

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

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

THE HOUSING AUTHORITY PAVILION
3911 Kennedy Boulevard
Union City, New Jersey

Wednesday, June 8, 2022
Commencing at 7:06 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: JORGE de ARMAS, ESQ.
Corporation Counsel

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

HILDA ROSARIO, City Clerk

SUSAN BISCHOFF, CCR, RPR
449 Columbia Blvd., Wood-Ridge, NJ 07075
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A P P E A R A N C E S:

ANNA NORIS, ESQUIRE
Attorney for Manhattan Bar & Grill

THOMAS PANEQUE, ESQUIRE
Attorney for Don Ramon Restaurant

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1 MS. ROSARIO: This is a regular public
2 meeting of the Union City Board of Commissioners
3 being held on Wednesday, June 8, 2022 at 7:00 p.m.
4 at The Housing Authority Pavilion, 3911 Kennedy
5 Boulevard, Union City, New Jersey. Please stand
6 for the Pledge of Allegiance.

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

10
11 MS. ROSARIO: This meeting has been
12 called in accordance to the Open Public Meeting
13 Act, adequate notice of this meeting has been
14 provided as follows:

15 Was forwarded to The Jersey Journal, The
16 Record, and The Hudson Reporter, has been posted
17 on the bulletin board in the City Hall and has
18 been made available to the public in the office of
19 Municipal Clerk.

20
21 **ROLL CALL:**

22
23 MS. ROSARIO: Commissioner Fernandez.

24 COMMISSIONER FERNANDEZ: Here.

25 MS. ROSARIO: Commissioner Grullon.

1 COMMISSIONER GRULLON: Here.

2 MS. ROSARIO: Commissioner Valdivia.

3 COMMISSIONER VALDIVIA: Here.

4 MS. ROSARIO: Commissioner Martinetti.

5 COMMISSIONER MARTINETTI: Here.

6 MS. ROSARIO: Mayor Stack.

7 MAYOR STACK: Here.

8

9 **SPECIAL PRESENTATION:**

10

11 MS. ROSARIO: There is a special
12 presentation to the Rimolo family.

13

14 (Whereupon there was a presentation to
15 the Rimolo family: Chastidy, Yaridis, and Oscar,
16 Junior and Senior.)

17 (Commissioner Fernandez read the
18 proclamation for Chastidy Rimolo.

19 (Commissioner Fernandez read the
20 proclamation for Yaridis Rimolo.)

21 (Commissioner Fernandez read the
22 proclamation for Oscar Rimolo, Senior.)

23

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

**APPROVAL OF MEETING MINUTES - REGULAR MEETING -
MAY 17, 2022.)**

MS. ROSARIO: Next item on the agenda is the approval of minutes. Motion to approve meeting minutes for the May 17, 2022, Board of Commissioners meeting.

COMMISSIONER MARTINETTI: Motion.

MS. ROSARIO: Motion by Commissioner Martinetti. Second?

COMMISSIONER VALDIVIA: Second.

MS. ROSARIO: Second by Commissioner Valdivia. Commissioner Fernandez.

COMMISSIONER FERNANDEZ: Yes.

MS. ROSARIO: Commissioner Gullon.

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 Board discussed and took action on the following items:

ORDINANCE(S) FOR INTRODUCTION:

1. AN ORDINANCE OF THE CITY OF UNION CITY, COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING THE SUM OF \$1,000,000 IN FUNDING FROM THE CAPITAL IMPROVEMENT FUND FOR THE COMPLETION OF CERTAIN CENTRAL AVENUE CORRIDOR IMPROVEMENTS

The ordinance will be further considered at a meeting of the Board of Commissioners to be held on Tuesday, June 21st, at 522 22nd Street in Union City.)

MS. ROSARIO: The next item is two ordinances for introduction. Number one is an ordinance of the City of Union City, County of Hudson, appropriating the sum of \$1,000,000 in funding from the capital improvement fund for the completion of certain Central Avenue corridor improvements.

Motion to introduce?

MAYOR STACK: I'll make the motion to introduce. Just for the public's knowledge, this is something we're doing on 21st to 35th on Central Avenue, this is extensive work. We're replacing the lead lines in the neighborhood, new sidewalks, tree planting, decorative lighting, and

1 a newly paved road. We're really trying to
2 enhance this neighborhood. We also installed in
3 the last few years, a very good camera system in
4 that area. It's one of the areas that needed an
5 uplift and we're proud this has taken place. The
6 contractor is up to 26th Street already, so we're
7 moving along pretty rapidly. Motion.

8 MS. ROSARIO: Motion by Mayor Stack.
9 Second by?

10 COMMISSIONER MARTINETTI: Second.

11 MS. ROSARIO: Second by Commissioner
12 Martinetti. Commissioner Fernandez.

13 COMMISSIONER FERNANDEZ: Before that, I
14 want to say with Peter Street, the Mayor has been
15 extending Peter Street between Hudson Avenue and
16 Palisade Avenue, it's going to be a wonderful,
17 wonderful street, great addition to our city. And
18 I want to commend the Mayor for the great job he's
19 doing on this.

20 MS. ROSARIO: Commissioner Grullon.

21 COMMISSIONER GRULLON: Yes.

22 MS. ROSARIO: Commissioner Valdivia.

23 COMMISSIONER VALDIVIA: Yes.

24 MS. ROSARIO: Commissioner Martinetti.

25 COMMISSIONER MARTINETTI: Yes.

1 MS. ROSARIO: Mayor Stack.

2 MAYOR STACK: Yes.

3

4 (Whereupon, the Board discussed and took
5 action on the following items:

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

7 2. ORDINANCE AUTHORIZING A SPECIAL
8 EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A.
9 40A:4-52(h) FOR THE PAYMENT OF CONTRACTUALLY
10 REQUIRED SEVERANCE LIABILITIES IN AND FOR THE CITY
11 OF UNION CITY, COUNTY OF HUDSON, NEW JERSEY

12 The ordinance will be further considered
13 at a meeting of the Board of Commissioners to be
14 held on Tuesday, June 21st, at 522 22nd Street in
15 Union City.)

16

17 MS. ROSARIO: The second ordinance is
18 ordinance authorizing a special emergency
19 appropriation pursuant to N.J.S.A. 40A:4-53(h) for
20 the payment of contractually required severance
21 liabilities in and for the City of Union City,
22 County of Hudson, New Jersey.

23 Motion to introduce?

24 COMMISSIONER MARTINETTI: Motion.

25 MS. ROSARIO: Motion by Commissioner

1 Martinetti. Second?

2 MAYOR STACK: Second.

3 MS. ROSARIO: Second by Mayor Stack.

4 Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MS. ROSARIO: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MS. ROSARIO: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MS. ROSARIO: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MS. ROSARIO: Mayor Stack.

13 MAYOR STACK: Yes.

14

15 (Whereupon, the Board discussed and took
16 action on the following items:

17 **CONSENT AGENDA:**

18 (1) Resolution Approving Payment of Claims

19 (2) Resolution Approving the Payment of
20 Concurring Claims

21 (3) Resolution Approving the City Payroll
22 4/23/2022-5/6/2022

23 (4) Resolution Approving the Library Payroll
24 4/23/2022-5/6/2022

25 (5) Resolution Approving the Escrow Refunds

1 (6) Resolution Authorizing the Refund of a Lien
2 Payment

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

5 (8) Resolution Authorizing the Refund of
6 Overpayments

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

9 (10) Resolution Authorizing the Refund of
10 Duplicate Payment

11 (11) Resolution Authorizing Chapter 159 - Alcohol
12 Education/Rehab Enforcement

13 (12) Resolution Authorizing Chapter 159 - 2022
14 Clean Communities Other Expenses

15 (13) Resolution Urging Swift Passage of S-330
16 Which Restores Energy Tax Receipts

17 (14) Resolution of the Board of Commissioners of
18 the City of Union City Approving the 2021-2022
19 Renewal of Liquor License No. 0910-33-149-006
20 Issued to A&C 2004 Corp. (Pocket License)

21 (15) Resolution of the Board of Commissioner of
22 the City of Union City Approving the 2020-2021
23 Renewal of Liquor License No. 0910-33-136-020
24 Issued to Plaza Espana, Inc. (Inactive License)

25 (16) Resolution Designating 44th Street From

1 Palisade Avenue to New York Avenue As Eddy R.
2 Tuero Way

3 (17) Resolution Authorizing a Shared Service
4 Agreement Between the City of Union City and the
5 Board of Education For the City of Union City For
6 the Provision of Crossing Guard Services For the
7 2021-2022 School Year

8 (18) Resolution Authorizing a Shared Service
9 Agreement Between the City of Union City and the
10 Board of Education For the City of Union City For
11 the Provision of Solid Waste Collection and
12 Disposal Services For 2021-2024

13 (19) Resolution Authorizing the City of Union City
14 to Release Lien on the Property Located At 1616
15 Kennedy Boulevard Also Known As Block 82, Lot 12
16 Unit C1 Created By Prior Resolution #05/03/10

17
18 MS. ROSARIO: There are 19 items on the
19 consent agenda today.

20 1. Resolution Approving Payment of
21 Claims.

22 2. Resolution Approving the Payment of
23 Concurring Claims.

24 3. Resolution Approving the City
25 Payroll 4/23/2022-5/6/2022.

1 4. Resolution Approving the Library
2 Payroll 4/23/2022-5/6/2022.

3 5. Resolution Approving the Escrow
4 Refunds.

5 6. Resolution Authorizing the Refund
6 of a Lien Payment.

7 7. Resolution Authorizing the Refund
8 of Premium Monies Collected At the Tax Sale.

9 8. Resolution Authorizing the Refund
10 of Overpayments.

11 9. Resolution Authorizing Refund of
12 Redemption Monies to Outside Lienholders.

13 10. Resolution Authorizing the Refund
14 of Duplicate Payment.

15 11. Resolution Authorizing Chapter
16 159 - Alcohol Education/Rehab Enforcement.

17 12. Resolution Authorizing Chapter
18 159 - 2022 Clean Communities Other Expenses.

19 13. Resolution Urging Swift Passage of
20 S-330 Which Restores Energy Tax Receipts.

21 14. Resolution of the Board of
22 Commissioners of the City of Union City Approving
23 the 2021-2022 Renewal of Liquor License No.
24 0910-33-149-006 Issued to A&C 2004 Corp. (Pocket
25 License).

1 15. Resolution of the Board of
2 Commissioners of the City of Union City Approving
3 the 2020-2021 Renewal of Liquor License No.
4 0910-33-136-020 Issued to Plaza Espana, Inc.
5 (Inactive License).

6 16. Resolution Designating 44th Street
7 From Palisade Avenue to New York Avenue As Eddy R.
8 Tuero Way.

9 17. Resolution Authorizing a Shared
10 Services Agreement Between the City of Union City
11 and the Board of Education For the City of Union
12 City For the Provision of Crossing Guard Services
13 For the 2021-2022 School Year.

14 18. Resolution Authorizing a Shared
15 Services Agreement Between the City of Union City
16 and the Board of Education For the City of Union
17 City For the Provision of Solid Waste Collection
18 and Disposal Services For 2021-2024.

19 19. Resolution Authorizing the City of
20 Union City to Release Lien on the Property Located
21 At 1616 Kennedy Boulevard Also Known As Block 82,
22 Lot 12 Unit C1 Created By Prior Resolution
23 #05/03/10.

24 MR. De ARMAS: The last resolution
25 should be 1616 Summit Avenue.

1 MAYOR STACK: Summit or Kennedy?

2 MR. De ARMAS: Summit Avenue, it's unit
3 C-1, lease for the commercial unit.

4 MS. ROSARIO: Summit Avenue?

5 MAYOR STACK: I think that person came
6 in, I think that person came in. I wrote Angelo a
7 letter --

8 MR. De ARMAS: Peneda?

9 MAYOR STACK: Is it a commercial
10 business?

11 MR. De ARMAS: Yes.

12 MAYOR STACK: Can we hold that for
13 tonight, just to double check?

14 MS. ROSARIO: Number 19?

15 MAYOR STACK: Let's table it to the next
16 meeting, the guy had some issues with it.

17 MS. ROSARIO: Okay.

18 MAYOR STACK: So give him a chance to be
19 heard.

20 MS. ROSARIO: Okay.

21 MAYOR STACK: Jorge, follow up for me.

22 MR. De ARMAS: Sure.

23 MS. ROSARIO: The Mayor is abstaining on
24 payment to Chasan Lamporello. Commissioner
25 Martinetti is recusing on payment to Adolfo Lopez.

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

3 MAYOR STACK: Anyone wishing to comment
4 on the consent agenda, please step forward, state
5 your name and address for the record. Seeing
6 none.

7 COMMISSIONER VALDIVIA: Motion.

8 MS. ROSARIO: Second?

9 COMMISSIONER MARTINETTI: Second.

10 MS. ROSARIO: Motion by Commissioner
11 Valdivia and second by Commissioner Martinetti.

12 Commissioner Fernandez.

13 COMMISSIONER FERNANDEZ: Yes, except
14 abstaining on number 17, as it pertains to Board
15 of Education and we're not voting on 19?

16 MS. ROSARIO: You're recusing on 17?

17 MR. De ARMAS: And 18.

18 COMMISSIONER FERNANDEZ: And 19, we're
19 holding.

20 MS. ROSARIO: Commissioner Grullon.

21 COMMISSIONER GRULLON: Yes.

22 MS. ROSARIO: Commissioner Valdivia.

23 COMMISSIONER VALDIVIA: Yes.

24 MS. ROSARIO: Commissioner Martinetti.

25 COMMISSIONER MARTINETTI: Yes, with the

1 exception of payments for Adolfo Lopez and number
2 17 and 18, which pertains to the City of Union
3 City Board of Education.

4 MR. De ARMAS: Could we invoke doctrine
5 of necessity on 17 and 18 then.

6 COMMISSIONER MARTINETTI: So
7 Commissioner Grullon and Valdivia will vote on
8 that.

9 MR. De ARMAS: Ordinarily Commissioners
10 Valdivia and Grullon would not vote on the Board
11 of Education, tonight the board is adopting based
12 on the doctrine of necessity.

13 COMMISSIONER MARTINETTI: That's
14 correct.

15

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

18 **REGULAR AGENDA:**

19 1. Resolution authorizing payment of
20 claims - Union City Board of Education.)

21

22 MS. ROSARIO: Next on the agenda, we
23 have the regular agenda payment of claims to the
24 Union City Board of Education.

25 MR. De ARMAS: The same thing,

1 ordinarily, Commissioners Valdivia and Grullon
2 would not vote on Board of Education matters,
3 tonight, the board is the adopting the doctrine of
4 necessity.

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

13

14 MS. ROSARIO: Motion to close the public
15 comments portion of this meeting, Mayor?

16 MAYOR STACK: Anyone wishing to comment
17 on any matters concerning government in the
18 municipal -- anything concerning municipal
19 government in the City of Union City, please step
20 forward, state your name and address for the
21 record? Seeing none.

22 COMMISSIONER MARTINETTI: Motion.

23 MS. ROSARIO: Motion by Commissioner
24 Martinetti.

25 COMMISSIONER VALDIVIA: Second.

1 MS. ROSARIO: Second by Commissioner
2 Valdivia. Commissioner Fernandez.

3 COMMISSIONER FERNANDEZ: Yes.

4 MS. ROSARIO: Commissioner Grullon.

5 COMMISSIONER GRULLON: Yes.

6 MS. ROSARIO: Commissioner Valdivia.

7 COMMISSIONER VALDIVIA: Yes.

8 MS. ROSARIO: Commissioner Martinetti.

9 COMMISSIONER MARTINETTI: Yes.

10 MS. ROSARIO: Mayor Stack.

11 MAYOR STACK: Yes.

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LIQUOR LICENSE HEARINGS:

1. Manhattan Bar & Grill Restaurant, Inc.

T/a Manhattan Bar & Grill

1711 Manhattan Avenue

0910-33-188-005

2. Sol Chicken, Inc.

T/a Sol Chicken

2903 Bergenline Avenue

0910-33-126-007

3. Wendy C. Diaz

T/a Tropical Bar & Restaurant

4100C Bergenline Avenue

0910-33-060-005

4. Dirve Corporation

T/a The Hub Again

807 7th Street

0910-33-049-002

5. Il Paradiso Corp.

T/a Il Paradiso

1108 Summit Avenue

0910-33-103-002

1
2 **6. Don Ramon Restaurant, Inc.**

3 **T/a Don Ramon**

4 **4538 Bergenline Avenue**

5 **0910-33-047-004**

6
7 MS. ROSARIO: Now we're proceeding to
8 the liquor license hearings.

9
10 **1. Manhattan Bar & Grill Restaurant, Inc.**

11 **T/a Manhattan Bar & Grill**

12 **1711 Manhattan Avenue**

13 **0910-33-188-005**

14 **(Anna Noris, Esquire)**

15
16 MR. De ARMAS: Commissioner Martinetti
17 will be recusing on item number one.

18 MR. FARMER: Good evening, Mayor and
19 members of the board, we have on the calendar five
20 or six cases, all of which we have disposed of
21 with the assistance and help of Lieutenant Dunlay.

22 First one on the calendar is Manhattan
23 Bar and Grill, the licensee is here represented by
24 Counsel, Ms. Noris, she can put her appearance on
25 the record.

1 MS. NORIS: Anna Noris, 6120 Bergenline
2 Avenue, on behalf of the license holder.

3 MR. FARMER: This is a situation, it's a
4 camera violation. They had cameras, however, the
5 piece of property is a corner piece of property
6 and the camera did not go down 18th Street,
7 although it went down Manhattan Avenue. This is a
8 camera violation, first offense. We have a
9 tradition or -- yeah, I guess you could call it a
10 tradition of ten days suspension, seven held in
11 abeyance and three suspended, which would be
12 June 27th, 28th and 29th.

13 MS. NORIS: That is correct.

14 MR. FARMER: David?

15 MAYOR STACK: Lieutenant, do you have
16 anything you want to add?

17 LIEUTENANT DUNLAY: I believe we spoke
18 with counsel and she wanted to address the board.

19 MS. NORIS: She does. My client would
20 like to address the board.

21 LICENSE HOLDER: I'm so sorry about the
22 last time, I couldn't make it because my health
23 isn't good. And, you know, I just didn't know
24 like -- I didn't say anything, like, told the
25 person to come here just to listen and whatever

1 the --

2 MAYOR STACK: Are you managing -- are
3 you running the establishment?

4 LICENSE HOLDER: Yes, I do. But that
5 day, I was -- I couldn't make it.

6 MAYOR STACK: You're going to be there
7 now?

8 LICENSE HOLDER: Yes.

9 MAYOR STACK: You'll be handling the
10 day-to-day?

11 LICENSE HOLDER: Yes, thank you so much
12 and I'm so sorry.

13 MS. NORIS: She's closing a bunch of
14 days so she can make sure she's present. Her
15 health is failing, so she apologizes.

16 MAYOR STACK: Thank you. I make a
17 motion to approve.

18 MS. NORIS: Thank you.

19 MS. ROSARIO: Motion made by Mayor
20 Stack. Second?

21 COMMISSIONER VALDIVIA: Second.

22 MS. ROSARIO: Second by Commissioner
23 Valdivia. Commissioner Fernandez.

24 COMMISSIONER FERNANDEZ: Yes.

25 MS. ROSARIO: Commissioner Grullon.

1 COMMISSIONER GRULLON: Yes.

2 MS. ROSARIO: Commissioner Valdivia.

3 COMMISSIONER VALDIVIA: Yes.

4 MS. ROSARIO: Mayor Stack.

5 MAYOR STACK: Yes.

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1 **2. Sol Chicken, Inc.**
2 **T/a Sol Chicken**
3 **2903 Bergenline Avenue**
4 **0910-33-126-007**
5

6 MR. FARMER: The next one on the agenda
7 is Sol Chicken, that's at 29th Street and
8 Bergenline Avenue. This, too, is a camera
9 violation, first offense. Quite frankly, we've
10 never really had any kind of disturbance or
11 difficulty with respect to this licensed premises.
12 It was a paper -- not a paper, it was a camera
13 violation. Lieutenant Dunlay and myself met with
14 the licensee who's here tonight and we agree to
15 ten day suspension, seven days in abeyance and
16 three days served, June 27th, 28th and 29th. As I
17 indicated the licensee is here and I advised them
18 of the fact that you could get an attorney, he
19 could come here with an attorney or he could
20 fight, whatever he wanted do, about the charges.
21 He indicated to me they don't want an attorney and
22 he was comfortable with the suspension of 27th,
23 28th, and 29th with seven days in abeyance.

24 LICENSE HOLDER: Yes, correct, we take
25 the three days.

1 MAYOR STACK: Is this their only
2 violation, Mr. Farmer?

3 LIEUTENANT DUNLAY: Yes.

4 MAYOR STACK: They're only one?

5 LIEUTENANT DUNLAY: There was a few
6 other violations, but --

7 MAYOR STACK: What was the exact
8 violation?

9 LIEUTENANT DUNLAY: There were -- copy
10 of 12 page application wasn't present, the E141
11 wasn't present, and the books of accounts. So
12 since then, he had remedied everything.

13 MAYOR STACK: And nothing was ever
14 before that?

15 LIEUTENANT DUNLAY: No, no issue
16 whatsoever.

17 MAYOR STACK: How long have you been in
18 business?

19 LICENSE HOLDER: 25 years.

20 MAYOR STACK: How many?

21 LICENSE HOLDER: 25 years.

22 MAYOR STACK: You run a pretty good
23 business. I pass by a lot. What's the
24 recommended suspension?

25 LIEUTENANT DUNLAY: It's serving

1 three days, serving three days. So the whole
2 agreement is he's a primary restaurant business,
3 so his primary source of income is the food, so he
4 would remain open, he would just not sell alcohol
5 on those three days.

6 MAYOR STACK: Here's what we'll do. If
7 he doesn't have a violation in six months, if he
8 has a violation, he'll serve his time, being that
9 he's never had a violation before.

10 MR. FARMER: Well, excuse me. He had a
11 violation back in '19, August 2019 and that was a
12 three day suspension, which was suspended on the
13 condition that the licensee never suffers another
14 incident for the period of 2019 to '20.

15 MAYOR STACK: And when was that?

16 MR. FARMER: That was in --

17 LIEUTENANT DUNLAY: Pre-COVID, 2019.

18 MAYOR STACK: Okay, all right. We'll
19 hold this -- what we'll do is we'll give the
20 suspension and then just hold it. If he has no
21 violations in six months, it will go away.

22 MR. FARMER: Okay.

23 MAYOR STACK: Because it's a good
24 business, there's never any problem there. I
25 never see groups outside, any type of trouble.

1 That's what we want to encourage in Union City.

2 LICENSE HOLDER: Thank you.

3 MAYOR STACK: You run a good business,
4 continue doing that.

5 LICENSE HOLDER: Thank you very much.

6 MAYOR STACK: Just don't have any other
7 issues.

8 LIEUTENANT DUNLAY: Give your appearance
9 for the record, please.

10 LICENSE HOLDER: Ivan Reckeo,
11 R-E-C-K-E-O.

12 MS. ROSARIO: Do we have a motion to
13 approve?

14 COMMISSIONER FERNANDEZ: Motion.

15 MAYOR STACK: Motion to suspend the
16 violation.

17 MS. ROSARIO: Motion by Mayor Stack.

18 COMMISSIONER FERNANDEZ: Second.

19 MS. ROSARIO: Second by Commissioner
20 Fernandez. 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: Commissioner Martinetti.

2 COMMISSIONER MARTINETTI: Yes.

3 MS. ROSARIO: Mayor Stack.

4 MAYOR STACK: Yes.

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1 **3. Wendy C. Diaz**

2 **T/a Tropical Bar & Restaurant**

3 **4100C Bergenline Avenue**

4 **0910-33-060-005**

5
6 MR. FARMER: The next one on your
7 calendar is Tropical Bar and Restaurant on 4100
8 Bergenline Avenue. This was not only a camera
9 violation, but there was a fight. And again, I
10 met with the licensee last Thursday, along with
11 Lieutenant Dunlay, and we negotiated a plea of
12 20 days.

13 MAYOR STACK: Where is this 4100?

14 MR. FARMER: Yes, 4100 Bergenline Avenue
15 and it will be from August 1st to August 20th.

16 LIEUTENANT DUNLAY: July 1st to July
17 20th.

18 MAYOR STACK: The issue was a -- just
19 the acoustics in the room.

20 LIEUTENANT DUNLAY: It would be a 20 day
21 suspension, so it's August 1st to August 20th. We
22 pre-met maybe about a month ago, he missed the
23 last meeting because his mother is very ill, she's
24 in the hospital. She actually runs the
25 day-to-day -- Ms. Diaz runs the day-to-day

1 operations at the establishment. So that was the
2 issue. But they're willing to take the plea, the
3 agreement. So it would be August 1st to
4 August 20th.

5 MAYOR STACK: Can you enter your
6 appearance?

7 MR. DIAZ: Peter Diaz representing
8 Tropical Bar and Restaurant, 4100 Bergenline
9 Avenue in City of Union City.

10 LIEUTENANT DUNLAY: Peter is the son --
11 the brother of the owner, Wendy Diaz.

12 MAYOR STACK: Who's running the
13 establishment?

14 MR. DIAZ: My mom was for the most part,
15 but she had an accident about a month ago. She's
16 in an induced coma in the hospital at the moment.
17 So basically --

18 MAYOR STACK: I hope she feels better.

19 MR. DIAZ: Thank you.

20 MAYOR STACK: You understand what the
21 plea agreement is?

22 MR. DIAZ: Yes.

23 MAYOR STACK: I make a motion to approve
24 it.

25 MS. ROSARIO: Motion by Mayor Stack.

1 Second?

2 COMMISSIONER FERNANDEZ: Second.

3 MS. ROSARIO: Second, Commissioner
4 Fernandez. Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MS. ROSARIO: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MS. ROSARIO: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MS. ROSARIO: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MS. ROSARIO: Mayor Stack.

13 MAYOR STACK: Yes. Thank you very much.

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1 **4. Dirve Corporation**

2 **T/a The Hub Again**

3 **807 - 7th Street**

4 **0910-33-049-002**

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6 MR. FARMER: Next is Paradiso --

7 LIEUTENANT DUNLAY: No.

8 MR. FARMER: I'm sorry, The Hub is
9 located 807 7th Street, we had a conference with
10 respect to the licensee, who's here today, along
11 with Lieutenant Dunlay. And this dealt with a
12 fight and also with respect to camera violation,
13 total of 17 days, seven held in abeyance and ten
14 served, which will be the June 22nd to July 1st.
15 That's right, he wanted June?

16 MAYOR STACK: What was the violation?

17 MR. FARMER: June 19th to June 22nd.

18 LIEUTENANT DUNLAY: There was a fight, a
19 scuffle, from inside that escalated -- went to the
20 outside. And then when they reviewed the cameras,
21 there was an issue with the camera ordinance.

22 MAYOR STACK: I see it's his first
23 violation?

24 LIEUTENANT DUNLAY: It's the first
25 violation with the camera ordinance, so we're

1 doing the ten days, holding the seven. And then a
2 total suspension would be ten days with the brawl.

3 MAYOR STACK: Sir, if you could enter
4 your appearance, so we have it.

5 MR. KENNEDY: John Kennedy, owner.

6 MAYOR STACK: Mr. Kennedy, do you
7 understand what the Lieutenant said, what the
8 agreement is?

9 MR. KENNEDY: I do.

10 MAYOR STACK: You're not looking to have
11 an attorney or anything like that with you?

12 MR. KENNEDY: No.

13 MAYOR STACK: I make a motion to
14 approve.

15 MS. ROSARIO: Motion by Mayor Stack.
16 Second?

17 COMMISSIONER FERNANDEZ: Second.

18 MS. ROSARIO: Second by Commissioner
19 Fernandez. Commissioner Fernandez.

20 COMMISSIONER FERNANDEZ: Yes.

21 MS. ROSARIO: Commissioner Grullon.

22 COMMISSIONER GRULLON: Yes.

23 MS. ROSARIO: Commissioner Valdivia.

24 COMMISSIONER VALDIVIA: Yes.

25 MS. ROSARIO: Commissioner Martinetti.

1 COMMISSIONER MARTINETTI: Yes.

2 MS. ROSARIO: Mayor Stack.

3 MAYOR STACK: Yes. Thank you very much,
4 have a good evening.

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1 **5. Il Paradiso Corp.**
2 **T/a Il Paradiso**
3 **1108 Summit Avenue**
4 **0910-33-103-002**

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6 MR. FARMER: The next one is Paradiso
7 and that's located at 1108 Summit Avenue. This
8 initially started off as a camera violation, the
9 police investigated through -- Lieutenant Dunlay
10 has been very active with respect to relationship
11 with the licensee. It seems everything is now all
12 cleared up and Lieutenant Dunlay can explain in
13 detail what has been cleared up and why we're
14 recommending that the charges be dismissed, given
15 the nature of the charge, coupled with the lack of
16 past history, for the most part.

17 LIEUTENANT DUNLAY: So this is an issue
18 of a camera violation. The police department, as
19 per the ordinance, is supposed to go and do the
20 inspections, et cetera. We set up an initial
21 meet, there was an initial meet, there was a
22 change in the detective that was assigned to do
23 all the camera inspections. Unfortunately, Mr.
24 Contreras's business fell through the cracks, it
25 was never fully inspected.

1 So then a couple months pass by, they
2 did an inspection and there was a violation. He
3 shouldn't be faulted for something that the police
4 failed to do. So we're recommending -- once it
5 was brought to his attention, he actually fixed it
6 within a week. Now, he's fully operational,
7 everything is up to date, he's in complete
8 compliance. So I don't think -- it's not fair to
9 him and I recommend that we dismiss the charges.

10 MAYOR STACK: Okay. I'll make a motion
11 to dismiss on Lieutenant Dunlay's recommendation.

12 MS. ROSARIO: Motion by Mayor Stack.
13 Second?

14 COMMISSIONER FERNANDEZ: Second.

15 MS. ROSARIO: Second by Commissioner
16 Fernandez.

17 MAYOR STACK: Did you have anything that
18 you wanted to add to this?

19 MR. FARMER: What I wanted, he did not
20 put his appearance on the record.

21 MR. CONTRERAS: Luis Contreras.

22 MS. ROSARIO: Commissioner Fernandez.

23 COMMISSIONER FERNANDEZ: Yes.

24 MS. ROSARIO: Commissioner Grullon.

25 COMMISSIONER GRULLON: Yes.

1 MS. ROSARIO: Commissioner Valdivia.

2 COMMISSIONER VALDIVIA: Yes.

3 MS. ROSARIO: Commissioner Martinetti.

4 COMMISSIONER MARTINETTI: Yes.

5 MS. ROSARIO: Mayor Stack.

6 MAYOR STACK: Yes.

7 MR. CONTRERAS: Thank you.

8 MAYOR STACK: Thank you.

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1 **6. Don Ramon Restaurant, Inc.**

2 **T/a Don Ramon**

3 **4538 Bergenline Avenue**

4 **0910-33-047-004**

5
6 MR. FARMER: The last one is Don Ramon,
7 4538 Bergenline Avenue. Counsel?

8 MR. PANEQUE: Good evening, Mayor Stack,
9 Commissioners, Tomas R. Paneque, attorney for the
10 Respondent.

11 MR. FARMER: This is a somewhat involved
12 matter. This matter was before you just a little
13 while ago and basically we negotiated a plea and
14 then had 10 days in abeyance, if nothing happened
15 within a year, obviously something's happened.

16 This is a situation where there was a
17 fight, the victim was highly intoxicated. It was
18 a pretty big disturbance, there were two security
19 guards that weren't on the E141, one of them
20 trying to either break up the fight or just trying
21 to be aggressive, hit the victim, six stitches in
22 the head, with a baton and then fled the area.

23 We had a long meeting with Detective
24 Dunlay -- Lieutenant Dunlay. And, basically, he
25 was closed for June and we negotiated a plea where

1 he would be closed for July and August. He's
2 going to be closed the whole summer. So he will
3 close June 30th and open up September 1st or
4 August 30th --

5 MAYOR STACK: Say that again?

6 MR. FARMER: -- for 60 days. So this
7 establishment -- 62 days. This establishment, for
8 all intents and purposes, will be closed for the
9 entire summer.

10 MR. PANEQUE: We're currently under a
11 close order, Mayor, for June. So we had a
12 previous resolution where we were going to be
13 closed for June, then this incident happened. And
14 this incident occurred, it was a security company
15 that had been hired to provide security services.
16 It turns out that the gentlemen that they sent to
17 provide the security services, as Mr. Farmer
18 indicated, did not have the proper documentation.
19 And, in addition to that, they took it upon
20 themselves to basically cause an assault on the
21 patron that was involved in the fight, which
22 resulted in personal injury to that patron. As a
23 result of the grievousness of the situation, the
24 agreement is to continue with a suspension for the
25 months of July and August. So, technically, as

1 Mr. Farmer indicated, we would be effectively
2 closed the entire summer of 2022, with a projected
3 opening date of September 1st, 2022.

4 MAYOR STACK: Okay. And that's the
5 agreement that's been made?

6 MR. FARMER: Yes.

7 MAYOR STACK: Okay.

8 MR. PANEQUE: I just, again, stress to
9 the board, Mayor and Commissioners, that my client
10 was acting in the best capacity that he knew how.
11 He hired a professional company to provide
12 security, unbeknownst to him, they were not very
13 well trained, apparently because it led to the
14 incident that took place. And for that, he
15 extends his deepest apologies to the board and the
16 fact that we are, again, within a period of two
17 months back before you.

18 MAYOR STACK: Right. Anything to add,
19 Mr. Farmer?

20 MR. FARMER: No, I would recommend
21 approval of the settlement.

22 MAYOR STACK: I'll make a motion.

23 MS. ROSARIO: Motion by Mayor Stack.
24 Second?

25 COMMISSIONER GRULLON: Second.

1 MS. ROSARIO: Second by Commissioner
2 Grullon. Commissioner Fernandez.
3 COMMISSIONER FERNANDEZ: Yes.
4 MS. ROSARIO: Commissioner Grullon.
5 COMMISSIONER GRULLON: Yes.
6 MS. ROSARIO: Commissioner Valdivia.
7 COMMISSIONER VALDIVIA: Yes.
8 MS. ROSARIO: Commissioner Martinetti.
9 COMMISSIONER MARTINETTI: Yes.
10 MS. ROSARIO: Mayor Stack.
11 MAYOR STACK: Yes.

12 * * * *

1 **ADJOURNMENT :**

2
3 MS. ROSARIO: Before we adjourn, Mayor,
4 I left out a little paragraph here regarding the
5 ordinance. The ordinance will be further
6 considered at a meeting of the Board of
7 Commissioners to be held on Tuesday, June 21st, at
8 522 22nd Street in Union City.

9 MAYOR STACK: Which ordinance?

10 MS. ROSARIO: This is the ordinance I
11 read regarding the Central Avenue corridor and the
12 other one, which was the emergency appropriation.

13 MAYOR STACK: I got it, okay. Thank
14 you.

15 MS. ROSARIO: Can I have a motion to
16 adjourn today's meeting?

17 COMMISSIONER MARTINETTI: Motion.

18 MAYOR STACK: Motion.

19 MS. ROSARIO: Motion by Commissioner
20 Martinetti, second by Mayor Stack.

21 (All Commissioners voted in the
22 affirmative.)

23
24 (Whereupon the meeting was adjourned at
25 7:40 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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Jorge de Armas, 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
LICENSE NO. 30XI00233700