

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

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS
:

Colin Powell Elementary School
1500 New York Avenue
Union City, New Jersey

Wednesday, June 8, 2016
Commencing at 6:02 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.
Attorney for the Union City
Alcohol Beverage Control Commission

ERIN KNOEDLER, Director of Operations

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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 Wednesday, June 8, 2016, at six p.m., at the
6 Colin Powell Elementary School, 1500 New York
7 Avenue, 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 the 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 **COMMUNICATIONS:**

18

(1) Annual Police Award Ceremony

19

20

ACTING CITY CLERK: Mayor, first item on

21

the agenda tonight we have an Annual Police Award

22

Ceremony.

23

MAYOR STACK: Sure, --

24

ACTING CITY CLERK: We'd like to --

25

MAYOR STACK: -- at this time --

1 ACTING CITY CLERK: -- start with that.

2 MAYOR STACK: -- I'd like to call upon
3 Chief Molinari.

4 Chief?

5 CHIEF MOLINARI: Thank you, Mayor.

6 Good evening, everyone.

7 First I'd like to welcome everybody.

8 Last week we celebrated -- or two weeks ago
9 we celebrated Police Week. It was an opportunity
10 where we recognize and remember particularly
11 those officers who gave the ultimate sacrifice,
12 their life, in the line of duty. Union City
13 honored them and dedicated a beautiful park on
14 11th and West.

15 Today we're here for a little different
16 event and that is we're going to recognize police
17 officers and EMTs who went above and beyond their
18 normal call of duty.

19 And to say that is almost -- is hard to
20 say. A police officer's life is never a normal
21 thing. They leave their spouse, they leave their
22 family, they put their lives on the line every
23 day that they put that badge on and they come to
24 work and that is to protect the men and women,
25 the citizens of Union City. I applaud every one

1 of the officers and EMTs who are getting an award
2 tonight.

3 But not just to recognize them but to
4 recognize everybody in the industry. The Police,
5 the Fire, EMS; day in, day out, they run in when
6 people are running out. And that says it all.

7 So on behalf of the Union City Police
8 Department, we appreciate the hard work and
9 commitment of the men and women of the Union City
10 EMS and the Union City Police Department.

11 Congratulations on a job well done.

12 Captain Brian Wolpert's going to lead the
13 award ceremony tonight.

14 Captain Wolpert?

15 (Applause.)

16 CAPTAIN WOLPERT: Good evening, everybody.
17 Thank you for coming.

18 When I call your name -- one of the
19 officers or EMS personnel, please come up. If
20 you want to come up with your family, sure will
21 appreciate that. That's a good picture
22 opportunity.

23 Officer Eric Aranguiz and --

24 A VOICE: Natasha Suarez.

25 CAPTAIN WOLPERT: -- Natasha Suarez.

1 (Applause.)

2 CAPTAIN WOLPERT: I'm going to read a quick
3 summary of the incident that happened.

4 On April 24, 2016, these two officers
5 responded to a call of a suicidal female armed
6 with a knife located within her bedroom. Upon
7 arriving on scene Suarez and Aranguiz learn from
8 a family member that the female had barricaded
9 the door from inside with several pieces of
10 furniture. Witnesses also reported that prior to
11 entering the room she had made several cuts to
12 her arm.

13 The officers began talking with this
14 distraught party, checking on her welfare, and
15 attempted to resolve the situation peacefully.
16 The female was very irrational during these
17 conversations, refusing to allow the officers
18 into the room. On several occasions she told
19 them that she was going to kill herself.

20 Fearing for her immediate safety the
21 officers realized that action was necessary.
22 With the assistance of breaching equipment,
23 Officer Aranguiz was able to partially access the
24 door allowing for a small opening. Officer
25 Suarez seized on this opportunity, squeezed

1 through this opening dislodging several pieces of
2 furniture from the path allowing full access to
3 the bedroom.

4 Upon entering into the room Officer Suarez
5 and Aranguiz were confronted by the female who
6 was still armed with the knife. When verbal
7 commands failed the officers had to approach the
8 party and were forced to use a compliance hold in
9 order to disarm her, an uncooperative and
10 emotional person. Once disarmed the female was
11 escorted to a local hospital for treatment.

12 Officer Suarez and Aranguiz were presented
13 with an evolving situation where taking no action
14 might have led to an unfortunate tragedy or even
15 death. With little supervision they took it on
16 themselves to formulate a good plan that was
17 appropriate for the situation at hand. They
18 acted professionally, deliberately and with great
19 determination to ensure that a dangerous
20 unpredictable person was disarmed and secured
21 without further injury.

22 For their actions they are being awarded
23 the Life Saving Award and the Meritorious Service
24 Award.

25 Congratulations.

1 (Applause.)

2 CAPTAIN WOLPERT: We're going to ask
3 Officers Alex Ruperto, Harold Polo, and Michael
4 Flores to come up.

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

7 CAPTAIN WOLPERT: You can come over.

8 On October 18, 2015, the officers to my
9 right over here responded to a suicidal person
10 who was threatening to jump from the South
11 Marginal Highway near Hudson Avenue onto 495.
12 This is about a 30 foot drop that would have
13 surely severely injured or even killed this
14 party.

15 Upon arriving on scene the party who
16 appeared to be under the influence of narcotics
17 was at the edge of the elevated roadway. Officer
18 Ruperto immediately took initiative and began
19 negotiating with the distraught male, attempting
20 to calm him down and move him away from the
21 dangerous edge.

22 After about 20 minutes the party had moved
23 just far away from the roadway's edge that an
24 opportunity presented itself to take action.
25 Officers Polo and Flores seized on that

1 opportunity, rushed forward with one officer
2 grabbing the party by the legs and the other one
3 holding on to his upper torso. Although he still
4 struggled, the officers were able to safely move
5 him away from the roadway's edge and bring him to
6 the ground ending the threat.

7 Patience and quick deliberate action by
8 these officers surely prevented a major tragedy.

9 For their actions Officer Ruperto's been
10 awarded the Negotiator Award and the Lifesaving
11 Award.

12 And for their actions at the scene, Officer
13 Polo and Flores are being awarded the Lifesaving
14 Award.

15 Congratulations.

16 (Applause.)

17 CAPTAIN WOLPERT: I'm going to ask Sergeant
18 Berean, Officer Victoria, Officer Sil Lopez and
19 Officer Jerry Weeks to come up to the front.

20 In May of 2015 these officers were
21 dispatched to a residential neighborhood on a
22 call of a suspicious party.

23 Under the supervision of Sergeant
24 Berean, --

25 Unfortunately he couldn't be here today

1 | because he is on vacation.

2 | -- they began searching the immediate area.
3 | They came across a partially ajar residential
4 | apartment door which appeared to have been forced
5 | open.

6 | The officers immediately formed a perimeter
7 | around the location and made a path to go --
8 | entering into the residence. Although it
9 | appeared the location was vacant the suspicious
10 | party was found hiding in the bathroom. In his
11 | possession was the crowbar utilized to force open
12 | the door and the jewelry he had just stolen from
13 | within. In addition, the suspect had other
14 | stolen items from a recent crime scene several
15 | blocks away.

16 | Good teamwork and police tactics led to a
17 | quality arrest of a serial burglar who committed
18 | property crimes that often threaten the secure
19 | feeling many of us enjoy in our homes.

20 | For their actions on this date they are
21 | being all awarded the Honorable Service Award.

22 | Congratulations.

23 | (Applause.)

24 | CAPTAIN WOLPERT: Officer Jose Ascencio.

25 | On July 23rd, 2015, Officers Michael Baez

1 and Officer Ascencio were on routine patrol.
2 They observed a vehicle pass through a red light
3 in the area of 14th and Bergenline Avenue.

4 After conducting a motor vehicle stop on
5 this automobile and its two occupants, Officer
6 Ascencio began checking the driver's credentials
7 as Officer Baez provided cover. During this time
8 Officer Baez noticed that one of the rear
9 passengers continuously kept reaching for a
10 plastic bag laying on the car's floor between the
11 passenger's legs despite numerous commands by the
12 officers to stop. When asked by Officer Baez
13 what was in the bag the passenger told him the
14 bag contained his shirt and some paper.

15 Due to the fact that the stop was conducted
16 late at night, which was around 10:30 p.m. and
17 the officers were outnumbered, Police Officer
18 Baez asked the passenger if he could see the bag.
19 The passenger raised the bag up and Officer Baez
20 immediately recognized the object in the bag was
21 heavier than that of a shirt and paper.

22 Fearing the bag may contain a weapon the
23 officers reached over and grabbed the bag away
24 from the passenger. As they looked inside they
25 revealed there was a handgun.

1 Officer Baez alerted Officer Ascencio to
2 his findings and all four occupants were
3 immediately taken into custody without further
4 incident.

5 A more thorough check of the bag showed a
6 full loaded 9 millimeter Ruger handgun, which was
7 later determined to be stolen from the State of
8 Vermont.

9 Due to both officers attentiveness and
10 diligent work a gun was taken off the streets and
11 a probable violent crime was surely prevented.
12 In keeping with the highest tradition of our
13 Police Department, Officer Baez and Officer
14 Ascencio acted in a calm and professional manner,
15 bringing credit to themselves, their families and
16 the Union City Police Department.

17 For their quick thinking and subsequent
18 actions Officer Ascencio and Baez are proudly
19 awarded the Honorable Service Award.

20 Congratulations.

21 (Applause.)

22 CAPTAIN LUSTER: Officer Depinto and
23 Officer Ascencio.

24 Jose, you should have just stayed up here.

25 On July 26, 2015, a large fire erupted at

1 an apartment building. Upon arrival Officers
2 Depinto and Ascencio, who were the first on
3 scene, observed a large plume of black smoke
4 coming from the rear of the building. Both
5 officers rapidly evacuated several residents from
6 the building, which was heavily consumed with
7 smoke and flames.

8 For their selfless act of entering a
9 burning building without regard for their own
10 safety and dedication to public service, P.O.
11 Depinto and P.O. Ascencio are bestowed the
12 Exceptional Duty Award.

13 Congratulations.

14 (Applause.)

15 CAPTAIN WOLPERT: I ask EMT's Supervisor
16 Jose Gutierrez and EMT George Diaz to come to the
17 front please.

18 George here?

19 It's a good one, so you want to listen to
20 --

21 A VOICE: Oh, boy.

22 CAPTAIN WOLPERT: In the -- a lot of
23 pressure on you now.

24 A VOICE: Thanks.

25 CAPTAIN WOLPERT: In the evening hours of

1 April 17th, 2016, three suspects attacked, punched
2 and kicked an innocent civilian in order to
3 complete a violent robbery and steal a cellular
4 phone.

5 EMT George Diaz, who was on duty at the
6 time and sitting in his ambulance in traffic,
7 observed the robbery in progress. EMT Gutierrez,
8 off duty at the time and with his family, also
9 observed the violent crime occurring.

10 Both EMTs immediately exit their vehicles
11 and decided to take action to assist the helpless
12 victim. Upon approaching the suspects and the
13 victim, who by this time had been knocked to the
14 ground, the suspects fled.

15 The EMTs followed and engaged chase over a
16 series of blocks. EMT Gutierrez even had the
17 presence of mind to notify Communications of his
18 location and the description of the suspects via
19 his EMS-issued audible radio.

20 As Police units arrived on scene the EMTs
21 assisted in their apprehension, which included
22 all three of the suspects and the recovery of the
23 stolen -- (indiscernible) -- cell phone.

24 EMTs are quite used to helping civilians.
25 Many times this help comes in the form of

1 splinting a broken arm or treating patients at a
2 car accident scene.

3 On this day EMT Gutierrez and Diaz went way
4 beyond what anyone could expect of an EMT; they
5 stopped a serious crime in progress, kept an
6 innocent victim from being further injured and
7 were instrumental in apprehending three fleeing
8 suspects.

9 They are being recognized for their actions
10 at the scene. This includes the Civilian Award
11 from the Police Department and also from the EMS
12 Division a Meritorious Service Award.

13 Congratulations.

14 (Applause.)

15 CAPTAIN WOLPERT: Police Officer Suarez?

16 On July 26th, 2015, a large fire erupted at
17 an apartment building. First on scene were
18 Police Officer Depinto and Police Officer
19 Ascencio.

20 Officer Castillo and Suarez were in the
21 vicinity and immediately responded. Upon arrival
22 both officers assisted with evacuation of
23 multiple residents from the buildings in close
24 proximity to the fire.

25 For their initiative and devotion to duty,

1 Police Officer Castillo and Police Officer Suarez
2 are bestowed the Honorable Service Award.

3 (Applause.)

4 CAPTAIN WOLPERT: EMT Supervisor Benitez,
5 EMT Ojeda and EMT Toro.

6 In September of this year these EMTs
7 responded to an emergency medical call where a
8 man was unresponsive, not breathing and without a
9 pulse.

10 Upon arriving the EMTs began patient care
11 and performed an immediate assessment. This
12 included EMT Ojeda managing the patient's airway,
13 while EMT Toro and Benitez began CPR. After
14 several minutes a faint pulse was detected but
15 was soon lost.

16 Aggressive treatment was continued and
17 again the faint pulse was detected. Treatment
18 continued and the pulse remained consistent and
19 strong from the time they left the location to
20 the arrival at the hospital.

21 Due to their rapid intervention, quick
22 thinking and actions of all the EMTs on the
23 scene, this victim is alive today.

24 The EMTs are being recognized for their
25 hard work by being awarded the Life Saving Award.

1 Congratulations.

2 (Applause.)

3 CAPTAIN WOLPERT: EMT Supervisor Benitez,
4 Ruiz, and Fierro.

5 In March of 2015 these EMTs responded to an
6 emergency medical call where a woman was
7 unresponsive and without a pulse.

8 Upon arriving the EMTs began patient care
9 and performed an immediate assessment. This
10 included EMT Ruiz managing the patient's airway
11 while EMT Berrios and Benitez began CPR. After
12 several minutes a faint pulse was detected but
13 was soon lost.

14 Aggressive treatment was continued and
15 again a faint pulse was detected. Treatment
16 continued and the pulse remained consistent and
17 strong from the time they left the location to
18 the arrival at the hospital.

19 Due to their rapid intervention, quick
20 thinking and the action of all the EMTs on the
21 scene, the victim is alive today.

22 The EMTs are being recognized for their
23 hard work and being awarded the Life Saving
24 Award.

25 Congratulations.

1 (Applause.)

2 CAPTAIN LUSTER: Officer David Tafur?

3 In addition to being an award for the
4 Officer, this is also a Civilian Award.

5 Unfortunately our civilians couldn't be
6 here with us today.

7 On October 15th, 2015, at around 10:20 in
8 the morning, two Parking Enforcement Officers,
9 Stephany Vasquez and Ima Santana, called the
10 Police Department and advised that there were two
11 vehicles involved in a motor vehicle accident.

12 They further reported that one driver was
13 washing his hands and face trying to clean off
14 what appeared to be blood while trying to cover
15 the back seat of the vehicle with clothing.

16 While calling the Police they also noticed
17 what appeared to be a leg up in the air in the
18 back seat of the vehicle. They thought that
19 someone in the rear seat was unconscious.

20 Miss Vasquez stated to the -- to the --
21 Miss Vasquez stated that the driver wanted to
22 leave the scene as soon as they called the Police
23 but they were able to have him stay until the
24 Police arrived.

25 Officer David Tafur arrived on the scene

1 and was able to secure the scene until other
2 police units arrived. He noticed that the person
3 in the rear seat had blood on his face and then
4 called for an ambulance and medical attention.

5 The two Parking Enforcement Officers,
6 Stephany Vasquez and Ima Santana, remembered the
7 City motto, see something, say something.

8 Through their actions they are awarded the
9 Civilian Award and P.O. David Tafur is given a
10 Letter of Recognition for outstanding work in a
11 difficult situation.

12 Congratulations.

13 (Applause.)

14 CAPTAIN WOLPERT: EMT Berrios and EMT
15 Melendez.

16 This is an easy one; instead of me writing
17 a long paragraph, I actually quoted the letter I
18 received from the person that she helped at the
19 scene, so.

20 On February 25th of this year EMTs
21 responded to an emergency maternity call with a
22 delivery in progress.

23 Here is an excerpt from the letter later
24 written by the victim.

25 Union City EMS responded to a 911 call in a

1 | timely manner. EMTs Berrios and Melendez were
2 | very professional, friendly and the nicest two
3 | women I have met.

4 | The rushed to the bathroom immediately
5 | where I was laying down and made sure I was
6 | stable, had oxygen and was warm and comfortable.
7 | They asked me questions and kept the situation
8 | under control, keeping me calm, alert, relaxed;
9 | and moved as quickly as possible to get me to the
10 | hospital. They also checked my baby boy and
11 | ensured he was wrapped up, breathing and cut the
12 | umbilical properly.

13 | They handled my baby with care, affection
14 | and delicateness. They listened to my needs and
15 | ensured I was comfortable with everything before
16 | proceeding.

17 | I know everyone has a job to do but these
18 | two EMTs not only did an extraordinary job but
19 | also made sure I was aware and comfortable with
20 | their actions. Everything was done carefully,
21 | timely and with delicateness. The whole
22 | situation was so well handled I felt I was -- I
23 | felt I was with family and not with strangers.

24 | Thank you again to these ladies and to the
25 | entire EMS for their services to our town.

1 For their actions they are being awarded
2 the Exceptional Service Award.

3 (Applause.)

4 CAPTAIN BOTTI: Police Officer Marlon
5 Garcia.

6 On February 2nd, 2016, Police Officer
7 Garcia was assigned to car 3 in the midtown area.
8 While driving northbound on the 2000 block of
9 West Street he observed a black Nissan Altima not
10 come to a complete stop at the stop sign located
11 on the 500 block of 21st Street.

12 The vehicle made a right turn heading
13 northbound on the 2100 block of West Street.
14 Police Officer Garcia at this time ran the New
15 Jersey license plate on his MDT system which is
16 in the patrol vehicle. The read-back that Police
17 Officer Garcia received was that of a white Volvo
18 S60, which did not match the vehicle in question.

19 At this moment Police Officer Garcia
20 attempted to conduct a motor vehicle stop when
21 the unknown male driver came to a sudden stop
22 leaving the vehicle double-parked. The driver
23 exited the vehicle and started to walk northbound
24 on 21st and West at a fast pace.

25 Police Officer Garcia exited his vehicle

1 and gave the driver verbal commands to return to
2 the vehicle. The driver complied and returned.
3 The driver appeared to be very nervous and
4 fidgety as he approached him from the passenger's
5 side of the vehicle. Police Officer Garcia
6 requested documentation of the vehicle, which the
7 driver advised him he did not have.

8 Police Officer Garcia observed the driver
9 attempting to reach for a black backpack which
10 was located on the floor on the front passenger's
11 seat. Concerned for his safety, Police Officer
12 Garcia grabbed the backpack, which felt heavy.
13 He questioned the driver as to what was in the
14 backpack. The driver started to get extremely
15 nervous, avoided eye contact with Police Officer
16 Garcia.

17 At this moment the driver began to run
18 northbound, fleeing from the location of the
19 scene. This is when Police Officer Garcia opened
20 up the backpack and discovered two handguns.

21 Police Officer Garcia was able to recover
22 the two handguns from the street and for this he
23 is presented with the Letter of Recognition.

24 (Applause.)

25 CAPTAIN WOLPERT: EMT Benitez and EMT Ruiz.

1 In late November of 2015 a serious vehicle
2 accident occurred on Kennedy Boulevard. At the
3 time all the Union City ambulances were on other
4 calls for service and not readily available. EMT
5 Benitez and Ruiz were just getting off duty when
6 the request for assistance urgently came in.
7 Without hesitation they made their way to the
8 scene by utilizing an available EMS vehicle.

9 Upon arriving they found a pedestrian
10 severely injured and pinned, trapped by the
11 striking vehicle. Working closely with the local
12 police and the fire department resources, the
13 EMTs began a difficult task of evaluating the
14 patient and securing the scene.

15 Their initiative, professionalism and
16 medical skills surely made a difference at this
17 scene. Because of their actions a severely
18 injured person received lifesaving care much
19 sooner than expected.

20 These EMTs are being awarded the Life
21 Saving and the Honorable Service Award.

22 Congratulations.

23 (Applause.)

24 CAPTAIN LUSTER: EMT Chief George Fierro
25 and EMT Elshalabi.

1 Did I pronounce it right?

2 Okay.

3 On May 7th, 2015, a call came over the
4 radio that all first responders dread hearing.
5 There was a two-month old baby in cardiac arrest,
6 not breathing.

7 With a heavy call volume that day at the
8 time there were no ambulances available in the
9 entire County. Recognizing the emergency at
10 hand, Chief Fierro and EMT Elshalabi jumped into
11 their personal vehicle grabbing some emergency
12 equipment before they left.

13 Upon arriving they were handed the infant
14 by the babysitter. Very little signs of life
15 were detected by the arriving EMTs. Within
16 seconds CPR was started, giving the young victim
17 the slightest chance for survival.

18 Ultimately the infant was transported to a
19 local emergency room for further treatment. The
20 EMTs in this incident knew the stakes were
21 especially high with a child in distress. They
22 were determined to make a difference, despite not
23 having the proper vehicle or even the proper
24 equipment to respond to the emergency. Their
25 actions demonstrate the best of EMTs in Union

1 City; professional first responders who are
2 willing to make the extra effort to help those
3 who need it most.

4 For their actions they are being awarded
5 the Life Saving and Honorable Service Award.

6 Congratulations.

7 (Applause.)

8 CAPTAIN WOLPERT: As the EMS Director and
9 also, obviously, a Police Captain, I have the
10 opportunity to help manage and supervise EMS.
11 And, again, you hear some of the stories, some of
12 the things that happen. It's amazing what the
13 officers can do and what some of these EMTs can
14 do.

15 Very important, there's a lot of work to be
16 done in EMS and to have good managers and
17 supervisors really helps me a lot, helps the
18 Chief, helps the Mayor.

19 Chief Fierro, obviously somebody I work
20 with very closely. I've known him for many, many
21 years but the last couple years as EMS Director I
22 really got to know him. The guy does a great
23 job; a really great job. No ego. Doesn't talk
24 about himself, his accomplishments, doesn't ask
25 for anything.

1 When he got promoted to Chief, which wasn't
2 too long ago, we kind of insisted let's have a
3 party, let's have a ceremony. No, no, I wanted
4 it; I don't need it. So that's the type of
5 person he is.

6 I'm super proud to work with him. I'm
7 proud to represent EMS and the Union City Police
8 Department.

9 But with that said we're going to go into
10 his -- his background a little bit because --

11 I believe it's this year, right, Nancy?

12 -- he's celebrating 35 years in EMS. Not
13 with Union City; many years in Union City but
14 overall 35 years in EMS in different capacities,
15 so.

16 Again, I'll read some of his bio and I
17 think you'll be very impressed.

18 Chief Fierro, George, began his EMS career
19 in high school through the Hoboken High School
20 Junior Corp program at the age of 16. After high
21 school he went on to serve in the U.S. Marine
22 Corp. When we returned home George continued to
23 serve in EMS. He became a life member of Hoboken
24 Volunteer Ambulance Corp at the age of 26.

25 Now he's 29, so, not bad, right, he looks

1 great.

2 I'm 28, so.

3 Not only did he volunteer his time and
4 services, George juggled multiple EMS jobs. He
5 was a Hoboken Police Department Police Dispatcher
6 for two years, a Hoboken Volunteer Ambulance
7 Corp, an Amb-U-Car driver for eight years, Jersey
8 City Medical Center for nine years; and now Union
9 City EMS for 20 years, way back before they were
10 under the Union City Fire Department and then
11 they transitioned into the Union City -- EMS.

12 He also owns a business -- everybody knows
13 the G&F Enterprise.

14 I didn't write this, there's also a note
15 saying that he has more hats than Jose Gutierrez,
16 so.

17 I crossed it out; I wasn't going to say
18 that but --

19 Through his 35 years of EMS service he has
20 received numerous awards and citations from both
21 federal, state and local municipalities. And
22 he's committed to and served them very honorably.

23 He responded to both World Trade Center
24 bombings on 9/11 and also, obviously, the one in
25 1993. He was made the EMS Incident Command by

1 New Jersey State Police at Liberty State Park
2 during 9/11 to help with evacuees and the
3 response.

4 Among one of his most unselfish acts he
5 went to the top of a burning building, which was
6 fully engulfed ablaze and gave mouth to mouth to
7 a fallen firefighter, Vincent Neglia, on the top
8 of the building. This occurred on 18th and
9 Bergenline Avenue.

10 He's delivered 27 babies in the field.

11 Wow! Twenty-seven?

12 He also started Union City's first EMS SSU
13 unit, which is our Special Services Unit that
14 responds to emergencies with additional training
15 and equipment.

16 He's received two bachelor's degrees.

17 So, basically, summing up, in recognition
18 of his dedication, devotion, love and pride for
19 EMS we, -- Nancy his significant other, myself,
20 Union City Police Department, the community,
21 would like to present him with a couple small
22 tokens of our appreciation and just to
23 acknowledge publicly the work that he does and to
24 say that we're proud of him.

25 So, congratulations.

1 I know you didn't expect it.

2 (Applause.)

3 (Whereupon, there was a pause in the
4 proceedings while photographs were taken.)

5 CHIEF FIERRO: I'd like to call up EMT
6 Justine Cruz and EMT Jermine Morgan.

7 Both EMTs are being recognized for their
8 Meritorious Service for responding to a fire
9 scene that turned out to be a fourth alarm fire
10 July 26 of 2015.

11 There was another EMT and myself on scene.
12 However, the other EMT, Danny Tompkins, is not
13 present.

14 All the EMTs were on scene of a four alarm
15 fire at 10th and Central in the City of Union
16 City. North Hudson Fire Department requested
17 mutual aid from Jersey City Fire Department and
18 surrounding towns.

19 At one point of the staging area EMT Morgan
20 and Justine were called into the actual fire
21 building for a firefighter who went through the
22 second floor, through the floor, and the floor
23 collapsed and the fire was burning around him.

24 Both EMTs, with Jersey City Fire and North
25 Hudson Fire Department, responded inside of the

1 building with no fire protection or surrounding
2 equipment. Both EMTs are being honored for
3 Meritorious Service due to their actions above
4 and beyond the call of duty for this fire scene.

5 (Applause.)

6 CHIEF WOLPERT: We have some additional
7 basically thank you certificates for some of the
8 EMTs as they hit their anniversary.

9 Justine Cruz is in her fifth year
10 anniversary with Union City EMS. Just going to
11 present her with this certificate.

12 (Applause.)

13 CHIEF WOLPERT: EMT Lee Ruiz, ten years.
14 Feels like 20 sometimes.

15 (Applause.)

16 CHIEF WOLPERT: EMT Raymond -- Ramon Arauma
17 (phonetic).

18 I pronounce that right?

19 A VOICE: (Indiscernible).

20 CHIEF WOLPERT: Not available; okay.

21 EMT Alexis Rodriguez (phonetic).

22 A VOICE: (Indiscernible).

23 CHIEF WOLPERT: He's on a call, too?

24 (Applause.)

25 CHIEF WOLPERT: Ten -- ten years.

1 EMT Supervisor Yancy Acosta (phonetic); 15
2 years.

3 (Applause.)

4 CHIEF WOLPERT: Congratulations.

5 EMT Santos Benitez, Supervisor, 15 years.

6 (Applause.)

7 CHIEF WOLPERT: EMT Supervisor Jose
8 Gutierrez, 15 years.

9 (Applause.)

10 CHIEF WOLPERT: EMT Ana Ruiz, 15 years.

11 (Applause.)

12 CHIEF WOLPERT: And EMT Nancy Mesis
13 (phonetic), 15 years.

14 (Applause.)

15 CHIEF MOLINARI: I just want to, on behalf
16 of the entire Union City Police Department and
17 Union City EMS, thank everybody that was here,
18 thank those that came.

19 And I think you could truly understand a
20 little bit further what it's like for one minute
21 -- put yourselves in their shoes and would you
22 give up your job to do theirs? I doubt it and
23 that's why we truly thank them.

24 So I think they deserve a great round of
25 applause.

1 Thank you everybody.

2 (Applause.)

3

4 **APPROVAL OF PREVIOUS MEETING MINUTES FROM APRIL**
5 **19, 2016, MAY 5, 2016 AND MAY 18, 2016:**

6

7 ACTING CITY CLERK: Next item is Approval
8 of Previous Meeting Minutes of April 19, 2016,
9 May 5th, 2016, May 19, 2016.

10 COMMISSIONER RIVAS: Move it.

11 ACTING CITY CLERK: Do I have a motion?

12 By Commissioner Rivas.

13 MAYOR STACK: Second.

14 ACTING CITY CLERK: Second by Mayor Stack.

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

3 **ORDINANCES FOR HEARING AND ADOPTION**

4 **CONSIDERATION:**

5

6 1. AN ORDINANCE AMENDING CHAPTER 223 OF THE
7 CODE OF THE CITY OF UNION CITY ENTITLED "LAND
8 DEVELOPMENT"

9

10 ACTING CITY CLERK: Next item is Ordinance
11 for Hearing and Adoption Consideration.

12 This Ordinance Amending Chapter 223 of the
13 Code of the City of Union City Entitled Land
14 Development.

15 MAYOR STACK: Krystle, you just want to
16 explain what the Ordinance is?

17 MS. NOVA: Yes.

18 This Ordinances establishes two additional
19 alternate members of the Union City Planning
20 Board.

21 MAYOR STACK: Anyone wishing -- anyone
22 wishing to comment at this time state your name
23 and address for the record.

24 Okay, this would be adding two additional
25 members to the Planning Board.

1 One of the things that Commissioners and I
2 have tried to do is be more inclusive, include
3 more members, obviously of the general public, to
4 the various boards.

5 Anyone wishing to serve on a board, it
6 would just require a letter being sent to the
7 Commissioners and myself and we would be more
8 than happy to entertain anyone additional serving
9 on any board in the municipality.

10 Seeing no questions, I'll move it.

11 ACTING CITY CLERK: A motion by Mayor
12 Stack.

13 COMMISSIONER RIVAS: Second. 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 ACTING CITY CLERK: Is there a motion to
4 adopt this Ordinance?

5 COMMISSIONER VALDIVIA: Motion.

6 ACTING CITY CLERK: Motion by Commissioner
7 Valdivia.

8 COMMISSIONER RIVAS: Second.

9 ACTING CITY CLERK: Second by Commissioner
10 Rivas.

11 Roll call.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 ACTING CITY CLERK: Commissioner Rivas?

15 COMMISSIONER RIVAS: Yes.

16 ACTING CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 ACTING CITY CLERK: Commissioner
19 Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 ACTING CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23

24 **ORDINANCES FOR HEARING AND ADOPTION**

25 **CONSIDERATION:**

1

2 2. AN ORDINANCE AMENDING CHAPTER 296 OF THE
3 CODE OF THE CITY OF UNION CITY ENTITLED "PEACE
4 AND GOOD ORDER" (PENALTIES)

5

6 ACTING CITY CLERK: Next Ordinance Amending
7 Chapter 296 of the Code of the City of Union City
8 Entitled Peace and Good Order, Penalties.

9

MAYOR STACK: Want to --

10

MS. NOVA: This Ordinance changes the
11 current fine, which is \$250.00, to \$500.00 for
12 the first offense and \$1,000.00 for every
13 subsequent offense. This has to do with the
14 short term rental use in Union City.

15

MAYOR STACK: Just anyone wishing to
16 comment on this Ordinance at this time please
17 step forward.

18

Just one -- just one at a time. Just --

19

MS. SCARAFIELD: Soraya Scarafield.

20

I can't hear you.

21

MAYOR STACK: All right.

22

MS. SCARAFIELD: Just need you to speak
23 louder.

24

MAYOR STACK: All right.

25

MS. SCARAFIELD: We can't hear you.

1 MAYOR STACK: I -- I think because of the
2 movement in the back of the room, Ms. Scarafile;
3 that's the reason. But they'll be out shortly.

4 This Ordinance concerns the short term
5 rentals, Airbnb so-to-speak.

6 Anyone wishing to comment on this Ordinance
7 at this time, if you could please step forward,
8 just state your name and address for the record.

9 Just -- just one second if you could. Just
10 one second. I'm just going to try to clear the
11 room. You could stay there.

12 Justin, maybe if -- if we could just get
13 everybody just to maybe go in -- maybe they could
14 use the cafeteria? Just to keep the noise level
15 down.

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

18 MAYOR STACK: Okay.

19 You can go right ahead.

20 MS. CANYON: Okay, thanks.

21 My name is Colleen Canyon. I'll try to
22 speak up. She's got my address already.

23 So on behalf of a group of short term
24 rental hosts who are here today I would like to
25 request that the Board postpone the vote on this

1 issue tonight.

2 A VOICE: Speak up please.

3 MS. CANYON: Yeah, I'm trying. Sorry, my
4 voice doesn't carry.

5 I'd like to start out by saying that as a
6 group we understand and appreciate the
7 responsibility that you all have as policymakers
8 in Union City and we know that your concerns
9 about short term rentals come from the need to
10 protect the community and that's your number one
11 job.

12 However, we suspect that the Board made the
13 decision to prohibit short term rentals without
14 much background information and possibly even
15 some misinformation.

16 We say this in part because when we met
17 with you, Mayor, you made it clear that you
18 weren't familiar with this particular marketplace
19 and you said that meeting with us was more
20 informative than meeting with the City's
21 attorney.

22 So we want to make it clear what we're
23 advocating for, which is fair and sensible
24 regulation here.

25 What we're suggesting is the most

1 conservative regulation possible. For owner-
2 occupied short term rentals to be permitted and
3 for multiple dwellings to be prohibited. This is
4 a win/win situation; it reduces the number of
5 rentals, it eliminates party houses, it maintains
6 the character of the neighborhoods, generates
7 income for the City through permits, reduces
8 public safety risks, greatly reduces the City's
9 burden of enforcing, and allows responsible
10 homeowners to maintain mortgage payments and high
11 taxes through their travel or accommodation
12 income.

13 Just like Union City towns all over the
14 country and the world are putting regulations
15 into place in 2016 and many of them have put
16 together task forces to look at the issues in
17 detail and make the most informed decisions for
18 their municipalities.

19 All we would like is the opportunity to go
20 through the same process and end up on the right
21 side of history.

22 I'd like to give you a letter from one of
23 our members who couldn't be here tonight but
24 who's interested in an amendment to the Ordinance
25 which would allow owner-occupied rentals.

1 I believe there's a growing consensus of
2 people who support this type of regulation in our
3 town, people who either host travelers themselves
4 or use short term rentals themselves when they
5 travel like I do.

6 Many people here understand the pros and
7 cons and would like to see judicious regulations.
8 And I know that some of the other people in the
9 group would like to make comments tonight and
10 would like to request another meeting with you.

11 Okay?

12 MAYOR STACK: Here's -- here's what I'm
13 willing to do.

14 We -- I know that we've met, several of us,
15 not everyone who's here but some of us have met
16 on the short term rentals a number of months ago
17 and much information was provided to me; I still
18 have it.

19 I've done a lot of research since then.
20 Our greatest concern is where you have landlords
21 in the City --

22 And I'm not talking about a small apartment
23 dweller like yourself but I'm talking about large
24 landlords are using it to circumvent local rent
25 control. Renting out apartments basically for

1 short term Airbnb trying to circumvent the local
2 rent control ordinance.

3 Our other concern, obviously, is safety.
4 We -- we -- myself, the Chief of Police, the
5 Captains, the Lieutenants that are here, preach
6 all the time, see something, say something, get
7 to know your neighbors. And we've been very
8 strong on that. And I think most of you have --
9 if not all of you, have agreed with that term.
10 We have a very low crime rate in Union City. You
11 see -- obviously you see the improvements that
12 are taking place in the community and we work
13 very hard to keep the community close knit and
14 bring it closer together. That's our greatest
15 concern.

16 It's not so much the concern of a person
17 who owns their own home or who owns their own
18 condo and they're taking somebody in with them
19 basically as a -- a short term -- a short term
20 situation.

21 We've talked about it even in the meeting
22 that we had. I think it was a little unclear.
23 Even if somebody stays. There was some in the
24 group that said that people have stayed in their
25 apartment or in an apartment in their house for

1 | longer than 30 days. That establishes a tenancy
2 | in that building.

3 | MS. CANYON: Yeah some of the other hosts
4 | can probably speak to that.

5 | MAYOR STACK: Sure. Sure.

6 | MS. CANYON: I don't see that happening
7 | but --

8 | MAYOR STACK: No, what --

9 | MS. CANYON: Yeah.

10 | MAYOR STACK: -- some of them did mention
11 | though in that same meeting that we --

12 | MS. CANYON: Um-hum.

13 | MAYOR STACK: -- were at that they had
14 | people stay for two and three months at a time.

15 | Plus there's a parking issue component to
16 | all of this.

17 | What I'm willing to do -- and I said this
18 | at the time when we spoke, I'm willing to sit
19 | down again with you. I'm willing to hold this
20 | off tonight, --

21 | MS. CANYON: Um-hum.

22 | MAYOR STACK: -- we'll sit down in the next
23 | two weeks or so.

24 | MS. CANYON: Um-hum.

25 | MAYOR STACK: If you could just maybe

1 gather everybody's name and phone number --

2 MS. CANYON: Um-hum.

3 MAYOR STACK: -- and just share that with
4 me, we'll hold --

5 MS. CANYON: Okay.

6 MAYOR STACK: -- another meeting maybe in
7 the late afternoon hours or early evening hours.
8 And I'm willing to do that.

9 MS. CANYON: Um-hum.

10 MAYOR STACK: But we are looking to move
11 forward with the Ordinance.

12 MS. CANYON: Okay.

13 Well, I think early evening hours is best.
14 I mean some of us couldn't make the other
15 meeting, --

16 MAYOR STACK: Absolutely.

17 MS. CANYON: -- so that would be best for
18 us.

19 MAYOR STACK: So what I'll do is this,
20 rather than take the public comment tonight,
21 we're going to hold this off; there won't be a
22 vote on it.

23 We'll hold a meeting with everybody here.
24 I'm going to have the Chief of Police also with
25 me at the meeting. I'll have the Construction

1 Code Official with me and we'll address those
2 concerns.

3 But we do have great concerns with people
4 coming in, being in a place for two or three days
5 and out of there. That's a great concern.

6 We want to see people come into a
7 neighborhood, establish themselves in the area
8 and stay there.

9 We're also looking to keep the community
10 that we have. We don't want to lose the
11 community that we have and we want to establish
12 neighborhoods like we have.

13 So we will do that. I'll be in contact.
14 As long as everybody could maybe sign-in; --

15 MS. CANYON: Um-hum.

16 MAYOR STACK: -- you could provide that
17 sheet --

18 MS. CANYON: Yeah, we can --

19 MAYOR STACK: -- to me.

20 MS. CANYON: -- give you a list.

21 MAYOR STACK: Give me your name, your
22 address, --

23 MS. CANYON: Yeah.

24 MAYOR STACK: -- and your phone number.

25 And we'll work with you and we'll have a meeting

1 -- just give me the next two weeks.

2 But we'll hold this off for a final vote.
3 We won't vote on this tonight; we'll hold it off
4 and we'll have a public hearing at the next
5 Commission meeting, whether it's in two weeks or
6 in a month.

7 MS. CANYON: Oh, we appreciate that, Mayor.

8 MAYOR STACK: Okay?

9 MS. CANYON: Yeah.

10 MAYOR STACK: Okay, thank you very much.

11 MS. CANYON: Just one --

12 MAYOR STACK: Thank you.

13 MS. CANYON: -- more quick comment --

14 MAYOR STACK: Sure.

15 MS. CANYON: -- is that, you know, some of
16 the people who have come to Union City to stay on
17 a short term rental basis have actually moved
18 here. And they -- they -- I don't know if any
19 one of them are here tonight but Hannelore can
20 speak to that.

21 I mean, you know, it's -- it's not all just
22 travelers, --

23 MAYOR STACK: I understand.

24 MS. CANYON: -- it's -- it's people who --

25 MAYOR STACK: But rather than me have a

1 public hearing tonight, --

2 MS. CANYON: I understand.

3 MAYOR STACK: -- if we're not going to vote
4 on it, --

5 MS. CANYON: Yeah, we don't want that
6 either.

7 MAYOR STACK: I'll -- I'll still have the
8 public hearing, --

9 MS. CANYON: Um-hum.

10 MAYOR STACK: -- we'll still have the same
11 public hearing, we'll meet first and then we'll
12 go over it.

13 MS. CANYON: Very good.

14 MAYOR STACK: Try to come to some type of
15 an agreement.

16 MS. CANYON: Okay, very good.

17 MAYOR STACK: Thank you very much.

18 MS. CANYON: Yeah. You're welcome.

19 MAYOR STACK: And thank you to all of those
20 that are here tonight on this issue.

21 MS. CANYON: I'll give you --

22 MAYOR STACK: You --

23 Sure.

24 And if you could just please make sure --
25 get me the names so I could set up the meeting.

1 MS. CANYON: Will do.

2 MAYOR STACK: Sure.

3 Thank you for coming to the meeting
4 tonight. We will hold another public meeting.
5 I'll hold a meeting at my office and we'll also
6 have another public meeting.

7 We'll resume this public meeting, whether
8 it's at the next Commission meeting or the
9 following meeting. But everyone will be notified
10 of the meeting.

11 Thank you very much.

12 I'll make a motion to --

13 ACTING CITY CLERK: Is there a motion to
14 close the public hearing on the Ordinance?

15 MAYOR STACK: Not -- to close it for this
16 evening.

17 ACTING CITY CLERK: For this evening.
18 Right.

19 MAYOR STACK: Yeah, for this evening.

20 ACTING CITY CLERK: Yes.

21 MAYOR STACK: Yes.

22 ACTING CITY CLERK: Yes, Mayor.

23 Mayor?

24 MAYOR STACK: Yes.

25 ACTING CITY CLERK: Motion?

1 MAYOR STACK: Yes.

2 ACTING CITY CLERK: Mayor Stack.

3 Second?

4 COMMISSIONER FERNANDEZ: Second.

5 ACTING CITY CLERK: Second; Commissioner

6 Fernandez.

7 Roll call.

8 Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 ACTING CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 ACTING CITY CLERK: Commissioner

13 Martinetti?

14 COMMISSIONER MARTINETTI: Yes.

15 ACTING CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17 MS. NOVA: You have a member of the public.

18 MAYOR STACK: Yes?

19 MS. VAN ONSELEN: Hi, Mayor Stack.

20 I would just like to say that I -- I think

21 you should --

22 MS. DILLON: I'm sorry; her comments aren't

23 on the record there.

24 MS. VAN ONSELEN: -- the police or Chief,

25 maybe your counsel and the Building Department.

1 MAYOR STACK: Yvonne, I appreciate your
2 comments. We'll have who we feel is definitely
3 appropriate.

4 When it's more than three Commissioners,
5 three or more, it's a public hearing.

6 We'll meet first informally and then we'll
7 have that public hearing. Absolutely.

8 And thank you for your comments. And I
9 know we've spoken many times on the phone. Thank
10 you.

11 Sure.

12 ACTING CITY CLERK: Okay.

13

14 **ORDINANCES FOR HEARING AND ADOPTION**

15 **CONSIDERATION:**

16

17 3. AN ORDINANCE AMENDING CHAPTER 397 OF THE
18 CODE OF THE CITY OF UNION CITY ENTITLED "TOWING"

19

20 ACTING CITY CLERK: Next Ordinance Amending
21 Chapter 397 of the Code of the City of Union City
22 Entitled Towing.

23 MS. NOVA: This Ordinance requires towing
24 operators to provide private parties with an
25 itemized bill for services provided and a

1 printout of the cost of each service.

2 MAYOR STACK: Anyone wishing to comment on
3 this Ordinance at this time?

4 Seeing none.

5 ACTING CITY CLERK: Is there a motion?

6 MAYOR STACK: Motion.

7 COMMISSIONER MARTINETTI: Second.

8 COMMISSIONER RIVAS: Second.

9 ACTING CITY CLERK: Motion by Mayor Stack.

10 Second by Commissioner Rivas.

11 Roll call.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 ACTING CITY CLERK: Commissioner Rivas?

15 COMMISSIONER RIVAS: Yes.

16 ACTING CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 ACTING CITY CLERK: Commissioner

19 Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 ACTING CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23 ACTING CITY CLERK: Is there a motion to

24 adopt the --

25 COMMISSIONER MARTINETTI: Motion.

1 ACTING CITY CLERK: -- Ordinance Amending
2 Chapter 397 --

3 COMMISSIONER VALDIVIA: Second.

4 ACTING CITY CLERK: -- of the Code of the
5 City of Union City Entitled Towing?

6 COMMISSIONER MARTINETTI: Motion.

7 COMMISSIONER VALDIVIA: Second.

8 ACTING CITY CLERK: Motion by Commissioner
9 Martinetti.

10 Second by Commissioner Valdivia.

11 Roll call.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 ACTING CITY CLERK: Commissioner Rivas?

15 COMMISSIONER RIVAS: Yes.

16 ACTING CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 ACTING CITY CLERK: Commissioner
19 Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 ACTING CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23

24 **CONSENT AGENDA:**

25

- 1 (1) Resolution Approving the Payment of Claims
- 2 (2) Resolution Approving the Payment of
- 3 Concurring Claims
- 4 (3) Resolution Approving the City Payroll for
- 5 the Period of May 14 through May 27, 2016
- 6 (4) Resolution Approving the Library Payroll
- 7 for the Period of May 14 through May 27, 2016
- 8 (5) Resolution Approving the 2015-2016 Renewal
- 9 of La Union Corp. t/a Mi Bandera Located at 518
- 10 32 Street, Liquor License No. 0910-44-169-005
- 11 (6) Resolution Authorizing the Clerk to
- 12 Advertise Bids for the 2016 Road Program
- 13 (Phase 1) Improvement Project
- 14 (7) Resolution Authorizing the Clerk to
- 15 Advertise Bids for Baseball & Basketball
- 16 Equipment & Uniforms - 2016
- 17 (8) Resolution Authorizing the Clerk to
- 18 Advertise Bids for Garbage Bags - 2016
- 19 (9) Resolution Approving Memorandum of
- 20 Understanding with Hudson County Concerning a
- 21 Farmer's Market in Washington Park
- 22 (10) Resolution Approving Shared Services
- 23 Agreement with Bayonne for Health Officer
- 24 Services
- 25 (11) Resolution Authorizing the Credit

1 Application for the Lease Purchase Agreement for
2 Street Sweeper

3 (12) Resolution Authorizing the Refund of
4 Redemption Monies to Outside Lienholders

5 (13) Resolution Authoring the Refund of Premium
6 Monies Collected at the Tax Sale

7 (14) Resolution Authorizing the Refund of
8 Overpayments Made for Real Estate Taxes on the
9 Attached Properties

10 (15) Resolution Authorizing Tax Refund in Tax
11 Appeal Decisions by the Tax Court of New Jersey
12 on the Attached Properties

13 (16) Resolution Authorizing the Agreement
14 Between the City of Union City and Richard Gross
15 of 212 Paterson Plan Road, Block 9, Lot 26

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

18

19 ACTING CITY CLERK: Next -- next item
20 Consent Agenda.

21 First item is Resolution Approving the
22 Payment of Claims.

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

25 Item 3 is a Resolution Approving the City

1 Payroll for the Period of May 14 through May 27th,
2 2016.

3 Item 4 is a Resolution Approving the
4 Library Payroll for the Period of May 14 through
5 May 27, 2016.

6 Item 5 is a Resolution Approving the 2015-
7 2016 Renewal of La Union Corp., also known as Mi
8 Bandera, Located at 518 32nd Street, Liquor
9 License Number 0910-44-169-005.

10 Item 6.

11 Resolution Authorizing the Clerk to
12 Advertise Bids for the 2016 Road Program, Phase 1
13 Improvement Project.

14 Item 7.

15 Resolution Authorizing the Clerk to
16 Advertise Bids for the Baseball and Basketball
17 Equipment and Uniforms for 2016.

18 Item 8.

19 Resolution Authorizing the Clerk to
20 Advertise Bids for Garbage Bags, 2016.

21 Item 9.

22 Resolution Approving Memorandum of
23 Understanding with Hudson County Concerning
24 Farmer's Market in Washington Park.

25 Item 10.

1 Resolution Approving Shared Services
2 Agreement with Bayonne for Health Officer
3 Services.

4 Item 11.

5 Resolution Authorizing the Credit -- the
6 Credit Application for the Lease Purchase
7 Agreement for Street Sweeper.

8 Item 12.

9 Resolution Authorizing the Refund of
10 Redemption Monies to Outside Lienholders.

11 Item 13.

12 Resolution Authoring the Refund of Premium
13 Monies Collected at Tax Sale.

14 Item 14.

15 Resolution Authorizing the Refund of -- of
16 Overpayments Made to (sic) the Real Estate Taxes
17 on the Attached Property List.

18 Item 15.

19 Resolution Authorizing Tax -- Tax Refund in
20 Tax Appeal Decisions by the Tax Court of New
21 Jersey on the Attached Property List.

22 Item 16.

23 Resolution Authorizing the Agreement
24 Between the City of Union City and Richard Gross
25 of 212 Paterson Plank Road, Block 9, Lot 26.

1 Mayor, do you wish to take public comment
2 on any item on the Consent Agenda at this time?

3 MAYOR STACK: Yes.

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

7 You could come right over here please.

8 MS. SPARROW: Kate Sparrow, Union City.

9 I had a question. How do I find out
10 details about what these Resolutions are?

11 I'm just curious. For example, number 13
12 and 16, how do I find out what those are?

13 MAYOR STACK: These are Resolutions for the
14 Refund of Money Collected at Tax Sale.

15 MS. SPARROW: And on number 14; I'm sorry.

16 MAYOR STACK: The Overpayment of Real
17 Estate Taxes on the Attached Property; we could
18 give you a copy of the Resolution.

19 MS. SPARROW: So they're available? I mean
20 do I go to City Hall?

21 MAYOR STACK: After we vote on them, yes.
22 You can go through the City Clerk's Office.

23 MS. SPARROW: Is there a way to find out
24 ahead of time what they are?

25 MAYOR STACK: I'm sorry?

1 MS. SPARROW: Is there a way to find out
2 ahead of time --

3 MAYOR STACK: Krystle? When we vote on it,
4 no?

5 MS. SPARROW: -- what they are?

6 MS. NOVA: Right.

7 MAYOR STACK: After we vote on them.

8 MS. SPARROW: But not before?

9 MAYOR STACK: No.

10 MS. SPARROW: Okay. I was just curious.
11 Thank you.

12 MAYOR STACK: Sure.

13 Anyone else wishing to comment on the
14 Consent Agenda?

15 That was the agenda that was just read into
16 the record by the Clerk.

17 Seeing none.

18 Motion.

19 ACTING CITY CLERK: Is there a motion to
20 close the public --

21 COMMISSIONER RIVAS: Second.

22 ACTING CITY CLERK: -- comment for the --
23 on the Consent Agenda?

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 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: Is there -- is there a

14 motion to approve all items on the Consent

15 Agenda?

16 COMMISSIONER VALDIVIA: Motion.

17 MAYOR STACK: Motion.

18 ACTING CITY CLERK: Motion by Commissioner

19 Valdivia.

20 MAYOR STACK: Second.

21 ACTING CITY CLERK: Second by Mayor Stack.

22 Roll call.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes, with the

25 exception of number 2, as it pertains to

1 | concurring claims, as it pertains to the Spanish
2 | Repertorio Theater Company; otherwise yes.

3 | ACTING CITY CLERK: Commissioner Rivas?

4 | COMMISSIONER RIVAS: Yes.

5 | ACTING CITY CLERK: Commissioner Valdivia?

6 | COMMISSIONER VALDIVIA: Yes.

7 | ACTING CITY CLERK: Commissioner

8 | Martinetti?

9 | COMMISSIONER MARTINETTI: Yes.

10 | ACTING CITY CLERK: Mayor Stack?

11 | MAYOR STACK: Yes.

12 |

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

14 |

15 | ACTING CITY CLERK: Mayor, do you wish to
16 | take public comment --

17 | MAYOR STACK: Sure.

18 | ACTING CITY CLERK: -- on any --

19 | MAYOR STACK: Anyone wishing to comment at
20 | this time, please step forward, state your name
21 | and address for the record; on any matter
22 | concerning municipal government in the City of
23 | Union City.

24 | Seeing none.

25 | COMMISSIONER MARTINETTI: Motion.

1 MAYOR STACK: Motion.

2 COMMISSIONER FERNANDEZ: Second.

3 ACTING CITY CLERK: Motion made by Mayor
4 Stack.

5 Second by Commissioner Martinetti.

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 INTRODUCTION:**

20

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

24

25 ACTING CITY CLERK: Next items are

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 June 20, 2016, at 6:30 p.m. at the Bella
5 Vista Apartments, 522 22nd Street, Union City, New
6 Jersey.

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

10 MAYOR STACK: Krystle, can you explain
11 that?

12 MS. NOVA: Yes.

13 This Ordinance establishes a duty of
14 certain businesses to power wash their sidewalks
15 from April 1st through November 1st of the year
16 and provide proofs of that to the Union City
17 Health Department.

18 ACTING CITY CLERK: Is there a motion?

19 MAYOR STACK: Motion.

20 ACTING CITY CLERK: Motion by Mayor Stack.

21 COMMISSIONER RIVAS: Second.

22 ACTING CITY CLERK: Second by Commissioner
23 Rivas.

24 Roll call.

25 Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 ACTING CITY CLERK: Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes.

4 ACTING CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 ACTING CITY CLERK: Commissioner

7 Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 ACTING CITY CLERK: Mayor Stack?

10 MAYOR STACK: Yes.

11

12 **ORDINANCES FOR INTRODUCTION:**

13

14 () AN ORDINANCE AMENDING CHAPTER 329 OF THE
15 CODE OF THE CITY OF UNION CITY ENTITLED "RENTAL
16 PROPERTY"

17

18 ACTING CITY CLERK: Next Ordinance Amending
19 Chapter 329 of the Code of the City of Union City
20 Entitled Rental Property.

21 MS. NOVA: This Ordinance requires all
22 owners and managers of multi-family dwellings in
23 the City to provide a room, enclosed location, or
24 enclosed area accessible only to residents and
25 tenants for the safe handling and keeping of

1 | their personal mail and packages.

2 | This would apply to new construction only.

3 | MAYOR STACK: There's been a situation in
4 | the community where we've had packages stolen in
5 | some of the newer buildings in the City where
6 | there's no place to put them.

7 | What will happen is UPS or FedEx will come
8 | in, most times just leave the package in the
9 | hallway.

10 | We're looking to have, basically, almost
11 | like a lockbox in the building where they'll be
12 | off out of the lobby area where the packages
13 | could be put. It was a recommendation made by
14 | Chief Molinari and Lieutenant Loaces. So the
15 | packages could be safeguarded and locked --
16 | locked in some type of a device, a box or a room
17 | where they could be locked and safeguard them for
18 | the residents.

19 | I'll make a motion.

20 | ACTING CITY CLERK: Motion to introduce by
21 | Mayor Stack.

22 | COMMISSIONER RIVAS: Second.

23 | ACTING CITY CLERK: Second by Commissioner
24 | 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: Yes.

10 ACTING CITY CLERK: Mayor Stack?

11 MAYOR STACK: Yes.

12

13

14 **ORDINANCES FOR INTRODUCTION:**

15

16 () AN ORDINANCE SUPPLEMENTING THE REVISED
17 GENERAL ORDINANCE OF THE CITY OF UNION CITY,
18 AMENDING THE RESTRICTED RESIDENTIAL PERMIT
19 PARKING PROGRAM

20

21 ACTING CITY CLERK: Next Ordinance is
22 Supplementing the Revised General Ordinance of
23 the City of Union City, Amending the -- Amending
24 the Restricted Residential Permit Parking
25 Program.

1 MAYOR STACK: Motion.

2 ACTING CITY CLERK: Motion by --

3 COMMISSIONER MARTINETTI: Second.

4 ACTING CITY CLERK: -- Mayor Stack.

5 Second by Commissioner Martinetti.

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 **REGULAR AGENDA:**

20

21 1. Resolution Authorizing the Payment of Claim
22 to the Union City Board of Education

23

24 ACTING CITY CLERK: Next item is the
25 Regular Agenda.

1 First item is Resolution Authorizing the
2 Payments of Claim --

3 MS. NOVA: Dominick?

4 The resident parking?

5 ACTING CITY CLERK: I'm sorry?

6 MAYOR STACK: Yes, we did that.

7 ACTING CITY CLERK: We just did that.

8 MS. DILLON: We did it.

9 MS. NOVA: Introduction of the resident
10 parking?

11 MAYOR STACK: Yeah, we just did it.

12 MS. NOVA: Oh, okay.

13 MAYOR STACK: Yeah.

14 ACTING CITY CLERK: Yeah.

15 Next item -- next item is the Regular
16 Agenda. It's the Regular Agenda.

17 Is -- first item is Resolution Authorizing
18 the Payment of Claim to the Union City Board of
19 Education.

20 MAYOR STACK: Motion.

21 ACTING CITY CLERK: Motion by Mayor Stack.

22 COMMISSIONER RIVAS: Second.

23 ACTING CITY CLERK: Second by Commissioner
24 Rivas.

25 Roll call.

1 Commissioner Fernandez?

2 Recusing.

3 Commissioner Rivas?

4 COMMISSIONER RIVAS: Yes.

5 ACTING CITY CLERK: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 ACTING CITY CLERK: Commissioner

8 Martinetti?

9 Recusing.

10 Mayor Stack?

11 MAYOR STACK: Yes.

12

13 **REGULAR AGENDA:**

14

15 2. Resolution Authorizing the Payment of Claim
16 to the Hudson County Improvement Authority

17

18 ACTING CITY CLERK: Item 2 is Resolution
19 Authorizing the Payment of Claim to the Hudson
20 County Improvement Authority.

21 MAYOR STACK: Motion.

22 ACTING CITY CLERK: Motion by Mayor Stack.

23 COMMISSIONER VALDIVIA: Second.

24 ACTING CITY CLERK: Second by Commissioner
25 Valdivia.

1 COMMISSIONER RIVAS: Do I vote?

2 ACTING CITY CLERK: Roll call.

3 MAYOR STACK: No.

4 ACTING CITY CLERK: Commissioner Fernandez?

5 COMMISSIONER FERNANDEZ: Yes.

6 ACTING CITY CLERK: Commissioner Rivas?

7 Recusing.

8 Commissioner Valdivia?

9 COMMISSIONER VALDIVIA: Yes.

10 ACTING CITY CLERK: Commissioner

11 Martinetti?

12 Recusing.

13 Mayor Stack?

14 MAYOR STACK: Yes.

15

16 **REGULAR AGENDA:**

17

18 3. Resolution Authorizing an Appropriation

19 Transfer to the 2016 State Fiscal Year Budget

20

21 ACTING CITY CLERK: Item 3 is Resolution

22 Authorizing the Appropriation Transfer to the

23 2016 State Fiscal Year Budget, 2016.

24 Is there a motion on item 3?

25 MAYOR STACK: Motion.

1 ACTING CITY CLERK: Motion by Mayor Stack.

2 COMMISSIONER RIVAS: Second.

3 ACTING CITY CLERK: Second by Commissioner
4 Rivas.

5 Roll call.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 ACTING CITY CLERK: Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 ACTING CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 ACTING CITY CLERK: Commissioner
13 Martinetti?

14 COMMISSIONER MARTINETTI: Yes.

15 ACTING CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17 The portion of the meeting that we're going
18 into right now is Liquor License Hearings.

19 Everyone's welcome to stay if you like. This is
20 for, again, Liquor License Hearings.

21 Anybody who is here on the Airbnb, as long
22 as I have your name and your phone number we'll
23 contact you for the next meeting that we'll have.

24 First we'll have an informal meeting and
25 then we'll have a public hearing. That could

1 | either be in two weeks, which is less likely; or
2 | more likely in one month.

3 | Thank you very much everyone for being
4 | here.

5 | Liquor License Hearings?

6 | ACTING CITY CLERK: Mr. Farmer?

7 | MAYOR STACK: Yes, Kate?

8 | MS. SPARROW: I'm sorry but the Ordinance
9 | didn't explain what that parking change was.

10 | MAYOR STACK: It's a Residential Parking
11 | Program.

12 | MS. SPARROW: What's -- she didn't read
13 | what the change was.

14 | MAYOR STACK: The decal program that we're
15 | doing.

16 | We just introduced it; we'll have a public
17 | hearing on that, Kate.

18 | MS. SPARROW: Oh, I see.

19 | MAYOR STACK: Yes.

20 | * * *

21 |

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LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

1. Luna Inc. t/a La Estrellas de Mexico
Located at 2421 West Street
Liquor License No. 0910-33-164-005
2. Wendy C. Diaz t/a Tropical Bar & Restaurant
Located at 4100 C Bergenline Avenue
Liquor License No. 0910-33-060-003
3. Salvadorian Bar & Restaurant, Inc. t/a
El Centro Americano Bar & Restaurant
Located at 4212 New York Avenue
Liquor License No. 0910-33-051-006
4. Los Laureles Liquors, t/a Laureles Liquors
Located at 4625 Broadway
Liquor License No. 0910-44-026-011
5. M&M Liquors Inc. t/a Fragoso Liquors
Located at 2613 Bergenline Avenue
Liquor License No. 0910-32-069-003
6. Lar Corp. t/a La Roca
Located at 2115 West Street
Liquor License No. 0910-33-182-005
7. 2216 Bergenline Ave LLC t/a Centro Bar
Located at 2216 Bergenline Avenue
Liquor License No. 0910-33-166-004
8. Niel Akshar Inc. t/a Reuben Liquors

1

2

Located at 2117 Summit Avenue

3

Liquor License No. 0910-32-178-005

4

5

MAYOR STACK: Mr. Farmer?

6

MR. FARMER: Yes.

7

On your agenda there are eight -- eight

8

matters.

9

MAYOR STACK: Mr. Farmer, if you could just

10

keep your voice up --

11

MR. FARMER: Yeah. I'm sorry.

12

MAYOR STACK: -- please.

13

MR. FARMER: Excuse me.

14

MAYOR STACK: Just because of the acoustics

15

of the room.

16

MR. FARMER: All right.

17

There are eight matters listed on your

18

calendar. Some of them are going to go off

19

because the licensees just secured lawyers.

20

21

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22

23

24

25

1 LUNA INC. t/a LA ESTRELLA de MEXICO
2 Located at 2421 West Street
3 Liquor License No. 0910-33-164-005
4

5 MR. FARMER: The first one, Luna, Inc., is
6 represented by Mr. Alum and I -- his client was
7 here and called him. Apparently he's looking for
8 parking.

9 So, if we can just skip over that for --

10 MAYOR STACK: Sure.

11 MR. FARMER: -- the time being.

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1 **WENDY C. DIAZ t/a TROPICAL BAR & RESTAURANT**

2 **Located at 4100 C Bergenline Avenue**

3 **Liquor License No. 0910-33-060-003**

4

5 MR. FARMER: The next one is Wendy Diaz,
6 Tropical Bar and Restaurant. They're
7 represented; the licensee's manager's here, along
8 with their attorney, Mr. Crossin.

9 This is a paper violation. We normally
10 give three days, however this is the second time
11 it's happened. So we have -- we negotiated a
12 plea of five days, which will be including a
13 weekend.

14 And those dates will be July 8th, 9th, 10th,
15 11th and 12th?

16 MR. CROSSIN: Correct.

17 MR. FARMER: Five days.

18 MR. CROSSIN: Yeah.

19 MS. DILLON: Appearance for the record
20 please?

21 MR. CROSSIN: Altamura and Crossin, by
22 Richard Crossin, Union City, on behalf of
23 Tropical.

24 MS. DILLON: Thank you.

25 MR. CROSSIN: Also present is the manager

1 of Tropical and the agent for the licensee.

2 MR. FARMER: This is, like I said, paper
3 violation -- second paper violation. Had some
4 issues with paper. We're trying to crack down on
5 that. And I would recommend a five day
6 suspension covering a weekend and I think that
7 that's satisfactory.

8 They're going to enter a plea of guilty.
9 Waive any right to appeal, as well as waiving any
10 application to the State to convert the
11 suspension into a fine.

12 MR. CROSSIN: I've --

13 MAYOR STACK: Mr. Crossin?

14 MR. CROSSIN: I've discussed this with the
15 manager. She acknowledges that the paperwork,
16 specifically the receipts for the liquor
17 purchases had been removed from the premise.
18 She's issued new instructions to all staff that
19 those papers remain in the office at all times.

20 And I respectfully request the Commission
21 and Mr. Mayor to accept this plea of guilty.

22 MAYOR STACK: Okay.

23 I'll make a motion to approve the plea for
24 five days.

25 ACTING CITY CLERK: Motion made by Mayor

1 Stack.

2 COMMISSIONER FERNANDEZ: Second.

3 ACTING CITY CLERK: Second by Commissioner

4 Fernandez.

5 Roll call.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 ACTING CITY CLERK: Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 ACTING CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 ACTING CITY CLERK: Commissioner

13 Martinetti?

14 COMMISSIONER MARTINETTI: Yes.

15 ACTING CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17 MR. FARMER: Okay.

18 Thank you, Richard.

19 MAYOR STACK: Thank you very much.

20 MR. CROSSIN: Thank you.

21 MAYOR STACK: Thank you. Thank you.

22 MR. CROSSIN: Thank you, Commissioners.

23 MR. FARMER: Ray?

24 Okay, take care.

25

1 **SALVADORIAN BAR & RESTAURANT, INC. t/a EL CENTRO**
2 **AMERICANO BAR & RESTAURANT**
3 **Located at 4212 New York Avenue**
4 **Liquor License No. 0910-33-051-006**

5

6 MR. FARMER: The next one is Salvadorian
7 Bar and Restaurant, Centro Americano Bar and
8 Restaurant.

9 This is a paper violation. As a matter of
10 fact Mr. Gonzalez, Detective Dunlay, myself, gone
11 over this a number of times. And the license had
12 produced some records, as far as keeping track of
13 things. Detective Dunlay looked at it; kind of
14 thought that she was making a good effort to --
15 to try and keep track of these things and also
16 talked to her about what she could do better.

17 We discussed this and we've agreed to a two
18 day suspension, July 25th and 26.

19 MR. GONZALEZ: That's correct.

20 MR. FARMER: With the same conditions, no
21 application to convert it into a fine and no
22 appeal.

23 MR. GONZALEZ: That's correct.

24 MS. DILLON: Just your appearance --

25 MAYOR STACK: You agree --

1 MS. DILLON: -- for the record?

2 MAYOR STACK: -- to those terms, Mr.
3 Gonzalez?

4 MR. GONZALEZ: I'm sorry?

5 MAYOR STACK: Do you agree to those terms?

6 MR. GONZALEZ: I do.

7 MAYOR STACK: Very good.

8 MR. GONZALEZ: Ramon Gonzalez, firm
9 Gonzalez and Caride.

10 COMMISSIONER VALDIVIA: Is this number 3?

11 MAYOR STACK: I'll make a motion to
12 approve --

13 ACTING CITY CLERK: Motion made by Mayor
14 Stack.

15 MAYOR STACK: -- number 3.

16 COMMISSIONER FERNANDEZ: Second.

17 ACTING CITY CLERK: Second by Commissioner
18 Fernandez.

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 MR. GONZALEZ: Thank you.

7 MR. FARMER: Okay.

8

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1 LOS LAURELES LIQUORS t/a LAURELES LIQUORS

2 Located at 4625 Broadway

3 Liquor License No. 0910-44-026-011

4

5 MR. FARMER: The next one is Los Laureles
6 Liquors.

7 I just received a letter from Thomas
8 Cammarata, who has represented this licensee in
9 the past, asking for it to be adjourned.

10 And I have no problem with that. It will
11 be on for June 20th.

12

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1 M&M LIQUORS INC. t/a FRAGOSO LIQUORS

2 Located at 2613 Bergenline Avenue

3 Liquor License No. 0910-32-069-003

4

5 MR. FARMER: Number 5, which is M&M Liquor,
6 is represented by Mr. Alum who has just arrived
7 here.

8 If I might have five minutes to talk to him
9 about number 1 and number 5 on your calendar, I'd
10 appreciate that.

11 MAYOR STACK: Sure. Go right ahead.

12

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1 **LAR CORP. t/a La ROCA**
2 **Located at 2115 West Street**
3 **Liquor License No. 0910-33-182-005**
4

5 MR. FARMER: Number 6 is Luis Diaz;
6 La Roca.

7 And this is a paper violation. And we've
8 agreed to a three day suspension, which is
9 customary. And it's going to be July 21, 22 and
10 23.

11 MR. DIAZ: That's correct. I consulted
12 with the license holder and agrees to it. The
13 violations have been -- the paper violations have
14 been corrected and we'll enter a guilty plea as
15 to the charge.

16 MR. FARMER: Okay.

17 MAYOR STACK: Motion.

18 ACTING CITY CLERK: Motion?

19 Motion by Mayor Stack.

20 COMMISSIONER VALDIVIA: Second.

21 COMMISSIONER FERNANDEZ: Second.

22 ACTING CITY CLERK: Second by Commissioner
23 Valdivia.

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 Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 ACTING CITY CLERK: Commissioner

7 Martinetti?

8 MAYOR STACK: She's out of --

9 MS. NOVA: Recusing.

10 MAYOR STACK: -- the room right now.

11 ACTING CITY CLERK: Oh. She stepped out?

12 Mayor Stack?

13 MAYOR STACK: Yes.

14

15 * * *

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1 2216 BERGENLINE AVE LLC t/a CENTRO BAR

2 Located at 2216 Bergenline Avenue

3 Liquor License No. 0910-33-166-004;

4 and

5 NIEL AKSHAR INC. t/a REUBEN LIQUORS

6 Located at 2117 Summit Avenue

7 Liquor License No. 0910-32-178-005

8

9 MR. FARMER: The last two have --

10 MR. DIAZ: Thank you very much.

11 MR. FARMER: -- attorneys --

12 MR. DIAZ: Have a good night.

13 MR. FARMER: -- who have just --

14 MAYOR STACK: You too now.

15 MR. FARMER: -- contacted me.

16 Mr. Alonso is representing Centro Bar.

17 And the last one, which is Rueben Liquor,
18 is represented by Tomas Espinosa.

19 So, I think we will see him on the 20th.

20 Okay?

21 If I might just have a couple of minutes

22 to --

23 MAYOR STACK: And -- and --

24 MR. FARMER: -- speak to Mr. Alum?

25 MAYOR STACK: -- on those last two, number

1 7 and number 8, --

2 MR. FARMER: Yeah.

3 MAYOR STACK: -- 2216 Bergenline, --

4 MR. FARMER: Right.

5 MAYOR STACK: -- Centro Bar, --

6 MR. FARMER: Right.

7 MAYOR STACK: -- and also Reuben Liquors,
8 they're on the first time or the second time?

9 MR. FARMER: First time. First time.

10 MAYOR STACK: First time.

11 Just tell both to be prepared for the next
12 meeting.

13 MR. FARMER: Okay.

14 MAYOR STACK: Because I'll say it on the
15 record, both of those attorneys, we go through
16 multiple postponements and adjournments and it
17 ties up the calendar.

18 MR. FARMER: Okay.

19 Okay, --

20 MAYOR STACK: We'll take a couple minutes.

21 (Whereupon, a brief recess was taken by the
22 Board.)

23 MS. DILLON: On the record.

24 ACTING CITY CLERK: On the record.

25 We'd like to take -- we'd like to go into

1 Closed Session to discuss potential litigation
2 matters.

3 Do I have a motion?

4 COMMISSIONER RIVAS: Motion.

5 ACTING CITY CLERK: Motion by Commissioner
6 Rivas.

7 COMMISSIONER FERNANDEZ: Second.

8 ACTING CITY CLERK: Second by Commissioner
9 Fernandez.

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 (Whereupon, the Board moved to Closed
24 Session.)

25

1 (Whereupon, the Board returned to Open
2 Session.)

3

4 MS. DILLON: On the record.

5 ACTING CITY CLERK: Okay. Back on the
6 record.

7 Is there a motion to go --

8 COMMISSIONER RIVAS: Motion.

9 ACTING CITY CLERK: -- to open the --

10 MAYOR STACK: Motion.

11 ACTING CITY CLERK: -- motion -- part of
12 this meeting for tonight?

13 Motion by Commissioner Rivas.

14 COMMISSIONER VALDIVIA: Second.

15 ACTING CITY CLERK: Second by Mayor Stack.

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.

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1 LUNA INC. t/a LA ESTRELLAS de MEXICO

2 Located at 2421 West Street

3 Liquor License No. 0910-33-164-005

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5 MR. FARMER: Okay.

6 Thank you very much. We're back on the
7 calendar and taking number 1.

8 Number 1 is a paper violation. But,
9 however, it's the third paper violation this
10 licensee has had. And normally -- about a 15 day
11 suspension. I've spoken to Mr. Alum and we
12 negotiated -- and Mr. -- and Detective Dunlay who
13 was a part of the discussions -- a ten day
14 suspension with the days being from the 21st to
15 the 30th.

16 Right?

17 MR. ALUM: Correct.

18 MR. FARMER: From June 21st to June 30th.

19 MS. DILLON: Your appearance?

20 MR. ALUM: Yes. Luis Alum on behalf of
21 Luna Inc.

22 MAYOR STACK: Hi, Mr. Alum.

23 Mr. Alum, the -- the issue that we keep
24 having at this location is noise. There's -- you
25 know, every week, every other week, I'm getting

1 | calls about noise.

2 | Your client is a nice gentleman but there's
3 | got to be something done there. This is an
4 | ongoing complaint that's lasted for years. Noise
5 | disturbances in the neighborhood is constant.
6 | There's got to be some type of measures taken,
7 | especially on the weekends in the late hours.

8 | MR. ALUM: I -- I remember that that was an
9 | issue a few years back.

10 | MAYOR STACK: Right. It just hasn't gone
11 | away; it's been a constant thing.

12 | MR. ALUM: Okay.

13 | MAYOR STACK: And it's a very tight --

14 | MR. ALUM: I will -- I will speak with Mr.
15 | Luna again.

16 | MAYOR STACK: Please.

17 | And it's very tight -- you know, it's a
18 | very tight neighborhood. Everything is very
19 | dense --

20 | MR. ALUM: Sure.

21 | MAYOR STACK: -- like the rest of the
22 | City --

23 | MR. ALUM: Absolutely.

24 | MAYOR STACK: -- and the sound just
25 | resonates.

1 MR. ALUM: Okay.

2 MAYOR STACK: Thank you very much.

3 MR. ALUM: Thank you.

4 MAYOR STACK: Thank you, sir.

5 MR. FARMER: So I would recommend a ten day
6 suspension.

7 MAYOR STACK: 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 Specifically at the closing time. From
25 1:30 in the morning on is when the most problems

1 occur.

2 MR. ALUM: Okay.

3 MAYOR STACK: Thank you very much.

4 MR. ALUM: I -- I will address that.

5 MAYOR STACK: I appreciate that.

6 MR. ALUM: Thank you.

7 (Whereupon, there was a pause in the
8 proceedings.)

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1 **M&M Liquors Inc. t/a Fragoso Liquors**

2 **Located at 2613 Bergenline Avenue**

3 **Liquor License No. 0910-32-069-003**

4

5 MR. FARMER: The last one we have is
6 M and M Liquor Store at 2613 Bergenline Avenue.

7 This case is one of a number of cases in
8 the future that will come before you,
9 specifically the Union City Police Department had
10 an officer and does have an officer who is under
11 the age of 21 and he went into a number of bars
12 in the community and was served. A couple of
13 bars, a couple liquor stores; and those will be
14 coming up in the future.

15 However, there's one on this evening, which
16 is M and M Liquor. And they went in and
17 basically the underage officer was sold some
18 beer.

19 I've spoken to Mr. Alum who indicates to me
20 he has a very sympathetic client, would like to
21 be heard on it. But what the offer is is a ten
22 day suspension; they can pick the days. And I'm
23 pretty much going to take that position going
24 forward.

25 The recommended is 15 days; if they plead

1 guilty we'll give them ten days. And if it
2 happens again it will be catastrophic.

3 So I would recommend to the Board a ten day
4 suspension for the liquor license. The police
5 officer is here who was underage, if the Board
6 wants to talk to him. And that's it.

7 MAYOR STACK: Is this -- is this the -- the
8 first -- the first violation?

9 MR. ALUM: Yes it is.

10 MR. FARMER: It is a first violation.

11 MR. ALUM: Just for the record, Luis Alum,
12 on behalf of M and M Liquors.

13 MAYOR STACK: The reason I ask, Mr. Alum,
14 is because Fragoso Liquors operated there for
15 many, many years. As long as I can remember,
16 since I've been a kid, --

17 MR. ALUM: Yes.

18 MAYOR STACK: -- and I don't remember ever
19 any issues there. I don't even know if the
20 license had any -- any type of marks on it so-to-
21 speak over the years.

22 MR. ALUM: As a matter of fact the -- the
23 Patels have owned the store for over 20 years.

24 MR. PATEL: Twenty-three years.

25 MR. ALUM: Twenty-three years.

1 MR. PATEL: Never ever had any problem --

2 MS. DILLON: Sir? Can I ask you to come to
3 the microphone --

4 MS. ALUM: Yes.

5 MS. DILLON: -- and state your name --

6 MR. ALUM: Introduce yourself.

7 MS. DILLON: -- for the record.

8 MS. FARMER: Speak loudly and clearly.

9 MS. DILLON: Your name, sir?

10 MR. PATEL: Manish Patel.

11 Respect to Mayor and respect to all the
12 Commissioner, I love to do business in Union
13 City. Been the business -- as -- in Union City
14 for last 23 years. And never ever have any
15 problem.

16 This mistake happened and take fully
17 responsibility but I guarantee you never ever
18 going to happen again.

19 We make new policy in the store. Is not on
20 appearance but if you have ID then you're going
21 to get sold.

22 MAYOR STACK: Right.

23 MR. PATEL: Doesn't matter the age or how
24 you look.

25 MAYOR STACK: Good.

1 MS. ALUM: As a matter of fact the -- what
2 they're going to implement is that regardless of
3 who comes in, everybody's going to be ID'd.

4 MAYOR STACK: Good.

5 COMMISSIONER VALDIVIA: I was at the Met
6 game at Citi Field and I'm going to be 55 July 6
7 and they ID'd me and everybody else.

8 MR. PATEL: Yes.

9 MAYOR STACK: Smart.

10 COMMISSIONER VALDIVIA: They're overly.

11 MR. PATEL: That's -- that's the new
12 rules --

13 COMMISSIONER VALDIVIA: ID or they don't
14 serve you.

15 MR. PATEL: -- we have started now in our
16 business.

17 MAYOR STACK: That's a smart thing to ID
18 everybody. That's very very important.

19 Especially with young people today trying
20 to drink and being under the age; they get into a
21 vehicle, hurt themselves, kill themselves, kill
22 somebody else. You don't need that. You don't
23 need that on your conscience.

24 MR. PATEL: Understood.

25 MAYOR STACK: Okay.

1 Mr. Farmer, you said normally it's a 15 day
2 suspension but you're willing to go at ten?

3 MR. FARMER: That's correct.

4 And --

5 MAYOR STACK: Okay.

6 MR. FARMER: -- and that's going to be the
7 policy with respect to all of these rash of about
8 six or seven underage. Unless it's a -- really a
9 bad place with a bad record, which this isn't,
10 I'm going to recommend a ten day suspension.

11 MAYOR STACK: I got it.

12 I'll make --

13 MR. ALUM: I'll --

14 MAYOR STACK: I'll make --

15 MR. ALUM: I'll --

16 MAYOR STACK: -- a motion to accept it.

17 MR. ALUM: If I may, Mr. Stack, I would
18 implore on the Board that given the stellar
19 record and -- and they're very contrite. And
20 they -- they came to me, they seemed like they
21 had killed somebody. I mean they really felt
22 guilty about the whole scenario.

23 If the Board could reconsider a more
24 lenient suspension?

25 MAYOR STACK: The -- the only thing is

1 | whatever I do here I set a precedent with other
2 | establishments in the City. That's the issue
3 | that we have.

4 | I try to be fair, you know, even-handed and
5 | fair with everybody in the City, Mr. Alum. Where
6 | if we give out one -- it's not that we're giving
7 | out, you know, one -- one penalty on 27th Street,
8 | a different one on 8th Street, a different one on
9 | 49th Street so-to-speak. It's very hard to do
10 | things that way. I try to be even-handed.

11 | MR. ALUM: I understand that. But in view
12 | of their basically stellar record.

13 | In fact, they own two liquor stores in
14 | Union City and they have never been before the
15 | Board.

16 | MAYOR STACK: How long do they own the
17 | other liquor store?

18 | MR. PATEL: Twenty-three years.

19 | MAYOR STACK: How long -- and did you ever
20 | have a violation at the other one?

21 | MR. PATEL: Never ever.

22 | MAYOR STACK: And what about at -- and how
23 | long do you own this one?

24 | MR. PATEL: Five years.

25 | MAYOR STACK: That's your first violation?

1 MR. PATEL: First violation.

2 MAYOR STACK: Mr. Farmer, what's your
3 guidance on this?

4 MR. FARMER: What I would suggest is a
5 situation --

6 Yeah. What I would suggest is this. That
7 it be a week, seven days. Okay? So, we'll lop
8 off three days from ten to seven but it will at
9 least hurt because it will be a whole week.

10 MAYOR STACK: Only considering that he owns
11 two locations in the City; the other location
12 being, yes a separate location but never having a
13 violation in twenty --

14 MR. PATEL: -- three years.

15 MAYOR STACK: -- 23 years; this location --

16 MR. PATEL: Five years.

17 MAYOR STACK: -- five years.

18 Okay?

19 I don't want to set a precedent where
20 somebody else comes in and says well you did it
21 for him.

22 We're only doing it because you don't have
23 violation in the past. Okay?

24 MR. PATEL: Thank you.

25 MAYOR STACK: I'll make a motion to approve

1 seven days.

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 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 Thank you very much, Mr. Alum.

19 MR. ALUM: Thank you.

20 MAYOR STACK: Thank you.

21 MR. ALUM: And I'll give Mr. Farmer the
22 dates.

23 MR. FARMER: Okay.

24 MAYOR STACK: You got it.

25 Thank you very much.

1 MR. ALUM: Thank you.

2 Good night.

3 MAYOR STACK: Thank you.

4 Thank you.

5 MS. DILLON: Mr. Patel? I need the
6 spelling of your first name.

7 MR. PATEL: M --

8 MS. DILLON: M.

9 MR. PATEL: -- A-N-I-S-H.

10 MS. DILLON: Okay.

11 That's correct?

12 MR. PATEL: Yes.

13 MS. DILLON: Thank you.

14 MAYOR STACK: Thank you very much.

15 MR. PATEL: Thank you.

16 MAYOR STACK: Thank you, sir.

17 Thank you.

18 ACTING CITY CLERK: That's it, Mr. Farmer,
19 correct?

20 MR. FARMER: That ends it.

21 ACTING CITY CLERK: Okay.

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1 **ADJOURNMENT:**

2

3 ACTING CITY CLERK: Mayor, there are no
4 other items on the agenda for tonight.

5 Is there a motion to adjourn at this time?

6 MAYOR STACK: Motion --

7 COMMISSIONER FERNANDEZ: Motion.

8 MAYOR STACK: -- to adjourn.

9 COMMISSIONER MARTINETTI: Second.

10 ACTING CITY CLERK: Motion by Mayor Stack.

11 Second by Commissioner Martinetti.

12 All in favor?

13

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

15

16 COMMISSIONER RIVAS: Oppose?

17 No.

18

19 (Whereupon, the proceedings were concluded
20 at 7:17 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

8	Attest:
9	Dominick Cantatore,
10	Acting City Clerk

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1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

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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, June 8, 2016 and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon