

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

Tuesday, October 20, 2020  
Commencing at 7:04 p.m.

M E M B E R S   P R E S E N T:

LUCIO P. FERNANDEZ, COMMISSIONER  
WENDY A. GRULLON, COMMISSIONER  
MARYURY A. MARTINETTI, COMMISSIONER  
CELIN J. VALDIVIA, COMMISSIONER  
BRIAN P. STACK, MAYOR

M E M B E R S   A B S E N T:

A L S O   P R E S E N T:

ERIN M. KNOEDLER, CITY CLERK

SCARINCI HOLLENBECK  
BY: ANGELO AUTERI, ESQ.  
Corporation Counsel

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

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

SUSAN COLDITZ, Director of Finance

JOSE GONZALEZ, Interpreter

I N D E X

|                                                   | <u>PAGE</u> |
|---------------------------------------------------|-------------|
| CALL TO ORDER                                     | 4           |
| SALUTE TO FLAG                                    | 4           |
| ROLL CALL                                         | 4           |
| APPROVAL OF PREVIOUS MEETING MINUTES              | 5           |
| ORDINANCE(S) FOR INTRODUCTION                     | 6           |
| CONSENT AGENDA                                    | 8           |
| REGULAR AGENDA                                    | 13/14       |
| <br>OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD | <br>16      |
| <br>LIQUOR LICENSE PUBLIC HEARINGS                | <br>18      |
| Transfer application -                            |             |
| Berta L. Jimenez de Hey t/a Valparaiso            |             |
| to Noches Union City, LLC                         | 41          |
| Variedad Latina, Inc. t/a Variedad Latina         |             |
| Restaurant & Bar                                  | 27          |
| Bambinas Bar & Restaurant LLC t/a                 |             |
| Milagro Bar                                       | 32          |
| El Idolo, LLC t/a Coromoto (f/k/a                 |             |
| Angelo's Café)                                    | 21          |
| <br>ADJOURNMENT                                   | <br>47      |

1 CITY CLERK: This is a Regular Public  
2 Meeting of the Union City Board of Commissioners  
3 being held on Tuesday, October 20<sup>th</sup>, 2020, at  
4 seven p.m., at 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, and  
15 The Hudson Reporter, and has been posted on the  
16 bulletin board in 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:

9 **APPROVAL OF PREVIOUS MEETING MINUTES -**

10 **REGULAR MEETING - SEPTEMBER 22, 2020;**

11 **SPECIAL MEETING - SEPTEMBER 30, 2020; and**

12 **REGULAR MEETING - OCTOBER 7, 2020.)**

13

14 CITY CLERK: The first item is the Approval  
15 of -- of the Meeting Minutes from September 22<sup>nd</sup>,  
16 2020; September 30<sup>th</sup>, 2020; and October 7<sup>th</sup>, 2020.

17 May I have a motion to approve?

18 COMMISSIONER VALDIVIA: Motion.

19 CITY CLERK: Motion by Commi--

20 MAYOR STACK: Motion.

21 CITY CLERK: -- by Mayor Stack.

22 Second by Commissioner Martinetti.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes, except for  
25 the minutes from October 7; I abstain.

1 Otherwise, yes.

2 CITY CLERK: Thank you.

3 Commissioner Grullon?

4 COMMISSIONER GRULLON: Yes.

5 CITY CLERK: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 CITY CLERK: Commissioner Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 CITY CLERK: And Mayor Stack?

10 MAYOR STACK: Yes.

11 CITY CLERK: Thank you.

12

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

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

16 1. ORDINANCE AMENDING CHAPTER 359 OF THE CODE  
17 OF THE CITY OF UNION CITY TO SET FORTH  
18 REQUIREMENTS PERTAINING TO SOLID WASTE COLLECTION  
19 AND RECEPTACLE REMOVAL.)

20

21 CITY CLERK: There is one Ordinance on for  
22 Introduction this evening.

23 Adoption on first reading will authorize  
24 the Municipal Clerk to advertise the notice of  
25 introduction with the time and place of the

1 public hearing, which will be on Tuesday,  
2 November 10<sup>th</sup>, 2020, at the Academy for  
3 Advancement and Enrichment, 2210 Kerrigan Avenue,  
4 Union City, New Jersey.

5 This is an Ordinance Amending Chapter 359  
6 of the Code of the City of Union City to Set  
7 Forth Requirements Pertaining to Solid Waste  
8 Collection and Receptacle Removal.

9 May I have a motion to introduce?

10 MAYOR STACK: Motion.

11 CITY CLERK: Motion by Mayor Stack.

12 Second?

13 COMMISSIONER MARTINETTI: Second.

14 CITY CLERK: Second by Commissioner  
15 Martinetti.

16 Commissioner Fernandez?

17 COMMISSIONER FERNANDEZ: Yes.

18 Commissioner Grullon?

19 COMMISSIONER GRULLON: Yes.

20 CITY CLERK: Commissioner Valdivia?

21 COMMISSIONER VALDIVIA: Yes.

22 CITY CLERK: Commissioner Martinetti?

23 COMMISSIONER MARTINETTI: Yes.

24 CITY CLERK: Mayor Stack?

25 MAYOR STACK: Yes.

1 CITY CLERK: Thank you.

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 Payment of Escrow  
10 Refunds

11 ( 4) Resolution Approving the City Payroll  
12 October 12<sup>th</sup> through October 23, 2020

13 ( 5) Resolution Approving the Library Payroll  
14 October 12<sup>th</sup> through October 23, 2020

15 ( 6) Resolution Approving the 2020-2021 Liquor  
16 License Renewal for Crave 43, LLC (T/A Crave 43)  
17 Located at 120-43<sup>rd</sup> Street, Liquor License No.  
18 0910-33-029-008

19 ( 7) Resolution Approving the 2020-2021 Liquor  
20 License Renewal for Union City Liquors (T/A Union  
21 City Liquors) Located at 3196 Kennedy Boulevard,  
22 Liquor License No. 0910-32-171-009

23 ( 8) Resolution Authorizing the City Clerk to  
24 Advertise for Bids for the Modernization and  
25 Maintenance of 2 Elevators



1 ( 9) Resolution Authorizing the Submission of an  
2 Application to the New Jersey Department of  
3 Transportation's Transportation Alternatives Set-  
4 Aside Program

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

7 (11) Resolution Authorizing the Refund of Tax  
8 Appeals Issued by the Hudson County Board of  
9 Taxation

10 (12) Resolution Authorizing Refund of Redemption  
11 Monies to Outside Lienholders.)

12

13 CITY CLERK: There are 12 items on Consent.

14 The first is a Resolution Approving the  
15 Payment of Claims.

16 The second is a Resolution Approving the  
17 Payment of Concurring Claims.

18 The third is a Resolution Approving the  
19 Payment of Escrow Refunds.

20 The fourth is a Resolution Approving the  
21 City Payroll for the period of October 12<sup>th</sup>  
22 through October 22<sup>nd</sup> -- 23<sup>rd</sup>, 2020.

23 The fifth is a Resolution Approving a  
24 Library Payroll for the period of October 12<sup>th</sup>  
25 through the -- through October 23<sup>rd</sup>, 2020.

1           The sixth is a Resolution Approving the  
2 2020-2021 Liquor License Renewal for Crave 41  
3 (sic) LLC, trading as Crave 43, Located at 120  
4 43<sup>rd</sup> Street, Liquor License Number  
5 0910-33-029-0081.

6           The seventh is a Resolution Approving the  
7 2020-2021 Liquor License Renewal for Union City  
8 Liquors, trading as Union City Liquors, Located  
9 at 39 -- 3196 Kennedy Boulevard, Liquor License  
10 Number 0910-32-171-009.

11           The eighth is a Resolution Authorizing the  
12 City Clerk to Advertise for Bids for  
13 Modernization and Maintenance of Two Elevators.

14           The ninth is a Resolution Authorizing the  
15 Submission of an Application to the New Jersey  
16 Department of Transportation's Transportation  
17 Alternative Set-Aside Program.

18           The tenth is a Resolution Authorizing a  
19 Refund of Premium Monies Collected at the Tax  
20 Sale.

21           The eleventh is a Resolution Authorizing a  
22 Refund of Tax Appeals Issued by the Hudson County  
23 Board of Taxation.

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

1 Mayor, at this time would you like to take  
2 public comment on Consent?

3 MAYOR STACK: Yes.

4 Anyone wishing to comment on the items that  
5 the Clerk just read into the record on the  
6 Consent Agenda, please step forward, state your  
7 name and address for the record.

8 Seeing none.

9 CITY CLERK: May I have a motion to close  
10 public comment?

11 COMMISSIONER FERNANDEZ: Motion.

12 CITY CLERK: Motion by Commissioner  
13 Fernandez.

14 Second?

15 COMMISSIONER GRULLON: Second.

16 CITY CLERK: Second by Commissioner  
17 Grullon.

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 CITY CLERK: Commissioner Grullon?

21 COMMISSIONER GRULLON: Yes.

22 CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 CITY CLERK: Commissioner Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 CITY CLERK: And Mayor Stack?

2 MAYOR STACK: Yes.

3 CITY CLERK: Thank you.

4 May I have a motion to approve all items on  
5 Consent?

6 COMMISSIONER VALDIVIA: Motion.

7 CITY CLERK: Motion by Commissioner  
8 Valdivia.

9 Second?

10 COMMISSIONER FERNANDEZ: Second.

11 CITY CLERK: Second by Commissioner  
12 Fernandez.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 CITY CLERK: Commissioner Grullon?

16 COMMISSIONER GRULLON: Yes.

17 CITY CLERK: Commissioner Valdivia?

18 COMMISSIONER VALDIVIA: Yes.

19 CITY CLERK: Commissioner Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 CITY CLERK: And Mayor Stack?

22 MAYOR STACK: Yes.

23 CITY CLERK: Thank you.

24

25 (Whereupon, the Board discussed and took

1 action on the following item:

2 **REGULAR AGENDA:**

3 1. Resolution Approving the Extension of a  
4 Shared Services Agreement with the Union City  
5 Board of Education for Solid Waste Collection  
6 Services.)

7

8 CITY CLERK: There are two items on the  
9 Regular Agenda.

10 The first is a Resolution Approving the  
11 Extension of a Shared Services Agreement with the  
12 Union City Board of Education for Solid Waste  
13 Collection Services.

14 Angelo?

15 MR. AUTERI: Tonight -- usually  
16 Commissioners Grullon and Valdivia wouldn't vote  
17 on Board of Ed matters. However, tonight we are  
18 invoking the doctrine of necessity.

19 CITY CLERK: May I have a motion to approve  
20 item 1?

21 COMMISSIONER GRULLON: Motion.

22 CITY CLERK: Motion by Commissioner  
23 Grullon.

24 Second?

25 COMMISSIONER VALDIVIA: Second.

1 CITY CLERK: Second by Commissioner  
2 Valdivia.

3 Commissioner Fernandez is recusing.

4 Commissioner Grullon?

5 COMMISSIONER GRULLON: Yes.

6 CITY CLERK: Commissioner Valdivia?

7 COMMISSIONER VALDIVIA: Yes.

8 CITY CLERK: Commissioner Martinetti is  
9 recusing.

10 And Mayor Stack?

11 MAYOR STACK: Yes.

12 Thank you.

13

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

16 **REGULAR AGENDA:**

17 2. Public Hearing on the SFY2021 Budget.)

18

19 CITY CLERK: The next is -- item is the  
20 Public Hearing of the SFY2021 Budget.

21 Mayor, at this time would you like to take  
22 public comment on the Budget.

23 MAYOR STACK: Yes.

24 Anyone wishing to comment on the Municipal  
25 Budget, please step forward, state your name and

1 address for the record.

2 Anyone at this time who'd like to comment  
3 on the State Fiscal Year 2021 Budget?

4 Let the record reflect that Susan Colditz,  
5 our Director of Finance, is also here with us  
6 this evening to answer any questions or comments  
7 on the Municipal Budget 2021.

8 Anyone wishing to comment at this time,  
9 please step forward.

10 I see no one at this time.

11 I'll make a motion.

12 CITY CLERK: Motion by Mayor Stack to close  
13 public comment.

14 Second?

15 COMMISSIONER FERNANDEZ: Second.

16 CITY CLERK: Second by Commissioner  
17 Fernandez.

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 CITY CLERK: Commissioner Grullon?

21 COMMISSIONER GRULLON: Yes.

22 CITY CLERK: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 CITY CLERK: Commissioner Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3 CITY CLERK: Thank you.

4

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

6

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

10 MAYOR STACK: Sure.

11 The meeting that we're hold tonight, --

12 We move a hundred percent of our meetings  
13 throughout the community.

14 The meeting tonight that we're holding,  
15 every one from 13<sup>th</sup> Street from Palisade Avenue to  
16 Kennedy Boulevard was notified down to the city  
17 line -- the Jersey City border.

18 I would like to thank those residents that  
19 are here tonight and I'd like to thank the  
20 Commissioners for moving a hundred percent of our  
21 meetings throughout the community in the evening  
22 hours.

23 Having said that, anyone wishing to comment  
24 on any matter concerning municipal government in  
25 the City of Union City, please step forward and



1 state your name and address for the record.

2 Seeing none at this time.

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

5 COMMISSIONER MARTINETTI: Motion.

6 CITY CLERK: Motion by Commissioner  
7 Martinetti.

8 Second?

9 COMMISSIONER FERNANDEZ: Second.

10 CITY CLERK: Second by Commissioner  
11 Fernandez.

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 CITY CLERK: Thank you.

23

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## 1 LIQUOR LICENSE PUBLIC HEARINGS

2

3 1. Transfer Application:

4 License: 0910-33-034-004

5 Owner: Berta L. Jimenez de Hey

6 t/a Valparaiso

7 Buyer: Noches Union City, LLC

8 Transfer: Person-to-person and

9 Place-to-place "POCKET LICENSE"

10 2821 Bergenline Avenue

11 Attorney: Albert Buzzetti, Esq.

12

## 13 2. Variedad Latina, Inc.

14 T/A Variedad Latina Restaurant &amp; Bar

15 4417 Bergenline Avenue

16 0910-33-031-012

17 (Ivan Paneque, Esq.)

18

## 19 3. Bambinas Bar &amp; Restaurant LLC

20 T/A Milagro Bar

21 2906 Bergenline Avenue

22 0910-33-040-009

23 (Nino Falcone, Esq.)

24

## 25 4. El Idolo, LLC

1 T/A Coromoto (f/k/a Angelo's Café)  
2 4215 Park Avenue  
3 0910-33-111-008  
4 (Ciro Mederos, Esq.)  
5

6 CITY CLERK: Mayor, at this time we have  
7 Liquor License Public Hearings.

8 Mr. Farmer?

9 A VOICE: Hi, Mayor.

10 MAYOR STACK: How you doing?

11 How's everything?

12 Okay?

13 A VOICE: Okay.

14 MAYOR STACK: Thank you.

15 A VOICE: Thank you.

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

18 MAYOR STACK: Just give us one second, Mr.  
19 Farmer.

20 MR. FARMER: Okay.

21 (Whereupon, there was a pause in the  
22 proceedings.)

23 MAYOR STACK: Okay.

24 This portion of the meeting, every one's  
25 welcome to stay for, is Liquor License Hearings.

1           (Whereupon, there was a pause in the  
2 proceedings.)

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1 El Idolo, LLC  
2 T/A Coromoto (f/k/a Angelo's Café)  
3 4215 Park Avenue  
4 0910-33-111-008  
5 (Ciro Mederos, Esq.)  
6

7 SERGEANT DUNLAY: All right, we're going to  
8 start with number 4?

9 MR. FARMER: Yes.

10 SERGEANT DUNLAY: Mr. Ciro --

11 MR. FARMER: Ciro. Okay.

12 This is -- the matters that are on before  
13 you this evening, -- there's about three of them  
14 -- they're all very similar.

15 And what they are involve are always paper  
16 violations but also activities that were where  
17 they were opened inside and outside during the  
18 pandemic when they were supposed to be closed.

19 Okay?

20 The -- the Police Department has been able  
21 to really pounce on anybody that really does  
22 something askew. So they went there, they saw  
23 it, and they shut them down and told them to go  
24 away.

25 We have started a policy with respect to

1 | these situations, given the fact that there has  
2 | been a tremendous loss of business, income and  
3 | everything else associated with the business  
4 | community that's been shutdown for three months.

5 |         So what we did with this one and what we --  
6 | I'll recommend on another one and what we did  
7 | last time is a 15 day suspension. Five of those  
8 | 15 days are suspended and held in abeyance on the  
9 | condition that there's no repetition of any ABC  
10 | violations until the end of the period, which  
11 | would be June 30<sup>th</sup> of 2021. And ten days  
12 | suspended starting -- I think it's --

13 |         MR. MEDEROS: January 4<sup>th</sup>.

14 |         MR. FARMER: -- January 4<sup>th</sup>.

15 |         Just a little bit more background.

16 |         Mr. Mederos is here representing the  
17 | licensee and he can certainly speak for himself.  
18 | But the record should reflect that this plea so-  
19 | to-speak is a result of conversations with  
20 | Lieutenant Loaces, Mr. Mederos, his client, and  
21 | myself, where this was all agreed to.

22 |         So I just want to put that on the record.

23 |         Ciro?

24 |         MR. MEDEROS: Good evening, Mayor and  
25 | Commissioners.

1 I -- I --

2 MR. DILLON: Can you give me your name?

3 MAYOR STACK: Just if you could enter your  
4 appearance?

5 MR. MEDEROS: Sure. I'll give you a card,  
6 it's easier.

7 MR. DILLON: Okay.

8 MR. MEDEROS: For the record, Ciro Mederos,  
9 C-I-R-O, M-E-D-E-R-O-S, appearing on behalf of El  
10 Idolo LLC, which is trading as Angelo's Café.

11 I second Mr. Farmer's statement that this  
12 -- these have been very unique times. And a lot  
13 of the -- you know, the businesses are desperate.  
14 And -- and I think this is the -- the case here.  
15 Something that happened out of desperation.

16 People are paying rents, paying some  
17 salaries not to lose employees, paying utilities  
18 and it's a hard time for everyone, as I'm sure  
19 the -- the Board and the Mayor realize the -- the  
20 impact -- economic impact this has had on the  
21 community. And I -- I think the ten days are --  
22 are agreed to but it's a lot to lose business for  
23 ten days.

24 So I -- I would accept the ten days that  
25 were recommended and just want the Board to

1 understand that this was the situation that --  
2 that was borne out of desperation, not of  
3 willfulness to snub their nose at -- at the law  
4 and/or the municipality, certainly not the Police  
5 Department.

6 So I would accept on behalf of my client  
7 those ten days starting on the 4<sup>th</sup> of January and  
8 just wanted to place that on the record that this  
9 was not something that was done intentionally,  
10 although obviously they knew what they were  
11 doing.

12 But it was done more -- more than anything  
13 out of desperation.

14 MAYOR STACK: Okay.

15 Thank you, Mr. Mederos.

16 I'll make a motion to approve.

17 CITY CLERK: Motion by Mayor Stack.

18 Second?

19 COMMISSIONER FERNANDEZ: Second.

20 CITY CLERK: Second by Commissioner  
21 Fernandez.

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: And, Mayor Stack?

6 MAYOR STACK: Yes.

7 MR. FARMER: And the --

8 MAYOR STACK: Thank you very much.

9 MR. FARMER: Record should reflect that a  
10 condition of the plea is that the licensee will  
11 not make an application to the State to reduce it  
12 to a fine.

13 MR. MEDEROS: That's -- absolutely, that's  
14 part of the --

15 MR. FARMER: And there will not be an  
16 appeal.

17 MR. MEDEROS: No appeal.

18 MR. FARMER: Okay.

19 MR. MEDEROS: No.

20 No, this is accepted.

21 MR. FARMER: Okay.

22 Thank you.

23 Thank you, Ciro.

24 MR. MEDEROS: Mr. Farmer, Mayor,  
25 Commissioners, have a good night.

1 Thank you.

2 MAYOR STACK: Thank you very much.

3 Thank you, Mr. Mederos.

4 (Whereupon, there was a pause in the  
5 proceedings.

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1 Variedad Latina, Inc.  
2 T/A Variedad Latina Restaurant & Bar  
3 4417 Bergenline Avenue  
4 0910-33-031-012  
5 (Ivan Paneque, Esq.)  
6

7 SERGEANT DUNLAY: Ivan Paneque?

8 We'll do number 2 next?

9 MAYOR STACK: This is number --

10 SERGEANT DUNLAY: Number 2.

11 MAYOR STACK: Number 2.

12 Everyone, just for everyone's knowledge,  
13 right now we're doing liquor license hearings and  
14 we're on item number 2, which is Variedad Latina,  
15 Incorporated at 4417 Bergenline Avenue.

16 MR. FARMER: This case is just like the  
17 others. It deals with being open when they  
18 should have been closed and paper violation.

19 And like we did with respect to Angelo's  
20 Café, myself and counsel and Lieutenant --

21 I'm sorry, Detective --

22 -- Sergeant --

23 I'll get it right.

24 -- Dunlay had a conference -- a conference  
25 with the licensee and counsel and everybody. And

1 it's been agreed and acceptable to the -- to the  
2 Board of a 15 day suspension; five days  
3 suspended, on the condition of no involvement  
4 with respect to the ABC in -- within the  
5 licensing period that will end June 30<sup>th</sup> of 2021.  
6 And a ten day suspension starting in January --  
7 and counsel can give me the dates.

8 You want to put your appearance in?

9 MS. PANEQUE: Yes. Eike Paneque for  
10 Variedad Latina.

11 I believe Ivan spoke to Detective Dunlay  
12 about the -- the agreement.

13 MR. FARMER: Right.

14 MS. PANEQUE: The only thing I would say is  
15 that my client is -- understands that it's  
16 necessary for the ten day suspension. But it's  
17 been very hard on him, obviously, with the  
18 pandemic.

19 So, any -- you know, anything that could be  
20 done to shorten it would be wonderful but I  
21 understand if that's, you know, the agreement.  
22 Because right now he's, you know, upset that it's  
23 two weekends.

24 I'm just, you know, saying what he would  
25 like me to say for you. But, other than that, I

1 | guess, --

2 |       MR. FARMER:   Okay and you'll tell me the  
3 | days?

4 |       MS. PANEQUE:   Yeah.   We'll -- and we'll  
5 | turn the license into Detective Dunlay.

6 |       MR. FARMER:   We'll -- we'll send you a  
7 | whole instruction --

8 |       MS. PANEQUE:   Okay.

9 |       MR. FARMER:   Okay?

10 |       All right, that's it.

11 |       MAYOR STACK:   Mr. Farmer, did you have  
12 | anything further that you wanted to add?

13 |       MR. FARMER:   No.

14 |       MAYOR STACK:   No?

15 |       MR. FARMER:   Just the normal stuff, --

16 |       MAYOR STACK:   Sergeant Dunlay did you have  
17 | anything further?

18 |       MR. FARMER:   -- no appeal and no  
19 | application to the State to convert it to a fine.

20 |       MS. PANEQUE:   Okay.

21 |       MR. FARMER:   Okay?   I can talk to you more  
22 | about that.

23 |       MS. PANEQUE:   Okay.

24 |       MAYOR STACK:   Sergeant, did you have  
25 | anything further?

1 SERGEANT DUNLAY: Yes, sir.

2 I'm sorry.

3 Sergeant Dunlay, Union City Police.

4 Just in regards to number 2 and number 4,  
5 which is Variedad Latina and Angelo's Coromoto,  
6 the incident involves one incident in which they  
7 were in violation. Ever since then, you know,  
8 they have rectified it. There's been no issues  
9 ever since we've done the outdoor dining or we've  
10 allowed the outside.

11 When the 25 percent has gone inside,  
12 there've been numerous checks and they've been  
13 always been in compliance with zero problems as  
14 of this day.

15 MAYOR STACK: That's good to hear. Good.

16 Thank you very much.

17 MR. FARMER: Okay.

18 MAYOR STACK: Okay, I'll make a motion to  
19 approve.

20 CITY CLERK: Motion by Mayor Stack.

21 Second?

22 COMMISSIONER FERNANDEZ: 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: Yes.  
8 CITY CLERK: Mayor Stack?  
9 MAYOR STACK: Yes.  
10 CITY CLERK: Thank you.

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1 Bambinas Bar & Restaurant LLC  
2 T/A Milagro Bar  
3 2906 Bergenline Avenue  
4 0910-33-040-009  
5 (Nino Falcone, Esq.)  
6

7 MR. FARMER: The next one is Bambinas.  
8 Is your lawyer here, Mr. Falcone?

9 SERGEANT DUNLAY: No, he said he was just  
10 going to --

11 MR. E. ESPINOSA: Not coming today. He's  
12 not coming today. (Indiscernible).

13 MR. FARMER: I'm sorry. Who are you?

14 MR. E. ESPINOSA: Edwin Espinosa. I am the  
15 son of the owner.

16 MR. FARMER: You're the son --

17 MR. E. ESPINOSA: Yeah.

18 MR. FARMER: -- of --

19 MR. E. ESPINOSA: -- the owner, yes.

20 MR. FARMER: Okay.

21 Would you put your name on the record so --

22 This is Bambinas, which is on number 3.

23 Now, --

24 SERGEANT DUNLAY: Mr. Farmer, we have the  
25 Interpreter.



1 MR. FARMER: Oh. All right.

2 This -- this is your mother.

3 Right?

4 MS. MAJORCA: Yes.

5 MR. FARMER: Okay.

6 MR. E. ESPINOSA: Spoke to you before  
7 that --

8 MR. FARMER: All right.

9 This is the Interpreter because --  
10 Want to swear the Interpreter in?

11 MR. DILLON: Do you swear the translation  
12 you're about to give this Board is accurate?

13 MR. GONZALEZ: Yes.

14 MR. DILLON: State your name and spell it  
15 for the record.

16 MR. GONZALEZ: Jose Gonzalez, G-O-N-Z-A-L-  
17 E-Z.

18 MR. FARMER: All right.

19 (Whereupon, Jose A. Gonzalez, Interpreter,  
20 translated for Ms. Majorca.)

21 MR. FARMER: This case is a situation where  
22 the licensee is represented by Nino -- Nino  
23 Falcone.

24 I had a conversation with Mr. Falcone, in  
25 the presence of Detective Dunlay; Mr. Falcone

1 | wasn't presently there and he indicated he didn't  
2 | want to come here because of the virus.

3 |       He --

4 |       MAYOR STACK: Because of the what?

5 |       MR. FARMER: Nevertheless we talked --

6 |       A VOICE: The virus.

7 |       MAYOR STACK: Oh, the virus.

8 |       MR. FARMER: -- about the case and it's  
9 | been agreed that there'd be a 30 day suspension,  
10 | with 20 -- 10 of those days being suspended and  
11 | serving 20.

12 |       And that would take effect on January 2<sup>nd</sup>  
13 | if -- or any other day you'd like.

14 |       Okay?

15 |       The reason the Interpreter is here tonight  
16 | is because when I spoke to Mr. Falcone and we  
17 | negotiated the solution he -- he spoke to his  
18 | client in Spanish. And since Mr. Falcone wasn't  
19 | going to be here tonight, I thought it would be  
20 | wise to have the Interpreter.

21 |       And I thank the Clerk for getting it  
22 | because it was on short notice.

23 |       MAYOR STACK: The thing -- the thing I  
24 | would like to ask is that would -- would the  
25 | licensee like to consult maybe her attorney to

1 | come to this meeting, to be with her, to  
2 | represent her at this meeting or to seek another  
3 | attorney that will come to the meeting to  
4 | represent her interest?

5 |       I don't doubt what Mr. Farmer is saying.  
6 | But just to protect her interest, would she like  
7 | to consult an attorney who can actually show up  
8 | at the meeting?

9 |       I understand Mr. Falcone's concerns about  
10 | the COVID-19 virus but we also don't want to  
11 | violate her rights without being an -- having an  
12 | attorney present with her.

13 |       THE INTERPRETER: I think he already came  
14 | to a resolution with the attorney.

15 |       MS. MAJORCA: Um-hum.

16 |       THE INTERPRETER: I -- I think it's  
17 | acceptable.

18 |       MAYOR STACK: It's acceptable?

19 |       MS. MAJORCA: (In English) Yeah.

20 |       THE INTERPRETER: What -- what else can I  
21 | do?

22 |       MAYOR STACK: So -- so she under-- she  
23 | understands.

24 |       Right?

25 |       She understands that she's getting -- as

1 long as I understand this correctly, it's a 30  
2 day suspension.

3 Right?

4 THE INTERPRETER: Yes.

5 MAYOR STACK: She understands that?

6 MS. MAJORCA: (In English) Yes.

7 THE INTERPRETER: Yes.

8 MAYOR STACK: And when will that suspension  
9 start, Mr. Farmer?

10 THE INTERPRETER: In January.

11 MR. FARMER: What day?

12 January 2<sup>nd</sup>?

13 MS. MAJORCA: (In English) January 1<sup>st</sup>.

14 January 1<sup>st</sup>, no?

15 THE INTERPRETER: First?

16 MR. FARMER: Why don't you take 2<sup>nd</sup>?

17 Because you have New Year's Eve.

18 MS. MAJORCA: (In English) Okay.

19 THE INTERPRETER: Okay. Yeah, it would be  
20 better for me in January.

21 MAYOR STACK: In January?

22 MS. MAJORCA: (In English) January 1<sup>st</sup>.

23 THE INTERPRETER: The 1<sup>st</sup>.

24 MS. MAJORCA: Uh-huh.

25 MR. FARMER: Okay.

1 MS. MAJORCA: (In English) Maybe --

2 THE INTERPRETER: If you can reduce the  
3 penalty a little bit because we were closed for  
4 three months.

5 But if that's the law, then I accept what  
6 the two attorneys spoke.

7 MAYOR STACK: That -- that's why I'm asking  
8 -- that's why I'm asking if she wants to consult  
9 her attorney again or to have her attorney  
10 present or to consult another attorney.

11 THE INTERPRETER: No, we're finished.

12 MAYOR STACK: Okay.

13 THE INTERPRETER: As long as there's no  
14 points on the license.

15 MAYOR STACK: No points on the license?

16 MR. FARMER: There are no points. You have  
17 a record.

18 MAYOR STACK: Yeah.

19 MR. FARMER: They keep track of this.

20 MAYOR STACK: There's no points like a  
21 driver's license but this is a license where it  
22 puts a permanent mark on the license that she  
23 pled guilty to this offense.

24 MR. FARMER: And it should be noted, the  
25 reason why it's a little bit more than the

1 others, this was not one offense that happened  
2 during the pandemic.

3 MAYOR STACK: And how -- how many offenses  
4 was this?

5 MR. FARMER: At least two; possibly three.

6 SERGEANT DUNLAY: That's correct.

7 MAYOR STACK: Sergeant, you want to --

8 SERGEANT DUNLAY: There's two incidents  
9 that were during the pandemic that took place.  
10 First incident inside their establishment, as  
11 well as outdoor, prior to the outdoor dining  
12 permits that were established by the Gov-- the  
13 Governor's office and that we -- but we submit to  
14 effect.

15 Also we have one incident which took place  
16 in January, which was a brawl.

17 So we've merged them all together when we  
18 had the conference on Thursday. The -- Vilma was  
19 actually present in Mr. Falcone's office and we  
20 had a conference call and we agreed to the 30 day  
21 suspension; serving 20 and holding 10.

22 That was the agreement on Thursday --

23 MAYOR STACK: It just -- the thing -- the  
24 thing I find, Sergeant, --

25 THE INTERPRETER: Correct.

1           MAYOR STACK: -- it's just very rare that  
2 the attorney doesn't show up and sends the client  
3 by themselves. It's just very -- especially when  
4 they have representation.

5           That's why I'm asking all these questions.

6           SERGEANT DUNLAY: I -- I understand, yeah.

7           MR. FARMER: He's not feeling well.

8           SERGEANT DUNLAY: He did -- he did state  
9 that he's not going to be present.

10          MS. MAJORCA: (In English) He's not --

11          MAYOR STACK: Right.

12          MS. MAJORCA: (In English) -- feeling well  
13 because the -- he's very old.

14          SERGEANT DUNLAY: And he was going to send  
15 --

16          MAYOR STACK: Right.

17          SERGEANT DUNLAY: -- Vilma -- Miss Majorca  
18 and -- but as long as everything was agreed to.

19          MAYOR STACK: Okay.

20          So she's sure she wants to do this?

21          MS. MAJORCA: (In English) Yes.

22          THE INTERPRETER: Yes.

23          MAYOR STACK: Okay.

24          All right.

25          As represented through a translator, Mr.

1 Farmer, Sergeant Dunlay, and the -- the licensee,  
2 I'll make a motion to approve.

3 CITY CLERK: Motion by Mayor Stack.  
4 Second?

5 COMMISSIONER GRULLON: Second.

6 CITY CLERK: Second by Commissioner  
7 Grullon.

8 Commissioner Fernandez?

9 COMMISSIONER FERNANDEZ: Yes.

10 CITY CLERK: Commissioner Grullon?

11 COMMISSIONER GRULLON: Yes.

12 CITY CLERK: Commissioner Valdivia?

13 COMMISSIONER VALDIVIA: Yes.

14 CITY CLERK: Commissioner Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 CITY CLERK: And Mayor Stack?

17 MAYOR STACK: Yes.

18 Thank you very much.

19 Thank you.

20 Have a good evening.

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1    Transfer Application:

2    License:    0910-33-034-004

3    Owner:       Berta L. Jimenez de Hey t/a Valparaiso

4    Buyer:       Noches Union City, LLC

5    Transfer:    Person-to-person and Place-to-place

6                "POCKET LICENSE"

7    Place:       2821 Bergenline Avenue

8    Attorney:    Albert Buzzetti, Esq.

9

10               MR. FARMER:    Okay.

11               That's it.

12               SERGEANT DUNLAY:    The license transfer.

13               MR. FARMER:    Huh?

14               SERGEANT DUNLAY:    We have the license  
15 transfer.

16               MR. FARMER:    Oh, yeah, we have --

17               Yeah, let's get him.

18               MAYOR STACK:    They're done.

19               Right?

20               CITY CLERK:    Yes.

21               MR. FARMER:    Yes.

22               (Whereupon, there was a pause in the  
23 proceedings.)

24               MR. FARMER:    We have this transfer of  
25 Noches Union City.    It's a person-to-person

1 transfer and it's going to -- it's a pocket  
2 license and it's going to 2821 Bergenline Avenue.

3 Counsel is here.

4 Mr. Buzzetti?

5 Okay, would you put your appearance in --  
6 appearance?

7 MR. SINGH: Yes.

8 The name is Harpreet, H-A-R-P-R-E-E-T.

9 MR. DILLON: H-A-R-P --

10 MR. SINGH: -- R-E-E-T.

11 MR. DILLON: Yup.

12 MR. SINGH: Last name Singh, S-I-N-G-H.

13 MR. FARMER: Okay.

14 Why don't you tell the Board what the  
15 proposal is.

16 MR. SINGH: Yes.

17 So the proposal is there's a -- there's a  
18 pocket license and our clients would like to  
19 purchase that and have it sited at 2821  
20 Bergenline Avenue in Union City.

21 And my client is Noches Union City, LLC.

22 MAYOR STACK: Mr. Farmer, you have anything  
23 on this?

24 Or Sergeant Dunlay?

25 MR. FARMER: No. We -- we've talked about

1 with Detective. They've complied with  
2 everything. The funds and the bank accounts have  
3 been checked by the Detective. The criminal  
4 record of anybody has been checked. And it's --  
5 touches all the bases.

6 MAYOR STACK: Sure.

7 Sergeant, you have anything?

8 SERGEANT DUNLAY: We had a -- we had a  
9 meeting. I'm -- we met with counsel. We met  
10 with the owner Noches, who's present here today.

11 (Whereupon, Sergeant Dunlay spoke Spanish.)

12 MR. VELEZ: Leon Velez.

13 MR. DILLON: I didn't get that.

14 MR. VELEZ: Leon --

15 MR. DILLON: Leon.

16 MR. VELEZ: -- Velez.

17 MR. DILLON: Perez?

18 Got it.

19 MR. VELEZ: Velez. Velez.

20 MR. DILLON: Oh, Velez?

21 All right.

22 SERGEANT DUNLAY: He's actually the -- the  
23 owner of the Noches, which he owned I believe one  
24 extra in Union City and then there's one in  
25 Secaucus.

1 Correct?

2 We did the finances. The financial records  
3 all checked out. The records actually in the  
4 other establishments are very good. This isn't  
5 the -- from what I was told, you know, in  
6 conversation that we had was that this isn't  
7 turning into a nightclub or anything of that  
8 nature. It's still going to maintain as a  
9 restaurant and work strictly as a restaurant and  
10 with no reorganization of tables or anything to  
11 that nature.

12 But they'll be shutting down normal -- I  
13 believe it was 12 o'clock was what you  
14 initially --

15 MR. VELEZ: No, close every day at ten.

16 SERGEANT DUNLAY: At ten.

17 And that would continue to stay the same  
18 way.

19 Correct?

20 MR. VELEZ: The same way.

21 MAYOR STACK: I've -- I've always known  
22 this to be a good business. The way you operate  
23 the business right now is excellent. There's  
24 never any issue there and we appreciate the  
25 business in Union City.

1 I just ask you to continue running it the  
2 same way. I know it's very -- you guys are very  
3 hands on. You have a strong presence there and I  
4 just ask you to continue doing that.

5 COMMISSIONER VALDIVIA: I live a half a  
6 block away from the business and they run --

7 MAYOR STACK: They run a very good  
8 business. I know that.

9 MR. VELEZ: Thank you, Mayor.

10 MAYOR STACK: Keep up the good work.

11 MR. VELEZ: Thank you, Mayor.

12 MAYOR STACK: I'll make a motion to  
13 approve.

14 COMMISSIONER VALDIVIA: Second.

15 CITY CLERK: Motion by Mayor Stack.

16 COMMISSIONER VALDIVIA: Second.

17 CITY CLERK: Second by Commissioner  
18 Valdivia.

19 Commissioner Fernandez?

20 COMMISSIONER FERNANDEZ: Yes.

21 CITY CLERK: Commissioner Grullon?

22 COMMISSIONER GRULLON: Yes.

23 CITY CLERK: Commissioner Valdivia?

24 COMMISSIONER VALDIVIA: Yes.

25 CITY CLERK: Commissioner Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 CITY CLERK: Mayor Stack?

3 MR. FARMER: That concludes the --

4 MAYOR STACK: Thank you very much.

5 MR. FARMER: -- calendar.

6 MAYOR STACK: Thank you.

7 MR. VELEZ: Okay.

8 CITY CLERK: Thank you.

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1   **ADJOURNMENT:**

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3           CITY CLERK: At this time there are no  
4 other items on the agenda.

5           May I have a motion to adjourn?

6           COMMISSIONER MARTINETTI: Motion.

7           COMMISSIONER FERNANDEZ: Motion.

8           CITY CLERK: Motion by Commissioner  
9 Martinetti.

10          Second?

11          COMMISSIONER FERNANDEZ: Second.

12          CITY CLERK: Second by Commissioner  
13 Fernandez.

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          MAYOR STACK: Thank you, everyone.

1 Have a good evening, everyone.

2 Be safe.

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4 (Whereupon, the proceedings were concluded  
5 at 7:30 p.m.)

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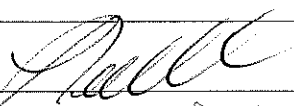
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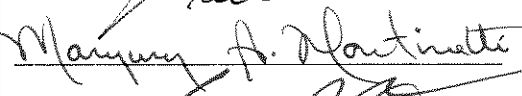
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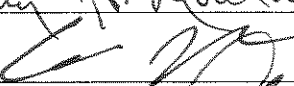


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Brian P. Stack

  
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 REGULAR  
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,  
9 heard on Tuesday, October 20, 2020 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