

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 September 8, 2016 Alcoholic Beverage Control Board Meeting

The meeting was called to order at 6:03p.m.

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

ROLL CALL:

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

Also Present: Suzanne Hetman, board secretary, Ben Choi, Esq., attorney for the board, Detective Anthony Caruso of the Hoboken Police Department ABC Unit, and Daisy Amado, recording secretary.

APPROVAL OF THE MINUTES of the July 28, 2016 meeting

Motion to approve.

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

APPROVAL OF THE MINUTES of the September 1, 2016 meeting

Tabled until next meeting.

2016-2017 LIQUOR LICENSE RENEWALS:

(1) Liquor License number 0905-44-001-010, Naiya Beverage Group, LLC, d/b/a Blue Ribbon Wine and Liquor, 450 First Street

Board secretary advised the tax clearance certificate was received on July 29th; they are working on an ad interim; and no other encumbrances.

Motion to accept resolution.

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

(2) Liquor License number 0905-44-134-003, FMR Spirits, LLC, d/b/a Sasso’s, 1038 Garden Street

Board secretary just received tax clearance certificate on September 6; and no other issues with license.

Motion to approve.

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

2016-2017 LIQUOR LICENSE RENEWAL – SPECIAL RULING Liquor License number 0905-44-004-001, Antonio Arroyo, Inc., 260 First Street

Board Secretary advised this establishment has been closed since Hurricane Sandy; last year there was a special ruling to renew 2015-2016 and 2016-2017 terms, we are renewing for 2016-2017; and license holder is trying to sell.

Motion to approve.

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

HEARINGS

(1) Liquor License #0905-32-103-006, Fourteenth Street Corp., d/b/a City Bistro, 58 Fourteenth Street, Case Number 16-09

Board attorney advised licensee is present however the attorney, Thomas Jannarone, sent an email letter requesting an adjournment as he had a medical emergency with his back. Board attorney did state that the next time this hearing is scheduled we should have a firm date as this has been adjourned a few times. It was agreed by the Board to hear this case at the October 13 meeting.

No action/vote taken.

(2) Liquor License #0905-33-059-008, Donandru’s Inc., d/b/a Mulligan’s, 159 First Street, Case Number 16-14

Paul Castellano, Esq. and Paul Dawson, owner, appeared before the board. Board attorney advised he was waiting for North Bergen Officer to arrive (Officer arrived). Board attorney asked for a recess.

6:10PM – MOTION TO SUSPEND MEETING

MADE BY VICE CHAIR AND SECONDED BY COMMISSIONER BAUMAN.

6:11PM – MOTION TO RESUME MEETING

MADE BY COMMISSIONER BAUMAN AND SECONDED BY VICE CHAIRMAN.

Board attorney moved to dismiss this matter which was a nuisance assault. Security guard was escorting a patron out of the establishment and the patron took a swing at security guard and was an aggressor on police officers. The patron plead guilty. Board inquired about over serving – no evidence.

Motion to dismiss.

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

(3) Liquor License #0905-32-104-006, Basic Flavor, LLC, d/b/a The Turtle Club, 936 Park Avenue, Case Number 16-18

Board attorney advised the police officer is present but no attorney. Board secretary advised the license holder does have an attorney and she notified him of the new date (she showed Mr. Choi letter). Board attorney advised that the license holder was notified by letter dated August 11, 2016. Board secretary stated she also called the license attorney to advise him of no quorum for prior meeting. Board agreed to reschedule hearing for September 22 meeting and officer advised he is available on that date. *No action/vote taken.*

(4) Liquor License #0905-33-068-010, 230 Washington Street Partners LLC, d/b/a Hoboken Bar & Grill, 230 Washington Street, Case Number 16-19

Anthony Arnone, part owner, appeared before the board. Mr. Arnone is also an attorney. Board attorney advised this matter is on the verge of being resolved. If matter is resolved, Mr. Choi recommended coming before the board at the September 22 meeting and if not resolved he will let board secretary know to schedule for future date. *No action/vote taken.*

NEW BUSINESS

- Discussion as to Commissioner Bauman sending article to board secretary of a recent fight that broke out at a Hoboken establishment. Detective Caruso advised that there were a few arrests and minor injury but that nothing occurred inside the establishment.
- Detective Caruso mentioned Oyster Fest is the only event coming up.

Motion to adjourn the meeting.

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

The meeting was adjourned at 6:20 p.m.

(Minutes taken/submitted by D. Amado)