

ORIGINAL

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

REGULAR MEETING

TRANSCRIPT OF RECORDED

PROCEEDINGS

Jefferson Elementary School
3400 Palisade Avenue
Union City, New Jersey

Tuesday, April 10, 2018
Commencing at 7:01 p.m.

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

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

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

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

ERIN M. KNOEDLER, CITY CLERK

SCARINCI HOLLENBECK
BY: ANGELO AUTERI, ESQ.
Corporation Counsel

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

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1 MS. DILLON: On the record.

2 CITY CLERK: This is a Regular Public
3 Meeting of the Union City Board of Commissioners
4 being held on Tuesday, April 10th, 2018, at seven
5 p.m., at Jefferson Elementary School, 3400
6 Palisade Avenue, Union City, New Jersey.

7 Please stand for the Pledge of Allegiance.

8
9 (Whereupon the Pledge of Allegiance was
10 said by all.)

11
12 CITY CLERK: This meeting has been called
13 in accordance with the Open Public Meetings Act.

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

20

21 **ROLL CALL:**

22

23 CITY CLERK: Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Here.

25 CITY CLERK: Commissioner Rivas?

1 COMMISSIONER RIVAS: Here.

2 CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Here.

4 CITY CLERK: Commissioner Martinetti?

5 COMMISSIONER MARTINETTI: Here.

6 CITY CLERK: And Mayor Stack?

7 MAYOR STACK: Yes.

8

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

11 **APPROVAL OF PREVIOUS MEETING MINUTES FROM**
12 **FEBRUARY 27, 2018.)**

13

14 CITY CLERK: The first item is the approval
15 of the meeting minutes from February 27th, 2018.

16 May I have a motion to approve?

17 COMMISSIONER VALDIVIA: Motion.

18 CITY CLERK: Motion by --

19 COMMISSIONER MARTINETTI: Second.

20 CITY CLERK: -- Commissioner Valdivia.

21 Second by Commissioner Martinetti.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: Yes.

24 CITY CLERK: Commissioner Rivas?

25 COMMISSIONER RIVAS: Yes.

1 CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER VALDIVIA: Yes.

3 CITY CLERK: Commissioner Martinetti?

4 COMMISSIONER MARTINETTI: Yes.

5 CITY CLERK: Mayor Stack?

6 MAYOR STACK: Yes.

7

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

10 **ORDINANCE (S) FOR INTRODUCTION:**

11 1. ORDINANCE RETITLING CHAPTER 223, ARTICLE
12 VI, SECTION 50 AS "MEDICAL MARIJUANA ALTERNATIVE
13 TREATMENT CENTERS," AMENDING SAME TO ALLOW
14 MEDICAL MARIJUANA ALTERNATIVE TREATMENT CENTERS,
15 AND SUPPLEMENTING CHAPTER 223, ARTICLE I, SECTION
16 5 TO DEFINE RELEVANT TERMS.)

17

18 CITY CLERK: There are two Ordinances on
19 for Introduction this evening.

20 Adoption on first reading prompts an
21 advertisement and the notice of the public
22 hearing, which will be on April 24th, 2018, at the
23 Bruce D. Walter Recreation Center, 507 West
24 Street, New Jersey.

25 The first Ordinance is an Ordinance

1 Retitling Chapter 223, Article VI, Section 50 as
2 Medical Marijuana Alternative Treatment Centers,
3 Amending the Same to Allow Medical Marijuana
4 Alternative Treatment Centers, and Supplementing
5 Chapter 223, Article I, Section 5 to Define
6 Relevant Terms.

7 May I have a motion to approve?

8 MAYOR STACK: Motion.

9 CITY CLERK: Motion by Mayor Stack.
10 Second?

11 COMMISSIONER RIVAS: Second.

12 CITY CLERK: Second by Commissioner Rivas.
13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 CITY CLERK: Commissioner Rivas?

16 COMMISSIONER RIVAS: Yes.

17 CITY CLERK: Commissioner Valdivia?

18 COMMISSIONER VALDIVIA: Yes.

19 CITY CLERK: Commissioner Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23

24 (Whereupon, the Board discussed and took
25 action on the following item:

1 **ORDINANCE (S) FOR INTRODUCTION:**

2 2. ORDINANCE AMENDING CHAPTER 223 "LAND
3 DEVELOPMENT" OF THE CODE OF THE CITY OF UNION
4 CITY.)

5

6 CITY CLERK: The next Ordinance is an
7 Ordinance Amending Chapter 223 Land Development
8 of the Code of the City of Union City.

9 May I have a motion to introduce?

10 MAYOR STACK: Motion.

11 CITY CLERK: Motion by Mayor Stack.

12 Second?

13 COMMISSIONER FERNANDEZ: Second.

14 CITY CLERK: Second by Commissioner
15 Fernandez.

16 Commissioner Fernandez?

17 COMMISSIONER FERNANDEZ: Yes.

18 CITY CLERK: Commissioner Rivas?

19 COMMISSIONER RIVAS: Yes.

20 CITY CLERK: Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 CITY CLERK: Commissioner Martinetti?

23 COMMISSIONER MARTINETTI: Yes.

24 CITY CLERK: Mayor Stack?

25 MAYOR STACK: Yes.

1 CITY CLERK: There are 20 items on the --
2 on the --

3 MR. PRICE: Excuse me.

4 Can I -- can I put in a note here?

5 MS. DILLON: Right here, Mr. Price, --

6 MR. PRICE: Yeah.

7 MS. DILLON: -- please.

8 MR. PRICE: Larry Price.

9 These are amendments of our Land
10 Development Ordinance. There's a requirement in
11 the Land Develop-- or the, sorry, the Municipal
12 Land Use Law that any amendment of the Zoning
13 Ordinance be sent off to the Planning Board for
14 their review and recommendation before adoption
15 by the governing body.

16 MAYOR STACK: Angelo?

17 MR. AUTERI: We'll take that under
18 consideration, Mr. Price.

19 MR. PRICE: But you're announcing it will
20 be up for adoption on the 24th.

21 CITY CLERK: For public hearing.

22 And -- they'll do the public hearing and
23 then if the Board agrees then they'll be adoption
24 but it's -- that the public hearing date.

25 Public hearing means that you'll have an

1 opportunity to comment on the Ordinance.

2 MR. PRICE: Oh. But -- but I'm saying
3 there's a requirement that the Planning Board
4 review and recommend -- they have 35 days --
5 review and recommend any change or amendment to
6 the Land Development Ordinance before it is
7 considered by the governing body.

8 MAYOR STACK: So that's always been the
9 way. So why wasn't it done this -- this time?

10 MR. AUTERI: Well we have been in
11 discussions with the -- with the Board but I will
12 follow up and -- and we'll take that comment
13 under advisement.

14 If the procedural criteria weren't
15 established, then we will go back and --

16 MAYOR STACK: What I think we should do
17 though, just because in all my years here we've
18 always done it that way, it's always gone to the
19 Planning Board first then came here.

20 Why don't we hold off on this?

21 CITY CLERK: Okay.

22 MAYOR STACK: It was actually -- it was
23 actually going to be my question just now.
24 Because I just saw the -- I saw it after the
25 second agenda.

1 Why don't we just hold this, get it to the
2 Planning Board, go through that process and then
3 come back here.

4 CITY CLERK: Okay.

5 MR. AUTERI: Very good.

6 MAYOR STACK: All right?

7 CITY CLERK: So -- so we'll --

8 MR. PRICE: Well, you -- I think you want
9 to introduce it.

10 MAYOR STACK: Yeah. That's what we're
11 doing tonight.

12 MR. AUTERI: Right.

13 MAYOR STACK: We'll introduce it and hold
14 it. That's what we're going to do. We'll hold
15 it.

16 Introduce it and we'll hold it. Let the
17 Planning Board -- let it go to the Planning Board
18 and then come back.

19 MR. AUTERI: Okay.

20 MAYOR STACK: At that time --

21 CITY CLERK: And then --

22 MAYOR STACK: -- then we'll -- we'll have a
23 hearing for adoption.

24 MR. AUTERI: The hearing. Okay.

25 CITY CLERK: And in accordance --

1 MAYOR STACK: That's fine.

2 CITY CLERK: -- with the law we will make
3 sure --

4 MAYOR STACK: That's fine.

5 CITY CLERK: -- that it's advertised an
6 appropriate amount of time for the public
7 hearing.

8 MAYOR STACK: Exactly.

9 CITY CLERK: So it may not be April 24th.
10 We'll advertise it for the appropriate date.

11 MR. PRICE: Yeah. Because their --
12 their Planning --

13 MS. DILLON: Mr. Price?

14 MR. PRICE: -- next Planning --

15 MS. DILLON: Mr. Price?

16 MR. PRICE: -- Board meeting is --

17 Sorry.

18 MAYOR STACK: Just if you could stand right
19 on this side.

20 MR. PRICE: Yeah.

21 The next Planning Board meeting is also the
22 24th -- ten days, so depending you could -- you
23 could get it in depending on your relationship
24 with The Jersey Journal. But if you get it by
25 the 14th then you'll be good for --

1 (indiscernible).

2 CITY CLERK: Um-hum.

3 MAYOR STACK: Absolutely.

4 So we'll introduce it.

5 CITY CLERK: Yes.

6 So that Ordinance is introduced.

7

8 (Whereupon, the Board discussed and took
9 action on the following items in total:

10 **CONSENT AGENDA:**

11 (1) Resolution Approving the Payment of Claims

12 (2) Resolution Approving the Payment of

13 Concurring Claims

14 (3) Resolution Approving the Payment of Escrow

15 Refunds

16 (4) Resolution Approving the City Payroll for
17 the Period of March 31, 2018 through April 13,
18 2018

19 (5) Resolution Approving the Library Payroll
20 for the Period of March 31, 2018 through April
21 13, 2018

22 (6) Resolution Requesting Approval from the
23 Division of Local Government Services for a
24 Chapter 159 Item of Revenue and Appropriation
25 2018 Distracted Driving Crackdown, U Drive, U

1 Text, U Pay

2 (7) Resolution Approving Contract to Kal Tech

3 Engineering NJ, Inc. for the Resurfacing of the

4 Gazebo Floor at Firefighters Memorial Park

5 (8) Resolution of the Board of Commissioners of

6 the City of Union City Approving the 2017-2018

7 Renewal of Pupusa Loca 2 Restaurant (T/A Pupusa

8 No. 2 Inc.) Liquor License No. 0910-33-174-007

9 (9) Resolution Approving the Submission of the

10 SFY2018 Best Practices Inventory to the NJ

11 Division of Local Government Services

12 (10) Resolution Authorizing Refund of Redemption

13 Monies to Outside Lienholders

14 (11) Resolution Authorizing the Tax Collector to

15 Hold an Accelerated Tax Sale

16 (12) Resolution Authorizing the Refund of

17 Premium Monies Collected at the Tax Sale

18 (13) Resolution Authorizing the Refund of an

19 Overpayment

20 (14) Resolution Renaming 47th Street between New

21 York Avenue and Palisade Avenue as "Sira Gonzalez

22 Way"

23 (15) Resolution Renaming 21st Street between New

24 York Avenue and Palisade Avenue as "Dr. Eduardo

25 Cabrera Way"

1 (16) Resolution Renaming Palisade Avenue between
2 15th Street and 16th Street as "Carlos Perez Way"

3 (17) Resolution Renaming 14th Street between
4 Summit Avenue and Central Avenue as "Mary Ann
5 Molinari Way"

6 (18) Resolution Renaming 23rd Street between New
7 York Avenue and Palisade Avenue as "Rhyta Musto
8 Way"

9 (19) Resolution Renaming 9th Street between New
10 York Avenue and Palisade Avenue as "Libero
11 Marotta Way"

12 (20) Resolution Renaming Central Avenue from
13 16th Street to 17th Street as "Sister Dora Way".)

14

15 CITY CLERK: There are 20 items on the
16 Consent Agenda.

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

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

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

23 The fourth is a Resolution Approving the
24 City Payroll for the Period of March 31st, 2018
25 through April 13th, 2018.

1 The fifth is a Resolution Approving the
2 Library Payroll for the Period of March 31st, 2018
3 through April 13th, 2018.

4 The sixth is a Resolution Requesting
5 Approval from the Division of Local Government
6 Services for a Chapter 159 Item of Revenue and
7 Appropriation, 2018 Distracted Driving Crackdown,
8 U Text, U -- U Drive, U Text, U Pay.

9 The seventh is a Resolution Approving a
10 Contract to Kal Tech Engineering, New Jersey,
11 Incorporated for the Resurfacing of the Gazebo
12 Floor at Firefighter Memorial Park.

13 The eighth is a Resolution of the Board of
14 Commissioners of the City of Union City Approving
15 the 2017-2018 Renewal of Pupusa Loca 2
16 Restaurant, trading as Pupusa Number 2
17 Incorporated, Liquor License Number
18 0910-33-174-007.

19 The ninth is a Resolution Approving the
20 Submission of the State Fiscal Year 2018 Best
21 Practices Inventory to the New Jersey Division of
22 Local Government Services.

23 The tenth is a Resolution Authorizing a
24 Refund of Redemption Monies to Outside
25 Lienholders.

1 The eleventh is a Resolution Authorizing
2 the Tax Collector to Hold an Accelerated Tax
3 Sale.

4 The twelfth is a Resolution Authorizing the
5 Refund of Premium Monies Collected at Tax Sale.

6 The thirteenth is a -- is a Resolution
7 Authorizing the Refund of an Overpayment.

8 The fourteenth is a Resolution Renaming --
9 Renaming 47th Street between New York Avenue and
10 Palisade Avenue as Sira Gonzalez Way.

11 The fifteenth is a Resolution Renaming 21st
12 Street between New York Avenue and Palisade
13 Avenue as Dr. Eduardo Cabrera Way.

14 The sixteenth is a Resolution Renaming
15 Palisade Avenue between 15th Street and 16th
16 Street as Carlos Perez Way.

17 The seventeenth is a Resolution Renaming
18 14th Street between Summit Avenue and Central
19 Avenue as Mary Ann Molinari Way.

20 The eighteenth is a Resolution Renaming
21 23rd Street between New York Avenue and Palisade
22 Avenue as Rhyta Musto Way.

23 The nineteenth is a Resolution Renaming 9th
24 Street between New York Avenue and Palisade
25 Avenue as Libero Marotta Way.

1 The twentieth is a Resolution Renaming
2 Central Avenue from 16th Street to 17th Street as
3 "Sister Dora Way".

4 Mayor, at this time would you like to take
5 public comment on the Consent Agenda?

6 MAYOR STACK: Sure.

7 Anyone wishing to comment on the Consent
8 Agenda please step forward, state your name and
9 address for the record.

10 Seeing none.

11 CITY CLERK: May I have a motion to close
12 public comment?

13 COMMISSIONER RIVAS: Motion.

14 CITY CLERK: Motion by Mayor Stack.

15 Second by Commissioner Rivas.

16 Commissioner Fernandez?

17 COMMISSIONER FERNANDEZ: Yes.

18 CITY CLERK: Commissioner Rivas?

19 COMMISSIONER RIVAS: Yes.

20 CITY CLERK: Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 CITY CLERK: Commissioner Martinetti?

23 COMMISSIONER MARTINETTI: Yes.

24 CITY CLERK: Mayor Stack?

25 MAYOR STACK: Yes.

1 CITY CLERK: May I have a motion to
2 approve all items on Consent?

3 COMMISSIONER VALDIVIA: Motion.

4 CITY CLERK: Motion by Commissioner
5 Valdivia.

6 Second?

7 COMMISSIONER RIVAS: Second.

8 CITY CLERK: Second by Commissioner
9 Rivas.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 CITY CLERK: Commissioner Rivas?

13 COMMISSIONER RIVAS: Yes.

14 CITY CLERK: Commissioner Valdivia?

15 Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 CITY CLERK: Commissioner Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 CITY CLERK: Mayor Stack?

20 MAYOR STACK: Yes.

21

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

24 **REGULAR AGENDA:**

25 1. Resolution for the Payment of Claims to the

1 Grace Theatre Workshop, Inc.)

2

3 CITY CLERK: There are three items on the
4 Regular Agenda this evening.

5 The first is a Resolution for the Payment
6 of Claims to the Grace Theatre Workshop,
7 Incorporated.

8 May I have a motion to approve item on the
9 -- item 1 on the Regular Agenda?

10 COMMISSIONER MARTINETTI: Motion.

11 CITY CLERK: Motion made by Commissioner
12 Martinetti.

13 COMMISSIONER VALDIVIA: Second.

14 CITY CLERK: Second by Commissioner
15 Valdivia.

16 Commissioner Fernandez is -- is recusing.
17 Commissioner Rivas?

18 COMMISSIONER RIVAS: Yes.

19 CITY CLERK: Commissioner Valdivia?

20 COMMISSIONER VALDIVIA: Yes.

21 CITY CLERK: Commissioner Martinetti?

22 COMMISSIONER MARTINETTI: Yes.

23 CITY CLERK: Mayor Stack?

24 MAYOR STACK: Yes.

25

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

3 **REGULAR AGENDA:**

4 2. Resolution for the Payment of Claims to the
5 Union City Board of Education.)

6
7 CITY CLERK: The second item is a
8 Resolution for the Payment of Claims to the Union
9 City Board of Education.

10 MR. AUTERI: Usually Commissioner Valdivia
11 would not vote on Board of Education matters.
12 However tonight we are invoking the doctrine of
13 necessity.

14 CITY CLERK: May --

15 COMMISSIONER RIVAS: Move.

16 CITY CLERK: Motion by Commissioner Rivas.
17 Second?

18 COMMISSIONER VALDIVIA: Second.

19 CITY CLERK: Second by Commissioner
20 Valdivia.

21 Commissioner Fernandez is recusing.

22 Commissioner Rivas?

23 COMMISSIONER RIVAS: Yes.

24 CITY CLERK: Commissioner Valdivia?

25 COMMISSIONER VALDIVIA: Yes.

1 CITY CLERK: Commissioner Martinetti is
2 recusing.

3 Mayor Stack?

4 MAYOR STACK: Yes.

5

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

8 **REGULAR AGENDA:**

9 3. Resolution for the Payment of Claims to the
10 Hudson County Improvement Authority.)

11

12 CITY CLERK: The third item is a Resolution
13 for the Payment of Claims to the Hudson County
14 Improvement Authority.

15 May I have a motion?

16 COMMISSIONER VALDIVIA: Motion.

17 CITY CLERK: Motion by Commissioner
18 Valdivia.

19 MAYOR STACK: Second.

20 CITY CLERK: Second by Mayor Stack.

21 Commissioner Fernandez?

22 COMMISSIONER FERNANDEZ: Yes.

23 CITY CLERK: Commissioner Rivas is
24 abstaining.

25 Commissioner Valdivia?

1 COMMISSIONER VALDIVIA: Yes.

2 CITY CLERK: Commissioner Martinetti is
3 abstaining.

4 Mayor Stack?

5 MAYOR STACK: Yes.

6

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

9 **ORDINANCES FOR HEARING AND ADOPTION**

10 **CONSIDERATION:**

11 1. ORDINANCE OF THE CITY OF UNION CITY, COUNTY
12 OF HUDSON, NEW JERSEY, CANCELLING CERTAIN FUNDED
13 AND UNFUNDED APPROPRIATION BALANCES HERETOFORE
14 PROVIDED FOR VARIOUS CAPITAL PROJECTS.)

15

16 CITY CLERK: There is one Ordinance on for
17 Hearing and Adoption this evening.

18 It's the Ordinance of the City of Union
19 City, County of Hudson, New Jersey, Cancelling
20 Certain Funded and Unfunded Appropriation
21 Balances Heretofore Provided for Various Capital
22 Projects.

23 Mayor, at this time would you like to take
24 public comment on this Ordinance?

25 MAYOR STACK: Sure.

1 Anyone wishing to comment on this
2 Ordinance please step forward, state your name
3 and address for the record.

4 Seeing none.

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

7 COMMISSIONER MARTINETTI: Motion.

8 CITY CLERK: Motion by Commissioner
9 Martinetti.

10 COMMISSIONER VALDIVIA: Second.

11 CITY CLERK: Second by Commissioner
12 Valdivia.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 CITY CLERK: Commissioner Rivas?

16 COMMISSIONER RIVAS: Yes.

17 CITY CLERK: Commissioner Valdivia?

18 COMMISSIONER VALDIVIA: Yes.

19 CITY CLERK: Commissioner Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23 CITY CLERK: May I have a motion to adopt?

24 COMMISSIONER VALDIVIA: Motion.

25 CITY CLERK: Motion by Commissioner

1 Valdivia.

2 Second?

3 COMMISSIONER RIVAS: Second.

4 CITY CLERK: Second by Commissioner Rivas.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 CITY CLERK: Commissioner Rivas?

8 COMMISSIONER RIVAS: Yes.

9 CITY CLERK: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 CITY CLERK: Commissioner Martinetti?

12 COMMISSIONER MARTINETTI: Yes.

13 CITY CLERK: Mayor Stack?

14 MAYOR STACK: Yes.

15

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

17

18 CITY CLERK: Mayor, at this time would you
19 like to take public comment on any
20 item concerning government in the City of Union
21 City?

22 MAYOR STACK: Sure.

23 Just on behalf of the Commission and
24 myself, we'd like to thank those of you that are
25 here this evening. We move a hundred percent of

1 | our meetings throughout the community.

2 | And at this time we would just like to --
3 | anyone who would like to comment on any matter
4 | concerning public interest in the City of Union
5 | City, please step forward, state your name and
6 | address for the record.

7 | After this, if we could just take a two-
8 | minute break.

9 | CITY CLERK: Of course.

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

11 | Just to renew my question about Officer or
12 | former Officer Corey Corbo.

13 | My three questions were when did this all
14 | happen; two was when was he fired from the Union
15 | City Police Department; --

16 | MAYOR STACK: We've just been advised, Mr.
17 | Price, -- I spoke to labor counsel and he'd like
18 | us to hold off on making any public comments on
19 | this matter just until --

20 | It's under review by -- by an Appellate --
21 | an Appellate lawyer and also the City's labor
22 | counsel. And they just want us to hold off at
23 | this time because it's still possibly under
24 | appeal to the Supreme Court.

25 | MR. PRICE: Okay.

1 MAYOR STACK: We should be able to answer
2 it soon. I don't know. I couldn't tell you like
3 it's going to be for May 1st but we should be able
4 to answer it very soon.

5 MR. PRICE: Okay.

6 MAYOR STACK: He was confident about that.

7 MR. PRICE: Okay.

8 And the third question is, is it -- was it
9 the same law firm that was before the A-- ALJ as
10 -- as is listed on the appeal?

11 MAYOR STACK: I believe -- I believe they
12 are. But I believe there may be another firm
13 involved.

14 MR. PRICE: Now.

15 MAYOR STACK: Yes.

16 MR. PRICE: But -- but my - no, my
17 question's not who is involved now but who was
18 involved before the ALJ and is it the same firm
19 as listed on the Appellate decision?

20 MAYOR STACK: I believe it is, yes.

21 MR. PRICE: Okay.

22 All right.

23 MAYOR STACK: Yes, and we should be able to
24 answer that. I would say over the next maybe 30
25 days or so we should be able to.

1 MR. PRICE: This is probably going to end
2 up costing Union City a lot of money, so.

3 Oh, I'm sorry, the fourth question is, if
4 it isn't appealed, you know, is he going to sue?

5 But those -- those are not urgent
6 questions.

7 MAYOR STACK: Thank you. Thank you very
8 much.

9 Anyone else wishing to comment at this
10 time?

11 Seeing no other.

12 CITY CLERK: At this time if we could take
13 a two minute recess.

14 All in favor of going off the record?

15

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

17

18 CITY CLERK: Any opposed?

19 Okay, we'll take a two minute break.

20

21 (Off the record at 7:13 p.m.)

22 (On the record at 7:17 p.m.)

23

24 MS. DILLON: Okay.

25 On the record.

1 CITY CLERK: We're back on the record.

2 MAYOR STACK: Yes.

3 CITY CLERK: Okay.

4 I'm sorry; did we close public comment?

5 MS. DILLON: No.

6 CITY CLERK: Okay.

7 At this time, seeing no other public

8 comment, may I have a motion to close --

9 COMMISSIONER FERNANDEZ: Motion.

10 CITY CLERK: -- public comment.

11 COMMISSIONER VALDIVIA: Motion.

12 CITY CLERK: Motion by Commissioner

13 Fernandez.

14 Second by Commissioner Valdivia.

15 Commissioner Fernandez?

16 COMMISSIONER FERNANDEZ: Yes.

17 CITY CLERK: Commissioner Rivas?

18 COMMISSIONER RIVAS: Yes.

19 CITY CLERK: Commissioner Valdivia?

20 COMMISSIONER VALDIVIA: Yes.

21 CITY CLERK: Commissioner Martinetti?

22 COMMISSIONER MARTINETTI: Yes.

23 CITY CLERK: Mayor Stack?

24 MAYOR STACK: Yes.

25 * * *

1 LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

2

3 1. P & V, Inc.

4 t/a Kraemers Liquors

5 Location: 4601 Bergenline Avenue

6 License No. 0910-44-170-00

7

8 CITY CLERK: Mayor, at this time we have
9 Liquor License Disciplinary Hearing.

10 MS. DILLON: Right over here.

11 MR. FARMER: Good evening, Mr. Mayor and
12 members of the Board.

13 There is one matter on your calendar this
14 evening and it's Kraemers Liquor. To my left is
15 the owner of Kraemers Liquor.

16 Previously Mr. -- Detective Dunlay and
17 myself had a brief conference with the licensee.
18 The charge is not wearing -- not having a valid
19 bar identification card.

20 As you know everybody who dispenses liquor
21 in the City of Union City has to have a bar
22 identification card. His was altered in the
23 sense that the bottom of -- that had the
24 expiration date was taken off.

25 I've talked to Detective Dunlay and we've

1 talked to the licensee and have agreed that it
2 would be a three day suspension.

3 He can pick the days, which would be May
4 8th, 9th and 10th.

5 And that's it.

6 Is that correct understanding of our
7 agreement?

8 MR. BRIONES: Yes, correct.

9 MS. DILLON: Your name for the record?

10 MR. BRIONES: Ivan Briones.

11 MS. DILLON: Spell your last name.

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

13 MS. DILLON: I-V-A-N?

14 MR. BRIONES: Yes.

15 MS. DILLON: Thank you.

16 MR. FARMER: Now at that time I had advised
17 you that, you know, you could get an attorney;
18 you could be here with an attorney.

19 You got to answer verbally, so --

20 MR. BRIONES: Yes, you did advise me.

21 MR. FARMER: Okay.

22 And you entered into the agreement freely
23 and voluntarily?

24 MR. BRIONES: I have. Yes.

25 MR. FARMER: Okay.

1 I would recommend the Board accept the
2 three day suspension of May 8th, 9th, and 10th.

3 MAYOR STACK: I'll make a motion to
4 approve.

5 CITY CLERK: Motion made by Mayor Stack.

6 COMMISSIONER FERNANDEZ: Second.

7 MAYOR STACK: Second by Commissioner
8 Fernandez.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: Yes.

11 MAYOR STACK: Commissioner Rivas?

12 COMMISSIONER RIVAS: Yes.

13 MAYOR STACK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 MAYOR STACK: Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 CITY CLERK: Mayor Stack?

18 MAYOR STACK: Yes.

19

20 **ADJOURNMENT:**

21

22 CITY CLERK: Mayor, at this time there are
23 no other items on the agenda.

24 May I have a motion to adjourn?

25 COMMISSIONER MARTINETTI: Motion.

1 CITY CLERK: Motion by Commissioner
2 Martinetti.

3 COMMISSIONER RIVAS: Second.

4 Second by Commissioner Rivas.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 CITY CLERK: Commissioner Rivas?

8 COMMISSIONER RIVAS: Yes.

9 CITY CLERK: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 CITY CLERK: Commissioner Martinetti?

12 COMMISSIONER MARTINETTI: Yes.

13 CITY CLERK: Mayor Stack?

14 MAYOR STACK: Yes.

15 CITY CLERK: Thank you.

16 MAYOR STACK: Thank you.

17 Good evening --

18 MR. BRIONES: I want to -- I want to say
19 something.

20 Excuse me?

21 MAYOR STACK: Sure.

22 MR. BRIONES: I wanted take this time to
23 introduce myself and my family; you know, people
24 behind Kraemers Liquor Store.

25 We've been since 1988 there. And -- and my

1 name's Ivan; you met me. My wife Lena. And my
2 four kids, Yvinnah, Yvette, Ivan and Isaac.

3 And that's it.

4 COMMISSIONER VALDIVIA: You have a
5 beautiful family.

6 MR. BRIONES: Thank you.

7 COMMISSIONER MARTINETTI: Yes. God bless.

8 MR. BRIONES: Thank you.

9 COMMISSIONER VALDIVIA: God bless.

10 MR. BRIONES: I met -- I met my wife in
11 Hawaii when I stationed there in the Army.

12 And -- and that's it.

13 We're just living -- you know, trying to
14 make a living here.

15 COMMISSIONER MARTINETTI: Thank you.

16 MAYOR STACK: Thank you very much.

17 COMMISSIONER MARTINETTI: Thank you --

18 MAYOR STACK: Thank you.

19 MR. BRIONES: All right.

20 You're welcome.

21 COMMISSIONER MARTINETTI: -- for making
22 Union City your home.

23 MAYOR STACK: Thank you very much.

24 MR. BRIONES: All right.

25 MAYOR STACK: Have a good evening.

1 Thank you very much.

2 MR. BRIONES: All right you, too.

3 Thank you.

4

5 (Whereupon, the proceedings were concluded
6 at 7:21 p.m.)

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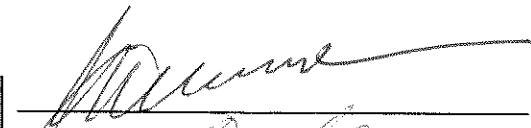
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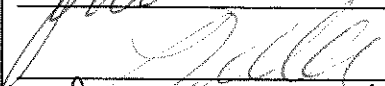
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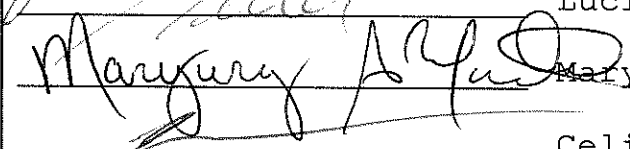
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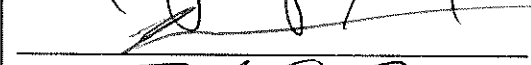
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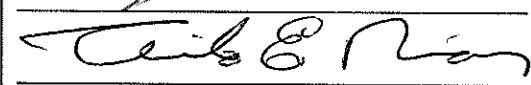
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Brian P. Stack

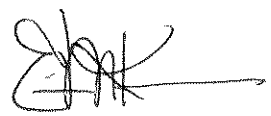

Lucio P. Fernandez


Maryury A. Martinetti


Celin J. Valdivia


Tilo E. Rivas

Board of Commissioners

Attest: 

Erin M. Knoedler,

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, April 10, 2018 and digitally
10 recorded.

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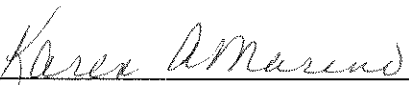
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Karen A. Marino AOC 493

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25 Monitored and Proofread by: Deborah Dillon