

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

REGULAR MEETING : TRANSCRIPT OF
: :
: :
-----: PROCEEDINGS

WASHINGTON SCHOOL
3905 New York Avenue
Union City, New Jersey

Tuesday, May 3, 2022
Commencing at 7:02 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:

SCARINCI HOLLENBECK
BY: ANGELO AUTERI, ESQ.
Corporation Counsel

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Attorney for the Union City
Alcohol Beverage Control Commission

HILDA ROSARIO, City Clerk

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

ANNA NORIS, ESQUIRE
Attorney for Jor Per Corp. T/a Cucalambe

ANNA NORIS, ESQUIRE
Attorney for Manhattan Bar & Grill
Restaurant, Inc.

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1 MS. ROSARIO: Good evening, everyone.
2 This is a regular public meeting of the Union City
3 Board of Commissioners being held today, Tuesday,
4 May 3, 2022 at 7 p.m., at the Washington School,
5 New York Avenue, Union City. Please stand for the
6 Pledge of Allegiance.

7 (Whereupon, the Pledge of Allegiance was
8 recited.)

9 MS. ROSARIO: This meeting has been
10 called in accordance with the Open Public Meeting
11 Act. Adequate notice of this meeting has been
12 provided, was forwarded to The Jersey Journal, The
13 Record, The Hudson Reporter, has been posted on
14 the bulletin board in the City and has been made
15 available to the public in the office of the
16 Municipal Clerk.

17

18 **ROLL CALL:**

19

20 MS. ROSARIO: Commissioner Fernandez.

21 COMMISSIONER FERNANDEZ: Here.

22 MS. ROSARIO: Commissioner Grullon.

23 COMMISSIONER GRULLON: Here.

24 MS. ROSARIO: Commissioner Valdivia.

25 COMMISSIONER VALDIVIA: Here.

1 MS. ROSARIO: Commissioner Martinetti.

2 COMMISSIONER MARTINETTI: Here.

3 MS. ROSARIO: Mayor Stack.

4 MAYOR STACK: Here.

5

6 **SPECIAL PRESENTATION:**

7 1. Proclamation - Zack Tahhan.

8

9 MS. ROSARIO: There is one item of a
10 special presentation, but Mr. Tahhan is running a
11 little late. Can we announce the presentation
12 after?

13 MAYOR STACK: Sure, do it at the end of
14 the agenda before the liquor hearings.

15 MS. ROSARIO: Thank you, Mayor.

16

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

19 **APPROVAL OF PREVIOUS MEETING MINUTES - REGULAR**
20 **MEETING - APRIL 19, 2022.)**

21

22 MS. ROSARIO: The next item for the
23 meeting minutes. May I have a motion to approve
24 the meeting minutes for the April 19th Board of
25 Commissioners meeting?

1 MAYOR STACK: Motion.

2 COMMISSIONER MARTINETTI: Second.

3 MS. ROSARIO: Motion by Mayor Stack,
4 second by Commissioner Martinetti.

5 Commissioner Fernandez.

6 COMMISSIONER FERNANDEZ: Yes.

7 MS. ROSARIO: Commissioner Grullon.

8 COMMISSIONER GRULLON: Yes.

9 MS. ROSARIO: Commissioner Valdivia.

10 COMMISSIONER VALDIVIA: Yes.

11 MS. ROSARIO: Commissioner Martinetti.

12 COMMISSIONER MARTINETTI: Yes.

13 MS. ROSARIO: Mayor Stack.

14 MAYOR STACK: Yes.

15

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

18 **CONSENT AGENDA:**

19 (1) Resolution Approving the Payment of Claims.

20 (2) Resolution Approving the Payment of
21 Concurring Claims.

22 (3) Resolution Approving the Escrow Refunds.

23 (4) Resolution Approving the City Payroll
24 3/26/2022-04/08/2022.

25 (5) Resolution Approving the Library Payroll

1 3/26/2022-04/08/2022.

2 (6) Resolution Authorizing the Adjustment of
3 Estimated Taxes For the Second Quarter.

4 (7) Resolution Authorizing the Refund of Premium
5 Monies Collected At the Tax Sale.

6 (8) Resolution Authorizing Refund of Redemption
7 Monies to Outside Lienholders.

8 (9) Resolution Authorizing the Placement of a
9 Lien on the Property Known As 1614 Summit Avenue,
10 Unit C1, Union City, NJ 07087, Block 84, Lot 20,
11 Qualifier C0101 in the City of Union City For
12 Emergency Repair Costs.

13 (10) Resolution Authorizing the Placement of a
14 Lien on the Property Known As 1614 Summit Avenue,
15 Unit 2, Union City, NJ 07087, Block 84, Lot 20,
16 Qualifier C0202 in the City of Union City For
17 Emergency Repair Costs.

18 (11) Resolution Authorizing the Placement of a
19 Lien on the Property Known As 1614 Summit Avenue,
20 Unit 5, Union City, NJ 07087, Block 84, Lot 20,
21 Qualifier C0205 in the City of Union City For
22 Emergency Repair Costs.

23 (12) Resolution Authorizing the Placement of a
24 Lien on the Property Known As 1614 Summit Avenue,
25 Unit 7, Union City, NJ 07087, Block 84, Lot 20,

1 Qualifier C0207 in the City of Union City For
2 Emergency Repair Costs.

3 (13) Resolution Authorizing the Placement of a
4 Lien on the Property Known As 1614 Summit Avenue,
5 Unit 8, Union City, NJ 07087, Block 84, Lot 20,
6 Qualifier C0208 in the City of Union City For
7 Emergency Repair Costs.

8 (14) Resolution Authorizing the Placement of a
9 Lien on the Property Known As 125 43rd Street,
10 Union City, NJ 07087, Block 248, Lot 25 in the
11 City of Union City For Emergency Repair Costs.

12 (15) Resolution Authorizing the Placement of a
13 Lien on the Property Known As 726 11th Street,
14 Union City, NJ 07087, Block 55, Lot 17, in the
15 City of Union City For Emergency Repair Costs.

16 (16) Resolution Authorizing Receipt of Bids For
17 Television Advertising Services.

18 (17) Resolution Authorizing Receipt of Bids For
19 Bergenline Avenue Streetscape Improvements (Phase
20 I) Project.

21 (18) Resolution Authorizing an Increase in the
22 Contract Amount With Jason Michaels Consultants
23 For Personnel Consulting Services For 2021-2022.

24
25 MS. ROSARIO: There are 18 items on the

1 consent agenda.

2 1. Resolution approving the payment of
3 claims.

4 2. Resolution approving the payment of
5 concurring claims.

6 3. Resolution approving the escrow
7 refunds.

8 4. Resolution approving the City
9 payroll 3/26/2022-04/08/2022.

10 5. Resolution approving the library
11 payroll 3/26/2022-04/08/2022.

12 6. Resolution authorizing the
13 adjustment of estimated taxes for the second
14 quarter.

15 7. Resolution authorizing the refund of
16 premium monies collected at the tax sale.

17 8. Resolution authorizing the refund of
18 redemption monies to outside lienholders.

19 9. Resolution Authorizing the Placement
20 of a Lien on the Property Known As 1614 Summit
21 Avenue, Unit C1, Union City, NJ 07087, Block 84,
22 Lot 20, Qualifier C0101 in the City of Union City
23 For Emergency Repair Costs.

24 10. Resolution Authorizing the
25 Placement of a Lien on the Property Known As 1614

1 Summit Avenue, Unit 2, Union City, NJ 07087, Block
2 84, Lot 20, Qualifier C0202 in the City of Union
3 City For Emergency Repair Costs.

4 11. Resolution Authorizing the
5 Placement of a Lien on the Property Known As 1614
6 Summit Avenue, Unit 5, Union City, NJ 07087, Block
7 84, Lot 20, Qualifier C0205 in the City of Union
8 City For Emergency Repair Costs.

9 12. Resolution Authorizing the
10 Placement of a Lien on the Property Known As 1614
11 Summit Avenue, Unit 7, Union City, NJ 07087, Block
12 84, Lot 20, Qualifier C0207 in the City of Union
13 City For Emergency Repair Costs.

14 13. Resolution Authorizing the
15 Placement of a Lien on the Property Known As 1614
16 Summit Avenue, Unit 8, Union City, NJ 07087, Block
17 84, Lot 20, Qualifier C0208 in the City of Union
18 City For Emergency Repair Costs.

19 14. Resolution Authorizing the
20 Placement of a Lien on the Property Known As 125
21 43rd Street, Union City, NJ 07087, Block 248, Lot
22 25 in the City of Union City For Emergency Repair
23 Costs.

24 15. Resolution Authorizing the
25 Placement of a Lien on the Property Known As 726

1 11th Street, Union City, NJ 07087, Block 55, Lot
2 17, in the City of Union City For Emergency Repair
3 Costs.

4 16. Resolution Authorizing Receipt of
5 Bids For Television Advertising Services.

6 17. Resolution Authorizing Receipt of
7 Bids For Bergenline Avenue Streetscape
8 Improvements (Phase I) Project.

9 18. Resolution Authorizing an Increase
10 in the Contract Amount With Jason Michaels
11 Consultants For Personnel Consulting Services For
12 2021-2022.

13 The mayor is abstaining on payment to
14 the law firm of Chasan Lamporello.

15 Mayor, would you like to take public
16 comment?

17 MAYOR STACK: Anyone wishing to comment
18 on the consent agenda, please step forward, state
19 your name and address for record. On the consent
20 agenda. Seeing none, I'll make a motion.

21 COMMISSIONER MARTINETTI: Second.

22 MAYOR STACK: With recusal on Chasan
23 Lamporello bills.

24 MS. ROSARIO: Motion by Mayor Stack,
25 second by Commissioner Martinetti. Commissioner

1 Fernandez.

2 COMMISSIONER FERNANDEZ: Yes.

3 MS. ROSARIO: Commissioner Grullon.

4 COMMISSIONER GRULLON: Yes.

5 MS. ROSARIO: Commissioner Valdivia.

6 COMMISSIONER VALDIVIA: Yes.

7 MS. ROSARIO: Commissioner Martinetti.

8 COMMISSIONER MARTINETTI: Yes.

9 MS. ROSARIO: Mayor Stack.

10 MAYOR STACK: Yes, except on the
11 recusal.

12

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

15 **REGULAR AGENDA:**

16 1. Resolution Approving Payment of HCIA Claims.)

17

18 MS. ROSARIO: There are two items on the
19 regular agenda. One, resolution approving payment
20 of the Hudson County Improvement Authority claims.
21 Commissioner Martinetti will recuse. Motion to
22 approve Item 1 on the regular agenda?

23 COMMISSIONER VALDIVIA: Motion.

24 MS. ROSARIO: Motion by Commissioner
25 Valdivia. Second?

1 MAYOR STACK: Second.

2 MS. ROSARIO: Second by Mayor Stack.

3 Commissioner Fernandez.

4 COMMISSIONER FERNANDEZ: Yes.

5 MS. ROSARIO: Commissioner Grullon.

6 COMMISSIONER GRULLON: Yes.

7 MS. ROSARIO: Commissioner Valdivia.

8 COMMISSIONER VALDIVIA: Yes.

9 MS. ROSARIO: Mayor Stack.

10 MAYOR STACK: Yes.

11

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

14 **REGULAR AGENDA:**

15 2. Resolution Approving Payment of Claims to the
16 Union City Board of Education.)

17

18 MS. ROSARIO: Resolution approving
19 payment of claims to the Union City Board of
20 Education.

21 MR. AUTERI: Ordinarily, Commissioners
22 Valdivia and Grullon would not vote on Board of
23 Education matters. Tonight, the Board is adopting
24 the doctrine of necessity.

25 MS. ROSARIO: Motion to approve Item

1 Number 2?

2 COMMISSIONER VALDIVIA: Motion.

3 MAYOR STACK: Second.

4 MS. ROSARIO: Motion by Commissioner
5 Valdivia, second by Mayor Stack. Commissioner
6 Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MS. ROSARIO: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MS. ROSARIO: Mayor Stack.

11 MAYOR STACK: Yes.

12

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

14

15 MS. ROSARIO: Mayor, at this time would
16 you like to take public comment?

17 MAYOR STACK: Any member of the public
18 would like to comment on any matter concerning
19 municipal government in the City of Union City,
20 please step forward to the podium, state your name
21 and address for record.

22 MR. VARICELLY: Hello, my name is Terry
23 Varicelly, 4308 New York Avenue. I'd like to
24 thank you, Commissioners, for the time, Mayor
25 Stack. Today, I'm in front of you as a graduate

1 of the class of 2017 of Union City High School,
2 currently enrolled in college, and in a pipeline
3 for New York Law School. I'm also a first time
4 business owner who currently has an office in
5 Union City that is a storefront that has housed
6 many events, about nine different events, and over
7 90 events in general. It's taken me four years to
8 achieve that and I am very proud of that.

9 I believe Union City, thanks to
10 Commissioner Lucio and his movie about Union City
11 at the Musso Center has educated me on the
12 historical background of Union City and its
13 entertainment industry. I believe it's one that
14 is going to reoccur soon.

15 Today, I'm here right now, sooner than
16 later, there will be more of me trying to push an
17 entertainment industry. I believe Union City
18 could house many wonderful things from art
19 galleries to fashion shows and is already
20 currently doing it.

21 My company is called The Miracle Mile
22 Venues, it's named after Bergenline Avenue, which
23 is called the miracle mile. I mean in California
24 there's one, but we do it best here. And we have
25 been working with local bars. As a resident here,

1 I see that bars are trying their best to work
2 along side the City and I see the City trying
3 their best to work along side the bars. And I'd
4 like to applaud both.

5 But the ultimate problem here is my
6 generation. You see, when a bar shuts down, not
7 only does the bar suffer, but our events, ones
8 that we curate also shut down. And I mean it is
9 what it is. That's why I'm here. And for the
10 past four years, I've created good relationships
11 with all business owners across different markets.
12 But the bar owners, you know, specifically need a
13 lot of help. And certain ordinances, I believe,
14 are right. But, again, I think that there is a
15 miscommunication on certain things and
16 misinformation on certain things, too.

17 I just would like to, you know, offer
18 myself for the City and the bars as I have, to
19 help out in anything. Certain bars have been
20 getting shut down and a lot of my events that I
21 have worked tirelessly 24/7 to create have been
22 cancelled. And it's part of the business, I mean
23 no one to blame. But also, again, it's not fair
24 to the artists involved and to the vendors who are
25 really coming from all across New York and

1 Connecticut, all tristate area to come here and
2 get surprised, wow, Union City, they're doing
3 this. I just don't want to miss out on that, to
4 offer that to, you know, individuals from other
5 places.

6 So again, I'd like to thank you,
7 Commissioners, for your time, Mayor Stack, and
8 yeah.

9 MAYOR STACK: Terry, there's an easy way
10 to resolve that, that's by the establishment owner
11 complying with the local ABC laws. I understand
12 what you're saying about events being booked at
13 these places, but the bar owner has to make sure
14 that he has his paperwork up to snuff, that he
15 abides by all the ordinances in the City. The
16 camera ordinance and other ordinances have been on
17 the books for quite some time now. It's pretty
18 simple to comply.

19 We running a training every year.
20 Lieutenant Dunlay can go into more detail on the
21 training that we run. It's just a matter of
22 complying. There's a lot of establishments in the
23 City that really never come in here, never really
24 have a violation.

25 We try to even work with those that have

1 violations on the camera ordinance, we try to work
2 with them. Greg Farmer, our ABC prosecutor, along
3 with our Lieutenant, we treat it very serious.

4 But going back over the years, we made a
5 lot of progress in cleaning up the quality of
6 life. And a lot of the people that are now coming
7 for your events wouldn't be coming to Union City
8 had it not been for what we did over the years in
9 Union City to clean up a lot of these
10 establishments that have many issues. I'm not
11 saying any of these were dealing drugs or
12 prostitution or major crime scenes where we had
13 stabbings going on in these establishments. But
14 those days are not too far in the past. We don't
15 want to drop back to them.

16 We adopted the ordinance for cameras
17 that protects the people that you're bringing into
18 these establishment. So if something does happen,
19 the camera protects the liquor owner, the license
20 owner as much as it protects the people going
21 there. But they just need to comply with these
22 local ordinances. It's not a gotcha-type
23 situation. It's basically that we want them to
24 comply with the ordinance for their safety, for
25 the City's safety, for the residents who live in

1 those neighborhoods and for the police department,
2 for all of us together to work together. But they
3 need to comply.

4 COMMISSIONER FERNANDEZ: When you look
5 at the history, you can't look at one side, how it
6 hurts the one industry. You have to look at how
7 it hurts the community as a whole. If you look
8 back, we had bars that had cameras in the women's
9 bathrooms. There were times of people getting hit
10 over the head with bottles, there was shootings,
11 there were stabbings, all kinds of stuff. You
12 can't look at whose trying to abide by the law.
13 You know, if you're driving 70 miles an hour, you
14 can't blame the cop when you get pulled over for
15 driving recklessly, you know what I mean, the
16 driver's at fault.

17 So in this case, you have to look at the
18 entire history. The bars have come a long way
19 thanks to the Mayor's initiative in establishing
20 good relationship and good businesses. But if you
21 look back at the history, multiple stabbings and
22 gun shots and fights, and like I said, cameras in
23 the women's bathroom. There was a bar that --

24 MR. VARICELLY: That was 45th.

25 COMMISSIONER FERNANDEZ: Studio 45.

1 There are events there, great, but you're
2 violating the women's rights for privacy. So you
3 have look at every side of the coin, you know, to
4 see how things are progressing.

5 Listen, for bars to do right by the
6 City, the first thing they have do, like the Mayor
7 said -- I don't want to beat a dead horse -- but
8 abide by the rules and regulations set forth by
9 the ABC Board and the police department. You work
10 from there on in and then the relationship can
11 work great because we want the businesses to
12 succeed. We want Union City to flourish. We want
13 our residents to have employment, but within the
14 law, within the law.

15 MR. VARICELLY: I mean I'm a supporter
16 of the quality of life, I've well versed on it. I
17 just believe -- so for example, just to share
18 something, my company creates profiles on the
19 business owners, right. And these business
20 owners, you know, for example, they're either run
21 family -- you know, within family or it's -- like,
22 for example, we have two businesses that are owned
23 by two women, right, and they're trying their
24 best. They have no exterior support to try to
25 make ends meet. You know, a lot of things happen

1 in these bars that we, as a company, really try to
2 support them. We provide security services
3 through a third party, if they need logisticals.
4 I'm learning how to run a kitchen, I've never
5 cooked in my life until now. Now, I am learning
6 how to work and help them out.

7 There's a lot of pressing issues that I
8 know the City also tries their best to help, too.
9 If obviously the bar is called -- you know, Mayor
10 Stack is always on the line when I call him. He
11 answers, he gives me a call back the next day.
12 But the thing is, the issues are very deeply
13 rooted with the bar owners that it's just not
14 getting to the head. A different approach is
15 perhaps the best approach.

16 You know, like I got very close to them,
17 I become family like, you know, that's just who I
18 am. I care a lot. So I'm not saying anything
19 about the quality of life, I believe it's a great
20 policy and it has cleaned up Union City. I mean I
21 feel safe, I love it. I like bringing individuals
22 to the City, I like my town. I love the
23 Commissioners, I love the Mayor as well. But I'm
24 just saying that perhaps I could (speaking
25 Spanish)

1 COMMISSIONER MARTINETTI: Little more
2 love.

3 MR. VARICELLY: Just a little bit, I
4 promise you it will go a long way. Thank you so
5 much for your time.

6 MAYOR STACK: Thank you, Terry.

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

10 Dave, did you want to comment on that at
11 all?

12 LIEUTENANT DUNLAY: Lieutenant Dunlay,
13 Union City Police. Just to go off on what Mr.
14 Varicelly was saying, I think we have done great
15 strides in the police department from my 19 years
16 of service to where we are today. Where before it
17 was kind of a cowboy, back and forth, you know,
18 with the bars, but we since have developed
19 training for them. We've kind of laid out the
20 entire playbook on what needs to get done with
21 education and it's been done on a yearly basis.

22 So, you know, I kind of get a little
23 offended when we're kind of called out on, you
24 know, showing a little more love when I think we
25 have shown a lot of love. And we have been

1 compassionate to the establishments, especially
2 during the COVID time, where we've been very
3 lenient with certain penalties and started
4 abeyance where they wouldn't be serving a 30 day
5 suspension, but rather a 10 day suspension and we
6 hold the 20 days, so long as you would have no
7 issues.

8 So like I said, I do think it is a
9 partnership. I do think we are working to make
10 the City better. But I disagree with Mr.
11 Varicelly's statement regarding that we're not
12 showing the love, but I believe we are. Thank
13 you.

14 MAYOR STACK: Thank you very much, Dave.

15 Anyone else wishing to comment at this
16 time, please step forward, state your name and
17 address for the record. Seeing no other.

18 MS. ROSARIO: Motion to close the
19 public?

20 COMMISSIONER VALDIVIA: Motion.

21 MAYOR STACK: Second.

22 MS. ROSARIO: Motion by Commissioner
23 Valdivia, Second by Mayor Stack. Commissioner
24 Fernandez.

25 COMMISSIONER FERNANDEZ: Yes.

1 MS. ROSARIO: Commissioner Grullon.

2 COMMISSIONER GRULLON: Yes.

3 MS. ROSARIO: Commissioner Martinetti.

4 COMMISSIONER MARTINETTI: Yes.

5 MS. ROSARIO: Mayor Stack.

6 MAYOR STACK: Yes.

7 MR. AUTERI: Can we go off the record,
8 it's 7:19 p.m.

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LIQUOR LICENSE PUBLIC HEARINGS:

1. Jor Per Corp.

t/a Cucalambe

4418 Bergenline Avenue

0910-33-110-010

(Anna Noris, Esq.)

2. Manhattan Bar & Grill Restaurant, Inc.

t/a Manhattan Bar & Grill

1711 Manhattan Avenue

0910-33-188-005

(Anna Noris, Esq.)

1 **1. Jor Per Corp.**
2 **t/a Cucalambe**
3 **4418 Bergenline Avenue**
4 **0910-33-110-010**

5
6 MR. AUTERI: Back on the record.

7 MAYOR STACK: Mr. Farmer and Lieutenant.

8 MR. FARMER: Good evening, Mr. Mayor,
9 members of the board, we have two items on the
10 agenda. Ms. Noris represents both of the
11 licensees. The first one -- why don't you put
12 your appearance.

13 MS. NORIS: Anna Noris from the law
14 office of Lopez Noris on behalf of the Bar
15 Cucalambe.

16 MR. FARMER: This is a situation where
17 both Detective Dunlay and myself on two occasions
18 reviewed the case. And what it's all about is
19 this, this couple, I guess, are out for the
20 evening, sitting at the bar. A dispute arises
21 because woman says I want a receipt for the
22 drinks I purchased and something happened there
23 and they start arguing.

24 Police show up and she says her
25 companion hit her, okay. Then the police are

1 there for awhile. It doesn't seem anybody is
2 really intoxicated. The police are there for
3 awhile and then the story changes somewhat. Then
4 they look at the video and it turns out she hit
5 him.

6 So nobody was hurt, thing was over, it
7 was spontaneous. There's no way the bar owner
8 could anticipate that. And both Lieutenant Dunlay
9 and myself would recommend to dismiss this case.

10 MAYOR STACK: Ms. Noris, would you like
11 to --

12 MS. NORIS: That is exactly what
13 transpired. They have tried to be careful with
14 the bar, we are trying to work --

15 MAYOR STACK: Thank you. As per Mr.
16 Farmer, I'll make a motion to dismiss.

17 COMMISSIONER VALDIVIA: Second.

18 MS. ROSARIO: Motion by Mayor Stack,
19 second by Commissioner Valdivia. Commissioner
20 Martinetti will recuse. Commissioner Fernandez.

21 COMMISSIONER FERNANDEZ: Yes.

22 MS. ROSARIO: Commissioner Grullon.

23 COMMISSIONER GRULLON: Yes.

24 MS. ROSARIO: Commissioner Valdivia.

25 COMMISSIONER VALDIVIA: Yes.

1 MS. ROSARIO: Mayor Stack.

2 MAYOR STACK: Yes.

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1 **2. Manhattan Bar & Grill Restaurant, Inc.**
2 **t/a Manhattan Bar & Grill**
3 **1711 Manhattan Avenue**
4 **0910-33-188-005**
5

6 MR. FARMER: The next one on the agenda
7 is Manhattan Bar at 1711 Manhattan Avenue. This
8 situation is this is a violation, a first time
9 violation of the camera ordinance. And their
10 violation is different from the ones we've had in
11 the past where they didn't record for 60 days,
12 this, that, and the other thing. But rather it's
13 a corner piece of property, 1711 Manhattan Avenue,
14 and they didn't have cameras going down each side
15 of the block. I guess that's -- is that 18th
16 Street?

17 LIEUTENANT DUNLAY: So it would be
18 Manhattan Avenue which isn't covered.

19 MR. FARMER: Right. So like I said,
20 this is their first offense of the camera
21 ordinance. And as we've done in the past, on the
22 first offense, we impose a ten day suspension,
23 seven in abeyance, three served. And if there's
24 an offense occurring in the year -- because it's
25 held in abeyance for one year -- and not only do

1 they get that, but if it's a camera violation, it
2 would be 20 days. So theoretically for a second
3 offense of our camera ordinance, a person would
4 get 27 days.

5 MAYOR STACK: How many days are we
6 giving the suspension now?

7 MR. FARMER: Ten days.

8 MAYOR STACK: Ten?

9 MR. FARMER: Yes.

10 MAYOR STACK: Because this place has a
11 lot of issues.

12 MR. FARMER: Absolutely. I'm not going
13 to dispute that.

14 MAYOR STACK: Where is the owner of this
15 place?

16 MR. VARICELLY: She's currently sick
17 right now.

18 MAYOR STACK: Okay. We're going to
19 postpone this and bring the owner back in.

20 MR. FARMER: Okay.

21 MAYOR STACK: Okay. I think she needs
22 to come back in because there's too many -- it's
23 constant problems at this establishment.
24 Constant.

25 MR. FARMER: Okay. What I'll do is I'll

1 send you over the history sheet.

2 MAYOR STACK: Yeah. Greg, on these, the
3 owners have to come in. If they're not coming in,
4 then we're going to hold the hearing without them
5 and we're not going to do a pleading.

6 MR. FARMER: Okay.

7 MAYOR STACK: That's the least that they
8 can do because this has been problem after problem
9 after problem. Here's a good example of residents
10 in the neighborhood constantly complaining. I
11 must have gotten, in the last year, 50 calls about
12 this place, 50, about the lack of management,
13 hanging outside, public drinking, you name it
14 outside. They have to come in.

15 MR. FARMER: Okay.

16 MAYOR STACK: All right.

17 MR. FARMER: And quite frankly, it's the
18 time to renew the licenses and you do have the
19 option of special conditions.

20 MAYOR STACK: Absolutely.

21 MR. FARMER: Okay.

22 MAYOR STACK: And then they're going to
23 call in and tell us she's not coming or anything
24 like that, she has to. The next hearing, they
25 don't come, we proceed without her. Just be

1 prepared, Mr. Farmer.

2 MS. NORIS: Absolutely.

3 MAYOR STACK: I appreciate that.

4 MR. FARMER: That's it.

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ADJOURNMENT :

MAYOR STACK: Thank you very much. Any other comments? Anyone? Make a motion to adjourn.

COMMISSIONER FERNANDEZ: Second.

MS. ROSARIO: Motion to adjourn by Mayor Stack, second by Commissioner Fernandez. Commissioner Fernandez.

COMMISSIONER FERNANDEZ: Yes.

MS. ROSARIO: Commissioner Grullon.

COMMISSIONER GRULLON: Yes.

MS. ROSARIO: Commissioner Valdivia.

COMMISSIONER VALDIVIA: Yes.

MS. ROSARIO: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MS. ROSARIO: Mayor Stack.

MAYOR STACK: Yes.

(Whereupon the meeting was adjourned at 7:26 p.m.)

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Brian P. Stack

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Lucio P. Fernandez

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Maryury A. Martinetti

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Celin J. Valdivia

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Wendy A. Grullon

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Board of Commissioners

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Attest:

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Angelo Auteri, Esq.,

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Corporation Counsel

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C E R T I F I C A T E

I HEREBY CERTIFY that the foregoing is a true and accurate transcript of the testimony and proceedings as taken stenographically by me at the time, place, and on the date hereinbefore set forth.

SUSAN BISCHOFF, CCR, RPR
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