

ORIGINAL

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

REGULAR MEETING

:  
:  
:  
:  
:  
TRANSCRIPT OF RECORDED  
PROCEEDINGS

Bella Vista Apartments  
522 22<sup>nd</sup> Street  
Union City, New Jersey

Tuesday, June 20, 2017  
Commencing at 7:03 p.m.

M E M B E R S   P R E S E N T:

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

M E M B E R S   A B S E N T:

A L S O   P R E S E N T:

ERIN KNOEDLER, DEPUTY CITY CLERK

SCARINCI HOLLENBECK  
BY: ANGELO AUTERI, ESQ.  
Corporation Counsel

GREGORY T. FARMER, ESQ.  
Attorney for the Union City  
Alcohol Beverage Control Commission Officer

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1 MS. DILLON: Okay.

2 On the record.

3 DEPUTY CITY CLERK: All right.

4 This is a Regular Public Meeting of the  
5 Union City Board of Commissioners being held on  
6 Tuesday, June 20<sup>th</sup>, 2017, at seven p.m. at the  
7 Bella Vista Apartments, 522 22<sup>nd</sup> Street, Union  
8 City, New Jersey.

9 Please stand for the Pledge of Allegiance.

10

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

13

14 DEPUTY CITY CLERK: This meeting has been  
15 called in accordance with the Open Public  
16 Meetings Act.

17 Adequate notice of the meeting has been  
18 provided to The Jersey Journal, The Record, The  
19 Hudson Reporter, and been posted on the bulletin  
20 board at City Hall and has been made available to  
21 the public in the Office of the Municipal Clerk.

22

23 **ROLL CALL:**

24

25 DEPUTY CITY CLERK: Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Here.

2 DEPUTY CITY CLERK: Commissioner Rivas?

3 COMMISSIONER RIVAS: Here.

4 DEPUTY CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Here.

6 DEPUTY CITY CLERK: Commissioner

7 Martinetti?

8 COMMISSIONER MARTINETTI: Here.

9 DEPUTY CITY CLERK: Mayor Stack?

10 MAYOR STACK: Here.

11

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

14 **APPROVAL OF PREVIOUS MEETING MINUTES FROM JUNE**  
15 **13, 2017.)**

16

17 DEPUTY CITY CLERK: The first item is  
18 Approval of the Meeting Minutes from the Special  
19 Meeting held on June 13<sup>th</sup>, 2017.

20 May I have a motion to approve?

21 COMMISSIONER RIVAS: Motion.

22 COMMISSIONER VALDIVIA: Motion.

23 DEPUTY CITY CLERK: Motion by Commissioner  
24 Rivas.

25 COMMISSIONER FERNANDEZ: Second.

1 DEPUTY CITY CLERK: Second by Commissioner  
2 Fernandez.

3 Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: Yes.

5 DEPUTY CITY CLERK: Commissioner Rivas?

6 COMMISSIONER RIVAS: Yes.

7 DEPUTY CITY CLERK: Commissioner Valdivia?

8 COMMISSIONER VALDIVIA: Yes.

9 DEPUTY CITY CLERK: Commissioner  
10 Martinetti?

11 COMMISSIONER MARTINETTI: Yes.

12 DEPUTY CITY CLERK: Mayor Stack?

13 MAYOR STACK: Yes.

14

15 (Whereupon, the Board discussed and took  
16 action on the following items in total:

17 **CONSENT AGENDA:**

18 ( 1) Resolution Approving the Payment of Claims

19 ( 2) Resolution Approving the Payment of

20 Concurring Claims

21 ( 3) Resolution Approving the Payment of Escrow

22 Refunds

23 ( 4) Resolution Setting the Preliminary Tax Levy

24 for Calendar Year 2017 and Authorizing the Tax

25 Collector to Prepare, Complete and Mail the Tax

- 1 Bills in Accordance with NJSA 54:4-66.2
- 2 ( 5) Resolution Approving the City Payroll for  
3 the Period of June 10, 2017 through June 23, 2017
- 4 ( 6) Resolution Approving the Library Payroll  
5 for the Period of June 10, 2017 through June 23,  
6 2017
- 7 ( 7) Resolution Authorizing the Settlement of  
8 Tax Appeals
- 9 ( 8) Resolution Authorizing the Refund of  
10 Premium Tax Monies Collected at Tax Sale
- 11 ( 9) Resolution Authorizing the Refund of  
12 Redemption Monies to Outside Lienholders
- 13 (10) Resolution Authorizing Tax Refund in Tax  
14 Appeal Decisions by the Tax Court of New Jersey
- 15 (11) Resolution Awarding a Contract to Bergen  
16 County Harley Davidson for Police Motorcycles
- 17 (12) Resolution Authorizing the Awarding of  
18 Raffle License for St. Augustine's Church
- 19 (13) Resolution Requesting Approval from the  
20 Division of Local Government Services for a  
21 Chapter 159 Item of Revenue and Appropriation  
22 from Clean Communities
- 23 (14) Resolution Requesting Approval from the  
24 Division of Local Government Services for a  
25 Chapter 159 Item of Revenue and Appropriation

1 from Alcohol Education Rehab Fund

2 (15) Resolution Authorizing the Deputy Clerk to  
3 Advertise for Bids for Baseball, Basketball &  
4 Volleyball Equipment and Uniforms for 2017

5 (16) Resolution Authorizing the Deputy Clerk to  
6 Advertise for Bids for Football Equipment,  
7 Supplies and Trophies for 2017

8 (17) Resolution Authorizing the Deputy Clerk to  
9 Advertise for Bids for an Office Trailer for the  
10 Department of Public Works

11 (18) Resolution Approving the FY2017 Community  
12 Development Block Grant Program Budget

13

14 DEPUTY CITY CLERK: We have 18 items on the  
15 Consent Agenda.

16 The first is a Resolution Approving the  
17 Payment of Claims.

18 The second is a Resolution Approving the  
19 Payment of Concurring Claims.

20 The third is a Resolution Approving the  
21 Payment of Escrow Refunds.

22 The fourth is a Resolution Setting the  
23 Preliminary Tax Levy for Calendar Year 2017 and  
24 Authorizing the Tax Collector to Prepare,  
25 Complete and Mail Tax Bills in Accordance with

1 N.J.S.A. 54:4-66.2.

2 The fifth is a Resolution Approving the  
3 City Payroll for the Period of June 10<sup>th</sup>, 2017  
4 through June 23<sup>rd</sup>, 2017.

5 The sixth is a Resolution Approving the  
6 Library Payroll for the Period of June 10<sup>th</sup>, 2017  
7 through June 23<sup>rd</sup>, 2017.

8 The seventh is a Resolution Authorizing the  
9 Settlement of Tax Appeals.

10 The eighth is a -- eighth is a Resolution  
11 Authorizing the Refund of Premium Tax Monies  
12 Collected at Tax Sale.

13 The ninth is a Resolution Authorizing the  
14 Refund of Redemption Monies to Outside  
15 Lienholders.

16 The tenth is a Resolution Authorizing Tax  
17 Refund in Tax Appeal Decisions by the Tax Court  
18 of New Jersey.

19 The eleventh is a Resolution Authorizing  
20 (sic) the Contract to Bergen County Harley  
21 Davidson for Police Motorcycles.

22 The twelfth is a Resolution Authorizing and  
23 Awarding a Raffle License to Saint Augustine's  
24 Church.

25 The thirteenth is a Resolution Requesting

1 Approval from the Division of Local Government  
2 Services for a Chapter 159 Item of Revenue and  
3 Appropriation for Clean Communities.

4 The fourteenth is a Resolution Requesting  
5 Approval from the Division of Local Government  
6 Services for a Chapter 159 Item of Revenue and  
7 Appropriation for Alcohol Education Rehab Fund.

8 The fifteenth is a Resolution Authorizing  
9 the Deputy Clerk to Advertise for Bids for  
10 Baseball, Basketball and Volleyball Equipment for  
11 -- and Uniforms for 2017.

12 The sixteenth is a Resolution Authorizing  
13 the Deputy Clerk to Advertise for Bids for  
14 Football Equipment, Supplies, Trophies for 2017.

15 The seventeenth is a Resolution Authorizing  
16 the Deputy Clerk to Advertise for Bids for an  
17 Office Trailer for the Department of Public  
18 Works.

19 The eighteenth is a Resolution Approving  
20 the FY2017 Community Development Block Grant  
21 Program Budget.

22 Mayor, at this time, would you like to open  
23 comment for Consent Agenda?

24 MAYOR STACK: Sure.

25 Anyone wishing to comment on the Consent

1 Agenda, please step forward, state your name and  
2 address for the record.

3 Seeing none.

4 DEPUTY CITY CLERK: May I have a motion to  
5 close public comment?

6 COMMISSIONER VALDIVIA: Motion.

7 DEPUTY CITY CLERK: Motion by Commissioner  
8 Valdivia.

9 COMMISSIONER FERNANDEZ: Second.

10 DEPUTY CITY CLERK: Second by Commissioner  
11 Fernandez.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 DEPUTY CITY CLERK: Commissioner Rivas?

15 COMMISSIONER RIVAS: Yes.

16 DEPUTY CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 DEPUTY CITY CLERK: Commissioner

19 Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 DEPUTY CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23 DEPUTY CITY CLERK: May I have a motion to  
24 approve all items on Consent Agenda?

25 COMMISSIONER VALDIVIA: Motion.

1 DEPUTY CITY CLERK: Motion by Commissioner  
2 Valdivia.

3 COMMISSIONER FERNANDEZ: Second.

4 DEPUTY CITY CLERK: Second by Commissioner  
5 Fernandez.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes, with the  
8 exception of number 18.

9 DEPUTY CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes, with exception on  
11 number 2.

12 DEPUTY CITY CLERK: Commissioner Valdivia?

13 COMMISSIONER VALDIVIA: Yes.

14 DEPUTY CITY CLERK: Commissioner  
15 Martinetti?

16 COMMISSIONER MARTINETTI: Yes, I just want  
17 to -- I'm recusing to any payments to Adolfo  
18 Lopez and Diaz and any payments to the  
19 Construction Code.

20 Aye on the rest.

21 DEPUTY CITY CLERK: And HCIA.

22 COMMISSIONER MARTINETTI: And HCIA.

23 DEPUTY CITY CLERK: Yes.

24 And Mayor Stack?

25 MAYOR STACK: Yes.

1

2 (Whereupon, the Board discussed and took  
3 action on the following item:

4 **REGULAR AGENDA:**

5 1. Resolution for a Payment of Claim to the  
6 Union City Board of Education.)

7

8 DEPUTY CITY CLERK: We have one item on the  
9 Regular Agenda tonight.

10 It's a Resolution for the Payment of Claim  
11 to the Union City Board of Education.

12 MR. AUTERI: Ordinarily Commissioner  
13 Valdivia would not -- would recuse himself from  
14 voting on Board of Education matters. However,  
15 tonight, he will provide a vote due to the  
16 doctrine of necessity.

17 DEPUTY CITY CLERK: May I have a motion to  
18 approve the item?

19 COMMISSIONER RIVAS: Motion.

20 DEPUTY CITY CLERK: Motion by Commissioner  
21 Rivas.

22 Second?

23 Second by Commissioner Valdivia.

24 Commissioner Fernandez is recusing.

25 Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 DEPUTY CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 DEPUTY CITY CLERK: Commissioner Martinetti  
5 is recusing.

6 Mayor Stack?

7 MAYOR STACK: Yes.

8

9 (Whereupon, the Board discussed and took  
10 action on the following item:

11 **ORDINANCES FOR HEARING AND ADOPTION**

12 **CONSIDERATION:**

13 1. AN ORDINANCE OF THE CITY OF UNION CITY,  
14 COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING THE  
15 SUM OF \$50,000 IN FUNDING FROM THE CAPITAL  
16 IMPROVEMENT FUND FOR VARIOUS IMPROVEMENTS TO CITY  
17 PARKS.)

18

19 DEPUTY CITY CLERK: Mayor, we have one  
20 Ordinance for Hearing and Adoption tonight.

21 It's an Ordinance of the City of Union  
22 City, County of Hudson, New Jersey, Appropriating  
23 the Sum of \$50,000.00 in Funding from the Capital  
24 Improvement Fund for Various Improvements to City  
25 Parks.

1 Mayor, at this time would you like to take  
2 public comment on this Ordinance?

3 MAYOR STACK: Sure.

4 Anyone wishing to comment on this Ordinance  
5 at this time please step forward, state your name  
6 and address for the record.

7 Seeing none.

8 DEPUTY CITY CLERK: May I have a motion to  
9 close public comment?

10 COMMISSIONER MARTINETTI: Motion.

11 DEPUTY CITY CLERK: Motion by Commissioner  
12 Martinetti.

13 Second?

14 COMMISSIONER VALDIVIA: Second.

15 DEPUTY CITY CLERK: Second by Commissioner  
16 Valdivia.

17 Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Yes.

19 DEPUTY CITY CLERK: Commissioner Rivas?

20 Yes.

21 COMMISSIONER RIVAS: Yes.

22 DEPUTY CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 DEPUTY CITY CLERK: Commissioner

25 Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 DEPUTY CITY CLERK: Mayor Stack?

3 MAYOR STACK: Yes.

4 DEPUTY CITY CLERK: Mayor, at this time  
5 would you like to open --

6 MS. DILLON: No. The --

7 DEPUTY CITY CLERK: I'm sorry.

8 May I have a motion to adopt the --

9 COMMISSIONER VALDIVIA: Motion.

10 DEPUTY CITY CLERK: Motion by Commissioner  
11 Valdivia.

12 COMMISSIONER MARTINETTI: Second.

13 DEPUTY CITY CLERK: Second by Commissioner  
14 Martinetti.

15 Commissioner Fernandez?

16 COMMISSIONER FERNANDEZ: Yes.

17 DEPUTY CITY CLERK: Commissioner Rivas?

18 COMMISSIONER RIVAS: Yes.

19 DEPUTY CITY CLERK: Commissioner Valdivia?

20 COMMISSIONER VALDIVIA: Yes.

21 DEPUTY CITY CLERK: Commissioner  
22 Martinetti?

23 COMMISSIONER MARTINETTI: Yes.

24 DEPUTY CITY CLERK: Mayor Stack?

25 MAYOR STACK: Yes.

1 DEPUTY CITY CLERK: Thank you.

2

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

4

5 DEPUTY CITY CLERK: Mayor, at this time,  
6 would you like to open for public comment on any  
7 item involving government in Union City?

8 MAYOR STACK: Sure.

9 I would just like to ask, also,  
10 Commissioner Rivas to translate.

11 I just would like to thank those residents  
12 that are here this evening. It's always a  
13 pleasure when we come to the Bella Vista  
14 Apartments to see all our friends here and it's a  
15 pleasure to see all of you.

16 The Commissioners and myself move the  
17 meetings throughout the entire City -- the  
18 official Commission Meeting, like we're having  
19 tonight, throughout the whole City to each  
20 neighborhood in the City every two weeks.

21 So I would like to thank the Commissioners  
22 for continuing to believe in that vision that we  
23 share together. And I'd like to thank all of you  
24 that are here this evening.

25 Any anyone wishing to comment you're more

1 | than welcome to comment, if you have anything  
2 | you'd like to say concerning government in the  
3 | City of Union City.

4 |         And we'd like to thank all of you once  
5 | again for being here.

6 |

7 |         (Whereupon, Commissioner Rivas addressed  
8 | the audience in Spanish.)

9 |

10 |         MAYOR STACK: Also, we'll be back over the  
11 | summer, not in a Commission Meeting, but back  
12 | over the summer we'll have a nice barbecue for  
13 | everyone here at the Bella Vista.

14 |         Maybe Lucio will sing a song for us, too.

15 |

16 |         (Whereupon, Commissioner Rivas addressed  
17 | the audience in Spanish.)

18 |

19 |         MAYOR STACK: Thank you again, everyone.

20 |         Anyone wishing to comment at this time,  
21 | please step forward, state your name and address  
22 | for the record.

23 |

24 |         (Whereupon, Commissioner Rivas addressed  
25 | the audience in Spanish.)

1

2

MAYOR STACK: Mr. Price?

3

MR. PRICE: Okay. Sure.

4

MAYOR STACK: Just if you can, just --

5

MR. PRICE: Larry Price, --

6

MAYOR STACK: Yeah.

7

MR. PRICE: -- 1006 Palisade Avenue.

8

Just a short comment on my adventures on --

9

on citizen permits for parking in the City.

10

I attended a Zoning Board of Adjustment

11

meeting in City Hall last Thursday. The meeting

12

ran a little late because we had a little

13

procedural problem. Whatever. So it finished a

14

little after ten o'clock, which is late.

15

I came out and there was a ticket on my car

16

because I had run past the ten o'clock, you know,

17

timeframe for overnight parking.

18

My -- I think I was probably not the only

19

one caught up in that dragnet because there were

20

members, for example, from AT&T who were making a

21

presentation -- the one that ran late. They

22

should have gotten a ticket too; they'll just put

23

it in and be reimbursed -- you know, charge a

24

client, be reimbursed, and that's the end of

25

that.

1           My suggestion might be that at ten o'clock,  
2 you know, the dragnet starts. They might come  
3 back to the City Hall area, you know, later  
4 rather than start out there. Because City Hall  
5 really is pretty close to a 24/7 operation and  
6 you do have people there at night, sometimes late  
7 at night, on official business.

8           So, that -- that's my suggestion.

9           Thank you.

10          MAYOR STACK: I definitely will look into  
11 that, Mr. Price.

12          MR. PRICE: Okay.

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

16          Seeing no other.

17          I'll make a motion to close.

18          DEPUTY CITY CLERK: Motion made by Mayor  
19 Stack.

20          COMMISSIONER FERNANDEZ: Second.

21          DEPUTY CITY CLERK: Second by Commissioner  
22 Fernandez.

23          Commissioner Fernandez?

24          COMMISSIONER FERNANDEZ: Yes.

25          DEPUTY CITY CLERK: Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 DEPUTY CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 DEPUTY CITY CLERK: Commissioner

5 Martinetti?

6 COMMISSIONER MARTINETTI: Yes.

7 DEPUTY CITY CLERK: Mayor Stack?

8 MAYOR STACK: Yes.

9 DEPUTY CITY CLERK: Mayor, at this time we  
10 have four Liquor License Dis-- five Liquor  
11 License Disciplinary Hearings.

12 MAYOR STACK: Just -- just before we do,  
13 Mr. Price, did you have a -- did you have a  
14 residential sticker at all in your car when you  
15 got that ticket?

16 MR. PRICE: I don't have a residential  
17 permit. I have a hangtag.

18 MAYOR STACK: A hangtag.

19 MR. PRICE: But the hangtag clearly says  
20 only good within four blocks of --

21 MAYOR STACK: Yeah, we got to --

22 Yeah.

23 MR. PRICE: -- 1006 Palisade.

24 MAYOR STACK: Yeah.

25 MR. PRICE: So, --

1 MAYOR STACK: I got to look at that.

2 MR. PRICE: -- that wouldn't have --

3 MAYOR STACK: I got to look at that.

4 MR. PRICE: -- been any good.

5 MAYOR STACK: I got to look at correcting  
6 that.

7 Thank you very much.

8 MR. PRICE: Okay.

9 MAYOR STACK: I'm sorry, Erin.

10 DEPUTY CITY CLERK: That's okay.

11

12

\* \* \*

13

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1 **LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:**

2

3 1. JRV Restaurant Inc.

4 t/a El Papaturro Lounge

5 Location: 108 Summit Avenue

6 License No. 0910-33-137-005

7 2. Dirve (sic) Corporation

8 t/a The Hub Again

9 Location: 807 7<sup>th</sup> Street

10 License No. 0910-33-049-002

11 3. Luna, Inc.

12 t/a Estrella de Mexico

13 Location: 2421 West Street

14 License No. 0910-33-164-005

15 4. Pramukh Swami Krupa Inc.

16 t/a Payano Wine & Spirits

17 Location: 1411 Summit Avenue

18 License No. 0910-44-121-011

19 5. Assoc. Hijos y Amigos De Fomento

20 Location: 522 38<sup>th</sup> Street

21 License No. 0910-33-226-001

22 6. Rafael A. Fernandez

23 t/a Club Monty

24 Location: 514 Bergenline Avenue

25 License No. 0910-33-093-005

1       7.   How About Life, LLC

2           Location:   (None, pocket license)

3           License No. 0910-33-115-008

4

5           DEPUTY CITY CLERK:   Mayor, at this time we  
6 have five Disciplinary Liquor License  
7 proceedings.

8           MAYOR STACK:   Sure.

9           Thank you.

10          DEPUTY CITY CLERK:   Mr. -- is Mr. Farmer  
11 around?

12          COMMISSIONER MARTINETTI:   Mr. Farmer?

13          DEPUTY CITY CLERK:   Okay.

14          Yes, please.

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

17                               \*       \*       \*

18

19

20

21

22

23

24

25

1   **RAFAEL A. FERNANDEZ**

2   **t/a CLUB MONTY**

3   **Location: 514 Bergenline Avenue**

4   **License No. 0910-33-093-005**

5

6           MR. FARMER: Good evening, everybody.

7           If I might, with respect to the ABC  
8 calendar so-to-speak, the first thing I'd like to  
9 show the Board is a letter that came in -- looks  
10 like it was mailed out from Trenton on June 13<sup>th</sup>  
11 -- concerning the Club Monty.

12           If you may recall, we had a situation where  
13 they're behind in taxes, they came and  
14 confiscated the license and it was up for auction  
15 and -- it was up for auction last week. Well, it  
16 was up for auction one -- the first time about a  
17 month ago and then last week.

18           This letter just says that the license is  
19 being released by the Division of Taxation as of  
20 June 13<sup>th</sup>.

21           You want to just take a look at it.

22           So this is what I think is happening.

23           The license -- if --

24           Somehow they've been paid. That's the  
25 bottom line. So the license is now active again.

1 We have a disciplinary proceeding outstanding  
2 that we held in abeyance because of the outcome  
3 of this. That will then proceed.

4 And I'm going to put that on for the second  
5 meeting in July.

6 MAYOR STACK: That's fine.

7 MR. FARMER: Okay. All right.

8 MAYOR STACK: Thank you.

9

10 \* \* \*

11

12

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25

1   **HOW ABOUT LIFE, LLC**

2   **Location:   (None, pocket license)**

3   **License No. 0910-33-115-008**

4

5           MR. FARMER:  The other thing I wanted to  
6   talk about for a minute, before we get into the  
7   pleas, --

8           MAYOR STACK:  If you could just keep your  
9   voice up, Mr. Farmer, --

10          MR. FARMER:  Sure.

11          MAYOR STACK:  -- because there's --

12          MR. FARMER:  Yeah.

13          MAYOR STACK:  -- an air conditioning that  
14   makes a little bit of sound.

15          MR. FARMER:  Is anybody here from How About  
16   Life?

17                I guess not.

18                How About Life is in this situation.  I  
19   thought they were going to be here, I gave them  
20   notice to be here, had a conversation where they  
21   left a message they'd be here but apparently  
22   they're not here.

23                If you may recall the situation, this was  
24   like a pocket license that went into default,  
25   wasn't renewed and the people didn't have the

1 money. And the City was pretty accommodating to  
2 give them, kind of like waivers for lack of a  
3 better phrase, of the real technicalities of  
4 dotting the I's and crossing the T's.

5         Nevertheless, after a long story, they got  
6 approval from the State to be able to renew their  
7 license for '15 and '16. Okay? They came -- and  
8 we did that.

9         They then made an application to us to  
10 retire the license, which we accepted and were  
11 going to pay them \$30,000.00.

12         However, when we tried to set this up for  
13 them to come in and -- now -- (indiscernible) --  
14 I got -- I got a little bit of a runaround.

15         Now it seems to me that what has been  
16 surfaced is that the filing fees for the renewal  
17 of the license started this June 30<sup>th</sup> through '18  
18 has been paid and renewed, presumably by the  
19 licensee.

20         After that I think the licensee is trying  
21 to sell it privately. So, I don't know what --  
22 I'd like to talk to counsel about what we want to  
23 do.

24         Do we want to say you signed a contract and  
25 you're stuck with it and we're going to sue you

1 if you don't abide by it?

2 Or we're going to let them sell it to  
3 somebody and see what happens.

4 I know the woman -- it's really the  
5 daughter. Seems the daughter has some financial  
6 problems, that's why they're trying to get some  
7 money. But after that long tale, they're not  
8 here, so I don't know what they're doing.

9 But I'm going to try and find that out and  
10 report back.

11 All right?

12 MAYOR STACK: Maybe if you could work,  
13 Angelo, with Mr. Farmer on this to resolve this.  
14 They got to -- one way or the other we got to  
15 resolve this.

16 MR. AUTERI: Yes, Mayor.

17 MAYOR STACK: It's been going on a long  
18 time.

19 MR. AUTERI: Right.

20 MR. FARMER: It has been going on a long  
21 time.

22 MAYOR STACK: A couple of years.

23 Right?

24 MR. FARMER: Oh, I don't know about that.

25 But it's --

1 MAYOR STACK: Okay.

2 MR. FARMER: -- been going on a long time.

3 Well, --

4 MAYOR STACK: Long time.

5 MR. FARMER: -- you know, quite --

6 MAYOR STACK: It's been a -- it's been a --  
7 it's been --

8 MR. FARMER: You know, --

9 MAYOR STACK: -- a couple years.

10 COMMISSIONER FERNANDEZ: Yeah. Absolutely.  
11 It's been a while.

12 MR. FARMER: -- I -- I take that back.

13 MAYOR STACK: Yeah.

14 MR. FARMER: Because the application that  
15 came before you --

16 MAYOR STACK: Yeah.

17 MR. FARMER: -- was to renew it for two  
18 years.

19 MAYOR STACK: Exactly.

20 MR. FARMER: Fifteen and '16.

21 MAYOR STACK: Exactly.

22 MR. FARMER: Okay.

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1 JRV RESTAURANT INC.

2 t/a EL PAPATURRO LOUNGE

3 Location: 1018 Summit Avenue

4 License No. 0910-33-137-005

5

6 MR. FARMER: El Papaturro.

7 Number one on your calendar is JRV

8 Restaurant Inc. trading as El Papaturro.

9 This is an E-141 violation.

10 The situation is that the disc jockey  
11 wasn't on the E-141. We've had a previous  
12 meeting; the licensee, Detective Dunlay and  
13 myself. And we've agreed to a five day  
14 suspension, which would be a Monday through a  
15 Friday.

16 MAYOR STACK: And when will that be, Mr.  
17 Farmer?

18 MR. FARMER: That was going to be --

19 I think from July 2<sup>nd</sup> to July 6<sup>th</sup>?

20 MR. CLAROS: Yes. It -- it's not a Monday;  
21 it's a --

22 MS. DILLON: I -- I need you to --

23 MR. CLAROS: Oh. Yes.

24 MAYOR STACK: Just if you could --

25 MS. DILLON: -- state your name --

1 MAYOR STACK: -- enter your name and --

2 MS. DILLON: -- and spell it please.

3 MR. CLAROS: My name is Juan Claros. J-U-

4 A-N. C-L-A-R-O-S.

5 MS. DILLON: Thank you.

6 MR. CLAROS: On --

7 MAYOR STACK: What is your relationship

8 with the -- with the establishment?

9 Just if you could put it on the record.

10 MR. CLAROS: I'm the owner.

11 MAYOR STACK: You're the owner?

12 MR. CLAROS: Yes.

13 MAYOR STACK: Okay.

14 And do you agree to this five day

15 suspension?

16 MR. CLAROS: Yes.

17 MAYOR STACK: You do.

18 And it's July 2<sup>nd</sup> through July 6<sup>th</sup>?

19 MR. CLAROS: Yes. It's starting on Sunday,

20 the 2<sup>nd</sup>. And finished Thursday, the 6<sup>th</sup>.

21 MAYOR STACK: So, you -- you'll be able to

22 reopen on the 7<sup>th</sup>.

23 Right?

24 MR. CLAROS: On the 7<sup>th</sup>, which is Friday.

25 MAYOR STACK: Right.

1 Okay.

2 Okay, I'll make a motion to approve.

3 DEPUTY CITY CLERK: Motion by --

4 COMMISSIONER FERNANDEZ: Second.

5 DEPUTY CITY CLERK: -- Mayor Stack.

6 Second by Commissioner Fernandez.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 DEPUTY CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes.

11 DEPUTY CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 DEPUTY CITY CLERK: Commissioner

14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 DEPUTY CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18 MR. CLAROS: Thank you.

19 MAYOR STACK: Thank you.

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1 DIRVE (SIC) CORPORATION

2 t/a THE HUB AGAIN

3 Location: 807 7<sup>th</sup> Street

4 License No. 0910-33-049-002

5

6 MR. FARMER: The next matter is Hub Again.

7 If -- if you might, Drive Corporation trading as

8 The Hub Again.

9 We were just -- Detective Dunlay and I were

10 just talking to the licensee and we haven't

11 finished that. So I don't know whether or not by

12 the time you adjourn I'll have that finished. If

13 not, --

14 MAYOR STACK: Yeah, we'll come back to it.

15 MR. FARMER: Okay.

16 MAYOR STACK: We'll come back to The Hub

17 Again.

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1 LUNA, INC.

2 t/a ESTRELLA DE MEXICO

3 Location: 2421 West Street

4 License No. 0910-33-164-005

5

6 MR. FARMER: Okay.

7 The -- La Estrella (sic) I got today a  
8 letter from Mr. Mulkey indicating that he  
9 couldn't make it today because one of his  
10 children was graduating from high school.

11 MAYOR STACK: Okay.

12 MR. FARMER: This is a paper violation  
13 really --

14 MAYOR STACK: He'll be at the next meeting  
15 we'll schedule him for?

16 MR. FARMER: Yes. Yes.

17 MAYOR STACK: Okay.

18 MR. FARMER: First meeting in July.

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1 OTHER BUSINESS:

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3 MAYOR STACK: Mr. Farmer, are we still  
4 running -- unrelated to the licenses, are we  
5 still going to run a class where we -- we have  
6 the owners come in and we run that class?

7 Are we doing --

8 MR. FARMER: We certainly can do that.

9 MAYOR STACK: Let's do that.

10 Detective Dunlay?

11 Sergeant Dunlay?

12 Sergeant, I -- I was just saying to Mr.  
13 Farmer -- unrelated to the licenses, that if --  
14 maybe if -- if you and Mr. Farmer could run the  
15 -- the training class -- for lack of a better  
16 term -- for the owners, I would like to schedule  
17 that over the summer.

18 SERGEANT DUNLAY: No problem.

19 MAYOR STACK: That would be a good time to  
20 schedule. Just to bring the owners up-to-date --

21 SERGEANT DUNLAY: On what's required and --

22 MAYOR STACK: Yeah. I think it would be a  
23 good idea we schedule that.

24 SERGEANT DUNLAY: I'll be on vacation in  
25 July.

1           If we could set something up the -- the end  
2 of August would be --

3           MAYOR STACK: Yeah that would be fine.

4           MR. FARMER: Yeah, I --

5           MAYOR STACK: The whole --

6           MR. FARMER: -- I can --

7           MAYOR STACK: -- month you're on vacation?

8           SERGEANT DUNLAY: No, sir. Just two weeks.

9           MAYOR STACK: That's a good deal.

10          MR. FARMER: I can --

11          MAYOR STACK: Two weeks --

12          MR. FARMER: -- get that done.

13          MAYOR STACK: When are you -- when are you  
14 on vacation?

15          SERGEANT DUNLAY: The 5<sup>th</sup> through the 20<sup>th</sup>.

16          MAYOR STACK: Are you on vacation after  
17 that?

18          MR. FARMER: No, I'm not. No, I'm not.

19          MAYOR STACK: See, look at Mr. Farmer.

20 He's not -- I'm not on vaca--

21           I haven't taken a vacation in like --

22           I don't think I ever took one.

23          MR. FARMER: You know what I'll do?

24 There's a -- there's a service that ran the last  
25 one. We ran it two, three, four years ago.

1 MAYOR STACK: Okay.

2 MR. FARMER: I'll contact them --

3 MAYOR STACK: I want to do it every year.

4 I want to do it every year without fail.

5 SERGEANT DUNLAY: You know what, then I'll

6 set up a PowerPoint. I'll -- I'll handle it,

7 boss.

8 MAYOR STACK: All right.

9 Let's set it up for the end of July. All  
10 right?

11 SERGEANT DUNLAY: End of July?

12 MAYOR STACK: Yeah. You said you're on  
13 until the 20<sup>th</sup>.

14 Right?

15 SERGEANT DUNLAY: Yes.

16 MR. FARMER: Okay.

17 MAYOR STACK: Then from the 20<sup>th</sup> on you're  
18 back?

19 SERGEANT DUNLAY: Yes, sir.

20 MAYOR STACK: Let's set it up for the end  
21 of July.

22 MR. FARMER: All right. Okay.

23 MAYOR STACK: Because that's when the  
24 activity is at a lot of these establishments.

25 MR. FARMER: Yes.

1           MAYOR STACK: Let's set it up.

2           MR. FARMER: Oh. This --

3           MAYOR STACK: Just get me a memo by the end  
4 of the week telling me when it's going to be  
5 please.

6           MR. FARMER: All right, we'll talk about it  
7 before we leave.

8           MAYOR STACK: All right?

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1 PRAMUKH SWAMI KRUPA INC.

2 t/a PAYANO WINE & SPIRITS

3 Location: 1411 Summit Avenue

4 License No. 0910-44-121-011

5

6 MR. FARMER: All right.

7 The next one is Payano Wine and Spirits.

8 The licensee is here. Detective Dunlay and  
9 myself had a conversation with him and he wants  
10 to think about the offer that we made him.

11 MAYOR STACK: Okay.

12 MR. FARMER: So, --

13 And, again, this is a paper violation.

14 MAYOR STACK: Come back for the next one?

15 MR. FARMER: Yeah.

16 MAYOR STACK: All right, we'll put it on  
17 for the next meeting in two weeks.

18 No problem.

19 MR. FARMER: Okay.

20 All right.

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1 ASSOC. HIJOS Y AMIGOS DE FOMENTO

2 Location: 522 38<sup>th</sup> Street

3 License No. 0910-33-226-001

4

5 MR. FARMER: The next one is a club  
6 license --

7 SERGEANT DUNLAY: Hijos de Fomento. Yes.

8 MR. FARMER: Oh. Okay.

9 This is the licensee.

10 This is the situation.

11 How long have you owned this license?

12 MR. LEE: Since 1977 --

13 MR. FARMER: Okay, --

14 MS. DILLON: I -- I need his --

15 MR. FARMER: -- 1977.

16 MS. DILLON: I need his name and spelling  
17 for the record.

18 MR. LEE: Okay. Yoel Lee.

19 MS. DILLON: Spell.

20 MR. LEE: Y-O-E-L. Lee, L-E-E.

21 MS. DILLON: Y-O-E-L.

22 MR. LEE: L-E-E.

23 MS. DILLON: Thank you.

24 MR. LEE: I'm the First Vice President of  
25 the Club Fomento.

1 MR. FARMER: And as I understand this is  
2 the situation.

3 The situation was a teen night. And as he  
4 has indicated he's owned the place since --

5 The 70's did you say?

6 MR. LEE: 1977 --

7 MR. FARMER: All right.

8 They've never had a violation. Okay?  
9 Never had a violation.

10 It appears that they rented out a hall to a  
11 person who represented themselves as the mother  
12 of somebody who was going to throw a birthday  
13 party and this, that and the other thing. And it  
14 turned out not to be what was represented to  
15 them. Turned out to be teen night.

16 Okay?

17 He's pleading guilty to that. Okay?

18 And he's going to get a ten day suspension.

19 But given the fact that -- we'd like to  
20 suspend the ten days on the condition that he  
21 doesn't get into any problem thereafter.

22 Quite frankly, if he's owned it since the  
23 70's and this is the one and only event, that's  
24 probably going to result in the case being  
25 dismissed.

1           MAYOR STACK: So, -- so, what we'll do is a  
2 ten day suspension, if nothing happens over the  
3 next --

4           What? Six months?

5           MR. FARMER: All right, six months.

6           MAYOR STACK: -- six months, then it will  
7 be dismissed.

8           All right?

9           No problem.

10          Just make sure that there's no further teen  
11 nights there or anything. That's all.

12          I know you guys run a good establishment  
13 there.

14          MR. LEE: Can I -- may I -- may I talk?

15          MAYOR STACK: Absolutely.

16          MR. LEE: Mr. Mayor, the Board of  
17 Commissioners, I heard you was talking to the  
18 Officer, you know, to create a -- like kind of a  
19 seminar.

20          MAYOR STACK: Right.

21          MR. LEE: Every year we change the -- you  
22 know, the -- the board -- over there, like --

23          MAYOR STACK: Sure.

24          MR. LEE: And that's good that you -- that  
25 you planning to do that because everybody can get

1 informed with what's going on with the ABC laws.

2 Because most of the people that in the time --

3 After we got the problem -- you know, we  
4 make a mistake and we learn from there. I went  
5 to the A-- to the ABC Chapter in the City and  
6 learned a lot.

7 And with that I -- I would like to offer,  
8 you know, our establishment. You want -- get  
9 together -- seminar can be hold over there, you  
10 know, without no problem.

11 MAYOR STACK: I appreciate that.

12 MR. LEE: And --

13 MAYOR STACK: And I know you guys run a  
14 good establishment.

15 MR. LEE: We never had a problem before.

16 MAYOR STACK: I know that.

17 MR. LEE: And -- and we be sure there's no  
18 -- doesn't -- doesn't happen again.

19 MAYOR STACK: I'll make a motion for a ten  
20 day suspension; no violations within the six  
21 months, it's dismissed.

22 Motion.

23 DEPUTY CITY CLERK: Motion by Mayor Stack.

24 COMMISSIONER FERNANDEZ: Second.

25 DEPUTY CITY CLERK: Second by Commissioner

1 Fernandez.

2 MAYOR STACK: Thank you very much.

3 DEPUTY CITY CLERK: Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: Yes.

5 DEPUTY CITY CLERK: Commissioner Rivas?

6 COMMISSIONER RIVAS: Yes.

7 DEPUTY CITY CLERK: Commissioner Valdivia?

8 COMMISSIONER VALDIVIA: Yes.

9 DEPUTY CITY CLERK: Commissioner

10 Martinetti?

11 COMMISSIONER MARTINETTI: Yes.

12 DEPUTY CITY CLERK: Mayor Stack?

13 MAYOR STACK: Yes.

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1 DIRVE (SIC) CORPORATION

2 t/a THE HUB AGAIN

3 Location: 807 7<sup>th</sup> Street

4 License No. 0910-33-049-002

5

6 MR. FARMER: That's the agenda, Mayor.

7 MAYOR STACK: Are -- are we waiting on one?

8 DEPUTY CITY CLERK: The Hub Again.

9 MR. FARMER: We're waiting on The Hub  
10 Again.

11 MAYOR STACK: The Hub Again.

12 Is The Hub Again ready to go?

13 Are you ready, sir?

14 Come right on inside.

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

17 MR. FARMER: Okay.

18 This is, back on the record, The Hub Again.

19 The gentleman to my left is the licensee.

20 Are you the licensee --

21 MR. KENNEDY: Yes. Yes.

22 MR. FARMER: Okay.

23 And --

24 MS. DILLON: Name --

25 MR. FARMER: -- can you put your name?

1 MS. DILLON: -- for the record please?

2 MR. KENNEDY: John Kennedy.

3 MS. DILLON: John Kennedy? All the usual  
4 way?

5 MR. KENNEDY: All the usual way.

6 MS. DILLON: Thank you.

7 MR. FARMER: This is the situation.

8 Apparently Mr. Kennedy had six pool  
9 tables --

10 Two pool tables?

11 MR. KENNEDY: Two pool tables.

12 MR. FARMER: -- two pool tables in the  
13 establishment and didn't have a license to have  
14 them.

15 That apparently is a violation of the City  
16 Ordinance. I don't know how much it applies to a  
17 liquor license but nevertheless it is a  
18 violation.

19 He has produced this evening the licenses.  
20 It appears that the reason why he didn't have the  
21 licenses of record was that it expired and he had  
22 to pay a \$25.00 fine and all of that stuff.

23 So, Detective Dunlay and Mr. Kennedy spoke  
24 and they came up with, I think, a reasonable  
25 alternative here of a five day suspension. He's

1 going to give me the days and I would recommend  
2 that to take place. Certainly in light of the  
3 fact that he's got the permits or the license to  
4 have a pool table.

5 Okay?

6 MAYOR STACK: Mr. Kennedy, do you have any  
7 -- do you want to respond to this or --

8 MR. KENNEDY: No, I -- I thought there was  
9 just late -- late fees. I didn't have the money  
10 at the time to get them. And I mean it's -- it  
11 clearly states on the form that if it's -- if  
12 it's paid after a certain date that you pay a  
13 fine, which I had no problem with.

14 And that's the only thing that happened.  
15 I've had them every other year.

16 MAYOR STACK: Okay.

17 Sergeant Dunlay, do you have anything  
18 further on this?

19 SERGEANT DUNLAY: No, sir. I think the  
20 offer was reasonable. Being that they don't have  
21 a huge history with the --

22 MAYOR STACK: Okay.

23 And you agree with it?

24 SERGEANT DUNLAY: Yes, sir.

25 MAYOR STACK: Okay.

1 I'll make a motion to approve.

2 DEPUTY CITY CLERK: Motion by Mayor Stack.

3 COMMISSIONER FERNANDEZ: Second.

4 DEPUTY CITY CLERK: Second by Commissioner  
5 Fernandez.

6 Commissioner Fernandez?

7 COMMISSIONER FERNANDEZ: Yes.

8 DEPUTY CITY CLERK: Commissioner Rivas?

9 COMMISSIONER RIVAS: Yes.

10 DEPUTY CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 DEPUTY CITY CLERK: Commissioner

13 Martinetti?

14 COMMISSIONER MARTINETTI: Yes.

15 DEPUTY CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17 Thank you very much.

18 MR. KENNEDY: Thank you.

19 MAYOR STACK: Thank you, sir.

20 Thank you, Mr. Farmer.

21 Just make sure we set that up for the end  
22 of July please.

23 SERGEANT DUNLAY: I'll do it right now,  
24 boss.

25 MAYOR STACK: All right?

1 MR. FARMER: Okay.

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5 **ADJOURNMENT:**

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

9 May I have a motion to adjourn?

10 COMMISSIONER RIVAS: Motion.

11 DEPUTY CITY CLERK: Motion by Commissioner  
12 Rivas.

13 Second?

14 COMMISSIONER FERNANDEZ: Second.

15 DEPUTY CITY CLERK: Second by Commissioner  
16 Fernandez.

17 Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Yes.

19 DEPUTY CITY CLERK: Commissioner Rivas?

20 COMMISSIONER RIVAS: Yes.

21 DEPUTY CITY CLERK: Commissioner Valdivia?

22 COMMISSIONER VALDIVIA: Yes.

23 DEPUTY CITY CLERK: Commissioner  
24 Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 DEPUTY CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3 Thank you, Erin.

4 DEPUTY CITY CLERK: Thank you.

5 MAYOR STACK: Thank you, everyone.

6 Have a good night, everyone.

7 Thank you.

8 Have a good night.

9 Thank you.

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11 (Whereupon, the proceedings were concluded

12 at 7:29 p.m.)

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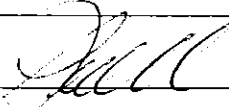
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Brian P. Stack



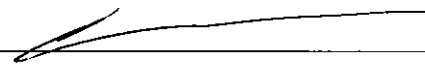
Lucio P. Fernandez



Maryury A. Martinetti



Tilo E. Rivas



Celin J. Valdivia

**Board of Commissioners**

**Attest:**

**Dominick Cantatore,**

**Acting City Clerk**

**Attest:**

**Erin Knoedler,**

**Deputy City Clerk**

1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, 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, June 20, 2017 and digitally  
10 recorded.

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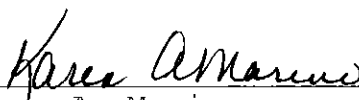
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Karen A. Marino AOC 493

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25 Monitored and Proofread by: Deborah Dillon