

**ALCOHOLIC BEVERAGE CONTROL BOARD**

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**DAWN ZIMMER**  
Mayor



Robert W. Phillips, Chairman  
Michael Blumenfeld, Vice Chairman  
Steven Bauman, Commissioner

**Minutes of the January 14, 2016  
Alcoholic Beverage Control Board Meeting**

The meeting was called to order at 6:01p.m.

The Open Public Meeting Act statement was read by Suzanne Hetman, Board Secretary.

**ROLL CALL:**

<b>BOARD MEMBERS</b>	
Chairman Robert W. Phillips	✓
Vice Chairman Michael Blumenfeld	✓
Commissioner Steven Bauman	ABSENT

Also Present: Suzanne Hetman, board secretary, Ben Choi, Esq., attorney for the board, and Daisy Amado, recording secretary.

**APPROVAL OF THE MINUTES OF THE NOVEMBER 2, 2015 and THE NOVEMBER 12, 2015 MEETINGS:** Both items moved to the next board meeting of January 28, 2016.

**2014-2015 LIQUOR LICENSE RENEWAL**

**Liquor License #0905-33-132-006, Dinatale Tanya “Pocket” License**

Board secretary advised this is the Tutta Pasta location; she had the application on file and license holder just received tax clearance to renew license for 2014 – 2015. License holder has petitioned the State for a Special Ruling for 2015 – 2016.

Move to approve the license.

<b>BOARD MEMBER</b>	<b>Move</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>No Vote</b>
Chairman Phillips		✓	✓			
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman						✓

**2015-2016 LIQUOR LICENSE RENEWAL**

**Liquor License #0905-33-016-015, Falinason, Inc. d/b/a Tilted Kilt, 800 Jackson Street, Retail 1&2**

Board secretary advised license holder did not receive tax clearance certificate until November 20, 2015 and they have been working on ad-interim. Vice Chairman discussed this establishment out of compliance for ‘bar maid attire’ and how the board should review municipal codes which may need updating. Attorney advised he would follow-up on same and also advised there is a bar card violation. No other issues on license.

Move to approve renewal of license.

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips		✓	✓			
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman				✓		

**PERSON TO PERSON AND PLACE TO PLACE TRANSFER**

**Liquor License #0905-33-151-003, Eriola Drishti, Executrix for Zylfije Drishti, 622 Washington Street TO B&Z Drishti, LLC d/b/a Benny Tudino’s Pizza & Restaurant, 622 Washington Street**

No one appeared before the board on behalf of the license holder. Board secretary advised she received a phone call that there was a death in the family. She further stated Benny Tudinos in estate of mother, current license belongs to executrix when mother passed away and being transferred from that name; both Eddie and his brother (her sons) are police officers and have no interest in LLC; their two wives hold interest in the license. Original license did not have basement license. Chairman had questions on place to place transfer. Discussion ensued. Board attorney stated for the record that the question is whether there is a certificate of occupancy and the application has NO checked off. **Board rescheduled this matter and requested a sketch or amendment on the application.**

**PERSON TO PERSON TRANSFER**

**Liquor License #0905-33-043-004, NEK Corporation, 257-259 14<sup>th</sup> Street TO Malibu Diner, Inc., 257-259 14<sup>th</sup> Street**

Ms. Badalis appeared before the board and was sworn in; she is 50% owner of the license and her brother owns the other 50%; NEK Corporation is owned by: her, her brother and her parents. NEK sole owner and they want to separate property from business; NEK is the land and Malibu Diner is the liquor license; NEK is the name on the license.

Move to accept transfer as proposed.

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips		✓	✓			
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman				✓		

**PLACE TO PLACE TRANSFER EXPANSION OF PREMISES (SIDEWALK CAFÉ)**

**Liquor License #0905-33-015-010, Victory Tavern, LLC d/b/a Hotel Victor Bar & Grill, 77 Hudson Street, Plaza 44**

Board secretary advised the license holder recently completed Corporate Structure Change as the State never had the outdoor café in their files; this is housekeeping; there is a sketch attached to resolution; if we approve they will be in compliance with the State.

Move to approve place to place transfer as suggested.

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips		✓	✓			
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman						✓

**PERSON TO PERSON TRANSFER**

**Liquor License #0905-33-138-009, Northcon License, LLC d/b/a McLoone’s Pier House Hoboken, 1300 Sinatra Drive TO McLoone’s Hoboken LLC d/b/a McLoone’s Pier House Hoboken, 1300 Sinatra Drive**

Mr. Tim McMann appeared before the board and was sworn in. Mr. McMann stated Northcon is also owned by him; purchased the liquor license; wants to move over to entity to which operates business. Board attorney advised there is a bar card violation which will be heard later in the meeting.

Move to accept the transfer as proposed.

<b>BOARD MEMBER</b>	<b>Move</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>No Vote</b>
Chairman Phillips		✓	✓			
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman						✓

**HEARINGS**

**(1) Liquor License #0905-32-032-007, Hoboken Yacht Club d/b/a Pier 13, 1301 Sinatra Drive North, Case Number 15-13**

Board attorney advised there was a violation of overcrowding but wants to go on the record requesting the matter be dismissed as no limit was placed. Board attorney has discussed with the Administration and attorney for license holder. Presently there is no limit to how many people; the Administration will be working on limit number; on June 28 their renewal will be up; and there was a never a hearing on special conditions.

Motion to dismiss the case.

<b>BOARD MEMBER</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>No Vote</b>
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(2) Liquor License #0905-33-061-009, PC 104 Liquors, Inc. d/b/a Coopers Union, 104 Hudson Street, Case Number 15-14**

Board attorney advised this is a bar card violation. Penalty is zero days with one held in abeyance. Plea of non-vault entered by license holder.

Motion to accept the plea.

<b>BOARD MEMBER</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>No Vote</b>
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(3) Liquor License #0905-33-066-006, Hoboken Loft Lounge, Inc. d/b/a Pilsener Haus Biergarten, 1422 Grand Street, Case Number 15-15**

Board attorney advised this is a bar card violation. Penalty is zero days with one day held in abeyance. Plea was entered and signed by Robert C. Williams attorney for the license holder.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(4) Liquor License #0905-33-147-004, Baja Mexican Cuisine, Inc., 104 14<sup>th</sup> Street, Case Number 15-16**

Board attorney advised this is a bar card violation. Penalty is zero days with one day held in abeyance. Plea of non-vault entered and signed by license holder.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓				
Commissioner Bauman						✓

**(5) Liquor License #0905-33-061-009, Gerrinos Inc. d/b/a The Dubliner, 96 River Street, Case Number 15-17**

Board attorney advised this is a bar card violation. Penalty is zero days with one day held in abeyance. Plea of non-vault by license holder. Plea signed by license holder and board attorney.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(6) Liquor License #0905-32-020-008, Biggies Newark Street, LLC, d/b/a Biggie’s Clam Broth House, 36-44 Newark Street, Case Number 15-18**

Board attorney advised this is a bar card violation. Penalty is zero days with one day held in abeyance. Plea of non-vault by license holder. Plea signed by attorney for license holder and board attorney. Board attorney asked to go on the record to correct the case number to 15-18.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(7) Liquor License #0905-33-106-015, Falinson, Inc. d/b/a Tilted Kilt, 800 Jackson Street, Case Number 15-19**

Board attorney advised this is a bar card violation. Penalty is zero days with one day held in abeyance. Plea of non-vault entered by license holder. Plea signed by attorney for license holder.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(8) Liquor License #0905-33-138-010, Northcon LLC d/b/a McLoone’s Pierhouse, 1300 Sinatra Drive, Case Number 15-20**

Per board attorney a bar card violation; penalty is zero days with one day held in abeyance. Plea of non-vault signed by license holder and board attorney.

Motion to accept the plea.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

**(9) Liquor License #0905-33-130-006, 61 Paterson Avenue Associates, d/b/a Jack’s Cabin, 9 Paterson Avenue, Case Number 15-21**

This matter is moved to the January 28, 2016 board meeting.

**NEW BUSINESS**

No new business.

Motion to close the meeting.

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips	✓		✓			
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman						✓

The meeting was adjourned at 6:35p.m.

*(Minutes taken/submitted by D. Amado)*