

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

REGULAR MEETING

TRANSCRIPT OF
PROCEEDINGS

UNION HILL MIDDLE SCHOOL
3808 Hudson Avenue
Union City, New Jersey

Tuesday, April 15, 2025
Commencing at 7:00 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: DONALD SCARINCI, ESQ.
Corporation Counsel

RAMON GONZALEZ, ESQ.
Attorney for the Union City
Alcohol Beverage Control Commission

SUSAN BISCHOFF CCR CO.
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A P P E A R A N C E S:

IVAN PANEQUE, ESQ.
Attorney for Wendy C. Diaz

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1 MR. SCARINCI: This is a regular public
2 meeting of the Union City Board of Commissioners
3 being held on Tuesday, April 15, 2025, at
4 7:00 p.m. at Union Hill Middle School, 3808 Hudson
5 Ave., Union City, New Jersey.

6 Mayor, Pledge of Allegiance.

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

10
11 COMMISSIONER FERNANDEZ: If we could
12 have a moment of silence for the family passed
13 away in the helicopter accident that occurred in
14 the Hudson.

15 MAYOR STACK: If we could have a moment
16 of silence. Thank you, Commissioner.

17
18 (Whereupon, a moment of silence was
19 observed.)

20
21 MAYOR STACK: Thank you.

22 MR. SCARINCI: This meeting has been
23 called in accordance with the Open Public Meetings
24 Act. Adequate notice of this meeting has been
25 forwarded to The Jersey Journal and The Record and

1 has been posted on the bulletin board in City Hall
2 and has been made available to the public in the
3 office of the municipal clerk.

4
5 **ROLL CALL:**

6
7 MR. SCARINCI: Roll call.

8 AUDIENCE MEMBER: Can you speak up, sir,
9 we can't hear you.

10 MR. SCARINCI: Commissioner Fernandez.

11 COMMISSIONER FERNANDEZ: Here.

12 MR. SCARINCI: Commissioner Grullon.

13 COMMISSIONER GRULLON: Here.

14 MR. SCARINCI: Commissioner Valdivia.

15 COMMISSIONER VALDIVIA: Here.

16 MR. SCARINCI: Commissioner Martinetti.

17 COMMISSIONER MARTINETTI: Here.

18 MR. SCARINCI: Mayor Stack.

19 MAYOR STACK: Here.

20
21 **APPROVAL OF PREVIOUS MEETING MINUTES:**

22
23 MR. SCARINCI: Previous meeting minutes.
24 Can I get a motion to approve the previous minutes
25 for the April 1st Board of Commissioners meeting?

1 COMMISSIONER MARTINETTI: Motion.
2 COMMISSIONER VALDIVIA: Second.
3 MR. SCARINCI: Commissioner Fernandez.
4 COMMISSIONER FERNANDEZ: Yes.
5 MR. SCARINCI: Commissioner Grullon.
6 COMMISSIONER GRULLON: Yes.
7 MR. SCARINCI: Commissioner Valdivia.
8 COMMISSIONER VALDIVIA: Yes.
9 MR. SCARINCI: Commissioner Martinetti.
10 COMMISSIONER MARTINETTI: Yes.
11 MR. SCARINCI: Mayor Stack.
12 MAYOR STACK: Yes.
13
14 (Whereupon, the Board discussed and took
15 action on the following items in total:
16 **CONSENT AGENDA:**
17 (1) Resolution Approving Payment of Claims.
18 (2) Resolution Approving the Payment of
19 Concurring Claims.
20 (3) Resolution Approval the Escrow Refunds.
21 (4) Resolution Approving the City Payroll
22 3/29/2025 to 4/11/2025.
23 (5) Resolution Approving the Library Payroll
24 3/29/2025 to 4/11/2025.
25 (6) Resolution Authorizing Adjustment of Taxes

1 For the First.

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

4 (8) Resolution Cancelling Abatement.

5 (9) Resolution Cancelling Taxes on Property
6 Deemed Exempt.

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

9 (11) Resolution Awarding Contract For Counsel to
10 Conduct Investigation Into the Necessity of the
11 City of Union City Hiring an Inspector General.

12 (12) Resolution Authorizing Contract For
13 Additional Special Bond Counsel Services For 2025.

14 (13) Resolution of the Board of Commissioners of
15 the City of Union City, County of Hudson, New
16 Jersey, Authorizing the Submission of an
17 Application to the New Jersey Local Finance Board
18 Pursuant to N.J.S.A. 40A:3-1.

19 (14) Resolution Approving Emergency Temporary
20 Appropriation Budget.

21 (15) Resolution Accepting the 2024 Byrne Justice
22 Assistance Grant (JAG) Program Award.

23 (16) Resolution Authorizing Submission of Grant
24 Application For NJDOT 2025 Transportation
25 Alternatives Program.

1 (17) Resolution to Authorize Bidding For 13th
2 Street and 16th Street Improvements Project.

3 (18) Resolution Authorizing Award of Contract For
4 12th Street and 10th Street and 3rd Street
5 Improvements Project.

6 (19) Resolution Awarding Contract to All State
7 Technology Inc. For 2025 Park Maintenance - Pool
8 Tile Repairs Juan Pablo Duarte Park.

9 (20) Resolution Awarding Contract to All State
10 Technology Inc. For 2025 Park Maintenance - Pool
11 Tile Repairs Project At Firefighters Park (Kiddy
12 Pool).)

13

14 MR. SCARINCI: Next is the consent
15 agenda.

16 One, Resolution Approving Payment of
17 Claims.

18 Two, Resolution Approving the Payment of
19 Concurring Claims.

20 Three, Resolution Approval the Escrow
21 Refunds.

22 Four, Resolution Approving the City
23 Payroll 3/29/2025 to 4/11/2025.

24 Five, Resolution Approving the Library
25 Payroll 3/29/2025 to 4/11/2025.

1 Six, Resolution Authorizing Adjustment
2 of Taxes For the First.

3 Seven, Resolution Authorizing the Refund
4 of Premium Monies Collected At the Tax Sale.

5 Eight, Resolution Cancelling Abatement.

6 Nine, Resolution Cancelling Taxes on
7 Property Deemed Exempt.

8 Ten, Resolution Authorizing Refund of
9 Redemption Monies to Outside Lienholders.

10 Eleven, Resolution Awarding Contract For
11 Counsel to Conduct Investigation Into the
12 Necessity of the City of Union City Hiring an
13 Inspector General.

14 Twelve, Resolution Authorizing Contract
15 For Additional Special Bond Counsel Services For
16 2025.

17 Thirteen, Resolution of the Board of
18 Commissioners of the City of Union City, County of
19 Hudson, New Jersey, Authorizing the Submission of
20 an Application to the New Jersey Local Finance
21 Board Pursuant to N.J.S.A. 40A:3-1.

22 Fourteen, Resolution Approving Emergency
23 Temporary Appropriation Budget.

24 Fifteen, Resolution Accepting the 2024
25 Byrne Justice Assistance Grant (JAG) Program

1 Award.

2 Sixteen, Resolution Authorizing
3 Submission of Grant Application For NJDOT 2025
4 Transportation Alternatives Program.

5 Seventeen, Resolution to Authorize
6 Bidding For 13th Street and 16th Street
7 Improvements Project.

8 Eighteen, Resolution Authorizing Award
9 of Contract For 12th Street and 10th Street and
10 3rd Street Improvements Project.

11 Nineteen, Resolution Awarding Contract
12 to All State Technology Inc. For 2025 Park
13 Maintenance - Pool Tile Repairs Juan Pablo Duarte
14 Park.

15 Twenty, Resolution Awarding Contract to
16 All State Technology Inc. For 2025 Park
17 Maintenance - Pool Tile Repairs Project At
18 Firefighters Park (Kiddy Pool).

19 Mayor, would you like an opportunity for
20 the citizens to address --

21 MAYOR STACK: Yes. Anyone wishing to
22 comment on the consent agenda, please step
23 forward, state your name and address for the
24 record.

25 MR. SCARINCI: Seeing --

1 AUDIENCE MEMBER: Right here, right
2 here, I'm at the podium. The resolution to
3 approve payroll for the City, the City's corrupt,
4 I don't think the payroll should be approved.
5 That's it.

6 MR. SCARINCI: Thank you.

7 MAYOR STACK: Anyone else wishing to
8 comment on the consent agenda? Seeing none, I
9 make a motion to close.

10 COMMISSIONER FERNANDEZ: Second.

11 MR. SCARINCI: Motion and second to
12 close public hearing. Commissioner Fernandez.

13 COMMISSIONER FERNANDEZ: Yes.

14 MR. SCARINCI: Commissioner Grullon.

15 COMMISSIONER GRULLON: Yes.

16 MR. SCARINCI: Commissioner Valdivia.

17 COMMISSIONER VALDIVIA: Yes.

18 MR. SCARINCI: Commissioner Martinetti.

19 COMMISSIONER MARTINETTI: Yes.

20 MR. SCARINCI: Mayor Stack.

21 MAYOR STACK: Yes.

22 MR. SCARINCI: Motion approve all items
23 on the consent agenda?

24 COMMISSIONER VALDIVIA: Motion.

25 MR. SCARINCI: With one recusal, Mayor

1 Stack.

2 MAYOR STACK: Yes.

3 COMMISSIONER MARTINETTI: Second.

4 MR. SCARINCI: Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. SCARINCI: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MR. SCARINCI: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MR. SCARINCI: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MR. SCARINCI: Mayor Stack.

13 MAYOR STACK: Yes.

14 MR. SCARINCI: With one recusal for

15 Mayor Stack.

16 MAYOR STACK: One recusal, yes.

17

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

20 **REGULAR AGENDA**

21 1. Resolution approving the CY2025
22 budget.)

23

24 MR. SCARINCI: Regular agenda. There
25 are three items for the regular agenda. First is

1 resolution approving the CY2025 budget.

2 Motion to approve?

3 MAYOR STACK: Motion.

4 MR. SCARINCI: Motion made.

5 COMMISSIONER VALDIVIA: Second.

6 MR. SCARINCI: Seconded. Roll call.

7 Commissioner Fernandez.

8 COMMISSIONER FERNANDEZ: Yes.

9 MR. SCARINCI: Commissioner Grullon.

10 COMMISSIONER GRULLON: Yes.

11 MR. SCARINCI: Commissioner Valdivia.

12 COMMISSIONER VALDIVIA: Yes.

13 MR. SCARINCI: Commissioner Martinetti.

14 COMMISSIONER MARTINETTI: Yes.

15 MR. SCARINCI: Mayor Stack.

16 MAYOR STACK: Yes.

17

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

20 **REGULAR AGENDA:**

21 2. Resolution approving payment to
22 Grace Theater Workshop, Inc.)

23

24 MR. SCARINCI: Number two, resolution
25 approving payment to Grace Theatre Workshop, Inc.

1 Is there a motion?

2 COMMISSIONER MARTINETTI: Motion.

3 COMMISSIONER GRULLON: Second.

4 MR. SCARINCI: Roll call. Commissioner
5 Fernandez is a refusal.

6 Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MR. SCARINCI: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MR. SCARINCI: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MR. SCARINCI: Mayor Stack.

13 MAYOR STACK: Yes.

14

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

17 **REGULAR AGENDA:**

18 3. Resolution approving payment to
19 Union City Day Care Program claims.)

20

21 MR. SCARINCI: Number three, resolution
22 approving payment to the Union City Day Care
23 Program Claims. Motion?

24 COMMISSIONER VALDIVIA: Motion.

25 MR. SCARINCI: Motion made. Motion

1 seconded?

2 COMMISSIONER GRULLON: Second.

3 MR. SCARINCI: Roll call.

4 Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. SCARINCI: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MR. SCARINCI: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MR. SCARINCI: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MR. SCARINCI: And Mayor Stack -- Mayor
13 Stack recuses on this item. That's a refusal.

14 MAYOR STACK: Yes.

15

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

18 **ORDINANCE FOR HEARING AND ADOPTION CONSIDERATION:**

19 1. AN ORDINANCE OF THE CITY OF UNION
20 CITY, COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING
21 THE SUM OF \$300,000 IN FUNDING FROM THE CAPITAL
22 IMPROVEMENT FUND FOR THE COMPLETION OF VARIOUS
23 LIGHTING IMPROVEMENTS.)

24

25 MR. SCARINCI: Okay. Ordinance for

1 hearing and adoption consideration. We have one.
2 An ordinance of the City of Union City, County of
3 Hudson, New Jersey, appropriating the sum of
4 \$300,000 in funding from the capital improvement
5 fund for the completion of various lighting
6 improvements. Motion?

7 MAYOR STACK: Anyone wishing to comment
8 on the ordinance?

9 Seeing none, motion to close.

10 COMMISSIONER MARTINETTI: Second.

11 MR. SCARINCI: Commissioner Fernandez.

12 COMMISSIONER FERNANDEZ: Yes.

13 MR. SCARINCI: Commissioner Grullon.

14 COMMISSIONER GRULLON: Yes.

15 MR. SCARINCI: Commissioner Valdivia.

16 COMMISSIONER VALDIVIA: Yes.

17 MR. SCARINCI: Commissioner Martinetti.

18 COMMISSIONER MARTINETTI: Yes.

19 MR. SCARINCI: Mayor Stack.

20 MAYOR STACK: Yes.

21 MR. SCARINCI: Motion to adopt the
22 ordinance?

23 MAYOR STACK: Motion.

24 MR. SCARINCI: Motion made.

25 COMMISSIONER MARTINETTI: Second.

1 MR. SCARINCI: Roll call.
2 Commissioner Fernandez.
3 COMMISSIONER FERNANDEZ: Yes.
4 MR. SCARINCI: Commissioner Grullon.
5 COMMISSIONER GRULLON: Yes.
6 MR. SCARINCI: Commissioner Valdivia.
7 COMMISSIONER VALDIVIA: Yes.
8 MR. SCARINCI: Commissioner Martinetti.
9 COMMISSIONER MARTINETTI: Yes.
10 MR. SCARINCI: Mayor Stack.
11 MAYOR STACK: Yes.
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LIQUOR LICENSE HEARINGS:

1. Wendy C. Diaz
T/a Tropical Bar and Restaurant
4100C Bergenline Avenue
0910-33-060-003
(Ivan Paneque, Esq.)
2. Shriji 11, LLC
T/a La Esperanza Grocery
800 New York Avenue
0910-43-203-005
3. Strike It Rich, LLC
T/a Bowl Rite Lanes
714 Summit Avenue
0910-33-185-003
4. Juana Y Gloria Restaurant, LLC
T/a Juana Y Gloria Restaurant
1801 & 1803 Bergenline Avenue
0910-33-055-005

- 1 1. Wendy C. Diaz
2 T/a Tropical Bar and Restaurant
3 4100C Bergenline Avenue
4 0910-33-060-003
5 (Ivan Paneque, Esq.)

6 MR. SCARINCI: All right next item is
7 liquor license hearings. Mr. Gonzalez.

8 MR. GONZALEZ: Good evening, Mayor and
9 Commissioners. We have four matters on the ABC
10 license hearings today. The first matter is Wendy
11 C. Diaz, trading as Tropical Bar and Restaurant.
12 They're represented by Mr. Paneque.

13 MR. PANEQUE: Good evening, Ivan Paneque
14 on behalf of Tropical Bar.

15 MR. GONZALEZ: We're here today because
16 there's two violations, one is the lack of having
17 the E-141A form and the actual employee licenses
18 that we had given them an option, an opportunity
19 to just get a warning. So it's the second time
20 we're here on that.

21 As to the form for the 141A form, for
22 the first penalty, it's just a one day suspension
23 pursuant to the state. And the other suspension,
24 which has to do with the employee licenses and
25 they're now aware they just can't have them, that
they have to wear them is four-day suspension for

1 a total of five-day suspension. That's the
2 recommendation that we would make based on their
3 history. It's been reviewed by Lieutenant Dunlay
4 who's here. I think it's fair and reasonable
5 under the circumstances, because it's just really
6 paper violations. There's no brawl, there's
7 nothing that happened that created a big
8 disturbance. This was an actual inspection police
9 conduct on all the liquor license establishments
10 on a regular basis. So I would recommend a
11 five-day suspension based on the paper violations.
12 Hopefully, they're aware, hopefully, we don't see
13 them again. We had given them warnings in the
14 past, but now it has to escalate to a suspension,
15 so we don't see these problems again.

16 MAYOR STACK: Mr. Paneque, do you have
17 anything that you wanted to add?

18 MR. PANEQUE: Yes, thank you. I'm aware
19 that the violations occurred. I've spoken to my
20 client and also I don't know if the Board is
21 aware, she's in extremely poor health. And I
22 think because of her poor health, she's been in
23 the hospital with a brain tumor, she's not doing
24 well. Because of that, stuff kind of went a
25 little bit where it shouldn't have gone. At this

1 point, her kids and the accountant are being very
2 proactive and everything has been addressed. I
3 would venture to say it's in tiptop shape right
4 now. And they're aware what they need to do, so
5 hopefully, Ms. Diaz can come back to the business
6 and keep running it like it was running before.

7 MAYOR STACK: Okay, thank you very much.
8 On the recommendation of Mr. Gonzalez, I make the
9 motion.

10 MR. SCARINCI: Second?

11 COMMISSIONER VALDIVIA: Second.

12 MR. SCARINCI: Commissioner Fernandez.

13 COMMISSIONER FERNANDEZ: Yes.

14 MS. ROSARIO: Commissioner Grullon.

15 COMMISSIONER GRULLON: Yes.

16 MR. SCARINCI: Commissioner Valdivia.

17 COMMISSIONER VALDIVIA: Yes.

18 MR. SCARINCI: Commissioner Martinetti.

19 COMMISSIONER MARTINETTI: Yes.

20 MR. SCARINCI: Mayor Stack.

21 MAYOR STACK: Yes.

22 MR. GONZALEZ: As to that same licensee,
23 the five-day suspension they will be choosing
24 May 11th through May 15th, so --

25 MAYOR STACK: That's fine.

1 MR. GONZALEZ: -- I'll put that in the
2 resolution.

3 MAYOR STACK: Thank you very much, sir.

4 MR. PANEQUE: Thank you very much. Have
5 a good evening.

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1 2. Shriji 11, LLC
2 T/a La Esperanza Grocery
3 800 New York Avenue
4 0910-43-203-005

5 MR. GONZALEZ: The next matter we have
6 La Esperanza Grocery, the owner is here.

7 MR. PANADEA: Sanjay Panadea.

8 MR. GONZALEZ: Mr. Panadea, you are the
9 owner of La Esperanza Grocery; is that correct?

10 MR. PANADEA: Yes.

11 MR. GONZALEZ: And it's essentially a
12 liquid store; is that right?

13 MR. PANADEA: Grocery liquor.

14 MR. GONZALEZ: Grocery store, yes. And
15 you understand that today, our recommendation is
16 going to be dismiss the violation that your
17 cameras were not operating 60 days. We went back,
18 we reviewed it. We thought it was only 43 days,
19 there was an additional hard drive that had to be
20 looked at.

21 But Lieutenant Dunlay has done his
22 inspection, had people go over there, other
23 detectives and they found in fact it is
24 operational for 60 days. Based on that, no other
25 violations, they have all their paperwork, I would
 move to dismiss this case against them.

1 MAYOR STACK: Lieutenant, Sergeant, you
2 both agree with this representation?

3 LIEUTENANT DUNLAY: Good evening,
4 everyone. That is correct, we did an inspection.
5 There was a -- we verified by the detectives, the
6 initial inspection was one hard drive looked at.
7 Upon further review, they were in compliance with
8 the city ordinance, which requires a 60-day
9 retention period and that's exactly what they had.
10 So the police department's recommendation we're
11 moving to dismiss the charge.

12 MAYOR STACK: Thank you very much. I'll
13 make a motion upon the recommendation to dismiss.

14 COMMISSIONER FERNANDEZ: Second.

15 MR. SCARINCI: Roll call.

16 Commissioner Fernandez.

17 COMMISSIONER FERNANDEZ: Yes.

18 MR. SCARINCI: Commissioner Grullon.

19 COMMISSIONER GRULLON: Yes.

20 MR. SCARINCI: Commissioner Valdivia.

21 COMMISSIONER VALDIVIA: Yes.

22 MR. SCARINCI: Commissioner Martinetti.

23 COMMISSIONER MARTINETTI: Yes.

24 MR. SCARINCI: Mayor Stack.

25 MAYOR STACK: Yes.

1 3. Strike It Rich, LLC
2 T/a Bowl Rite Lanes
3 714 Summit Avenue
 0910-33-185-003

4 MR. GONZALEZ: Thank you. The next
5 matter we have is Strike It Rich, LLC, trading as
6 Bowl Rite Lanes. They're represented here by the
7 owner, Richard Donohue.

8 MR. DONOHUE: Good evening. My name is
9 Rich Donohue, Bowl Rite Lanes.

10 MR. GONZALEZ: Mr. Donohue is here
11 because we have a bar card violation and we had a
12 issue with certain delivery slips. Mr. Donohue,
13 within a seven-day period has brought the
14 paperwork that he needs to to show that all the
15 papers and invoices, delivery slips, everything
16 was in order. That's important because the state
17 obviously collects their taxes on the liquor
18 license purchases and the sales that go on.

19 But we did find that their employees
20 were not wearing the bar cards. Mr. Donohue then
21 brought to us a picture, all the bar cards he has
22 hanging behind the bar. So since it's just a
23 violation of not wearing the bar cards, the
24 employees, and we have consistently dismissed the
25 first violation for that with a warning, that's

1 what I would be requesting at this time also, a
2 dismissal. And it would be a first warning of
3 knowing that the people have to wear their bar
4 cards.

5 MAYOR STACK: Absolutely. I know also
6 it's been a long time business in the City and you
7 try very hard to do a good job and we appreciate
8 that.

9 MR. DONOHUE: Thank you, appreciate
10 that.

11 MAYOR STACK: Upon the recommendation of
12 Mr. Gonzalez, I'll make a motion to dismiss.

13 COMMISSIONER FERNANDEZ: Second.

14 MR. SCARINCI: Roll call.

15 Commissioner Fernandez.

16 COMMISSIONER FERNANDEZ: Yes.

17 MR. SCARINCI: Commissioner Gullon.

18 COMMISSIONER GRULLON: Yes.

19 MR. SCARINCI: Commissioner Valdivia.

20 COMMISSIONER VALDIVIA: Yes.

21 MR. SCARINCI: Commissioner Martinetti.

22 COMMISSIONER MARTINETTI: Yes.

23 MR. SCARINCI: Mayor Stack.

24 MAYOR STACK: Yes.

25 MR. GONZALEZ: Thank you.

1 4. Juana Y Gloria Restaurant, LLC
2 T/a Juana Y Gloria Restaurant
3 1801 & 1803 Bergenline Avenue
4 0910-33-055-005

5 MR. GONZALEZ: The last matter we have
6 is Juana Y Gloria Restaurant, located at 1801
7 Bergenline Avenue. It is a restaurant, they do
8 have a liquor license. They're represented
9 hereby?

10 MS. CRUZ: Gloria Cruz.

11 MR. GONZALEZ: Ms. Cruz did meet with us
12 and I explained to her that violations that were
13 existing were again the bar cards weren't being
14 worn. We had a video showing that the bar card
15 was not worn by one of the individuals, but they
16 found it, it was hanging at another location.
17 She's going to get lanyards for them to wear it.
18 This would be her first violation. What I would
19 do is the same that we've done with all
20 individuals, it would be dismissed with a warning.
21 Hopefully, she'll not be back for this again. But
22 it is the first offense just not wearing the bar
23 cards. So I would recommendation to dismiss.

24 MAYOR STACK: I'll make a motion --

25 COMMISSIONER MARTINETTI: Second.

MAYOR STACK: -- to dismiss upon Mr.

1 Gonzalez's recommendation.

2 MR. SCARINCI: And there's a second.

3 Roll call.

4 Commissioner Fernandez.

5 COMMISSIONER FERNANDEZ: Yes.

6 MR. SCARINCI: Commissioner Grullon.

7 COMMISSIONER GRULLON: Yes.

8 MR. SCARINCI: Commissioner Valdivia.

9 COMMISSIONER VALDIVIA: Yes.

10 MR. SCARINCI: Commissioner Martinetti.

11 COMMISSIONER MARTINETTI: Yes.

12 MR. SCARINCI: Mayor Stack.

13 MAYOR STACK: Yes.

14 MR. GONZALEZ: That concludes all ABC

15 matters. Thank you.

16 MS. CRUZ: Thank you.

17 MAYOR STACK: Thank you.

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

2

3 MR. SCARINCI: Opportunity for citizens
4 to address the Board.

5 MAYOR STACK: Anyone wishing to comment
6 at this time, please step forward? Seeing none --

7 AUDIENCE MEMBER: I'm here.

8 MR. TRUTH: He's right here, stop
9 playing games.

10 AUDIENCE MEMBER: Before we start the
11 clock, can we get anything you want to say out of
12 the way, Mr. Scarinci, so I can have my full five
13 minutes?

14 MAYOR STACK: Just begin, let's go,
15 begin.

16 AUDIENCE MEMBER: As long as I'm not
17 going to be interrupted. I'm Full Court Press, I
18 live in the 33rd District. Am I recognized?
19 Thank you.

20 Brace yourselves because I'm about to do
21 something alarming. I'm about to speak out loud
22 in public at a government meeting where free
23 people exercise their rights to ask questions,
24 express grievances and demand and accountability.
25 I know it sounds dangerous. Last meeting your

1 Captain, Bergbauer here, claimed my behavior was
2 alarming because I directed questions towards
3 public officials. He did the very same thing to
4 South Jersey News right now, he asked a question.
5 He suggested that he was being disorderly. So
6 tonight, let me return the favor and direct a
7 question to Bergbauer's way. What exactly was
8 alarming? Was it the fact that I didn't stay
9 silent? Was it the fact that I refused to just
10 thank you and move on? Or was it the fact that I
11 didn't play by the script that protects the
12 powerful from being challenged? Because under New
13 Jersey law, alarming behaviors are very specific
14 definition. N.J.S.A. 2C:334C requires repeated
15 targeted conduct with the purpose to seriously
16 alarm or annoy someone. And 2C:332 applies to
17 actual threats, violence or behavior that causes a
18 real public disturbance. What I did was none of
19 those things. What I did was speak, what I did
20 was ask question. And that's not just allowed,
21 that's protected.

22 Now, let me point out something that
23 should have been alarming. When I chose not to
24 give my name at the beginning of my comment last
25 time, as I'm not legally required to, the City

1 attorney saw fit to interrupt me, use my time to
2 assert something that isn't backed by law. And,
3 Captain, you said nothing. You didn't interject
4 to defend my rights, you didn't protect my time,
5 voice or the First Amendment. But when I direct a
6 question toward a public official, that's suddenly
7 a matter for law enforcement? That kind of
8 selective enforcement is the real issue here. You
9 didn't step in when my rights were being
10 infringed. You only stepped in when the power
11 felt uncomfortable. That's not law enforcement,
12 that's protectionism. So let's call it what it
13 is.

14 My speech was not alarming, the camera
15 is not alarming, the microphone was not alarming,
16 my questions are not alarming. What's actually
17 alarming is when those in uniform or behind a desk
18 use their positions to try to silence dissent.
19 Captain Bergbauer, you've been at this job long
20 enough to know better. So the real disappointment
21 isn't my conduct, it's yours. Because when
22 somebody in your position uses their authority to
23 frame lawful speech as disorderly, that's not
24 about safety, that's about control. If you know
25 that and still choose to speak the way you did,

1 then what you've been trying to insinuate in your
2 official capacity is the real threat to freedom.
3 And if you don't know that -- well, if you don't
4 know, now you know. Thank you.

5 MR. SCARINCI: Thank you.

6 MAYOR STACK: Next.

7 AUDIENCE MEMBER: I want to call out
8 the straight up bullshit that's been going on --

9 MR. SCARINCI: Hold on one second,
10 please. Please state your name and address for
11 the record.

12 AUDIENCE MEMBER: South Jersey News.
13 I'm here to call out the straight up bullshit --

14 MR. SCARINCI: No name and address for
15 the record?

16 AUDIENCE MEMBER: -- that's been going
17 on here in Union City. The abuse of power and
18 shady back door games and the absolute fuckery
19 that people in charge here seem to think that they
20 can get away with. Let me break this down for
21 you. I was falsely accused of harassment by
22 Daniel Videl, the so-called security guard who
23 doesn't know the first thing about
24 professionalism. The complaint says I cursed at
25 him, followed him around with a camera and

1 insulted his wife. That's complete horse shit.
2 What actually happened is I filmed him, like I
3 have every right to do, while he's slamming the
4 door on Charles's face, being a straight up
5 asshole to a member of the public, so I spoke up.
6 The next thing I know, I'm being dragged to court.
7 That's not law and order, that's retaliation by
8 the cowards in uniform. Bergbauer also said I was
9 going to be -- I'm being disorderly by trying to
10 ask him a question. I mean that's crazy to me, I
11 had a real question.

12 And then the court plays its own dirty
13 little games, I had two court dates in a row. One
14 on Zoom and the other one was supposed to be in
15 person, but they never told me, no email, no
16 paperwork. Just fuck all communications, now I'm
17 supposed to defend myself in the court room,
18 kangaroo circus over some bullshit charge that
19 should have never existed.

20 This is what happens when you try to
21 hold corrupt public employees accountable. They
22 throw fake charges at you and hope the system
23 buries you. Meanwhile, guys like Leroy are
24 getting stacked up with fake complaints, like it's
25 a fucking contest. And no one here, not one of

1 you is asking the real question: How the hell are
2 these scumbag public employees getting away with
3 this shit? You people are opening yourselves up
4 to the biggest mother fucking lawsuit New Jersey
5 has ever seen. You built a City Hall where egos
6 are stroked and power goes unchecked. You think
7 you're untouchable, but you're not.

8 So I'm not here to shake hands and
9 smile, I'm here to say the shit nobody else has
10 the guts to say. You people let corruption run
11 wild, and you've turned Union City into a fucking
12 joke. Clean your shit. I'm done.

13 MAYOR STACK: Next speaker.

14 MR. SCARINCI: Any other speakers?
15 Begin, please.

16 AUDIENCE MEMBER: Good evening,
17 Commissioners. But far more importantly, hello to
18 the viewers on YouTube, Facebook, Instagram and
19 beyond. Because let's be real, the only thing
20 this Commission ignores more than your voices is
21 reality.

22 Now, tonight's public comment is not
23 from me, no, no, no. Tonight, we enter dangerous
24 territory because the words you're about to hear
25 are from Brian's brain. Yes, Brian Stack has a

1 brain. Yes, it does exist. And no, it's not FDA
2 approved. Now, I know every time someone dares to
3 speak at these meetings, Mayor Stack starts
4 fidgety, twitching, texting, whispering, showing
5 memes of his OnlyFans page to Wendy Gullon,
6 shuffling papers likes he's auditioning for
7 America's Got Delusion, anything but listening.
8 So people have asked me what's going on in Mayor
9 Stack's thick skull? So let's here from Brian's
10 brain directly.

11 So without further ado, welcome, ladies
12 and gentlemen, to Brian's brain, episode one, the
13 dictator diaries. Brace yourself because this is
14 Brian's brain speaking. Oh, no, sir, not him
15 again, that damn Leroy Truth with that fire engine
16 red tie, crisp white shirt, trim black suit, and
17 his sexy glistening bald head, um, he's back,
18 speaking, filming, exposing, breathing. Why is he
19 still breathing? I thought he vanished after the
20 very first time he spoke at the very first
21 commissioner's meeting when I had Justin Mercado
22 assault and rob him, stealing his phone, caught on
23 three security cameras. I even let Justin Mercado
24 wave Leroy's stolen phone in my face like a
25 victory prize.

1 But did Leroy stop? No. I've had Leroy
2 Truth harassed, assaulted, robbed, kicked,
3 unlawfully arrested, dragged out of churches,
4 dragged out of government buildings, dragged out
5 of public restrooms -- owe, wait, that's right, I
6 haven't done that yet, but hey, I'm running out of
7 draggable locations in the State of New Jersey for
8 Leroy.

9 Brian Stack, pay attention when we the
10 people are talking to you or resign now. Yet
11 Leroy Truth inexplicably still keeps coming back
12 like a whack-a-mole with a constitution and a
13 camera, who just won't stop. Did you see that new
14 toaster they have on sale at Best Buy? I think
15 I'll buy it for Alex Rodriguez.

16 Okay, calm down, Brian's brain says,
17 think about happy things. My unused handicapped
18 parking spot, labeled supreme imperial ruler. The
19 fact that I have a rock -- yes, I actually have a
20 rock named after me in Union City. My secret
21 OnlyFans account that P. Diddy loves to sign into
22 from his prison cell. And, of course, the deep
23 profound unconditional love I have for my
24 emotional support gerbil named Earl. God, I love
25 that gerbil. Martinia, you, don't know my temper.

1 I don't even know my temper, it scares me. I wish
2 Union City school superintendent Silvia Abbato
3 would give me some Pepto-Bismol now. Speaking of
4 Walmart coupons, who the heck did I endorse today
5 for assembly for the 33rd District? My
6 endorsements keep changing more than Madonna
7 changes boyfriends. Wait, did I just endorse
8 Mayor Nick Sacco for sheriff and Tony Hector and
9 Frank Alonso for governor? I thought I hate Nick
10 Sacco, maybe I love Nick Sacco, no, I think I hate
11 him, no, I think I love him. Senator Bob
12 Menendez, quick, tell me what to think from
13 prison.

14 Oh, well, that's the paranoia that Mayor
15 Steve Fulop says I am driven from, along with
16 Alzheimer's and agita that Leroy Truth gives me,
17 that is kicking in. What the heck is a uvula
18 anyway? Darn, all this ADHD has made me super
19 hungry. I could really go for a slice of pizza at
20 DePalma's right now. Drats, I can't go there
21 because I owe them \$40,000.00 for my meetings.

22 I wonder what Chief Anthony Facchini
23 Zeron and his ratatouille wife Sergeant Michelle
24 Zeron Facchini are watching on TV now. They
25 better not be watching Leroy Truth videos. If

1 they do, I'll do a no confidence vote on Chief
2 Facchini myself, if they're doing that. Oh, did I
3 endorse Mike Tyson or Tyson Chicken or Chicken
4 Little or Frank Perdue, or Perdue University, or
5 Pfizer, or Jeffrey Epstein or Harvey Weinstein, or
6 Larry Winstein, or Jennifer Lopez or Chris
7 Christie or was it Donald Trump -- oh, I could
8 endorse Jack Ciattarelli in the general election.
9 Well, whoever doesn't indict me, I'm endorsing
10 them, even if they're dead, period.

11 And Esther Suarez, my loyal little love
12 puppet, the most corrupt prosecutor queen of
13 Hudson County, I love you. As long as you do what
14 I tell you. You don't know my temper, Esther, or
15 do you? If Leroy gets me indicted, I'm going to
16 have to retire in Guantanamo, however, I will
17 probably love it, because I'm the closest thing to
18 Fidel Castro without a beard, whose ever existed.
19 Or is Full Court Press Fidel Castro? I just don't
20 know anymore. Well, I could get Full Court Press
21 to turn maybe and come over to the dark side. How
22 many turkeys will it take? Oh, damn, Leroy's
23 still talking. I don't know whether to get him
24 indicted or ask him out to dinner. He's kind of
25 cute when he's angry with the silver voice, the

1 fire in his eyes, and the overwhelming --

2 MR. SCARINCI: Okay, thank you. Thank
3 you very much. Your time is up.

4 MAYOR STACK: The speakers --

5 AUDIENCE MEMBER: You're interrupting, I
6 still have time left.

7 MR. SCARINCI: Your time is up.

8 AUDIENCE MEMBER: I want my one second
9 back.

10 MR. SCARINCI: Thank you for your
11 comments. Is there anyone else?

12

13 **ADJOURNMENT:**

14

15 MR. SCARINCI: Motion to adjourn?

16 MAYOR STACK: Motion to adjourn.

17 COMMISSIONER VALDIVIA: Second.

18 MR. SCARINCI: Roll call.

19 Commissioner Fernandez.

20 COMMISSIONER FERNANDEZ: Yes.

21 MR. SCARINCI: Commissioner Grullon.

22 COMMISSIONER GRULLON: Yes.

23 MR. SCARINCI: Commissioner Valdivia.

24 COMMISSIONER VALDIVIA: Yes.

25 MR. SCARINCI: Commissioner Martinetti.

1 COMMISSIONER MARTINETTI: Yes.

2 MR. SCARINCI: Mayor Stack.

3 MAYOR STACK: Yes.

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6 (Whereupon the meeting was adjourned at 7:30 PM.)

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

Board of Commissioners

Attest:
Donald Scarinci, Esq.,
Corporation Counsel

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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