

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 11-136

**A RESOLUTION AUTHORIZING RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE FOR FIXX
FOR THE PERIOD JULY 1, 2011 THROUGH JUNE 30, 2012**

offered the following resolution and moved its adoption:

WHEREAS, FIXX , located at 26 West Front Street in the Borough of Red Bank (the "Borough"), is the owner of a Plenary Retail Consumption License no. 1340-33-0260-008(the"License"); and

WHEREAS, in accordance with the applicable regulations of the Division of Alcoholic Beverage Control, FIXX made application to the Borough for renewal of the License for the period July 1, 2011 through June 30, 2012; and

WHEREAS, in accordance with N.J.A.C. 13:2-2.9, the Borough's Police Department conducted a thorough investigation of FIXX's application for renewal of its License and based on that investigation has recommended that FIXX's License only be renewed subject to the imposition of certain special conditions; and

WHEREAS, the Police Department has consulted with FIXX's owner about the findings of its investigation of the renewal application and the proposed conditions for the renewal of the License; and

WHEREAS, FIXX has agreed to the imposition of the conditions set forth below in connection with the renewal of its License and has also waived its right to a hearing regarding the imposition of the conditions;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that FIXX's License for the period July 1, 2011 through June 30, 2012 is hereby renewed subject to the following conditions:

1. No music after 1:15 am.
2. All windows and doors are to be closed when music is playing.
3. Six security staff will be on duty Thursday, Friday and Saturday nights, with at least two assigned to the front door. One of the six will be a security supervisor. At all other times a ratio of one security officer to 75 patrons will be in effect.
4. A minimum of two security staff members will be stationed outside of property from 1:30 am to the point at which the crowd has dispersed to ensure that patrons leave area in an a safe and orderly manner.
5. All floor security staff will be distinctively and uniformly attired, making them very easily identifiable to both patrons and police.
6. Floor staff will attend annual training in techniques to de-escalate potential violent encounters and difficult situations.
7. Identifying information on ejected and/or arrested patrons will be retained on a "banned list". These patrons should not be allowed subsequent re-entry.
8. Posting of a professional looking sign containing patron code of conduct rules inside the establishment near the entrance.

9. Staff will immediately report all criminal activity to police as it occurs or is about to occur.
10. Notify the Chief of Police of special events, appearances and promotions within 72 hours of the event.
11. Meet on a monthly basis with Chief of Police or his designee to review incidents at location, policies and procedures.
12. All flyers, handbills, cups and debris etc. should be cleaned from in front of the premises throughout the night.
13. Designate specific employees to conduct occupancy counts throughout the night.

Seconded by and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	()	()	()	()
Mr. Ziprich	()	()	()	()
Mr. DuPont	()	()	()	()
Ms. Horgan	()	()	()	()
Ms. Lee	()	()	()	()
Mr. Murphy	()	()	()	()

Dated: