>PAGE</u>
CALL TO ORDER	3
SALUTE TO FLAG	3
ROLL CALL	3
CONSENT AGENDA	4, 20
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	11
MOMENT OF SILENCE	22
ADJOURNMENT	22

1 ACTING CITY CLERK: -- Public Meeting of
2 the Union City Board of Commissioner, being held
3 on Wednesday, May 18, 2016, at seven p.m., at the
4 Bruce D. Walter Recreation Center, 507 West
5 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 accordance with Chapter 231, Public Law
14 of 1975, the Open Public Meeting Act.

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

17 Notice of this meeting setting forth the
18 time, 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 bulletin board in City Hall and
22 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: Yes.

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 **CONSENT AGENDA:**

16

17 (1) Resolution Approving the Payment of Claims

18

(2) Resolution Approving the Payment of

19

Concurring Claims

20

(3) Resolution Approving the City Payroll for

21

the Period of April 30, through May 13, 2016

22

(4) Resolution Approving the Library Payroll

23

for the Period of April 30 through May 13, 2016

24

(5) Resolution Approving Disciplinary

25

Proceedings Against Il Paradiso t/a Il Paradiso

1 Corp., Located at 1108 Summit Avenue, Liquor
2 License No. 0910-33-103-002
3 (6) Resolution Approving Disciplinary
4 Proceedings Against Mi Otra Casita t/a Mi Otra
5 Casita Bar & Liquor LLC, Located at 401 30
6 Street, Liquor License No. 0910-33-080-009
7 (7) Resolution Approving Disciplinary
8 Proceedings Against Los Reyes Bar t/a Partners
9 Associates LLC, Located at 3329 Hudson Avenue,
10 Liquor License No. 0910-33-011-008
11 (8) Resolution Authorizing the Person to Person
12 Transfer of Liquor License No. 0910-32-082-011 to
13 OM SAI RAM from Fiji Wine and Liquors
14 (9) Resolution Authorizing the CFO to make an
15 Emergency Appropriation for the State of
16 Emergency Related to Snow Storms
17 (10) Resolution to Authorizing the Insertion of
18 an Item of Appropriation
19 (11) Resolution Authorizing to Cancel
20 Outstanding Checks from Current Bank Account
21 (12) Resolution Authorizing to cancel
22 Outstanding Checks from City Salary Bank Account
23 (13) Resolution to Approve Extension of Contract
24 for Webmaster with AlphaDog Solutions
25 (14) Resolution Authorizing the Refund of

1 Redemption Monies to Outside Lienholders

2 (15) Resolution Authorizing the Refund of
3 Premium Monies Collected at the Tax Sale

4 (16) Resolution Authorizing the Refund of
5 Overpayments Made for Real Estate Taxes on Block
6 50, Lot 11 Also Known as 313-15 11th Street and on
7 Block 50, Lot 9 Also Known as 309-11 11th Street

8 (17) Resolution Authorizing the Refund of
9 Duplicate Payments Made on Block 52, Lot 19.02
10 Also Known as 420-22 11th Street and on Block 217,
11 Lot 16 Also Known as 116 36th Street

12 (18) Resolution Approving the Agreement for
13 Unpaid Taxes upon Real Property Known as Block
14 125, Lot 2, 2202 New York Avenue

15 (19) Any other matter of City business that may
16 arise

17

18 ACTING CITY CLERK: First item's a Consent
19 Agenda.

20 Item 1 is Resolution Approving the Payment
21 of Claims.

22 Item 2 is Resolution Approving the Payment
23 of Concurring Claims.

24 Item 3 is Resolution Approving the City
25 Payroll for the Period of April 30th through May

1 13, 2016.

2 Item 4.

3 Resolution Approving the Library Payroll
4 for the Period of April 30th through May 13, 2016.

5 Item 5.

6 Resolution Approving Disciplinary
7 Proceeding -- Proceedings Against Il Paradiso,
8 also known as Il Paradiso Corp., Located at 1108
9 Summit Avenue, Liquor License Number
10 0910-33-103-002.

11 Item 6 is Resolution Approving Disciplinary
12 Proceedings Against Mi Otra Casita, also known as
13 Mi Otra Casita Bar and Liquor LLC, Located at 401
14 30th Street, Liquor License Number
15 0910-33-080-009.

16 Item 7.

17 Resolution Approving Disciplinary
18 Proceedings Against Los Reyes Bar, also known as
19 -- as Partners Associates LLC, Located at 3329
20 Hudson Avenue, Liquor License Number
21 0910-33-011-008.

22 Item 8 (sic).

23 Resolution Authorizing the CFO to Make an
24 Emergency Appropriation for the State of
25 Emergency Related to Snow Storms.

1 Item 9 (sic).

2 Resolution Authorizing the Insertion of an
3 Item of Appropriation to the Budget.

4 Item 10 (sic).

5 Resolution Authorizing to -- to Cancel
6 Outstanding Checks for Current Bank Account.

7 Item 11 (sic).

8 Resolution Authorizing to Cancel
9 Outstanding Checks for City Salary Bank Account.

10 Item 12 (sic).

11 Resolution to Approve Extension of a
12 Contract for Webmaster with AlphaDog Solutions.

13 Item 13 (sic).

14 Resolution Authorizing the Refund of
15 Redemption Monies to Outside Lienholders.

16 Item 14 (sic).

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

19 Item 15 (sic).

20 Resolution Authorizing the Refund of -- of
21 an Overpayment Made for Real Estate Taxes on
22 Block 50, Lot 11, also known as 313-15 11th Street
23 and on Block 50, Lot 9, also known as 309-11 11th
24 Street.

25 Item 16 (sic).

1 Resolution Authorizing the Refund of
2 Duplicate Payment Made on Block 52, Lot 19.02,
3 also known as 420-22 11th Street and on Block 217,
4 Lot 16, also known as 116 36th Street.

5 Item 17 (sic).

6 Resolution Approving the Agreement for
7 Unpaid Taxes Upon Real Estate (sic) Property
8 known as Block 125, Lot 2, 2202 New York Avenue.

9 Mayor, there are no item on Consent Agenda.
10 Do you wish to take public comment on --

11 MAYOR STACK: Sure.

12 ACTING CITY CLERK: -- on the Consent
13 Agenda at this time?

14 MAYOR STACK: Anyone wishing to comment on
15 the Consent Agenda, -- the items that we just
16 read -- please step forward, state your name and
17 address for the record.

18 Seeing none.

19 I'll make a motion.

20 ACTING CITY CLERK: Is there --

21 COMMISSIONER RIVAS: I'll second it.

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

24 Second by Commissioner Rivas.

25 Roll call.

1 Commissioner Fernandez?

2 COMMISSIONER FERNANDEZ: Yes.

3 ACTING CITY CLERK: Commissioner Rivas?

4 COMMISSIONER RIVAS: Yes.

5 ACTING CITY CLERK: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 ACTING CITY CLERK: Commissioner

8 Martinetti?

9 COMMISSIONER MARTINETTI: I'm abstaining on
10 number 6 that pertain to Luis Diaz and any other
11 payments related to Union City Construction Code.

12 Aye on the rest.

13 ACTING CITY CLERK: Mayor Stack?

14 MAYOR STACK: Yes.

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

17 COMMISSIONER VALDIVIA: Motion.

18 ACTING CITY CLERK: Motion by Commissioner
19 Valdivia.

20 Second by Commissioner Martinetti.

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: Yeah with the
6 abstentions that I've named before.

7 ACTING CITY CLERK: Mayor --

8 COMMISSIONER MARTINETTI: Aye on the rest.

9 ACTING CITY CLERK: -- Stack?

10 Mayor Stack?

11 MAYOR STACK: Yes.

12

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

14

15 ACTING CITY CLERK: Mayor, there no -- no
16 other items on the agenda at this time.

17 Is there a motion to adjourn?

18 MAYOR STACK: Yeah, no, just before we do,
19 anyone wishing to comment at this time, please
20 step forward, state your name and address for the
21 record.

22 Sure.

23 If you could just stand right over here.

24 MS. SCHUMACHER: Where do I stand?

25 MAYOR STACK: Right over here. Just close

1 to that.

2 MS. SCHUMACHER: My name's Leeann
3 Schumacher and --

4 MR. DILLON: Can you spell that for me?

5 MS. SCHUMACHER: L-E-E-A-N-N. Schumacher,
6 S-C-H-U-M-A-C-H-E-R. And I'm on the 33rd Street,
7 313.

8 I -- I just wanted to know about the
9 problem with Duarte Park and because it -- a lot
10 of activity there and when we can expect --

11 MAYOR STACK: They're probably looking at
12 July.

13 MS. SCHUMACHER: July.

14 MAYOR STACK: There's been some delays --
15 the construction is on target; it's just the
16 manufacturing of some of the toys.

17 MS. SCHUMACHER: Okay.

18 MAYOR STACK: One of the -- they're being
19 specially made for that park --

20 MS. SCHUMACHER: Um-hum.

21 MAYOR STACK: -- and there was a problem
22 with the design on one. On the ship.

23 MS. SCHUMACHER: Okay.

24 Because the -- the neighbors on the block,
25 we're a little concerned about the security after

1 the park opens because we feel going to be a lot
2 of kids. There's a lot of cars coming in there.
3 There's a -- there's a bunch of things. And I
4 actually wrote a -- a letter about it.

5 I'm going to -- I'm just -- I -- I just --
6 should I just send it to you?

7 MAYOR STACK: Yeah get it to me.
8 Absolutely.

9 MS. SCHUMACHER: Yeah.

10 MAYOR STACK: We'll handle it immediately.

11 MS. SCHUMACHER: Yeah, some -- and just if
12 there could be like some major thought about
13 security. Because there's homeless shelter close
14 by. There's --

15 MAYOR STACK: But there's been problems in
16 the park now?

17 MS. SCHUMACHER: In the summer there are
18 always problems.

19 MAYOR STACK: Yeah, well, --

20 MS. SCHUMACHER: And once the kids start
21 coming, there's going to be a lot of problems.
22 You know, --

23 MAYOR STACK: But we really haven't had
24 much -- much problem in that -- in that park at
25 all over the years.

1 MS. SCHUMACHER: Not in the park, on the
2 -- on the block.

3 MAYOR STACK: Oh, we'll handle it. No
4 problem.

5 MS. SCHUMACHER: Yeah.

6 MAYOR STACK: The Chief and I we'll handle
7 that. No problem.

8 MS. SCHUMACHER: And -- and, you know, we
9 can talk --

10 MAYOR STACK: Sure.

11 MS. SCHUMACHER: -- maybe about some 24
12 hour kind of ideas for cameras and --

13 That's what we're --

14 MAYOR STACK: We're looking at that.

15 MS. SCHUMACHER: -- hoping for.

16 MAYOR STACK: Absolutely.

17 MS. SCHUMACHER: Yeah. Fantastic.

18 MAYOR STACK: Get me that letter, Leeann,
19 I'll take --

20 MS. SCHUMACHER: I --

21 MAYOR STACK: -- care of it right away.

22 MS. SCHUMACHER: I really appreciate it.

23 MAYOR STACK: Any time.

24 No problem.

25 If you can get that to me as soon as you

1 can.

2 MS. SCHUMACHER: I will.

3 MAYOR STACK: Thank you very much.

4 MS. SCHUMACHER: I got it all written out.

5 MAYOR STACK: You got it.

6 MS. SCHUMACHER: Thanks.

7 MAYOR STACK: Thank you.

8 Anyone else wishing to comment on any

9 matter?

10 Sure. Maybe you can stand right over here.

11 MS. LEAVY: Hi. Hannelore Leavy.

12 MR. DILLON: Can you spell that for me?

13 MS. LEAVY: First name or last name?

14 MR. DILLON: Both.

15 MS. LEAVY: Both. Okay.

16 H-A-N-N-E-L-O-R-E. Leavy, L-E-A-V-Y.

17 MR. DILLON: L-E-A-V-Y?

18 MS. LEAVY: Right.

19 MR. DILLON: Yup.

20 Thank you.

21 MS. LEAVY: Hi, everybody. Hi.

22 I have a question. I -- I think you got my

23 message, --

24 MAYOR STACK: I did.

25 Thank you very much.

1 MS. LEAVY: That -- that is so wonderful.
2 Every morning I go by with the dog --

3 MAYOR STACK: Yes.

4 MS. LEAVY: -- and I want to go up there
5 but dog is not allowed. So, --

6 MAYOR STACK: We're going to be building --
7 we're going to be building actually a dog park on
8 the corner of 20th and Palisade.

9 We're just waiting for DEP approval because
10 being that there's water in the reservoir they
11 would consider it. Even if it's on the outside
12 of the perimeter of the reservoir, they consider
13 it a dam wall, which would have to be put up.

14 MS. LEAVY: Um-hum.

15 MAYOR STACK: So we're actually looking at
16 that piece on the corner, which will be a couple
17 thousand square feet of a dog park.

18 It's going to be right on the corner of
19 20th and Palisade, which on the Weehawken side is
20 Washington; Union City side is 20th. But it will
21 be right on that corner, Ms. Leavy.

22 MS. LEAVY: Okay, that's a --

23 MAYOR STACK: I'm hoping to get it done --

24 MS. LEAVY: -- small --

25 MAYOR STACK: -- this summer.

1 MS. LEAVY: That's a small space.

2 MAYOR STACK: I'm hoping -- just as long as
3 DEP --

4 Yeah, we're going to expand it out a little
5 bit though. We're going to fill it in, expand it
6 out.

7 MS. LEAVY: Okay.

8 And then you'll put the bus stop on the
9 other side? Or is the bus stop going to stay
10 there?

11 MAYOR STACK: No the bus stop can stay
12 there.

13 MS. LEAVY: Yeah?

14 MAYOR STACK: There's no interference at
15 all. Yeah.

16 MS. LEAVY: But I think I mentioned it to
17 you before but since I'm here I wanted to see
18 whether you can rectify the situation.

19 They moved the bus stop on New York Avenue
20 from 15th Street to 14th Street.

21 MAYOR STACK: Right.

22 MS. LEAVY: Now we have a bus stop and you
23 go south on 13th Street, on 14th Street, and then
24 on 19th Street.

25 Doesn't make any sense to me. Why -- why

1 | would the bus, you know, one block and then you
2 | have nothing for five blocks.

3 | So who is responsible for that? That we
4 | are changing --

5 | MAYOR STACK: New Jersey -- New Jersey
6 | Transit is but they look at our -- our advice on
7 | some of the bus stops.

8 | It was moved away from the school, which --
9 | where it was for years because some parents, and
10 | rightfully so, made a -- made a complaint that
11 | the buses were pulling over while kids were
12 | trying to cross the street.

13 | Myself, the Chief felt it was a good move
14 | to move the bus stop out of there. That's why it
15 | was moved.

16 | MS. LEAVY: Yeah. Well, I'd like to get my
17 | bus stop back on 17th Street because that used to
18 | be here --

19 | MAYOR STACK: Right.

20 | MS. LEAVY: -- and somebody -- it -- it
21 | just vanished at one point. And I think, you
22 | know, we talked about this several years now --

23 | MAYOR STACK: Right. Then the next one is
24 | on 19th, right?

25 | MS. LEAVY: 19th.

1 MAYOR STACK: 19th.

2 MS. LEAVY: So now it's from 14th to 19th;
3 so it's five blocks.

4 MAYOR STACK: Right.

5 MS. LEAVY: That's a long walk.

6 MAYOR STACK: I'm -- I'm going to take a
7 look at that. I definitely will.

8 MS. LEAVY: Um-hum. Um-hum.

9 And then there is also, when you come out
10 of the City, --

11 I mean there is a bus stop on Palisades on
12 20th and on 22nd, on each side of the reservoir.
13 But when you come out from the City, there is
14 only one on 22nd.

15 MAYOR STACK: Right.

16 MS. LEAVY: And then nothing on 20th. So,
17 that's -- these things don't make sense to me.

18 Anyway, that's --

19 MAYOR STACK: I'll definitely -- I'll take
20 a look at 17th Street. Let me take a look at
21 that, okay?

22 MS. LEAVY: Yeah. That will be nice.

23 Thank you so much.

24 MAYOR STACK: No problem. You make a good
25 point --

1 MS. LEAVY: Thank you, Mayor.

2 MAYOR STACK: -- about what you said there.

3 MS. LEAVY: Okay.

4 MAYOR STACK: Thank you, Ms. Leavy.

5 Sure.

6 Seeing no other.

7 ACTING CITY CLERK: That's it.

8 MAYOR STACK: Seeing no other.

9 COMMISSIONER MARTINETTI: Motion to close.

10 ACTING CITY CLERK: I'm sorry.

11 COMMISSIONER MARTINETTI: Motion to --

12

13 **CONSENT AGENDA:**

14

15 (8) Resolution Authorizing the Person to Person
16 Transfer of Liquor License No. 0910-32-082-011 to
17 OM SAI RAM from Fiji Wine and Liquors

18

19 ACTING CITY CLERK: I want to go back to
20 the Consent Agenda. Item --

21 I think I -- I believe I missed item 8,
22 person to person transfer.

23 MAYOR STACK: Resolution Authorizing Person
24 to Person Transfer Liquor License N -- I'm sorry
25 -- Number --

1 ACTING CITY CLERK: Yes.

2 MAYOR STACK: -- 0910-32--

3 ACTING CITY CLERK: Right.

4 MAYOR STACK: -- 082-011.

5 ACTING CITY CLERK: To OM SAI RAM from Fiji

6 Wines and Liquor, Located at 2209 Bergenline

7 Avenue.

8 MAYOR STACK: I'll make the motion.

9 ACTING CITY CLERK: Motion by Mayor Stack.

10 COMMISSIONER RIVAS: I'll second.

11 ACTING CITY CLERK: Second by Commissioner

12 Rivas.

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 Anyone further wishing to comment at this

25 time before we close?

1 COMMISSIONER FERNANDEZ: Mayor, I'd like to
2 -- being that she passed away and she was -- she
3 worked for City Hall, she's a family member of
4 our Commissioner Valdivia, I'd like to hold a
5 moment of silence for Miss Julia Valdivia who
6 recently passed away.

7

8 (Whereupon, a moment of silence was
9 observed.)

10

11 COMMISSIONER FERNANDEZ: Thank you very
12 much.

13 MAYOR STACK: Thank you.

14

15 **ADJOURNMENT:**

16

17 ACTING CITY CLERK: No other items on the
18 agenda.

19 Is there a motion to adjourn?

20 COMMISSIONER RIVAS: Motion.

21 ACTING CITY CLERK: Motion by --

22 COMMISSIONER MARTINETTI: Second.

23 ACTING CITY CLERK: -- Commissioner Rivas.

24 Second by Commissioner Martinetti.

25 All in favor?

1

2

(Whereupon, there was a chorus of ayes.)

3

4

MAYOR STACK: Thank you.

5

6

7

(Whereupon, the proceedings were concluded
at 7:16 p.m.)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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

6 **Board of Commissioners**

7

8 **Attest:**

9 **Dominick Cantatore,**

10 **Acting City Clerk**

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, KAREN A. MARINO, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript in the matter of the REGULAR
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,
9 heard on Wednesday, May 18, 2016 and digitally
10 recorded.

11

12

13

14

15

16

17

18

19

20

21

22

23

24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon