

COPY

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

REGULAR MEETING

:
: TRANSCRIPT OF RECORDED
:
: PROCEEDINGS
:

Bella Vista Apartments
522 22nd Street
Union City, New Jersey

Tuesday, October 18, 2016
Commencing at 7:03 p.m.

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

BRIAN P. STACK, MAYOR
LUCIO P. FERNANDEZ, COMMISSIONER,
(Left at 7:24 p.m.)
MARYURY A. MARTINETTI, COMMISSIONER
CELIN J. VALDIVIA, COMMISSIONER
TILO E. RIVAS, COMMISSIONER

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

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

DOMINICK CANTATORE, Acting City Clerk

ERIN KNOEDLER, Deputy City Clerk

SCARINCI HOLLENBECK
BY: KRYSTLE NOVA, ESQ.,
Corporation Counsel

GREGORY T. FARMER, ESQ.,
Alcohol Beverage Control Commission

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

3 This is the Public Meeting of the Union
4 City Board of Commissioners being held on October
5 18, 2016 at seven p.m. at the Bella Vista
6 Apartments, 522 22nd Street, Union City, New
7 Jersey.

8 Everyone please rise for the Pledge of
9 Allegiance.

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

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

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

20 This meeting --

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

1 available to the public in the Office of
2 Municipal Clerk.

3

4 **ROLL CALL:**

5

6 ACTING CITY CLERK: Roll call.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Here.

9 ACTING CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Here.

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Here.

13 ACTING CITY CLERK: Commissioner

14 Martinetti?

15 COMMISSIONER MARTINETTI: Here.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Here.

18

19 (Whereupon, the Board discussed and took

20 action on the following item:

21 **APPROVAL OF PREVIOUS MEETING MINUTES FROM OCTOBER**

22 **4, 2016.)**

23

24 ACTING CITY CLERK: The first item on the

25 agenda is Approval of Previous Meeting Minutes of

1 October 4th, 2016.

2 COMMISSIONER VALDIVIA: Motion.

3 COMMISSIONER RIVAS: Motion.

4 ACTING CITY CLERK: Motion by Commissioner
5 Valdivia.

6 COMMISSIONER MARTINETTI: Second.

7 ACTING CITY CLERK: Second by Commissioner
8 Martinetti.

9 Roll call.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 ACTING CITY CLERK: Commissioner Rivas?

13 COMMISSIONER RIVAS: Yes.

14 ACTING CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 ACTING CITY CLERK: Commissioner

17 Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 ACTING CITY CLERK: Mayor Stack?

20 MAYOR STACK: Yes.

21

22 (Whereupon, the Board discussed and took
23 action on the following item:

24 **ORDINANCES FOR HEARING AND ADOPTION**

25 **CONSIDERATION:**

1 1. AN ORDINANCE AMENDING CHAPTER 4
2 "ADMINISTRATION OF GOVERNMENT" ARTICLE XIII OF
3 THE CODE OF THE CITY OF UNION CITY ENTITLED
4 "POLICE DEPARTMENT".)

5
6 ACTING CITY CLERK: The next items,
7 Ordinances for Hearing, Adoption Consideration.

8 First Ordinance is Amending Chapter 4,
9 Administration of -- of Government, Article XIII
10 of the Code of City of Union City, Entitled
11 Police Department.

12 MAYOR STACK: Anyone wishing to comment on
13 this Ordinance, at this time, please step
14 forward. State your name and address for the
15 record.

16 Seeing none.

17 ACTING CITY CLERK: Seeing none.

18 Is there a motion to close --

19 MAYOR STACK: Motion.

20 ACTING CITY CLERK: -- public comment on
21 this Ordinance?

22 Motion by Mayor Stack.

23 COMMISSIONER RIVAS: Second.

24 ACTING CITY CLERK: Second by Commissioner
25 Rivas.

1 Roll call.
2 Commissioner Fernandez?
3 COMMISSIONER FERNANDEZ: Yes.
4 ACTING CITY CLERK: Commissioner 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 MS. NOVA: Commissioner Rivas?
12 COMMISSIONER RIVAS: I vote yes.
13 ACTING CITY CLERK: Is there a motion to
14 adopt this Ordinance?
15 COMMISSIONER VALDIVIA: Motion.
16 COMMISSIONER RIVAS: Second.
17 ACTING CITY CLERK: Motion by Commissioner
18 Valdivia.
19 Second by Commissioner Rivas.
20 Roll call.
21 Commissioner Fernandez?
22 COMMISSIONER FERNANDEZ: Yes.
23 ACTING CITY CLERK: Commissioner Rivas?
24 COMMISSIONER RIVAS: Yes.
25 ACTING CITY CLERK: Commissioner Valdivia?

1 COMMISSIONER VALDIVIA: Yes.

2 ACTING CITY CLERK: Commissioner

3 Martinetti?

4 COMMISSIONER MARTINETTI: Yes.

5 ACTING CITY CLERK: Mayor Stack?

6 COMMISSIONER RIVAS: Mayor?

7 MAYOR STACK: Yes.

8 ACTING CITY CLERK: Mayor Stack?

9 MAYOR STACK: I'm sorry.

10 ACTING CITY CLERK: That's okay.

11

12 (Whereupon, the Board discussed and took
13 action on the following items in total:

14 **CONSENT AGENDA:**

15 (1) Resolution Approving the Payment of Claims

16 (2) Resolution Approving the Payment of

17 Concurring Claims

18 (3) Resolution Approving the City Payroll for

19 the Period of October 1, 2016 through October 14,

20 2016

21 (4) Resolution Approving the Library Payroll

22 for the Period of October 1, 2016 through October

23 14, 2016

24 (5) Resolution Authorizing Refund of Redemption

25 Monies to Outside Lienholders

1 (6) Resolution Authorizing the Refund of
2 Premium Monies Collected at the Tax Sale

3 (7) Resolution Authorizing Union City and the
4 Union City Police Department to Participate in
5 the Federal 1033 Program for Police Equipment

6 (8) Resolution of the City of Union City to
7 Confirm the Issuance, Sale and Award of the
8 \$10,300,000 General Obligation Bonds, Series
9 2016, of the City of Union City; Making Certain
10 Covenants Required as a Condition to Approval by
11 the New Jersey Local Finance Board; and Taking
12 Certain Actions Related Thereto

13 (9) Resolution Designating Loading Zone at 301-
14 23rd Street

15 (10) Resolution Authorizing a Shared Service
16 Agreement between the City of Union City and the
17 Union City Parking Authority for Snow Removal
18 Services

19 (11) Resolution Amending the Approval of the
20 2016-2017 Renewal of Pramukh Swami Krupa Inc.
21 (T/A Payano Wines & Spirits) Liquor License No.
22 0910-44-121-011 (1411 Summit Avenue)

23 (12) Resolution Amending the Approval of the
24 2016-2017 Renewal of Diaz Armando (T/A Diaz
25 Grocery) Liquor License No. 0910-43-131-002 (1416

1 Hudson Avenue)

2 (13) Resolution Amending the Approval of the
3 2016-2017 Renewal of La Sorpresa Corp. (T/A La
4 Sorpresa Supermarket) Liquor License No. 0910-43-
5 042-005 (1317-19 Summit Avenue)

6 (14) Resolution Amending the Approval of the
7 2016-2017 Renewal of De Leon Enrique J (T/A
8 Cactus Restaurant) Liquor License No. 0910-33-
9 227-005 (426 32nd Street)

10 (15) Resolution Amending the Approval of the
11 2016-2017 Renewal of La Parrilla Bar & Grill (T/A
12 Maria Mentiras Bar & Grill) Liquor License No.
13 0910-33-030-015 (328 32nd Street)

14 (16) Resolution Amending the Approval of the
15 2016-2017 Renewal of Cruz Eduardo (T/A Caguas Bar
16 Café) Liquor License No. 0910-33-106-005 (1704
17 Bergenline Avenue)

18 (17) Resolution Amending the Approval of the
19 2016-2017 Renewal of Plaza Espana Inc. (T/A Plaza
20 Espana Inc) Liquor License No. 0910-33-136-020
21 (2506 Bergenline Avenue)

22 (18) Resolution Amending the Approval of the
23 2016-2017 Renewal of El Chapin Corp. (T/A El
24 Ricon Chapin) Liquor License No. 0910-33-075-010
25 (2118 Bergenline Avenue)

1 (19) Resolution Amending the Approval of 2016-
2 2017 Renewal of Rickys Frontier Inc. (T/A Ricks
3 Frontier) Liquor License No. 0910-33-104-002
4 (1218 Kennedy Boulevard)

5 (20) Resolution Authorizing the Advertisement of
6 Bids for Wrestling Equipment, Supplies and
7 Trophies.)

8

9 ACTING CITY CLERK: Okay. Next item is a
10 Consent Agenda. We have 20 items on Consent
11 Agenda tonight.

12 First item is Resolution Approving the
13 Payments of Claims.

14 Item 2 is Resolution Approving the Payments
15 of Concurring Claims.

16 Item 3.

17 Resolution Approving the City Payroll for
18 the Period of October 1st, 2016 through October
19 14, 2016.

20 Item 4 is Resolution Approving the Library
21 Payroll for the Period October 1st, 2016 through
22 October 14, 2016.

23 Item 5.

24 Resolution Authorizing Refund of Redemption
25 Money to Outside Lienholders.

1 Item 6.

2 Resolution Authorizing the Refund of
3 Premium Monies Collected at Tax Sale.

4 Item 7.

5 Resolution Authorizing Union City and the
6 Union City Police Department to Participate in
7 the Federal 1033 Program for Police Equipment.

8 Item 8.

9 Resolution -- Resolution of the City of
10 Union City to Confirm the Issuance and Sale and
11 Award of the --

12 MAYOR STACK: Ten million three hundred
13 thousand dollar --

14 ACTING CITY CLERK: -- 10,300,000 General
15 Obligation Bonds, Series 2016, of the City of
16 Union City Making Certain Covenants Requirements
17 (sic) as Condition Approval by the New Jersey
18 Local Finance Board, Taking Certain Action
19 Related Thereof (sic) designate --

20 Item 9.

21 Resolution Designating Loading Zone at 201
22 (sic) 23rd Street.

23 MAYOR STACK: Right. That's 301.

24 COMMISSIONER VALDIVIA: Three-oh-one.

25 MAYOR STACK: That's no problem. It might

1 have been a typo.

2 ACTING CITY CLERK: 301 23rd Street.

3 That's correct.

4 Item 10.

5 Resolution Authorizing Shared Service
6 Agreement between the Union -- the Union City and
7 the Union City Parking Authority, Snow Removal
8 Services.

9 Item 11.

10 Resolution Amending Approval for the 2016-
11 2017 Renewal of the Pramukh Swami Krupa Inc.,
12 also known as Payano Wines and Spirits, Liquor
13 License Number 0910-44-121-011, Located at 1411
14 Summit Avenue.

15 Item 12.

16 Resolution Amending Approval of 2016-2017
17 Renewal of Diaz Armando, also known as Diaz
18 Grocery, Liquor License Number 0910-43-131-002,
19 Located at 1416 Hudson Avenue.

20 Item 13.

21 Resolution Amending Approval 2016-2017
22 Renewal, La Sorpresa Corp., also known as La
23 Sorpresa Supermar -- La Sorpresa Supermarket,
24 Liquor License 0910-43 -- 042-005, Located at
25 1317 (sic) Summit Avenue.

1 Item 14.

2 Resolution Amending Approval of 2016-2017
3 Renewal of De Leon Enrique J, also known as
4 Cactus Restaurant, Liquor License Number 0910-33-
5 227-005, Located 426 32nd Street.

6 Item 15.

7 Resolution Amending Approval of 2016-2017
8 Renewal of La Parrilla Bar and Grill, also known
9 as Maria Mentiras Bar and Grill, Liquor License
10 Number 0910-33-030-015, Located at 328 32nd
11 Street.

12 Item 16.

13 Resolution Amending Approval of 2016-2017
14 Renewal -- Renewal of Cruz Eduardo, also known as
15 Caguas Bar Café, Liquor License Number 0910-33-
16 106-005, Located at 1704 Bergenline Avenue.

17 Item 17.

18 Resolution Amending Approval 2016-2017
19 Renewal of Plaza Espana, Inc., also known as
20 Plaza Espana, Inc., Liquor License Number 0910-
21 136-020 (sic), Located at 2506 Bergenline Avenue.

22 Item 18.

23 Resolution Amending Approval of 2016-2017
24 Renewal of El Chapin Corp., also known El Ricon
25 Chapin, Liquor License Number 0910-075-010 (sic),

1 Located at 2118 Bergenline Avenue.

2 Item 19.

3 Resolution Amending Approval 2016-2017

4 Renewal of Rickys Frontier Inc., also known as

5 Ricks Frontier, Liquor License Number 0910-33-

6 104-002, Located at 1218 Kennedy Boulevard.

7 Item 20.

8 Resolution Authorizing Advertisement of

9 Bids for Wrestling Equipment for -- for Supplies
10 and Trophies.

11 Mayor, do you wish to take any --

12 MAYOR STACK: Sure.

13 ACTING CITY CLERK: -- public comment on
14 any items on the Consent Agenda at this time.

15 MAYOR STACK: Sure.

16 Anyone wishing to comment on the Consent
17 Agenda, please step forward.

18 State your name and address for the record.

19 Seeing none, make a motion to approve.

20 ACTING CITY CLERK: Motion to approve 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 Mayor Stack?

10 MAYOR STACK: Yes.

11 COMMISSIONER MARTINETTI: I'm sorry.

12 I'm recusing on number 1, payment to the

13 North Hudson Regional.

14 Aye on the rest.

15 ACTING CITY CLERK: Recusing number 1.

16 COMMISSIONER MARTINETTI: Any payments on

17 North Hudson Regional.

18 Aye on the rest.

19 ACTING CITY CLERK: Okay.

20 (Whereupon, there was a pause in the

21 proceedings.)

22 ACTING CITY CLERK: You want we should

23 comment on any item?

24 MAYOR STACK: Sure.

25

1 OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:

2

3 MAYOR STACK: Anyone wishing to comment on
4 any matter concerning the City of Union City,
5 please step forward. State your name and address
6 for the record.

7 Okay. I'll make a motion to close the
8 public portion of the meeting.

9 The next portion of the meeting that we
10 have is Liquor License Disciplinary Hearings.

11 Mr. Farmer is running a little late. He's
12 in traffic. He should get here about 7:30.

13 Okay.

14 Thank you.

15 COMMISSIONER RIVAS: Second.

16 ACTING CITY CLERK: So, we'll wait for Mr.
17 Farmer.

18 MAYOR STACK: Yeah. I'll make a motion to
19 close the public portion of the meeting.

20 Second by Commissioner Rivas.

21 ACTING CITY CLERK: Second by Commissioner
22 Rivas.

23 Roll call.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yes.

1 ACTING CITY CLERK: Commissioner Rivas?

2 COMMISSIONER RIVAS: Yes.

3 ACTING CITY CLERK: Commissioner Valdivia?

4 COMMISSIONER VALDIVIA: Yes.

5 ACTING CITY CLERK: Commissioner

6 Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 ACTING CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

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

12 MR. DILLON: Would you like to go off the
13 record?

14 ACTING CITY CLERK: Mayor?

15 Should -- should we go off the record --

16 MAYOR STACK: Yes.

17 ACTING CITY CLERK: -- at this time?

18 MAYOR STACK: Yeah, we could. Yes.

19 COMMISSIONER MARTINETTI: Going off the
20 record.

21 MAYOR STACK: Thank you very much everyone,

22 --

23 COMMISSIONER MARTINETTI: Motion to close

24 --

25 MAYOR STACK: -- the public that attended.

1 Thank you.

2

3 (Whereupon, the Board recessed from 7:13
4 p.m. to 7:24 p.m.)

5

6 (Whereupon, Commissioner Fernandez left the
7 meeting at 7:24 p.m.)

8

9 MR. DILLON: All right.

10 We're good.

11 ACTING CITY CLERK: Good?

12 MR. DILLON: Yes.

13 ACTING CITY CLERK: Um -- he left?

14 MS. NOVA: He left.

15 ACTING CITY CLERK: Okay.

16 Do roll call, okay?

17 Roll call.

18 Commissioner Fernandez?

19 Commissioner Fernandez step out.

20 Commissioner Rivas?

21 COMMISSIONER RIVAS: Here.

22 ACTING CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Here.

24 ACTING CITY CLERK: Commissioner

25 Martinetti?

1 COMMISSIONER MARTINETTI: Here.

2 ACTING CITY CLERK: Mayor Stack?

3 MAYOR STACK: Here.

4 ACTING CITY CLERK: Going back on record.

5

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1 LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

2
3 1. Bambinas Bar & Restaurant

4 T/A Milagro Ecuatoriano Restaurant

5 Located at 2906 Bergenline Avenue

6 License No. 0910-33-040-009

7 2. El Munequito Corp.

8 T/A El Miguelino

9 Located at 2103 Summit Avenue

10 License No. 0910-33-100-009

11 3. Mayen Corp.

12 T/A El Trebol

13 Located at 3204 Bergenline Avenue

14 Liquor License No. 0910-33-190-008

15

16 MR. FARMER: Good evening, Mayor and

17 Commissioners.

18 And to begin with, I'd like to extend my

19 apologies for being late and holding up the

20 meeting.

21 I do, however, think that we can dispose of

22 the calendar before you rather quickly.

23

24

* * *

25

1 **1. Bambinas Bar & Restaurant**

2 T/A Milagro Ecuatoriano Restaurant

3 Located at 2906 Bergenline Avenue

4 License No. 0910-33-040-009

5

6 MR. FARMER: The first one on the list is
7 Bambinas Bar and Restaurant. They are
8 represented by Judge Falcone, and I think -- who
9 is right behind me -- and I think the licensee is
10 here.

11 It's been agreed between Judge Falcone and
12 myself, and I can make this representation to the
13 Board, that the licensee is agreeing to a three
14 month suspension. And they want to be heard on
15 that three months.

16 Will they be January, February, March, or
17 December, January and February?

18 And other than that, he's entering a plea
19 and the suspension is three months. Okay?

20 MAYOR STACK: Sure.

21 Lieutenant, did you have a recommendation,
22 Lieutenant Loaces?

23 LIEUTENANT LOACES: I did.

24 MAYOR STACK: And that was?

25 MR. DILLON: You need to --

1 MAYOR STACK: If you could just --

2 MR. DILLON: You need to step to a
3 microphone.

4 MAYOR STACK: -- step forward, just to --
5 just before Judge Falcone enters his appearance.

6 LIEUTENANT LOACES: Lieutenant John Loaces,
7 Union City Police.

8 I spoke -- had the opportunity to speak
9 with Mr. Farmer. Police Department would
10 recommend December, January and February.

11 MAYOR STACK: That's fine. That's what
12 we'll go with.

13 MR. FARMER: Judge?

14 MR. FALCONE: Yeah.

15 Good evening, ladies and gentlemen.

16 I stand here --

17 MR. DILLON: Excuse me? Can you please
18 identify yourself?

19 MR. FALCONE: -- as Mr. Falcone, to
20 represent Milagro Ecuatoriano Restaurant and
21 Bambinas Bar and Restaurant.

22 The owner of the restaurant is here, Mrs.
23 Vilma Majorca.

24 And I'm going to make a pitch, if I may,
25 that the three month suspension has been agreed

1 to.

2 And I discussed this with Mr. Farmer and I
3 discussed this with the owner, sole proprietor,
4 and she's rather remorseful. And she understands
5 the gravity of the situation. She understands --
6 I've reviewed with her every page of every
7 discovery that was granted to me. And I've also
8 talked with the officer in charge.

9 Three month suspension is a rather severe
10 suspension. It's not to be taken lightly.

11 She's a sole proprietor. It's not a
12 corporation. She's a resident of Union City.
13 She's been an owner of this particular enterprise
14 for more than 21 years.

15 She owns property here, and she -- she
16 loves Union City.

17 The severity of the three months must be
18 balanced in terms of her own livelihood. It's
19 critical to note that she's willing to close down
20 the bar for three months, which means that she's
21 been -- going to be deprived of her livelihood
22 for three months.

23 The question is, when does the three months
24 begin?

25 Although the recommendation is in December,

1 I really would bear upon the Commissioners and
2 the ABC Board to extend it to January. And for
3 very good reason.

4 The bulk of her business is towards the end
5 of the year, and we're talking about November and
6 December. She does about 40 percent of her
7 business.

8 To shut her down in December is to deprive
9 her of her -- not only her livelihood, but of an
10 inability to do business.

11 We -- we know that once the bar is closed
12 for three months, she loses all -- all her
13 customers. She loses all her good will. She
14 loses all her what -- she loses a lot, let me
15 just say this.

16 I'm not going to list the categories of all
17 the things she's going to lose.

18 She's willing to do that. But I'm asking
19 the court -- I'm sorry -- I'm asking the -- the
20 Board and the Mayor and Commissioners to extend
21 it from December to January.

22 January, February, March.

23 And by the time spring comes around, she'll
24 be able to open up again and start all over. Get
25 a new clientele. Get new business. Understand

1 the severity of what she just went through, three
2 months. And at the same time, continue to do
3 business in Union City.

4 She's a loyal citizen of Union City. She
5 loves Union City. She wants to stay here.

6 I'm afraid that if we don't extend the
7 three month suspension to January, I don't want
8 her to lose the good will of Union City.

9 So, on behalf of Vilma Majorca, I'm asking
10 the Board to permit the suspension to begin in
11 January of 2017.

12 MAYOR STACK: Okay.

13 Mr. Falcone, you make -- you make a
14 compelling argument.

15 Mr. -- Mr. Farmer, let me just ask this
16 question.

17 Could we make it that if there's an issue,
18 if -- if we extended it, if we extended it to
19 January, and if there was one issue, any type of
20 an issue in the establishment, in the month of
21 December, being that we would give the good will
22 and allow it to be January --

23 MR. FARMER: Closed immediately.

24 MAYOR STACK: -- it would be closed.

25 Would you be willing to go along with that?

1 MR. FALCONE: She's going to do her best.
2 MAYOR STACK: Okay.
3 MR. FALCONE: Absolutely.
4 MR. FARMER: Okay.
5 MAYOR STACK: All right.
6 MR. FARMER: Okay.
7 MAYOR STACK: I'll make it for January,
8 starting January 1st through March, through the
9 end of March. January, February and March.
10 If there's any issue in -- in December,
11 that there would be -- it would be closed.
12 MR. FARMER: Right.
13 MAYOR STACK: Okay?
14 MR. FALCONE: I understand.
15 MAYOR STACK: Mr. Falcone, is that
16 acceptable?
17 MR. FALCONE: It certainly is.
18 MAYOR STACK: All right.
19 Very good.
20 MR. FALCONE: Thank you.
21 MAYOR STACK: No problem.
22 MR. FALCONE: Very good.
23 MAYOR STACK: I'll make a motion to --
24 ACTING CITY CLERK: A motion by Mayor
25 Stack.

1 MAYOR STACK: -- of three month suspension

2 --

3 ACTING CITY CLERK: Three month suspension,
4 starting January 1st to March.

5 Is there a second?

6 COMMISSIONER RIVAS: Second.

7 COMMISSIONER MARTINETTI: Second.

8 ACTING CITY CLERK: Second by Commissioner
9 Martinetti.

10 MAYOR STACK: With the stipulation.

11 ACTING CITY CLERK: With the stipulation.

12 Yes.

13 MR. DILLON: You've got to do roll call.

14 ACTING CITY CLERK: Roll call.

15 Commissioner Fernandez?

16 Commissioner Rivas?

17 COMMISSIONER RIVAS: Yes.

18 ACTING CITY CLERK: Commissioner Valdivia?

19 COMMISSIONER VALDIVIA: Yes.

20 ACTING CITY CLERK: Commissioner

21 Martinetti?

22 COMMISSIONER MARTINETTI: Yes.

23 ACTING CITY CLERK: Mayor Stack?

24 MAYOR STACK: Yes.

25 * * *

1 **2. El Munequito Corp.**

2 T/A El Miguelino

3 Located at 2103 Summit Avenue

4 License No. 0910-33-100-009

5

6 MR. FARMER: The second one on your agenda
7 is El Miguelino.

8 This is an offense, which is the third
9 offense, but the other two offenses are in this
10 order, on the journey through the legal system.

11 We have an offense that's almost a couple
12 years old, where you revoked their license, they
13 took an appeal, we had another hearing before the
14 OAL, who affirmed your right to do that.

15 That case is now pending before the
16 Director of the State ABC, who, presumably,
17 within the next 30 days, is going to render a
18 decision.

19 Right behind it, we have a second case
20 against them that is winding up, testimony in
21 OAL, last witness being on October 28th. And that
22 will be coming up for a decision, presumably 45
23 to 90 days after that.

24 I don't see a reason to try this case, or
25 move this case because it seems to be a waste of

1 resources. And the case isn't so hot to begin
2 with, and there are no witnesses; the victim is
3 not around; the victim was drunk.

4 So, my -- my thought is, let's see what
5 happens in those other two cases. And after
6 that, we can evaluate. We can always come back
7 to this.

8 MAYOR STACK: Okay.

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1 **3. Mayen Corp.**

2 T/A El Trebol

3 Located at 3204 Bergenline Avenue

4 Liquor License No. 0910-33-190-008

5

6 MR. FARMER: And the other one is El

7 Trebol. This is Mr. Lynch. He just got back

8 from vacation. And he had a conflict this

9 evening, and I've spoken to him and I'm very

10 confident that we will be able to resolve this

11 before the next meeting.

12 MAYOR STACK: You got it.

13 That's all, Mr. Farmer?

14 MR. FARMER: Yes.

15 MAYOR STACK: Great.

16 Thank you, Mr. Farmer.

17 MR. FARMER: Thanks.

18

19 **ADJOURNMENT:**

20

21 MAYOR STACK: Okay.

22 I'll make a motion, seeing nothing else on
23 the agenda, to adjourn the meeting.

24 COMMISSIONER RIVAS: Second.

25 ACTING CITY CLERK: Motion by Mayor Stack

1 to adjourn.

2 Second by Commissioner Rivas.

3 All in favor?

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

6

7 (Whereupon, the proceedings were concluded
8 at 7:32 p.m.)

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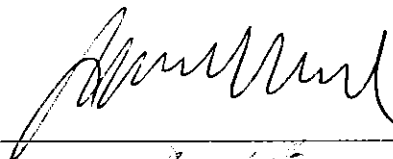
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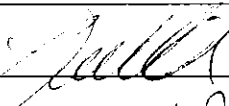
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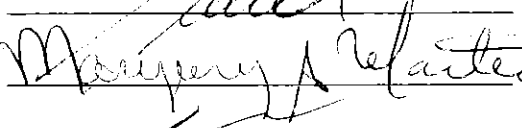
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Brian P. Stack


Lucio P. Fernandez


Maryury A. Martinetti


Celin J. Valdivia


Tito E. Rivas

Board of Commissioners

Attest:

Dominick Cantatore,

Acting City Clerk

Attest:

Erin Knoedler

Deputy City Clerk

1 STATE OF NEW JERSEY :

2 :

3 COUNTY OF ESSEX :

4

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

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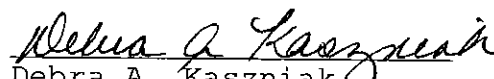
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Debra A. Kaszniak
Certification No. 324

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24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon