

# ALCOHOLIC BEVERAGE CONTROL BOARD

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DAWN ZIMMER  
Mayor



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

## Minutes of the July 14, 2016 Alcoholic Beverage Control Board Meeting

The meeting was called to order at 6:23p.m.

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	✓
Commissioner Steven Bauman	✓

Also Present: Suzanne Hetman, board secretary, Ben Choi, Esq., attorney for the board, Detective Anthony Caruso of the Hoboken Police Department ABC Unit, and Daisy Amado, recording secretary.

### APPROVAL OF THE MINUTES of the June 23, 2016 meeting

*Motion to approve.*

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld		✓	✓			
Commissioner Bauman	✓		✓			

### 2016-2017 LIQUOR LICENSE RENEWALS – Exhibit D

Board secretary advised the four renewals on Exhibit D did not have tax clearance at the time of the last board meeting. Brief discussion ensued as to inactive and active licenses.

*Move to approve licenses listed on Exhibit D.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

2016-2017 LIQUOR LICENSE RENEWAL – SPECIAL RULINGS Liquor License number 0905-33-073-007, Riley Pubster Limited Liability Company, 225 River Street, Unit 2002, Hoboken, New Jersey 07030

Board secretary advised this is a pocket license not cited anywhere. It was granted a Special Ruling from the State for three terms and this vote is for the second term.

*Move to approve the license for the 2016-2017 term.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**2016-2017 LIQUOR LICENSE RENEWAL – SPECIAL RULINGS** Liquor License number **0905-33-100-007, Ad Beverages, LLC, 1314 Washington Street, Hoboken, New Jersey 07030**  
Board secretary advised this is Anthony Pino’s and is cited at 1426 Willow Avenue and 1314 Washington is the mailing address.

*Move to approve the license as submitted.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**HEARINGS**

**(1) Liquor License #0905-33-005-008, 1 Republik Restaurant Corp., d/b/a 1 Republik, 221 Washington Street, Case Number 16-05**

Paul Casteleiro, Esq. appeared before the board on behalf of licensee. Board attorney advised licensee is entering a plea; this is for an overcrowding charge; and is a first offense. Plea per our schedule is two days served with five held in abeyance. Incident occurred on December 19, 2015. Board questioned how overcrowded and Mr. Choi advised the count was at 393. Mr. Caughlin, license owner, also appeared before the board and was sworn in. Board asked Mr. Caughlin questions and he stated his staff was counting with clickers.

*Move to accept the plea and penalty per our current schedule.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**(2) Liquor License #0905-33-005-008, 1 Republik Restaurant Corp., d/b/a 1 Republik, 221 Washington Street, Case Number 16-11**

Paul Casteleiro, Esq. appeared before the board on behalf of licensee. Board attorney requested a motion to dismiss this charged as it was packaged with prior hearing (case number 16-05). Mr. Choi advised this was a charge of an intoxicated person that was never in the bar and was not allowed in.

*Motion to accept dismissal.*

BOARD MEMBER	Motion	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**(3) Liquor License #0905-33-023-013, 215 Restaurant LLC, d/b/a Tally Ho, 215 Washington Street, Case Number 16-08**

Thomas Jannarone, Esq. appeared before the board on behalf of licensee along with Mr. Jeff Debruycher, who was sworn-in as licensee. Board attorney advised this was an incident that occurred on February 19, 2016 with a charge of disorderly conduct; a fight which started in the interior of the bar and spilled out to exterior. Several police agencies responded and one Hoboken Police Officer was injured. This is their first offense and they are entering a plea of non-vult with two days served and five held in abeyance. Mr. Jannarone stated the argument occurred across the street from the establishment and that the officer that was injured was not in uniform. He further stated that the officer was injured by another police officer breaking up the fight. Board asked how many security personnel were in place and Mr. Debruycher stated about five or seven. Mr. Choi advised this occurred on a Thursday into a Friday and recommends the days served be on a Friday into a Saturday. Mr. Jannarone stated his client will seek a monetary settlement compromise with the State so that staff will not be affected by the closure.

*Move to accept plea as submitted.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**(4) Liquor License #0905-32-103-007, Fourteenth Street Corp, d/b/a City Bistro, 58 14<sup>th</sup> Street, Case Number 16-09**

***Board attorney requested this matter be pushed to the end of the Agenda.***

**(5) Liquor License #0905-33-083-005, Guerin & Wall Enterprises, Inc., d/b/a The Shannon, 106 1<sup>st</sup> Street, Case Number 16-12**

Board attorney stated having reviewed this matter with the Police Officer involved he recommends the board dismiss this matter. This occurred during the Leprechaun day and it involved a disruptive person trying to gain access into the establishment but did not.

*Move to approve dismissal as recommended by Counsel.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**(6) Liquor License #0905-33-033-007, Out, Inc., d/b/a Reign Nightclub, 90-92 River Street, Case Number 16-13**

Thomas Jannarone, Esq. appeared before the board on behalf of licensee. Board attorney advised incident arises from Leprechaun festivities and we cannot proceed as we do not have complaining witness present and he is unable to prove the case in any capacity.

*Move to dismiss.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**(7) Liquor License #0905-33-167-009, Teak on the Hudson, LLC, d/b/a Teak on the Hudson, 16 Hudson Place, Case Number 16-15**

Board attorney called out for Torres Moses and no one appeared before the board. Mr. Choi advised he reviewed the matter and the video from the establishment which arose from complaint that bartender stabbed patron with a pen which he clearly did not and he recommends dismissal. Thomas Jannarone, Esq. was present before the board on behalf of licensee on this matter.

*Move to approve dismissal of case.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

*Board attorney requested a five minute recess. All board members approved to go off the record.*

**OFF THE RECORD AT 6:43PM  
BACK ON THE RECORD AT 6:58PM**

**Liquor License #0905-32-103-007, Fourteenth Street Corp, d/b/a City Bistro, 58 14<sup>th</sup> Street, Case Number 16-09**

Thomas Jannarone, Esq. appeared before the board on behalf of licensee along with Mr. John Alvarado representative of the organization. Also appearing before the board was Jennifer Witt the complainant. Board attorney advised this is a brand new charge from February 2016. Mr. Choi recommends we adjourn this matter for one month as counsel for licensee will submit a sound policy plan along with a security plan and we will review and share with complainant. If these measures are satisfactory with the City we will hear the matter in one month. Mr. Choi recommended September 8, 2016. Detective Caruso was asked to secure phone numbers for Jennifer Witt. All board members present agreed and no vote was taken.

**NEW BUSINESS**

- Commissioner Bauman stated he would not be able to attend the August 25<sup>th</sup> meeting.
- Board secretary mentioned there will be a few more renewals at the August 11<sup>th</sup> meeting and we have a bunch of hearings.

*Move to adjourn the meeting.*

BOARD MEMBER	Move	Second	Yes	No	Abstain	No Vote
Chairman Phillips						✓
Vice Chairman Blumenfeld	✓		✓			
Commissioner Bauman		✓	✓			

**The meeting was adjourned at 7:03p.m.**

*(Minutes taken/submitted by D. Amado)*