

ORIGINAL

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

:
:
REGULAR MEETING :
:
: TRANSCRIPT OF RECORDED
: PROCEEDINGS

Jefferson School
3400 Palisade Avenue
Union City, New Jersey

Tuesday, July 6, 2021
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
BRIAN P. STACK, MAYOR

M E M B E R S A B S E N T:

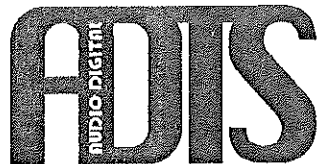
CELIN J. VALDIVIA, COMMISSIONER

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

SCARINCI HOLLENBECK
BY: ANGELO AUTERI, ESQ.
BY: JORGE R. deARMAS, ESQ.
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1 MR. deARMAS: This is Regular Public
2 Meeting --

3 MAYOR STACK: Could we have everyone's
4 attention please?

5 MS. DILLON: On the record.

6 MR. deARMAS: On the record.

7 This is a Regular Public Meeting of the
8 Union City Board of Commissioners being held
9 Tuesday, July 6, 2021 at seven p.m., at Jefferson
10 School, 3400 Palisade Avenue, Union City, New
11 Jersey.

12 Please stand for the Pledge of Allegiance.

13

14 (Whereupon the Pledge of Allegiance was
15 said by all.)

16

17 MR. deARMAS: This meeting has been called
18 in accordance with the Open Public Meetings Act.

19 Adequate notice of this meeting has been
20 provided to The Jersey Journal, The Record, and
21 The Hudson Reporter, and been posted on the
22 bulletin board in City Hall and made available to
23 the public in the Office of the Municipal Clerk.

24

25 **ROLL CALL:**

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MR. deARMAS: Commissioner Fernandez?

COMMISSIONER FERNANDEZ: Here.

MR. deARMAS: Commissioner Grullon?

COMMISSIONER GRULLON: Here.

MR. deARMAS: Commissioner Valdivia?

MR. AUTERI: He's absent.

MR. deARMAS: Let the record reflect that
Commissioner Valdivia is absent.

MAYOR STACK: Commissioner Valdivia has a
family commitment tonight.

MR. deARMAS: Commissioner Martinetti?

COMMISSIONER MARTINETTI: Here.

MR. deARMAS: Mayor Stack?

MAYOR STACK: Here.

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

CONSENT AGENDA:

(1) Resolution Approving the Payment of Claims

(2) Resolution Approving the Payment of
Concurring Claims

(3) Resolution Approving the Escrow Refunds

(4) Resolution Approving the City Payroll for
June 7th through June 18, 2021

1 (5) Resolution Approving the Library Payroll
2 for June 7th through June 18, 2021

3 (6) Resolution of Premium Monies Collected at
4 the Tax Sale

5 (7) Resolution Authorizing Redemption Monies to
6 Outside Lienholders

7 (8) Resolution Approving a Settlement Agreement
8 with PSE&G.)

9

10 MR. deARMAS: There are eight items on the
11 Consent Agenda.

12 Number 1.

13 Resolution Approving Payment of Claims.

14 Number 2.

15 Resolution Approving the Payment of
16 Concurring Claims.

17 Three.

18 Resolution Approving the Escrow Funds (sic)
19 -- Refunds.

20 Four.

21 Resolution Approving the City Payroll for
22 June 7th through June 18th, 2021.

23 Five.

24 Resolution Approving the Library Payroll
25 for the June 7th through June 18th, 2021.

1 Six.

2 Resolution of Premium Monies Collected at
3 the Tax Sale.

4 Seven.

5 Resolution Authorizing Redemption Monies to
6 Outside Lienholders.

7 Eight.

8 Resolution Approving a Settlement Agreement
9 with PSE&G.

10 MAYOR STACK: Just real quick; did -- maybe
11 I missed it.

12 Did we read the opening statement?

13 MR. deARMAS: Yes.

14 MAYOR STACK: Okay, good.

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

18 Seeing none.

19 MR. deARMAS: Mayor, may I have a motion to
20 close public comment?

21 MAYOR STACK: Motion.

22 COMMISSIONER FERNANDEZ: Motion.

23 Second.

24 MR. AUTERI: Commissioner Fernandez.

25 MS. DILLON: Who's the second?

1 MR. AUTERI: Commissioner Fernandez.

2 MS. DILLON: Thank you.

3 MR. deARMAS: Commissioner Fernandez.

4 Commissioner Fernandez?

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. deARMAS: Commissioner Grullon?

7 COMMISSIONER GRULLON: Yes.

8 MR. deARMAS: Commissioner Valdivia?

9 Commissioner Martinetti?

10 COMMISSIONER MARTINETTI: Yes.

11 MR. deARMAS: Mayor Stack?

12 MAYOR STACK: Yes.

13 On everything, except if there's any claims
14 in reference to Chasan Leyner Lamparello, I'll
15 abstain.

16 MR. deARMAS: Abstain on Lamparello?

17 MR. AUTERI: The Mayor's abstaining on
18 all --

19 MAYOR STACK: And also --

20 MR. AUTERI: -- claims --

21 MAYOR STACK: -- the Union City Day Care.

22 MR. AUTERI: -- for Chasan Lamparello and
23 the Union City Day Care.

24 MAYOR STACK: Right.

25 Commissioner Martinetti have anything she

1 has to abstain on?

2 COMMISSIONER MARTINETTI: I didn't see --

3 MR. AUTERI: We didn't see any on the bill
4 list.

5 MAYOR STACK: Nothing, Margie?

6 COMMISSIONER MARTINETTI: I didn't see --

7 MAYOR STACK: You're all right?

8 COMMISSIONER MARTINETTI: -- the --

9 MR. AUTERI: Commissioner, if you'd like to
10 take a moment to look through, --

11 COMMISSIONER MARTINETTI: Can I please?

12 MR. AUTERI: -- you can absolutely --

13 COMMISSIONER MARTINETTI: Thank you.

14 MR. AUTERI: Yes.

15 MR. deARMAS: Union City Day Care?

16 MR. AUTERI: She's looking for --

17 Hold on.

18 MAYOR STACK: Going forward, let's make
19 sure we have this set up on Commissioner
20 Martinetti and myself.

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

23 MS. DILLON: Do you need to go off the
24 record?

25 MR. deARMAS: Off the record.

1 MR. AUTERI: Could we go off the record?

2 MS. DILLON: Yes.

3

4 (Off the record at 7:08:25 p.m.)

5 (On the record at 7:08:45 p.m.)

6

7 MR. deARMAS: -- the record.

8 Motion to approve all items on Consent

9 Agenda?

10 COMMISSIONER GRULLON: Motion.

11 MAYOR STACK: Second.

12 MR. deARMAS: Roll call.

13 Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes.

15 MR. deARMAS: Commissioner Grullon?

16 COMMISSIONER GRULLON: Yes.

17 MR. deARMAS: Commissioner Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 MR. deARMAS: Commissioner (sic) Stack?

20 Sorry.

21 Mayor Stack?

22 MAYOR STACK: Yes.

23 MR. deARMAS: And abstention as noted.

24 Okay.

25

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

3 **REGULAR AGENDA:**

4 1. Resolution Approving the Temporary SFY2022
5 Budget.)

6

7 MR. deARMAS: Regular Agenda.

8 MR. AUTERI: Regular Agenda.

9 MR. deARMAS: Resolution Approving
10 Temporary --

11 MAYOR STACK: Just keep your voice up so
12 the residents can hear.

13 MR. deARMAS: Resolution Approving the
14 Temporary State Fiscal Year 2022 Budget.

15 Motion to approve item 1 on the Regular
16 Agenda?

17 COMMISSIONER MARTINETTI: Motion.

18 MR. deARMAS: Motion by Martinetti.

19 Second?

20 COMMISSIONER GRULLON: Second.

21 MR. deARMAS: Grullon.

22 Vote.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes.

25 MR. deARMAS: Commissioner Grullon?

1 COMMISSIONER GRULLON: Yes.

2 MR. deARMAS: Commissioner Martinetti?

3 COMMISSIONER MARTINETTI: Yes.

4 MR. deARMAS: Mayor Stack?

5 MAYOR STACK: Yes.

6 MR. AUTERI: Okay.

7

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

9

10 MR. deARMAS: Mayor, at this time, would
11 you like to take public comment on any item
12 concerning the government in the City of Union
13 City?

14 MAYOR STACK: Sure.

15 Once again, thank you to the Commissioners
16 for moving a hundred percent of our meetings
17 around the community.

18 Anyone at this time that would like to step
19 forward and comment on any matter concerning
20 municipal government in the City of Union City,
21 please do so.

22 Just state your name and address for the
23 record.

24 Anyone at this time?

25 Seeing none.

1 MR. deARMAS: Mayor, may I have a motion to
2 close public comment?

3 COMMISSIONER FERNANDEZ: Motion.

4 COMMISSIONER MARTINETTI: Motion.

5 COMMISSIONER FERNANDEZ: Second.

6 MR. deARMAS: Commissioner Martinetti.

7 Second by Fernandez.

8 Commissioner Fernandez?

9 COMMISSIONER FERNANDEZ: Yes.

10 MR. deARMAS: Commissioner Grullon?

11 COMMISSIONER GRULLON: Yes.

12 MR. deARMAS: Commissioner Martinetti?

13 COMMISSIONER MARTINETTI: Yes.

14 MR. deARMAS: Mayor Stack?

15 MAYOR STACK: Yes.

16 MR. AUTERI: No further items --

17 MR. deARMAS: There are no further items on
18 the Regular Agenda.

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1 LIQUOR LICENSE PUBLIC HEARINGS:

2
3 1. Azucar Club, Inc.

4 t/a Azucar Night Club

5 421 43rd Street

6 0910-33-003-007

7 (Adolfo Lopez, Esq.)

8 2. Salvadorian Bar & Restaurant, Inc.

9 t/a El Centro Americano Bar & Restaurant

10 4212 New York Avenue

11 0910-33-051-006

12 3. Juanita's II, LLC

13 t/a Juanita's Restaurant II

14 2904 Bergenline Avenue

15 0910-33-144-010

16

17 MAYOR STACK: At this time there'll be
18 Liquor License Hearings.

19 Mr. Farmer, if you could please step
20 forward?

21 MR. FARMER: Yes.

22 MAYOR STACK: Just enter your appearance,
23 Mr. Farmer, for the record.

24 MR. FARMER: Gregory Farmer on behalf of
25 the Union City ABC Board.

1 We have three matters on your calendar.

2 I'd like to deal with them in reverse

3 order.

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1 Juanita's II, LLC
2 t/a Juanita's Restaurant II
3 2904 Bergenline Avenue
4 0910-33-144-010
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6 MR. FARMER: The first one being Juanita's.
7 Lieutenant Dunlay is here.

8 Should reflect -- the record should reflect
9 that the licensee is here and that we had a very
10 extensive conference last Thursday about the
11 matter.

12 And after all was said and done and
13 Lieutenant Dunlay will espouse on that so-to-
14 speak, that there was a miscommunication.

15 Is that correct?

16 Could you just summarize the facts, sir?

17 LIEUTENANT DUNLAY: Sure.

18 This is a paper violation.

19 I'm sorry.

20 Lieutenant Dunlay, Union City Police.

21 It's a paper -- paper violation where --
22 there was an inspection done. They did not --
23 they asked for a certain document, which is the
24 12 page application, which is typically and
25 historically always been in the licensee's bar.

1 This time when they went to ask, she
2 provided a different form, as opposed to the 12
3 page app. She's always had it. She came when we
4 did the plea meeting; she did have it.
5 Nonetheless, we're -- still a violation but we're
6 going to make a recommendation.

7 MAYOR STACK: And this is -- this is on
8 Juanita's?

9 MR. FARMER: Yes.

10 MAYOR STACK: Okay.

11 MR. FARMER: Three days. Suspended for
12 three days. Condition, no additional violation
13 during the licensing period, which will be June
14 30th, 2022.

15 Do you agree to that?

16 MS. PORTILLO: Yes.

17 MS. DILLON: Right --

18 MAYOR STACK: Ma'am, if you could just --

19 MS. DILLON: Right in front of here.

20 MAYOR STACK: -- step forward.

21 Just state your name and your relationship
22 with the establishment.

23 MS. PORTILLO: Yes.

24 I'm an employee there.

25 MAYOR STACK: Okay.

1 MS. PORTILLO: And I'm --

2 MS. DILLON: Your name?

3 MS. PORTILLO: -- representing --

4 Alicia --

5 MS. DILLON: Just state your name for the
6 record.

7 MS. PORTILLO: Okay.

8 Alicia Portillo.

9 MS. DILLON: Thank you.

10 MAYOR STACK: Are you -- are you certain
11 that the owner of the establishment or the
12 management wouldn't --

13 MS. PORTILLO: Yeah. Yeah.

14 MAYOR STACK: -- want to consult an
15 attorney?

16 MS. PORTILLO: I'm sorry?

17 MAYOR STACK: They wouldn't want to consult
18 an attorney?

19 MS. PORTILLO: No. No, we came to the
20 meeting with --

21 MS. DILLON: Right in front of the
22 microphone, ma'am.

23 MS. PORTILLO: Oh.

24 MS. DILLON: There's a --

25 MS. PORTILLO: We came to the meeting with

1 the owner and today's she out; she's on vacation.

2 So that's why she sent me.

3 MAYOR STACK: Okay.

4 MS. PORTILLO: But she agreed with the
5 decision.

6 MAYOR STACK: Okay.

7 And -- and you're -- you're role with the
8 establishment?

9 MS. PORTILLO: I'm the manager there.

10 MAYOR STACK: The manager.

11 MS. PORTILLO: Yeah.

12 MAYOR STACK: Okay.

13 Okay, I'll make a motion to approve.

14 COMMISSIONER FERNANDEZ: Second.

15 MR. deARMAS: Motion by Mayor Stack.

16 Second by Fernandez.

17 Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Yes.

19 MR. deARMAS: Commissioner Grullon?

20 COMMISSIONER GRULLON: Yes.

21 MR. deARMAS: Commissioner --

22 MAYOR STACK: Thank you very much, ma'am.

23 MR. deARMAS: Commissioner Martinetti?

24 COMMISSIONER MARTINETTI: Yes.

25 MR. deARMAS: Mayor Stack?

1 MAYOR STACK: Yes.

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1 | Salvadorian Bar & Restaurant, Inc.
2 | t/a El Centro Americano Bar & Restaurant
3 | 4212 New York Avenue
4 | 0910-33-051-006
5 | AND
6 | Azucar Club, Inc.
7 | t/a Azucar Night Club
8 | 421 43rd Street
9 | 0910-33-003-007
10 | (Adolfo Lopez, Esq.)
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12 | MR. FARMER: The next one on the agenda is
13 | Salvadorian Bar and Restaurant.

14 | Lieutenant Dunlay and myself had a
15 | conference with the licensee.

16 | Now, it's a paper violation. And quite
17 | frankly, when the licensee came, at the naked eye
18 | from an uninformed person, they certainly had a
19 | lot of records. And Lieutenant Dunlay went over
20 | them with them and a lot of them were in order
21 | but there were some things that were just
22 | missing.

23 | He told them what to do and scheduled
24 | another inspection later on this month, on the
25 | 22nd, to see whether or not they have complied

1 with his recommendations and suggestions so that
2 the books are in a hundred percent order.

3 So I've asked that this just be carried to
4 the next hearing.

5 MAYOR STACK: Sure. No problem.

6 We'll move it to the next meeting. That
7 will be on the 20th I believe.

8 Right?

9 MR. FARMER: Yeah, I think so.

10 MAYOR STACK: Jorge, would that be the
11 20th.

12 Right?

13 MR. deARMAS: The 20th will be the next
14 meeting.

15 MAYOR STACK: Okay.

16 MR. FARMER: Fine. Okay.

17 MAYOR STACK: We'll move it to that
18 meeting.

19 You'll do notice on that, Mr. Farmer?

20 MR. FARMER: Yes.

21 MAYOR STACK: Okay, great.

22 MR. FARMER: And I would carry Azucar as
23 well.

24 We're either going to try this thing or
25 they're going to come to an agreement --

1 MAYOR STACK: Right.

2 MR. FARMER: -- within the next two weeks.

3 MAYOR STACK: All right.

4 How long have we had this on our agenda?

5 MR. FARMER: One other time.

6 MAYOR STACK: Okay.

7 Just make sure that the next one is the
8 final one.

9 MR. FARMER: That's exactly right. I agree
10 with you.

11 MAYOR STACK: Great. You got it.

12 That's carried also; Azucar at 421 43rd
13 Street is carried until July 20th.

14 And also Salvadorian Bar and Restaurant at
15 4212 New York Avenue is carried until July 20th.

16 Thank you, Mr. Farmer.

17 MR. FARMER: You're welcome.

18 Okay.

19 MR. deARMAS: Item number 1 is carried?

20 COMMISSIONER FERNANDEZ: Motion.

21 MR. AUTERI: We do a motion to carry this
22 one.

23 MAYOR STACK: Motion.

24 MR. deARMAS: Motion to carry?

25 COMMISSIONER FERNANDEZ: Second.

1 MAYOR STACK: Motion.

2 MR. deARMAS: Mayor --

3 I'm sorry.

4 Commissioner Fernandez?

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. deARMAS: Commissioner Grullon?

7 COMMISSIONER GRULLON: Yes.

8 MR. deARMAS: Commissioner Martinetti?

9 COMMISSIONER MARTINETTI: Yes.

10 MR. deARMAS: Mayor Stack?

11 MAYOR STACK: Yes.

12 MS. DILLON: Just to clarify for me.

13 That was a vote to carry both?

14 MR. AUTERI: Motion to carry both to July

15 20th.

16 MS. DILLON: Okay. I just want to make

17 sure --

18 MAYOR STACK: Yeah, me too.

19 MS. DILLON: -- that I --

20 MAYOR STACK: Me, too.

21 MS. DILLON: -- that I set up the

22 transcript correctly.

23 MR. AUTERI: Okay.

24 MAYOR STACK: I agree.

25 MS. DILLON: Okay.

1 MR. AUTERI: Sure.

2 MR. deARMAS: Salvadorian and Juanita's.

3 MR. AUTERI: Yes, we're going to --

4 MR. deARMAS: Okay.

5 MR. AUTERI: Greg, is that it?

6 MR. FARMER: Yes.

7 MR. AUTERI: Okay.

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1 **ADJOURNMENT:**

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3 MR. deARMAS: There are no other items on
4 the agenda.

5 May I have a motion to adjourn?

6 COMMISSIONER MARTINETTI: Motion.

7 COMMISSIONER FERNANDEZ: Motion.

8 Second.

9 MR. deARMAS: Motion by Martinetti.

10 Seconded by Commissioner Fernandez.

11 Commissioner Fernandez?

12 COMMISSIONER FERNANDEZ: Yes.

13 MR. deARMAS: Commissioner Grullon?

14 COMMISSIONER GRULLON: Yes.

15 MR. deARMAS: Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 MR. deARMAS: Mayor Stack?

18 MAYOR STACK: Yes.

19

20 (Whereupon, the proceedings were concluded
21 at 7:15 p.m.)

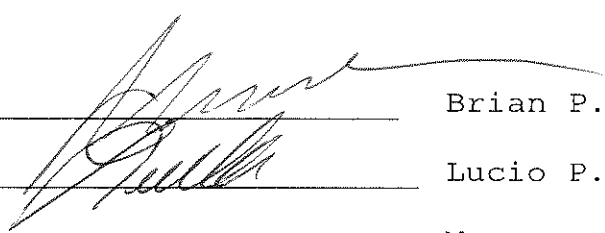
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Brian P. Stack

Lucio P. Fernandez

Maryury A. Martinetti

Wendy A. Grullon

Board of Commissioners

Attest:

Jorge R. deArmas, Esq.,

Corporation Counsel

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, July 6, 2021 and digitally
10 recorded.

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Karen A. Marino

AOC 493

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25 Monitored and Proofread by: Deborah Dillon