

ALCOHOLIC BEVERAGE CONTROL BOARD

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Dawn Zimmer, Mayor

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

Minutes May 11, 2017 ABC Meeting

The meeting was called to order at 6:00 PM.

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 | X |
| Commissioner Steven Bauman | X |

Also Present: Benjamin Choi, Board Attorney
Scott DeRosa, Prosecutor
Alyssa Bongiovanni, Prosecutor
Det. Anthony Caruso, HPD ABC Unit
Suzanne Hetman, Board Secretary

APPROVAL OF JANUARY 12, 2017 MINUTES

Move to approve the minutes.

| BOARD MEMBER | Move | Second | Yes | No | Abstain | No Vote |
|--------------------------|------|--------|-----|----|---------|---------|
| Chairman Phillips | | | | | | X |
| Vice Chairman Blumenfeld | X | | X | | | |
| Commissioner Bauman | | X | X | | | |

APPROVAL OF MARCH 9, 2017 MINUTES

It was recommended the March 9, 2017 minutes be rescheduled for consideration at the next meeting on May 25, 2017.

HEARINGS

**LIQUOR LICENSE #0905-44-006-006
CHUDHRY & QAISARA ZAFAR
d/b/a HOBOKEN LIQUOR & DELI
98 WILLOW AVENUE
CASE NO. 16-32**

Robert Williams, Esq. was present on behalf of the licensee. Scott DeRosa, Esq., ABC Board Prosecutor advised the Board this was a one count charge whereby on December 1, 2016 the licensed premises violated the municipal ordinance in that alcoholic beverages were sold after hours at 2:24 am. Mr. DeRosa further advised the Board the licensee pled non-vult to count one and entered into a plea

agreement for one day suspension with five days held in abeyance. The licensee agreed to a June 8, 2017 closure.

Benjamin Choi, Esq., Board Attorney recommended the Board approve this plea agreement.

Move to accept the plea agreement.

| BOARD MEMBER | Move | Second | Yes | No | Abstain | No Vote |
|--------------------------|-------------|---------------|------------|-----------|----------------|----------------|
| Chairman Phillips | | | | | | X |
| Vice Chairman Blumenfeld | | X | X | | | |
| Commissioner Bauman | X | | X | | | |

**LIQUOR LICENSE #0905-33-106-005
WET WILLIE'S BAR & GRILL
d/b/a MARTY O'BRIEN'S
94-98 BLOOMFIELD STREET
CASE NO. 16-37**

Robert Williams, Esq. was present on behalf of the licensee. Scott DeRosa, Esq., ABC Board Prosecutor, advised the Board this was a 2 count complaint, whereby on December, 17, 2016 the licensee allowed an overcrowding situation causing the means of egress to be blocked. The licensee entered into a plea agreement for Count one for a one-day closure with five days held in abeyance. The licensee will close on May 25, 2017.

Count two was dismissed.

Mr. Choi recommended the Board approve the plea agreement.

Move to accept the plea agreement.

| BOARD MEMBER | Move | Second | Yes | No | Abstain | No Vote |
|--------------------------|-------------|---------------|------------|-----------|----------------|----------------|
| Chairman Phillips | | | | | | X |
| Vice Chairman Blumenfeld | | X | X | | | |
| Commissioner Bauman | X | | X | | | |

NEW BUSINESS

Commissioner Bauman voiced his concern regarding the occupancy issue of Pier 13 establishment. On April 28, 2017 he walked by the pier and noticed it was jammed. He is concerned about the ingress and egress by the public, as well as adequate security. Detective Caruso advised the Board the issue of occupancy has not been settled. Since the City does not have a limit on occupancy for the pier, the HPD cannot proceed with charges based on occupancy. Mr. Choi, Ms. Bongiovanni and Mr. DeRosa agreed to look into this issue. Ms. Hetman advised the Board she will set up a hearing date for the 2017-2018 renewal of this license.

A motion to adjourn was made by Commissioner Bauman and seconded by Commissioner Blumenfeld. All present approved.

The meeting was adjourned at 6:25 PM.

Minutes Submitted by:
SUZANNE HETMAN
May 12, 2017