

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 THURSDAY, OCTOBER 27, 2011.

The Board met at 6:00 P.M.

The Board Secretary called the roll.

Present were: Board Member Patrick Colasurdo and Board Member Donna Marie James

Absent was: Chairman H. Mickey McCabe

In the absence of the Board Chairman, Vice Chair Donna Marie James presided. The Vice Chair announced, "I would like to advise all those present that notice of this Regular Meeting of the Alcoholic Beverage Control Board of the City of Bayonne of October 27, 2011 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 October 24, 2011."

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

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01. Vice Chair James moved that the following resolution be adopted, seconded by Board Member Colasurdo, which motion was adopted.

WHEREAS, Primetime Liquors, LLC, residing or located at 177A Avenue A in the City of Bayonne, County of Hudson, State of New Jersey, has made application for the transfer of Plenary Retail Consumption License No. 0901-32-093-006, now held by Fine Quality Wine & Liquors, Corp t/a Fine Wine & Liquors for premises located at 177A Avenue A in the City of Bayonne, 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. 0901-32-093-006 , above described, be and is hereby transferred from Fine Quality Wine & Liquors, Corp

t/a Fine Wine & Liquors, the present holder of the same, to Primetime Liquors, LLC ;
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 October 28, 2011.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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02. Vice Chair James moved that the following resolution be adopted, seconded by
Board Member Colasurdo, which motion was adopted.

WHEREAS, Francesco Entertainment, LLC holder of Plenary Retail
Consumption License No. 0901-33-171-008, which has been inactive for more than
two years has made application to and received from the Director of the Division of
Alcoholic Beverage Control, a SPECIAL RULING TO PERMIT THE FILING OF
RENEWAL APPLICATION OF AN INACTIVE LICENSE FOR THE 2011-2012 LICENSE
TERMS PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said Francesco Entertainment, LLC has made application for
the renewal of the aforesaid license for the 2011-2012 license term, and has paid the
appropriate fees and satisfied all other requirements for renewal; now therefore, be it

RESOLVED, that the renewal of Plenary Retail Consumption License No. 0901-
33-171-008 for the period commencing July 1, 2011 through June 30, 2012, be
granted.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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03. Vice Chair James moved that the following resolution be adopted, seconded by
Board Member Colasurdo, which motion was adopted.

WHEREAS, Chibay, LLC holder of Plenary Retail Consumption License No.
0901-33-100-005, which has been inactive for more than two years has made
application to and received from the Director of the Division of Alcoholic Beverage

Control, a SPECIAL RULING TO PERMIT THE FILING OF RENEWAL APPLICATION OF AN INACTIVE LICENSE FOR THE 2011-2012 LICENSE TERMS PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said Chibay, LLC has made application for the renewal of the aforesaid license for the 2011-2012 license term, and has paid the appropriate fees and satisfied all other requirements for renewal; now therefore, be it

RESOLVED, that the renewal of Plenary Retail Consumption License No. 0901-33-100-005 for the period commencing July 1, 2011 through June 30, 2012, be granted.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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04. Vice Chair James moved that the following resolution be adopted, seconded by Board Member Colasurdo, which motion was adopted.

WHEREAS, James A. Sucato, holder of Plenary Retail Consumption License No. 0901-33-022-010, which has been inactive for more than two years has made application to and received from the Director of the Division of Alcoholic Beverage Control, a SPECIAL RULING TO PERMIT THE FILING OF RENEWAL APPLICATION OF AN INACTIVE LICENSE FOR THE 2011-2012 LICENSE TERMS PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said James A. Sucato has made application for the renewal of the aforesaid license for the 2011-2012 license term, and has paid the appropriate fees and satisfied all other requirements for renewal; now therefore, be it

RESOLVED, that the renewal of Plenary Retail Consumption License No. 0901-33-022-010 for the period commencing July 1, 2011 through June 30, 2012, be granted.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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05. Vice Chair James moved that the following resolution be adopted, seconded by Board Member Colasurdo, which motion was adopted.

WHEREAS, F A Mackenzie Post 165 American Legion Holding Corp., holder of Plenary Retail Consumption License No. 0901-33-001-001, which has been inactive for more than two years has made application to and received from the Director of the Division of Alcoholic Beverage Control, a SPECIAL RULING TO PERMIT THE FILING OF RENEWAL APPLICATION OF AN INACTIVE LICENSE FOR THE 2010-2011 and 2011-2012 LICENSE TERMS PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said F A Mackenzie Post 165 American Legion Holding Corp., has made application for the renewal of the aforesaid license for the 2010-2011 and 2011-2012 license terms, and has paid the appropriate fees and satisfied all other requirements for renewal; now therefore, be it

RESOLVED, that the renewal of Plenary Retail Consumption License No. 0901-33-001-001 for the periods commencing July 1, 2010 through June 30, 2011 and July 1, 2011 through June 30, 2012, be granted.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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06. Vice Chair James moved that the following resolution be adopted, seconded by Board Member Colasurdo, which motion was adopted.

BE IT RESOLVED, that the official minutes of the special meeting of the Alcoholic Beverage Control Board of the City of Bayonne held Thursday, October 5, 2011, be and the same are hereby approved.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

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At 6:04 P.M., Vice Chair James moved to adjourn, seconded by Board Member Colasurdo, which motion was adopted.

Ayes - Board Member Colasurdo and Vice Chair James
Absent - Chairman McCabe.

H. Mickey McCabe, Chairman

Robert F. Sloan, Secretary