

TOWNSHIP COMMITTEE SPECIAL MEETING – JULY 27, 2016 – 2:00 P.M.

Mayor McMillan calls the workshop meeting to order at 2:00 p.m. and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
J. Randy Bishop	_____
Dr. Michael Brantley	_____
Carol Rizzo	_____
Nicholas Williams	_____
Kevin B. McMillan	_____

Also present: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Richard J. Cuttrel, Municipal Clerk.

Mayor McMillan announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on July 21, 2016, posting the notice on the Board in the Municipal Complex, and filing a copy of said notices with the Municipal Clerk.

HEARING ON RENEWAL OF LIQUOR LICENSE 1334-44-022-002 HELD BY VPK, INC. T/A ALPHA LIQUORS

Res. # 16-345 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Brantley, _____; Rizzo, _____; Williams, _____; McMillan, _____.

Res. # 16-346 – Action on renewal of liquor license held by VPK, Inc. t/a Alpha Liquors.

Offered by: _____ Seconded by: _____

Vote: Bishop, _____; Brantley, _____; Rizzo, _____; Williams, _____; McMillan, _____.

RESOLUTION #16-345 – 7/27/16

AUTHORIZE AN EXECUTIVE SESSION AS AUTHORIZED BY
THE OPEN PUBLIC MEETINGS ACT

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:

Deliberation on Hearing to renew Liquor License held by VPK, Inc. t/a Alpha Liquors
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

RESOLUTION #16-346 – 7/27/16

RESOLUTION CONCERNING ANNUAL ALCOHOLIC BEVERAGE LICENSE 1334-44-022-002
HELD BY VPK, INC. T/A ALPHA LIQUORS, 1515 WEST LAKE AVENUE
NEPTUNE TOWNSHIP

WHEREAS, the Plenary Distribution Liquor License issued to VPK, Inc. t/a Alpha Liquors, License No. 1334-44-022-002, located at 1515 West Lake Avenue, Neptune Township, New Jersey, is due for renewal for the 2016-2017 licensing term; and

WHEREAS, VPK, Inc. t/a Alpha Liquors has filed an application to renew said Liquor License for the 2016-2017 licensing year, and a hearing was scheduled for Wednesday, July 27, 2016 at 2 pm; and

WHEREAS, the Neptune Township Police Department raised concerns with regard to renewal of the aforesaid license with regard to Alpha Liquors, and as a result of said concerns, provided testimony during the aforesaid hearing concerning a history of incidences which generated Police Reports between January 1, 2015 and July 3, 2016 of late night crime activities from Alpha Liquors; including underage possession of alcohol, resisting arrest, open container of alcohol violations, disorderly persons offenses, criminal activities, criminal violations, violations of local ordinances and violations of ABC Rules and Regulations; and

WHEREAS, the owner and operator of Alpha Liquors was provided with an opportunity to testify concerning these allegations of the Neptune Township Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Township Committee hereby finds the following facts:

FINDING OF FACTS

1. That since at least 2015 there has been a number of crimes and disorderly persons offenses, including but not limited to assaults, underage possession of alcohol, open container of alcohol violations, disorderly conduct, violations of local ordinances and ABC Regulations; most often such violations have occurred late at night;
2. That Alpha Liquors, despite numerous warnings, has had difficulty preventing the aforesaid violations; especially when they occur late at night.

BE IT FURTHER RESOLVED, that the governing body recognizes that as of the date of the hearing, a complete application been made by VPK, Inc. t/a Alpha Liquors, License No. 1334-44-022-002, to renew its Alcoholic Beverage Plenary Distribution Liquor License, and that the governing body hereby makes the following determination as a condition for renewal of the aforesaid license:

DETERMINATION

Impose the following CONDITION on the renewal of said license:

1. That the Alcoholic Beverage Packaged Goods License for Alpha Liquors shall be renewed effective immediately, but conditioned upon the closing of business for Alpha Liquors on a daily basis by 10 pm each night.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to Alpha Liquors upon adoption and electronically transmitted to the NJ State Division of Alcoholic Beverage Control.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 7/27/16


Richard J. Cuttrell, Municipal Clerk