

Town of West New York Hudson County, New Jersey

Alcoholic Beverage Control Board

***Minutes of Regular Meeting
December 16, 2015***

***Joan Palazzo
Osvaldo Garcia
Israel Rodriguez
Board of Alcoholic Beverage Control***

**Attest: Mireya De La Cruz
Board Secretary
Adopted: 01/27/2016**

Alcoholic Beverage Control Board

December 16, 2015

Regular Meeting

Reference is made to the official transcript of the December 16, 2015 which is incorporated into these minutes by specific reference thereto; if there is any inconsistency between the official transcript and these minutes, the official transcript is deemed to be controlling.

Meeting starts 7:00pm

Pledge to the flag

Open Public Meetings Act Notice

Roll Call:

Members Present

Joan Palazzo/Chairperson

Israel Rodriguez/Member

Oswaldo Garcia /Member

Also in attendance:

ABC Board Attorney Frank R. Gioia, Esq., Mateo Perez, Esq, and Board Secretary/Mireya De La Cruz.

There is a quorum and the meeting continued

ABC Board Attorney read the following announcement at the request of the Chairwoman

OPEN PUBLIC MEETING ACT

As presiding officer of this regular meeting of the A.B.C. Board of the Town of West New York, held Wednesday, December 16, 2015, at 7:00 P.M. in West New York Town Hall, Police Training Room – 2nd Floor, 428 – 60th Street, West New York, New Jersey 07093, I do hereby publicly announce, and direct that this announcement shall be placed in the minutes of this meeting and that the notice requirements provided for in the “Open Public Meetings Act” have been satisfied. Notice of this meeting was transmitted by the A.B.C. Secretary to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulleting Board, Town Hall, and Municipal Website and filed with the Town Clerk.

(This meeting took placed at Room 10A, due to Police Dep. Training Program)

Copies are available to the public in accordance with the law.

Correspondence:

None

Discussed by Board Attorney:

Report from Board Attorney Regarding DNY/SON CUBANO, it looks as if the civil actions have all been resolved, and what we're waiting on now is a letter from the attorney for the Tenants' Association regarding the disposition of their claims against Son Cubano.

Ms. Piscitelli was an individual who objected to renewal. She lives immediately above the Son Cubano ballroom and she filed her own objections to renewal and she filed civil action against them that apparently has been resolved. We were told that by their attorney.

So when we know the conditions that they have agreed upon with regard to the license, such as the closing time and whether or not there's going to be parking, valet parking, and any of the other conditions that have been agreed to by the Tenants' Committee and Son Cubano, then we will adopt those as part of the license, as a condition of the license. And as long as that is done, then we won't have any additional objections to the

renewal of the license coming up every year, because we've had objections filed every year for the last four years. So that's good news. Now the next status conference is going to be on March 16th, 2016 by telephone. And we're hoping, at that time, that everything will be in place. So I wanted to bring you up to date on that, and that's the result of the conference call that we had on November 16th.

Resolution 1 – 12/16/2015

Ratification/Approving (9) nine Resolutions Resolution #1 Through #9 from 10/28/2015 ABC - WEST NEW YORK

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control for the Town of West New York (WNY ABC) that it hereby acts to ratify all actions taken on October 28, 2015 granting authority to the Board Secretary to take action with regard to the following:

- R-1 Approving minutes from regular meeting of February 26, 2015
- R-2 Approving minutes from regular meeting of March 18, 2015
- R-3 Approving minutes from regular meeting of June 24, 2015

R-4 Amending (R1-July 29, 2015) Pulling out two licenses without "Special Ruling"
Renewal of ABC Licenses for 2015-2016 term with "Special Ruling" as follows
(From R-5, R6 and R-7)

<u>License#</u>	<u>Name</u>
R-5 0912-43-020-004	Tony's Grocery
R-6 0912-33-005-011	512 WNY
R-7 0912-33-22-009	The Clam House LLC

- R-8 Approving Transfer License #0912-43-020-004 from Tony's Grocery to
F & N Corp LLC
- R-9 Approving Change of Corporate "El Fonceca Inc. License #0912-033-064-008

CERTIFICATION

***I, Mireya De La Cruz, Secretary of the WNY ABC, do hereby certify that the foregoing is a true copy of a resolution duly adopted by WNY ABC on
Date of Ratification, December 16, 2015.***

Mireya De La Cruz/Board Secretary

*Motion to carry by
By Osvaldo Garcia
Seconced by Israel Rodriguez
All in Favor; Resolution Adopted*

R2 – 12/16/2015
Approving Minutes from July 29, 2015
ADOPTION OF MINTUES

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control that proposed Minutes are approved and adopted for the following meeting:

- ***July 29, 2015***

And the Board Secretary is directed to have the Official Minutes executed by the Board Members and placed into the records of this Board.

Motion to carry by
By Israel Rodriguez
Seconded by Joan Palazzo
All in Favor; Resolution Adopted

R3 – 12/16/2015
Approving Minutes from October 28, 2015
ADOPTION OF MINTUES

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control that proposed Minutes are approved and adopted for the following meeting:

- ***October 28, 2015***

And the Board Secretary is directed to have the Official Minutes executed by the Board Members and placed into the records of this Board.

Motion to carry by
By Israel Rodriguez
Seconded by Osvaldo Garcia
All in Favor; Resolution Adopted

R4 - 12/16/15
RESOLUTION 2016 REGULAR MEETINGS
THE WEST NEW YORK
BOARD OF ALCOHOLIC BEVERAGE CONTROL

Be it resolved as follows:

The following dates are the dates for the Regular Meeting of the West New York Board of Alcoholic Beverage Control for the 2016 term.

Wednesday-January 27, 2016

Wednesday-February 24, 2016

Wednesday-March 23, 2016

Wednesday-April 20, 2016

Wednesday-May 18, 2016

Wednesday-June 22, 2016

Wednesday-July 20, 2016

Wednesday-August 24, 2016

Wednesday-September 21, 2016

Wednesday-October 19, 2016

Wednesday-November 16, 2016

Wednesday-December 14, 2016

Be it Further Resolved that all meetings shall be held in West New York Town Hall, Police Training Room – 2nd Floor, 428 – 60th Street, West New York Town, New Jersey 07093.

Be it Further Resolved that all meetings shall start at 7:00 p.m.

Be it Further Resolved that the Board Secretary shall cause a Notice of the Hearing Dates to be published in the Bergen Record and the Jersey Journal and a copy of said Notice is to be posted on the Bulletin Board located on the first floor of the Town Hall.

CERTIFICATION

I, Mireya De La Cruz, Secretary of the WNY ABC, do hereby certify that the foregoing is a true copy of a resolution duly adopted by WNY ABC.

Adopted: 12/16//2015

Mireya De La Cruz/Board Secretary

Motion to carry by

By Osvaldo Garcia

Seconded by Israel Rodriguez

All in Favor; Resolution Adopted

PUBLIC PORTION

Public present: No One Addressed the Board

ADJOURNMENT

Motion to adjourn made by Chairwoman Joan Palazzo seconded by Israel Rodriguez, all voted in favor Meeting adjourned at 7:25pm

*Motion to carry by
By Israel Rodriguez
Seconded by Osvaldo Garcia
All in Favor; Resolution Adopted*

Joan Palazzo, Chairwoman
Board of Alcoholic Beverage Control

Israel Rodriguez, Board Member
Board of Alcoholic Beverage Control

Osvaldo Garcia, Board Member
Board of Alcoholic Beverage Control

Attest: _____
Mireya De La Cruz/Board Secretary
Adopted: 01/27/2016