

ORIGINAL

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

:
:
REGULAR MEETING :
:
: PROCEEDINGS

Holy Rosary Senior Residence
1509 Bergenline Avenue
Union City, New Jersey

Wednesday, June 6, 2018
Commencing at 7:07 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
WENDY A. GRULLON, 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 CITY CLERK: This is a Regular Public
2 Meeting of the Union City Board of Commissioners
3 being held on Wednesday, June 6th, 2018, at seven
4 p.m., at Holy Rosary Senior Residence, 1509
5 Bergenline Avenue, Union City, New Jersey.

6 Please stand for the Pledge of Allegiance.

7
8 (Whereupon the Pledge of Allegiance was
9 said by all.)
10

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

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

18

19 **ROLL CALL:**

20

21 CITY CLERK: Commissioner Fernandez?

22 COMMISSIONER FERNANDEZ: Here.

23 CITY CLERK: Commissioner Grullon?

24 COMMISSIONER GRULLON: Here.

25 CITY CLERK: Commissioner Valdivia?

1 COMMISSIONER VALDIVIA: Here.

2 CITY CLERK: Commissioner Martinetti?

3 COMMISSIONER MARTINETTI: Here.

4 CITY CLERK: Mayor Stack?

5 MAYOR STACK: Yes. Here.

6

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

9 **APPROVAL OF PREVIOUS MEETING MINUTES FROM**
10 **APRIL 24, 2018 AND MAY 9, 2018.)**

11

12 CITY CLERK: The first item on the agenda
13 is the Approval of the Meeting Minutes for April
14 24, 2018 and -- and May 9th, 2018.

15 May I have a motion to approve?

16 COMMISSIONER VALDIVIA: Motion.

17 CITY CLERK: Motion by Commissioner
18 Valdivia.

19 Second?

20 COMMISSIONER FERNANDEZ: Second.

21 CITY CLERK: Second by Commissioner
22 Fernandez.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes.

25 CITY CLERK: Commissioner Grullon, --

1 COMMISSIONER GRULLON: Recuse.

2 CITY CLERK: -- recuse?

3 COMMISSIONER GRULLON: Um-hum.

4 CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 CITY CLERK: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: I'm recusing on
8 meeting of April 24th; aye on -- aye on May 9th.

9 CITY CLERK: Okay.

10 And Mayor Stack?

11 MAYOR STACK: Yes.

12

13 (Whereupon, the Board discussed the
14 following item:

15 **CONSENT AGENDA:**

16 (15) Resolution Authorizing a Shared Services
17 Agreement Between the City of Union City and the
18 Union City Board of Education Pertaining to the
19 Storage and Repair of City Vehicles at 2214
20 Kennedy Boulevard); and

21

22 (Whereupon, the Board discussed and took
23 action on the following items in total:

24 **CONSENT AGENDA:**

25 (1) Resolution Approving the Payment of Claims

1 (2) Resolution Approving the Payment of
2 Concurring Claims

3 (3) Resolution Approving the City Payroll for
4 the Period of May 26, 2018 through June 8, 2018

5 (4) Resolution Approving the Library Payroll
6 for the Period of May 26, 2018 through June 8,
7 2018

8 (5) Resolution Authorizing the Execution of the
9 Amendment to the Agreement with John Cagna
10 Extending the Agreement for the Provision of
11 Computer Services

12 (6) Resolution Requesting Approval from the
13 Division of Local Government Services for a
14 Chapter 159 Item of Revenue and Appropriation for
15 the 2018 Alcohol Education Rehab Fund

16 (7) Resolution Authorizing the Cancellation of
17 Outstanding Checks

18 (8) Resolution Authorizing the Refund of an
19 Overpayment

20 (9) Resolution Authorizing Payment Plan for
21 Delinquent Taxes for Property Known as Block
22 260.01, Lot 45 - 619-37th Street, Union City,
23 New Jersey

24 (10) Resolution Authorizing Payment Plan for
25 Delinquent Taxes Property Known as Block 69,

1 Lot 25 - 816-18 14th Street, Union City,
2 New Jersey

3 (11) Resolution Authorizing Payment Plan for
4 Delinquent Taxes Property Known as Block 248,
5 Lot 7 - 126 42nd Street, Union City, New Jersey

6 (12) Resolution Authorizing Payment Plan for
7 Delinquent Taxes Property Known as Block 229,
8 Lot 33 - 3919-21 Bergenline Avenue, Union City,
9 New Jersey

10 (13) Resolution Authorizing the Refund of
11 Premium Monies Collected at the Tax Sale

12 (14) Resolution Authorizing Refund of Redemption
13 Monies to Outside Lienholders

14 (16) Resolution Authorizing the Award of a
15 Raffle License to St. Augustine Church

16 (17) Resolution Authorizing the City Clerk to
17 Advertise for Bids for 2018 Capital Roads
18 Project.)

19

20 CITY CLERK: There are 17 items on the
21 Consent Agenda this evening.

22 The first is a Resolution Approving the
23 Payment of Claims.

24 The second is a Resolution Approving the
25 Payment of Concurring Claims.

1 The third is a Resolution Approving the
2 City Payroll for the Period of May 26, 2018
3 through June 8, 2018.

4 The fourth is a Resolution Approving the
5 Library Payroll for the Period of May 26, 2018
6 through June 8th, 2018.

7 The fifth is a Resolution Authorizing the
8 Execution of an Amendment to the Agreement with
9 John Cagna Extending Agreement for the Provision
10 of Computer Services.

11 The sixth is a Resolution Requesting
12 Approval of the Division of Local Government
13 Services for a Chapter 159 Item of Revenue and
14 Appropriation for the 2018 Alcohol Education
15 Rehab Fund.

16 The seventh is a Resolution Authorizing the
17 Cancellation of Outstanding Checks.

18 The eighth is a Resolution Authorizing the
19 Refund of an Overpayment.

20 The ninth is a Resolution Authorizing a
21 Payment for Delinquent Taxes for the Property
22 Known as Block 260.01, Lot 45, 1619 -- 619 37th
23 Street, Union City, New Jersey.

24 The tenth is a Resolution Authorizing a
25 Payment for Delinquent Taxes Property Known as

1 Block 69, Lot 25, 816-18 14th Street, Union City,
2 New Jersey.

3 The eleventh is a Resolution Authorizing
4 Payment for Delinquent Taxes Property Known as
5 Block 248, Lot 7, 126 42nd Street, Union City,
6 New Jersey.

7 The twelfth is a Resolution Authorizing a
8 Payment for Delinquent Taxes Property Known as
9 Block 229, Lot 33, 3919-21 Bergenline Avenue,
10 Union City, New Jersey.

11 The thirteenth is a Resolution Authorizing
12 the Refund of Premium Monies Collected at Tax
13 Sale.

14 The fourteenth is a Resolution Authorizing
15 Refund of Redemption Monies to Outside
16 Lienholders.

17 The fifteenth is a Resolution Authorizing a
18 Shared Services Agreement Between the City of
19 Union City and the Union City Board of Education
20 Pertaining to the Storage and Repair of City
21 Vehicles at 2214 Kennedy Boulevard.

22 The sixteenth is a Resolution Authorizing
23 the Award of a Raffle License to Saint Augustine
24 Church.

25 And the seventeenth is a Resolution

1 Authorizing the City Clerk to Advertise for Bids
2 for 2018 Capital Roads.

3 I do want to make one correction.

4 Item 15 should actually be on the Regular
5 Agenda for Item 2. I apologize. We should have
6 moved that.

7 So, we'll do that during the Regular
8 Agenda.

9 But at this time, would you like to take
10 public comment on the Consent Agenda --

11 MAYOR STACK: Sure.

12 CITY CLERK: -- with --

13 MAYOR STACK: Anyone wishing to comment on
14 the Consent Agenda, please step forward, state
15 your name and address for the record.

16 Seeing none.

17 CITY CLERK: May I have a motion to close
18 public comment?

19 COMMISSIONER FERNANDEZ: Motion.

20 CITY CLERK: Motion by Commissioner
21 Fernandez.

22 COMMISSIONER VALDIVIA: Second.

23 CITY CLERK: Second by Commissioner
24 Valdivia.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 CITY CLERK: Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 CITY CLERK: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

10 CITY CLERK: May I have a motion to
11 approve all items on the Consent Agenda?

12 COMMISSIONER VALDIVIA: Motion.

13 CITY CLERK: Motion by Commissioner
14 Valdivia.

15 Second?

16 COMMISSIONER FERNANDEZ: Second.

17 CITY CLERK: Second by Commissioner
18 Fernandez.

19 Commissioner Fernandez?

20 COMMISSIONER FERNANDEZ: Yes with the
21 exception of number 15 that is being moved to the
22 Regular Agenda.

23 CITY CLERK: Correct.

24 Commissioner Grullon?

25 COMMISSIONER GRULLON: Yes.

1 CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER VALDIVIA: Yes.

3 CITY CLERK: Commissioner Martinetti?

4 COMMISSIONER MARTINETTI: I have a recusal
5 on payment for Adolfo Lopez; aye on the rest.

6 CITY CLERK: And Mayor Stack?

7 MAYOR STACK: Yes.

8 CITY CLERK: Thank you.

9

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

12 **REGULAR AGENDA:**

13 1. Resolution for the Payment of Claims to the
14 Union City Daycare.)

15

16 CITY CLERK: We have two items on the
17 Regular Agenda.

18 The first is a Resolution for the Payment
19 of Claims to the Union City Daycare.

20 May I have a motion?

21 MAYOR STACK: I'll recuse.

22 CITY CLERK: Okay, recusal by Mayor Stack.
23 Motion by?

24 COMMISSIONER VALDIVIA: Motion.

25 CITY CLERK: Motion by Commissioner

1 Valdivia.

2 Second by Commissioner Martinetti.

3 Commissioner Fernandez is recusing.

4 Commissioner Grullon?

5 COMMISSIONER GRULLON: Yes.

6 CITY CLERK: Commissioner Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 CITY CLERK: Commissioner Martinetti?

9 COMMISSIONER MARTINETTI: Yes.

10 CITY CLERK: And again Mayor Stack is
11 recusing.

12

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

15 **REGULAR AGENDA:**

16 **CONSENT AGENDA:**

17 15. Resolution Authorizing a Shared Services
18 Agreement Between the City of Union City and the
19 Union City Board of Education Pertaining to the
20 Storage and Repair of City Vehicles at 2214
21 Kennedy Boulevard.)

22

23 CITY CLERK: The second item is a
24 Resolution Authorizing a Shared Service Agreement
25 Between the City of Union City and the Union City

1 Board of Education Pertaining to the Storage and
2 Repair of City Vehicles at 2214 Kennedy
3 Boulevard.

4 MR. AUTERI: Usually Commissioner Gullon
5 and Commissioner Valdivia would not vote on Board
6 of Ed matters. However, tonight we're invoking
7 the doctrine of necessity.

8 CITY CLERK: May I have a motion to
9 approve?

10 MAYOR STACK: Motion.

11 COMMISSIONER VALDIVIA: Motion.

12 CITY CLERK: Motion by Mayor Stack.
13 Second?

14 COMMISSIONER VALDIVIA: Second.

15 CITY CLERK: Second by Commissioner
16 Valdivia.

17 Commissioner Fernandez is recusing.

18 Commissioner Gullon?

19 COMMISSIONER GRULLON: Yes.

20 CITY CLERK: Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 CITY CLERK: And Mayor Stack?

23 MAYOR STACK: Yes.

24 CITY CLERK: Mayor (sic) Martinetti -- I'm
25 sorry. Commissioner Martinetti is recusing.

1

2

3

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

4

ORDINANCES FOR HEARING AND ADOPTION

5

CONSIDERATION:

6

7

1. ORDINANCE CREATING A PERMIT REQUIREMENT TO
OPERATE A CRANE.)

8

9

CITY CLERK: We have one Ordinance on for
Hearing and Adoption this evening.

11

12

It's an Ordinance Creating a Permit
Requirement to Operate a Crane.

13

14

15

Mayor, at this time, would you like to take
public comment on this hearing -- on this
Ordinance?

16

17

18

MAYOR STACK: Just maybe if we could just
explain this so the public knows exactly what
we're doing.

19

20

21

22

23

24

25

CITY CLERK: Sure.

MR. AUTERI: Sure.

So this is going to be an Ordinance. It's
going to establish a licensing and a permit
requirement for the operation of cranes within
the municipality.

It's going to be a hundred dollar fee.

1 They can operate the crane for 60 days. It's
2 \$50.00 for an extension of that fee. It goes to
3 the Building Department for approval. It also
4 sets forth safety protocols.

5 MAYOR STACK: And that's the main reason
6 why we're doing it, for safety purposes.

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

10 Seeing none.

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

13 COMMISSIONER FERNANDEZ: Motion.

14 CITY CLERK: Motion by Commissioner
15 Fernandez.

16 COMMISSIONER VALDIVIA: Second.

17 CITY CLERK: Second by Commissioner
18 Valdivia.

19 Commissioner Fernandez?

20 COMMISSIONER FERNANDEZ: Yes.

21 CITY CLERK: Commissioner Grullon?

22 COMMISSIONER GRULLON: Yes.

23 CITY CLERK: Commissioner Valdivia?

24 COMMISSIONER VALDIVIA: Yes.

25 CITY CLERK: Commissioner Martinetti is

1 recusing.

2 Mayor Stack?

3 MAYOR STACK: Yes.

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

5 COMMISSIONER FERNANDEZ: Motion.

6 CITY CLERK: Motion by Commissioner

7 Fernandez.

8 COMMISSIONER VALDIVIA: Second.

9 CITY CLERK: Second by Commissioner

10 Valdivia.

11 Commissioner Fernandez?

12 COMMISSIONER FERNANDEZ: Yes.

13 CITY CLERK: Commissioner Grullon?

14 COMMISSIONER GRULLON: Yes.

15 CITY CLERK: Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 CITY CLERK: Commissioner Martinetti is

18 recusing.

19 Mayor Stack?

20 MAYOR STACK: Yes.

21 CITY CLERK: Thank you.

22 MAYOR STACK: If we could just make sure

23 that the -- the Building Inspectors get a copy,

24 Mr. Martinetti gets a copy, --

25 CITY CLERK: Of course.

1 MAYOR STACK: -- also the Police
2 Department.

3 CITY CLERK: Of course.

4
5 **OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:**

6
7 CITY CLERK: Mayor, at this time would you
8 like to take public comment on any item
9 concerning government in the City of Union City?

10 MAYOR STACK: Sure.

11 Anyone wishing to comment at this time,
12 please step forward, -- concerning any matter on
13 municipal government in the City of Union City,
14 please step forward, state your name and address
15 for the record.

16 Seeing none.

17 CITY CLERK: May I have a motion to close
18 Public Comment?

19 COMMISSIONER VALDIVIA: Motion.

20 COMMISSIONER FERNANDEZ: Motion.

21 CITY CLERK: Motion by Commissioner --

22 COMMISSIONER MARTINETTI: Second.

23 CITY CLERK: -- Valdivia.

24 Second by Commissioner Martinetti.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 CITY CLERK: Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 CITY CLERK: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 CITY CLERK: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 CITY CLERK: Mayor Stack?

9 MAYOR STACK: Yes.

10 CITY CLERK: Thank you.

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1 LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

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3 1. Ganesh Swami Inc.

4 t/a Union Discount Liquors

5 Location: 710 Summit Avenue

6 License No. 0910-44-132-009

7 2. Hare Om Inc.

8 t/a Yunaris Liquors

9 Location: 3196 Kennedy Boulevard

10 License No. 0910-32-171-008

11 3. Wine Warehouse, Inc.

12 t/a Wine Warehouse

13 Location: 2013-2015 Bergenline Avenue

14 License No. 0910-44-019-004

15 4. California Café Corp.

16 t/a California Café

17 Location: 2002 Bergenline Avenue

18 Liquor License No. 0910-33-021-008

19

20 CITY CLERK: Mayor, at this time we have

21 Liquor License Disciplinary Hearings.

22 (Whereupon, there was a pause in the

23 proceedings.)

24 MR. FARMER: Good evening, Mayor and Board

25 members.

1 We have four matters on your agenda.

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1 HARE OM INC.

2 t/a YUNARIS LIQUORS

3 Location: 3196 Kennedy Boulevard

4 License No. 0910-32-171-008

5

6 MR. FARMER: I'm going to start with number
7 2, Yunaris Liquor. This licensee is here with
8 Mr. Sarsano, his attorney.

9 We previously had a conference on this
10 matter last Thursday. This is a paper violation.
11 Our consistent policy with paper violation has
12 been a three day suspension.

13 And I've spoken to Mr. Sarsano about it and
14 his client is entering a plea of guilty to the
15 offense and -- and will be serving a three day
16 suspension.

17 We have the dates here.

18 I thought I did. Hmm.

19 What were the three days, Tony? I must
20 have them back there.

21 MR. SARSANO: They want to start it as
22 quickly as possible, --

23 MR. FARMER: Okay.

24 MR. SARSANO: -- yes.

25 MR. FARMER: I -- I think that it's going

1 to be the 19th, 20th and 21st.

2 MAYOR STACK: Of June, right?

3 MR. FARMER: Yes.

4 MAYOR STACK: What is it again?

5 MR. FARMER: Nineteenth, 20th and 21st.

6 MAYOR STACK: Okay.

7 MR. FARMER: Parenthetically, the --

8 I'm sorry, let's just change that to --

9 yeah, 21st, 22nd, 23rd.

10 Is that what we came up with?

11 COMMISSIONER VALDIVIA: No, you came -- you

12 said 19, 20, 21.

13 COMMISSIONER GRULLON: Nineteen; 20th,

14 yeah.

15 MR. FARMER: Okay, let's do it 21, 22, 23.

16 MAYOR STACK: You got it.

17 MR. FARMER: Parenthetically, what I was

18 going to say, it's closed and they're in the

19 process of transferring the license.

20 MAYOR STACK: Okay.

21 MR. FARMER: But the place is closed.

22 Okay, thanks.

23 MR. SARSANO: We can continue with the --

24 MR. FARMER: Yes.

25 MR. SARSANO: -- transfer --

1 MR. FARMER: Yes.

2 MR. SARSANO: -- procedure.

3 Correct?

4 MR. FARMER: Yes, you can -- yes.

5 MAYOR STACK: You just want to enter your
6 appearance, --

7 MR. SARSANO: Oh.

8 MAYOR STACK: -- Mr. Sarsano?

9 MR. SARSANO: Anthony Sarsano representing
10 the licensee --

11 MAYOR STACK: You got it.

12 MR. SARSANO: -- in this matter.

13 Thank you.

14 MAYOR STACK: Thank you very much.

15 CITY CLERK: Thank you.

16 MAYOR STACK: Thank you.

17 MR. SARSANO: Good night, Greg.

18 CITY CLERK: May --

19 MAYOR STACK: I'll make a motion to
20 approve.

21 CITY CLERK: Motion by Mayor Stack.

22 Second?

23 COMMISSIONER VALDIVIA: Second.

24 CITY CLERK: Second by Commissioner
25 Valdivia.

1 Commissioner Fernandez?

2 Recusing.

3 Commissioner Grullon?

4 COMMISSIONER GRULLON: Yes.

5 CITY CLERK: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 CITY CLERK: Commissioner Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 CITY CLERK: And Mayor Stack?

10 MAYOR STACK: Yes.

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1 WINE WAREHOUSE, INC.

2 t/a WINE WAREHOUSE

3 Location: 2013-2015 Bergenline Avenue

4 License No. 0910-44-019-004

5

6 MR. FARMER: Okay, the next one is Wine
7 Warehouse.

8 We had a conference with the licensee and
9 the manager of Wine Warehouse last Thursday.

10 And I'd like to just reiterate whenever we
11 have a conference the Police are represented by
12 Detective Dunlay.

13 So, with Detective Dunlay there's a -- and
14 the licensees, there's a collaborative discussion
15 seeing whether or not it can be resolved. And
16 most of the time with paper violations it's three
17 days.

18 However, with Wine Warehouse, this situa--
19 and they've never had an offense. Never had --
20 had an offense.

21 So what Detective Dunlay and I offered,
22 which seemed to be satisfactory, would be a five
23 day suspension. But those five days would be
24 suspended and held in abeyance to see whether or
25 not there was another violation within the next

1 six months.

2 They haven't had a violations in years.

3 MR. DESAI: Thirteen years.

4 MR. FARMER: Thirteen years.

5 MR. DESAI: Thirteen.

6 MAYOR STACK: Yeah, I know.

7 MR. FARMER: Okay.

8 MAYOR STACK: You run a good business.

9 MR. DESAI: Thank you, sir.

10 MAYOR STACK: Okay, I'll -- I'll make a
11 motion to approve.

12 CITY CLERK: Motion by Mayor Stack.

13 COMMISSIONER VALDIVIA: Second.

14 CITY CLERK: Second by Commissioner
15 Valdivia.

16 Commissioner Fernandez?

17 COMMISSIONER FERNANDEZ: Yes.

18 CITY CLERK: Commissioner Grullon?

19 COMMISSIONER GRULLON: Yes.

20 MR. DILLON: Can I have your name?

21 CITY CLERK: Commissioner Valdivia?

22 COMMISSIONER VALDIVIA: Yes.

23 CITY CLERK: Commissioner Martinetti?

24 COMMISSIONER MARTINETTI: Yes.

25 CITY CLERK: Mayor Stack?

1 MAYOR STACK: Yes.

2 Could -- could both of you maybe just state
3 your name and, just --

4 MR. FARMER: Yeah.

5 MAYOR STACK: -- just for the record, what
6 your role is with the establishment.

7 MR. PATEL: Paresh Patel, owner of the
8 business.

9 MAYOR STACK: Okay.

10 MR. DESAI: Ankit Desai, manager.

11 MAYOR STACK: Okay.

12 MR. FARMER: Okay.

13 MAYOR STACK: Thank you very much.

14 Thank you.

15 MR. PATEL: Thank you very much.

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

18 MR. FARMER: Okay. Take care.

19 A VOICE: Thank you.

20 MAYOR STACK: Thanks a lot. Thank you.

21 A VOICE: We appreciate it.

22 A VOICE: Thank you.

23 * * *

24

25

1 CALIFORNIA CAFÉ CORP.

2 t/a CALIFORNIA CAFÉ

3 Location: 2002 Bergenline Avenue

4 License No. 0910-33-021-008

5

6 MR. FARMER: This is California Café. Here
7 is the licensee and you're --

8 MS. MATA: Manager.

9 MR. FARMER: -- manager.

10 This is a paper violations, plus the fact
11 that one of the employees did not have a bar
12 card. Okay?

13 We've nego-- ten day suspension, basically
14 from June 21st to July 11 -- July 1st; 21st until
15 July 1st. June 21st to July 1st. Okay?

16 Would you put your --

17 MAYOR STACK: Maybe you'll just enter --

18 COMMISSIONER MARTINETTI: Your appearance.

19 MR. FARMER: We had a discussion. You're
20 in agreement that ten days is a reasonable
21 solution to the offenses that you're charged.

22 MS. MATA: Yes.

23 MR. FARMER: Correct?

24 MS. MATA: That's correct.

25 MR. FARMER: You could have a lawyer here.

1 Do you want to have a lawyer here?

2 MS. MATA: No. No.

3 MR. FARMER: You know that with the plea
4 you can't make an appeal to the State or anything
5 like that.

6 MS. MATA: That's correct.

7 MR. FARMER: Ten days -- ten days from the
8 21st of June to July 1st.

9 Do you have any question about anything of
10 me or the Board?

11 MS. MATA: No.

12 MR. DILLON: Give me your name.

13 MAYOR STACK: Okay.

14 I'll make a --

15 MS. MATA: Johany --

16 MAYOR STACK: -- motion to approve.

17 MS. MATA: -- Mata.

18 CITY CLERK: Motion by -- motion --

19 MR. DILLON: Johany Mata?

20 MS. MATA: Um-hum.

21 MR. DILLON: M-A-T-T-A?

22 MS. MATA: M-A-T-A.

23 MR. DILLON: M-A-T-A.

24 CITY CLERK: Motion by Mayor Stack.

25 COMMISSIONER FERNANDEZ: Second.

1 CITY CLERK: Second by Commissioner
2 Fernandez.

3 Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: Yes.

5 CITY CLERK: Commissioner Grullon?

6 COMMISSIONER GRULLON: Yes.

7 CITY CLERK: Commissioner Valdivia?

8 COMMISSIONER VALDIVIA: Yes.

9 CITY CLERK: Commissioner Martinetti?

10 COMMISSIONER MARTINETTI: Yes.

11 CITY CLERK: Mayor Stack?

12 MAYOR STACK: Yes.

13 MR. FARMER: Okay.

14 Thank you.

15 MAYOR STACK: Thank you very much.

16 COMMISSIONER MARTINETTI: Good night.

17 MAYOR STACK: Thank you.

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1 GANESH SWAMI INC.
2 t/a UNION CITY DISCOUNT LIQUORS
3 Location: 710 Summit Avenue
4 License No. 0910-44-132-009
5

6 MR. FARMER: Okay, guys.

7 This is Union Discount Liquor, 710 Summit
8 Avenue. The licensee is present with his
9 attorney who is Bianciella.

10 We've talked about this. We also have the
11 aftermath of last month's hearing where the Mayor
12 pointed out some real problems that he saw
13 existing at the licensee -- at the licensed
14 premises I should say. Where people who were, I
15 guess, hanging around the area or stayed laborers
16 would wind up going in there and getting drunk
17 and coming back in there and getting some more
18 liquor.

19 We've -- I've pointed that out and they
20 were here when they heard that. I told them that
21 the concern of the Board is the littering of the
22 bottles that are sold -- the small little bottle
23 and -- and all the debris and stuff like that in
24 the neighborhood and we got a lot of complaints.

25 I think the licensee understands his

1 responsibility and, quite frankly, as I said,
2 it's a paper violation.

3 We have not charged him with, you know,
4 serving somebody intoxicated or anything like
5 that. Paper violation.

6 They're agreeable to three -- three days.
7 I have the three days. I think it's a good
8 solution. If nothing happens and there's no
9 litter, there's no problem, then the Resolution
10 is a fair, reasonable one.

11 If there isn't, they -- they're going to
12 come back and it's going to be worse because
13 they're going to have a record. So I would
14 suggest and recommend that we take a three day
15 suspension, 18th, 19th and 20th of June.

16 But I can assure the Board that I had
17 pointed out to them that the quality of life
18 issues that are associated with this liquor store
19 are concern of this Board.

20 MR. BIANCIELLA: May I also just address
21 the Board quickly.

22 Mr. Farmer did address the liquor -- the
23 problem with the litter there. There is a
24 problem. And sadly, Mayor, there's a garbage can
25 right there. People just, rather than use the

1 garbage can, they throw it right in the lot or in
2 the street.

3 Twice a day we go out and clean it. I mean
4 -- and we clean up other peoples' garbage as
5 well. It's not just liquor garbage.

6 There's a CVS there and people that just
7 walk by -- it's a shame that they feel that it's
8 appropriate to litter in the street rather than
9 use the garbage can.

10 And at least twice a day we clean up.
11 There's really not much we can do.

12 As far as liquor stuff, absolutely, if we
13 see anything, that's our responsibility to clean
14 it. But we also take responsibility for other
15 litter there that's not generated from our store.

16 As far as the loitering, it's going on. I
17 spoke with the manager of the store. There is a
18 homeless person in the area. Each employee's
19 been instructed absolutely not to serve this
20 person. She does come and sit there. She was
21 there today.

22 We just don't feel it's appropriate to
23 throw her off the property if she's not doing
24 anything, if she's not trying to come into the
25 store.

1 She's also tried to convince other people
2 to come into the store and buy stuff.

3 The employees that actually work in the
4 store have survived three sales of the store.
5 They've been there -- one lady's been there for
6 20 years. She's well aware of the people in the
7 neighborhood that are a problem and absolutely
8 under no circumstances are they to be sold
9 alcohol.

10 There's been a situation where we've seen
11 her with liquor but she's getting it from
12 somewhere else.

13 Again, if -- if you want us to alert the
14 Police to her being on the property, that's fine.
15 We understand she's homeless. If she's not
16 causing a problem or a nuisance, you know, the
17 better course is just leave the lady alone. We
18 know she -- she's homeless.

19 We do have a dumpster on the property. So
20 whenever there is trash, we do do our best to --
21 to keep the lot clean.

22 CVS doesn't lend us a lot of help on that
23 regard even though they have the bigger portion
24 of the lot and same with the landlord. They're
25 really not doing anything to keep it clean.

1 And even though we have a very small space
2 there we do take the responsibility for keeping
3 it clean doing the best we can.

4 Unfortunately -- and -- and my comment was
5 is there a garbage can there and there's one
6 right there. So for people to just walk by and
7 litter when there's a garbage can feet away, I
8 mean it's shameful. But, again, something that
9 we can't really control.

10 MAYOR STACK: Just -- just make sure we're
11 not serving people who are intoxicated that hang
12 outside there.

13 MR. BIANCIELLA: Yes.

14 MAYOR STACK: They may be going to other
15 liquor places and buying there but then coming to
16 -- coming to this establishment.

17 I was there -- I'm not going to go through
18 what I said last meeting but I was there. I went
19 into the store and spoke to him.

20 MR. BIANCIELLA: Yes.

21 MAYOR STACK: He could tell you. I went
22 in. I saw three people go in and purchase,
23 three, that were intoxicated.

24 MR. BIANCIELLA: Okay.

25 MAYOR STACK: It's just not -- it's not the

1 right thing to do. And exploit those people it's
2 not the right thing to do.

3 MR. BIANCIELLA: No, no.

4 MAYOR STACK: They have issues and there's
5 problems; it's not the right thing to do.

6 MR. BIANCIELLA: Understood, Mayor.

7 MAYOR STACK: I appreciate that.

8 MR. BIANCIELLA: Thank you.

9 MAYOR STACK: I'll make a motion to
10 approve.

11 CITY CLERK: Motion made by Mayor Stack.

12 COMMISSIONER FERNANDEZ: Second.

13 COMMISSIONER MARTINETTI: Second.

14 CITY CLERK: Second by Commissioner
15 Fernandez.

16 Commissioner Fernandez?

17 MAYOR STACK: Thank you very much.

18 COMMISSIONER FERNANDEZ: Yes.

19 MR. BIANCIELLA: Thank you.

20 CITY CLERK: Commissioner Grullon?

21 COMMISSIONER GRULLON: Yes.

22 CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 CITY CLERK: Commissioner Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3 CITY CLERK: Thank you.

4 * * *

5

6 **ADJOURNMENT:**

7

8 CITY CLERK: At this time we have no other
9 items on the agenda.

10 May I have a motion to adjourn?

11 COMMISSIONER MARTINETTI: Motion.

12 COMMISSIONER FERNANDEZ: Motion.

13 CITY CLERK: Motion --

14 COMMISSIONER FERNANDEZ: Second.

15 CITY CLERK: -- by Commissioner Martinetti.

16 Second by Commissioner Fernandez.

17 All --

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 CITY CLERK: Commissioner Grullon?

21 COMMISSIONER GRULLON: Yes.

22 CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 CITY CLERK: Commissioner Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3 CITY CLERK: Thank you.

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5 (Whereupon, the proceedings were concluded
6 at 7:25 p.m.)

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Brian P. Stack

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Lucio P. Fernandez

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Maryury A. Martinetti

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Celin J. Valdivia

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Wendy A. Grullon

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Board of Commissioners

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Attest:

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Erin M. Knoedler,

10

City Clerk

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1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

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5 I, KAREN A. MARINO, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript in the matter of the REGULAR
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,
9 heard on Wednesday, June 6, 2018 and digitally
10 recorded.

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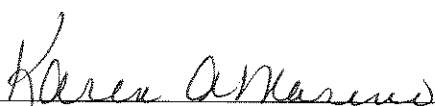
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Karen A. Marino

AOC 493

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24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon