ADJOURNED REGULAR MEETING

OF THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING, 630 AVENUE C, ON WEDNESDAY. DECEMBER 15, 2010.

The Board met at 3:14 P.M.

The Board Secretary called the roll.

Present were: Board Member Patrick Colasurdo and Chairman H. Mickey McCabe
Absent was: Board Member Donna Marie James

The Chairman announced, "I would like to advise all those present that notice of this Adjourned Regular Meeting of the Alcoholic Beverage Control Board of the City of Bayonne of December 15, 2010 has been provided to the public in accordance with the provisions of the Open Public Meetings Act of the State of New Jersey. Notice of time and place of the meeting has been included in the annual notice of meetings, which was posted and filed with the City Clerk, and with the Jersey Journal and the Star Ledger. an additional notice of time and place was posted and filed with the City Clerk and was forwarded the Jersey Journal and the Star Ledger by fax and regular mail on December 10, 2010 ."

The board secretary led the Pledge of Allegiance to the Flag.

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01. Board Member Colasurdo moved that the following resolution be adopted, seconded by Chairman McCabe, which motion was adopted.

RESOLVED, that the renewal Plenary Retail Consumption License for the period commencing July 1, 2010 through June 30, 2011, be granted to the following licensee whose Tax Clearance Certificate has been received:

LICENSEE	LICENSED PREMISES	LICENSE NO.
125 LeFante Way, Inc. t/a Ten East Hibachi Lounge	125 LeFante Way	0901-33-028-008

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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02. Board Member Colasurdo moved that the following resolution be adopted, seconded by Chairman McCabe, which motion was adopted.

WHEREAS, 423 Broadway LLC t/a San Vito Restaurant, II, residing or located at 423 Broadway in the City of Bayonne, County of Hudson, State of New Jersey, has made application for the transfer to it of Plenary Retail Consumption License No. 0901-33-007-007, now held by Lucy's Café LLC, currently inactive and there being no good cause why the said transfer should not be allowed; and

WHEREAS, the applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license and the licensed business, and all additional financing obtained in connection with the licensed business; and

WHEREAS, a tax clearance certificate issued by the New Jersey Division of Taxation has been received in connection with this application; now, therefore, be it

RESOLVED, that Plenary Retail Consumption License No. 0901-33-007-007, above described, be and is hereby transferred from Lucy's Café LLC, the present holder of the same, to 423 Broadway LLC t/a San Vito Restaurant II; and be it further

RESOLVED, that the Board Secretary be and is hereby authorized and directed to execute the endorsement of the transfer herein made, upon the said license on behalf of the Alcoholic Beverage Control Board; and be it further

RESOLVED, that the effective date of the said transfer is December 20, 2010 .

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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03. Board Member Colasurdo moved that the following resolution be adopted, seconded by Chairman McCabe, which motion was adopted.

WHEREAS, Najib Aboubakr, residing or located at 80 East 32nd Street in the City of Bayonne, County of Hudson, State of New Jersey, has made application for the transfer to it of Plenary Retail Consumption License No. 0901-33-123-010, now held by 206 Broadway Associates Inc., currently inactive and there being no good cause why the said transfer should not be allowed; and

WHEREAS, the applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license and the licensed business, and all additional financing obtained in connection with the licensed business; and

WHEREAS, a tax clearance certificate issued by the New Jersey Division of Taxation has been received in connection with this application; now, therefore, be it

RESOLVED, that Plenary Retail Consumption License No. 0901-33-123-010, above described, be and is hereby transferred from 206 Broadway Associated, Inc., the present holder of the same, to Najib Aboubakr; and be it further

RESOLVED, that the Board Secretary be and is hereby authorized and directed to execute the endorsement of the transfer herein made, upon the said license on behalf of the Alcoholic Beverage Control Board; and be it further

RESOLVED, that the effective date of the said transfer is December 17, 2010 .

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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04. Board Member Colasurdo moved that the following resolution be adopted, seconded by Chairman McCabe, which motion was adopted.

BE IT RESOLVED, that the official minutes of the regular meeting of the Alcoholic Beverage Control Board of the City of Bayonne held Wednesday, October 27, 2010 and Thursday, November 18, 2010, be and the same are hereby approved.

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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05. Board Member Colasurdo moved that the following resolution be adopted, seconded by Chairman McCabe, which motion was adopted.

RESOLVED, that the hearing of disciplinary charges against Plenary Retail Consumption License No. 0901-33-054-004 held by Batory Corporation be adjourned to the meeting of Thursday, January 27, 2011 at 7:00 P.M.

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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At 3:20 P.M., Board Member Colasurdo moved to adjourn, seconded by Chairman McCabe, which motion was adopted.

Ayes - Board Members Colasurdo and Chairman McCabe.
Absent – Board Member James.

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H. Mickey McCabe, Chairman

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Robert F. Sloan, Secretary