

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, June 11, 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

TAMMY ZUCCA, City Treasurer/Chief Financial Officer

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

ANTHONY J. BIANCIELLA, ESQ.
Attorney for Henry & Larry, Inc. t/a
Twin City Liquors

I N D E X

	<u>PAGE</u>
CALL TO ORDER	4
SALUTE TO FLAG	4
ROLL CALL	4
CONSENT AGENDA	5/40
REGULAR AGENDA	20
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	21
LIQUOR LICENSE MATTERS	24
Henry & Larry, Inc. t/a Twin City Liquors	25/38
El Idolo, LLC t/a Angelo's Café	36
ADJOURNMENT	42

1 CITY CLERK: This is a Regular Public
2 Meeting of the Union City Board of Commissioners
3 being held on Tuesday, June 11th, 2019, at seven
4 p.m., at Jefferson Elementary School, 3400
5 Palisade 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: Here.

6

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

9 **CONSENT AGENDA:**

10 (1) Resolution Approving the Payment of Claims

11 (2) Resolution Approving the Payment of
12 Concurring Claims

13 (3) Resolution Approving the Escrow Refunds

14 (4) Resolution Approving the City Payroll for
15 the Period of May 25, 2019 through June 7, 2019

16 (5) Resolution Approving the Library Payroll
17 for the Period of May 25, 2019 through June 7,
18 2019

19 (6) Resolution Awarding a Contract to A&J
20 Contracting for Palisade Avenue Improvements
21 Phase 1

22 (7) Resolution of the City of Union City in the
23 County of Hudson, New Jersey, Authorizing an
24 Emergency Appropriation Pursuant to N.J.S.A.

25 40A:4-46 to Fund a Temporary Structural Budgetary

1 Deficit of the City

2 (8) Resolution Awarding a Contract to D & L

3 Paving for the 2019 Miscellaneous City-Wide Pot

4 Hole Repair

5 (9) Resolution Authorizing the Award of a

6 Contract for City Hall Roof Improvements &

7 Exterior Masonry Repairs

8 (10) Resolution to Approve a Bus Shelter at 920

9 Palisade Avenue in the City of Union City

10 (11) Resolution Requesting a Chapter 159 Special

11 Item of Revenue for the Clean Communities Grant

12 Fund

13 (12) Resolution Requesting a Chapter 159 Special

14 Item of Revenue for the Alcohol Education

15 Rehabilitation Fund

16 (13) Resolution Designating Bergenline Avenue

17 from 40th Street to 41st Street as Altamura Way

18 (14) Resolution Ratifying an Execution of an

19 Amended Agreement with the New Jersey Department

20 of Community Affairs, Division of Local

21 Government Services

22 (15) Resolution Authorizing a Refund of

23 Redemption Monies to Outside Lienholders

24 (16) Resolution Authorizing a Payment Plan for

25 Delinquent Taxes for Block 274, Lot 42

1 (17) Resolution Authorizing a Payment Plan for
2 Delinquent Taxes for Block 260.01, Lot 45

3 (18) Resolution Authorizing a Payment Plan for
4 Delinquent Taxes for Block 150, Lot 17

5 (19) Resolution Authorizing a Refund of Premium
6 Monies Collected at the Tax Sale

7 (20) Resolution of the Board of Commissioners of
8 the City of Union City, County of Hudson, New
9 Jersey Authorizing the Issuance and Sale of up to
10 \$6,050,000 of Emergency Notes of the City of
11 Union City; Making Certain Covenants to Maintain
12 the Exemption of Interest on Said Notes from
13 Federal Income Taxation; and Authorizing Such
14 Further Actions and Making Such Determinations as
15 may be Necessary or Appropriate to Effectuate the
16 Issuance and Sale of Notes.)

17

18 CITY CLERK: There are 20 items on the
19 Consent Agenda.

20 The first is a Resolution Approving the
21 Payment of Claims.

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

24 The third is a Resolution Approving the
25 Escrow Refunds.

1 The fourth is a Resolution Approving the
2 City Payroll for the Period of May 25th, 2019
3 through June 7th, 2019.

4 The fifth is a Resolution Approving the
5 Library Payroll for the Period of May 25th, 2019
6 through June 7th, 2019.

7 The sixth is a Resolution Awarding a
8 Contract to A and J Contracting for Palisade
9 Avenue Improvements Phase 1.

10 The seventh is a Resolution of the City of
11 Union City, County of Hudson, New Jersey,
12 Authorizing an Emergency Appropriation Pursuant
13 to N.J.S.A. 40A:4-46 to Fund a Temporary
14 Structural Budget-- Budgetary Deficit of the
15 City.

16 The eighth is a Resolution Awarding a
17 Contract to D and L Paving for the 2019
18 Miscellaneous City-Wide Pot Hole Repair.

19 The ninth is a Resolution Authorizing the
20 Award of a Contract for City Hall Roof
21 Improvements and Exterior Masonry Repairs to CRO
22 International.

23 The tenth is a Resolution Approving a Bus
24 Shelter at 920 Palisade Avenue in the City of
25 Union City.

1 The eleventh is a Resolution Requesting a
2 Chapter 159 Special Item of Revenue for the Clean
3 Communities Grant Fund.

4 The twelfth is a Resolution Requesting a
5 Chapter 159 Special Item of Revenue for Alcohol
6 Education Rehabilitation Fund.

7 The thirteenth is a Resolution Designating
8 Bergenline Avenue from 40th Street to 41st Street
9 as Altamura Way.

10 The fourteenth is a Resolution Ratifying an
11 Execution of an Amended Agreement with the City
12 -- with the New Jersey Department of Community
13 Affairs, Division of Local Government Services.

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

17 The sixteenth is a Resolution Authorizing a
18 Payment Plan for Delinquent Taxes for Block 274,
19 Lot 42.

20 The seventeenth is a Resolution Authorizing
21 a Payment Plan for Delinquent Taxes for Block
22 260.01, Lot 45.

23 The eighteenth is a Resolution Authorizing
24 a Payment Plan for Delinquent Taxes for Block
25 150, Lot 17.

1 The nineteenth is a Resolution Authorizing
2 a Refund of Premium Monies Collected at the Tax
3 Sale.

4 The twentieth is a Resolution of the Board
5 of Commissioners of the City of Union City,
6 County of Hudson, New Jersey Authorizing the
7 Issuance and Sale of up to 6,050,000 of Emergency
8 Notes of the City of Union City; Making Certain
9 Covenants and Maintain the Exemption of Interest
10 on Said Notes from Federal Income Taxation; and
11 Authorization Such Further Actions and Making
12 Such Determinations as it may be Necessary or
13 Appropriate to Effectuate the Issuance and Sale
14 of Notes.

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

17 MAYOR STACK: Sure.

18 Just before we do, just for the public's
19 knowledge, on number 6, the Contract for Palisade
20 Avenue Improvements, that will be from Paterson
21 Plank Road to 14th Street this year. That will be
22 our new sidewalks, new street tree planting and
23 decorative lighting.

24 In addition to that, on the Contract for
25 City Hall Improvements and Exterior Masonry

1 Repairs is the problems we've been having with
2 the leaks in City Hall. That's something that
3 we're addressing.

4 In addition to that, the --

5 That was basically it.

6 Anyone wishing to comment at this time,
7 please step forward, state your name and address
8 for the record.

9 Mr. Price?

10 MR. PRICE: Larry Price, --

11 Here? Right?

12 MAYOR STACK: Yeah, that's fine.

13 MR. PRICE: Larry Price, 1006 Palisade
14 Avenue.

15 I have a question about three items.

16 Number one is number 7.

17 The Resolution for an Emergency
18 Appropriation to Fund a Temporary Structural
19 Deficit.

20 What is that all about?

21 MAYOR STACK: Sure.

22 Tammy?

23 Is Tammy here?

24 MS. ZUCCA: I'm here.

25 MAYOR STACK: Come right up, Tammy. If you

1 | could stand right over here.

2 | MS. ZUCCA: Absolutely.

3 | MAYOR STACK: Tammy is the Chief Financial
4 | Officer.

5 | MS. ZUCCA: Yes. Nice to meet you.

6 | That Resolution is to fund the over
7 | expenditure we had last year with the health
8 | insurance.

9 | MR. PRICE: Okay.

10 | MS. ZUCCA: It was -- it was \$8 million
11 | last year but we were able to come up with \$2
12 | million to fund it ourselves. The other six
13 | million is being funded through a note, which
14 | we're going to borrow from --

15 | MR. PRICE: That's item 20.

16 | MS. ZUCCA: That is the same thing as item
17 | 20. It's two different Resolutions --

18 | MR. PRICE: Okay.

19 | MS. ZUCCA: -- but it's the same --

20 | MR. PRICE: But we did an amendment change
21 | a month or two back on the budget --

22 | MS. ZUCCA: Um-hum.

23 | MR. PRICE: -- where the transitional aid
24 | got boosted from eight and a half million to 20
25 | million --

1 MS. ZUCCA: Well, that's the --

2 MR. PRICE: -- and that was supposed to
3 take of the structural deficit.

4 Why are we having to take care of the
5 structural deficit a second time?

6 MS. ZUCCA: Well, it's not. The 20 million
7 was to cover current year expenditures because
8 the increase in health benefits rolled over from
9 last year to this year.

10 MAYOR STACK: Exactly.

11 MS. ZUCCA: So we had to put 14 million
12 into the health benefits for this year because
13 that's what the insurance company said it was
14 going to cost.

15 MR. PRICE: Fourteen million more or 14 --

16 MS. ZUCCA: Fourteen out of the 20.

17 The additional -- well, actually we got an
18 additional ten million; it wasn't 20 million.
19 Because we had ten million the year before. So
20 we got another ten. That ten went to fund this
21 year's health benefits. And we still had six
22 left over from last year.

23 MR. PRICE: Okay, but this year it -- the
24 budget year that we're in, --

25 MS. ZUCCA: This budget year.

1 MR. PRICE: -- are we getting 20 million or
2 ten million --

3 MS. ZUCCA: Twenty million.

4 MR. PRICE: Twenty million.

5 MS. ZUCCA: Correct.

6 MR. PRICE: Fourteen million of which is
7 going to employee benefits, basically.

8 MS. ZUCCA: Ten million is going to the
9 health benefits.

10 MR. PRICE: Okay.

11 MS. ZUCCA: All right?

12 If you think that last year we already had
13 ten million of transitional aid.

14 MR. PRICE: Okay.

15 MS. ZUCCA: Just for year '18; we had ten
16 million in transitional aid.

17 This year we got 20. So we got an
18 additional ten to cover the increase just in the
19 health benefits from this year, fiscal '19.

20 MR. PRICE: Okay.

21 MAYOR STACK: Because we --

22 MR. PRICE: And that --

23 MAYOR STACK: -- we were -- because we were
24 self-insured at the time, Larry.

25 MS. ZUCCA: Correct.

1 MR. PRICE: Right.

2 MS. ZUCCA: We're still --

3 MAYOR STACK: Now we're going to fully
4 insured as of July 1st.

5 MS. ZUCCA: As of July.

6 MAYOR STACK: We just had a very bad year
7 where we had, you know, more than just -- more
8 than just a few employees -- several employees
9 were very sick. We had a few that were
10 terminally ill. And then there was an also an
11 issue with the flu epidemic and people going to
12 the emergency room in the hundreds.

13 MR. PRICE: Right.

14 Okay.

15 Then back to item 7.

16 MS. ZUCCA: Um-hum.

17 MR. PRICE: How does that relate to item 7
18 that we have a structural deficit?

19 MS. ZUCCA: That was last year \$8 million
20 that we had from the health benefits.

21 When I say last year I mean fiscal year
22 '18.

23 MR. PRICE: Okay.

24 MS. ZUCCA: So we were \$8 million over
25 because of all of the sickness that we had in the

1 City.

2 MR. PRICE: Okay.

3 MS. ZUCCA: So that six is to cover the
4 fiscal '18. The additional ten that we got in
5 transitional aid for this year went to this
6 year's health benefits. So we didn't have
7 another \$8 million deficit like we had the year
8 before.

9 MR. PRICE: Okay. Well, I won't belabor
10 it.

11 I think you've answered item 20.

12 MS. ZUCCA: Yes.

13 MR. PRICE: We're borrowing money because
14 we've got to fund this --

15 MS. ZUCCA: Correct.

16 MR. PRICE: -- deficit?

17 MS. ZUCCA: Yes.

18 MR. PRICE: Okay, then the other -- other
19 question I have is on 9, which is the contract
20 for the City Hall roof.

21 How much is it?

22 CITY CLERK: I believe it's a little over
23 two million.

24 MR. PRICE: Two million?

25 CITY CLERK: Correct.

1 MR. PRICE: Oh. We were talking about six
2 million a month ago.

3 MAYOR STACK: Well with the HVAC, Larry,
4 also. That's a separate -- that would be a
5 separate -- a separate contract.

6 CITY CLERK: I'm sorry. Excuse me. It's
7 1.6.

8 MAYOR STACK: 1.6.

9 MR. PRICE: 1.6.

10 CITY CLERK: That's just for the roof.

11 MR. PRICE: Okay.

12 But that's - yeah, that's -- that's a
13 quarter of what we were talking about a month
14 ago.

15 Okay.

16 Thank you.

17 MAYOR STACK: Thank you.

18 Anyone else wishing to comment at this
19 time, please step forward, state your name and
20 address for the record.

21 I would just like to thank those that are
22 here tonight. The Commissioners and myself move
23 a hundred percent of the meetings throughout the
24 City and we'd just like to thank those residents
25 that are here.

1 Anyone else on the Consent Agenda?

2 Seeing none.

3 I'll make a motion on the Consent Agenda.

4 CITY CLERK: Motion to close public comment
5 by Mayor Stack.

6 Second?

7 COMMISSIONER FERNANDEZ: Second.

8 CITY CLERK: Second by Commissioner
9 Fernandez.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 CITY CLERK: Commissioner Grullon?

13 COMMISSIONER GRULLON: Yes.

14 CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 CITY CLERK: Commissioner Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20 CITY CLERK: Thank you.

21 May I have a motion to approve all items on
22 Consent?

23 COMMISSIONER VALDIVIA: Motion.

24 CITY CLERK: Motion by Commissioner
25 Valdivia.

1 Second?

2 COMMISSIONER GRULLON: Second.

3 CITY CLERK: Second by Commissioner

4 Grullon.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes, with the
7 exception of Claims PO ID number 19003505.

8 I think we should hold that for further
9 review.

10 Otherwise, yes on the rest.

11 CITY CLERK: Okay, so a motion was made by
12 Commissioner Fernandez to hold that item for
13 review.

14 And he's making a motion to approve all
15 items.

16 May I have a second on that motion?

17 MAYOR STACK: Second.

18 CITY CLERK: Second by Mayor Stack.

19 We're going to vote on that motion to
20 withhold the one payment.

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: Yes.

4 CITY CLERK: And Mayor Stack?

5 MAYOR STACK: Yes.

6 CITY CLERK: Thank you.

7

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

10 **REGULAR AGENDA:**

11 1. RESOLUTION APPROVING A PAYMENT OF CLAIM FOR
12 THE UNION CITY BOARD OF EDUCATION.)

13

14 CITY CLERK: There's one item on the
15 Regular Agenda this evening.

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

18 MR. AUTERI: Ordinarily, Commissioners
19 Valdivia and Grullon would not vote on Board of
20 Ed matters. However, tonight we will invoke the
21 doctrine of necessity.

22 CITY CLERK: May I have a motion to approve
23 item 1?

24 COMMISSIONER GRULLON: Motion.

25 CITY CLERK: Motion by Commissioner

1 Grullon.

2 Second?

3 COMMISSIONER VALDIVIA: Second.

4 CITY CLERK: Second by Commissioner

5 Valdivia.

6 Commissioner Fernandez is recusing.

7 Commissioner Grullon?

8 COMMISSIONER GRULLON: Yes.

9 CITY CLERK: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 CITY CLERK: Commissioner Martinetti is
12 recusing.

13 Mayor Stack?

14 MAYOR STACK: Yes.

15 CITY CLERK: Thank you.

16

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

18

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

22 MAYOR STACK: Sure.

23 Just before I do, I would just like to

24 thank the Commissioners and, specifically,

25 Commissioner Fernandez for the great job that he

1 | did with the -- with the concert that we held in
2 | Union City recently.

3 | A hundred percent of the concert was paid
4 | for outside of City funds; there were no City
5 | funds used whatsoever for the concert. And we
6 | had almost 10,000 residents come out to the
7 | concert.

8 | And, just as a compliment to Union City,
9 | not mentioning the concert or -- or how it was
10 | put together, but just a compliment to all the
11 | residents that came, whether they were from Union
12 | City or surrounding communities, we didn't have
13 | one problem at that event. Not one argument.
14 | Not one fight. And when you're bringing that
15 | many people together, sometimes you'll have an
16 | issue.

17 | I would just like to compliment the
18 | residents of Union City and of Hudson County who
19 | attended the event that night. We got a lot of
20 | good feedback. Hopefully it's something we can
21 | do once a year going forward. As long as we can
22 | afford it on -- on the private end.

23 | But I would just like to thank everyone.

24 | And just before -- any-- anyone wishing to
25 | comment on any matter concerning municipal

1 government in the City of Union City, please step
2 forward, state your name and address for the
3 record.

4 Seeing none.

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

7 COMMISSIONER FERNANDEZ: Motion.

8 CITY CLERK: Motion by Commissioner
9 Fernandez.

10 Second?

11 COMMISSIONER GRULLON: Second.

12 CITY CLERK: Second by Commissioner
13 Grullon.

14 Commissioner Fernandez?

15 COMMISSIONER FERNANDEZ: Yes.

16 CITY CLERK: Commissioner Grullon?

17 COMMISSIONER GRULLON: Yes.

18 CITY CLERK: Commissioner Valdivia?

19 COMMISSIONER VALDIVIA: Yes.

20 CITY CLERK: Commissioner Martinetti?

21 COMMISSIONER MARTINETTI: Yes.

22 CITY CLERK: Mayor Stack?

23 MAYOR STACK: Yes.

24 CITY CLERK: Thank you.

25 * * *

1 LIQUOR LICENSE MATTERS:

2

3 1. Henry & Larry, Inc.

4 t/a Twin City Liquors

5 Location: 4818 Bergenline Avenue

6 Liquor License No. 0910-44-003

7 2. El Idolo, LLC

8 t/a Angelo's Cafe

9 Location: 4215 Park Avenue

10 Liquor License No. 0910-33-111-008

11

12 CITY CLERK: Mayor, at this time we have

13 Liquor License Disciplinary Hearings.

14 MAYOR STACK: Sure.

15 Mr. Farmer?

16 MR. FARMER: Yes.

17

18

* * *

19

20

21

22

23

24

25

1 Harry & Larry, Inc.

2 t/a Twin City Liquors

3 Location: 4818 Bergenline Avenue

4 Liquor License No. 0910-44-003

5

6 MR. FARMER: You have two matters on your
7 agenda.

8 Enter our appearance.

9 The first matter is Harry and Larry, Twin
10 City Liquor, located at 4818 Bergenline Avenue.

11 MR. DILLON: Excuse me? Could I get your
12 appearance --

13 MR. FARMER: Gregory Farmer, on behalf of
14 the Board.

15 MR. DILLON: -- for the record?

16 MR. FARMER: Mr. Bianciella is here --

17 MR. DILLON: Could I get his name for the
18 record?

19 MR. FARMER: Huh?

20 MR. DILLON: Could I get his name for the
21 record?

22 MR. FARMER: Yeah.

23 MR. BIANCIELLA: It's Anthony Bianciella.

24 B-I-A-N-C-I--

25 MR. DILLON: I'm sorry. B-I?

1 MR. BIANCIELLA: B like boy.

2 MR. DILLON: B-I--

3 MR. BIANCIELLA: --A-N-C-I-E-L-L-A.

4 MR. DILLON: I'm sorry.

5 MR. FARMER: Okay?

6 MR. DILLON: I can't hear with the air
7 conditioner --

8 MR. BIANCIELLA: That's okay.

9 MR. FARMER: The -- the charges against
10 Twin City are the -- not the aftermath but as a
11 result of the sting operation that was commenced
12 in Union City with a undercover police officer
13 who was under the age of 21. Went into liquor
14 stores in the City and attempted to buy liquor at
15 the store. One or two of them denied the request
16 but -- let's see, we got one, two, three, four,
17 five, six, seven, eight, nine of them did not.

18 So we have nine charges. Eight of them
19 have been --

20 MAYOR STACK: Nine liquor stores?

21 MR. FARMER: Huh?

22 MAYOR STACK: Nine liquor stores?

23 MR. FARMER: Yeah. They're right here; you
24 want to see it?

25 MAYOR STACK: Okay.

1 Thank you.

2 Okay.

3 MR. FARMER: They've all -- and behind that
4 are the accompanying resolutions.

5 Those eight all were resolved roughly in --
6 it happened on March 2nd. Really they got
7 resolved towards the end of March and during the
8 month of April. Except for Twin City who the
9 licensee was ill at the time and it was postponed
10 until she was well enough to come to court.

11 MAYOR STACK: Thank you very much.

12 MR. FARMER: And it was supposed to be on a
13 couple weeks ago but Mr. Bianciella had a
14 personal family matter, so we put it on and it's
15 on for tonight.

16 And with respect to it, I understand what
17 Mr. Bianciella wants to do is is exactly what
18 everybody else did, enter a plea of non vult or
19 guilty for a ten day suspension. He can pick the
20 days. And he would -- he or his client would
21 like to address the Board with respect to the ten
22 days that everybody else got.

23 MAYOR STACK: Sure.

24 Sure, go ahead.

25 MR. BIANCIELLA: Thank you, Mayor.

1 MAYOR STACK: Sure.

2 MR. BIANCIELLA: Mayor, Maria Weinstein
3 (phonetic) is here with me tonight. And Maria
4 Weinstein wanted me to point out that she's owned
5 this store --

6 MR. DILLON: Just to the mic here.

7 MAYOR STACK: Just if you could --

8 MR. BIANCIELLA: Oh, I'm sorry.

9 MAYOR STACK: -- just so they could --

10 MR. BIANCIELLA: Sure.

11 MAYOR STACK: -- get it on the record.

12 MR. BIANCIELLA: Sure.

13 Just wanted me to point out that she's now
14 owned this store for 47 years. In 47 years she's
15 never appeared before this Board; not on a paper
16 violation, not any violation whatsoever.

17 She's also -- her and her husband -- owned
18 the property where this liquor store is and never
19 once in her life has she appeared in a court.

20 She's an outstanding resident of the City
21 of Union City; an outstanding business person.

22 I did see a picture of the police officer.
23 They have cameras of everything. And again,
24 subjective as it may be, he does not appear to be
25 21 years old. That's why nine other stores sold

1 to this gentleman.

2 She feels that, you know, if there's any
3 way the Board would, you know, consider these
4 facts and grant her some kind of leniency, --
5 again, operating a store for 47 years, not one
6 violation. I mean that's a pretty amazing
7 record --

8 MAYOR STACK: I agree.

9 MR. BIANCIELLA: -- and she --

10 MAYOR STACK: I -- I've always known that
11 your client always ran a good operation.

12 I know long before I became the Mayor that
13 they've always run a good operation; that there's
14 never any issue up there. I've known that
15 firsthand myself as the -- as the Mayor and a
16 resident of Union City.

17 Believe me, there's not many places where
18 I'll say we've never had a problem at them,
19 whether it's a liquor store or a liquor
20 establishment in the City, because it's not the
21 case. But I know in your case that's -- that's
22 -- in your client's case that that's true.

23 Mr. Farmer, did we have anybody else on
24 this list that never had a violation before,
25 similar to this?

1 And is that true what's been represented?

2 MR. FARMER: What he just said is true.

3 MAYOR STACK: Okay.

4 MR. FARMER: They do not.

5 I don't know about the others because they
6 just came in and pleaded guilty.

7 MAYOR STACK: Okay.

8 MR. FARMER: And none of them deviated.

9 I guess I could pull out the -- the other
10 eight and look at them.

11 MAYOR STACK: Okay.

12 MR. FARMER: But, you know, I can't answer
13 that now.

14 MAYOR STACK: I just want to -- I want to
15 be --

16 MR. FARMER: But --

17 MAYOR STACK: -- fair and even-handed
18 across the Board, obviously. The Board and I
19 have to treat everyone, you know, as the same as
20 -- as an owner.

21 But if there's never been a violation
22 before and the others have multiple violations, I
23 think that would weigh in. I mean it would have
24 to weigh in.

25 MR. BIANCIELLA: Well, if the others had

1 multiple violations, the penalties would be --

2 MAYOR STACK: Yes.

3 MR. BIANCIELLA: -- different.

4 MAYOR STACK: Yes.

5 MR. BIANCIELLA: And -- and --

6 MAYOR STACK: Lieutenant, do you know, on
7 -- on any background -- not on this establishment
8 but on the other ones --

9 LIEUTENANT LOACES: Well, I have --

10 MAYOR STACK: -- is that why --

11 LIEUTENANT LOACES: -- I have been involved
12 with ABC for many years now, as you know. And
13 the other eight establishments that pled already
14 and that we're speaking of, they all had history.

15 I can honestly say to my -- the best of my
16 recollection, I have never had any incident
17 whatsoever that I was directly involved in or
18 made aware of pertaining to Twin City Liquors.

19 MAYOR STACK: What I -- what I was --
20 always, you know, appreciate is when a -- when a
21 business is run -- is run by a family and they're
22 in the business all day. And I know that's been
23 the case, even with the late Mr. Weinstein. I
24 know he was always in the establishment.

25 But if maybe if you can go back, Greg?

1 Maybe we can hear the next case. You can --
2 we'll -- we'll hold this off for a few minutes?

3 MR. FARMER: Well, I -- I don't have the
4 other files here.

5 MAYOR STACK: Oh, you don't have them.
6 Okay.

7 MR. FARMER: No.

8 So I'd have to -- do you want to put it on
9 for -- for the next meeting, I'll --

10 MAYOR STACK: Why don't you do that?

11 MR. FARMER: -- I'll --

12 MAYOR STACK: And then --

13 MR. FARMER: -- I'll go --

14 MAYOR STACK: -- go back to the old files.
15 Let's see what the situation is.

16 MR. FARMER: I'll have you -- I'll have a
17 history sheet for each and every one of them.

18 MAYOR STACK: Yeah.

19 I mean we've done it in the past when we
20 had other places that never had a violation --

21 MR. FARMER: Um-hum.

22 MAYOR STACK: -- before.

23 MR. FARMER: Okay.

24 MAYOR STACK: You can go back and then you
25 could discuss it. And we'll put it on for the

1 next meeting.

2 MR. BIANCIELLA: Sure.

3 Mayor, -- Mayor, if the --

4 MAYOR STACK: Sure.

5 MR. BIANCIELLA: -- Commissioners have any
6 questions of Mrs. Weinstein; she's here tonight.

7 I -- I -- it's difficult for her to --

8 MAYOR STACK: No, I --

9 MR. BIANCIELLA: -- get up and down the --

10 MAYOR STACK: -- I -- I --

11 MR. BIANCIELLA: -- stairs.

12 MAYOR STACK: -- take your representation
13 on the record.

14 MR. BIANCIELLA: Okay.

15 MAYOR STACK: No problem at all.

16 MR. BIANCIELLA: So then she won't come
17 back the next time?

18 MAYOR STACK: No, it's not a problem.

19 MR. BIANCIELLA: If I could just --

20 MAYOR STACK: It's not a problem at all.

21 MR. BIANCIELLA: -- add one other thing?

22 MAYOR STACK: Sure.

23 MR. BIANCIELLA: Union City does a great
24 thing with their training for the individual, --

25 MAYOR STACK: Yes.

1 MR. BIANCIELLA: -- you know, to prevent
2 these things from happening.

3 Despite her age, Mrs. Weinstein actually
4 attends. The gentleman that actually sold to a
5 minor has worked in this store for ten years and
6 another liquor store prior to that for another
7 ten -- ten years.

8 So he's literally worked in a liquor store
9 for 20 years and he, too, has an impeccable
10 record up until this --

11 MAYOR STACK: Just make sure we're proofing
12 everybody going forward.

13 MR. BIANCIELLA: Oh, absolutely.
14 Absolutely.

15 MAYOR STACK: No problem.

16 Then you and Mr. Farmer can confer -- and
17 we'll put it on for the next meeting -- just to
18 go back and research the files.

19 MR. BIANCIELLA: Thank you, Mayor.

20 MAYOR STACK: Okay?

21 MR. FARMER: Okay.

22 MAYOR STACK: Thank you very much.

23 MR. BIANCIELLA: Take care, everybody.

24 MAYOR STACK: Thank you.

25 CITY CLERK: May I have a motion to table?

1 MAYOR STACK: Thank you.

2 Have a good evening.

3 COMMISSIONER FERNANDEZ: Motion.

4 CITY CLERK: Motion by Commissioner
5 Fernandez.

6 MAYOR STACK: Thank you.

7 CITY CLERK: Second?

8 MAYOR STACK: Second.

9 CITY CLERK: Second by Mayor Stack.
10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 CITY CLERK: Commissioner Grullon?

13 COMMISSIONER GRULLON: Yes.

14 CITY CLERK: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 CITY CLERK: Commissioner Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

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1 El Idolo, LLC

2 t/a Angelo's Café

3 Location: 4215 Park Avenue

4 Liquor License No. 0910-33-111-008

5

6 MR. FARMER: The next one is Angelo's Café.

7 With respect to Angelo's Café, this is a --
8 a violation of hours.

9 There's a provision -- a special condition
10 restricting the hours that the -- they can sell
11 liquor.

12 The police officers came in and thought
13 that they were selling liquor after the
14 prescribed hour and when they asked the licensee
15 for proof of what he was saying, he -- couldn't
16 be produced.

17 We've dug up the original Resolution and
18 with respect to the -- the hours, the Resolution
19 reads like this:

20 The licensee will close both the tavern and
21 the café restaurant for all business, including
22 the sale and consumption of food and liquor, from
23 Monday through Thursday at 12 a.m., except Friday
24 evening and Saturday evening, where the licensee
25 will be permitted to remain open until one a.m.

1 on the condition that all music ceases as 12 a.m.

2 That -- that was passed September 26th,
3 2017.

4 The police officers are here. I spoke to
5 them. I also spoke to Lieutenant Loaces.
6 Apparently, when the police went in, they went in
7 after 12 but before one. So he was legitimately
8 able to be open.

9 So I would just ask that it be dismissed.

10 MAYOR STACK: Okay.

11 MR. FARMER: And Lieutenant Loaces --

12 MAYOR STACK: Lieutenant?

13 MR. FARMER: -- confers with that.

14 LIEUTENANT LOACES: And as far as the music
15 component of the condition is -- is concerned, I
16 spoke to the Detective who was present on scene
17 and he stated that there was no music playing at
18 that time.

19 So I -- so they were not in violation.

20 MAYOR STACK: Thank you very much.

21 MR. FARMER: Okay?

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

23 MR. FARMER: That's it.

24 MAYOR STACK: -- to dismiss.

25 CITY CLERK: Motion by Mayor Stack.

1 Second?

2 COMMISSIONER FERNANDEZ: Second.

3 CITY CLERK: Second by Commissioner
4 Fernandez.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 CITY CLERK: Commissioner Grullon?

8 COMMISSIONER GRULLON: 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

17 * * *

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19 MAYOR STACK: And, Mr. Farmer, maybe you
20 and the Lieutenant can confer on the prior one to
21 see what --

22 MR. FARMER: All right.

23 MAYOR STACK: -- what the backgrounds are
24 and everything.

25 MR. FARMER: Okay.

1 MAYOR STACK: Okay?

2 Thank you very much.

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

3 **CONSENT AGENDA:**

4 (1) Resolution Approving the Payment of Claims

5

6 CITY CLERK: Mayor, it's been brought to my
7 attention that Commissioner Martinetti would like
8 to reconsider her vote on item 1 on the Consent
9 Agenda.

10 MAYOR STACK: Sure.

11 CITY CLERK: So at this time I believe she
12 wants to make a motion to reconsider item 1, a
13 Resolution Approving the Payment of Claims.

14 Is that correct, Commissioner?

15 COMMISSIONER MARTINETTI: Yes. Correct.

16 CITY CLERK: Okay, --

17 COMMISSIONER MARTINETTI: I'm recusing --

18 CITY CLERK: -- so there -- there's a
19 motion to reconsider that.

20 May I have a -- may I have a second?

21 COMMISSIONER FERNANDEZ: Second.

22 COMMISSIONER GRULLON: Second.

23 CITY CLERK: Second by Commissioner
24 Fernandez.

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: I'm recusing on
8 payments pertaining to North Hudson Regional and
9 Adolfo Lopez.

10 CITY CLERK: Thank you.

11 COMMISSIONER MARTINETTI: Aye on the rest.

12 CITY CLERK: Thank you.

13 And Mayor Stack?

14 MAYOR STACK: Yes.

15 CITY CLERK: Thank you.

16

17 **ADJOURNMENT:**

18

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

21 May I have a motion to adjourn?

22 MAYOR STACK: Motion.

23 CITY CLERK: Motion.

24 Second by Commissioner Fernandez.

25 Motion by Mayor Stack.

1 Commissioner Fernandez?

2 COMMISSIONER FERNANDEZ: Yes.

3 CITY CLERK: 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: Mayor Stack?

10 MAYOR STACK: Yes.

11 CITY CLERK: Thank you very much.

12 MAYOR STACK: Thank you, everyone.

13 Have a good evening, everyone.

14 Tammy, thank you.

15

16 (Whereupon, the proceedings were concluded
17 at 7:22 p.m.)

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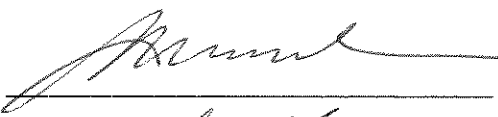
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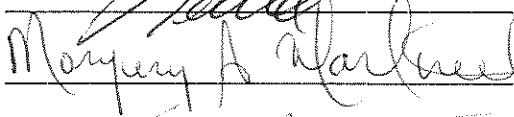
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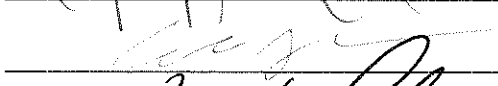
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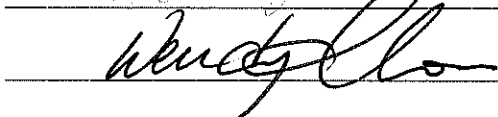
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Brian P. Stack

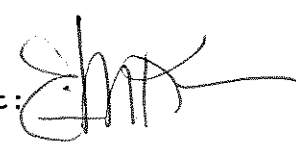

Lucio P. Fernandez


Maryury A. Martinetti


Celin J. Valdivia


Wendy A. Grullon

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, June 11, 2019 and digitally
10 recorded.

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Karen A. Marino

AOC 493

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24 Monitored by: Kevin Dillon, Jr.

25 Proofread by: Deborah Dillon