

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 17, 2013.

The Board met at 6:00 P.M.

The Board Secretary called the roll.

Present were: Board Member Patrick Colasurdo, and Chairman H. Mickey McCabe

The Chairman 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 17, 2013 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 11, 2013."

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.

BE IT RESOLVED, that the actions of the Board Chair in changing the date and time of the scheduled regular meeting for Thursday, October 24, 2013 to Thursday, October 17, 2013 at 6:00 P.m. be and the same are hereby ratified and confirmed; and be it further

RESOLVED, that the actions of the Board Secretary in providing notice in compliance with the Open Public Meetings Act, including the change in time be and are hereby ratified and confirmed.

Ayes - Board Members Colasurdo and Chairman McCabe.

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

WHEREAS, Alex Pasiechnik Executor of the Estate of Nicholas Pasiechnik, holder of Plenary Retail Consumption License No. 0901-33-113-002, 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 TWO (2) LICENSE TERMS **(2012-2013 and 2013-2014)** PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said Alex Pasiechnik Executor of the Estate of Nicholas Pasiechnik, has made applications for the renewal of the aforesaid 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. 0901-33-113-002 for the following license terms be granted:

- July 1, 2012 through June 30, 2013
- July 1, 2013 through June 30, 2014.

Ayes - Board Members Colasurdo and Chairman McCabe.

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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, holder of Plenary Retail Consumption License No. 0901-33-123-012, 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 2013-2014 LICENSE TERM PURSUANT TO N.J.S.A. 33:1-12.39; and

WHEREAS, the said Najib Aboubakr, has made application for the renewal of the aforesaid license for the 2013-2014 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. 0901-33-123-012 for the period commencing July 1, 2013 through June 30, 2014, be granted.

Ayes - Board Members Colasurdo and Chairman McCabe.

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

WHEREAS, The Vic Tavern LLC t/a The Vic Tavern located at 107-109 Hobart Avenue, 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. 0901-33-113-002, now held by Alex Pasiechnik, Executor of the Estate of Nicholas Pasiechnik, Bayonne, New Jersey, 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. 0901-33-113-002 above described, be and is hereby transferred from Alex Pasiechnik, Executor of the Estate of Nicholas Pasiechnik, the present holder of the same, to The Vic Tavern LLC t/a The Vic Tavern for premises located at 107-109 Hobart Avenue in the City of Bayonne; and be it further

RESOLVED, That the Board Secretary be and is hereby authorized and directed to execute the endorsement of this person to person 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 17, 2013.

Ayes - Board Members Colasurdo and Chairman McCabe.

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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 preferred by the Chief of Police against Remajules LLC t/a Seventyseven, holder of Plenary Retail Consumption License No. 0901-33-097-008 for premises located at 747 Broadway, be adjourned to the meeting of Thursday, November 24, 2013 at 5:00 P.M.

Ayes - Board Members Colasurdo and Chairman McCabe.

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06. 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 Thursday, September 26, 2013, be and the same are hereby approved.

Ayes - Board Members Colasurdo and Chairman McCabe.

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

RESOLVED, that meeting times will hereinafter be at 6:00 P.M.

Ayes - Board Members Colasurdo and Chairman McCabe.

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

Ayes - Board Members Colasurdo and Chairman McCabe.

H. Mickey McCabe, Chairman

Robert F. Sloan, Secretary