

# **Town of West New York Hudson County, New Jersey**

## ***Alcoholic Beverage Control Board***

### ***Minutes of Regular Meeting***

***Wednesday, December 13, 2017***

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

**Attest: Mireya De La Cruz  
Board Secretary  
Adopted: 03/20/2018**

***Alcoholic Beverage Control Board***  
***Wednesday, December 13<sup>th</sup>, 2017***  
***Regular Meeting***

*Reference is made to the official transcript of the December 13<sup>th</sup>, 2017, 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 6:46pm*

*Pledge to the flag*

*Open Public Meetings Act Notice*

*Roll Call:*

**Members Present**

Joan Palazzo/Chairperson

Israel Rodriguez/Member

Oswaldo Garcia/Member (absent)

**Also in attendance:**

ABC Board Attorney Frank R. Gioia, Esq.,(via phone) Juan Carlos Moran, Esq., Police Department, Sgt. Jorge Ramos, and Board Secretary/Mireya De La Cruz.

There is a quorum and the meeting continued .....

ABC Board Attorney read the following announcement on behalf of the Chairperson:

**OPEN PUBLIC**

*As presiding officer of this regular meeting of the A.B.C. Board of the Town of West New York, held Wednesday, December 13 2017, at 6:30 P.M. in West New York Town Hall, Police Training Room – 2<sup>nd</sup> Floor, 428 – 60<sup>th</sup> 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 Bulletin Board, Town Hall, and Municipal Website and filed with the Town Clerk.*

**Report from Board Attorney Regarding Pending Matters:**

**Pending for to be Transfer**

1. ***Luna Restaurant- License # 0912-33-025-011/Pending-Special Ruling to be renewal 2015-2016, 2016-2017 and 2017-2018 terms.***
2. ***OUR LADY OF LIBERA BOOSTER -0912-31-104-001***
3. ***RODRIGUEZ LOURCES – 0912-33-009-006***
4. ***F&N CORP -0912-43-020-005***
5. ***AAS INC – 0912-43-030-005***
6. ***6108 PALISADES CORP – 0912-44-038-008***

**Correspondence:**

None

**R1 – 12/13/2017**  
***Approving Minutes from August 16, 2017***  
**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:*

- ***August 16, 2017***

*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*

*Israel Rodriguez*

*Second by Joan Palazzo*

*All in Favor; Resolution Adopted*

**R2 - 12/13/17**  
**RESOLUTION 2017 REGULAR MEETINGS**  
**THE WEST NEW YORK**  
**BOARD OF ALCOHOLIC BEVERAGE CONTROL**  
***Regular Meetings for 2018 term***

*Be it resolved as follows:*

*The following dates are the dates for the Regular Meetings of the West New York Board of Alcoholic Beverage Control for the 2018 term.*

*Wednesday-January 24, 2018*

*Wednesday-February 21, 2018*

*Wednesday-March 21, 2018*

*Wednesday-April 25, 2018*

*Wednesday-May 23, 2018*

*Wednesday-June 27, 2018*

*Wednesday-July 25, 2018*

*Wednesday-August 22, 2018*

*Wednesday-September 26, 2018*

*Wednesday-October 24, 2018*

*Wednesday-November 14, 2018*

*Wednesday-December 12, 2018*

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

*Be it Further Resolved that all meetings shall start at 6:30 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: 12/13//2017*

*Motion to carry by*

*by Joan Palazzo*

*Second by Israel Rodriguez*

*All in Favor; Resolution Adopted*

**R3-12/13/2017 Ratification  
(Resolution R-1 from 6/28/2017)  
Approving S&FI, LLC-License 0912-33-066-009  
License Term 2017-2018  
With "Special Ruling"  
Granted by State Director  
ABC/WEST NEW YORK**

***"This license is a (pocket license) a license not sited at a premise"***

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control for the Town of West New York (WNY ABC) that:

WHEREAS, applications for renewal of license for the 2017-2018 terms have been filed in accordance with the provisions of law and all required fees have been received for the below-listed license; and

WHEREAS, the said WNY ABC is satisfied that a review of the applications has been made by the Board Secretary and the Board Attorney and that no remonstrance, protests, objections or complaints have been filed with the WNY ABC by any person or entity or by the West New York Police Department regarding renewal of said licenses; and

WHEREAS, the Division of Taxation has issued the required Tax Clearance Certificate for Renewal and all required fees paid for this License; and

WHEREAS, the Director of the STATE ABC has issued a **Special Ruling** which authorizes and permits the local board to consider and act upon the renewal applications,

NOW, THEREFORE, BE IT RESOLVED by the WNY ABC that the license listed below are renewed for the **July 1, 2017 through June 30, 2018** license Terms:

<u>Licenses#</u>	<u>Name</u>
0912-33-066-009	S & FI, LLC

**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 at its December 13, 2017 Regular Meeting.*

\_\_\_\_\_  
*Mireya De La Cruz /Board Secretary*

*6/28/2017(via individual telephone poll)*

*Motion to carry by*

*By Israel Rodriguez*

*Seconded by Osvaldo Garcia*

*Ratification*

*Adopted: 12/13/2017*

*Motion to carry by*

*by Joan Palazzo*

*Second by Israel Rodriguez*

*All in Favor; Resolution Adopted*

**R 4 – 12/13/2017**  
**RESOLUTION APPROVING**  
**CORPORATE STRUCTURE APPLICATION**  
**512 WNY, LLC- License # 0912-33-005-012**

*WHEREAS, an application has been filed for a Change in Corporate Structure of Plenary Retail Consumption License # 0912-33-005-012, hereto issued to “512 WNY, LLC”*

*512 WNY, LLC*  
*West New York, New Jersey 07093*

*WHEREAS, the submitted application form is complete in all respects, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and*

*WHEREAS, the applicant has disclosed and the issuing authority 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, the proposed for this Corporate Structure has been properly advertised and proof of publication submitted and no objections have been received by or filed with the Board Secretary and the Board Attorney and no remonstrance, protests, objections, or complaints have been filed with the WNY ABC by any person or entity or by the West New York Police Department regarding this license; and*

*NOW, THEREFORE BE IT RESOLVED that the West New York ABC does hereby approve effective, **December 13, 2017, the Change in Corporate Structure of “512 WNY, LLC/Social 59 Eatery and Lounge”, of the aforesaid Plenary Retail Consumption License and does hereby direct the Secretary of ABC Board to endorse the license to the new ownership as follows: “James Perez with 98% shareholder in the company, Yonny Diaz and Christian Cepeda each with 1% each.***

**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 at its December 13, 2017 Regular Meeting.*

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*Mireya De La Cruz/Board Secretary*

*Motion to carry by*  
*By Israel Rodriguez*  
*Seconded by Osvaldo Garcia*

*All in Favor; Resolution Adopted*


**PUBLIC PORTION**

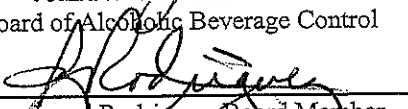
Public present: No One Addressed the Board

**ADJOURNMENT**


Motion to adjourn made by Israel Rodriguez, seconded by Joan Palazzo, all voted in favor Meeting adjourned at

*Motion to carry by  
Israel Rodriguez  
Second by Joan Palazzo  
All in Favor; Resolution Adopted*

  
\_\_\_\_\_  
Joan Palazzo, Chairwoman  
Board of Alcoholic Beverage Control

  
\_\_\_\_\_  
Israel Rodriguez, Board Member  
Board of Alcoholic Beverage Control

**ABSENT**  
\_\_\_\_\_  
Osvaldo Garcia, Board Member  
Board of Alcoholic Beverage Control

  
\_\_\_\_\_  
Attest:  
Mireya De La Cruz/Board Secretary  
Adopted: 03/20/2018