

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 February 26, 2015
Alcoholic Beverage Control Board Meeting**

The meeting was called to order at 6:06p.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; Alysia Proko, Attorney for the Board; Jon Tooke, Director of Public Safety; and Daisy Amado, Recording Secretary

APPROVAL OF THE MINUTES OF THE JANUARY 22, 2014 MEETING:

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

PERSON TO PERSON TRANSFER

(1) Liquor License #0905-33-151-003, Eriola Drishti, Executrix for Zylfije Drishti d/b/a Benny Tudino's, 622 Washington Street TO Bahri Drishti d/b/a Benny Tudino's 622 Washington Street

Board secretary pointed out two page report, background check on Bahri Drishti, from Lt. Roofe attached to handouts wherein he provides a recommendation on this transfer. No one appeared before the board on behalf of the license and board secretary stated she sent out a letter indicating this would be considered at meeting today. The license was held in the wife's name and she passed away and Bahri is the husband. The license is currently functional through the end of June. Board secretary further advised the board she doubts they will receive tax clearance at time of renewal. Whoever was paying the bills was not the license holder. Division of Taxation wanted the name transferred. Board questioned crime on report. Director Tooke advised that per Lt. Roofe's report, it is a crime of criminal intent. Board attorney advised the crime is with the intention to commit an act that is morally inappropriate per the statute cited and it does not necessarily have to be a crime of violence, it is a felony offense. Board discussed how all the

liquor had been pulled out of the pizzeria at one time. Board secretary stated the license was renewed eventually and they were issued a tax clearance; if the license is not transferred into Bahri Drishti’s name they will not be issued a tax clearance; and Bahri Drishti cannot hold the license according to the background check.

Motion to deny application was made.

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

PERSON TO PERSON TRANSFER

(2) Liquor License #0905-33-063-009, BRMLC LLC, 230 Washington Street TO 230 Washington Street Partners, LLC d/b/a Hoboken Bar & Grill, 230 Washington Street

Appearing before the board: Joe Napalatano, buyer and Mr. Zampella, both own 50%, both were sworn-in. No plans to change bar on how it is currently operating. Board asked if background check was conducted and board secretary confirmed. Mr. Napalatano advised he also owns PJ Ryans in Jersey City and no other licenses in Hoboken. There will be no structural changes to facility and they simply want to “go in and turn-key.” Board asked if a background check was conducted of Mr. Napalatano’s Jersey City establishment. Board attorney advised that is not how it works. We check source of funds; fingerprints; copy of lease; corporation agreement, things of this nature. Mr. Napalatano also advised he owned Molly’s in North Arlington.

Motion to approve resolution was made.

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

HEARINGS:

1. Liquor License number 0905-33-133-008, River Street Liquor, LLC, d/b/a Cadillac Cantina, 80 River Street, Space 1D & 1E, Hoboken, New Jersey, Case No. 14-16

Board secretary advised this hearing has been postponed to the March 12, 2015 meeting.

CLOSED SESSION

PURPOSE: DISCUSS PENDING LITIGATION

Vice Chairman Blumenfeld moved to go into closed business at 6:20p.m.

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

Chairman Phillips motioned to come out of close session at 6:45p.m.

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

NEW BUSINESS

None discussed.

Motion to close the meeting made by Chairman Phillips.

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

The meeting was adjourned at 6:45p.m.