

This Notice is being sent to you, for reference purposes, as per the Open Public Meetings Act Requirements, N.J.S.A. 10:4-8 and N.J.S.A. 10:4-18.

AGENDA
SPECIAL COUNCIL MEETING
430 WESTFIELD AVE., CLARK, NJ 07066
April 4, 2016
Municipal Building, Room 30
7:30 PM

ROLL CALL:

Councilwoman Albanese _____	Councilman O'Connor _____
Councilman Barr _____	Councilman Smith _____
Councilman Mazzarella _____	Councilman Toal _____
	Council President Hund _____

PLEDGE OF ALLEGIANCE TO THE FLAG: MOMENT OF SILENCE

This meeting is in compliance with the Open Public Meetings Act as adequate notice of this meeting has been provided by sending written advanced notice of at least 48 hours to the Star Ledger, Union County Local Source, and TAP into Clark, by posting such Meeting Agenda on the Bulletin Board in Town Hall reserved for such announcements and the filing of said Notice with the Township Clerk of Clark. Formal action may be taken at this meeting.

ORDINANCES, APPROPRIATIONS AND CLAIMS:

PUBLIC HEARING ON PROPOSED ORDINANCES:

(No objections have been received in connection with the proposed Ordinance)

1. **AN ORDINANCE TO AMEND SECTIONS 16-23 AND 16-25 OF THE CODE OF THE TOWNSHIP OF CLARK ENTITLED "COMPOSITION; TERMS OF OFFICE, REMOVAL; VACANCIES"**

RESOLUTION:

2. Authorizing the Mayor to execute an amendment to the Hyatt Hills Operating Agreement with RACER Properties

PUBLIC COMMENTS:

Each person addressing the Council shall first give his/her name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 10 minutes in duration.

MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:

ADJOURNMENT:

TOWNSHIP OF CLARK
Ordinance No. _____
Adopted _____

PH 1

Introduced: March 21, 2016 Public Hearing: April 4, 2016

Motion: Mazzarella Motion: _____

Seconded: Barr Seconded: _____

**AN ORDINANCE TO AMEND SECTIONS 16-23 AND 16-25
OF THE CODE OF THE TOWNSHIP OF CLARK
ENTITLED "COMPOSITION; TERMS OF OFFICE, REMOVAL; VACANCIES"**

BE IT ORDAINED by the Governing Body of the Township of Clark that Chapter 16, Article III, entitled "Hyatt Hills Golf Club Commission," Sub-Sections 16-23 and 16-25, are hereby amended and supplemented, as follows:

SECTION 1: Sections 16-23 and 16-25 of the Code of the Township of Clark are hereby rescinded in its entirety.

SECTION 2: Section 16-23 entitled "Composition; Terms of Office; Removal; Vacancies" is hereby restated as follows:

"The Commission shall consist of two (2) Commissioners, each of whom shall be the sitting Mayor of each of the Townships of Clark and Cranford. The individuals holding the foregoing named offices shall be the sole members of the Commission. The Commissioners as identified herein may only be removed if they no longer serve in the position of Mayor of their respective Townships and in such event they shall be succeeded by the then elected Mayor of each of the Townships."

SECTION 3: Section 16-25(B) entitled "Agreement Authorized" is supplemented as follows:

"The Commission shall have the power to enter into an Operating Agreement with the owner of the golf course to authorize the owner to enter into contracts with various entities engaged in the business of operating a golf course in order to direct the day-to-day operations of the golf course, its restaurant, lounge, and other ancillary facilities. Said authority shall be evidenced by a Resolution of the Commissioners."

SECTION 4: **Inconsistent Ordinances:** Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency. The Commissioners have the power to enter into an operating agreement with Racer Trust to contract with various entities to handle the day-to-day operations subject to the approval of the Commissioners with the approval of those actions by resolution of their respective governing bodies.

SECTION 5: **Effective Date:** This Ordinance shall take effect upon adoption and publication, according to law.

Effective Date: April 27, 2016

ATTEST:

APPROVED:

EDITH L. MERKEL
Township Clerk

STEVEN M. HUND
Council President

SALVATORE BONACCORSO
Mayor

Ord16/3-21GolfCommission

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Toal	_____	_____	_____	_____
Hund	_____	_____	_____	_____

TOWNSHIP OF CLARK

Resolution _____

April 4, 2016

2

Motion _____ Second _____

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it does hereby authorize Mayor Sal Bonaccorso, Commissioner of the Hyatt Hills Golf Commission to execute an amendment to the Operating Agreement with RACER Properties LLC.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

STEVEN M. HUND
Council President

Res16/4-4AmendOperAgrmntRACERHyatt

Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____