

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 October 22, 2015
Alcoholic Beverage Control Board Meeting**

The meeting was called to order at 6:05p.m.

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

ROLL CALL:

BOARD MEMBERS	
Chairman Robert W. Phillips	✓
Vice Chairman Michael Blumenfeld	✓
Commissioner Steven Bauman	✓

Also Present: Suzanne Hetman, board secretary; Ben Choi, Esq., attorney for the board; Jon Tooke, Director of Public Safety; and Daisy Amado, recording secretary.

APPROVAL OF THE MINUTES OF THE OCTOBER 8, 2015 MEETING:

Move to approve the minutes.

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

APPROVAL OF 2016 MEETING DATES

Motion to approve 2016 dates.

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

PERSON TO PERSON AND PLACE TO PLACE TRANSFER

Liquor License #0905-33-105-008, Port of Spain, Inc. 116 14th Street TO Hoboken Coal, LLC, 116 14th Street, Hoboken, New Jersey

Matthew Lombardi 22.5% new license holder appeared before the board and was sworn in. Board secretary advised new license holder is not expanding and the liquor license includes the basement. Mr. Lombardi said he would be operating as a coal fire oven pizzeria with hours from 11am to 11pm and owns another license in Red Bank with no prior charges with the State ABC at that location. Board discussion ensued regarding location a residential neighborhood, etc.

Move to approve transfer as proposed.

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

HEARING

Liquor License #0905-36-194-002, 225 Liquor License LLC, d/b/a Lulu’s, 225 River Street, Case Number 15-07

Board attorney advised the license holder proposed a plea via correspondence dated October 22, 2015 (copy provided to the board) of non-vault to the count one charge for the February 26, 2015 nuisance incident wherein a fight broke out and there was need for an ambulance to be called. License holder failed to provide or call for Emergency Services; penalty is two days served with five held in abeyance. He recommended that the board consider plea and adopt. Board attorney’s understanding that the suspension would occur a year from the incident on a Thursday and Friday. Board discussion resulted.

Move to accept the plea.

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

Move to closing dates to be held on Thursday February 25, 2016 and Friday February 26, 2016.

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

NEW BUSINESS

Mr. Sean McGarr appeared before the board, owner of House of Q Texas Barbeque at 349 Sinatra Drive. Mr. McGarr explained he purchased old 340 and it took him seven months to get permits and have place built; waiting for license to transfer from Texas: ran articles in publication, first ad ran and he bought proof of it from the Jersey Journal: currently waiting for the second article to run and according to him that is all he needs to satisfy the transfer. Mr. McGarr requested board hold special meeting so that he does not have to wait until the November 12th meeting for the approval of his license. Board secretary advised as to the appropriate timeframe for advertising in connection to the Open Public Meeting Act and also advised that Lieutenant Rooffe has not reviewed amended application. Mr. McGarr was sworn in and stated he does not have the money to pay another month’s rent. Board attorney advised board to consider the costs of a special meeting and compliance of notice requirements. Board discussion ensued and agreed to have a special meeting November 2nd. Board secretary will be on vacation.

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 6:43p.m.

(Minutes taken/submitted by D. Amado)