

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

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS
:

Roosevelt School
4507 Hudson Avenue
Union City, New Jersey

Tuesday, September 7, 2021
Commencing at 7:11 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, (Left at 7:34 p.m.)

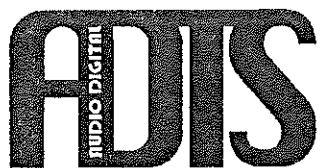
M E M B E R S A B S E N T:

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

SCARINCI HOLLENBECK
BY: ANGELO AUTERI, ESQ.
BY: JORGE R. deARMAS, ESQ.
Corporation Counsels

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

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

NINO F. FALCONE, ESQ.
Attorney for Bambinas Bar & Restaurant, Inc.
t/a Milagros Bar & Restaurant

RAMON M. GONZALEZ, ESQ.
Attorney for Lee Entertainment, LLC
t/a Bandolera

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	7/9
CONSENT AGENDA	13
REGULAR AGENDA	21/23
ORDINANCES FOR HEARING AND ADOPTION	24/29/33 34/35/37
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	41
LIQUOR LICENSE HEARINGS	44
RG Enterprise Entertainment, Inc. t/a Therapy Lounge	47
Bambinas Bar & Restaurant, Inc. t/a Milagros Bar & Restaurant	50
Lee Entertainment, LLC t/a Bandolera	55
Om Sai Ram Liquor Store, Inc. t/a Fiji Wine & Liquors	60
ADJOURNMENT	66

1 MS. DILLON: On the record.

2 MR. AUTERI: This is a Regular Public
3 Meeting of the Union City Board of Commissioners
4 being held on Tuesday, September 7th, 2021 at
5 seven p.m., at Roosevelt School, 4507 Hudson
6 Avenue, Union City, New Jersey.

7 Please stand for the Pledge of Allegiance.

8
9 (Whereupon the Pledge of Allegiance was
10 said by all.)

11
12 MR. AUTERI: This meeting has been called
13 in accordance with the Open Public Meetings Act.

14 Adequate notice of this meeting have been
15 provided to The Jersey Journal, The Record, and
16 The Hudson Reporter, and has been posted on the
17 bulletin board in City Hall and has been made
18 available to the public in the Office of the
19 Municipal Clerk.

20
21 **ROLL CALL:**

22
23 MR. AUTERI: Roll call.

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Here.

1 MR. AUTERI: Commissioner Grullon?

2 COMMISSIONER GRULLON: Here.

3 MR. AUTERI: Commissioner Valdivia?

4 COMMISSIONER VALDIVIA: Yes. Here.

5 MR. AUTERI: Commissioner Martinetti?

6 COMMISSIONER MARTINETTI: Here.

7 MR. AUTERI: Mayor Stack?

8 MAYOR STACK: Here.

9

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

12 **APPROVAL OF PREVIOUS MEETING MINUTES -**

13 **REGULAR MEETING - JUNE 30, 2021 AND AUGUST 9,**
14 **2021.)**

15

16 MR. AUTERI: The first item is a motion to
17 approve Meeting Minutes for the June 30th and
18 August 9th Board of Commissioners meetings.

19 May I have a motion?

20 COMMISSIONER VALDIVIA: Motion.

21 MR. AUTERI: Motion by Commissioner
22 Valdivia.

23 COMMISSIONER MARTINETTI: Second.

24 MAYOR STACK: Second; I'm sorry.

25 MR. AUTERI: Second by Commissioner

1 Martinetti.

2 Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Yes on June 30th.

4 I abstain on August 9th.

5 MR. AUTERI: Commissioner Grullon?

6 COMMISSIONER GRULLON: Yes on June 30th.

7 And on August 9th I was absent, but I read
8 the minutes.

9 So I will vote yes for both.

10 MR. AUTERI: Thank you.

11 COMMISSIONER GRULLON: Just so we know
12 that.

13 MR. AUTERI: Thank you, Commissioner.

14 Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 MR. AUTERI: Commissioner Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 MR. AUTERI: Mayor Stack?

19 MAYOR STACK: Yes.

20 MR. AUTERI: Thank you.

21

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

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

25 1. ORDINANCE AMENDING CHAPTER 81 OF THE CODE

1 OF THE CITY OF UNION CITY TO PROMOTE THE SAFE USE
2 OF ELECTRIC BICYCLES AND SCOOTERS.)

3

4 MR. AUTERI: There are two Ordinances for
5 Introduction.

6 Adoption on first reading authorizes the
7 Municipal Clerk to advertise the Ordinances with
8 a notice of the introduction, together with a
9 notice of the time and place when the Ordinances
10 will be considered for final passage.

11 The Ordinances will be further considered
12 at a meeting of the Board of Commissioners to be
13 held on Tuesday, September 21st, 2021 at
14 Washington School, 3905 New York Avenue, Union
15 City, New Jersey.

16 The first is the Ordinance Amending Chapter
17 81 of the Code of the City of Union City to
18 Promote the Safe Use of Electronic Bi--

19 Excuse me.

20 -- Electric Bicycles and Scooters.

21 May I have a motion to introduce?

22 MAYOR STACK: Motion.

23 COMMISSIONER MARTINETTI: Motion.

24 MR. AUTERI: Motion by Mayor Stack.

25 Second by Commissioner Martinetti.

1 Commissioner Fernandez?

2 COMMISSIONER FERNANDEZ: Yes.

3 MR. AUTERI: Commissioner Grullon?

4 COMMISSIONER GRULLON: Yes.

5 MR. AUTERI: Commissioner Valdivia?

6 COMMISSIONER VALDIVIA: Yes.

7 MR. AUTERI: Commissioner Martinetti?

8 COMMISSIONER MARTINETTI: Yes.

9 MR. AUTERI: Mayor Stack?

10 MAYOR STACK: Yes.

11

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

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

15 2. AN ORDINANCE AUTHORIZING A SPECIAL
16 EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A.
17 40A:4-53(b) TO FUND THE COSTS ASSOCIATED WITH THE
18 EXECUTION OF A PROGRAM OF REVALUATION OF REAL
19 PROPERTY FOR THE CITY OF UNION CITY, COUNTY OF
20 HUDSON, NEW JERSEY.)

21

22 MR. AUTERI: The second Ordinance is an
23 Ordinance Authorizing a Special Emergency
24 Appropriation Pursuant to N.J.S.A. 40A:4-53(b) to
25 Fund the Costs Associated with the Execution of a

1 Program of Revaluation of Real Property to the
2 City of Union City, County of New Jersey (sic).

3 May I have a motion to introduce?

4 MAYOR STACK: Motion.

5 MR. AUTERI: Motion by Mayor Stack.

6 COMMISSIONER VALDIVIA: Second.

7 MR. AUTERI: Second by Commissioner
8 Valdivia.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: Yes.

11 MR. AUTERI: Commissioner Grullon?

12 COMMISSIONER GRULLON: Yes.

13 MR. AUTERI: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 MR. AUTERI: Commissioner Martinetti?

16 COMMISSIONER MARTINETTI: Yes.

17 MR. AUTERI: Mayor Stack?

18 MAYOR STACK: Yes.

19 MR. AUTERI: Okay.

20 MAYOR STACK: Just if I could, -- just if I
21 could, Mr. Auteri, on --

22 MR. AUTERI: Yes.

23 MAYOR STACK: -- Ordinance number 1,

24 Amending Chapter 81, Code of the City of Union

25 City to Promote Safe Use of Electric Bicycles and

1 Scooters.

2 All we're trying to do is here is just make
3 sure we're protecting those that are riding these
4 motor scooters. The -- those that are -- they
5 come in contact with a lot of pedestrians.

6 We had them riding on sidewalks; going the
7 wrong way against traffic. And it's just a -- a
8 matter of time before somebody gets seriously
9 hurt or killed on one of these scooters. And we
10 don't want that to happen anywhere but
11 specifically in Union City where we feel, as a
12 governing body, we can do more about that. And
13 that's what we're attempting to do.

14 The use of helmets. The use of properly
15 driving these -- these scooters and bicycles.
16 We're all for everyone with a mode of
17 transportation and also having a good time. We
18 know that they have become very popular. We just
19 want them to be careful.

20 I mean I remember as a kid I had a moped
21 and you just had to be really careful. Sometimes
22 I didn't understand what my mom and dad told me
23 at the time to be real careful. But I saw a
24 friend of mine got hit, actually on 24th and
25 Palisade, and he had seven operations on his leg.

1 I sold my minibike -- my moped at that time and
2 never drove it again after seeing my friend in
3 such agony and going through so many operations.

4 We just don't want anybody to get hurt or
5 killed on these and that's why we're doing this;
6 to protect them.

7 And to protect senior citizens, people
8 walking their dog, residents out walking on the
9 sidewalk, from being struck.

10 The second Ordinance is on the reevaluation
11 of properties in the City of Union City.

12 Something that's 30 plus years due in Union
13 City. We're living up to our responsibility of
14 having this done over the next several years. It
15 should take at least three years.

16 Correct, Mr. Auteri, --

17 MR. AUTERI: Yes.

18 MAYOR STACK: -- before we actually start
19 the process.

20 So thank you very much to all the members
21 of the public that are here this evening.

22 MR. AUTERI: Thank you, Mayor.

23

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

1 **CONSENT AGENDA:**

2 (1) Resolution Approving the Payment of Claims

3 (2) Resolution Approving the Payment of
4 Concurring Claims

5 (3) Resolution Approving the City Payroll for
6 the period August 2, 2021 to August 13, 2021

7 (4) Resolution Approving the Library Payroll
8 for the period August 2, 2021 to August 13, 2021

9 (5) Resolution Authorizing Refund of Redemption
10 Monies to Outside Lienholders

11 (6) Resolution Authorizing The Refund Of
12 Premium Monies Collected At The Tax Sale

13 (7) Resolution Approving Escrow Refunds

14 (8) Resolution Authorizing The Refund Of A
15 Duplicate Payment

16 (9) Resolution Authorizing Emergency Contract
17 For Tree Removal Services

18 (10) Resolution Awarding Contract For Solid
19 Waste And Recyclable Material Collection And
20 Disposal For 2021-2024

21 (11) Resolution Authorizing A Shared Services
22 Agreement Between The City Of Union City And The
23 Union City Board Of Education For School Resource
24 Officers from September 1, 2021 To June 30, 2022

25 (12) Resolution Approving Shared Services

1 Agreement With The Union City Board Of Education
2 For Class III Special Law Enforcement Officers
3 For 2021-2023
4 (13) Resolution Authorizing The Use Of
5 Competitive Contracting For Animal Control
6 Services For The City Of Union City
7 (14) Resolution Amending Resolution Authorizing
8 the Award of a Contract for NJDOT FY 2021 Various
9 Streets To S. Batata Construction, Inc.
10 (15) Resolution Amending Resolution Authorizing
11 the Award of a Contract For The 2021 Capital
12 Streets Improvements Project To S. Batata
13 Construction, Inc.
14 (16) Resolution Authorizing Receipt Of Bids For
15 2021 Road Resurfacing/Pothole Repair Services
16 (17) Resolution Authorizing Receipt of Bids For
17 2021 CDA Roadway Improvements
18 (18) Resolution Amending The Housing Trust Fund
19 Spending Plan.)
20

21 MR. AUTERI: There are 18 items on the
22 Consent Agenda.

23 The first is a Resolution Approving the
24 Payment of Claims.

25 The second is a Resolution Approving the

1 Payment of Concurring Claims.

2 Number 3 is a Resolution Approving the City
3 Payroll for the Period August 2nd, 2021 to August
4 13, 2021.

5 The fourth is a Resolution Approving the
6 Library Payroll for the Period August 2nd, 2021 to
7 August 13th, 2021.

8 The fifth is a Resolution Authorizing
9 Refund of Redemption Monies to Outside
10 Lienholders.

11 The sixth is a Resolution Authorizing the
12 Refund of Premium Monies Collected at the Tax
13 Sale.

14 The seventh is a Resolution Approving
15 Escrow Refunds.

16 The eighth is a Resolution Authorizing the
17 Refund of a Duplicate Payment.

18 The ninth is a Resolution Authorizing
19 Emergency Contract for Tree Removal Services.

20 The tenth is a Resolution Awarding Contract
21 for Solid Waste and Recyclable -- Recyclable
22 Material Collection and Disposal for 2021 to
23 2024.

24 The eleventh is a Resolution Authorizing a
25 Shared Service Agreement Between the City of

1 Union City and the Union City Board of Education
2 for School Resource Officers from September 1st,
3 2021 to June 30th, 2022.

4 The twelfth is a Resolution Approving
5 Shared Service Agreement with the Union City
6 Board of Education for Class III Special Law
7 Enforcement Officers for 2021 to 2023.

8 The thirteenth is a Resolution Authorizing
9 the Use of Competitive Contracting for Animal
10 Control Services for the City of Union City.

11 The fourteenth is a Resolution Amending
12 Resolution Authorizing the Award of a Contract
13 for NJDOT Fiscal Year 2021 Various Streets to
14 S. Batata Construction, Inc.

15 The fifteenth is a Resolution Amending
16 Resolution Authorizing the Award of a Contract
17 for the 2021 Capital Streets Improvements Project
18 to S. Batata Construction, Inc.

19 The sixteenth is a Resolution Authorizing
20 Receipt of Bids for 2021 Road Resurfacing/Pothole
21 Repair Services.

22 Seventeenth is a Resolution Authorizing
23 Receipt of Bids for 2021 CDA Roadway
24 Improvements.

25 The eighteenth is a Resolution Amending the

1 Housing Trust Fund Spending Plan.

2 Mayor, at this time would you like to take
3 public comment on any of the items on the Consent
4 Agenda?

5 MAYOR STACK: Sure.

6 Just before we do, on the items on the
7 agenda with the School Resource Officers and the
8 Class III Specials, that's something I -- I
9 praise the Board of Education for doing in our
10 school system.

11 The Police Officers --

12 And the relationship between Police and
13 community in Union City is a very good one. It's
14 something that the Commissioners and myself --

15 Even this evening, we'll be going to a
16 Community Meeting right around the block.

17 -- something that we've worked really hard
18 on to build that relationship between Police and
19 community.

20 I think a lot of communities fail to
21 realize that sometimes they try to do that
22 overnight and it doesn't happen that way. It's
23 something we've worked at for the last 20 years
24 in Union City to build and hopefully we'll
25 continue to do that.

1 Any Police Officers that are bad Police
2 Officers or -- or rogue Police Officers so to
3 speak, we'll weed them out; not doubt about it.
4 We've done it in the past and we'll do it again.

5 In addition to that, different streets that
6 are being done. The New Jersey DOT and the CDA
7 Program on road resurfacing, that's something
8 that we're working very hard on.

9 This year we'll have about 19 to 21 side
10 streets that we're paving and putting in new
11 sidewalks and tree planting. This year alone I
12 know that we'll be planting close to 1500 trees.

13 I think on 28th Street alone we planted
14 several hundred trees between Bergenline/Summit,
15 Summit to Central, Central to Kennedy.

16 So we're very proud of the work that we're
17 doing in the community on the tree planting. And
18 -- and also on the sidewalk repair and street
19 paving. We ask the public to please be patient.

20 On the pothole repair, that's something we
21 do citywide, where we may get a pothole with all
22 the rain that we've had and all the washouts that
23 we've had. That's something that's very
24 important to keep on maintaining our City.

25 And on the Resolution with the Housing

1 Trust Fund Spending Plan, I know Mr. Auteri has
2 worked hard on that, to live up to our
3 responsibilities on affordable housing.

4 I wish I could take even more affordable
5 housing in Union City if I could.

6 Having said that, any member of the public,
7 please step forward, state your name and address
8 if you'd like to comment on any matter on the
9 Consent Agenda.

10 Seeing none.

11 MR. AUTERI: May I have a motion to close
12 public comment?

13 COMMISSIONER VALDIVIA: Motion.

14 COMMISSIONER FERNANDEZ: Motion.

15 MR. AUTERI: Motion by Commissioner
16 Valdivia.

17 Second by Commissioner Fernandez.

18 Commissioner Fernandez?

19 COMMISSIONER FERNANDEZ: Yes.

20 MR. AUTERI: Commissioner Grullon?

21 COMMISSIONER GRULLON: Yes.

22 MR. AUTERI: Commissioner Valdivia?

23 COMMISSIONER VALDIVIA: Yes.

24 MR. AUTERI: Commissioner Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 MR. AUTERI: Mayor Stack?

2 MAYOR STACK: Yes.

3 MR. AUTERI: May I have a motion to approve
4 all items on the Consent Agenda?

5 COMMISSIONER GRULLON: Motion.

6 MR. AUTERI: Motion by Commissioner
7 Grullon.

8 COMMISSIONER VALDIVIA: Second.

9 MR. AUTERI: Second by Commissioner
10 Valdivia.

11 Commissioner Fernandez?

12 COMMISSIONER FERNANDEZ: Yes on all the
13 items, except number 11 and 12, which I abstain.

14 MR. AUTERI: Commissioner Fernandez is
15 abstaining on items 11 and 12.

16 Commissioner Grullon?

17 COMMISSIONER GRULLON: Yes.

18 MR. AUTERI: Commissioner Valdivia?

19 COMMISSIONER VALDIVIA: Yes.

20 MR. AUTERI: Commissioner Martinetti?

21 COMMISSIONER MARTINETTI: I'm abstaining
22 anything as to Adolfo Lopez.

23 Aye on the rest.

24 MR. AUTERI: Thank you, Commissioner
25 Martinetti.

1 Mayor Stack?

2 MAYOR STACK: Yes on all except any
3 payments to the Lamparello firm, --

4 MR. AUTERI: Thank you, Mayor.

5 MAYOR STACK: -- I'll abstain.

6 MR. AUTERI: Thank you.

7

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

10 **REGULAR AGENDA:**

11 1. Resolution Approving a Payment of Claim for
12 the Grace Theater Workshop.)

13

14 MR. AUTERI: There are two items on the
15 Regular Agenda.

16 The first is a Resolution Approving a
17 Payment of Claim for the Grace Theater Work--
18 Workshop.

19 May I have a motion to --

20 MAYOR STACK: Motion.

21 MR. AUTERI: -- approve?

22 Mayor Stack.

23 COMMISSIONER VALDIVIA: Second.

24 MR. AUTERI: Second by Commissioner
25 Valdivia.

1 Commissioner Fernandez is abstaining.

2 Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 MR. AUTERI: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 MR. AUTERI: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 MR. AUTERI: Mayor Stack?

9 MAYOR STACK: Yes.

10 I'd just like to say something on that.

11 I know that Commissioner Fernandez has to
12 recuse on this but I just wanted to praise Megan
13 Fernandez and Lucio. That's something he started
14 long before he was a public official in the City
15 of Union City.

16 And it's been a wonderful program giving so
17 many youth in our City and throughout the area an
18 opportunity. And that's so important. Maybe
19 students that are not interested in sports, may
20 be interested in acting and getting involved in
21 the theater, have a wonderful outlet there.

22 And I relate to that through two of my
23 nieces, both -- both Jade and Mya are into the
24 acting. And I never realized how important it
25 was until I seen what Lucio did in the Grace

1 Theater.

2 And I'd just like to praise him and Megan
3 on that. I know he can't vote and I know he has
4 to recuse on it but I'd like to praise him for
5 the work that he's done there and Megan.

6 I know he may be a little distant from it
7 now because of his duties but I know Megan is
8 still involved and a lot of good people are
9 involved in this.

10 For the amount of money that they run the
11 program, it's definitely not about the money,
12 it's about the kids and we need more of that.

13 Yes.

14 Did I vote yes?

15 Yes.

16 MR. AUTERI: Okay.

17

18 (Whereupon, the Board discussed and took
19 action on the following item:

20 **REGULAR AGENDA:**

21 2. Resolution Approving a Payment of Claim for
22 the Union City Board of Education.)

23

24 MR. AUTERI: The second item on the agenda
25 is a Resolution Approving a Payment of Claim for

1 the Union City Board of Education.

2 Normally Commissioner Valdivia and Grullon
3 would not vote on Board of Ed matters.

4 However, tonight we're invoking the
5 doctrine of necessity.

6 May I have a motion to approve item 2?

7 MAYOR STACK: Motion.

8 MR. AUTERI: Motion by Mayor Stack.

9 COMMISSIONER GRULLON: Second.

10 MR. AUTERI: Second by Commissioner
11 Grullon.

12 Commissioner Fernandez is abstaining.

13 Commissioner Grullon?

14 COMMISSIONER GRULLON: Yes.

15 MR. AUTERI: Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 MR. AUTERI: Commissioner Martinetti is
18 abstaining.

19 COMMISSIONER MARTINETTI: Yes.

20 MR. AUTERI: Mayor Stack?

21 MAYOR STACK: Yes.

22

23 (Whereupon, the Board discussed and took
24 action on the following item:

25 **ORDINANCES FOR HEARING AND ADOPTION**

1 **CONSIDERATION:**

2 1. ORDINANCE SETTING FORTH PENALTIES FOR
3 VIOLATION OF BUSINESS LICENSE REQUIREMENTS.)

4

5 MR. AUTERI: There are four items -- there
6 are four Ordinances for Hearing and Adoption
7 consideration.

8 The first is an Ordinance Setting Forth
9 Penalties for Violations of Business License
10 Requirements.

11 Mayor, would you like to take public
12 comment on this Ordinance?

13 MAYOR STACK: Sure.

14 Just before you do, Mr. Auteri, if you
15 could just briefly explain what that's about.

16 MR. AUTERI: Sure, Mayor.

17 This Ordinance will serve to increase,
18 significantly, the penalty for businesses who
19 fail to obtain their Union City Business License.

20 The first occurrence is a -- is an amount
21 not to exceed \$1,500.00.

22 The second occurrence is an amount not to
23 exceed \$2,000.00 for failure to get a business
24 license in the City of Union City.

25 MAYOR STACK: This -- this is being done --

1 | this is not -- I don't want anybody to think that
2 | this is a business on Bergenline Avenue so to
3 | speak or Summit Avenue or any business in the
4 | City. It could be on any street in the City,
5 | whether it's 48th Street or where I live on 6th
6 | and New York Avenue -- a pizzeria.

7 | This is for a business that may open that
8 | may be doing unscrupulous activity. We've had in
9 | the City in different locations. We immediately
10 | acted on it.

11 | We just need a tool for the Police
12 | Department where we have noise at three o'clock
13 | in the morning and blasting music and -- and
14 | parties with all kinds of activity going on,
15 | which some of it could border on -- on criminal
16 | activity.

17 | We just need a mechanism that that -- that
18 | business so to speak, that's not even licensed in
19 | the City of Union City, can operate.

20 | These -- some of these businesses never had
21 | a C.O. It also puts people in danger when people
22 | have an establishment that they're opening up and
23 | they're having two or 300 people inside the
24 | establishment without a business license, without
25 | a C.O., maybe on the third or fourth floor of a

1 building. It puts peoples' lives in jeopardy.

2 Any of us that are old enough to remember,
3 in New York years ago there was a bar or a club
4 that blocked emergency access --

5 COMMISSIONER FERNANDEZ: Yeah.

6 MAYOR STACK: -- and I forgot how many
7 people died but it was in --

8 COMMISSIONER GRULLON: Um-hum.

9 MAYOR STACK: Many, many, many people. .
10 Dozens of people died in that establishment way
11 back.

12 COMMISSIONER GRULLON: Um-hum.

13 MAYOR STACK: Now I'm really showing how
14 old I'm getting but way back, I mean I think it
15 was in the '80s at the time.

16 COMMISSIONER FERNANDEZ: Yeah.

17 COMMISSIONER VALDIVIA: It was in the '80s.

18 MAYOR STACK: In the '80s.

19 Right?

20 It was in the '80s.

21 COMMISSIONER FERNANDEZ: They locked the
22 back door.

23 MAYOR STACK: So we just want to discourage
24 that.

25 We want good business to move into the .

1 City. We want to help them get the C.O. We want
2 to help them get their business license.

3 We just don't want people coming in and
4 operating an unscrupulous activity business in
5 the City.

6 Make a motion.

7 MR. AUTERI: Motion by Mayor Stack.

8 COMMISSIONER FERNANDEZ: Second.

9 MR. AUTERI: Second by Commissioner
10 Fernandez.

11 Commissioner Fernandez?

12 COMMISSIONER FERNANDEZ: Yes.

13 MR. AUTERI: Commissioner Grullon?

14 COMMISSIONER GRULLON: Yes.

15 MR. AUTERI: Commissioner Valdivia?

16 COMMISSIONER VALDIVIA: Yes.

17 MR. AUTERI: Commissioner Martinetti?

18 COMMISSIONER MARTINETTI: Yes.

19 MR. AUTERI: Mayor Stack?

20 MAYOR STACK: Yes.

21 MR. AUTERI: May I have a motion to adopt
22 the Ordinance?

23 COMMISSIONER VALDIVIA: Motion.

24 MR. AUTERI: Motion by Commissioner
25 Valdivia.

1 COMMISSIONER MARTINETTI: Second.

2 COMMISSIONER FERNANDEZ: Second.

3 MR. AUTERI: Second by Commissioner
4 Martinetti.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 MR. AUTERI: Commissioner Grullon?

8 COMMISSIONER GRULLON: Yes.

9 MR. AUTERI: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 MR. AUTERI: Commissioner Martinetti?

12 COMMISSIONER MARTINETTI: Yes.

13 MR. AUTERI: Mayor Stack?

14 MAYOR STACK: Yes.

15

16 (Whereupon, the Board discussed and took
17 action on the following item:

18 **ORDINANCES FOR HEARING AND ADOPTION**

19 **CONSIDERATION:**

20 2. AN ORDINANCE AMENDING CHAPTER 16 "VEHICLES
21 AND TRAFFIC" TO CHANGE THE HOURS IN WHICH PARKING
22 IS PERMITTED IN BUS/COMMUTER VEHICLE STOPS.)

23

24 MR. AUTERI: Second is an Ordinance
25 Amending Chapter 16, Vehicles and Traffic, to

1 | Change the Hours in Which Parking is Permitted in
2 | Bus/Commuter Vehicle Stops.

3 | Mayor, would you like to take public
4 | comment on this Ordinance?

5 | MAYOR STACK: Sure.

6 | This just gives residents --

7 | I think we might be one of the only
8 | communities in the State right now -- I'm not
9 | sure if there's many others. But we did this way
10 | back.

11 | It may have been right when you became a
12 | Commissioner, Lucio.

13 | COMMISSIONER FERNANDEZ: Yeah, a while ago.

14 | MAYOR STACK: It was early on we did this
15 | where we allow residents to park in the bus stop
16 | after a certain time, as long as they move their
17 | vehicle in the morning by a certain time.

18 | And I think this right now would be 8:30 --
19 | after 8:30 p.m.?

20 | MR. AUTERI: Eight-thirty p.m. to 6:30 a.m.

21 | MAYOR STACK: Eight -- after 8:30 p.m. they
22 | can park in a bus stop, until 6:30 a.m.

23 | That would not include Bergenline Avenue,
24 | between 30th Street -- before 30th Street and 47th
25 | Street you could not park in a bus stop, because

1 that's the west side, that has to be kept clear
2 for emergency vehicles.

3 This would be throughout the community.

4 We estimate at one time that this would
5 create another 400 parking spots in the
6 community.

7 So as long as you park your vehicle after
8 eight p.m. and move it by 6:30 in the morning,
9 you're safe to park in the bus stop.

10 It's a way of giving the most densely pop--
11 one of the most densely populated communities
12 more parking. So we're trying to be creative
13 here.

14 This has been effect. We're just changing
15 the times to give people a little more leedway
16 that they'll be able to park in the bus stop.

17 I just encourage everyone, you have to move
18 your vehicle before 6:30 in the morning. You
19 cannot park there before 8:30 at night.

20 Motion.

21 MR. AUTERI: Motion by Mayor Stack.

22 COMMISSIONER VALDIVIA: Second.

23 MR. AUTERI: Second by Commissioner
24 Valdivia.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.
2 MR. AUTERI: Commissioner Grullon?
3 COMMISSIONER GRULLON: Yes.
4 MR. AUTERI: Commissioner Valdivia?
5 COMMISSIONER VALDIVIA: Yes.
6 MR. AUTERI: Commissioner Martinetti?
7 COMMISSIONER MARTINETTI: Yes.
8 MR. AUTERI: Mayor Stack?
9 MAYOR STACK: Yes.
10 MR. AUTERI: May I have a motion to adopt
11 the Ordinance?
12 COMMISSIONER VALDIVIA: Motion.
13 MAYOR STACK: Motion.
14 MR. AUTERI: Motion by Mayor Stack.
15 Second by Commissioner Valdivia.
16 Commissioner Fernandez?
17 COMMISSIONER FERNANDEZ: Yes.
18 MR. AUTERI: Commissioner Grullon?
19 COMMISSIONER GRULLON: Yes.
20 MR. AUTERI: Commissioner Valdivia?
21 COMMISSIONER VALDIVIA: Yes.
22 MR. AUTERI: Commissioner Martinetti?
23 COMMISSIONER MARTINETTI: Yes.
24 MR. AUTERI: Mayor Stack?
25 MAYOR STACK: Yes.

1
2 (Whereupon, the Board discussed the
3 following item:

4 **ORDINANCES FOR HEARING AND ADOPTION**

5 **CONSIDERATION:**

6 3. ORDINANCE AUTHORIZING A SPECIAL EMERGENCY
7 APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(h)
8 FOR THE PAYMENT OF CONTRACTUALLY REQUIRED
9 SEVERENCE (sic) LIABILITIES IN AND FOR THE CITY
10 OF UNION CITY, COUNTY OF HUDSON, NEW JERSEY.)

11
12 MR. AUTERI: The third Ordinance is an
13 Ordinance Authorizing a Special Emergency
14 Appropriation Pursuant to N.J.S.A. 40A:4-53(h)
15 for the Payment of Contractually Required
16 Severance Liabilities in and for the City of
17 Union City, County of Hudson, New Jersey.

18 MAYOR STACK: You want to just explain
19 this, Angelo?

20 MR. AUTERI: Absolutely, Mayor.

21 And -- and let me just add, you might
22 recognize this on the agenda from a previous
23 meeting.

24 This Ordinance requires a two-thirds vote
25 by the Board of Commissioners, which is the

1 | reason why you're seeing it again on the agenda
2 | tonight.

3 | This Ordinance serves as an emergency
4 | appropriation for the City to obtain funding to
5 | -- for the severance liabilities.

6 | MAYOR STACK: Thank you very much.

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

10 |

11 | (Whereupon, the Board discussed the
12 | following item:

13 | **ORDINANCES FOR HEARING AND ADOPTION**

14 | **CONSIDERATION:**

15 | 2. AN ORDINANCE AMENDING CHAPTER 16 "VEHICLES
16 | AND TRAFFIC" TO CHANGE THE HOURS IN WHICH PARKING
17 | IS PERMITTED IN BUS/COMMUTER VEHICLE STOPS.)

18 |

19 | MAYOR STACK: I also may have been remiss,
20 | did I -- I don't know if I gave anyone an
21 | opportunity to comment on the bus -- on the bus
22 | stop ordinance.

23 | Anyone wishing to comment on the bus stop
24 | ordinance, please step forward, state your name
25 | and address for the record.

1 (No response received.)

2

3 (Whereupon, the Board discussed and took
4 action on the following item:

5 **ORDINANCES FOR HEARING AND ADOPTION**

6 **CONSIDERATION:**

7 3. ORDINANCE AUTHORIZING A SPECIAL EMERGENCY
8 APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(h)
9 FOR THE PAYMENT OF CONTRACTUALLY REQUIRED
10 SEVERENCE (sic) LIABILITIES IN AND FOR THE CITY
11 OF UNION CITY, COUNTY OF HUDSON, NEW JERSEY.)

12

13 MAYOR STACK: Anyone wishing to comment on
14 the Ordinance with the Special Emergency
15 Appropriation that Mr. Auteri just explained,
16 please step forward.

17 Seeing none on either ordinance.

18 MR. AUTERI: Motion by Mayor Stack to close
19 public comment.

20 COMMISSIONER FERNANDEZ: Second.

21 MR. AUTERI: Second by Commissioner
22 Fernandez.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Yes.

25 MR. AUTERI: Commissioner Grullon?

1 COMMISSIONER GRULLON: Yes.

2 MR. AUTERI: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 MR. AUTERI: Commissioner Martinetti?

5 COMMISSIONER MARTINETTI: Yes.

6 MR. AUTERI: Mayor Stack?

7 MAYOR STACK: Yes.

8 MR. AUTERI: May I have a motion to adopt
9 the Ordinance?

10 MAYOR STACK: Motion.

11 MR. AUTERI: Motion by Mayor Stack.

12 COMMISSIONER GRULLON: Second.

13 MR. AUTERI: Second by Commissioner
14 Grullon.

15 Commissioner Fernandez?

16 COMMISSIONER FERNANDEZ: Yes.

17 MR. AUTERI: Commissioner Grullon?

18 COMMISSIONER GRULLON: Yes.

19 MR. AUTERI: Commissioner Valdivia?

20 COMMISSIONER VALDIVIA: Yes.

21 MR. AUTERI: Commissioner Martinetti?

22 COMMISSIONER MARTINETTI: Yes.

23 MR. AUTERI: Mayor Stack?

24 MAYOR STACK: Yes.

25

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

3 **ORDINANCES FOR HEARING AND ADOPTION**

4 **CONSIDERATION:**

5 4. ORDINANCE AMENDING THE "ROOSEVELT STADIUM
6 REDEVELOPMENT PLAN" PURSUANT TO THE LOCAL
7 REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1
8 ET SEQ.)

9
10 MR. AUTERI: The fourth Ordinance is an
11 Ordinance Amending the Roosevelt Stadium
12 Redevelopment Plan Pursuant to the Local
13 Redevelopment and Housing Law, N.J.S.A. 40A:12-A
14 Et Seq.

15 Mayor, we have a representative of Heyer,
16 Gruel, Lauren Purdom, who's here to explain to us
17 tonight this Ordinance.

18 MAYOR STACK: Sure.

19 If you could, Lauren, if you could please
20 step forward?

21 Just in a nutshell, explain the Ordinance
22 to the members of the public that are here and
23 the Commissioners and myself.

24 We appreciate that.

25 MS. PURDOM: Sure.

1 My name is Lauren Purdom.

2 Thank you for having me.

3 The purpose of this amendment to the
4 Roosevelt Stadium Redevelopment Plan is to amend
5 the mixed use B Zone to permit multi-family with
6 commercial uses on a majority of a large vacant
7 site located at the corner of JFK Boulevard and
8 28th Street.

9 The purpose of this amendment is ensure
10 that design standards are not in -- in conflict
11 with permitted uses, as well as to update the
12 status of other parts of the area.

13 We worked with the redeveloper to determine
14 the best use for this site and determined that
15 mixed use development would be the most
16 appropriate strategy.

17 The 2006 plan formerly permit -- permitted
18 high rise residential uses in the mixed use B
19 Zone.

20 And so this current proposed amendment will
21 allow for the rezoning of the entirety of Block
22 156 to allow for mixed use development,
23 consisting of retail or parking on the ground
24 floor, with residential uses above up to six
25 stories.

1 And the remaining lots that are not
2 currently part of the large vacant site will be
3 allowed to -- will be zoned to also allow for two
4 family residential.

5 And we find that this amendment is in line
6 with both the Master Plan Reexamination Report,
7 as well as the Land Use Element, in that it
8 provides for a mechanism to address parking
9 demands for the future residents, as well as to
10 create new affordable housing opportunities.

11 Does anybody have any questions?

12 MAYOR STACK: Any of the Commissioners have
13 any -- have any questions at this point?

14 COMMISSIONER VALDIVIA: No.

15 MAYOR STACK: Any members of the public
16 have any questions at this point?

17 This is on -- this is on item number 4,
18 Ordinance Amending the Roosevelt Stadium
19 Redevelopment Plan Pursuant to the Local
20 Redevelopment and Housing Law, which was
21 recommended by our planning consultant, Heyer,
22 Gruel.

23 Okay.

24 Thank you very much.

25 MS. PURDOM: Thank you.

1 MAYOR STACK: Thank you for your time.

2 MS. PURDOM: Appreciate it.

3 MR. AUTERI: May I have a motion to close
4 public comment?

5 COMMISSIONER GRULLON: Motion.

6 COMMISSIONER FERNANDEZ: Motion.

7 MR. AUTERI: Motion by Commissioner
8 Grullon.

9 Second by Commissioner Fernandez.

10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Yes.

12 MR. AUTERI: Commissioner Grullon?

13 COMMISSIONER GRULLON: Yes.

14 MR. AUTERI: Commissioner Valdivia?

15 COMMISSIONER VALDIVIA: Yes.

16 MR. AUTERI: Commissioner Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 MR. AUTERI: Mayor Stack?

19 MAYOR STACK: Yes.

20 MR. AUTERI: May I have a motion to adopt
21 the Ordinance?

22 COMMISSIONER VALDIVIA: Motion.

23 MR. AUTERI: Motion by Commissioner
24 Valdivia.

25 COMMISSIONER GRULLON: Second.

1 MR. AUTERI: Second by Commissioner
2 Grullon.

3 Commissioner Fernandez?

4 COMMISSIONER FERNANDEZ: I abstain.

5 MR. AUTERI: Commissioner Fernandez is
6 abstaining on the vote.

7 Commissioner Grullon?

8 COMMISSIONER GRULLON: Yes.

9 MR. AUTERI: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 MR. AUTERI: Commissioner Martinetti?

12 COMMISSIONER MARTINETTI: Yes.

13 MR. AUTERI: Mayor Stack?

14 MAYOR STACK: Yes.

15

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

17

18 MR. AUTERI: Mayor, at this time would you
19 like to take public comment on any matter
20 concerning the City of Union City?

21 MAYOR STACK: Sure.

22 Just before I do, just thank you to the
23 Commissioners for moving a hundred percent of our
24 meetings throughout the community. It's
25 something we feel is worthwhile, along with the

1 other meetings that we hold -- Public Safety,
2 Police Community Meetings, Fire Prevention
3 Meetings, Mobile Mayor's Day, and all the
4 different events that we hold throughout the
5 community.

6 We thank everyone who is able to come out
7 during these meetings.

8 I'm very proud of the fact that we only
9 held one meeting by Zoom during the -- really
10 during the last 17 months and all else were in
11 person. I'm very proud of that.

12 I'm also proud of the fact that the
13 Commissioners had the vision to keep City Hall
14 open throughout this time. We didn't close City
15 Hall one day during the pandemic and I'm very
16 proud we were able to offer residents services.

17 Having said that, any members of the public
18 who would like to comment at this time, please
19 step forward, state your name and address for the
20 record.

21 Seeing none.

22 MR. AUTERI: May I have a motion to close
23 the public comment?

24 COMMISSIONER FERNANDEZ: Motion.

25 MR. AUTERI: Motion by Commissioner

1 Fernandez.

2 COMMISSIONER GRULLON: Second.

3 MR. AUTERI: Second by Commissioner
4 Grullon.

5 Commissioner Fernandez?

6 COMMISSIONER FERNANDEZ: Yes.

7 MR. AUTERI: Commissioner Grullon?

8 COMMISSIONER GRULLON: Yes.

9 MR. AUTERI: Commissioner Valdivia?

10 COMMISSIONER VALDIVIA: Yes.

11 MR. AUTERI: Commissioner Martinetti?

12 COMMISSIONER MARTINETTI: Yes.

13 MR. AUTERI: Mayor Stack?

14 MAYOR STACK: Yes.

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1 LIQUOR LICENSE HEARINGS:

2

3 1. RG Enterprise Entertainment, Inc.

4 t/a Therapy Lounge

5 2803 Bergenline Avenue

6 0910-33-134-006

7

8 2. Bambinas Bar & Restaurant, Inc.

9 t/a Milagros Bar & Restaurant

10 2906 Bergenline Avenue

11 0910-33-040-039

12

13 3. Lee Entertainment, LLC

14 t/a Bandolera

15 418 43rd Street

16 0910-33-072-007

17

18 4. Om Sai Ram Liquor Store, Inc.

19 t/a Fiji Wine & Liquors

20 2809 Bergenline Avenue

21 0910-32-082-012

22

23 MR. AUTERI: We now have Liquor License

24 Hearings.

25 MAYOR STACK: So, Mr. Farmer, Mr. Farmer,

1 if you could step forward?

2 Just -- just before --

3 Mr. Farmer, you could come up.

4 Just before Mr. Farmer begins, I -- I just
5 want to ask the members of the public and the
6 attorneys here and the professionals, if you
7 could excuse me at this point.

8 I've never left a Commission meeting early
9 during my 20-plus years as Mayor but my niece has
10 Hodgkin's Lymphoma and she's 17 years old and she
11 was taken to the emergency room. So I just want
12 to go and just make sure her and her mom are
13 doing okay.

14 So I ask everyone --

15 COMMISSIONER VALDIVIA: Okay.

16 MAYOR STACK: -- to please forgive me.

17 Thank you very much, everyone.

18 COMMISSIONER MARTINETTI: Good luck, Mayor.

19 COMMISSIONER VALDIVIA: Drive safely,
20 Mayor.

21 COMMISSIONER MARTINETTI: Good luck.

22 MAYOR STACK: Thank you.

23 MR. AUTERI: Thank you, Mayor.

24 COMMISSIONER VALDIVIA: All right?

25 Drive safely.

1 MAYOR STACK: Thank you very much.

2

3 (Whereupon, Mayor Stack left the meeting at

4 7:34 p.m.)

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1 LIQUOR LICENSE HEARINGS:

2

3 RG Enterprise Entertainment, Inc.

4 t/a Therapy Lounge

5 2803 Bergenline Avenue

6 0910-33-134-006

7

8 LIEUTENANT DUNLAY: You ready?

9 MR. FARMER: Yeah, let's go.

10 LIEUTENANT DUNLAY: Well, let's start up
11 with 1. We'll just put it off.

12 MR. FARMER: All right.

13 If -- if I might, members of the Board,
14 we'll run through the calendar.

15 The first one is Therapy Lounge.

16 I would ask that that be carried to the
17 next meeting. The owner of Therapy Lounge, Mr.
18 Guzman, was here today. We had a discussion
19 about a suspension and he wants to think it over
20 and may be coming back with a lawyer at the next
21 day.

22 At the next hearing we'll remove this case
23 regardless if we -- whether he has a lawyer or
24 doesn't have a lawyer, --

25 COMMISSIONER FERNANDEZ: I can't hear him.

1 I can't hear him.

2 MR. FARMER: -- whether he pleads or not.

3 So I'd ask that that be carried to --

4 I think the 27th is it?

5 MR. AUTERI: Yes.

6 COMMISSIONER GRULLON: They're going to
7 carry for the next meeting.

8 COMMISSIONER FERNANDEZ: We're carrying the
9 first one?

10 MR. AUTERI: Yes.

11 COMMISSIONER FERNANDEZ: Because I can't
12 hear him.

13 MR. AUTERI: Let the record reflect, --

14 Excuse me, Mr. Farmer.

15 -- that Mayor Stack left the meeting at
16 7:33 p.m.

17 MS. DILLON: Next meeting is September
18 21st.

19 MR. FARMER: Twenty-first?

20 MS. DILLON: You said the 27th.

21 MR. FARMER: Oh, okay.

22 MS. DILLON: It's the 21st.

23 MR. AUTERI: It's the 21st. Yes, that's
24 correct. The 21st at Washington School.

25 MR. FARMER: Okay.

1 I would ask that Therapy carry to -- to the
2 21st.

3 MR. AUTERI: Yes.

4 MR. FARMER: Okay.

5 COMMISSIONER FERNANDEZ: We take a vote on
6 that?

7 MR. FARMER: You have to vote on that or
8 anything?

9 MR. AUTERI: We never did before.

10 MR. FARMER: Okay.

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1 LIQUOR LICENSE HEARINGS:

2

3 Bambinas Bar & Restaurant, Inc.

4 t/a Milagros Bar & Restaurant

5 2906 Bergenline Avenue

6 0910-33-040-039

7

8 MR. FARMER: The next one we have is
9 Bambinas.

10 Mr. --

11 COMMISSIONER FERNANDEZ: Don't we -- don't
12 we need to take a vote --

13 COMMISSIONER GRULLON: I guess not.

14 MR. FARMER: -- Falcone --

15 COMMISSIONER GRULLON: Because we're going
16 to carry --

17 COMMISSIONER VALDIVIA: Don't we have to
18 vote on that?

19 COMMISSIONER FERNANDEZ: Do we have to vote
20 on carrying?

21 MR. AUTERI: To carry?

22 COMMISSIONER FERNANDEZ: No?

23 COMMISSIONER GRULLON: Oh.

24 (Indiscernible).

25 (Whereupon, there was a pause in the

1 proceedings.)

2 MR. FARMER: Where is he?

3 MR. AUTERI: Do we need to go off the
4 record?

5 MR. FARMER: No, I don't think so. He's in
6 the hall.

7 (Whereupon, there was a pause in the
8 proceedings.)

9 MR. FARMER: Okay.

10 This is Bambinas Bar and Grill, Milagros
11 Bar and Restaurant, at 2906 Bergenline Avenue.

12 Counsel is here representing the licensee.
13 The licensee is also here, as well as Lieutenant
14 Dunlay.

15 You want to put your appearance on --

16 MR. FALCONE: Sure.

17 If I may please the Board, it's Nino F.
18 Falcone, F-A-L-C-O-N-E, on behalf of the
19 licensee, Bambinas.

20 MR. FARMER: This is a matter that had a
21 prior offense where we suspended about five days
22 of it.

23 There was a subsequent offense. It's
24 basically paper. The Police have -- but there
25 have been a number of paper violations. The

1 | Police have recently gone over with the licensee
2 | the paperwork that she needs. She seems to have
3 | gotten it. It's satisfactory to the Police.

4 | So what we've done is we've come with a 15
5 | day suspension because she's now in compliance;
6 | five of those -- or ten of those days are from a
7 | previous offense where we suspended the ten days.

8 | So she got five days for this one and ten
9 | days for the two prior ones.

10 | And I think everybody's in agreement with
11 | that.

12 | Is that correct, Lieutenant?

13 | LIEUTENANT DUNLAY: That's correct. The
14 | Police Department's in agreement with the -- all
15 | the suspension days.

16 | MR. FALCONE: Greg, can I show you that
17 | she's in compliance --

18 | MR. FARMER: Okay, she's in compliance.

19 | MR. FALCONE: Yeah.

20 | MR. FARMER: Okay.

21 | MR. FALCONE: Okay?

22 | MR. FARMER: Okay.

23 | MR. FALCONE: All right?

24 | MR. FARMER: All right.

25 | MR. FALCONE: You're still going to suspend

1 her?

2 MR. FARMER: Yes.

3 MR. FALCONE: Oh, okay.

4 Let me just -- I'm just going to talk to
5 her again.

6 MR. AUTERI: Can you just speak up for the
7 record, please?

8 MR. FARMER: Yeah.

9 MR. FALCONE: Yeah, let me just talk to my
10 client for a moment.

11 MR. FARMER: Okay.

12 MR. AUTERI: Yes. Fine.

13 MS. DILLON: You want to go off the record?

14 MR. FARMER: Yes.

15 MR. FALCONE: Yeah.

16 MR. AUTERI: Okay.

17 Please.

18 MR. FARMER: Okay, go ahead.

19 MR. FALCONE: So, it's a 15 days --

20

21 (Off the record at 7:38 p.m.)

22 (On the record at 7:42 p.m.)

23

24 MS. DILLON: Okay.

25 On the record.

1 MR. FARMER: With respect to Bambinas, it
2 appears that counsel needs further discussion
3 with his client, so as to -- so as his client can
4 understand the proceedings.

5 And I'd ask that it be adjourned and come
6 back on the 21st.

7 Apparently his client needs some
8 clarification.

9 MR. AUTERI: Item number 2 is being carried
10 to the meeting on September 21st.

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1 LIQUOR LICENSE HEARINGS:

2

3 Lee Entertainment, LLC

4 t/a Bandolera

5 418 43rd Street

6 0910-33-072-007

7

8 MR. FARMER: Ray?

9 The next one is Bandolera.

10 Bandolera is here with his attorney, Mr.
11 Gonzalez, and the client, and Lieutenant Loaces
12 (sic) is here -- Dunlay, I'm sorry.

13 Jesus. Got to break that habit.

14 Want to put your appearance on the --

15 MR. GONZALEZ: Yes.

16 Thank you.

17 For the record, Ramon Gonzalez, G-O-N-Z-A-
18 L-E-Z, on behalf of Mr. Lee.

19 Good evening.

20 MR. FARMER: Just to give you a little
21 background on this.

22 This licensee had made application on a
23 transfer to a previous location, which was heard
24 by the Board and which was denied.

25 The licensee has now got a new location,

1 which is no longer objectionable to the Police
2 and probably -- and, you know, got passed.

3 And realistically what has happened is
4 there was -- there's been a change in his
5 philosophy with respect to the business. That's
6 been demonstrated by the licensee and the -- and
7 the profile of the business background or
8 business plan that he has.

9 The Police have also been in tune with this
10 and Lieutenant Dunlay has investigated the area
11 and the type of business he has.

12 This offense, although it was a shoving
13 match, involved a lot of people in apparently a
14 contested emotional, important, can't miss soccer
15 game. And people just got a little carried away.

16 And the point being that the business that
17 he's running now is different from the business
18 he ran before. So as a result of that we have
19 negotiated an agreement that there would be a 20
20 day suspension; ten days served, ten days
21 suspended. And those ten days are from September
22 27 to October 6th.

23 Am I correct in that, Lieutenant?

24 LIEUTENANT DUNLAY: Twenty-seventh?

25 MR. FARMER: Huh?

1 LIEUTENANT DUNLAY: Twenty-seventh?

2 MR. FARMER: Twenty-seven.

3 LIEUTENANT DUNLAY: (Indiscernible).

4 MR. FARMER: Huh? No. No.

5 December (sic) 27. Ten days.

6 LIEUTENANT DUNLAY: Yes.

7 MR. FARMER: Okay.

8 Is that agreeable?

9 MR. GONZALEZ: That's our understanding,
10 yes.

11 MR. AUTERI: So ten days served; ten days
12 in abeyance.

13 Is that right?

14 MR. FARMER: Yes.

15 MR. GONZALEZ: That's correct.

16 MR. AUTERI: How long will they be in
17 abeyance?

18 MR. FARMER: For the term.

19 MR. AUTERI: Okay.

20 MR. FARMER: The licensing term.

21 MR. GONZALEZ: The balance of it.

22 MR. FARMER: Yeah. To -- to the 30th of
23 June.

24 MR. AUTERI: May I have a motion to approve
25 the --

1 COMMISSIONER FERNANDEZ: Does the licensee
2 -- does -- does the licensee agree with that?

3 MR. GONZALEZ: Yes. Actually, we had a
4 conference not just today but on a previous
5 occasion with --

6 MR. FARMER: Last Thursday.

7 MR. GONZALEZ: -- everybody who's before us
8 last Thursday to reach that resolution.

9 Is that right?

10 Is that correct, Mr. Lee?

11 MR. LEE: Yes, yes, -- (indiscernible).

12 MS. DILLON: Your name for the record?

13 MR. LEE: My name is Fantuey Lee.

14 MS. DILLON: I'm sorry?

15 MR. LEE: F-A-N-T-U-E-Y, L-E-E.

16 MS. DILLON: Thank you.

17 MR. AUTERI: Any other questions?

18 COMMISSIONER FERNANDEZ: No.

19 COMMISSIONER MARTINETTI: Motion.

20 MR. AUTERI: Motion by Commissioner
21 Martinetti.

22 COMMISSIONER FERNANDEZ: Second.

23 MR. AUTERI: Second by Commissioner
24 Fernandez.

25 Commissioner Fernandez?

1 COMMISSIONER FERNANDEZ: Yes.

2 MR. AUTERI: Commissioner Grullon?

3 COMMISSIONER GRULLON: Yes.

4 MR. AUTERI: Commissioner Valdivia?

5 COMMISSIONER VALDIVIA: Yes.

6 MR. AUTERI: Commissioner Martinetti?

7 COMMISSIONER MARTINETTI: Yes.

8 MR. AUTERI: Mayor Stack has left the
9 meeting.

10 MR. GONZALEZ: Thank you.

11

12 (Whereupon, there was a pause in the
13 proceedings.)

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1 LIQUOR LICENSE HEARINGS:

2

3 Om Sai Ram Liquor Store, Inc.

4 t/a Fiji Wine & Liquors

5 2809 Bergenline Avenue

6 0910-32-082-012

7

8 MR. FARMER: The last one is Fiji Liquor at
9 2809 Bergenline Avenue.

10 Is he here?

11 The licensee is here.

12 What this is is, first of all --

13 And the record should reflect that the
14 licensee is here, as well as Lieutenant Dunlay.

15 LIEUTENANT DUNLAY: Can you just state your
16 name for the record please?

17 The owner of the business.

18 MS. DILLON: Who's the owner?

19 MR. PATEL: Shirish.

20 MS. DILLON: Okay.

21 What was your name, sir?

22 A VOICE: S-H-I-R-I-S-H.

23 MS. DILLON: I'm sorry, can you repeat
24 that?

25 MR. PATEL: S- --

1 MS. DILLON: Step in front of the
2 microphone and spell your name for the record.

3 MR. PATEL: S-H-I-R-I-S-H.

4 LIEUTENANT DUNLAY: S-H-R-I-S-H (sic).

5 Correct?

6 MR. PATEL: Yeah.

7 A VOICE: S-H-I-R-I-S-H.

8 MS. DILLON: S-H- --

9 A VOICE: I-R, as in Robert, I-S, as in
10 Sam, H as in Henry.

11 MR. FARMER: Got it?

12 MS. DILLON: Yeah.

13 MR. FARMER: Okay.

14 We're going to ask that this be dismissed.

15 The situation is the Police went there

16 and --

17 First of all, he has no record.

18 Police went there and the cameras -- they

19 couldn't get access to the camera because the

20 father of the licensee was working because the

21 licensee was hospitalized -- was sick and

22 unavailable.

23 Eventually, a day or so later, they got the

24 password. Police went over. Used the password.

25 Saw that all the surveillance cameras are --

1 cameras were working in good order.

2 So, consequently, I think because if it
3 were not for the illness, the licensee would have
4 been at the establishment and would have had the
5 passcode or password, and would have given Police
6 access to it.

7 Police eventually got the password or
8 passcode, went over there, all the cameras were
9 working, everything's proper.

10 And, like I said, we've never had any
11 problem with this establishment in the past.

12 So I'd ask that it be dismissed. And I
13 think that Lieutenant Loaces (sic) -- Dunlay
14 agrees with that.

15 LIEUTENANT DUNLAY: (Indiscernible).

16 MR. FARMER: Yeah. Okay.

17 LIEUTENANT DUNLAY: The -- the issue is
18 that this establishment has always had video
19 surveillance cameras.

20 The surveillance cameras are always
21 available for you to view in real time. The
22 Police went over there to do an inspection.

23 They couldn't access -- they could access
24 the system but they didn't have the password
25 available.

1 They have since conducted a system where
2 it's remedied where if an officer's there and the
3 employee does not know a password, it's already
4 there for the Police to view where they can
5 access it, et cetera.

6 So, it's not the matter of that their video
7 cameras weren't working, it's just a matter of
8 there was no immediate access to the video.

9 But the video was, in fact, recording, et
10 cetera.

11 COMMISSIONER MARTINETTI: Do they want to
12 put their presence and are they okay with not
13 having an attorney present today?

14 LIEUTENANT DUNLAY: Are you guys okay with
15 not having an attorney present today?

16 MR. PATEL: Yes.

17 LIEUTENANT DUNLAY: Yes.

18 MR. FARMER: We are dismissing it.

19 COMMISSIONER MARTINETTI: All right.

20 Just follow the rules.

21 LIEUTENANT DUNLAY: Old habit. I get it.

22 MR. FARMER: That's right, I know.

23 MR. AUTERI: Mr. Farmer has proposed the
24 dismissal of this matter.

25 May I have a motion --

1 COMMISSIONER VALDIVIA: Motion.
2 MR. AUTERI: -- to approve?
3 COMMISSIONER VALDIVIA: Motion.
4 COMMISSIONER FERNANDEZ: Second.
5 MR. AUTERI: Motion by Commissioner
6 Valdivia.
7 Second by Commissioner Grullon.
8 MR. AUTERI: Commissioner Fernandez?
9 COMMISSIONER FERNANDEZ: Yes.
10 MR. AUTERI: Commissioner Grullon?
11 COMMISSIONER GRULLON: Yes.
12 MR. AUTERI: Commissioner Valdivia?
13 COMMISSIONER VALDIVIA: Yes.
14 MR. AUTERI: Commissioner Martinetti?
15 COMMISSIONER MARTINETTI: Yes.
16 MR. AUTERI: Mayor Stack --
17 MR. FARMER: Thank you, --
18 MR. AUTERI: -- has left.
19 MR. FARMER: -- members of the Board.
20 COMMISSIONER MARTINETTI: Good luck.
21 COMMISSIONER VALDIVIA: They run a good
22 business.
23 MR. FARMER: Good night.
24 LIEUTENANT DUNLAY: Good night.
25 Thank you.

1 A VOICE: Thank you.

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1 **ADJOURNMENT:**

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3 MR. AUTERI: There are no further items on
4 the agenda.

5 May I have a motion to adjourn?

6 COMMISSIONER MARTINETTI: Motion.

7 COMMISSIONER FERNANDEZ: Motion.

8 COMMISSIONER GRULLON: Motion.

9 MR. AUTERI: Motion by Commissioner
10 Martinetti.

11 Second by Commissioner Grullon.

12 Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 MR. AUTERI: Commissioner Grullon?

15 COMMISSIONER GRULLON: Yes.

16 MR. AUTERI: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 MR. AUTERI: Commissioner Martinetti?

19 COMMISSIONER MARTINETTI: Yes.

20 MR. AUTERI: Mayor Stack has left the
21 meeting.

22 Thank you.

23 COMMISSIONER GRULLON: Good night,
24 everyone.

25 Good night.

1 COMMISSIONER MARTINETTI: Are you taking
2 care of this.

3 Right?

4 MR. AUTERI: The time is 7:48.

5

6 (Whereupon, the proceedings were concluded
7 at 7:48 p.m.)

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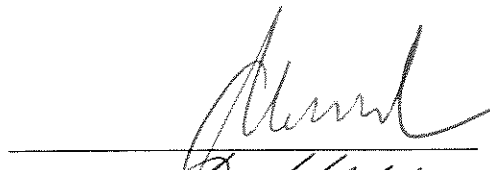
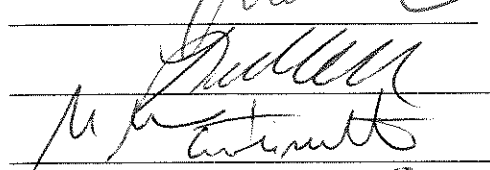
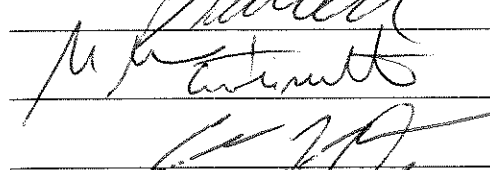
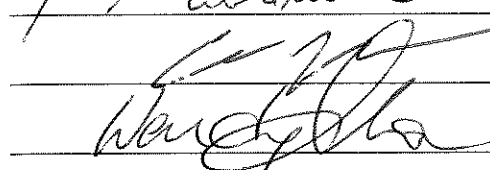
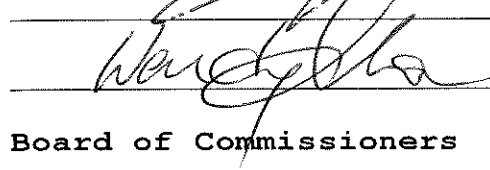
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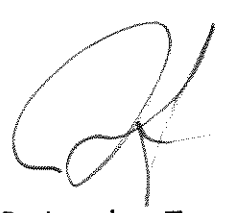
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Brian P. Stack
Lucio P. Fernandez
Maryury A. Martinetti
Celin J. Valdivia
Wendy A. Grullon

Board of Commissioners

Attest:


Angelo Auteri, 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, September 7, 2021 and digitally
10 recorded.

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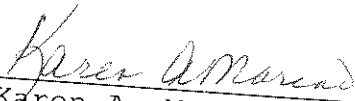
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Karen A. Marino

AOC 493

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Monitored and Proofread by: Deborah Dillon