

ORIGINAL

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

REGULAR MEETING

TRANSCRIPT OF RECORDED

PROCEEDINGS

Saint Anthony's School
700 Central Avenue
Union City, New Jersey

Wednesday, November 6, 2019
Commencing at 7:02 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.
audiots@aol.com



Transcription Service

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

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

SOL VILLON, Interpreter

NEIL D. MAROTTA, ESQ.
Attorney for Rent Stabilization Board

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

JOSE RODRIGUEZ, ESQ.

Attorney for R.G. Miranda Corp., t/a El Cuco

ROBERT M. MAYEROVIC, ESQ.

Attorney for Quick Deli & Grocery Limited, t/a
Sol Chicken

ANTHONY J. BIANCIELLA, ESQ.

Attorney for Ganesh Swami, Inc., t/a Union Liquors

I N D E X

	<u>PAGE</u>
CALL TO ORDER	5
SALUTE TO FLAG	5
ROLL CALL	5
APPROVAL OF PREVIOUS MEETING MINUTES	6
ORDINANCE(S) FOR INTRODUCTION	7
CONSENT AGENDA	9
REGULAR AGENDA	14/15
ORDINANCES FOR HEARING AND ADOPTION	16
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	20
LIQUOR LICENSE PUBLIC HEARING	24
R.G. Miranda Corp., t/a El Cuco	26
Ganesh Swami, Inc., t/a Union Liquors	38
Maria Mentiras, t/a La Parrilla Bar & Grill	44
Quick Deli & Grocery Limited, t/a Sol Chicken	31
ADJOURNMENT	48

1 CITY CLERK: This is a Regular Public
2 Meeting of the Union City Board of Commissioners
3 being held on Wednesday, November 6th, 2019, at
4 seven p.m., at the Saint Anthony's School, 700
5 Central 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 CITY CLERK: Thank you.

7

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

10 **APPROVAL OF PREVIOUS MEETING MINUTES -**
11 **OCTOBER 22, 2019.)**

12

13 CITY CLERK: The first item is the Approval
14 of the Previous Meeting Minutes of October 22nd,
15 2019.

16 May I have a motion to approve?

17 COMMISSIONER VALDIVIA: Motion.

18 CITY CLERK: Motion by --

19 COMMISSIONER MARTINETTI: Second.

20 CITY CLERK: -- Commissioner Valdivia.

21 Second by Commissioner Martinetti.

22 Commissioner Fernandez?

23 COMMISSIONER FERNANDEZ: Yes.

24 CITY CLERK: Commissioner Grullon?

25 COMMISSIONER GRULLON: Yes.

1 CITY CLERK: Commissioner Valdivia?

2 COMMISSIONER VALDIVIA: Yes.

3 CITY CLERK: Commissioner Martinetti?

4 COMMISSIONER MARTINETTI: Yes.

5 CITY CLERK: Mayor Stack?

6 MAYOR STACK: Yes.

7 CITY CLERK: Thank you.

8

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

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

12 1. ORDINANCE AMENDING THE REQUIREMENT FOR
13 SURVEILLANCE CAMERAS FOR ALL LIQUOR LICENSE
14 ESTABLISHMENTS.)

15

16 CITY CLERK: There's one Ordinance on for
17 Introduction.

18 Adoption on first reading will authorize
19 the Municipal Clerk to advertise the meet-- the
20 Ordinance, along with the Public Hearing, which
21 will be held on Tuesday, November 19th, 2019, at
22 Colin Powell Elementary School, 1500 New York
23 Avenue, Union City, New Jersey.

24 It's an Ordinance Amending the Requirement
25 for Surveillance Cameras for All Liquor License

1 Establishments.

2 May I have a motion to introduce?

3 COMMISSIONER FERNANDEZ: Motion.

4 CITY CLERK: Motion by Commissioner
5 Fernandez.

6 Second?

7 COMMISSIONER GRULLON: Second.

8 CITY CLERK: Second by Commissioner
9 Grullon.

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 And I -- I also did receive --

21 I didn't get a chance to tell Mr. Farmer
22 yet, but I did receive a phone call today from
23 the Director at the ABC that said we would be
24 getting a letter shortly that they do support the
25 Ordinance.

1 CITY CLERK: Thank you, Mayor.

2

3 (Whereupon, the Board discussed and took
4 action on the following items in total:

5 **CONSENT AGENDA:**

6 (1) Resolution Approving the Payment of Claims

7 (2) Resolution Approving the Payment of
8 Concurring Claims

9 (3) Resolution Approving the City Payroll for
10 the Period of October 12, 2019 through October
11 25, 2019

12 (4) Resolution Approving the Library Payroll
13 for the Period of October 12, 2019 through
14 October 25, 2019

15 (5) Resolution Authorizing a Shared Services
16 Agreement Between the City of Union City and the
17 County of Hudson for the Maintenance of City
18 Owned Traffic Signals July 1, 2019 to June 30,
19 2021

20 (6) Resolution Denying the Renewal of Liquor
21 License No. 0910-33-206-009 Previously Issued to
22 El Mayimbe Discoteque & Nightclub, LLC

23 (7) Resolution Authorizing the Refund of
24 Premium Monies Collected at the Tax Sale

25 (8) Resolution Authorizing the Refund of

1 Redemption Monies to Outside Lienholders

2 (9) Resolution Authorizing the Placement of a
3 Lien on the Property Known as 1009-15 Central
4 Avenue in the City of Union City for Emergency
5 Off-Duty Police Detail Cost

6 (10) Resolution Authorizing the Award of a
7 Contract for Planning Board Counsel for the City
8 of Union City to Cleary, Giacobbe, Alfieri and
9 Jacobs, LLC for 2019-2020

10 (11) Resolution Authorizing the Award of a
11 Contract for Legal Aide to Dario, Albert, Metz
12 and Eyerman, LLC for 2019-2020

13 (12) Resolution Approving Participation in the
14 Sourcewell Cooperative to Lease Purchase Vehicles
15 for the Police Department through Enterprise
16 Fleet Management

17

18 CITY CLERK: There are 12 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 City Payroll for the October 12th, 2019 through

1 October 25th, 2019.

2 The fourth is a Resolution Approving the
3 Library Payroll for the Period of October 12th,
4 2019 through October 25th, 2019.

5 The fifth is a Resolution Authorizing a
6 Shared Service Agreement Between the City of
7 Union City and the County of Hudson for the
8 Maintenance of City Owned Traffic Signals for
9 July 1st, 2019 through June 30th, 2021.

10 The sixth is a Resolution Denying the
11 Renewal of the Liquor License Number
12 0910-33-206-009 Previously Issued to El Mayimbe
13 Discotheque and Nightclub, LLC.

14 The seventh is a Resolution Authorizing
15 Refund of Premium Monies Collected at the Tax
16 Sale.

17 The eighth is a Resolution Authorizing the
18 Refund of Redemption Monies to Outside
19 Lienholders.

20 The ninth is a Resolution Authorizing the
21 Placement of a Lien on the Property Known as
22 1009-15 Central Avenue in the City of Union City
23 for Emergency Off-Duty Police Detail Cost.

24 The tenth is a Resolution Authorizing an
25 Award of a Contract for Planning Board Counsel

1 for the City of Union City to Cleary, Giacobbe,
2 Alfieri and Jacobs, LLC for 2019-2020.

3 The eleventh is a Resolution Authorizing an
4 Award of a Contract for Legal Aide to Dario,
5 Albert, Metz and Eyerman, LLC, 2019 to 2020.

6 And the twelfth is a Resolution Approving
7 Participation in Sourcewell Cooperative to Lease
8 Purchase Vehicles for the Police Department
9 through Enterprise Fleet Management.

10

11 CITY CLERK: Mayor, at this time would you
12 like to take comment on the Consent Agenda?

13 MAYOR STACK: Sure.

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

17 On the Consent Agenda.

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 MARTINETTI: Second.

1 CITY CLERK: Second by Commissioner
2 Martinetti.
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 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: 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

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

12 **REGULAR AGENDA:**

13 1. RESOLUTION APPROVING A PAYMENT OF CLAIM TO
14 THE UNION CITY BOARD OF EDUCATION.)

15

16 CITY CLERK: There are two items on the
17 Regular Agenda.

18 The first is a Resolution Approving a
19 Payment of Claim for the Union City Board of
20 Education.

21 MR. AUTERI: Ordinarily, Commissioner
22 Grullon and Valdivia wouldn't vote on Board of Ed
23 matters. However, tonight we'll invoke the
24 doctrine of necessity.

25 CITY CLERK: May I have motion to approve

1 item 1?

2 COMMISSIONER GRULLON: Motion.

3 CITY CLERK: Motion by Commissioner

4 Grullon.

5 MAYOR STACK: Second.

6 CITY CLERK: Second by Mayor Stack.

7 Commissioner Fernandez is recusing.

8 Commissioner Grullon?

9 COMMISSIONER GRULLON: Yes.

10 CITY CLERK: Commissioner Valdivia?

11 COMMISSIONER VALDIVIA: Yes.

12 CITY CLERK: Commissioner Martinetti is

13 recusing.

14 And Mayor Stack?

15 MAYOR STACK: Yes.

16 CITY CLERK: Thank you.

17

18 (Whereupon, the Board discussed and took

19 action on the following item:

20 **REGULAR AGENDA:**

21 2. RESOLUTION APPROVING A PAYMENT OF CLAIMS TO
22 THE GRACE THEATRE WORKSHOP.)

23

24 CITY CLERK: The second -- the second is a

25 Resolution Approving a Payment of Claim for the

1 Grace Theatre Workshop.

2 May I have a motion --

3 COMMISSIONER MARTINETTI: Motion.

4 CITY CLERK: Motion by?

5 I'm sorry.

6 COMMISSIONER MARTINETTI: Motion.

7 CITY CLERK: Commissioner Martinetti.

8 MAYOR STACK: Second.

9 CITY CLERK: Second by Mayor Stack.

10 Commissioner Fernandez is recusing.

11 CITY CLERK: Commissioner Grullon?

12 COMMISSIONER GRULLON: Yes.

13 CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 CITY CLERK: Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 CITY CLERK: Mayor Stack?

18 MAYOR STACK: Yes.

19 CITY CLERK: Thank you.

20

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

23 **ORDINANCES FOR HEARING AND ADOPTION**

24 **CONSIDERATION:**

25 1. ORDINANCE AMENDING CHAPTER 334 OF THE CITY

1 OF UNION CITY ENTITLED "RENT STABILIZATION".)

2

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

5 It's an Ordinance Amending Chapter 334 of
6 the City of Union City Entitled Rent
7 Stabilization.

8 Mayor, at this time, I believe Mr. Marotta
9 is here, but if you want to take public comment
10 on this Ordinance?

11 MAYOR STACK: Sure.

12 Anyone wishing to comment on the Rent
13 Stabilization Ordinance.

14 I'd like to thank Mr. Marotta, Angelo
15 Auteri, all those that participated; Erin, the
16 City Clerk, Mary Jo Whateley, Barry Sarkisian who
17 also participated.

18 Am I forgetting anybody, Angelo?

19 MR. AUTERI: No, I don't think so.

20 MAYOR STACK: Everyone who participated in
21 really cleaning up the Ordinance and trying to
22 make it better for -- for all involved in the
23 City of Union City.

24 Anyone wishing to comment at this time,
25 please step forward, state your name and address

1 for the record.

2 Seeing none.

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

5 COMMISSIONER FERNANDEZ: Motion.

6 CITY CLERK: Motion by Commissioner
7 Fernandez.

8 Second?

9 COMMISSIONER GRULLON: Second.

10 CITY CLERK: Second by Commissioner
11 Grullon.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 CITY CLERK: Commissioner Grullon?

15 COMMISSIONER GRULLON: Yes.

16 CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 CITY CLERK: Commissioner Martinetti?

19 COMMISSIONER MARTINETTI: Yes.

20 CITY CLERK: Mayor Stack?

21 MAYOR STACK: Yes.

22 And I'd just like to give a special thank
23 you to Neil Marotta.

24 Neil, thanks for everything you've done and
25 the good work you've done for us.

1 MR. MAROTTA: Keep --
2 MAYOR STACK: Thank you very much.
3 MR. MAROTTA: -- going forward.
4 MAYOR STACK: Thank you very much.
5 CITY CLERK: Thank you.
6 Thank you, Mayor.
7 May I have a motion to adopt?
8 COMMISSIONER FERNANDEZ: Motion.
9 CITY CLERK: Motion by Commissioner
10 Fernandez.
11 Second?
12 COMMISSIONER GRULLON: Second.
13 CITY CLERK: Second by Commissioner
14 Grullon.
15 Commissioner Fernandez?
16 COMMISSIONER FERNANDEZ: Yes.
17 CITY CLERK: Commissioner Grullon?
18 COMMISSIONER GRULLON: Yes.
19 CITY CLERK: Commissioner Valdivia?
20 COMMISSIONER VALDIVIA: Yes.
21 CITY CLERK: Commissioner Martinetti?
22 COMMISSIONER MARTINETTI: Yes.
23 CITY CLERK: Mayor Stack?
24 MAYOR STACK: Yes.
25 CITY CLERK: Thank you.

1

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

3

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

7

MAYOR STACK: Sure.

8

9 Anyone at this time, please step forward,
10 state your name and address for the record, on
11 any matter concerning municipal government in the
12 City of Union City.

12

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

14

15 I've mentioned this before. I have a
16 growing concern about the concrete that's being
17 laid on Palisade Avenue.

17

18 MAYOR STACK: We're going to do cleanup,
19 Larry, right now.

19

20 I -- I called them this morning and I said
21 to them --

21

22 We still have a temperature that we're
23 still pretty much okay with but I've asked them
24 to stop doing the work. To get up -- tighten up
25 what we have so far, finish the stonework, and
stop for -- for the year right now and then

1 return back in April.

2 MR. PRICE: Well, I did a little reading on
3 the temperature. First of all, the reading I
4 have, which is standard Google, is that the
5 temperature should remain above 40 degrees.

6 MAYOR STACK: Sure.

7 MR. PRICE: And it's not just during the
8 pouring but also during the curing period, which
9 is a month after --

10 MAYOR STACK: Exactly right.

11 MR. PRICE: -- the concrete --

12 MAYOR STACK: Sometimes even longer.

13 MR. PRICE: Okay.

14 Yes, because the lower the temperature the
15 longer to cure it.

16 It's supposed to be 27 degrees on Friday
17 night.

18 MAYOR STACK: I agree. I agree.

19 You won't see anymore work done. We're
20 going to tighten up right now at the border,
21 which is where we're putting the stone, which is
22 --

23 MR. PRICE: Yeah.

24 MAYOR STACK: -- they're placed in and then
25 they're mortared in place.

1 MR. PRICE: Yeah.

2 MAYOR STACK: That will continue; they'll
3 finish that up. But they're going to tighten up
4 where they are and it will stop on 10th and Pal.
5 I -- I told Ralph Tango; I called him seven
6 o'clock this morning on that.

7 MR. PRICE: Okay.

8 MAYOR STACK: I said finish up, make it
9 safe, and let's just move forward.

10 MR. PRICE: Yeah. Okay.

11 MAYOR STACK: Thank you very much.

12 Anyone else wishing to comment at this
13 time, please step forward.

14 Seeing no other.

15 CITY CLERK: May I have a motion to
16 close -- close Public Comment?

17 COMMISSIONER FERNANDEZ: Motion.

18 CITY CLERK: Motion by Commissioner
19 Fernandez.

20 Second?

21 COMMISSIONER GRULLON: Second.

22 CITY CLERK: Second by Commissioner
23 Grullon.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yes.

1 CITY CLERK: Commissioner Grullon?
2 COMMISSIONER GRULLON: Yes.
3 CITY CLERK: Commissioner Valdivia?
4 COMMISSIONER VALDIVIA: Yes.
5 CITY CLERK: Commissioner Martinetti?
6 COMMISSIONER MARTINETTI: Yes.
7 CITY CLERK: Mayor Stack?
8 MAYOR STACK: Yes.
9 CITY CLERK: Thank you.

10

11

* * *

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 LIQUOR LICENSE PUBLIC HEARING

2

3 1. R.G. Miranda Corp.

4 t/a El Cuco

5 Location: 516 Kennedy Boulevard

6 Liquor License No. 0910-33-141-005

7 (Jose Rodriguez, Esq.)

8

9 2. Ganesh Swami, Inc.

10 t/a Union Liquors

11 Location: 710 Summit Avenue

12 Liquor License No. 0910-44-132-009

13 (Anthony Bianciella, Esq.)

14

15 3. Maria Mentiras

16 t/a La Parrilla Bar & Grill

17 Location: 328 32nd Street

18 Liquor License No. 0910-32-030-015

19 (Scott Bazzani, Esq.)

20

21 4. Quick Deli & Grocery Limited

22 t/a Sol Chicken

23 Location: 2903 Bergenline Avenue

24 Liquor License No. 0910-43-053-010

25 (Robert Mayerovic, Esq.)

1

2

3

CITY CLERK: At this time we have Liquor
License Public Hearing.

4

MAYOR STACK: Thank you, Neil.

5

6

MR. FARMER: Good evening, Mr. Mayor and
Council.

7

8

We have four matters on your calendar this
evening.

9

10

* * *

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 R.G. Miranda Corp.

2 t/a El Cuco

3 Location: 516 Kennedy Boulevard

4 Liquor License No. 0910-33-141-005

5

6 MR. FARMER: The first one is El Cuco.

7 El Cuco -- and the licensee is here.

8 Also, we have Sol Villon who is the court-
9 appointed licensed New Jersey interpreter to
10 interpret.

11 And we also have Mr. Jose Rodriguez who is
12 representing El Cuco.

13 And this is a situation where there was a
14 fight at the bar. It's my understanding that
15 when the Police came there they saw evidence of
16 fight; saw evidence of, you know, cleaning up and
17 getting rid of incriminating evidence. And they
18 were supposed to have the cameras installed and
19 they didn't have that working.

20 Mr. Rodriguez and myself have talked about
21 this a number of times, along with Lieutenant
22 Loaces on two or three occasions.

23 And what we're going to recommend to the
24 Board is this:

25 Mr. Rodriguez is going to enter a plea on

1 | behalf of the licensee; a non vult plea. There
2 | will be, basically, a 32 day suspension; 25 of
3 | which is going to be served.

4 | And that's going to be -- I have the dates
5 | here. I can -- I'll give them to you in a
6 | second.

7 | And seven days will be held in abeyance
8 | pending no further involvement with respect to
9 | any ABC violation until the end of this term,
10 | which will be June 30th.

11 | The days of suspension will be from
12 | November 18th to December 12th; closing at two
13 | a.m. on November 18th and opening up at two a.m.
14 | on July (sic) 13th.

15 | Two stipulations; that there will be no
16 | appeal of this plea, if it's accepted by the
17 | Board and no application to the State to confirm
18 | -- to convert the -- the suspension into a fine.

19 | Those are the stipulations; 25 days to be
20 | served, seven days in abeyance pending good
21 | behavior, until the end of the licensing period.

22 | MAYOR STACK: Okay.

23 | Mr. Rodriguez, if you could enter your
24 | appearance please.

25 | MS. DILLON: Just please step forward.

1 MR. RODRIGUEZ: Mr. Mayor, Council, Jose
2 Rodriguez on behalf of the licensee, El Cuco.

3 My address is 206 West State Street,
4 Trenton, New Jersey. My phone's 609-393-1500.

5 I have had the opportunity to discuss this
6 matter with Mr. Farmer over several conversations
7 and we -- I think that he properly memorialized
8 the terms of -- of the agreement.

9 I then went over the terms of the agreement
10 with my client and my client also understands the
11 terms and has agreed to the terms.

12 She understands that she waives her right
13 to an appeal and that she also waives her right
14 to apply to the State ABC for a monetary penalty
15 in lieu of the suspension.

16 She has also agreed to begin her suspension
17 at two a.m. on November the 18th. And that
18 suspension will end at two a.m. on December the
19 13th. That is the 25 days.

20 One of the things that we also agree to
21 would be the deferment of seven days of the 32
22 day suspension, until the end of the license
23 term, which is on June 30th, 2020.

24 If any similar violations should occur,
25 then the City can take action, if -- if my client

1 is found guilty of a similar violation, not if
2 she's just charged; she has to be found guilty.
3 I just want to make sure we put that on the
4 record.

5 MAYOR STACK: Sure.

6 Thank you very much, Mr. Rodriguez.

7 MR. RODRIGUEZ: And it's always a pleasure
8 to before you, Mr. Mayor.

9 MAYOR STACK: My pleasure.

10 Thank you very much.

11 Good seeing you.

12 Lieutenant Loaces, are you familiar with
13 this whole agreement that was made?

14 LIEUTENANT LOACES: I am. I met with both
15 Mr. Farmer and Mr. Rodriguez --

16 MAYOR STACK: Good.

17 LIEUTENANT LOACES: -- and I think it's an
18 amicable agreement.

19 MAYOR STACK: Okay.

20 I'll make a motion to approve.

21 CITY CLERK: Motion made by Mayor Stack.

22 Second?

23 COMMISSIONER FERNANDEZ: Second.

24 CITY CLERK: Second by Commissioner
25 Fernandez.

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.
12 MAYOR STACK: Thank you very much.
13 Have a good evening.
14 MR. RODRIGUEZ: Thank you.
15 MAYOR STACK: Thank you.

16

17

* * *

18

19

20

21

22

23

24

25

1 Quick Deli & Grocery Limited
2 t/a Sol Chicken
3 Location: 2903 Bergenline Avenue
4 Liquor License No. 0910-43-053-010
5

6 MR. FARMER: Sol Chicken.

7 Bob, you want to just --

8 That's number 4 on your calendar.

9 We'll get to all of them but Mr. Mayerovic
10 was one of the first people here, so he gets a
11 little credit for that.

12 Okay.

13 This is Sol Chicken.

14 And the licensee is here, along with her
15 attorney, Robert Mayerovic.

16 Would you put your --

17 MR. MAYEROVIC: For the record, Robert,
18 middle initial M., Mayerovic, M-A-Y-E-R-O-V-I-C.
19 Appearing on behalf of Sol Chicken.

20 Here with me tonight is Aida Paredes, who
21 is the principal -- principal.

22 MS. DILLON: Mr. Mayerovic, you have to
23 address the --

24 MR. MAYEROVIC: Go ahead.

25 MS. DILLON: -- microphone please.

1 MR. MAYEROVIC: M-A-Y-E-R-O-V-I-C.

2 MS. DILLON: And your client's name?

3 MR. MAYEROVIC: Is Sol Chicken.

4 Sol Chicken; Quick Deli and Grocery.

5 MS. DILLON: Okay but you stated the name
6 of the client.

7 MR. MAYEROVIC: Aida -- the principal is
8 here; Aida Paredes.

9 MS. DILLON: Can you spell her last name?

10 MR. MAYEROVIC: Aida, A-- P-A-R-A-D-E-S
11 (sic).

12 MR. FARMER: Okay.

13 MR. MAYEROVIC: P-A-R-E-D-E-S.

14 MR. FARMER: This is a paper violation.
15 The result of which was a random inspection by
16 members of the Union City Police Department.

17 Sol Chicken has not had any previous
18 violation. None whatsoever.

19 MAYOR STACK: I've -- I've noticed that.
20 Yeah.

21 COMMISSIONER VALDIVIA: I notice that.

22 MR. FARMER: We've -- we've agreed to a
23 three suspension with those dates being December
24 2nd, 3rd, and 4th.

25 MAYOR STACK: Mr. Farmer, I normally don't

1 do this but I know that they've never been before
2 us before and I've never seen any trouble at the
3 location.

4 Unless Lieutenant Loaces disagrees and you
5 disagree with me, I would be willing, on this
6 establishment, -- I've -- I've always seen it to
7 be quiet, I pass there all the time -- you can
8 give a three day, give her for a certain period
9 of time.

10 If they don't have another violation, we
11 just take the -- the suspension away. I'm
12 willing to do that.

13 I don't do it often but I know that they
14 don't cause any trouble and they run a good
15 establishment.

16 MR. FARMER: Okay.

17 How about to the end of the licensing
18 period? That's normally what we do.

19 MR. MAYEROVIC: Okay.

20 MR. FARMER: It will be a three day --
21 three day -- a plea of guilty, three day
22 suspension. That suspension is suspended
23 providing no involvement with any --

24

1 MAYOR STACK: Yeah.

2 MR. FARMER: -- ABC violation until the end
3 of the year, which is June 30th.

4 MAYOR STACK: And -- and you know how we --
5 we treat these violations, Mr. Farmer, but these
6 people I know are very hardworking. You never
7 see them in any -- in any issue in the City.
8 Nothing. No problem whatsoever.

9 And you need more businesspeople like them
10 that run an establishment like that.

11 COMMISSIONER VALDIVIA: Very quiet.

12 MR. MAYEROVIC: What started the problem is
13 when they renewed the license, --

14 MAYOR STACK: Sure.

15 MR. MAYEROVIC: -- they didn't click --
16 they didn't click the button.

17 MAYOR STACK: Right.

18 MR. MAYEROVIC: Because it's now all
19 automated.

20 MAYOR STACK: Sure.

21 MR. MAYEROVIC: And that started the --
22 So we really appreciate, Mr. Mayor and --

23 MAYOR STACK: Absolutely.

24 MR. MAYEROVIC: -- Commissioner, your --
25 your deference --

1 MAYOR STACK: Absolutely.

2 MR. MAYEROVIC: -- in -- in granting that.

3 MAYOR STACK: And keep up the good work

4 that they do.

5 MR. MAYEROVIC: Thank you.

6 MAYOR STACK: Thank you.

7 MR. FARMER: Okay?

8 MR. MAYEROVIC: You'll transfer --

9 MAYOR STACK: Thank you very much.

10 MR. MAYEROVIC: Thank you very much.

11 MAYOR STACK: Thank you.

12 MR. MAYEROVIC: Take care.

13 Thank you very much.

14 Just -- wait, I just want to ask a

15 question. You -- you mentioned an Ordinance

16 requiring --

17 MS. DILLON: Can you please come forward,

18 --

19 MR. MAYEROVIC: -- that all license --

20 MS. DILLON: -- Mr. Mayerovic?

21 MR. MAYEROVIC: You -- you mentioned a --

22 an Ordinance that all licensees now must have a

23 video camera in their locations?

24 MAYOR STACK: Yes.

25 Lieutenant Loaces can go into more detail

1 with you.

2 MR. MAYEROVIC: Yeah, let me go into
3 that --

4 MAYOR STACK: Yes.

5 MR. MAYEROVIC: -- with him.

6 Okay.

7 MAYOR STACK: Yes.

8 MR. FARMER: Okay?

9 LIEUTENANT LOACES: Give me a call --

10 MR. MAYEROVIC: Yes.

11 MAYOR STACK: You got it.

12 MR. MAYEROVIC: Thank you very much.

13 MAYOR STACK: Thank you.

14 CITY CLERK: Thank you.

15 There's a motion --

16 MR. FARMER: If you want to wait around, --

17 MAYOR STACK: Have a good evening.

18 CITY CLERK: -- a motion made by Mayor

19 Stack.

20 COMMISSIONER FERNANDEZ: Second.

21 COMMISSIONER VALDIVIA: Second.

22 CITY CLERK: Second by Commissioner

23 Fernandez.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yes.

1 CITY CLERK: Commissioner Grullon?
2 COMMISSIONER GRULLON: Yes.
3 CITY CLERK: Commissioner Valdivia?
4 COMMISSIONER VALDIVIA: Yes.
5 CITY CLERK: Commissioner Martinetti?
6 COMMISSIONER MARTINETTI: Yes.
7 CITY CLERK: Mayor Stack?
8 MAYOR STACK: Yes.
9 CITY CLERK: Thank you.

10

11

* * *

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 Gamesh Swami, Inc.

2 t/a Union Liquors

3 Location: 710 Summit Avenue

4 Liquor License No. 0910-44-132-009

5

6 MR. FARMER: The next one is Union Liquor.

7 Mr. -- Mr. Bianciella is here. The
8 licensee is here.

9 And --

10 MR. BIANCIELLA: That's an employee.

11 MR. FARMER: -- an employee is here. And
12 the Interpreter is here on the -- for the
13 employee, if that's necessary.

14 But, in any event, this is a paper
15 violation. There's been a lot of scrutiny over
16 what was required to be produced and what was
17 produced and why it was produced and where it is
18 and all that. We've gone through all that.

19 And, just an aside, this lack of paperwork,
20 books of account and things like that, is
21 something that has plagued us for years.

22 A lot of licensees don't know what's --
23 they have to produce even though they got a
24 booklet telling them that when they got the
25 license.

1 And, as you know, Union City has a number
2 of times run educational seminars for licensees
3 and that's in there. But I've sent every
4 licensee there is in the City a list saying here
5 is what you are required to have. And they're
6 going to come around looking for it, so you're
7 fair warned -- forewarned and so you ought to
8 have it in place.

9 The most important thing, I -- from my
10 point of view, are the E-141s. Because you want
11 to know who's working here. You know.

12 I mean if somebody didn't dot an i or cross
13 a t, we can live with that.

14 But the identify of people working in the
15 bars and the restaurants in Union City, God
16 forbid something happened, we got to be able to
17 know who they are, where they live and how we can
18 contact them.

19 Having said all that, I have spoken with
20 Mr. Bianciella. He has had an opportunity to
21 talk to the complaining Detective, Detective
22 Diaz, who's here today. And we have figured out
23 what is needed and all that.

24 But there's going to be a three day
25 suspension; December (sic) 11th, 12, and 13th.

1 And I would recommend that.

2 MAYOR STACK: Mr. Bianciella, would you
3 like to just enter your appearance?

4 MR. BIANCIELLA: Sure.

5 Anthony Bianciella on behalf of the
6 licensee.

7 A VOICE: November.

8 MR. FARMER: What did I say? Did I say --

9 MR. BIANCIELLA: November 11th, 12th,
10 13th, --

11 MR. FARMER: Okay.

12 MR. BIANCIELLA: -- yes.

13 MR. FARMER: November 11th, 12th, and 13th.
14 Yes.

15 MAYOR STACK: November?

16 MR. FARMER: Yes.

17 MR. BIANCIELLA: Yes.

18 MAYOR STACK: November.

19 MR. FARMER: Okay.

20 MAYOR STACK: Okay.

21 Are you in agreement so far with Mr. --

22 MR. BIANCIELLA: So, yeah. Yes.

23 MAYOR STACK: Okay.

24 MR. BIANCIELLA: I -- and, unfortunately, I
25 -- you know in the world that we live in

1 nowadays, a lot of things are becoming
2 electronic.

3 In my opinion, humble as it may be, the
4 State still requires that people have paper
5 records of certain things.

6 Greg and I and -- and Lieutenant, have had
7 this discussion over and over. Many of the
8 payments that are being made nowadays by
9 licensees and every other business are done
10 electronically.

11 So, if you ask somebody for a check, there
12 is none. And, you know, so the production of a
13 bank statement should really be sufficient.

14 I've actually had these discussions over
15 the years with people from the State saying,
16 look, we've got to come into an age of technology
17 here and we need to change some of these
18 regulations and ordinances.

19 And, unfortunately, we just fell into that
20 trap where, you know, the -- the records that
21 were requested by Detective Diaz weren't readily
22 available. And it was because Mr. Patel wasn't
23 there to push buttons on his computer, say you
24 need my bank statements to show all the payments
25 that are being made? Here they are. You want to

1 see my daily sales? I could print out a report
2 any given day, any week, or any time period that
3 -- that you're requesting it.

4 And so the information is now just moving
5 from -- from a stage where it was, you know, in
6 paper, now to a stage where it's all being, you
7 know, electronic.

8 And, unfortunately, when -- when the
9 Detective came in, the lady that was working in
10 the store was able -- unable to produce these
11 documents.

12 So, as Greg said, we're pleading non vult.
13 We are responsible for this and -- and that's why
14 we agreed to these days.

15 MAYOR STACK: Okay.

16 I'll make a motion to approve.

17 CITY CLERK: Motion by Mayor Stack.

18 COMMISSIONER FERNANDEZ: Second.

19 CITY CLERK: Second by Commissioner
20 Fernandez.

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: Mayor Stack?

5 MAYOR STACK: Yes.

6 CITY CLERK: Thank you.

7 MAYOR STACK: Thank you very much.

8 MR. BIANCIELLA: Thank you.

9 MAYOR STACK: Thank you.

10 MR. FARMER: Okay, take care.

11 MAYOR STACK: Thank you very much.

12 MR. FARMER: Oh, just so we're clear, no
13 appeal, no application to transform it into a
14 fine.

15 MR. BIANCIELLA: Correct.

16 MR. FARMER: Okay.

17 All right.

18

19

* * *

20

21

22

23

24

25

1 **Maria Mentiras**

2 **t/a La Parrilla Bar & Grill**

3 **Location: 328 32nd Street**

4 **Liquor License No. 0910-32-030-015**

5

6 MR. FARMER: The last one on -- on your
7 calendar is La Parrilla Bar and Grill at 328 32nd
8 Street.

9 I had a conversation --

10 Oh, you're here?

11 Oh. Okay.

12 The licensee is here. She's represented by
13 Scott Bazzani. Mr. Bazzani was at a conference
14 with Lieutenant Loaces and myself and also was
15 supposed to be here today, he contacted me, told
16 me he was in Fairview Municipal Court, had every
17 intention to be here by now. So I'm sure the
18 situation is out of his control because he's a
19 pretty responsible guy.

20 Lieutenant -- Lieutenant Loaces and myself
21 have gone over it. There -- there was a video.
22 But the sum and substance of the event is that
23 two people were the bar, they get up, and there's
24 a verbal altercation and there is -- a table
25 moves and a woman falls off her chair at the

1 table. As a coincident though you should note
2 that she was drunk, too, as reflected in the
3 police report.

4 Lieutenant --

5 And the person already left the bar.

6 So the Lieutenant and I would recommend
7 that it be dismissed because there's really not
8 much.

9 It was a verbal dispute, spotted -- the
10 licensee got involved; separated. One guy left;
11 one guy stayed.

12 MAYOR STACK: Maria, do you have anything
13 you want to put on the record?

14 Is that good?

15 MS. GUTIERREZ: No. That's exactly what
16 happened.

17 MAYOR STACK: You agree with so far?

18 Good.

19 MS. DILLON: Can you come forward?

20 MAYOR STACK: Just if you could enter
21 who --

22 MS. DILLON: State your name --

23 MAYOR STACK: Yeah.

24 MS. GUTIERREZ: Maria --

25 MS. DILLON: -- and spell it.

1 MS. GUTIERREZ: Maria Gutierrez. M-A-R-I-

2 A. G-U-T-I-E-R-R-E-Z.

3 Yeah, everything he said is --

4 MAYOR STACK: Okay.

5 MS. GUTIERREZ: -- exactly what happened.

6 MAYOR STACK: Very good.

7 Lieutenant?

8 LIEUTENANT LOACES: I have to echo Mr.

9 Farmer's sentiment.

10 We did look at the video. It doesn't show
11 that the licensee had any liability or could have
12 prevented the incident.

13 It amounted to nothing more than that.
14 Just a verbal, which startled another customer,
15 who then wound up falling back on her own chair.
16 At no time was she assaulted, struck, or anything
17 like that.

18 MAYOR STACK: Okay.

19 I'll make a motion to approve.

20 CITY CLERK: Motion by Mayor Stack.

21 COMMISSIONER FERNANDEZ: Second.

22 CITY CLERK: Second by Commissioner
23 Fernandez.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: yes.

1 CITY CLERK: Commissioner Grullon?
2 COMMISSIONER GRULLON: Yes.
3 CITY CLERK: Commissioner Valdivia?
4 COMMISSIONER VALDIVIA: Yes.
5 CITY CLERK: Commissioner Martinetti?
6 COMMISSIONER MARTINETTI: Yes.
7 CITY CLERK: Mayor Stack?
8 MAYOR STACK: Yes.
9 MR. FARMER: Okay.
10 Just hold on.
11 CITY CLERK: Thank you.
12 MAYOR STACK: Have a good night.
13
14 **ADJOURNMENT:**
15
16 CITY CLERK: At this time we have no other
17 items on the agenda.
18 May I have a motion to adjourn?
19 MAYOR STACK: Motion.
20 COMMISSIONER FERNANDEZ: Motion.
21 CITY CLERK: Motion by Mayor Stack.
22 Second by Commissioner 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?

4 COMMISSIONER VALDIVIA: Yes.

5 CITY CLERK: Mayor Stack?

6 MAYOR STACK: Yes.

7 CITY CLERK: Commissioner Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 CITY CLERK: Thank you.

10

11 (Whereupon, the proceedings were concluded

12 at 7:24 p.m.)

13

14

15

16

17

18

19

20

21

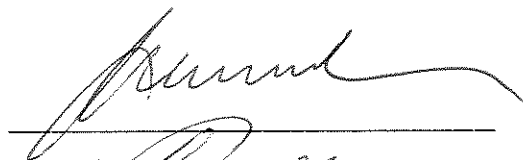
22

23

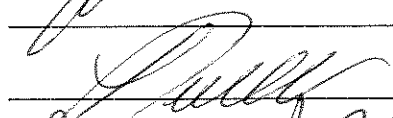
24

25

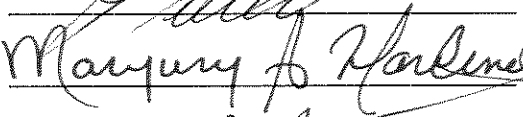
1


Brian P. Stack

2


Lucio P. Fernandez

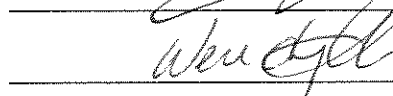
3


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 Wednesday, November 6, 2019 and
10 digitally recorded.

11

12

13

14

15

16

17

18

19

20



Karen A. Marino

AOC 493

21

22

23

24

25 Monitored and Proofread by: Deborah Dillon