

ORIGINAL

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

REGULAR MEETING

TRANSCRIPT OF RECORDED

PROCEEDINGS

Robert Waters Elementary School
2800 Summit Avenue
Union City, New Jersey

Tuesday, January 8, 2019
Commencing at 7:00 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

Audio-Digital
Transcription Service, L.L.C.
audiot@aol.com

ADIS
AUDIO DIGITAL
Transcription Service

29 Oak Avenue
West Orange, N.J. 07052
(973) 669-1222
Fax: (973) 669-0855

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

WILLIAM C. FAY, ESQ.

Attorney for Strike It Rich, t/a Bowl Rite

I N D E X

	<u>PAGE</u>
CALL TO ORDER	4
SALUTE TO FLAG	4
ROLL CALL	5
CORRESPONDENCE	5
ORDINANCE(S) FOR INTRODUCTION	10
CONSENT AGENDA	11
REGULAR AGENDA	16
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	17
LIQUOR LICENSE DISCIPLINARY HEARINGS	20
JRV Restaurant t/a El Papaturro	21
Strike It Rich t/a Bowl Rite	25
Dirve Corporation t/a The Hub Again	35
Chandni and Madhu, LLC t/a Vale Tapas Bar	33
ADJOURNMENT	37

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, January 8th, 2019, at seven
5 p.m., at the Robert Waters Elementary School,
6 2800 Summit 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 made available to
18 the public in the Office of Municipal Clerk.

19

20 **ROLL CALL:**

21

22 CITY CLERK: Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: Here.

24 CITY CLERK: Commissioner Grullon?

25 COMMISSIONER GRULLON: Here.

1 CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER VALDIVIA: Here.

3 CITY CLERK: Commissioner Martinetti?

4 COMMISSIONER MARTINETTI: Here.

5 CITY CLERK: Mayor Stack?

6 MAYOR STACK: Here.

7

8 **CORRESPONDENCE:**

9 **Letter from New Jersey Department of**
10 **Transportation Commissioner Diane Gutierrez-**
11 **Scaccetti to Mayor Brian P. Stack**

12

13 CITY CLERK: Mayor, the first item we have
14 on the agenda is Correspondence.

15 It's a letter from the New Jersey
16 Department of Transportation, Commissioner Diane
17 Gutierrez-Scaccetti to Mayor Brian P. Stack.

18 I'll -- I can read the letter into the
19 record and, Mayor, then if you want to say a few
20 words about it.

21 MAYOR STACK: Sure.

22 CITY CLERK: Okay.

23 It's dated January 8th, 2019.

24 Dear Mayor Stack:

25 I am pleased to inform you that the New

1 Jersey Department of Transportation is committed
2 to funding Union City's Palisade Avenue project
3 in the amount of \$9,000,000.00. Union City will
4 receive an allotment of 2,400,000 from the
5 Transportation Trust Fund for the Palisade Avenue
6 Section 1, Paterson Plank to 14th Street project.
7 These funds are provided through the FY'19 Local
8 Aid Infrastructure Fund program.

9 Funding for Palisade Avenue Section 2, 14th
10 Street through 30th Street, will -- will be
11 provided through the FY2020 LAIF program in the
12 amount of 3,100,000. These funds are subject to
13 approval by the legislature of the New Jersey DOT
14 FY2020 Capital Program.

15 The New Jersey Transportation is in the
16 process of fully executing your agreement for
17 Section 1 of the project. Should you have any
18 questions, please call Nabil Ayoub of NJOT's
19 (sic) Local District Office in Newark. He can be
20 reached at 973-877-1551.

21 The remaining 3,500,000 for Palisade Avenue
22 Section 3 will be subject to receipt of an
23 application through SAGE. Funding for Section 3
24 will be provided through the FY2021 LAIF program
25 for the completion of the project.

1 My best wishes for a successful completion
2 of your project.

3 Sincerely, Diane Gutierrez-Scaccetti,
4 Commissioner.

5 COMMISSIONER FERNANDEZ: Wow.

6 MAYOR STACK: Thank you, Erin.

7 (Applause.)

8 MAYOR STACK: Just -- obviously we're very
9 proud to share this with the residents of Union
10 City.

11 We've been working for several years --
12 probably about three years, to secure this
13 funding for Palisade Avenue.

14 We're very grateful to Governor Murphy, to
15 the Transportation Commissioner Diane Gutierrez-
16 Scaccetti, and also to the Legislature for
17 approving this funding.

18 It's a big deal for Union City. We've done
19 New York Avenue in the past. We've done many
20 streets in the past. But this is a big deal for
21 improving the infrastructure in the community.

22 We'll work together with PSE&G and also the
23 water company, the Sewage Authority, to do the
24 upgrades on Palisade Avenue.

25 This will be a three year project starting

1 at the lower end, from Paterson Plank Road down
2 by Washington Park to 14th Street.

3 Then in 2020 we'll do 14 to 30th Street.

4 And then 2021 we'll do 30 to 49. Over a
5 three year period.

6 It's best to do it that way just for
7 traffic concerns and for managing the project.
8 But we're hopefully we're getting started some
9 time in early summer on the lower end of Palisade
10 Avenue.

11 So it is a big deal. We're very grateful
12 to the Governor for awarding this to Union City.
13 And this will add in with everything we're trying
14 to do.

15 We'll be planting more trees. We'll be
16 doing more streetscape than what we've done
17 throughout the City. We'll be doing additional
18 street lighting, traffic improvements, traffic
19 calming improvements on Palisade Avenue. It's
20 just making it very much safer for pedestrian and
21 motorists alike.

22 So, just wanted to share that with
23 everyone.

24 Thank you very much.

25 Thank you, Erin.

1 CITY CLERK: Thank you, Mayor.

2 COMMISSIONER FERNANDEZ: I'd like -- I'd
3 like to commend -- I'd like to say I got to
4 commend the Mayor. His job as a State Senator --
5 this incredible, incredible gift -- for the
6 citizens of Union City. It -- this is a -- a
7 perfect example of why he's doing such an
8 incredible job on the State level; bringing all
9 these funds to our City, fixing the
10 infrastructure. It's -- it's phenomenal, Mayor.

11 Brian, I can't tell you enough what you've
12 done for our City; the schools, the parks, the
13 roadways.

14 I'm -- being a person that grew up in Union
15 City I've never seen anything like this and now
16 because I work with you I am so proud to be by
17 your side.

18 And I'm so proud -- the work you do on the
19 State level is -- is just amazing.

20 Amazing.

21 Congratulations and thank you so very much.

22 MAYOR STACK: Thank you.

23 Thank you.

24 (Applause.)

25 MAYOR STACK: Thank you to the dedication

1 of all the Commissioners and everyone in City
2 government for their commitment to these projects
3 also.

4 Thank you.

5 CITY CLERK: Thank you, Mayor.

6 Thank you, Commissioner.

7 MAYOR STACK: Thank you, Lucio.

8 COMMISSIONER FERNANDEZ: Thank you, Mayor.

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

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

13 1. ORDINANCE AMENDING SALARY ORDINANCE FOR
14 MUNICIPAL EMPLOYEES.)

15

16 CITY CLERK: We have one Ordinance on for
17 Introduction this evening.

18 Adoption of first reading will authorize
19 the Municipal Clerk to advertise -- for the
20 public hearing and adoption, which will take
21 place on Tuesday, January 22nd, 2019, at Jefferson
22 Elementary School, 3400 Palisade Avenue, Union
23 City, New Jersey.

24 The first Ordinance is an Ordinance
25 Amending Salary Ordinance for Municipal

1 Employees.

2 May I have a motion to introduce?

3 COMMISSIONER VALDIVIA: Motion.

4 CITY CLERK: Motion by Commissioner
5 Valdivia.

6 Second?

7 MAYOR STACK: Second.

8 COMMISSIONER GRULLON: Second.

9 CITY CLERK: Second by Commissioner
10 Grullon.

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?

18 COMMISSIONER MARTINETTI: Yes.

19 CITY CLERK: Mayor Stack?

20 MAYOR STACK: Yes.

21 CITY CLERK: Thank you.

22

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

25 **CONSENT AGENDA:**

- 1 (1) Resolution Approving the Payment of Claims
- 2 (2) Resolution Approving the Payment of
- 3 Concurring Claims
- 4 (3) Resolution Approving the Escrow Refunds
- 5 (4) Resolution Approving the City Payroll for
- 6 the Period of December 22, 2018 through January
- 7 4, 2019
- 8 (5) Resolution Approving the Library Payroll
- 9 for the Period of December 22, 2018 through
- 10 January 4, 2019
- 11 (6) Resolution Authorizing Health Insurance
- 12 Broker/Consultant Contract to Reliance Insurance
- 13 Group, LLC
- 14 (7) Resolution Authorizing a Contract with
- 15 Beckerman and Company for Risk Manager for
- 16 Property and Casualty Insurance
- 17 (8) Resolution Authorizing a Contract with
- 18 Community Housing & Planning Associates, Inc. for
- 19 Consultant for Green Acres/Open Space Funding
- 20 Applications
- 21 (9) Resolution Authorizing a Contract with
- 22 Community Housing & Planning Associates, Inc. for
- 23 Consultant for Planning and Zoning
- 24 (10) Resolution Authorizing a Contract with
- 25 Community Housing & Planning Associates, Inc. for

1 Planning Consultant to the Community Development
2 Agency.)

3

4 CITY CLERK: We have ten items on Consent
5 Agenda.

6 The first is a Resolution Approving the
7 Payment of Claims.

8 The second is a Resolution Approving the
9 Payment of Concurring Claims.

10 The third is a Resolution Approving the --
11 the Escrow Refunds.

12 The fourth is a Resolution Approving the
13 City Payroll for the Period of December 22nd, 2018
14 through January 4th, 2019.

15 The fifth is a Resolution Approving the
16 Library Payroll for the Period of December 22nd,
17 2018 through January 4th, 2019.

18 The sixth is a Resolution Authorizing
19 Health Insurance Broker/Consultant Contract to
20 Reliance Insurance Company, LLC.

21 The seventh is a Resolution Authorizing a
22 Contract with Beckerman and Company for Risk
23 Manager for Property and Casualty Insurance.

24 The eighth is a Resolution Authorizing a
25 Contract with Community Housing and Planning

1 Associates, Incorporated for Consultant for Green
2 Acres/Open Space Funding Applications.

3 The ninth is a Resolution Authorizing a
4 Contract with Community Housing and Planning
5 Associates -- Associates, Incorporated for
6 Consultant for Planning and Zoning.

7 The tenth is a Resolution Authorizing a
8 Contract with Community Housing and Planning
9 Associates, Incorporate -- Incorporated for the
10 Planning Consultant for the Community Development
11 Agency.

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

14 MAYOR STACK: Sure.

15 Anyone wishing to comment on the Consent
16 Agenda, please step forward, state your name and
17 address for the record.

18 Seeing none.

19 CITY CLERK: May I have a motion to close
20 public comment?

21 COMMISSIONER FERNANDEZ: Motion.

22 CITY CLERK: Motion by Commissioner
23 Fernandez.

24 Second?

25 COMMISSIONER VALDIVIA: Second.

1 CITY CLERK: Second by Commissioner
2 Valdivia.

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 CITY CLERK: Thank you.

14 May I have a motion to approve all items on
15 Consent?

16 COMMISSIONER FERNANDEZ: Motion.

17 COMMISSIONER VALDIVIA: Motion.

18 CITY CLERK: Motion by Commissioner

19 Fernandez.

20 Second by Commissioner Valdivia.

21 Commissioner Fernandez?

22 COMMISSIONER FERNANDEZ: Yes.

23 CITY CLERK: Commissioner Grullon?

24 COMMISSIONER GRULLON: Yes.

25 CITY CLERK: Commissioner Valdivia?

1 COMMISSIONER VALDIVIA: Yes.

2 CITY CLERK: Commissioner Martinetti?

3 COMMISSIONER MARTINETTI: I'm recusing from
4 number 1, any payments to Adolfo Lopez; and on
5 number 7.

6 Aye on the rest.

7 CITY CLERK: Thank you.

8 And Mayor Stack?

9 MAYOR STACK: Yes.

10 CITY CLERK: Thank you.

11

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

14 **REGULAR AGENDA:**

15 1. RESOLUTION APPROVING A PAYMENT OF CLAIM FOR
16 THE UNION CITY BOARD OF EDUCATION.)

17

18 CITY CLERK: There is one item on the
19 Regular Agenda.

20 It's a Resolution Approving a Payment of
21 Claim for the Union City Board of Education.

22 MR. AUTERI: Ordinarily, Commissioners
23 Valdivia and Grullon would not vote on Board of
24 Ed matters.

25 However, tonight we are invoking the

1 doctrine of necessity.

2 CITY CLERK: May I have a motion to approve
3 item 1 on the Regular Agenda?

4 MAYOR STACK: Motion.

5 CITY CLERK: Motion by Mayor Stack.
6 Second?

7 COMMISSIONER VALDIVIA: Second.

8 CITY CLERK: Second by Commissioner
9 Valdivia.

10 Commissioner Fernandez is recusing.

11 Commissioner Grullon?

12 COMMISSIONER GRULLON: Yes.

13 CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 CITY CLERK: Commissioner Martinetti is
16 recusing.

17 Mayor Stack?

18 MAYOR STACK: Yes.

19 CITY CLERK: Thank you.

20

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

22

23 CITY CLERK: Mayor, at this time would you
24 like to take public comment on any item
25 concerning government in the City of Union City?

1 MAYOR STACK: Sure.

2 First, thank you to the residents who are
3 here this evening.

4 Anyone that -- we move our -- our
5 Commission meetings a hundred percent throughout
6 the community. I know notices were mailed out
7 also to this neighborhood about this community
8 meeting -- about this Commission meeting tonight.

9 Anyone wishing to comment at this time
10 please step forward, state your name and address
11 for the record.

12 Seeing none.

13 CITY CLERK: May I have a motion to close
14 public comment?

15 COMMISSIONER FERNANDEZ: Motion.

16 COMMISSIONER VALDIVIA: Motion.

17 CITY CLERK: Motion by Commissioner
18 Fernandez.

19 Second by Commissioner Valdivia.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 CITY CLERK: Commissioner Grullon?

23 COMMISSIONER GRULLON: Yes.

24 CITY CLERK: Commissioner Valdivia?

25 COMMISSIONER VALDIVIA: Yes.

1 CITY CLERK: Commissioner Martinetti?

2 COMMISSIONER MARTINETTI: Yes.

3 CITY CLERK: Mayor Stack?

4 MAYOR STACK: Yes.

5 CITY CLERK: Thank you.

6 Mayor, at this time we have Liquor License

7 Disciplinary Proceedings.

8 MAYOR STACK: Sure.

9 * * *

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:

2

3 1. JRV Restaurant

4 t/a El Papaturro

5 Location: 1018 Summit Avenue

6 Liquor License No. 0910-33-137-005

7 2. Strike It Rich

8 t/a Bowl Rite

9 Location: 714 Summit Avenue

10 Liquor License No. 0910-33-185-001

11 3. Dirve Corporation

12 t/a The Hub Again

13 Location: 807 7th Street

14 Liquor License No. 0910-33-049-002

15 4. Chandni and Madhu, LLC

16 t/a Vale Tapas Bar

17 Location: 3417 Park Avenue

18 Liquor License No. 0910-33-119-006

19

20 MR. FARMER: Good evening, Mayor and the
21 Board.

22 On the agenda there are four liquor
23 licenses to be dealt with.

24

25

* * *

1 JRV RESTAURANT

2 t/a EL PAPATURRO

3 Location: 1018 Summit Avenue

4 Liquor License No. 0910-33-137-005

5

6 MR. FARMER: The first one is El
7 Papaturro/JRV Restaurant. And the licensee is
8 here.

9 A point of background, Lieutenant Loaces
10 and myself have always spoken to all of the
11 licensees about the situation, last Thursday,
12 generally the Thursday before.

13 The licensee is here.

14 Would you put your name on the record?

15 MR. CLAROS: Yes.

16 MS. DILLON: Step closer please.

17 MR. CLAROS: Juan Claros.

18 MS. DILLON: Spell your last name.

19 MR. CLAROS: C-L-A-R-O-S.

20 MS. DILLON: Thank you.

21 MR. FARMER: Now, Mr. Claros, you're here
22 without an attorney.

23 MR. CLAROS: Yes.

24 MR. FARMER: Do you want to get an
25 attorney? We'll accommodate you on it.

1 MR. CLAROS: No, it's fine.

2 MR. FARMER: You're sure?

3 MR. CLAROS: Positive.

4 MR. FARMER: Now you had a conference with
5 me and Lieutenant Loaces and we agreed that you
6 had a paper violation; you didn't have the E-141
7 with the employees filled out.

8 We've agreed to a seven day suspension.

9 MR. CLAROS: Yes.

10 MR. FARMER: And that those seven days will
11 be from January 29th to February 4th.

12 MR. CLAROS: Yes.

13 MR. FARMER: You have any questions about
14 it?

15 MR. CLAROS: No.

16 MR. FARMER: You're sure you want to
17 proceed this way?

18 MR. CLAROS: Yes.

19 MR. FARMER: Because we'll accommodate you.

20 MR. CLAROS: No, it's fine. I already --

21 MR. FARMER: All right.

22 I would recommend -- it's a paper
23 violation. You're dealing with an E-141. And
24 that -- that's a little bit more than, you know,
25 not keeping track of your Budweiser delivery.

1 MAYOR STACK: Yes.

2 MR. FARMER: Because we want to try to
3 identify people who are working there so that if
4 an episode arises we can know who's involved.

5 MAYOR STACK: And what was the penalty, Mr.
6 Farmer?

7 How many --

8 MR. FARMER: Seven days. January 29th to
9 February 4th.

10 MAYOR STACK: Okay.

11 And, sir, you're in agreement with what Mr.
12 Farmer has just said?

13 MR. CLAROS: Yes.

14 MAYOR STACK: You are.

15 Okay.

16 Okay, I'll make a motion to approve the
17 recommendation of Mr. Farmer.

18 CITY CLERK: Motion by Mayor Stack.

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: Yes.
2 CITY CLERK: Commissioner Valdivia?
3 COMMISSIONER VALDIVIA: Yes.
4 CITY CLERK: Commissioner Martinetti?
5 COMMISSIONER MARTINETTI: Yes.
6 CITY CLERK: Mayor Stack?
7 MAYOR STACK: Yes.
8 CITY CLERK: Thank you.
9 MR. CLAROS: Thank you.
10 MR. FARMER: Okay.
11 MAYOR STACK: Thank you.
12 MR. FARMER: Take care.
13 MR. CLAROS: All right.

14

15

* * *

16

17

18

19

20

21

22

23

24

25

1 STRIKE IT RICH

2 t/a BOWL RITE

3 Location: 714 Summit Avenue

4 Liquor License No. 0910-33-185-001

5

6 MR. FARMER: Okay. The next one is Strike
7 It Rich.

8 MS. DILLON: Do you have a card?

9 Do you have a card?

10 MR. FAY: I can grab you one from my car.
11 I don't --

12 Okay.

13 MR. FARMER: Put your name or --

14 MR. FAY: Yes. Good evening.

15 MR. FARMER: -- name on the --

16 MR. FAY: William C. Fay, appearing on
17 behalf of Strike It Rich, LLC.

18 MR. FARMER: This is Strike It Rich.

19 I think we all know where it is. This is
20 the bowling alley down around 8th Street.

21 There are three real charges against the
22 licensee.

23 Number one, that there was a disturbance
24 there that caused the Police to show up.
25 Apparently that was prompted or predicated on a

1 pool game that goes sideways and the people start
2 fighting and arguing and lo and behold the Police
3 are there.

4 But they also find when they're there that
5 it's after the required time that you have to
6 clean the bottled beer off the tables. And,
7 therefore, he was in violation of that.

8 And then we had a second one about a month
9 later.

10 So this is what we have done and had a long
11 conversation with respect to counsel and with
12 respect to Lieutenant Loaces being present as
13 well.

14 That -- and, quite frankly, the beers were
15 shortly after the deadline on both occasion.

16 But we've come up with a 14 day
17 recommendation to the Board.

18 All right?

19 However, this has got some twists to it.

20 As you know, historically we have always,
21 always had the suspension be served shortly after
22 the plea of guilty or finding of guilty.

23 The licensee is a bowling alley and as many
24 bowling alleys, there are leagues. And if he
25 can't serve liquor during the league schedule or

1 season he's going to lose a substantial amount of
2 money because he's a bowling alley.

3 So, I would recommend --

4 Because we never want to hurt businesses.
5 We want businesses to be a partner to the
6 community. But businesses can't be run by
7 leaving liquor bottles out and just ignoring the
8 ordinance. Nor, more importantly, to have
9 sufficient security there so that we don't have
10 episodes involving the Police Department being
11 taken away from other more essential activities.

12 The situation with respect to -- to it, as
13 I informed counsel and I'm -- I'm saying it on
14 the record, if there's a repetition of that
15 unruly behavior, you know, I don't know, it was
16 the bowling league of or the team of A&A Services
17 that got into a fight, it's not going to count
18 anymore.

19 The situation is he's got to police it.
20 And if he does -- he's going to do one of two
21 things; he's going to police it or he's not going
22 to police it. He doesn't police it, when it
23 comes back around to us for renewal in June,
24 we're going to put some conditions on the
25 license.

1 So I think -- I know counsel understands it
2 real clearly and I think that's been conveyed to
3 the licensee.

4 I would ask that in light -- in light of
5 the fact that he would lose a substantial hit on
6 his income, which is a bowling alley -- and most
7 bowling alleys have leagues and leagues are a
8 foundation of the income, that we agree to not
9 let the suspension go into effect until the
10 leagues are over, which I understand would be May
11 18th.

12 And he'd be closed for 14 days, May 18th to
13 May 31st.

14 I informed them that this is a real
15 deviation from our customary practice. And we'll
16 see what happens.

17 MAYOR STACK: How -- how many years has the
18 bowling alley been there?

19 MR. DONOHUE: Since 1962.

20 MAYOR STACK: Okay.

21 MS. DILLON: Can you --

22 MAYOR STACK: I -- I know --

23 MS. DILLON: -- step forward?

24 MAYOR STACK: -- it's a long time from
25 being a Union City resident my whole life.

1 MR. DONOHUE: Yeah.

2 MS. DILLON: Your name for the record?

3 MR. DONOHUE: Richard Donohue.

4 MS. DILLON: Spell for me.

5 MR. DONOHUE: D-O-N-O-H-U-E.

6 MAYOR STACK: You said since 1962.

7 MR. DONOHUE: And I've been bowling there
8 since 1974.

9 MAYOR STACK: We just have to make sure,
10 between now and the 18th, that there's no issue at
11 this -- at this establishment.

12 MR. DONOHUE: Yes.

13 MAYOR STACK: Okay.

14 All right.

15 I'll make a motion on -- on the
16 recommendation --

17 MR. FARMER: You're absolutely right.

18 MAYOR STACK: Right.

19 MR. FARMER: If there's another incident,
20 voids this deal.

21 MAYOR STACK: Exactly.

22 MR. FARMER: Okay.

23 MAYOR STACK: Okay.

24 All right.

25 I'll -- I'll make a motion to approve Mr.

1 Farmer's recommendation --

2 CITY CLERK: Motion --

3 MAYOR STACK: -- 14 day suspension also.

4 COMMISSIONER FERNANDEZ: Second.

5 CITY CLERK: Motion by Mayor Stack.

6 Second by Commissioner Fernandez.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 MR. FARMER: Say something?

10 CITY CLERK: Commissioner Grullon?

11 MR. FAY: Yeah, I'll address it.

12 COMMISSIONER GRULLON: Yes.

13 CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 CITY CLERK: Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 MR. FARMER: Yeah.

18 CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20 CITY CLERK: Thank you.

21 MR. FARMER: Okay.

22 Counsel for the --

23 MR. FAY: If I --

24 MR. FARMER: -- licensee would like to say

25 something.

1 MR. FAY: Yeah, if I may be brief.

2 I just wanted to reiterate that counsel --
3 Mr. Farmer's representations are all correct.

4 The licensee has taken into consideration
5 the issues that were presented to him in the
6 original notices of charges.

7 He has taken affirmative action,
8 specifically, with regard to the ordinance
9 violation by removing bottles all together from
10 his service.

11 So that's something --

12 MAYOR STACK: Good.

13 MR. FAY: -- he's confident and we're
14 confident will not be an issue going forward.

15 And -- and with regards to the other issues
16 that were presented or were brought to his
17 attention, he's taken affirmative steps in that
18 regard as well.

19 So, we do appreciate the offer, you know,
20 presented by both the Commissioners, as well as
21 Mr. Farmer, and we think that is an appropriate
22 resolution to the case.

23 And we look forward to Mr. Donohue, you
24 know, cooperating with and operating in
25 accordance with ABC Regulations here within Union

1 City.

2 MAYOR STACK: Thank you very much.

3 Thank you.

4 MR. FARMER: Okay.

5 Take care.

6 MR. FAY: I'll talk soon; get that
7 resolution.

8

9

* * *

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 CHANDNI AND MADHU, LLC
2 t/a VALE TAPAS BAR
3 Location: 3417 Park Avenue
4 Liquor License No. 0910-33-119-006
5
6

7 MR. FARMER: That's -- oh and the last one
8 on your agenda is --

9 MAYOR STACK: I think there's two more
10 though.

11 MR. FARMER: Yeah, Drive (sic) by The Hub.
12 I'm sorry.

13 MAYOR STACK: And then you got Vas (sic)
14 Tapas Bar.

15 MR. FARMER: Yeah.

16 Well, La Tasas (sic) Bar was taken care of.

17 MAYOR STACK: Okay.

18 MR. FARMER: That -- that should come off.
19 That should never have been --

20 MAYOR STACK: We did that the last meeting,
21 right?

22 MR. FARMER: That's correct.

23 MAYOR STACK: That was a ten day
24 suspension?

25 MR. FARMER: Yes.

1 MAYOR STACK: Right.
2
3 * * *
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 DIRVE CORPORATION

2 t/a THE HUB AGAIN

3 Location: 807 7th Street

4 Liquor License No. 0910-33-049-002

5

6 MR. FARMER: With respect to The Hub Again,
7 upon review of the police reports, it seems that
8 it was only a verbal dispute.

9 There was not a fight. There was no
10 physical involvement and things like that. And,
11 again, Lieutenant Loaces was there for the
12 consideration and we think this case should be
13 dismissed --

14 MAYOR STACK: Okay.

15 MR. FARMER: -- because it was just a
16 verbal dispute.

17 MAYOR STACK: Lieutenant?

18 Can you -- can you step forward,
19 Lieutenant, on this also?

20 LIEUTENANT LOACES: Lieutenant Loaces, L-O-
21 A-C-E-S, Union City Police.

22 I had the occasion to meet with Mr. Farmer,
23 as well as with the licensee. I met with the
24 officers who responded on scene; I read their
25 reports.

1 Based on the totality of the circumstances,
2 it does not appear that there was actually any
3 physical altercation at all, neither inside nor
4 outside.

5 It seems it might have been a verbal and
6 someone preemptively called the Police, which we
7 appreciate because we prefer they call us before
8 a fight happens.

9 MAYOR STACK: Sure.

10 LIEUTENANT LOACES: But in this case we
11 don't believe a fight actually did happen.

12 MAYOR STACK: Okay.

13 So you're comfortable with dismissing this?

14 LIEUTENANT LOACES: Yes, sir.

15 MAYOR STACK: Okay.

16 Okay, I'll make a motion on Mr. Farmer and
17 Lieutenant Loaces' recommendation to dismiss this
18 matter concerning The Hub Again.

19 CITY CLERK: Motion by Mayor Stack.

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: Yes.
2 CITY CLERK: Commissioner Valdivia?
3 COMMISSIONER VALDIVIA: Yes.
4 CITY CLERK: Commissioner Martinetti?
5 COMMISSIONER MARTINETTI: Yes.
6 CITY CLERK: Mayor Stack?
7 MAYOR STACK: Yes.
8 CITY CLERK: Thank you.
9 MR. FARMER: That's it.
10 CITY CLERK: Thank you, Mr. Farmer.
11 MAYOR STACK: Great.
12 Thank you, Mr. Farmer.
13
14 **ADJOURNMENT:**
15
16 CITY CLERK: There are no other items on
17 the agenda.
18 May I have a motion to adjourn?
19 COMMISSIONER FERNANDEZ: Motion.
20 CITY CLERK: Motion by Commissioner
21 Fernandez.
22 Second?
23 COMMISSIONER GRULLON: Second.
24 COMMISSIONER VALDIVIA: Second.
25 CITY CLERK: Second by Commissioner

1 Grullon.

2 Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes.

4 CITY CLERK: Commissioner Grullon?

5 COMMISSIONER GRULLON: Yes.

6 CITY CLERK: Commissioner Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 CITY CLERK: Commissioner Martinetti?

9 MR. FARMER: I sent that to you.

10 COMMISSIONER MARTINETTI: Yes.

11 CITY CLERK: Mayor Stack?

12 MAYOR STACK: Yes.

13 MR. FARMER: I sent that to you.

14 MAYOR STACK: Yes, I got it.

15 CITY CLERK: Thank you.

16 MAYOR STACK: Thank you, Greg.

17 Thank you very much.

18 Have a good evening, everyone.

19 Thank you.

20

21 (Whereupon, the proceedings were concluded

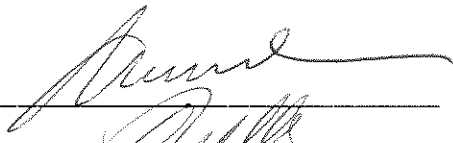
22 at 7:18 p.m.)

23

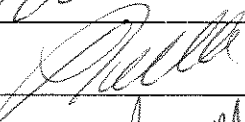
24

25

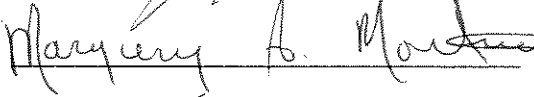
1


Brian P. Stack

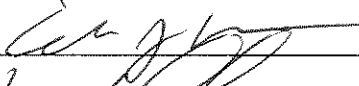
2


Lucio P. Fernandez

3


Maryury A. Martinetti

4


Celin J. Valdivia

5


Wendy A. Grullon

6

Board of Commissioners

7

8

Attest: 

9

Erin M. Knoedler,

10

City Clerk

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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, January 8, 2019 and digitally
10 recorded.

11

12

13

14

15

16

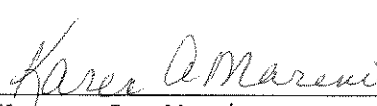
17

18

19

20

21


Karen A. Marino

AOC 493

22

23

24

25 Monitored and Proofread by: Deborah Dillon