

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

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS
:

Bruce D. Walter
Recreation Center
507 West Street
Union City, New Jersey

Tuesday, November 22, 2016
Commencing at 7:02 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
BRIAN P. STACK, MAYOR

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

TILO E. RIVAS, COMMISSIONER

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.
Attorney for the Union City
Alcohol Beverage Control Commission

SUSAN COLDITZ, Chief Financial Officer

A P P E A R A N C E S:

JOSE RODRIGUEZ, ESQ.

Attorney for Fuerte Liquors Inc. t/a
City Fresh Market (Mi Bandera)

JOHN D. LYNCH, ESQ.

Attorney for Mayen Corp. t/a El Trebol

MESSRS. GONZALEZ & CARIDE

BY: RAMON M. GONZALEZ, ESQ.

Attorney for Variedad Latina t/a Variedad Latina
Restaurant

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1 ACTING CITY CLERK: Can I have your
2 attention please? We're ready to go.

3 This is a Regular Public Meeting of the
4 Union City Board of Commissioners, being held on
5 Tuesday, November 22nd, 2016, at seven p.m., in
6 the Bruce D. Walter Recreation Center, 507 West
7 Street, 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 -- adequate notice of this meeting
18 has been provided as follows:

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

9

COMMISSIONER MARTINETTI: Absent.

10

ACTING CITY CLERK: -- is running late.

11

MAYOR STACK: Commissioner Rivas is not

12

here today, no.

13

ACTING CITY CLERK: Not here.

14

Commissioner Valdivia?

15

COMMISSIONER VALDIVIA: Here.

16

ACTING CITY CLERK: Commissioner

17

Martinetti?

18

COMMISSIONER MARTINETTI: Here.

19

ACTING CITY CLERK: Mayor Stack?

20

MAYOR STACK: Here.

21

22 **COMMUNICATIONS**

23

1. Check Presentation on Behalf of the City of

24

the Union City Police Department to Anna

25

Campoverde of the American Cancer Society, Inc.

1 2. Presentation by Police Officer Christopher
2 Scardino

3

4 ACTING CITY CLERK: First item on the
5 agenda we have a Communication and a check
6 presentation on behalf of the Union City Police
7 Department to Anna Campoverde for the American
8 Cancer Society, Inc.

9 Is Officer Chris Scardino here?

10 OFFICER SCARDINO: Yes.

11 ACTING CITY CLERK: Will you please come
12 forward?

13 MAYOR STACK: Officer -- Officer Scardino,
14 if you can, just if you could stand right over
15 here, --

16 OFFICER SCARDINO: Yeah.

17 MAYOR STACK: -- so they'll be able to
18 catch it on --

19 OFFICER SCARDINO: Yes, Mayor. No problem,
20 sir.

21 ACTING CITY CLERK: Okay. So we have a --

22 MAYOR STACK: Anna Campoverde?

23 ACTING CITY CLERK: -- presentation, right?

24 MAYOR STACK: Would you like to come up?
25 Sure.

1 (Whereupon, there was a pause in the
2 proceedings.)

3 OFFICER SCARDINO: Good evening. My name
4 is Officer Chris Scardino. I'm a City delegate
5 for the Union and Police Department, also a cop
6 here for over 24 years now.

7 For the last three years now the Union and
8 the Police Department has raised money -- raised
9 money for Breast Cancer Awareness. So every
10 September we start collecting money for the
11 cause.

12 Before I give the amount of money we raised
13 within a month, month and a half, I need to
14 recognize a few people first.

15 First of all, Mayor Brian Stack. Every
16 time I wrote a letter to the Mayor requesting a
17 boot drive and do it for fundraising, without
18 hesitation the Mayor gives me permission to have
19 one.

20 So, without him giving permission, the
21 money given tonight would not have happened
22 without his consent.

23 So Mayor Stack, I thank you very much for
24 your assistance on -- again.

25 MAYOR STACK: Thank you very much. Thank

1 | you, Chris.

2 | OFFICER SCARDINO: And I know --

3 | (Applause.)

4 | OFFICER SCARDINO: -- every month, every
5 | two months calling the Mayor -- (indiscernible)
6 | -- requesting all these fundraisers. And I know
7 | I must be a pain in the neck to the Mayor
8 | sometimes but it's all for a good cause. It
9 | shows -- it shows the public, our Department,
10 | that we're willing to help others who are sick
11 | and it's not their fault of being sick.

12 | Also, Chief Richard Molinari, also, I would
13 | like to thank him also. Without the Chief saying
14 | -- give permission to use the police cars and
15 | allowing us to be there -- another one, would not
16 | happen without his permission from Chief Rich --

17 | (Applause.)

18 | OFFICER SCARDINO: Also, real quick, there
19 | are two people are not even part of our Union who
20 | rent the extra mile raising money for this year's
21 | campaign.

22 | The first individual's Kevin Luster
23 | (phonetic). Kevin, on behalf of our Union, I
24 | thank you for your -- again, without hesitation
25 | give us a hand -- (indiscernible).

1 (Applause.)

2 OFFICER SCARDINO: And, of course, another
3 Officer, his name is Mike Sinatra (phonetic), he
4 called me, he's on Route 3 in traffic. Another
5 one; he's a Special. But see in our Department,
6 regardless if you're a Special, Patrolman or
7 supervisor, when it's time to have fundraisers or
8 help people, we're all equal.

9 So unfortunately Mike is in traffic. I
10 want to thank Mike. Because Mike was our --
11 basically our mascot. When we had the boot drive
12 last month, Officer Sinatra dressed up wearing a
13 pink cape, a pink mustache, a pink wig, --
14 (indiscernible) -- he raised a lot of money from
15 the cars for the cause.

16 Unfortunately Mike isn't here right now.
17 He's in traffic, so, Mike Sinatra, I thank you.

18 Without further ado, this year's amount,
19 I'm happy to say, we raised \$4,554.00 --

20 (Applause.)

21 OFFICER SCARDINO: -- at this year's
22 campaign.

23 Again, on behalf of the Police Department,
24 Anna -- (indiscernible) -- it's our pleasure;
25 next year we'll do it again.

1 Thank you.

2 MS. CAMPOVERDE: Thank you.

3 OFFICER SCARDINO: Mayor, thank you, I
4 appreciate it.

5 MAYOR STACK: Thank you very much. Thank
6 you very much.

7 OFFICER SCARDINO: Thank you, sir.

8 MAYOR STACK: Thank you. Thank you --
9 thank again, to the Police Department.

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

12

13 (Whereupon, the Board discussed and took
14 action on the following item:

15 **APPROVAL OF PREVIOUS MEETING MINUTES FROM**
16 **NOVEMBER 9, 2016.)**

17

18 ACTING CITY CLERK: Next item is Approval
19 of Previous Meeting Minutes of November 9, 2016.

20 COMMISSIONER VALDIVIA: Motion.

21 ACTING CITY CLERK: Motion by Commissioner
22 Valdivia.

23 COMMISSIONER MARTINETTI: Second.

24 ACTING CITY CLERK: Second by Commissioner
25 Martinetti.

1 Roll call.

2 Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes.

4 ACTING CITY CLERK: Commissioner Rivas?

5 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 (Whereupon, the Board discussed and took
14 action on the following items in total:

15 **CONSENT AGENDA:**

16 (1) Resolution Approving the Payment of Claims

17 (2) Resolution Approving the Payment of
18 Concurring Claims

19 (3) Resolution Approving the City Payroll for
20 the Period of October 29, 2016 through November
21 11, 2016

22 (4) Resolution Approving the Library Payroll
23 for the Period of October 29, 2016 through
24 November 11, 2016

25 (5) Resolution Approving the Payment of Escrow

1 Refunds

2 (6) Resolution Authorizing the Refund of
3 Overpayment

4 (7) Resolution Authorizing the Refund of
5 Redemption Monies to Outside Lienholders

6 (8) Resolution Authorizing the Refund of
7 Premium Monies Collected at Tax Sale

8 (9) Resolution Approving Person to Person
9 Transfer Application for Liquor License
10 #0910-33-068-004 from Le Via, Inc. to the Cousins
11 Restaurant, Inc., Located at 3905 Bergenline
12 Avenue, Union City

13 (10) Resolution Approving Amendment to Contract
14 with Synovia Solutions LLC for GPS Fleet
15 Management System

16 (11) Resolution Re-Appointing Lilia Munoz as
17 Judge in the Union City Municipal Court

18 (12) Resolution Approving a Change Order for the
19 47th Street Firehouse Project

20 (13) Resolution Authorizing the Award of a
21 Contract to CME Associates for Preparation of a
22 Forestry Management Plan.)

23

24 ACTING CITY CLERK: Next item is a Consent
25 Agenda.

1 First item is Resolution Approving the
2 Payments of Claims.

3 Item 2 is Resolution Approving Payment of
4 Concurring Claims.

5 Item 3 --

6 A VOICE: (indiscernible)

7 ACTING CITY CLERK: -- is Resolution
8 Approving the City Payroll for the Period of
9 October 29, 2016 through October -- November 11.

10 MAYOR STACK: Dominick, just if you could
11 just --

12 Dominick, if you can just keep your voice
13 up just a little bit.

14 ACTING CITY CLERK: Yes, Mayor.

15 MAYOR STACK: Yeah.

16 ACTING CITY CLERK: Item 4.

17 Resolution Approving the Library Payroll
18 for the Period of October 29, 2016 through
19 November 11, 2016.

20 Item 5.

21 Resolution Approving the Payment of Escrow
22 Refunds.

23 Item 6.

24 Resolution Authorizing the Refund of
25 Overpayment.

1 Item 7.

2 Resolution Authorizing the Refund of
3 Redemption Monies to Outside Lienholders.

4 Item 8.

5 Resolution Authorizing the Refund of
6 Premium Monies Collected at Tax Sale.

7 Item 9.

8 Resolution Approving the Person to Person
9 Transfer of a Application for Liquor License
10 Number 0910-33-068-004 from Le Via, Inc. to the
11 Cousins Restaurant, Inc., Located at 3905
12 Bergenline Avenue, Union City, New Jersey.

13 Item 10.

14 Resolution Approving Amendment to Contract
15 with Synovia Solution LLC for GPS of Fleet
16 Management System.

17 Item 11.

18 Resolution Approving -- Appointing Lilia
19 Munoz as a Judge to the Union City Municipal
20 Court.

21 Item 12.

22 Resolution Approving a Change Order for the
23 47th Street Firehouse Project.

24 Item 13.

25 Resolution Authorizing the Award of a

1 Contract to CME Associates for Preparation of a
2 Forestry Management Plan.

3 Is there a motion to approve?

4 MAYOR STACK: Sure.

5 Just before we do, just any resident who
6 would like to comment on the Consent Agenda,
7 please free to do so.

8 Just on clarification on number 12 on the
9 change order for the 47th Street Firehouse. The
10 corporation counsel, Krystle Nova, will explain
11 that change order. Part of it is in reference to
12 that we're able to add --

13 This project, just to give everyone a
14 history of it -- we've explained it a few times
15 before at various Commission meetings but this
16 project is an old firehouse that hasn't been used
17 for a number of years.

18 When the regional fire department merged it
19 was one of the houses that closed due to the
20 close proximity of a firehouse on 49th and
21 Broadway, an additional house on 46th and Park
22 Avenue. We also have a firehouse on 43rd. So
23 this house was actually closed; it wasn't used
24 for a long time.

25 We've negotiated with the regional fire

1 department to take this firehouse, convert it,
2 keep it in its natural form and preserve as much
3 as we can of the firehouse, turn it into a
4 temporary shelter if you will for fire victims
5 who are displaced from a fire.

6 Hopefully we don't have to use this
7 building that often -- that we don't have many
8 fires in the City. And we took it from, I
9 believe, nine rooms to 11 rooms now. We went to
10 11 rooms, which are decent-sized rooms that --
11 and God forbid in the event of a fire, we'll be
12 able to relocate those families there.

13 Now why do we do that? We did that in the
14 sense that the families wouldn't have to go down
15 to these, you know, these cold motels and hotels
16 on Tonnelle Avenue. We'd keep them within the
17 City. The children would be easily transported
18 within the City school system. We'd have a
19 police officer at the front desk in the facility
20 24/7 while fire victims are in the facility.

21 They would be able to get all the services;
22 relocation, assistance from my office, from the
23 Community Development Office with Erin Knoedler,
24 from the local -- the Hudson County Welfare
25 Office, North Hudson Community Action -- would be

1 | able to come to one site, if there is families
2 | that are burned out, and give them the services
3 | that they need.

4 | So we couldn't think of a better -- a
5 | better use of the building than doing something
6 | like this. We never know, God forbid, when one
7 | of our own homes could catch fire, that we would
8 | have to use the facility.

9 | So, it would be well-used, it would be well
10 | taken care of -- the building. We'd have a
11 | police officer, like I said, onsite when it's in
12 | use.

13 | The project's taken us a little bit longer
14 | because of the complexity of the building and
15 | also the change order that's been needed on this
16 | project.

17 | So there's going to be a generator there
18 | incase the -- incase that neighborhood ever lost
19 | any type of power, that building would be one of
20 | our centers in the uptown area we'd be able to
21 | use.

22 | Having said that, Krystle, would you like
23 | to add anything further to that?

24 | MS. NOVA: No, I think you -- you hit
25 | everything.

1 We added a generator. We made sure that
2 everything was up to Code. We added the
3 additional rooms and that was basically what the
4 change order was for.

5 A VOICE: (Indiscernible).

6 MAYOR STACK: In fact, -- in fact, on the
7 recommendation of the Construction Code Official,
8 I brought him -- him and I went to the building
9 together, he -- he came up with a really good
10 idea. He said rather than bring an interior
11 staircase inside the building in the front,
12 maintain the integrity of the inner part of the
13 building, take the stairway and put an exterior
14 staircase covered on the rear of the building on
15 the exterior of the building.

16 It cost us a little bit more money to do
17 but we were able to develop I think two or three
18 more rooms we picked up from doing that. Plus we
19 maintain the structure and the integrity of the
20 building when you walk in.

21 MS. NOVA: It should also be noted that the
22 original amount of the change order was
23 \$347,000.00 and we got it cut in almost half.
24 So, --

25 MAYOR STACK: Anyone at this time who would

1 | like to comment on that matter or on any matter
2 | on the Consent Agenda, please step forward, just
3 | state your name and address to do so -- right to
4 | my left and on your right.

5 | MR. PRICE: Larry Price, 1006 Palisade.

6 | Question about number 13, Forestry
7 | Management Plan.

8 | What does that encompass?

9 | MS. NOVA: This is going to be a -- a plan
10 | for the entire City where they're going to come
11 | up with the kinds of trees and how to maintain
12 | them and how to do the landscaping and things
13 | like that for the entire City.

14 | You know, the Mayor is very -- that's very
15 | important to him to have lots of greenery in the
16 | City and that's basically what we're going to be
17 | doing.

18 | MR. PRICE: We're -- we're talking about
19 | the trees on the street. We're not talking
20 | about --

21 | MAYOR STACK: Right, the trees on the
22 | street.

23 | MS. NOVA: Trees on the street.

24 | MAYOR STACK: Exactly. And the parks also.

25 | MS. NOVA: Right.

1 MR. PRICE: Okay. But not private --

2 MAYOR STACK: No.

3 MR. PRICE: -- private --

4 MAYOR STACK: No, not at all. No.

5 And we're not -- we're not developing a
6 forest in Union City.

7 MR. PRICE: I have 37 trees I'll
8 contribute.

9 MAYOR STACK: Although Tony -- Tony Squire
10 and myself would like that.

11 Right, Tony?

12 Anyone else wishing to comment on the
13 Consent Agenda, please step forward.

14 A VOICE: She can't get up but she wants
15 to --

16 MR. DILLON: I need her to --

17 MAYOR STACK: Sure. Just if -- just if
18 your can keep your voice up.

19 MR. DILLON: I need your name.

20 MS. REICHER: Oh, I can keep my voice up.
21 I have a question.

22 MR. DILLON: Can I have your name?

23 MS. REICHER: Sheila Reicher (phonetic),
24 5th Street, Union City.

25 With this renovation, which I think is

1 | excellent for people, do you have the capability
2 | of cooking there or for those families that will
3 | be ensconced there will food from emergency
4 | places be brought in?

5 | MAYOR STACK: It will. There'll be
6 | microwaves there. There's going to be -- there
7 | will be a common -- there's two floors to the
8 | building, Sheila, and once it's open -- we're
9 | going to have a grand opening, we'll invite
10 | everyone.

11 | There'll be a family area. There'll be
12 | televisions. There'll be some -- some microwaves
13 | in there. But cooking per se to the extent of
14 | heavy cooking, no. Most of the food will be
15 | brought in.

16 | MS. REICHER: Brought in --
17 | (indiscernible) --

18 | MAYOR STACK: There'll be showers in there.
19 | Yes, exactly.

20 | MS. REICHER: That's great.

21 | MAYOR STACK: Exactly.

22 | MS. REICHER: Great.

23 | MAYOR STACK: Thank you.

24 | COMMISSIONER MARTINETTI: Heat up babies'
25 | milk.

1 MAYOR STACK: Anyone else -- anyone else
2 wishing to comment on the Consent Agenda?

3 If you could just step forward, Tony,
4 please.

5 And if you could just --

6 MR. DILLON: No, you -- you got to come
7 forward.

8 MAYOR STACK: -- if you could just state
9 your name and address for the record.

10 Just so they're able to pick it up.

11 MR. SQUIRE: I'm Tony Squire, 218 New York
12 Avenue, Union City.

13 MR. DILLON: 218 --

14 MR. SQUIRE: New York Avenue.

15 MR. DILLON: Thank you.

16 MR. SQUIRE: I -- I just have a question
17 regarding the item 13.

18 If that's going to include a census of the
19 trees of Union City? And if this will be
20 integrated into an overall designation for the
21 City as a tree city.

22 MAYOR STACK: I would like that, too.

23 MR. SQUIRE: In Hudson County, for example,
24 Secaucus is a tree city.

25 So I'm just wondering if that's going to be

1 part of this plan or not?

2 And if there will be any allowance for
3 public comment so that as many citizens as
4 possible could be involved in the process?

5 Or is it just simply contracted out?

6 MAYOR STACK: I -- I believe definitely
7 there would be some public comment on it, Tony.
8 But I'll definitely find that out and I'll get
9 back to you.

10 MR. SQUIRE: Okay.

11 MAYOR STACK: Give me until -- give me
12 until the early part of next week and I'll
13 definitely follow up with you. I'll speak to
14 Ralph Tango tomorrow.

15 MR. SQUIRE: But in the meantime I would
16 like to commend all the Commissioners and the
17 Mayor for the trees that are planted on the
18 streets. It's quite -- within the past five
19 years; it's quite a monumental task, quiet
20 expensive but it has gone a long way toward
21 beautifying the City and also in terms of the
22 ecology, the environment, and planethood (sic);
23 it's a big plus because they oxygenate the
24 atmosphere and that's very, very important.

25 MAYOR STACK: And -- and I just wanted to

1 thank you.

2 You've actually helped us to become better
3 at what we do with keeping the City green. And a
4 lot of the comments that you made to me over the
5 years about the trees and maybe mixing it and
6 having some other species of trees definitely
7 didn't go unheard. I've heard that message loud
8 and clear and I agree with you.

9 Now when I look around -- and I'm learning
10 more and more about the trees as time goes on. I
11 can see the need for various trees and that's why
12 we've spoken to Ralph Tango about this plan.

13 MR. SQUIRE: Right.

14 MAYOR STACK: And I'll definitely reach out
15 to you next week on it.

16 MR. SQUIRE: Thank you.

17 MAYOR STACK: Thank you very much, Tony.
18 Thank you.

19 Anyone else wishing to comment on the
20 Consent Agenda?

21 Sheila?

22 MS. REICHER: Okay. Sheila Reicher, 5th
23 Street.

24 I just want to commend -- here it says
25 Resolution Approving the Library Payroll. As a

1 senior, as a long-time resident, I had the chance
2 in August to go in to the Library --
3 (indiscernible) -- college graduate, two degrees,
4 -- (indiscernible) -- but many, many progress, it
5 was one of the warmest places I've ever been.
6 The people are absolutely outstanding. If you
7 say you're old, like I'm decrepit, I don't really
8 know how to use the computer that well, they were
9 there. And at any day and time whenever I can
10 get a parking space, they are there and I cannot
11 tell you how pleasurable it is to hit our
12 Library.

13 (Indiscernible) -- 43rd Street, I don't
14 know that many seniors or adults going to the
15 Library at Jose Marti because of course you've
16 got a lot of children. But when they come in
17 there is no noise but it is a haven and I can't
18 commend it and you can pay them double.

19 I said -- I told them when I come to the
20 meeting -- (indiscernible) --

21 MAYOR STACK: Very nice of you.

22 MS. REICHER: -- how really good they are.

23 COMMISSIONER MARTINETTI: Thank you for the
24 comment.

25 MAYOR STACK: It's good to hear that.

1 MS. REICHER: And they're unsung heroes.

2 MAYOR STACK: It's good to hear.

3 And maybe going forward, maybe if you want
4 to serve on the Library Board, I'd be --

5 MS. REICHER: I would love that.

6 MAYOR STACK: -- we'd be happy to appoint
7 you.

8 MS. REICHER: I would love it.

9 MAYOR STACK: If you can, just send me out
10 a letter and whatever you want -- get me out a
11 letter saying you'd be interested in serving.
12 The next -- the next shot --

13 MS. REICHER: I'll do that.

14 MAYOR STACK: -- we'll put you on.
15 Absolutely.

16 MS. REICHER: I will do that.

17 MAYOR STACK: Absolutely.

18 Yes?

19 Wafaa.

20 MS. MIKHAIL: Wafaa Mikhail, 500 Central
21 Avenue.

22 I just want --

23 MR. DILLON: I didn't get -- I didn't hear
24 you at all.

25 MS. MIKHAIL: Huh?

1 MR. DILLON: I didn't hear your name.

2 MS. MIKHAIL: Wafaa Mikhail, 500 Central --

3 MR. DILLON: Can you spell it?

4 MS. MIKHAIL: -- Avenue.

5 MR. DILLON: Can you spell it?

6 MS. MIKHAIL: M-I-K-H-A-I-L.

7 MR. DILLON: And your first name.

8 Wafaa?

9 MS. MIKHAIL: W-A-F-A-A.

10 MR. DILLON: Okay.

11 MS. MIKHAIL: I want to commend you, Mayor,
12 the streets look really beautiful. I'm just
13 worried that they're going to want you to go to
14 Trenton and you deserve to be there; just please
15 let us know so we can go with you.

16 MAYOR STACK: Yeah and I'm not going
17 anywhere.

18 MS. MIKHAIL: We in Union City --
19 (indiscernible) -- you.

20 MAYOR STACK: As long as the people want
21 me, I'll stay. I have no plans of going anywhere
22 else.

23 MS. MIKHAIL: No, Mayor, you deserve to be.
24 You deserve to be, really, --

25 MAYOR STACK: Thank you.

1 MS. MIKHAIL: -- the Governor but if you do
2 decide just let us know so we can go with you.

3 MAYOR STACK: Thank you very much. Thank
4 you.

5 Anyone else on the Consent Agenda?

6 Okay.

7 Seeing no other, I'll make a motion to
8 approve the Consent Agenda.

9 COMMISSIONER VALDIVIA: Second.

10 MAYOR STACK: Dominick?

11 ACTING CITY CLERK: Mayor, you want to
12 close the public comment, --

13 MAYOR STACK: Oh, yes. Yes. I'll make a
14 motion to close the public hearing on the Consent
15 Agenda.

16 COMMISSIONER MARTINETTI: Second.

17 ACTING CITY CLERK: Motion by Mayor Stack.

18 Second by Commissioner Martinetti.

19 Roll call.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 ACTING CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 ACTING CITY CLERK: Commissioner

25 Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 ACTING CITY CLERK: Mayor Stack?

3 MAYOR STACK: Yes.

4 ACTING CITY CLERK: Okay, next --

5 COMMISSIONER MARTINETTI: Motion to
6 approve.

7 COMMISSIONER VALDIVIA: Motion to approve.

8 ACTING CITY CLERK: -- is there -- is there
9 a motion to approve all items on the Consent
10 Agenda?

11 COMMISSIONER VALDIVIA: Motion.

12 ACTING CITY CLERK: Motion by Commissioner
13 Valdivia.

14 COMMISSIONER FERNANDEZ: Second.

15 ACTING CITY CLERK: Second by Commissioner
16 Fernandez.

17 Roll call.

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 ACTING CITY CLERK: Commissioner Rivas?

21 MS. NOVA: Absent.

22 ACTING CITY CLERK: Absent.

23 Commissioner Valdivia?

24 COMMISSIONER VALDIVIA: Yes.

25 ACTING CITY CLERK: Commissioner

1 Martinetti?

2 COMMISSIONER MARTINETTI: Yes.

3 ACTING CITY CLERK: Mayor Stack?

4 MAYOR STACK: Yes.

5

6 (Whereupon, the Board discussed and took
7 action on the following item:

8 **REGULAR AGENDA:**

9 1. Public Hearing on State Fiscal Year 2017
10 Municipal Budget.)

11

12 ACTING CITY CLERK: Next item is the
13 Regular Agenda.

14 First item is a Public Hearing on State
15 Fiscal Year 2017 Municipal Budget.

16 MAYOR STACK: Sue, do you have anything
17 you'd like to --

18 MS. COLDITZ: I'd --

19 MAYOR STACK: If you could just step
20 forward for a minute, Sue. Just -- maybe you
21 want to just give a -- a two-minute overview.

22 You could stand right here.

23 MS. COLDITZ: We have --

24 I'm Susan Colditz. I'm the CFO for Union
25 City.

1 I -- I'll go over the summary. The budget
2 is keeping our taxes stable. Our State aid is
3 stable. Actually we have everything we need in
4 this year's budget. As far as new contract
5 negotiations, they're going well.

6 So everything is in the budget and we
7 didn't have to raise taxes at this moment;
8 they're stable.

9 So if there's any questions; I don't know
10 if anybody has seen the budget in detail.

11 MR. PRICE: Question?

12 Is the --

13 MR. DILLON: Mr. Price?

14 MAYOR STACK: Larry -- Larry Price, 1006 --

15 MR. DILLON: Yeah.

16 MAYOR STACK: -- Palisade Avenue.

17 MR. DILLON: Can you just come forward so
18 we can hear your question?

19 Sorry.

20 MR. PRICE: Can I use this one?

21 MR. DILLON: Yeah, yeah, that's fine.

22 Just --

23 MR. PRICE: Is the budget going to be on
24 the Union City website?

25 MS. COLDITZ: It should already be there.

1 MR. PRICE: Okay.

2 MS. COLDITZ: Okay? Just the introduced
3 budget. The adoption probably won't take place
4 till April. So that would be the introduced
5 budget that we're having the hearing on tonight.

6 MAYOR STACK: Tonight is just the public
7 hearing. That's all.

8 MS. COLDITZ: It's just the hearing.

9 MR. PRICE: Okay.

10 MS. COLDITZ: But if you have questions,
11 you know you can come to my office.

12 Okay?

13 MAYOR STACK: Sure.

14 Anyone -- anyone else on the -- on the
15 public hearing of the municipal budget?

16 Seeing no other.

17

18 (Whereupon, the Board discussed and took
19 action on the following item:

20 **REGULAR AGENDA:**

21 2. Resolution Approving the Payment of Claims
22 for the Union City Board of Education.)

23

24 ACTING CITY CLERK: The next item is item 2
25 is Resolution Approving the Payment of Claim to

1 the Union City Board of Education.

2 MAYOR STACK: I'll motion.

3 ACTING CITY CLERK: Motion --

4 COMMISSIONER VALDIVIA: Second.

5 ACTING CITY CLERK: -- by Mayor Stack.

6 Second by Commissioner Valdivia.

7 Roll call.

8 Commissioner Fernandez?

9 COMMISSIONER FERNANDEZ: This is on number

10 1?

11 MS. NOVA: Number 2.

12 COMMISSIONER FERNANDEZ: This is on number

13 2?

14 MS. NOVA: Yeah.

15 ACTING CITY CLERK: Commissioner Rivas is

16 not here.

17 COMMISSIONER FERNANDEZ: Yes on --

18 ACTING CITY CLERK: Commissioner Valdivia?

19 MS. NOVA: Before they vote --

20 COMMISSIONER FERNANDEZ: Before --

21 MS. NOVA: Before they vote, --

22 MAYOR STACK: You're on number 2.

23 COMMISSIONER FERNANDEZ: We're on number 2

24 now.

25 MS. NOVA: Before they vote, based on the

1 doctrine of necessity, Commissioner Valdivia and
2 Commissioner Fernandez will be voting on this
3 item.

4 COMMISSIONER FERNANDEZ: So number 2, yes.

5 ACTING CITY CLERK: Yes, Commissioner
6 Fernandez.

7 And yes for Commissioner Valdivia.

8 Commissioner Martinetti; recusing.

9 ACTING CITY CLERK: Mayor Stack?

10 MS. NOVA: Mayor Stack?

11 MAYOR STACK: Yes.

12 ACTING CITY CLERK: Yes.

13 COMMISSIONER VALDIVIA: Did we vote on
14 number 1?

15 ACTING CITY CLERK: Okay.

16

17 (Whereupon, the Board discussed and took
18 action on the following item:

19 **REGULAR AGENDA:**

20 3. Resolution Approving the Payment of Claims
21 for the Hudson County Improvement Authority.)

22

23 ACTING CITY CLERK: Next item -- next item
24 is item 3.

25 It's Resolution Approving the Payment of

1 Claims to the -- to the Hudson County Improvement
2 Authority.

3 MAYOR STACK: Motion.

4 ACTING CITY CLERK: Motion by Mayor Stack.

5 COMMISSIONER VALDIVIA: Second.

6 ACTING CITY CLERK: Second by Commissioner
7 Valdivia.

8 Roll call.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: Yes.

11 ACTING CITY CLERK: Commissioner Rivas?

12 Not here.

13 Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 ACTING CITY CLERK: Commissioner
16 Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 ACTING CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20

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

22

23 ACTING CITY CLERK: All right.

24 At this time, Mayor, do you wish to take
25 any --

1 MAYOR STACK: Sure. No problem.

2 Anyone wishing to address the Board at this
3 time on any matter concerning municipal
4 government in the City of Union City, please step
5 forward.

6 I would just like to thank the residents
7 that came out tonight. As everyone knows and I'm
8 sure knows by now, we move a hundred percent of
9 our meetings throughout the City. The meeting
10 tonight was publicly noticed as it always is but
11 it was also mailed out to all the residents from
12 13th Street south. We try to move, as I said, our
13 meetings to each corner of the City on a constant
14 basis; the meetings are held in different
15 locations to give public access to everyone who
16 would like to attend.

17 In addition to the Mobile Community
18 meetings, the Commission meetings, we try to do
19 as much public outreach as possible. All of our
20 meetings are held in the evening hours where it
21 should be convenient for most residents to
22 attend.

23 Having said that, anyone who wishes to
24 comment, please step forward, state your name and
25 address for the record.

1 You could just step right over here. Sure.

2 MS. RICCA: Here?

3 MAYOR STACK: Sure.

4 MS. RICCA: Judy Ricca, 2308 Bergenline
5 Avenue.

6 MR. DILLON: How do you spell your last
7 name?

8 MS. RICCA: R-I-C-C-A.

9 MR. DILLON: Thank you.

10 MS. RICCA: I was supposed to be here with
11 other business owners in the area and I'm here
12 because I thought maybe before you decided about
13 the free parking for the holidays maybe you would
14 consider the business owners that it really
15 doesn't help us, Mayor Stack, it really -- it
16 hurts us if anything.

17 Because what happens is the residents in
18 the area just park their cars there and they're
19 left there for the two weeks.

20 So anyone who's trying to come to our
21 businesses --

22 MAYOR STACK: Sure. Sure.

23 MS. RICCA: -- are unable to park --

24 MAYOR STACK: You don't have that turnover.
25 Right.

1 MS. RICCA: -- and they just leave.

2 So I thought maybe you could can come up
3 with a different approach; maybe give them two
4 hours free parking, this way they can move the
5 cars and just not leave them there for the two
6 weeks.

7 MAYOR STACK: Sure. Sure.

8 MS. RICCA: So, I -- I had other businesses
9 owners in the area that were supposed to come and
10 meet me here but --

11 MAYOR STACK: Sure.

12 MS. RICCA: -- I guess I'm speaking for --

13 MAYOR STACK: No, even if you want, if you
14 want -- and they want to get together with me, I
15 could stop by. I could stop by.

16 MS. RICCA: You could? Okay.

17 MAYOR STACK: I could by stop by your place
18 or meet with them in the evening. Whatever
19 works.

20 Just give me a call, if you can.

21 MS. RICCA: Okay.

22 MAYOR STACK: Give me a call before we
23 start it and I'll listen to what the concerns
24 are.

25 MS. RICCA: Okay.

1 All right.

2 MAYOR STACK: Even if -- even if you want
3 to give me a call Friday if you're open or
4 Saturday, --

5 MS. RICCA: Okay.

6 MAYOR STACK: -- call me and I'll get
7 together with you.

8 MS. RICCA: And I'll get some other --

9 MAYOR STACK: Absolutely.

10 MS. RICCA: -- business owners.

11 MAYOR STACK: Absolutely.

12 MS. RICCA: Good.

13 Thank you.

14 MAYOR STACK: Thank you very much.

15 Anyone else wishing to comment?

16 Ms. Leavy? Sure. If you could just step
17 right over here.

18 MS. LEAVY: Hi.

19 ACTING CITY CLERK: How are you?

20 MR. DILLON: Name?

21 MS. LEAVY: Hannelore Leavy.

22 MR. DILLON: Okay.

23 MS. LEAVY: Okay.

24 Okay, I wanted to thank you personally for
25 the benches on Palisades Avenue.

1 MAYOR STACK: Sure.

2 MS. LEAVY: It really helps when you walk
3 and, you know, you need to rest.

4 MAYOR STACK: Sure.

5 MS. LEAVY: And really thank you so much,
6 it helps a lot.

7 Walking around lately I see that buildings
8 have been aband-- which have been abandoned,
9 vacant all of a sudden are being demolished. So
10 I said, wow, what's happening here. And
11 especially that building on West Bergenline
12 Avenue between 18th and 19th.

13 MAYOR STACK: Oh, yes. Yeah.

14 MS. LEAVY: It's gone. It's been there
15 forever. I mean 30 years that I live here it's
16 been abandoned.

17 And then also the building on New York
18 Avenue and --

19 MAYOR STACK: Fifteenth.

20 MS. LEAVY: -- 15th, has vanished also.

21 So I'm just asking why are -- what the --
22 is there anything that's happening that we should
23 know in -- in Union City that maybe something
24 happens that all of the abandoned buildings on
25 Mountain Road are going to be demolished too?

1 MAYOR STACK: Right.

2 No, it's not -- it's -- but it's -- no, I
3 appreciate the comment but it's not that easy.

4 In order to knock a building down it has to
5 be condemned; it has to be structurally unsound.

6 So the building on 15th Street, I know that
7 they're planning to do some type of a develop
8 there. They're looking to put up a building;
9 that's why they took it down.

10 We made them do it on days that the
11 children weren't in school across the street just
12 to make sure no child was in harm's way.

13 The building on 18th Street, that hasn't
14 been vacant that long. It may seem like that but
15 there was a -- actually a very sad occurrence
16 there. There was firefighter killed at that
17 location --

18 MS. LEAVY: I remember that. Yeah.

19 MAYOR STACK: I don't remember -- it was a
20 number of years ago. Could be about ten years
21 ago. He was killed in a fire there at that
22 location. We had that problem. That was
23 structurally unsound, that's why that came down.

24 MS. LEAVY: Well, I was just wondering that
25 all of a sudden it seems that there's a lot

1 | happening --

2 | MAYOR STACK: Sure.

3 | MS. LEAVY: -- in Union City. Not only the
4 | trees and the --

5 | MAYOR STACK: Sure.

6 | MS. LEAVY: -- the streets but also the
7 | building.

8 | And The Monastery. Apparently I've been
9 | told that the Koreans have left the church and
10 | the church is now empty.

11 | So I see a lot of Police vehicles being
12 | parked there and other trucks being just, you
13 | know, deposited there. So I like to know what is
14 | happening and -- because they do have the dog run
15 | that we so much need. And maybe if, as long as
16 | this is in limbo, you could negotiate with the
17 | owners that we could use this as a dog run there.
18 | Because the -- the Board of Education uses the
19 | parking lot and the Police uses it now as --

20 | MAYOR STACK: Right.

21 | MS. LEAVY: So, maybe there is a way that
22 | we could, you know, relieve our need for -- we
23 | have the green and we have the dog run.

24 | MAYOR STACK: Sure.

25 | MS. LEAVY: You know?

1 MAYOR STACK: Just -- just to go in
2 reverse.

3 The dog run at the -- at the 20th Street
4 reservoir's been delayed a little bit because
5 Department of Environmental Protection was
6 looking at some -- some soil samplings at that
7 location. They're also looking to ultimately
8 drain the reservoir, clean it, and then refill it
9 again for us.

10 That was part of the agreement that we made
11 when we purchased the reservoir with Weehawken.
12 That will be coming -- I'm hoping that happens in
13 the next year or so. I was hoping it would have
14 happened this year but just the red tape with
15 dealing with DEP has been a problem.

16 Secondly on The Monastery church, I spoke
17 -- it's ironic but I spoke to them yesterday, in
18 fact.

19 MS. LEAVY: Oh.

20 MAYOR STACK: And they're still there.
21 They still own the building. I know that they
22 were negotiating with somebody at some point -- I
23 believe another religious organization to
24 possibly buy the church.

25 Commissioner Fernandez and I both went

1 | there with a team of people to look at the
2 | building to see if the City could do any type of
3 | either a partnership or the City could outright
4 | buy the building and possibly restore the church
5 | over many years to come. But we haven't gotten
6 | much feedback from them. They said they were
7 | going to get back to us.

8 | I spoke to them yesterday because the Board
9 | of Education does rent the lot on the corner of
10 | 21st and Summit. The Board of Education's been
11 | kind enough to lend the Police Department some
12 | parking space for some of our police cars while
13 | we've been out of 27th Street. That's just a
14 | temporary thing. That agreement's been in place
15 | for a number of years.

16 | But as far as I know the building still --
17 | he told me yesterday, the Pastor, it still has
18 | not been sold.

19 | MS. LEAVY: Okay.

20 | MAYOR STACK: They still own it.

21 | Whether they're still doing mass there or
22 | not, I don't believe that they are. I don't
23 | believe that they're doing --

24 | You know what, I'm sorry, Ms. Leavy, they
25 | are. They are. Because he said to me that he

1 | couldn't get enough people into -- the parking
2 | lot was pretty much filled and he needed to park
3 | on the street when some of his membership came to
4 | church last Sunday. So they're still using it.
5 | Only a small portion of the building they're
6 | using but they're still using it.

7 | MS. LEAVY: You know, I didn't see anybody
8 | because I was there Sunday morning.

9 | MAYOR STACK: Right. Right.

10 | MS. LEAVY: Yeah. I didn't see anybody.
11 | Well, that is good news.

12 | MAYOR STACK: Thank you.

13 | MS. LEAVY: If -- if I can be of any help,
14 | you know, --

15 | MAYOR STACK: I appreciate that.

16 | MS. LEAVY: -- I would like to help you.

17 | MAYOR STACK: In a perfect world the City
18 | would be able to take over that property.

19 | Obviously not as a church, but as a museum.

20 | Whether we'll be able to do that or not, I just
21 | don't know. It's extensive cost to restore that
22 | building.

23 | MS. LEAVY: And --

24 | MAYOR STACK: Extensive.

25 | MS. LEAVY: -- the -- the last statement I

1 | would like to make is due to the outcome of our
2 | election of our President, I -- I believe that
3 | may you could consider a public statement as the
4 | Mayor and also Senator to let our citizens in
5 | Union City and Hudson County who are here
6 | undocumented --

7 | MAYOR STACK: I did.

8 | A VOICE: He did it.

9 | MAYOR STACK: I did.

10 | MS. LEAVY: Publicly?

11 | A VOICE: In the newspaper; in the Jersey
12 | Journal --

13 | MAYOR STACK: Came out last week.

14 | A VOICE: -- a big article.

15 | MAYOR STACK: Last week I made the
16 | statement.

17 | MS. LEAVY: Okay, well I didn't see that.

18 | MAYOR STACK: And we --

19 | I mean that's not only now.

20 | Whenever anyone comes to City Hall, it
21 | doesn't matter what their religious background
22 | is, ethnic background, whatever it may be. We
23 | don't ask people if they're legal or if they're
24 | here documented or not; we help everybody.

25 | MS. LEAVY: Yeah.

1 MAYOR STACK: That's always been my policy
2 and the Commissioners. And we've spread that
3 word not only in the City but the Board of
4 Education, everywhere.

5 COMMISSIONER FERNANDEZ: Always.

6 MS. LEAVY: Yeah.

7 COMMISSIONER FERNANDEZ: Always.

8 MS. LEAVY: Well, I -- you know, because I
9 -- I talk to a lot of, you know, our residents
10 and -- and very fearful. Very fearful.

11 MAYOR STACK: Sure.

12 MS. LEAVY: And -- and also the Muslim
13 registry; I think that should all be mentioned
14 that, you know, we will protect our -- our
15 neighbors and -- and help them.

16 MAYOR STACK: We're very -- we're very
17 fortunate. In Union City we have so many
18 different ethnic groups living in the City. So
19 many different religious denominations and
20 everybody gets along so well. That's something
21 we want to keep.

22 I always say Union City may not be a
23 wealthy city but we're very wealthy in -- in
24 cultural diversity and religious diversity and
25 that's something we always want to keep.

1 MS. LEAVY: Okay.

2 So that -- that public declaration, can you
3 perhaps make a flyer? We get lots of flyers.

4 MAYOR STACK: Sure.

5 MS. LEAVY: But that flyer would be great
6 to have --

7 MAYOR STACK: Sure.

8 MS. LEAVY: -- under my door.

9 MAYOR STACK: Absolutely.

10 MS. LEAVY: Okay.

11 MAYOR STACK: And if you go on nj.com, just
12 go back -- it was sometime last week, you'll see
13 there was an article written.

14 MS. LEAVY: Okay.

15 MAYOR STACK: It was either Thursday or
16 Friday.

17 MS. LEAVY: All right. But I -- I'd like
18 to have that flyer --

19 MAYOR STACK: Absolutely.

20 MS. LEAVY: Okay.

21 MAYOR STACK: Absolutely.

22 MS. LEAVY: All right.

23 Thank you, --

24 MAYOR STACK: Thank you very much.

25 Anyone else wishing to comment at this

1 time?

2 Tony?

3 Please -- please step forward.

4 MR. SQUIRE: Tony Squire, 218 New York
5 Avenue.

6 I just have a question regarding -- you
7 sent me something in the mail recently regarding
8 an amendment --

9 MAYOR STACK: Yes.

10 MR. SQUIRE: -- to the Rent Control
11 Ordinance.

12 I'm wondering if that's been adopted or
13 it's a Resolution?

14 MAYOR STACK: Yeah, there'll be a public
15 hearing on --

16 MS. NOVA: At the next meeting.

17 MAYOR STACK: The next meeting --

18 MS. NOVA: December 6th.

19 MAYOR STACK: When was that?

20 MS. NOVA: December 6.

21 MAYOR STACK: December 6th that will be on.
22 We'll have a public hearing and then a final
23 adoption.

24 MR. SQUIRE: Okay. If I -- if I could be
25 apprised of that, --

1 MAYOR STACK: Absolutely.

2 MR. SQUIRE: -- I'd be very --

3 MAYOR STACK: Absolutely. Absolutely.

4 MR. SQUIRE: -- interested in attending.

5 MAYOR STACK: Absolutely. And please come
6 and comment on that if you could.

7 MR. SQUIRE: Okay.

8 Thank you.

9 MAYOR STACK: Thank you.

10 MR. SQUIRE: Thank you.

11 MAYOR STACK: Thank you.

12 MS. REICHER: Where's that meeting?

13 MAYOR STACK: December 6th.

14 COMMISSIONER MARTINETTI: Where will we be?

15 MS. REICHER: Where? Where is it?

16 MS. NOVA: I'll tell you right now.

17 MAYOR STACK: Where is that?

18 MS. NOVA: I'll tell you right now.

19 MAYOR STACK: I'll tell you right now. One
20 second. I'm sorry. I should know it off the top
21 of my head.

22 Where is it?

23 MS. NOVA: Jose Marti.

24 MAYOR STACK: Jose Marti, 1800 Summit
25 Avenue, is the next Commissioner meeting.

1 Anyone else wishing to comment on any
2 matter concerning municipal government in the
3 City of Union City?

4 Please step forward, sir, if you can. Just
5 state your name and address for the record.

6 MR. SHAH: Nalin Shah.

7 MR. DILLON: What's your name?

8 MR. SHAH: N-A-L-I-N.

9 MR. DILLON: N-A-L-I-N.

10 MR. SHAH: Last name Shah, S-H-A-H.

11 MR. DILLON: Yup.

12 MR. SHAH: 42nd and Bergenline.

13 MR. DILLON: 42nd where?

14 MR. SHAH: Bergenline Ave.

15 MR. DILLON: Bergenline?

16 MR. SHAH: I've been in the town, Union
17 City, almost 24 years. You know I have a
18 business on 42nd and Bergenline. I've seen Mayor
19 working so hard from day one. And I have been to
20 so many cities, you know, and the town in the
21 State of New Jersey and I can vouch that Union
22 City is one of the best towns; well kept, well
23 maintained.

24 And, you know, if you look into the
25 landscaping of the Union City, I've never ever

1 | seen any other town other than the Union City.

2 | MAYOR STACK: Thank you.

3 | MR. SHAH: Mayor, thank you, --

4 | MAYOR STACK: Thank you very much.

5 | MR. SHAH: -- to you and the whole Board --

6 | MAYOR STACK: Thank you.

7 | MR. SHAH: -- of --

8 | (Applause.)

9 | MAYOR STACK: Thank you very much.

10 | MR. SHAH: But Mayor has been always
11 | supporting to the community and as was said
12 | ethnic group doesn't matter. Whatever the ethnic
13 | group there are -- (indiscernible), -- he always
14 | support each and every ethnic group.

15 | I've been -- I've seen Mayor in the past
16 | and every time he had, he's always there for
17 | them.

18 | MAYOR STACK: Thank you very much.

19 | Thank you.

20 | COMMISSIONER FERNANDEZ: Thank you.

21 | MAYOR STACK: Thank you very much.

22 | Thank you.

23 | (Applause.)

24 | MAYOR STACK: Anyone else who would like to
25 | comment at this time?

1 Seeing no other.

2 I'll make a motion to close the public --

3 ACTING CITY CLERK: Motion. Motion to
4 close the public portion of this meeting --

5 COMMISSIONER VALDIVIA: Second.

6 ACTING CITY CLERK: -- by Mayor Stack.

7 Second by Commissioner Valdivia.

8 Roll call.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: Yes.

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Commissioner

14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 MAYOR STACK: Yes.

17 ACTING CITY CLERK: Mayor Stack?

18 MAYOR STACK: The portion of the meeting
19 that we're going into right now is Liquor License
20 Disciplinary Hearings. Everyone's welcome to
21 stay if you like.

22 Mr. Farmer?

23 Have a good night, everybody. Happy
24 Thanksgiving, everyone.

25 Thank you.

1 COMMISSIONER FERNANDEZ: Happy

2 Thanksgiving, everyone.

3 MAYOR STACK: Thank you.

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

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LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

1. Variedad Latina

T/A Variedad Latina Restaurant

Location: 4417 Bergenline Avenue

Liquor License No. 0910-33-031-012

2. Sai Prasad Inc.

T/A Bergenline Liquors

Location: 3819 Bergenline Avenue

License No. 0910-32-066-004

3. Los Laureles Liquors

T/A Los Laureles Liquors

Location: 4625 Broadway

License No. 0910-44-026-012

4. Mayen Corp.

T/A El Trebol

Location: 3204 Bergenline Avenue

Liquor License No. 0910-33-190-008

5. Jai Amba Inc.

T/A Union City Liquors

Location: 4122 Bergenline Avenue

Liquor License No. 0910-44-142-005

1 6. Cattani Wine & Liquors
2 T/A Cattani Wine & Liquors
3 Location: 601 Central Avenue
4 Liquor License No. 0910-44-032-006
5 7. Swami Krupa Inc.
6 T/A Payano Liquors
7 Location: 1411 Summit Avenue
8 Liquor License No. 0910-55-121-011
9 8. P & V Inc.
10 T/A Kramers Liquors
11 Location: 4601 Bergenline Avenue
12 Liquor License No. 0910-44-170-007
13 9. Jay Mataji Inc.
14 T/A Power Liquors
15 Location: 1001 Bergenline Avenue
16 Liquor License No. 0910-44-070-005
17 10. Fuerte Liquors Inc.
18 T/A City Fresh Market (Mi Bandera)
19 Location: 518 32nd Street
20 Liquor License No. 0910-44-149-007
21
22 MR. FARMER: Good evening, Mayor and Board.
23 This evening we have ten cases on. And I'd
24 like to proceed starting --
25 MAYOR STACK: Just if you could keep your

1 voice up, --

2 MR. FARMER: Yes.

3 MAYOR STACK: -- Mr. Farmer.

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1 **FUERTE LIQUORS INC. T/A CITY FRESH MARKET**
2 **(MI BANDERA)**

3 **Location: 518 32nd Street**

4 **Liquor License No. 0910-44-149-007**

5

6 MR. FARMER: I'd like to proceed starting
7 with the last case, number 10.

8 The reason I'd like to do that is because
9 the people or the lawyer, Mr. Rodriguez who's the
10 counsel to the State ABC, who is very good to
11 Union City, is coming up from Trenton. So he has
12 to go back to Trenton.

13 So I'd like to get him --

14 MAYOR STACK: Sure.

15 MR. FARMER: -- out first.

16 MAYOR STACK: Sure.

17 MR. FARMER: Okay?

18 MR. RODRIGUEZ: Here? Or there?

19 MR. FARMER: Right here.

20 MR. RODRIGUEZ: Okay.

21 MR. DILLON: Do you have a card?

22 MR. RODRIGUEZ: Yes I do.

23 MR. DILLON: Thank you.

24 Ready when you are.

25 MR. FARMER: Okay, the charges against Mr.

1 Rodriguez's client, which is the City Fresh
2 Market at 518 32nd Street, is pretty reminiscent
3 of all the cases that are going to come before
4 you tonight.

5 There are ten of them; eight -- eight will
6 be pleas. And they all deal with selling hard
7 liquor after ten o'clock. And many of them had
8 additional paper violations.

9 Detective Dunlay was here earlier this
10 morning and is standing at my right and what I
11 proposed to the Board is this, and it seems to be
12 certainly satisfactory with Detective Dunlay.

13 All the people who said, you know, I had
14 the paper -- I had the documents, I got confused
15 or they didn't ask me for this or whatever it is,
16 if they produced those documents, as many of the
17 -- as many as they did today -- as many of them
18 as did today, within a reasonable time and maybe
19 even tonight, the normal three days suspension we
20 will dismiss.

21 However, they will plea to a seven day
22 suspension for selling hard liquor after ten
23 o'clock. And I think with -- and many of them
24 have chosen -- because we've insisted that it be
25 before the end of the year, many of them have

1 | chosen November 28th to December 4th.

2 | MAYOR STACK: Okay.

3 | MR. FARMER: And they're going to enter a
4 | plea to that if that recommendation is
5 | satisfactory to the Board and with the
6 | stipulation of no appeal, as well as no
7 | application to the Director to convert the
8 | suspension into a fine.

9 | MAYOR STACK: Mr. Rodriguez, can you enter
10 | your appearance for the record?

11 | MR. RODRIGUEZ: Sure.

12 | Jose Rodriguez on behalf of Fuerte Liquors.

13 | MAYOR STACK: And do you -- do you agree to
14 | what Mr. Farmer has represented to the Board, --

15 | MR. RODRIGUEZ: Yes, --

16 | MAYOR STACK: -- Mr. Rodriguez?

17 | MR. RODRIGUEZ: -- the representation of
18 | Mr. Farmer is accurate.

19 | Before we appeared before the Board we had
20 | an opportunity to discuss the case. We also had
21 | an opportunity to present a lot of the
22 | documentation that was requested on the date of
23 | the investigation to --

24 | SERGEANT DUNLAY: Sergeant Dunlay.

25 | MR. RODRIGUEZ: -- Sergeant Dunlay.

1 Sergeant Dunlay reviewed the documentation
2 and I think that there are two pieces of
3 documentation that I have yet to -- that I've
4 promised to email him tomorrow morning --

5 MAYOR STACK: Great.

6 MR. RODRIGUEZ: -- as documentation that I
7 had in my file but I left it on my desk before I
8 came down.

9 Otherwise, all of the other paper
10 requirements have been satisfied.

11 We have also reviewed the perspective
12 penalty with Mr. Farmer and we've agreed to the
13 seven day suspension. We do waive our right to
14 appeal and we understand that we do have a right
15 to appeal but we waive our right to appeal. And
16 we enter that plea freely and voluntarily to sale
17 after the permitted hours of -- of sale in the
18 City of Union City.

19 I think that with respect to the dates we
20 asked to have the suspension start as soon as
21 possible. So we wanted the suspension to start
22 at -- on the 27th at ten o'clock at -- at night
23 and -- and to end on the 4th, I believe, at noon.

24 MAYOR STACK: Great.

25 Thank you very much.

1 MR. RODRIGUEZ: You're welcome.

2 MAYOR STACK: Thank you.

3 Okay, I'll make the motion to approve the
4 plea.

5 ACTING CITY CLERK: Motion to approve --

6 COMMISSIONER MARTINETTI: Second.

7 ACTING CITY CLERK: -- approve the plea by
8 Mayor Stack.

9 COMMISSIONER MARTINETTI: Second.

10 ACTING CITY CLERK: Second by Commissioner
11 Martinetti.

12 Roll call.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: 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 Thank you very much.

23 Thank you.

24 MR. RODRIGUEZ: Thank you, Mayor.

25 MAYOR STACK: Have a Happy Thanksgiving.

1 MR. RODRIGUEZ: Thank you.

2 MAYOR STACK: Thank you.

3 MR. FARMER: Take care.

4 Safe trip.

5 MR. RODRIGUEZ: Thank you.

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1 JAY MATAJI INC.

2 T/A POWER LIQUORS

3 Location: 1001 Bergenline Avenue

4 Liquor License No. 0910-44-070-005

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6 MR. FARMER: Power Liquor.

7 We're going up from 10 to 9; the next one
8 is Power Liquor.

9 The licensee is here tonight and I had
10 spoken him not only tonight but in the past as
11 well.

12 The situation is there was -- when asked
13 for the records and there were substantial
14 records produced, one was not the book of
15 account, which has been produced this evening and
16 given to Detective Dunlay.

17 So I would ask that that be dismissed
18 because they complied with that and certainly to
19 the satisfaction to Detective Dunlay.

20 The other one, as far as selling hard
21 liquor after ten p.m., that will be seven days
22 from November 28th to December 4th.

23 MR. PATEL: Yes, sir.

24 MR. FARMER: And you don't need an
25 attorney? You don't want an attorney?

1 MR. PATEL: No.

2 MR. FARMER: You understand it?

3 MR. PATEL: Yes, sir.

4 MR. FARMER: You're doing it voluntarily?

5 MR. PATEL: Yes, sir.

6 MR. FARMER: You're agreeing not to take an
7 appeal in this?

8 MR. PATEL: No.

9 MR. FARMER: Okay.

10 MAYOR STACK: Sir, can you just tell me
11 your name, sir, and what your role is with the
12 establishment?

13 MR. PATEL: Himanshu Patel. I'm owner of
14 Power Liquors.

15 MAYOR STACK: Okay. And sir, you -- you
16 don't want to have an attorney with you? You
17 want to go consult an attorney and come back or -
18 -

19 MR. PATEL: No, sir, I'm fine.

20 MAYOR STACK: No.

21 And you understand that you would be closed
22 for seven days on this plea?

23 MR. PATEL: Yes, sir.

24 MAYOR STACK: And the days would be from
25 November 28th to December 4th.

1 MR. PATEL: Correct.

2 MAYOR STACK: Okay.

3 I'll make a motion to approve the plea.

4 COMMISSIONER FERNANDEZ: Second.

5 ACTING CITY CLERK: Motion by Mayor Stack.

6 Second by Commissioner Fernandez.

7 Roll call.

8 Commissioner Fernandez?

9 COMMISSIONER FERNANDEZ: 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 Thanks very much.

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1 P & V INC.

2 T/A KRAMERS LIQUOR

3 Location: 4601 Bergenline Avenue

4 Liquor License No. 0910-44-170-007

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6 MR. FARMER: The next one, is Kramer
7 Liquor.

8 The licensee is here this evening. And
9 this again is a two -- two part charges, paper
10 and selling alcohol or hard liquor after ten
11 o'clock.

12 The situation is the licensee has brought
13 this evening and showed to Sergeant Detective
14 Dunlay the paperwork that -- that was not
15 produced at the time. That seems to be in order
16 and is satisfactory to Detective Sergeant Dunlay.

17 That leaves the business with respect to
18 selling after ten o'clock. And the agreement is
19 that he will be pleading guilty to that and the
20 suspension will be from December 5th to December
21 12th.

22 MAYOR STACK: And it would be December
23 5th --

24 A VOICE: Twelve.

25 MR. FARMER: To the 12th.

1 MAYOR STACK: -- to the 12th.

2 ACTING CITY CLERK: December 12th.

3 MAYOR STACK: Sir, if you could just enter
4 your -- say your name and enter your appearance
5 on behalf of the establishment and what your role
6 is.

7 MR. BRIONES: Sure. My name is Ivan
8 (phonetic) Briones and I'm the owner of P and V
9 --

10 MR. DILLON: How do you spell your last
11 name?

12 MR. BRIONES: B-R-I-O-N-E-S.

13 MR. DILLON: Okay.

14 MR. BRIONES: Okay.

15 MR. DILLON: Thank you.

16 MR. BRIONES: You're welcome.

17 MAYOR STACK: And, Ivan, are you here on
18 your own tonight without an attorney?

19 Do you want to come back with an attorney,
20 sir?

21 MR. BRIONES: Yes, I'm here on my own and,
22 no, I would like to receive the -- what Mr.
23 Farmer has agreed with me.

24 MAYOR STACK: Okay.

25 And you understand it's from December 5th

1 to December 12th; it would be a seven day closing?

2 MR. BRIONES: Yes, I understand.

3 MAYOR STACK: Okay.

4 I'll make a motion to approve the plea.

5 COMMISSIONER FERNANDEZ: Second.

6 ACTING CITY CLERK: Motion by Mayor Stack.

7 Second by Commissioner Fernandez.

8 Roll call.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: 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 MR. BRIONES: Thank you.

19 MAYOR STACK: Thank you very much. Have a
20 Happy Thanksgiving.

21 Thank you.

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1 SWAMI KRUPA INC.

2 T/A PAYANO LIQUORS

3 Location: 1411 Summit Avenue

4 Liquor License No. 0910-55-121-011

5

6 MR. FARMER: Payone (sic) Liquor.

7 SERGEANT DUNLAY: Payano? Payano.

8 MR. FARMER: Pano (sic). Payano.

9 MAYOR STACK: The next one we're going to
10 is number 7?

11 MR. FARMER: Yes.

12 MAYOR STACK: Okay.

13 COMMISSIONER MARTINETTI: We're going
14 backwards.

15 ACTING CITY CLERK: Um-hum. Going
16 backwards.

17 COMMISSIONER MARTINETTI: Motion -- moving
18 backwards.

19 (Whereupon, there was a pause in the
20 proceedings.)

21 MR. FARMER: Again, this is a situation
22 with respect to selling hard liquor after ten
23 o'clock, as well as some paper violations.

24 The licensee is here this evening. He has
25 brought with him paper vio-- compliance by way of

1 paperwork and has shown it to Detective Dunlay.

2 I don't know if you're satisfied with it or
3 are some things missing?

4 SERGEANT DUNLAY: No, we'll review it
5 after. But so far it's good to go.

6 MR. FARMER: Okay, it seems to be on its
7 way.

8 And this has been a good situation as far
9 as getting compliance with all these liquor
10 stores as to what they have to do concerning
11 paperwork.

12 Again, this is a sale after ten o'clock.
13 And I've spoken with the licensee; he's here to
14 my left. And the days are going to be November
15 28th to December 4th; seven days.

16 MR. DESAI: November --

17 MAYOR STACK: Sir, if you could just state
18 your name and what your role is with the
19 establishment?

20 MR. FARMER: Keep your voice up.

21 SERGEANT DUNLAY: Sir, your name?

22 MR. DESAI: Mukesh Desai my name.

23 MAYOR STACK: Okay. Are you the owner of
24 the establishment, sir?

25 MR. DESAI: Yeah.

1 MAYOR STACK: Sir, would you like to be
2 represented by an attorney tonight?

3 You don't want to come back with an
4 attorney?

5 MR. DESAI: No.

6 MAYOR STACK: And you understand Mr. Farmer
7 has said that you're going to be accepting a
8 seven day plea?

9 MR. DESAI: Yeah.

10 MAYOR STACK: And you'll be closed from
11 November 28 to December 4th; you'll be closed.

12 MR. DESAI: Correct.

13 MAYOR STACK: And you agree to the terms of
14 that, sir?

15 MR. DESAI: I -- I have one question. That
16 day, the seven day closing, that time some
17 merchandise coming, so I open the store and take
18 the merchandise?

19 SERGEANT DUNLAY: That's correct. You just
20 cannot sell to -- to the public.

21 MR. DILLON: I need -- I didn't get your
22 name; I'm sorry.

23 MR. DESAI: Mukesh Desai.

24 MR. DILLON: How do I spell that?

25 MR. DESAI: M-U-K-E-S-H.

1 MR. DILLON: M-U-K --

2 MR. DESAI: E-S-H.

3 MR. DILLON: Okay.

4 MR. DESAI: I give license?

5 MR. DILLON: No, --

6 MR. DESAI: Okay. D-E-S-A-I.

7 M-U-K-E-S-H. Last name D-E- --

8 MR. DILLON: D-E-S-I --

9 MR. DESAI: -- S-A-I.

10 MR. DILLON: A-I. Okay.

11 MAYOR STACK: Sir, once again, you agree to

12 the terms of this?

13 What Mr. Farmer has stated, you're --

14 you're okay with this -- doing this tonight?

15 MR. DESAI: Yeah.

16 MAYOR STACK: Great. Okay.

17 MR. FARMER: And you're -- and as I said

18 you can't make an application to the Director to

19 convert it into a fine. And you can't take an

20 appeal and say seven days was too much.

21 We're agreeing to seven days now to end

22 this. You're okay with that?

23 MR. DESAI: Yeah, that was my partner.

24 MR. FARMER: Is your partner here?

25 MR. DESAI: No, they're not here.

1 MR. FARMER: Well, --

2 MR. DESAI: And this -- (indiscernible) --

3 MR. FARMER: Well, with the books of
4 account --

5 MR. DESAI: We're not asking for --
6 (indiscernible) -- time. And they're coming
7 inspection -- (indiscernible) -- forms.

8 MR. FARMER: But I'm talking about selling
9 after ten o'clock.

10 MR. DESAI: Yeah, that's okay. Done by
11 mistake. I don't believe it --

12 MR. FARMER: Okay.

13 MR. DESAI: -- but mistake maybe --

14 MR. FARMER: All right.

15 MR. DESAI: -- it happen.

16 (Indiscernible) --

17 MR. FARMER: By the -- by the Board
18 agreeing --

19 MAYOR STACK: But what -- I think, sir,
20 what Mr. Farmer -- what Mr. Farmer is asking you
21 is that -- I think what he's asking you is that
22 if you accept this plea tonight --

23 MR. DESAI: Yeah.

24 MAYOR STACK: -- you won't be able to
25 appeal it to the State and you won't be able to

1 -- to convert that into a fine from the State.

2 It has to stay as a seven day closing.

3 If you agree to this you're agreeing to be
4 closed from November 28th to December 4th.

5 MR. DESAI: Yeah, I agree.

6 MAYOR STACK: You know, you won't be able
7 to appeal it, you won't be able to convert it.

8 Or if you want to go and speak to an
9 attorney and come back that would be fine, too.
10 I just want to make sure you understand your
11 rights.

12 If you -- if you plead to this tonight, --

13 A VOICE: Greg, can I put --

14 MAYOR STACK: If you want to -- sure, if
15 you could translate --

16 MR. DESAI: Then I -- then I --

17 MAYOR STACK: -- if you --

18 MR. DESAI: -- then I --

19 MAYOR STACK: If you plead --

20 MR. DESAI: -- give you this dates to be
21 closed.

22 MAYOR STACK: Right. If you plead tonight
23 to this you're going -- you're going to be closed
24 from Decem-- from November 28th to December 4th.

25 MR. DESAI: December 4th.

1 MAYOR STACK: But maybe if you want to --
2 (Whereupon, a translation was done for Mr.
3 Desai).

4 A VOICE: So, he's agreeing to -- what he's
5 saying he will not appeal to the State or
6 anything like that.

7 MAYOR STACK: Okay.

8 So you understand, so, you're going to be
9 agreeing --

10 MR. DESAI: Yes.

11 MAYOR STACK: -- to a seven day closing.

12 You agree to that, sir?

13 MR. DESAI: Yeah.

14 MAYOR STACK: Okay.

15 I'll make a motion to approve the plea.

16 COMMISSIONER FERNANDEZ: Second.

17 ACTING CITY CLERK: Motion by Mayor Stack.

18 COMMISSIONER FERNANDEZ: Second.

19 ACTING CITY CLERK: Second by Commissioner
20 Fernandez.

21 Roll call.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: 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.

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1 CATTANI WINE & LIQUORS

2 T/A CATTANI WINE & LIQUORS

3 Location: 601 Central Avenue

4 Liquor License No. 0910-44-032-006

5

6 MR. FARMER: The next one, which is number
7 6, Cattani Wine and Liquor.

8 I was contacted by an attorney this
9 morning, Mr. DiMaria. And indicated that he had
10 a conflict with this evening; that he had to
11 prepare before another board.

12 In speaking with him I'm pretty confident
13 we're going to work this out. He seems like a
14 very reasonable person.

15 So I'd ask that to be carried.

16 MAYOR STACK: Sure.

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1 JAI AMBA INC. T/A UNION CITY LIQUORS

2 Location: 4122 Bergenline Avenue

3 Liquor License No. 0910-44-142-005

4

5 MR. FARMER: The next one is Union City
6 Liquor.

7 This is -- this is some paper and it's --

8 MR. SHAH: No, Union City does not have a
9 paper --

10 MR. FARMER: No, I'm sorry.

11 This is no paper and the situation of
12 selling hard liquor after ten o'clock.

13 Seven day suspension from December 7th to
14 December 13th. Along with the provision no appeal
15 and no application to convert it to a fine.

16 MAYOR STACK: Sir, if you could just enter
17 your appearance for the record and state what
18 your role is with the establishment.

19 MR. SHAH: I'm the owner; Nalin Shah.

20 Where it is I agree it was our mistake; we
21 did it. But, you know, I -- if I can request it
22 or, you know, make it close somewhere in January
23 or February, we would really appreciate that.

24 Because, you know, November and December
25 are the only two months --

1 MAYOR STACK: Okay.

2 MR. SHAH: -- and the businesses are slow.
3 We will keep seven days closed. That is
4 not a problem.

5 MAYOR STACK: Okay.

6 MR. SHAH: But if you can --

7 MAYOR STACK: Mr. Farmer, how --
8 I'm sorry to interrupt you.

9 -- how did we handle on these other cases?
10 How is this done?

11 MR. FARMER: We handled them all uniformly.

12 MAYOR STACK: Okay.

13 MR. FARMER: Seven days before the end of
14 the year.

15 MAYOR STACK: Okay.

16 MR. FARMER: And most people are picking
17 November 28th to December 4th.

18 And I think you picked December 7th --

19 MR. SHAH: Yeah.

20 MAYOR STACK: -- to December 13th.

21 MR. SHAH: Just because I had to, you know,
22 give the dates to you as I plead guilty. That's
23 all.

24 But if you can I would really appreciate
25 that, please, --

1 MAYOR STACK: Do you want to --

2 MR. SHAH: Because we still have the
3 holidays --

4 MAYOR STACK: Do you want to discuss it
5 maybe --

6 MR. FARMER: No, --

7 MAYOR STACK: -- and hold him till --

8 MR. FARMER: -- the situation is if we --
9 if we moved him after the first of the year, we
10 will have really betrayed all the other people --

11 MAYOR STACK: Right. You have to keep in
12 uniform.

13 MR. FARMER: Yeah.

14 And that's -- and that's what we told
15 everybody.

16 MAYOR STACK: Right.

17 MR. FARMER: We told everybody that if
18 you're going to plea it's going to be uniform
19 because this was a -- a citywide activity --

20 MAYOR STACK: Exactly.

21 MR. FARMER: -- with respect to going into
22 liquor stores and seeing if they're selling after
23 ten o'clock.

24 So, we -- policy-wise --

25 MR. SHAH: I understand. With all due

1 | respect, you know, as you know, we all know that
2 | November and December are -- is a very busy month
3 | for us. You know?

4 | So if you can, I can really, really
5 | appreciate that. And not only that, Mayor, you
6 | know, this was done on September 30th. If -- if
7 | they would have come back to us within two or
8 | three or four weeks, we would have kept closed in
9 | October. You know? Or something like that.
10 | That was not a problem.

11 | But now what happens I tell you, you know,
12 | all the deals that we have is coming in end of
13 | November and December. You know? So if you keep
14 | close, you know, then if the deals are coming, we
15 | lose the deals. You know?

16 | So it is -- it is my request. If -- if you
17 | guys can do it, it is -- please, you know, it --
18 | it's an appeal to you.

19 | MAYOR STACK: Mr. Farmer, your position?

20 | MR. FARMER: My position is this, look,
21 | it's sympathetic. I'm -- I'm the last one --

22 | MR. SHAH: Please.

23 | MR. FARMER: -- I'm going to say that it
24 | isn't sympathetic. But it's sympathetic to
25 | everybody. Everybody are going to be sympathetic

1 | if you lose a week's of pay or a week of
2 | business. But everybody -- everybody has agreed.

3 | It'd be unfair to the people who -- many of
4 | whom just finished here.

5 | MAYOR STACK: I -- I know. You have -- you
6 | have a group of people who just plead and plead
7 | to certain dates that were agreed upon. I'm not
8 | privy to that because Mr. Farmer does that
9 | himself but I think we have to keep it uniform.
10 | Either we do it for everybody or we don't do it
11 | for anyone.

12 | MR. SHAH: I -- I don't want to talk on
13 | behalf of everybody but, you know, if everybody
14 | can, you know, get January, February, that would
15 | be a great honor for me, please.

16 | MR. PATEL: (Indiscernible) --

17 | MR. SHAH: Please.

18 | MR. PATEL: -- (indiscernible) --

19 | MR. SHAH: Please.

20 | MR. PATEL: January much better -- will be
21 | losing --

22 | MR. PATEL: We --

23 | MAYOR STACK: I -- that's the problem
24 | though.

25 | MR. SHAH: Please.

1 MAYOR STACK: But we have people --

2 MR. FARMER: Well, not only --

3 MAYOR STACK: -- we have people who just --
4 who just entered a plea who left.

5 MR. PATEL: But we were not aware --

6 MAYOR STACK: I mean -- I mean this
7 gentleman just happened to be sitting here but
8 what would we say to him, he -- he just -- he
9 walks out and the other people that walked out,
10 the other -- the other five people that just
11 walked out. What do we say to them?

12 MR. FARMER: And -- and we also did one
13 last week.

14 MAYOR STACK: Right.

15 MR. FARMER: Last -- Yunaris Liquor that's
16 in the --

17 MAYOR STACK: This is something that would
18 have had to been negotiated with Mr. Farmer prior
19 to coming today.

20 MR. SHAH: Well, we -- we spoke with Mr.
21 Farmer about that to keep it closed in January
22 and February, --

23 MAYOR STACK: Right.

24 MR. SHAH: -- but then he said we have to
25 come to the hearing and then you will decide.

1 MAYOR STACK: Right.

2 MR. SHAH: This is what we were told.

3 MAYOR STACK: I don't decide on the dates
4 though.

5 MR. SHAH: No not on the dates.

6 MAYOR STACK: I never decide on dates.

7 MR. SHAH: But, you know, --

8 MAYOR STACK: I mean we make the
9 decision --

10 MR. SHAH: -- that's what --

11 MAYOR STACK: -- as to --

12 MR. SHAH: Right.

13 MAYOR STACK: -- what the penalty is --

14 MR. SHAH: Right. Right. That's what --

15 MAYOR STACK: -- and Mr. Farmer's
16 recommendation.

17 MR. SHAH: We did -- we did, you know, try
18 to convince him --

19 MAYOR STACK: Yeah.

20 MR. SHAH: -- to keep it in the January or
21 February.

22 MAYOR STACK: I know.

23 But we -- we had people plea already
24 tonight, I don't see how --

25 MR. SHAH: But, Mayor, --

1 MR. FARMER: And like I said --

2 MR. SHAH: -- wouldn't it be --

3 MR. FARMER: -- we did one before.

4 MAYOR STACK: Yeah. No, we did more than
5 one.

6 MR. SHAH: One.

7 MAYOR STACK: We did one, two, three, four,
8 five.

9 COMMISSIONER FERNANDEZ: Last night -- last
10 meeting.

11 MS. NOVA: Even before this meeting.

12 MAYOR STACK: And last meeting before.

13 MR. FARMER: Yeah.

14 MR. SHAH: Right.

15 SERGEANT DUNLAY: Mayor, just one thing, --

16 MR. SHAH: Can I -- can I show you some --

17 MR. FARMER: Wait.

18 SERGEANT DUNLAY: -- I explained to them
19 when we had the meeting as well that it is the
20 position of the City of Union City and the Board
21 that we -- everything's handled -- when an
22 agreement is made or a plea, everything's handled
23 within 30 days.

24 MAYOR STACK: Yes.

25 SERGEANT DUNLAY: To go outside of that

1 | it's --

2 | MAYOR STACK: It's hard to do.

3 | SERGEANT DUNLAY: -- usually -- it's hard
4 | to do.

5 | MAYOR STACK: It's very hard to do.

6 | SERGEANT DUNLAY: And that's how -- the way
7 | we've handled it.

8 | I told him he has his right to, you know,
9 | plea to the Board to see if it could get extended
10 | or --

11 | MAYOR STACK: Or -- or not accept the plea
12 | and -- and be tried on it and then --

13 | Am I right, Mr. Farmer?

14 | MR. FARMER: Yeah we can try it and, as a
15 | matter of fact, we'll try it the next meeting,
16 | which will still be before the end of the year.

17 | MAYOR STACK: Right.

18 | You could do that. You have that option.
19 | If you want to try --

20 | MR. SHAH: Yeah but if I try, Mayor, then
21 | you know next meeting will be after two weeks.

22 | MR. FARMER: Yes.

23 | MR. SHAH: And then it will be, you know,
24 | end of December, which will be the crucial --

25 | You know, I -- I will request you, you

1 | know, if you -- if you can send a letter to
2 | every, you know, --

3 | We -- we all made a mistake. I agree with
4 | that. A hundred percent we agree. You know?

5 | But this is the holiday season. If it is
6 | not a holiday season, I would not even said a
7 | word about it and I would have accepted and
8 | walked out.

9 | But as this is November and December, so
10 | you know, please -- you know, I -- it's --
11 | (indiscernible) -- I don't --

12 | MAYOR STACK: Yeah but we just accepted --
13 | we just accepted five and they're on the record.

14 | MR. SHAH: No, I understand but they all
15 | will stand with me if -- if you tell them through
16 | January and, you know, February or after the
17 | December.

18 | MAYOR STACK: I -- I don't see -- yeah, --

19 | MR. SHAH: Please.

20 | MAYOR STACK: -- I mean --

21 | MR. SHAH: Please, Mayor.

22 | MR. FARMER: Look it's sympathetic.

23 | MR. SHAH: Well, you know, --

24 | MR. FARMER: My --

25 | MR. SHAH: -- on a sympathetic ground, look

1 | it, please --

2 | MR. FARMER: My --

3 | MR. SHAH: Please, Mayor, do that. Please.

4 | MR. FARMER: Look.

5 | MR. SHAH: You -- you -- you have done a
6 | lot of good things, so this is the one --

7 | MAYOR STACK: Yeah.

8 | MR. SHAH: You know?

9 | MR. FARMER: And -- and, you know, talking
10 | about good things --

11 | MR. PATEL: What if you could bring up the
12 | liquors that you already decided? What if I
13 | called them up? I mean how -- (indiscernible) --

14 | MR. SHAH: Yeah.

15 | MR. PATEL: -- bring them up.

16 | MAYOR STACK: I'm sorry?

17 | MR. PATEL: Like --

18 | MAYOR STACK: To do what?

19 | MR. PATEL: Whatever you guys already made
20 | decision on, they decide to put in November, just
21 | bring them to next meeting --

22 | MR. SHAH: Because everybody have the same
23 | consent --

24 | MR. FARMER: Well, wait, wait, wait --

25 | MAYOR STACK: We're not --

1 MR. FARMER: -- we're getting crazy.

2 MR. SHAH: Yeah. No, the -- Farmer has
3 done a good job. Means nothing against him or
4 against -- nothing is against -- (indiscernible).

5 Whatever he had -- his limitations, he has
6 done. He excellent job, well cooperating, no
7 complaints about that. You know, it is my --
8 (indiscernible) --

9 MR. DILLON: Mayor, there's too many
10 people.

11 MAYOR STACK: Okay, just one person
12 speaking at a time though because it's got to be
13 recorded.

14 MR. SHAH: Okay.

15 MAYOR STACK: Mr. Farmer, --
16 Just one second.

17 MR. SHAH: Mr. Mayor?

18 MAYOR STACK: Mr. Farmer?

19 MR. FARMER: My position is --

20 MAYOR STACK: Dave? Sergeant? I'm sorry.
21 Just one second.

22 One person. Because he's got to be able to
23 pick this up; it's got to be recorded.

24 MR. SHAH: Okay. Sure.

25 MR. FARMER: My position is we have always

1 | been uniform.

2 | MAYOR STACK: Yeah.

3 | MR. FARMER: There is --

4 | MAYOR STACK: All right, --

5 | MR. FARMER: -- sympathy with respect to --

6 | MAYOR STACK: -- I made a decision.

7 | We're going to stay -- we're going to keep
8 | it uniform the way we've been doing.

9 | I can't have five pleas and then reverse
10 | this and then go back. We have to keep it
11 | uniform.

12 | If you want to hold off -- Nick, if you
13 | want to hold off and -- and try this, we'll be
14 | more than happy to afford you the time to prepare
15 | and do that. No problem.

16 | MR. SHAH: But when -- when that will
17 | happen?

18 | MAYOR STACK: Mr. Farmer sets the calendar.
19 | I don't really --

20 | MR. FARMER: It will be the next meeting in
21 | two weeks from now.

22 | MR. SHAH: So then it will be, you know,
23 | the same thing. If -- if I do it and then if it
24 | going into January, then yes, I'll do it.

25 | But, look, Mayor, I made a mistake, I made

1 a mistake.

2 MAYOR STACK: Right.

3 MR. SHAH: You know, to sell after the ten
4 o'clock.

5 MAYOR STACK: Right but you have a -- you
6 have a -- you have a right to hire an attorney.
7 If you want to hire an attorney and come back --

8 MR. SHAH: No, I don't want.

9 MAYOR STACK: -- and try it, that's fine.

10 MR. SHAH: I -- I made a mistake.

11 MAYOR STACK: Okay.

12 MR. SHAH: You know even my attorney I'm
13 going to plead guilty.

14 MAYOR STACK: Okay.

15 MR. SHAH: Nothing -- but the only request
16 is that, you know, if we all come -- you know,
17 whoever, like eight or ten liquor stores or a
18 bar, you know, if we all can give you in a
19 writing that because of dates, you know, if you
20 can please allow us to change, you know, in
21 January or --

22 MAYOR STACK: But, Nick, the problem that I
23 have is that if I allow it tonight, every case
24 thereafter I have to do the same thing and say,
25 okay, when do you want to be closed; when do you

1 want to --

2 I can't --

3 MR. SHAH: No, no, no.

4 MAYOR STACK: I can't govern the City that
5 way.

6 MR. SHAH: It's not like that. No, no, no,
7 Mayor. No.

8 It is not that's what I'm saying.

9 MAYOR STACK: Yeah.

10 MR. SHAH: You know? Because of the
11 holiday.

12 MAYOR STACK: Right.

13 MR. SHAH: On a sympathetic ground. No.

14 (Indiscernible) -- these are the little
15 months that, you know, we -- we have something in
16 the business.

17 MAYOR STACK: Right.

18 MR. SHAH: You know the whole year around
19 it is --

20 MAYOR STACK: Right.

21 MR. SHAH: -- not a great business.

22 MAYOR STACK: No, I -- I --

23 MR. SHAH: You know the whole -- everything
24 is changing.

25 MAYOR STACK: I understand completely and

1 I'm sympathetic but I wish that this would have
2 been pre-arranged with Mr. Farmer. He would have
3 came back and said this is the date we're going
4 to do it. I mean -- going along with it. I
5 didn't pick these dates.

6 MR. SHAH: No, I know, that's --

7 MAYOR STACK: Right.

8 MR. SHAH: -- we spoke with, you know, Mr.
9 Farmer, also regarding -- you can ask him. You
10 know? That if you can please keep it closed, you
11 know, from -- in January --

12 A VOICE: January --

13 MR. SHAH: -- or February. You know?

14 We all take that, --

15 A VOICE: Right.

16 MR. SHAH: -- I think, if -- if I'm not
17 mistaken. You know?

18 So, if you can, you know, I appreciate it.
19 If not, then whatever is said we will do it.

20 You know, you -- you are the final
21 authority.

22 MR. FARMER: We -- we have somebody driving
23 back to Trenton who just pleaded to the exact
24 same thing. We have a couple of people who
25 pleaded two weeks ago. We have five people who

1 | pleaded tonight.

2 | It's sympathetic and you can -- and you
3 | speak very well and you're very convincing but
4 | the situation simply is what we are going to be
5 | is consistent on everything.

6 | MR. SHAH: No, no, that's what I'm saying,
7 | keep everybody in January and February, please,
8 | if you can.

9 | MAYOR STACK: I can't. I can't.

10 | MR. SHAH: That will be a consistent --

11 | MAYOR STACK: Nick, -- Nick, --

12 | MR. SHAH: -- and that will be uniform.

13 | MAYOR STACK: -- I just did five. I can't.
14 | I did one at the last Commission meeting where we
15 | picked these dates.

16 | MR. SHAH: I -- I know.

17 | MAYOR STACK: I can't.

18 | MR. SHAH: I know, Mr. Mayor.

19 | MAYOR STACK: I can't.

20 | MR. SHAH: I know.

21 | MAYOR STACK: All right, here's what I'm
22 | going to do. If you want to -- if you want to
23 | come back and come to the next meeting or
24 | whenever Mr. Farmer schedule's it, we'll hear the
25 | case and we'll go from there.

1 But I got -- if you're going to plead
2 tonight, the dates are the dates that you guys
3 have agreed to prior to coming in tonight.

4 MR. SHAH: Okay.

5 MAYOR STACK: All right?

6 MR. SHAH: Yeah.

7 MAYOR STACK: Mr. Farmer?

8 MR. FARMER: Yes.

9 MAYOR STACK: Okay.

10 MR. FARMER: It's December 7th to December
11 13th.

12 MAYOR STACK: Are you going to plead to
13 that or you want to come back or --

14 MR. SHAH: If I can get in January; I'll
15 come back.

16 MAYOR STACK: I know.

17 MR. SHAH: Otherwise, if it's going to be
18 the same --

19 MAYOR STACK: I -- I can't --

20 MR. SHAH: -- date, I'm not -- I don't want
21 to do it.

22 MAYOR STACK: I know but -- I know I can't
23 do that.

24 MR. SHAH: You know -- you know what I'm
25 saying, you know?

1 MAYOR STACK: No, I can't get -- no.

2 MR. SHAH: So because -- you know, I don't
3 know when your next meeting is going to be.

4 MAYOR STACK: Our next meeting is --

5 ACTING CITY CLERK: Our next meeting is
6 December.

7 MS. NOVA: December 6th.

8 MAYOR STACK: -- is December 6th.

9 COMMISSIONER FERNANDEZ: December 6th.

10 MAYOR STACK: And then there's another
11 meeting, I think, on the 20th.

12 MS. NOVA: Yeah.

13 MAYOR STACK: December 6th and 20th.

14 MR. SHAH: So, you know, it's not going to
15 --

16 If I do it in December on December 6, --

17 MAYOR STACK: I know. But why don't you do
18 this. Why don't you go back, consult an attorney
19 -- consult an attorney, --

20 MR. SHAH: Okay.

21 MAYOR STACK: -- see what the attorney says
22 and just come back at the next meeting.

23 MR. SHAH: Okay.

24 MAYOR STACK: All right?

25 You want to do that?

1 MR. SHAH: Okay.

2 MAYOR STACK: So you're going to withdraw
3 your plea and you'll come back for the next
4 meeting.

5 Okay?

6 Is that fair enough?

7 All right.

8 MR. SHAH: Thank you.

9 MAYOR STACK: I'll make a motion --

10 MR. FARMER: Just -- just one -- one issue
11 here.

12 MAYOR STACK: Okay.

13 MR. FARMER: The seven days is a
14 compromise.

15 MAYOR STACK: Right.

16 MR. FARMER: So if we have to come back and
17 they're not accepting responsibility on the
18 compromise --

19 MAYOR STACK: Right.

20 MR. FARMER: -- then we're going to ask for
21 a stiffer penalty, which could be ten to 15 days.

22 MAYOR STACK: Right. But he has a right.

23 Let him go back and consult his attorney.

24 Anyone who wants to go and consult their
25 attorney, I have no issue with that.

1 MR. SHAH: No, I --

2 MAYOR STACK: I rather --

3 MR. SHAH: -- I don't know what is the
4 stiffer penalty is -- (indiscernible). I'm not
5 saying that I'm not agree. I agree. My concern
6 is only on the dates.

7 MAYOR STACK: Right. But you want to speak
8 -- you want to speak to your attorney first
9 before --

10 MR. SHAH: Attorney --

11 MAYOR STACK: It's December -- it's
12 December the 6th. There's a lot of confusion.

13 The meeting is on December the 6th.
14 Consult your attorney and have him contact Mr.
15 Farmer.

16 MR. SHAH: Okay.

17 MAYOR STACK: All right?

18 MR. SHAH: I'll do that.

19 MAYOR STACK: Okay.

20 Very good.

21 MR. SHAH: Thank you.

22 MAYOR STACK: Next -- so, we're going to
23 adjourn this one. Right? Just --

24 MR. SHAH: Thank you.

25 MAYOR STACK: Thank you.

1 Okay, Mr. Farmer, --

2 MR. FARMER: Yeah, the next one is El
3 Trebol --

4 MAYOR STACK: -- so -- so let me -- let's
5 just be clear, on number 5, where --

6 ACTING CITY CLERK: Do we have a motion on
7 this recommendation?

8 MAYOR STACK: Motion to adjourn till the
9 next Commission meeting, which is on December the
10 6th.

11 ACTING CITY CLERK: Okay.

12 MAYOR STACK: Okay.

13 MR. DILLON: You need a second.

14 ACTING CITY CLERK: Motion by Mayor Stack.

15 COMMISSIONER FERNANDEZ: Second.

16 ACTING CITY CLERK: Second by Commissioner
17 Fernandez.

18 Roll call.

19 Commissioner Fernandez?

20 COMMISSIONER FERNANDEZ: 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 **MAYEN CORP.**

2 **T/A EL TREBOL**

3 **Location: 3204 Bergenline Avenue**

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

5

6 MR. FARMER: This a situation where there
7 was -- and I think the Board viewed the video at
8 the last meeting where there was really a
9 spontaneous fight and which was instantaneously
10 stopped by the bouncers.

11 The licensee has no real violations in the
12 recent past. I worked out a plea with Mr. Lynch
13 subject to your approval of seven days, five days
14 from December 9th to December 13th, and two days
15 held in abeyance.

16 MR. LYNCH: It would be the 8th to the 12th,
17 Greg.

18 MR. FARMER: Eighth to the 12th? Okay.

19 MR. LYNCH: December 8th through December
20 12th.

21 MAYOR STACK: Just if you could, Mr. Lynch,
22 if you --

23 MR. LYNCH: Oh, I'm sorry.

24 MAYOR STACK: -- could just enter your
25 appearance.

1 MR. LYNCH: John Lynch on behalf of the
2 licensee.

3 MR. DILLON: Thank you.

4 MAYOR STACK: And do you agree, Mr. Lynch,
5 to what Mr. Farmer has just represented?

6 MR. LYNCH: Yes I do just with that minor
7 correction that the suspension would be from the
8 8th to the -- to the 12th.

9 MAYOR STACK: The 8th to the 12th.

10 MR. FARMER: And that there'd be no appeal
11 and there'd be no application to the State to
12 convert it into a fine.

13 MR. LYNCH: That's correct.

14 MAYOR STACK: You got it. Okay.

15 I'll make a motion to approve the plea.

16 ACTING CITY CLERK: A motion by Mayor
17 Stack.

18 COMMISSIONER FERNANDEZ: Second.

19 ACTING CITY CLERK: Second by Commissioner
20 Fernandez.

21 Roll call.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: 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. FARMER: Thank you, John.

7 MAYOR STACK: Thank you very much.

8 MR. LYNCH: Thank you.

9 MAYOR STACK: Happy Thanksgiving. Thank
10 you.

11 MR. LYNCH: Have a nice holiday.

12 COMMISSIONER MARTINETTI: Thank you. Same
13 to you.

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1 **LOS LAURELES LIQUORS**

2 **T/A LOS LAURELES LIQUORS**

3 **Location: 4625 Broadway**

4 **Liquor License No. 0910-44-026-012**

5

6 MR. FARMER: The next one is --

7 SERGEANT DUNLAY: Bergenline Liquors?

8 MR. FARMER: No. No. The next one --

9 SERGEANT DUNLAY: No?

10 MR. FARMER: -- is --

11 COMMISSIONER MARTINETTI: Laureles, Los

12 Laureles.

13 ACTING CITY CLERK: Los Laureles.

14 MR. FARMER: Los Laureles.

15 That's represented by Mr. Espinosa. I'd
16 ask that that be carried to the next meeting.

17 MAYOR STACK: I can't hear him. Can
18 you hear him?

19 SERGEANT DUNLAY: He says can we carry
20 number 3?

21 COMMISSIONER MARTINETTI: Carry -- we're
22 going to carry number 3.

23 MAYOR STACK: Which -- which one? On
24 number 3 we're going to carry?

25 MR. FARMER: Number 3 is -- yeah. Number 3

1 is --

2 COMMISSIONER MARTINETTI: Espinosa.

3 MR. FARMER: Espinosa represents them. I
4 just got notice of that. And I'd like to carry
5 it to the next meeting.

6 ACTING CITY CLERK: Okay.

7 COMMISSIONER MARTINETTI: We have
8 Bergenline Liquors.

9 MR. FARMER: Next one is Bergenline
10 Liquors.

11 ACTING CITY CLERK: Is there a motion -- do
12 I have a motion on number 3 to carry it to the
13 next meeting?

14 COMMISSIONER MARTINETTI: Motion.

15 MAYOR STACK: Yes, motion number --

16 ACTING CITY CLERK: Motion by Commissioner
17 Martinetti.

18 MAYOR STACK: Los Laureles Liquors, 4625
19 Broadway, we'll be carrying to the December 6th
20 meeting.

21 ACTING CITY CLERK: Second by Mayor Stack.

22 Roll call.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: 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 MAYOR STACK: Yes.

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1 **SAI PRASAD INC.**

2 **T/A BERGENLINE LIQUORS**

3 **Location: 3819 Bergenline Avenue**

4 **Liquor License No. 0910-32-066-004**

5

6 MR. FARMER: The next one is Bergenline
7 Liquor. The licensee is here.

8 This again is sale after ten o'clock. And
9 we've negotiated a plea of seven days, from
10 November 28th to December 6 is it?

11 SERGEANT DUNLAY: Um-hum.

12 MR. FARMER: Okay.

13 And the situation is he had paperwork
14 violation. Brought the paperwork. Spoke to
15 Detective Dunlay.

16 I think you're satisfied with it.

17 SERGEANT DUNLAY: (Indiscernible).

18 MR. FARMER: Okay.

19 SERGEANT DUNLAY: Sir, just enter your name
20 please for the record.

21 MR. AMIN: Kirti Amin.

22 MR. DILLON: How do you spell it?

23 MR. AMIN: Kirti Amin, K-I-R-T-I.

24 MR. DILLON: K-I-R--

25 MR. AMIN: T-I.

1 MR. DILLON: --T-I.

2 MR. AMIN: Last name Amin, A-M-I-N.

3 MAYOR STACK: And, sir, what is your --
4 what is your role at the establishment?

5 Are you the owner?

6 MR. AMIN: I am the owner.

7 MAYOR STACK: You're the owner, sir.

8 And, sir, do you understand the plea that
9 Mr. Farmer just mentioned? That it would be a
10 seven day closing of the establishment.

11 MR. AMIN: Yes.

12 MAYOR STACK: You do.

13 Are you represented by an attorney or would
14 you like to come back with an attorney?

15 MR. AMIN: I would like -- if you can give,
16 like he said, in January or February that would
17 be good.

18 MAYOR STACK: Okay.

19 The dates are the ones that have been
20 negotiated with Mr. Farmer.

21 If you would like to come back at the next
22 Commission meeting with a lawyer and you want to
23 try it, we can do that also. It's not an issue.

24 I don't want you to plead to something if
25 you're not sure or if you haven't consulted an

1 attorney. If you want to go and consult your
2 attorney, you're free to do so and we'll grant
3 you a two week postponement.

4 MR. AMIN: No, I am guilty as -- I'm guilty
5 for -- for what has happened. But only I'm
6 requesting for the change of date.

7 MAYOR STACK: Right.

8 Right now the dates are what Mr. Farmer
9 mentioned, November 28th to December 6th.

10 Like I said if you want to go back and
11 consult with your lawyer and you'd like to, you
12 know, -- you know, consult an attorney and get
13 advice, you're -- you're free to do that.

14 Would you like to do that?

15 MR. AMIN: And when I will have to come
16 back?

17 MAYOR STACK: On December -- on December --

18 MS. NOVA: Sixth.

19 COMMISSIONER VALDIVIA: Sixth.

20 SERGEANT DUNLAY: December 6th.

21 MAYOR STACK: The 6th. Okay?

22 We'll adjourn it until December 6th so you
23 can consult your attorney.

24 Okay?

25 MR. AMIN: So, before 28th I will have to

1 meet Mr. Farmer with my attorney.

2 Right?

3 MAYOR STACK: Yeah. I would have -- I
4 would have your attorney reach out for Mr.
5 Farmer. As soon as you retain your attorney, --

6 MR. AMIN: Um-hum.

7 MAYOR STACK: -- have him call Mr. Farmer
8 right away.

9 MR. AMIN: All right.

10 MAYOR STACK: You got it. Okay?

11 MR. AMIN: Yes.

12 MAYOR STACK: All right.

13 So we're going to adjourn number 2,
14 Bergenline Liquors, for the December 6th meeting.

15 This gentleman will have his attorney
16 contact Mr. Farmer.

17 MS. NOVA: Mayor, but they won't --

18 ACTING CITY CLERK: Motion --

19 MS. NOVA: -- be able to do the same date
20 because --

21 ACTING CITY CLERK: -- by Mayor Stack.

22 MS. NOVA: -- it's November 28th.

23 MAYOR STACK: No he knows.

24 MS. NOVA: Okay.

25 MAYOR STACK: Yeah, he knows.

1 MS. NOVA: Just want to make sure
2 because --

3 MAYOR STACK: He knows.

4 MS. NOVA: -- he said he wants to meet
5 before --

6 MAYOR STACK: Right.

7 MS. NOVA: -- November 28th.

8 MR. AMIN: Yeah, --

9 MAYOR STACK: You don't have to close on
10 the 28th. Go consult your attorney --

11 MS. NOVA: Right.

12 MAYOR STACK: -- and have him call Mr.
13 Farmer. And then you'll be back here on December
14 the 6th.

15 MR. AMIN: All right.

16 MAYOR STACK: But Mr. Farmer will talk to
17 your attorney and notify him.

18 MR. AMIN: All right.

19 Thank you.

20 MAYOR STACK: Okay, sir?

21 MR. FARMER: Okay.

22 MAYOR STACK: Have a good evening.

23 Happy Thanksgiving.

24 ACTING CITY CLERK: Motion by Mayor Stack
25 on number 2 to adjourn to December 6th.

1 MS. NOVA: Second?

2 ACTING CITY CLERK: Is there a second?

3 COMMISSIONER MARTINETTI: Second.

4 MAYOR STACK: Lucio?

5 COMMISSIONER FERNANDEZ: Yes.

6 ACTING CITY CLERK: Second by Commissioner
7 Martinetti.

8 Roll call.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: 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.

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1 **VARIEDAD LATINA**

2 **T/A VARIEDAD LATINA RESTAURANT**

3 **Location: 4417 Bergenline Avenue**

4 **Liquor License No. 0910-33-031-012**

5

6 MR. FARMER: The last one is Variedad
7 Latino (sic). They are represented by Mr.
8 Gonzalez who's here with the licensee.

9 This is a situation where it was a paper
10 violation. They went in and all the paper was in
11 order except a -- a woman who was working there
12 and had only been working there for two days --
13 two days and wasn't really able to get the
14 necessary paperwork.

15 This is the first time an offense has
16 occurred here in probably about 12 years. And it
17 really was minimal in the sense that the person
18 had only been there for two days.

19 I talked to Mr. Gonzalez and we've agreed
20 to the three day suspension. However, the twist
21 with this one is that those three days will be
22 suspended pending no violations whatsoever.

23 I think that's a fair -- they haven't had a
24 violation in 12 years. It's a pretty good place.
25 And Detective Dunlay is in agreement.

1 SERGEANT DUNLAY: It would be held within
2 that -- for nine months, --

3 MAYOR STACK: Okay.

4 SERGEANT DUNLAY: -- for a nine month
5 period.

6 MAYOR STACK: Mr. Gonzalez, if you could
7 just your appearance.

8 MR. GONZALEZ: Yes, thank you.

9 For the record, Ramon Gonzalez --
10 You alright?

11 MR. GONZALEZ: -- on behalf of the license
12 holder.

13 And that's, in fact, the agreement that I
14 had with my -- with Mr. Farmer. I did convey
15 that to my client. I had the benefit of having
16 the Sergeant available. And I would request that
17 the Board follow that.

18 MAYOR STACK: Great. Okay.

19 MR. FARMER: Yes.

20 MAYOR STACK: Are you okay with that, Mr.
21 Farmer?

22 MR. FARMER: I'm fine. And so is --

23 MAYOR STACK: Okay.

24 MR. FARMER: -- Detective Dunlay.

25 MAYOR STACK: Okay, I'll -- I'll make --

1 I'll make the motion to approve the
2 recommendation by Mr. Farmer.

3 Second?

4 Motion?

5 COMMISSIONER MARTINETTI: Second.

6 COMMISSIONER VALDIVIA: Second.

7 MAYOR STACK: Second.

8 Second by Commissioner Valdivia.

9 Roll call.

10 ACTING CITY CLERK: Motion by Mayor Stack.

11 Second by Commissioner Valdivia.

12 Roll call.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: 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 MR. GONZALEZ: Thank you.

23 MR. FARMER: That takes care of the
24 calendar.

25 MAYOR STACK: Great.

1 MR. FARMER: Thank you.

2

3 **ADJOURNMENT:**

4

5 MAYOR STACK: Make a motion to adjourn the
6 meeting.

7 ACTING CITY CLERK: We have no other items
8 on the agenda -- on the agenda for tonight.

9 Is there a motion to adjourn?

10 COMMISSIONER MARTINETTI: Motion.

11 COMMISSIONER VALDIVIA: Motion.

12 ACTING CITY CLERK: Motion by Mayor Stack.

13 COMMISSIONER FERNANDEZ: Second.

14 ACTING CITY CLERK: Second by

15 Commissioner --

16 COMMISSIONER MARTINETTI: Second.

17 ACTING CITY CLERK: -- Fernandez.

18 All in favor?

19

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

21

22 (Whereupon, the proceedings were concluded
23 at 8:11 p.m.)

24

25

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

5 **Board of Commissioners**

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Attest:

9

Dominick Cantatore,

10

Acting City Clerk

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12

13

Attest:

14

Erin Knoedler,

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Deputy City Clerk

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1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, KAREN A. MARINO, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript in the matter of the REGULAR
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,
9 heard on Tuesday, November 22, 2016 and digitally
10 recorded.

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24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon