

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

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

HOUSING AUTHORITY HILLSIDE PAVILION
3911 John F. Kennedy Boulevard
Union City, New Jersey

Wednesday, June 5, 2024
Commencing at 7:05 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

RAMON GONZALEZ, 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:

ANNA NORIS, ESQUIRE
Attorney for Los Precios Corp.

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1 MR. AUTERI: Excuse me, everyone. This
2 is the regular public meeting of the Union City
3 Board of Commissioners being held on Wednesday,
4 June 5, 2024, at 7:00 p.m. at the Housing
5 Authority Hillside Pavilion, 3911 Kennedy
6 Boulevard, Union City, New Jersey.

7 Please stand for the Pledge of
8 Allegiance.

9
10 (Whereupon, the Pledge of Allegiance was
11 recited.)

12
13 MR. AUTERI: This meeting has been
14 called in accordance with the Open Public Meetings
15 Act, adequate notice of the meeting has been
16 provided to The Jersey Journal, The Record, and
17 posted on the bulletin board at City Hall, and
18 otherwise made available to the public in the
19 office of the Municipal Clerk.

20
21 **ROLL CALL:**

22
23 MR. AUTERI: Roll call. Commissioner
24 Fernandez.

25 COMMISSIONER FERNANDEZ: Here.

1 MR. AUTERI: Commissioner Grullon.

2 COMMISSIONER GRULLON: Here.

3 MR. AUTERI: Commissioner Valdivia.

4 COMMISSIONER VALDIVIA: Here.

5 MR. AUTERI: Commissioner Martinetti.

6 COMMISSIONER MARTINETTI: Here.

7 MR. AUTERI: Mayor Stack.

8 MAYOR STACK: Here.

9

10 **PROCLAMATIONS:**

11

12 MR. AUTERI: First item this evening are
13 proclamations. I present to you Commissioner
14 Fernandez who will proceed with the presentation.

15

16 (Proclamation to Franklin Medina.)

17 (Proclamation to swim team champions.)

18 (Proclamation to baseball team
19 champions.)

20 (Proclamation to track and field team
21 champions.)

22

23 **APPROVAL OF MEETING MINUTES:**

24

25 MR. AUTERI: Back on the record. Next

1 item on the agenda is the approval of meeting
2 minutes. May I have a motion to approve the
3 meeting minutes from May 7, 2024, and May 21,
4 2024.

5 COMMISSIONER FERNANDEZ: Motion.

6 MR. AUTERI: Motion by Commissioner
7 Fernandez.

8 COMMISSIONER MARTINETTI: Second.

9 MR. AUTERI: Second by Commissioner
10 Martinetti.

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

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

25 1. AN ORDINANCE AMENDING CHAPTER 284 OF THE CODE

1 OF THE CITY OF UNION CITY TO REGULATE MOTORCYCLE
2 PARKING.)

3
4 MR. AUTERI: Next are ordinances for
5 introduction. Adoption on first reading
6 authorizes the municipal clerk to advertise the
7 ordinance, with a notice of the introduction,
8 together with notice of time and place when the
9 ordinance will be considered for final passage.
10 The ordinances will be further considered at a
11 meeting of the Board of Commissioners to be held
12 on Monday, June 17, 2024, at Colin Powell
13 Elementary School, 1500 New York Avenue, Union
14 City.

15 First ordinance is an ordinance amending
16 Chapter 284 of the code of the City of Union City
17 to regulate motorcycle parking. May I have a
18 motion to introduce?

19 COMMISSIONER MARTINETTI: Motion.

20 MR. AUTERI: Motion made by Commissioner
21 Martinetti.

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

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

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

14 2. A MODEL ORDINANCE TO EXCEED THE MUNICIPAL
15 BUDGE APPROPRIATION LIMITS AND TO ESTABLISH A CAP
16 BANK (N.J.S.A. 40A:4-45-14).)

17

18 MR. AUTERI: Next item on the agenda is
19 a model ordinance to exceed the municipal
20 appropriation limit and to establish a cap bank.
21 May I have a motion to introduce?

22 COMMISSIONER MARTINETTI: Motion.

23 MR. AUTERI: Motion by Commissioner
24 Martinetti.

25 COMMISSIONER VALDIVIA: Second.

1 MR. AUTERI: Second by Commissioner
2 Valdivia.

3 Commissioner Fernandez.

4 COMMISSIONER FERNANDEZ: Yes.

5 MR. AUTERI: Commissioner Grullon.

6 COMMISSIONER GRULLON: Yes.

7 MR. AUTERI: Commissioner Valdivia.

8 COMMISSIONER VALDIVIA: Yes.

9 MR. AUTERI: Commissioner Martinetti.

10 COMMISSIONER MARTINETTI: Yes.

11 MR. AUTERI: Mayor Stack.

12 MAYOR STACK: Yes.

13

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

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

17 3. ORDINANCE AUTHORIZING LEASE AGREEMENT FOR THE
18 CITY OF UNION CITY TO UTILIZE THE PROPERTY AT 900
19 KENNEDY BOULEVARD, BLOCK 43, LOT 8, UNION CITY, NJ
20 07087 AS PARKING LOT FOR RESIDENT PARKING.)

21

22 MR. AUTERI: Final ordinance for
23 introduction is ordinance authorizing the lease
24 agreement for the City of Union City to utilize
25 the property at 900 Kennedy Boulevard, Block 43,

1 Lot 8 in Union City as parking lot for resident
2 parking.

3 May I have a motion to introduce?

4 COMMISSIONER VALDIVIA: Motion.

5 MR. AUTERI: Motion to Commissioner
6 Valdivia.

7 COMMISSIONER FERNANDEZ: Second.

8 MR. AUTERI: Second by Commissioner
9 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. This is actually to
20 provide some parking while we're getting the
21 parking deck built on 8th Street with the senior
22 building. Thank you very much.

23 MR. AUTERI: Thank you, Mayor.

24

25 (Whereupon, the Board discussed and took

1 action on the following items in total:

2 **CONSENT AGENDA:**

3 (1) Resolution Approving the Payment of Claims.

4 (2) Resolution Approving the Payment of
5 Concurring Claims.

6 (3) Resolution Approving Escrow Refunds.

7 (4) Resolution Approving the City Payroll,
8 April 27, 2024, to May 10, 2024.

9 (5) Resolution Approving the Library Payroll,
10 April 27, 2024, Through May 10, 2024.

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

13 (7) Resolution Authorizing the Refund of Premium
14 Monies Collected At the Tax Sale.

15 (8) Resolution to Authorize Bidding For
16 Ambulances For the City of Union City.

17 (9) Resolution to Authorize Bidding For Garbage
18 Trucks For the City of Union City.

19 (10) Resolution Amending Contract With Barry P.
20 Sarkisian For Special Counsel Services For 2024.

21 (11) Resolution to Authorize an Amendment to the
22 Shared Services Agreement For Crossing Guard
23 Services Between the City of Union City and the
24 Board of Education For the City of Union City.

25 (12) Resolution Authorizing Contract For Printing

1 Services For the City of Union City 2024 Through
2 2026.

3 (13) Resolution Authorizing the Acting Clerk to
4 Complete a Certification For the TWA Application
5 For the Union City Senior Housing Project 720 8th
6 Street, Block 42, Lot 9, Union City, New Jersey.

7 (14) Resolution Amending Contract With the Legg
8 Law Firm, LLC, For the Chief Municipal Court
9 Prosecutor Services For 2024.)

10
11 MR. AUTERI: Next is the consent agenda.
12 We have 14 resolutions on the consent agenda.

13 The first is number one, resolution
14 approving the payment of claims.

15 Two, resolution approving the payment of
16 concurring claims.

17 Three, resolution approving escrow
18 refunds.

19 Four, resolution approving the city
20 payroll, April 27, 2024, to May 10, 2024.

21 Five, resolution approving the library
22 payroll, April 27, 2024, through May 10, 2024.

23 Six, resolution authorizing refund of
24 redemption monies to outside lienholders.

25 Seven, resolution authorizing the refund

1 of premium monies collected at the tax sale.

2 Eight, resolution to authorize bidding
3 for ambulances for the City of Union City.

4 Nine, resolution to authorize bidding
5 for garbage trucks for the City of Union City.

6 Ten, resolution amending contract with
7 Barry P. Sarkisian for special counsel services
8 for 2024.

9 Eleven, resolution to authorize an
10 amendment to the shared services agreement for
11 crossing guard services between the City of Union
12 City and the Board of Education for the City of
13 Union City.

14 Twelve, resolution authorizing contract
15 for printing services for the City of Union City
16 2024 through 2026.

17 Thirteen, resolution authorizing the
18 acting clerk to complete a certification for the
19 TWA application for the Union City senior housing
20 project 720 8th Street, Block 42, Lot 9, Union
21 City, New Jersey.

22 Fourteen, resolution amending contract
23 with the Legg Law Firm, LLC, for the chief
24 municipal court prosecutor services for 2024.

25 MAYOR STACK: Thank you very much,

1 Angelo. At this time, does anyone have any
2 questions on the consent agenda, please step
3 forward, state your name and address for the
4 record? Seeing none, I make a motion to close the
5 public portion.

6 COMMISSIONER MARTINETTI: Second.

7 MR. AUTERI: Motion by Mayor Stack,
8 second by Commissioner Martinetti.

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: Next I will take a motion
20 to approve all items on the consent, Mayor is
21 abstaining from all bills paid to the law firm of
22 Chasan, Leyner and Lamparello.

23 COMMISSIONER VALDIVIA: Motion.

24 MR. AUTERI: Motion by Commissioner
25 Valdivia.

1 MAYOR STACK: Second.

2 MR. AUTERI: Second by Mayor Stack.

3 Commissioner Fernandez.

4 COMMISSIONER FERNANDEZ: Abstain on 11,
5 yes on the rest.

6 MR. AUTERI: Thank you.

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, except
13 for number 11.

14 MR. AUTERI: Thank you.

15 Mayor Stack.

16 MAYOR STACK: Yes.

17

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

20 **REGULAR AGENDA:**

21 1. Resolution approving payment to Union City
22 Board of Education.)

23

24 MR. AUTERI: Next I will move to the
25 regular agenda and then we will do the ordinances

1 for adoption consideration. There are two items,
2 first is resolution approving payment to the Union
3 City Board of Education. Ordinarily,
4 Commissioners Valdivia and Grullon would not vote
5 on Board of Ed matters. Tonight, the Board of
6 Commissioners is invoking the doctrine of
7 necessity. May I have a motion to approve this
8 item?

9 MAYOR STACK: Motion.

10 MR. AUTERI: Motion by Mayor Stack.

11 COMMISSIONER VALDIVIA: Second.

12 MR. AUTERI: Second by Commissioner
13 Valdivia.

14 Commissioner Grullon.

15 COMMISSIONER GRULLON: Yes.

16 MR. AUTERI: Commissioner Valdivia.

17 COMMISSIONER VALDIVIA: Yes.

18 MR. AUTERI: Mayor Stack.

19 MAYOR STACK: Yes.

20
21 (Whereupon, the Board discussed and took
22 action on the following item:

23 **REGULAR AGENDA:**

24 2. Resolution approving payment to the Grace
25 Theater Workshop, Inc.)

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MR. AUTERI: Number two on the regular agenda, resolution approving payment to Grace Theatre Workshop. May I have a motion to introduce?

COMMISSIONER MARTINETTI: Motion.

MR. AUTERI: Motion made by Commissioner Martinetti.

COMMISSIONER VALDIVIA: Second.

MR. AUTERI: Second by Commissioner Valdivia.

Commissioner Fernandez is abstaining.

Commissioner Grullon.

COMMISSIONER GRULLON: Yes.

MR. AUTERI: Commissioner Valdivia.

COMMISSIONER VALDIVIA: Yes.

MR. AUTERI: Commissioner Martinetti.

COMMISSIONER MARTINETTI: Yes.

MR. AUTERI: Mayor Stack.

MAYOR STACK: Yes.

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

ORDINANCES FOR HEARING AND ADOPTION CONSIDERATION:

1. AN ORDINANCE AUTHORIZING CONVEYANCE OF A PERMANENT SUBSURFACE EASEMENT TO THE NEW JERSEY

1 TRANSIT CORPORATION AFFECTING A PORTION OF REAL
2 PROPERTY OWNED BY THE CITY OF UNION CITY LOCATED
3 AT BLOCK 76, LOT 21.)
4

5 MR. AUTERI: Next, we have ordinances
6 for hearing and adoption consideration. The first
7 is an ordinance authorizing conveyance of a
8 permanent subsurface easement to the New Jersey
9 Transit Corporation affecting a portion of real
10 property owned by the City of Union City located
11 at Block 76, Lot 21.

12 May I have a motion to --

13 MAYOR STACK: Motion.

14 MR. AUTERI: Motion by Mayor Stack to
15 open public comment.

16 COMMISSIONER MARTINETTI: Second.

17 MR. AUTERI: Second by Commissioner
18 Martinetti.

19 Commissioner Fernandez.

20 COMMISSIONER FERNANDEZ: Yes.

21 MR. AUTERI: Commissioner Grullon.

22 COMMISSIONER GRULLON: Yes.

23 MR. AUTERI: Commissioner Valdivia.

24 COMMISSIONER VALDIVIA: Yes.

25 MR. AUTERI: Commissioner Martinetti.

1 COMMISSIONER MARTINETTI: Yes.

2 MR. AUTERI: Mayor Stack.

3 MAYOR STACK: Yes. Anyone wishing to
4 comment on this ordinance, please step forward,
5 state your name and address for record.

6 MR. AUTERI: Motion to close and adopt?

7 COMMISSIONER MARTINETTI: Motion.

8 MAYOR STACK: Motion.

9 MR. AUTERI: Motion by Commissioner
10 Martinetti, second by Mayor Stack.

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

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

24 **ORDINANCES FOR HEARING AND ADOPTION CONSIDERATION:**

25 2. AN ORDINANCE SUPPLEMENTING AND AMENDING THE

1 REVISED GENERAL ORDINANCE OF THE CITY OF UNION
2 CITY, AMENDING THE RESTRICTED RESIDENTIAL PERMIT
3 PARKING PROGRAM.)
4

5 MR. AUTERI: Next, we have an ordinance
6 supplementing and amending the revised general
7 ordinance of the City of Union City, amending the
8 restricted residential permit parking program.

9 May I have a motion to take public
10 comment on the ordinance?

11 COMMISSIONER VALDIVIA: Motion.

12 MR. AUTERI: Motion by Commissioner
13 Valdivia.

14 COMMISSIONER GRULLON: Second.

15 MR. AUTERI: Second by Commissioner
16 Grullon.

17 Commissioner Fernandez.

18 COMMISSIONER FERNANDEZ: Yes.

19 MR. AUTERI: Commissioner Grullon.

20 COMMISSIONER GRULLON: Yes.

21 MR. AUTERI: Commissioner Valdivia.

22 COMMISSIONER VALDIVIA: Yes.

23 MR. AUTERI: Commissioner Martinetti.

24 COMMISSIONER MARTINETTI: Yes.

25 MR. AUTERI: Mayor Stack.

1 MAYOR STACK: Yes.

2 MR. AUTERI: Seeing none, may I have a
3 motion to close public comment and adopt the
4 ordinance?

5 COMMISSIONER VALDIVIA: Motion.

6 MR. AUTERI: Motion by Commissioner
7 Valdivia.

8 COMMISSIONER MARTINETTI: Second.

9 MR. AUTERI: Second by Commissioner
10 Martinetti.

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

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

23

24 MR. AUTERI: Mayor, at this time, would
25 you like to take public comment concerning any

1 matter in municipal government in the City of
2 Union City?

3 MAYOR STACK: Sure. Anyone wishing to
4 comment at this time, please step forward and
5 state your name and address for the record on any
6 matter concerning municipal government in the City
7 of Union City? Seeing none.

8 MR. AUTERI: May I have a motion to
9 close public comment?

10 COMMISSIONER MARTINETTI: Motion.

11 MR. AUTERI: Motion by Commissioner
12 Martinetti.

13 COMMISSIONER VALDIVIA: Second.

14 MR. AUTERI: Second by Commissioner
15 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.

LIQUOR LICENSE HEARINGS:

**1. 2216 BERGENLINE AVENUE, LLC
T/A CENTRO BAR
2216 BERGENLINE AVENUE
0910-33-166-006**

MR. AUTERI: At this time we will move forward with liquor license hearings.

MAYOR STACK: Mr. Gonzalez, please proceed.

MR. GONZALEZ: Thank you. Good evening, Mayor, Commissioners. For the record, Ramon Gonzalez, G-O-N-Z-A-L-E-Z on behalf of the Union City Alcoholic Beverage Control.

The first matter that we have is Centro Bar, located at 2216 Bergenline Avenue. They are present, we have the interpreter if she can be sworn in.

S O L V I L L O N, an interpreter of the SPANISH language, after having been duly sworn, did interpret the following testimony:

MR. GONZALEZ: State your name for the record?

MS. LAZO: Maria Candelaria Molina Lazo.

MR. GONZALEZ: You're the owner of

1 Centro Bar?

2 MS. LAZO: Yes.

3 MR. GONZALEZ: Just to preface, before
4 we begin on this matter, I'd like to ask her some
5 short questions.

6 Ma'am, you were represented by Mr. Ivan
7 Paneque; is that correct?

8 MS. LAZO: Yes.

9 MR. GONZALEZ: And he's not here today?

10 MS. LAZO: No.

11 MR. GONZALEZ: And you've explained to
12 me that you do not wish for him to represent you;
13 is that correct?

14 MS. LAZO: Yes.

15 MR. GONZALEZ: You understand if you
16 wanted to get another lawyer, I would ask that
17 this be adjourned. But you explained to me that
18 you wanted to proceed in this matter today; is
19 that correct?

20 MS. LAZO: Yes.

21 MR. GONZALEZ: These are -- this is an
22 incident that occurred at the location, where
23 there was a brawl that started inside and we
24 watched the videotape. It spilled outside, it was
25 as a result of issues between two individuals that

1 were highly intoxicated. We have recommended
2 that, based on their record and their
3 acknowledgment of the situation, that they would
4 have a 20-day closing from July 1st to July 22nd.
5 That would be in accordance with what we've done
6 in other situations under the circumstances.

7 I've had an opportunity to speak with
8 Sergeant Zeron and Lieutenant Dunlay during the
9 investigation. She was present at our plea
10 negotiation and she had agreed to that. I want to
11 make it clear that if she did wish to have another
12 attorney, I would give her that opportunity, but
13 she explained to me she wishes to proceed.

14 I would recommend that the board accept
15 it, unless the board has any questions of her or
16 myself?

17 MS. LAZO: Okay, fine.

18 MR. GONZALEZ: July 1st to July 22nd?

19 MS. LAZO: That is good, yes. That's
20 fine. From the 1st to the 20th.

21 MR. GONZALEZ: Of July?

22 MS. LAZO: Okay.

23 MR. AUTERI: The suspension is July 1st
24 through July --

25 MR. GONZALEZ: July 20th. Yes,

1 continuous, no break.

2 MAYOR STACK: Okay. I'll make a motion
3 to approve the recommendation by Mr. Gonzalez.

4 MR. AUTERI: Motion made by Mayor Stack.

5 COMMISSIONER FERNANDEZ: Second.

6 MR. AUTERI: Second by Commissioner
7 Fernandez.

8 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 MAYOR STACK: Yes.

18 MR. GONZALEZ: Thank you.

19 * * * *

20

21

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23

24

25

2. LOS PRECIOS CORP.
T/A LOS PRECIOS SUPERMARKET
2817 BERGENLINE AVENUE
0910-43-079-009
(ANNA NORIS, ESO.)

MR. GONZALEZ: The next matter we have is Los Precios Corporation located at 2817 Bergenline Avenue. They are represented by Anna Noris, who's present. This matter was listed two weeks ago, the owner was present. We were going to do it by way of a consent because Ms. Noris had just had surgery. She's here today to accept the 10-day suspension on behalf of her client who was here last hearing date. And it would be a suspension from June 6th to June 16th.

The issue that came up was the sale of alcohol outside of the scope that's required to be the served, quantity. We have a prior violation just last year, we gave him the opportunity to have a plea with no suspension because he had the license from 20 years and never had a violation. But under the circumstances, we feel 10 days is appropriate. It's consistent with what we're we've done with prior violations, similar in type.

MS. NORIS: And we accept that and had

1 an opportunity to discuss it with him and he
2 accepts it as well.

3 MAYOR STACK: I'll make a motion to
4 approve the recommendation.

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 is
16 recusing.

17 Mayor Stack.

18 MAYOR STACK: Yes.

19 MR. GONZALEZ: Thank you.

20 MS. NORIS: Thank you very much. Have a
21 good night.

22 * * * *

23

24

25

1 **LIQUOR LICENSE HEARINGS:**

2 **3. WENDY C. DIAZ**
3 **T/A TROPICAL BAR & RESTAURANT**
4 **4100C BERGENLINE AVENUE**
5 **0910-33-060-003**

6 MR. GONZALEZ: The next matter, number
7 three, is Wendy Diaz, trading as Tropical Bar and
8 Restaurant. Peter Diaz is here.

9 Mr. Diaz, before we go any further,
10 you've had an opportunity to speak with me at the
11 plea meeting; is that correct?

12 MR. DIAZ: Yes.

13 MR. GONZALEZ: At that time, I gave you
14 the opportunity to have a lawyer if you wanted to;
15 is that right?

16 MR. DIAZ: Correct.

17 MR. GONZALEZ: You decided not to have
18 an attorney at that time?

19 MR. DIAZ: Yes.

20 MR. GONZALEZ: Likewise, we've reached a
21 resolution on the situation where it would be a
22 20-day suspension. And you have agreed that it
23 would be June 8th through June 27th,
24 consecutively; is that correct?

25 MR. DIAZ: Yes.

 MR. GONZALEZ: You understand today if

1 you wanted to have an attorney, I would ask the
2 board to adjourn this matter. Do you wish to
3 proceed without an attorney?

4 MR. DIAZ: Yes, I wish to proceed.

5 MR. GONZALEZ: You acknowledge that the
6 suspension would be 20 days, June 8th through
7 June 27th?

8 MR. DIAZ: Yes.

9 MR. GONZALEZ: This was as a result of a
10 brawl that occurred at the location. The
11 videotapes were working. Actually as a result of
12 that, we were able to establish exactly what
13 happened. Generally, we would have probably
14 suspended for more time, but through the
15 cooperation of Mr. Diaz, we feel 20 days would be
16 appropriate.

17 MAYOR STACK: Sir, are you in agreement?

18 MR. DIAZ: Yes.

19 MAYOR STACK: Okay. And you know that
20 you have a right to have an attorney if you wanted
21 one here this evening?

22 MR. DIAZ: I do.

23 MAYOR STACK: Okay, great. I'll make a
24 motion to approve the recommendation.

25 MR. AUTERI: Motion by Mayor Stack.

1 COMMISSIONER MARTINETTI: Second.

2 MR. AUTERI: Second by Commissioner

3 Martinetti.

4 Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. AUTERI: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MR. AUTERI: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MR. AUTERI: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MR. AUTERI: Mayor Stack.

13 MAYOR STACK: Yes. Thank you very much.

14 MR. DIAZ: Thank you.

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1 **LIQUOR LICENSE HEARINGS:**

2 **4. CEVICHE TIME, LLC**
3 **T/A CEVICHE TIME BY MARCELO**
4 **4538 BERGENLINE AVENUE**
5 **0910-33-047-005**

6 MR. GONZALEZ: The last matter is
7 Ceviche Time, they're present here, they have the
8 interpreter.

9 They have been closed for a period of
10 time. I was going to move to suspend the license
11 for failure to respond to our hearings on the two
12 prior hearings. Today, I received a call from
13 Ivan Paneque and a letter of representation that
14 he will be representing them. He would have been
15 here today, but about an hour and a half ago, I
16 received a text message from him that his 84 year
17 old mom was taken to the hospital. So I would
18 respectfully request under those circumstances
19 that this be carried to the next meeting.

20 MAYOR STACK: No problem at all. So
21 we'll adjourn it to the next meeting, Mr.
22 Gonzalez?

23 MR. GONZALEZ: Yes.

24 MAYOR STACK: Motion to adjourn to the
25 next meeting.

 MR. AUTERI: Motion by Mayor Stack.

1 COMMISSIONER VALDIVIA: Second.

2 MR. AUTERI: Second by Commissioner

3 Valdivia.

4 All in favor?

5 (Whereupon, all Commissioners indicate
6 in the affirmative.)

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ADJOURNMENT :

MR. GONZALEZ: Nothing further.

MR. AUTERI: No further items on the agenda, may I have a motion to adjourn?

MAYOR STACK: Thank you very much.

COMMISSIONER MARTINETTI: Motion.

COMMISSIONER GRULLON: Second.

MR. AUTERI: Motion by Commissioner Martinetti, second by Commissioner Grullon.

All in favor?

(All Commissioners indicate in the affirmative.)

(Whereupon the meeting was adjourned at 7:46 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
LICENSE NO. 30XI00233700