

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, NOVEMBER 21, 2013.

The Board met at 6:07 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 November 21, 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 November 15, 2013."

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

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01. The Board Secretary announced that this is the time and place for the hearing of disciplinary charges preferred by the Chief of Police against Plenary Retail Consumption License No. 0901-33-097-008, issued to Remajules LLC t/a Seventyseven for premises located at 747 Broadway.

Donna Russo, Municipal Prosecutor appeared on behalf of the Chief of Police and advised that a guilty plea agreement had been reached with the licensee.

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

ALCOHOLIC BEVERAGE CONTROL BOARD OF THE CITY OF BAYONNE

In the matter of the proceedings to)	
discipline Plenary Retail Consumption)	
License No. 0901-33-097-008, issued to)	RESOLUTION AND ORDER
Remajules LLC t/a Seventyseven for)	13-11-21-001
premises located at 747 Broadway,)	
<u>Bayonne, New Jersey</u>)	

Notice having been duly served upon Remajules LLC t/a Sevenfortyseven, holder of Plenary Retail Consumption License No. 0901-33-097-008 that certain charges therein set forth had been preferred against it as follows:

1. N.J.S.A. 33:1-31h (HRS1) Suspension, revocation of license (2 counts)
2. N.J.S.A. 33:1-31h (HRS2) Suspension, revocation of license (2 counts)
3. N.J.S.A. 33-1-31h (ORDIN) Violation of any municipal Ordinance (1 count)

and that a hearing thereon would be held at the time and place specified in the notice, and the said Remajules LLC t/a Sevenfortyseven, having entered a plea of guilty to certain of the charges, on the specific condition that the licensee waives its right to an appeal and will not appeal;

IT IS THEREFORE, on this 21st day of November, 2013 on motion duly made and seconded

RESOLVED AND ORDERED, that the said Remajules LLC t/a Sevenfortyseven, be and is hereby determined to be found guilty of the charges of violations of:

N.J.S.A. 33:1-31h (HRS1) Suspension, revocation of license (2 counts) relating to serving alcohol after hours in violation of a municipal ordinance, and that the other charges be dismissed; and be it further

RESOLVED AND ORDERED, that the license of the said Remajules LLC t/a Sevenfortyseven, heretofore issued by the Municipal Council of the City of Bayonne be suspended for five (5) days, with three (3) days remitted in consideration of the plea of guilty, for a total suspension of two (2) days, effective from 2:00 A.M. Wednesday, the 25th day of December, 2013, to 6:00 A.M. Friday, the 27th day of December, 2013, both dates inclusive.

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.

RESOLVED, that the renewal of Plenary Retail Consumption Licenses for the period commencing July 1, 2013 through June 30, 2014, be granted to the following licensees:

<u>LICENSE NO.</u>	<u>LICENSEE</u>	<u>LICENSED PREMISES</u>
0901-33-171-005	Francesco Entertainment LLC	Pocket License

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.

RESOLVED, that the renewal of Plenary Retail Consumption Licenses with Broad Package Privilege for the period commencing July 1, 2013 through June 30, 2014, be granted to the following licensees:

<u>LICENSEE</u>	<u>LICENSED PREMISES</u>	<u>LICENSE NO.</u>
Primetime Liquors LLC	177A Avenue A	0901-32-093-007

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, pursuant to N.J.S.A. 10:4-6, et seq., known as the Open Public Meetings Act, all meetings of all public bodies wherein formal action, decisions or discussion relating to the public business of said bodies may take place, are required to be publicly announced and schedules posted of regular meetings for the calendar year; now, therefore be it

RESOLVED, that the Alcoholic Beverage Control Board of the City of Bayonne shall meet for the calendar year 2014 according to the following schedule in the Council Chambers, the Municipal Court Room, or such other room as may be available in the Municipal Building, 630 Avenue C, Bayonne, New Jersey, on the dates and at the times listed:

January	30	- 6:00 P.M.-Thursday
February	20	- 6:00 P.M.-Thursday
March	20	- 6:00 P.M.-Thursday
April	24	- 6:00 P.M.-Thursday
May	29	- 6:00 P.M.-Thursday
June	26	- 6:00 P.M.-Thursday
July	31	- 6:00 P.M.-Thursday
August	21	- 6:00 P.M.-Thursday
September	25	- 6:00 P.M.-Thursday
October	23	- 6:00 P.M.-Thursday

November 20 - 6:00 P.M.-Thursday

; and be it further

RESOLVED, that the Board may adjourn any regular or adjourned meeting to a future date and may schedule such other meetings during the calendar year as its business may require, with proper notice to the public to be given by the Secretary; and be it further

RESOLVED, that the Secretary is hereby directed to insure that proper notice of Board meetings of all types is provided to the public as follows:

a) Posting a copy of the Annual Schedule and appropriate notices of meetings on the bulletin board in the lobby of the Municipal Building.

b) Filing a copy of said notices in the City Clerk's Office.

c) Mailing, faxing, or otherwise delivering copies of said notices to the Jersey Journal and the Star Ledger within the time prescribed by the Open Public Meetings Act.

d) Complying with any additional statutory requirements not specified herein.

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.

BE IT RESOLVED, that the official minutes of the regular meeting of the Alcoholic Beverage Control Board of the City of Bayonne held Thursday, October 17, 2013, be and the same are hereby approved.

Ayes - Board Members Colasurdo and Chairman McCabe.

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At 6:18 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