

TOWN OF CLIFTON PARK TOWN BOARD

February 3, 2026

The meeting of the Town Board of the Town of Clifton Park was held in the Town Office Building at 7:13 p.m. Supervisor Barrett presiding.

Pledge of Allegiance

Present: Supervisor Barrett  
Councilwoman Bellamy  
Councilman Fantini  
Councilman Manir  
Councilwoman Reid  
Town Clerk Fantini

Also Present: Town Attorney Dailey  
Mark Heggen, Comptroller  
Judge Robert Rybak  
Daniel Clemens, Director of Parks, Buildings & Recreation  
Norah Hofer, Communications and Technology Coordinator  
John Scavo, Director of Planning & Zoning  
Susan Leonard, Director of Clifton Park Senior Community Center  
Walter Smead, Town Assessor  
Dahn Bull, Highways Superintendent  
Megan Babendreier, Parks and Recreation, Recreation Leader  
Michael O'Brien, Collection System Manager

MINUTES

MOTION by Councilman Manir, seconded by Councilman Fantini, to approve the Town Board minutes of the January 20, 2026, as presented.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir,  
Councilwoman Reid, Supervisor Barrett

Abstain: None

Noes: None

MOTION CARRIED

ANNOUNCEMENTS & COMMUNICATIONS

**Supervisor Barrett-** Noted that Winterfest is approaching and acknowledged that the two Board Liaisons and the Parks and Recreation Department are working on the event, expressing appreciation for their efforts. He then invited anyone present to speak about the upcoming event.

**Councilwoman Reid-** Provided a brief overview of Winterfest, encouraging community participation. The weekend begins with “Park at Dark” on Friday, Feb. 6 (5:30–7:30 PM) at the Town Center Park, featuring music, bonfires, hot cocoa, s’mores, and carriage rides. The main event is Saturday, Feb. 7, with activities across town including the Clifton Park Center Mall family festival (12–3 PM), Touch-a-Truck (12–2 PM), outhouse races and skillet toss (noon), and the Taste of Clifton Park Soup Contest (1–3 PM). Additional events include story time at the library, historical presentations at Groom’s Tavern, and the Winterfest Walk starting at 9:30 AM at Garnsey Park.

**Supervisor Barrett-** Commented that Winterfest is always enjoyable and noted the forecast is expected to be chilly, as typical for the event. He acknowledged past weather challenges, particularly ice, and expressed hope that no precipitation will occur. He thanked everyone involved in organizing the event, including Buildings & Grounds, sponsors, and host locations. He listed sponsors and participating sites, and reminded attendees that brochures are available and full event information is on the Town website.

PUBLIC PRIVILEGE 7:18pm

Kris Fitzgerald of Thoroughbred way expressed concern regarding the Town Board's actions and the influence of former Board Member Amy Standaert. She referenced a January 6 meeting where communications from the Transition Team originated from a Gmail account without clear identification of the sender and questioned whether Ms. Standaert was involved and whether she had authority to act on behalf of elected officials. She noted that Ms. Standaert was not elected to the board. Ms. Fitzgerald also raised concern that the Board passed a resolution removing a public record finding related to Ms. Standaert's resignation, suggesting the Town Attorney appeared more focused on her interests than the Town's. She questioned the authority of the Town Attorney to propose changes to the Town Code, specifically proposed amendments to Chapter 17 regarding the Ethics Board. She summarized the proposed changes including the appointment of the Ethics Board chair by the Town Board rather than by the Ethics Board, appointment of Board Members by majority vote rather than unanimous consent, and removal of the requirement for the County to appoint if the Town Board cannot agree. She expressed concern that these changes could allow appointments reflecting the majority Board's agenda rather than the Town's interest and argued that unanimous appointments would better protect the Ethics Board from political influence.

Ann Connolly of Valdepenas Lane referenced a *Times Union* article regarding Supervisor Barrett's September accident and requested to review the incident form allegedly required to be completed. She stated that after speaking with multiple Town employees, she was informed that no such form exists and that no employee has seen one. Ms. Connolly reported multiple unsuccessful attempts to contact Attorney Dailey, including visits to Town Hall and repeated phone calls, stating he was not present during those attempts. She questioned Attorney Dailey's availability at Town Hall given his status as a full-time Town Attorney with an annual salary exceeding \$164,000 and noted a perception that his presence is part-time rather than during regular business hours. Ms. Connolly cited the Town Board's 2006 determination that a full-time in-house Town Attorney was necessary and referenced the duties outlined at the January 2026 organizational meeting. She questioned whether these duties can be adequately fulfilled without regular on-site presence. Ms. Connolly expressed concern that this situation could expose the Town to potential payroll or labor compliance review by the New York State Comptroller and raised related legal and professional responsibility concerns.

Brady Ozimek of Tracey Court addressed the Town Board regarding an appointment made to multiple positions, specifically referencing the appointment of a Clerk for the Sewer Department. He asked whether any Town Board Members could state how many times the appointed clerk has reported to work at the Sewer Department. Mr. Ozimek stated that, according to multiple Sewer Department employees, the individual has not reported to work at the department. He further noted that the individual is reportedly receiving a town stipend of several thousand dollars and questioned how this situation could have occurred. Mr. Ozimek asked whether any officials responsible for the appointment wished to respond.

**Councilman Fantini-** Responded by stating that the comments being made constituted accusations and asked the speaker to specify who provided the information referenced. He stated that without identifying the source, the statements amounted to hearsay.

Mr. Ozimek addressed the Town Board and stated that certain comments made alleged political retribution against Town employees and that such statements made employees feel unsafe. He expressed disagreement with the assertion that he must disclose specific sources of information in order to raise concerns. Mr. Ozimek referenced Resolution 8, stating that it was likely withdrawn because not all information would have been shared and that it could have been used for political purposes rather than transparent governance. He further stated that some Town Board Members, including Members of the same political party, were excluded from information

and discussions, which he characterized as unfair. Mr. Ozimek concluded by stating that the Town Attorney has encouraged lawsuits against the Town and expressed concern regarding the Town Attorney's compensation and work presence.

Dr. John Gulyas addressed the Town Board and stated that he has lived and worked in the town since 1988 and has served as Chair of the Ethics Committee for several years. He stated that he attended the meeting because the matter was on the agenda and noted that he generally avoids involvement in political matters, which he said explains his absence from recent board meetings. Dr. Gulyas stated that the Ethics Committee has operated effectively over the years and that he is not aware of any complaints regarding its work.

No one else wished to heard.

### PUBLIC HEARING(S)

#### **Proposed Local Law establishing and extending a 180- day moratorium on commercial and industrial cannabis warehousing, processing and cultivation operations in the Town of Clifton Park.**

Start 7:30pm

Town Clerk Caitlin Fantini read the Public Hearing Notice advertised in the Times Union on January 28, 2026.

**Supervisor Barrett-** Explained that the purpose of the public hearing was to consider extending the current moratorium on certain cannabis-related businesses. Supervisor Barrett clarified that the moratorium is not related to dispensaries, noting that the Town currently does not allow dispensaries to sell cannabis within the Town of Clifton Park. He explained that the moratorium pertains to larger-scale cannabis cultivation operations, including warehousing, processing, and both outdoor and indoor cultivation, and emphasized the distinction for the record.

Dr. John Gulyas addressed the Town Board regarding cannabis, noting that while many people appear supportive of cannabis and financial benefits have been realized, he expressed concern as a long-term resident and grandfather. He stated that he supports maintaining the moratorium on cannabis-related activities, citing health and moral concerns. Dr. Gulyas referenced studies suggesting cannabis has limited effectiveness for pain relief and urged the Board to extend the moratorium.

**Supervisor Barrett-** Noted that moratoriums are limited to a specific period of time and that, while in effect, the Town Board must demonstrate that it is actively gathering information and discussing the topic. He stated that a moratorium cannot be imposed indefinitely without taking action. Supervisor Barrett emphasized the importance of making a decision on the moratorium as soon as possible and suggested that the full duration proposed for the extension may not be necessary. He also noted that the Town Board could effectively end the moratorium by implementing new regulations to govern the industry.

David Jones of Sandpiper Lane stated that he is not well-versed in the topic but is personally opposed to recreational cannabis legalization. He expressed concern that cannabis use could harm children and referenced opinions he has heard from social workers and medical professionals that cannabis can be addictive and lead to other substance use. Jones criticized the state for promoting cannabis industries for tax revenue and stated his view that it does not contribute meaningfully to the economy. He recommended that the Town Board maintain the moratorium for as long as legally possible in order to fully investigate the issue and make a well-informed decision. During the discussion, a clarification was provided that the initial moratorium was six months and the proposed extension would also be six months. Mr. Jones stated he saw no reason to rush and suggested the Board take as much time as legally allowed.

**Supervisor Barrett-** Stated that moratoriums should be concluded as soon as possible while ensuring that all options are evaluated and sufficient information is gathered. He noted his experience with numerous moratorium processes over the past 26+ years and emphasized the importance of completing the necessary work, holding additional hearings, and making a

decision. Supervisor Barrett referenced the recent Battery Energy Storage System moratorium as an example of this process. He stated that a decision on the Cannabis Cultivation moratorium should be made within the next six months, and possibly sooner if feasible.

Dan Keegan, of Stony Heights Court, stated he is not an expert but expressed concern based on information he has read about cannabis use among school-aged children. He stated that cannabis is present in high schools and grade schools and that he believes it has caused a significant decline in learning ability, affecting children's brain development. Mr. Keegan stated that cannabis is readily available and expressed support for any actions the Town can take to restrict its presence. He encouraged the Town Board to thoroughly study the issue.

**Supervisor Barrett-** Acknowledged that more studies and information about cannabis have become available over time and noted that there are strong opinions on both sides of the issue. He stated that the discussion would not focus on whether cannabis is beneficial or harmful, but rather on regulatory and zoning considerations related to the operation of cannabis businesses. Supervisor Barrett noted that the Town Board previously decided several years ago to disallow dispensaries and smoke rooms in the Town of Clifton Park, and that this decision remains in effect.

Josh shared his general thoughts on cannabis regulation, expressing support for banning large-scale cannabis businesses but noting he is more open to allowing dispensaries. He compared cannabis to alcohol, stating that alcohol is also harmful yet regulated, and suggested that if cannabis is properly regulated with safeguards such as ID checks, he does not see a significant difference. He stated that responsible use should be considered and that he does not view cannabis as inherently evil. He noted that, in his view, substances like alcohol are present in schools and that cannabis is not fundamentally different.

Hugh Burke of Bradbury Street stated that he disagreed with the previous speaker and described his experience as a former County Attorney prosecuting juvenile delinquency cases for approximately 12 years. He said he observed firsthand the effects of marijuana use among adolescents, including frequent and excessive use, addiction-like behavior, and negative impacts on daily functioning. He stated that some youth he encountered required inpatient psychiatric care after developing symptoms he described as schizophrenia, and he identified this as a danger of adolescent marijuana use. Burke stated that he believes cannabis is different from alcohol and expressed concern that it can cause psychosis, based on his experience in family court.

**Councilwoman Reid-** Reiterated that the public hearing and proposed moratorium pertain to Cannabis Cultivation and grow operations, not dispensaries or the use of cannabis. She noted that her understanding is that the discussion should focus on regulatory and operational issues rather than substance use. Councilwoman Reid stated she attended the prior public hearing on the first moratorium and recalled concerns raised at that time regarding odors from cultivation facilities and potential vandalism or break-ins. She stated these points had not been raised during the current hearing and wanted to echo them. Councilwoman Reid also noted that, based on the speakers during the current hearing, four individuals expressed support for maintaining the moratorium on cultivation operations.

No one else wished to be heard.

End 7:44 p.m.

## RESOLUTIONS

Resolution No. 30 of 2026, a resolution appointing Michele Welch as a part-time Confidential Court Clerk.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, a need exists for another part-time Confidential Court Clerk, and

WHEREAS, the Justice Court wishes to hire a part-time clerk to complement the hours worked by the current part-time Confidential Court Clerk, Darlene Sharon, and

WHEREAS, both Town Justices have recommended that Michele Welch be appointed as a part-time Confidential Court Clerk in the Clifton Park Town Court; now, therefore, be it

RESOLVED, that Michele Welch is hereby appointed as a part-time Confidential Court Clerk in the Clifton Park Town Court at a Grade 5, Step 1, \$28.59 per hour, to begin work immediately, to be paid from A-1110-E1110 (General Fund – Justice Court – Part-time Court Clerk).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

No one wished to heard.

Resolution No. 31 of 2026, a resolution adopting a local law to establish and extend a 180-day moratorium on commercial and industrial cannabis warehousing, processing and cultivation within Clifton Park.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Bellamy.

WHEREAS, on March 31, 2021, the New York State Legislature passed the Marijuana Regulation and Taxation Act (MRTA), legalizing adult-use cannabis, and

WHEREAS, by local law No. 9 of 2021, the Town Board authorized opting out of permitting cannabis dispensaries and facilities for consumption of marijuana products within Clifton Park, and

WHEREAS, the Town recognizes the interest in cannabis warehousing, processing and cultivation operations, as well as their potential impacts on the Town’s infrastructure, environment, and community character, and

WHEREAS, the Town is committed to ensuring the health, safety, and welfare of its residents, and to the proper regulation of land uses within Town, and

WHEREAS, the Town Board previously established a 180-day moratorium on commercial and industrial cannabis warehousing, processing and cultivation within Clifton Park; and

WHEREAS, an extension of the moratorium is necessary in order to address amendments to the Town Code regarding commercial and industrial cannabis warehousing, processing; and

WHEREAS, on February 3, 2026, the Town Board held a Public Hearing on a proposal to impose and extend a 180-day moratorium on cannabis warehousing, processing, and cultivation operations to provide sufficient time to study and address any concerns, including but not limited to, zoning, environmental impacts, public safety, and economic implications of such operations, and

WHEREAS, the Saratoga County Planning Board has previously reviewed the proposal pursuant to Section 239-m of the NYS General Municipal Law, finding that the proposal serves the community’s interest; now, therefore, be it

RESOLVED, that Local Law No. 4 of 2026 a local law to establish and extend a 180-day moratorium on commercial and industrial cannabis warehousing, processing and cultivation within Clifton Park, per the attached, is hereby adopted; and be it further

RESOLVED, that this local law shall take effect immediately upon its adoption.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

## DECLARED ADOPTED

**Councilman Fantini-** Asked when the moratorium was first initiated and requested clarification on its purpose. He noted that the moratorium is set for 180 days and questioned what new information the Town Board expects to obtain during the proposed extension that was not obtained during the initial 180-day period.

**Supervisor Barrett-** Stated that he has obtained more information over the past six months and is prepared to make a decision. He indicated that the Town Board may proceed with the decision-making process without extending the moratorium if the Board chooses to do so. However, he noted that if the current moratorium expires without action, the Town would have no protection against where large-scale cannabis cultivation businesses might locate. Supervisor Barrett stated that he has conducted research and referenced prior discussions held at previous meetings. He noted that he believed those discussions were productive.

**Councilman Fantini-** Stated that he believes the purpose of a moratorium is to gather additional information and develop actionable plans. He questioned whether, if the Town Board is not prepared to approve large-scale cannabis cultivation, the Board should instead consider banning it rather than extending the moratorium.

**Supervisor Barrett-** Responded that adopting a ban would require a Public Hearing and expressed doubt that there is sufficient time to complete that process before the current moratorium expires.

**Attorney Dailey-** Stated that the Town Board has several options regarding the moratorium: the Board may extend the moratorium, vote to ban the activity, or take no action, allowing the moratorium to expire. He noted that if the moratorium expires without action, large-scale cannabis cultivation businesses could begin applying to locate in the Town.

**Supervisor Barrett-** Stated that any suspected unauthorized cannabis cultivation should be reported to Code Enforcement. He noted that New York State allows certain limited cannabis cultivation in some circumstances, but emphasized that the moratorium concerns large-scale operations, which differ from small personal cultivation such as a small grow in a basement or field.

**Supervisor Barrett-** Stated his support for extending the moratorium to ensure that it does not expire before the Town Board makes a decision. He explained that allowing the moratorium to lapse could leave the Town vulnerable to large-scale cannabis cultivation businesses locating in the Town without legislative controls in place.

**Councilman Fantini-** Asked what concerns exist regarding the potential presence of large-scale cannabis cultivation businesses in the Town. Councilman Fantini stated that many local farms are struggling financially and that farmers may sell their land to developers. He expressed support for allowing farmers the opportunity to grow alternative crops, including cannabis, as a way to sustain farming operations rather than selling to developers. He acknowledged concerns about odors from cultivation facilities but noted that farms already produce strong smells from manure and other farm operations. Councilman Fantini also stated that allowing cultivation could generate additional revenue for the Town and benefit taxpayers.

**Supervisor Barrett-** Stated that he does not anticipate significant additional revenue from large-scale cannabis cultivation. He noted that revenue potential would depend on the location of such businesses and emphasized that any zoning controls on where cultivation businesses could be located would require a public hearing. He stated that if the Town Board wishes to consider zoning options for these businesses, a public hearing would be necessary. Supervisor Barrett

added that if the initial moratorium expires before the process of establishing zoning or legislative controls begins and is completed, the Town would not have those controls in place to regulate large-scale cannabis cultivation businesses.

**Attorney Dailey-** Stated that the Town should use the next six months to develop a policy regarding large-scale cannabis cultivation at the conclusion of the moratorium. He suggested the Town consider statewide options and consult with agencies such as the Attorney General and the Department of Agriculture and Markets. Attorney Dailey noted that indoor cannabis cultivation, known as controlled environment agriculture, can involve large industrial-scale greenhouse operations that may cover many acres and resemble factories, significantly changing the landscape. He stated that the Town needs more time to develop policies and assess options, and that the Town Board does not yet have enough information collectively to make a decision at the current meeting. He recommended using the next six months to review options and determine the best direction for the Town.

**Supervisor Barrett-** Stated that indoor cannabis cultivation allows for a more controlled environment but may be more costly, depending on the size and nature of the operation. He noted that cultivation methods and impacts vary based on the specific business model and that cannabis cultivation can take different forms.

**Attorney Dailey-** Stated that indoor cannabis cultivation provides a more controlled environment but may be more expensive depending on the size and nature of the operation. He explained that cultivation practices vary by business and can take different forms. Attorney Dailey noted that indoor cultivation is pesticide-free and effectively organic, conducted on an industrial scale with crops valued in the millions of dollars. He stated that cannabis is grown not only for recreational THC use but also for medicinal purposes and for applications relevant to the pharmaceutical industry. He described cannabis cultivation as a developing and expanding industry involving large-scale, professional operations rather than small, unregulated growing practices. Attorney Dailey concluded that the Town would benefit from additional time to develop appropriate policies.

**Councilman Fantini-** Stated that as long as the Town Board remains committed to actively reviewing the issue rather than extending the moratorium indefinitely, he supports allowing additional time to make a well-informed decision. He expressed support for extending the moratorium.

Resolution No. 32 of 2026, a resolution to amend Resolution No.14 of 2026, relating to the repair and replacement of a guide rail damaged by a vehicular accident on Bruno Road.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Dahn Bull, Highway Superintendent, proposed piggybacking off of contract 25-PWGR-24R2, entered into by the County of Saratoga, to order a replacement for a guide railing that was damaged in a hit-and-run vehicular accident, and

WHEREAS, Resolution No. 14 of 2026 referred to a specific date for this accident, however no actual date is known, per Mr. Bull, as the damage was noticed on or about November 17, 2025; now, therefore, be it

RESOLVED, that Resolution No. 14 of 2026 should be amended to state in the first WHEREAS that “Dahn Bull, Highway Superintendent, proposes piggybacking off of contract 25-PWGR-24R2, entered into by the County of Saratoga, to order a replacement for a guide railing that was damaged in a hit-and-run vehicular accident that occurred on or about November 17, 2025, at a cost not to exceed \$5,142”; and be it further

RESOLVED, that the Town Clerk is authorized to make the above-stated amendment to Resolution No. 14 of 2026.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

No one wished to heard.

Resolution No. 33 of 2026, a resolution scheduling a public hearing to consider amendments to the Town Code regarding Chapter 17, Code of Ethics.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilman Fantini.

WHEREAS, if the Town Board of the Town of Clifton Park cannot agree on new members by unanimous consent, local law requires new members to be appointed by the County Ethics Board, as set forth in Chapter 17, Ethics code, §17-13 as last amended by Local Law No. 4 of 1994, and

WHEREAS, the County Ethics Board lacks the authority and should have no authority to appoint members of a Town’s Ethics Board, and

WHEREAS, it is appropriate that the power to appoint members and the chairperson of the Town’s Ethics Board be appointed by a majority vote of the Town Board; now, therefore, be it

RESOLVED, that a public hearing to consider amendments to Town Code Chapter 17, Code of Ethics, will be held on February 24, 2026 at 7:02 p.m. in the Wood Memorial Room, One Town Hall, Plaza, Clifton Park, New York; and be it further

RESOLVED, that the Town Clerk is directed to publish appropriate notice of the same.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Councilman Manir-** Stated that the item is a Public Hearing regarding Chapter 17 of the Town Code. He explained that the current language provides that Ethics Board members are appointed by unanimous vote of the Town Board, and if that does not occur, the appointment is referred to the County. He stated that the Town wishes to amend the provision because Ethics matters are Town business and should be resolved locally rather than by the County. He explained that the proposed change would remove the requirement for unanimity and instead require a majority vote. Councilman Manir stated that no decision would be made at this time, and that the Town Board would hear public comments during the hearing before voting at a later time.

Resolution No. 34 of 2026, a resolution authorizing Town Board members, Town Attorneys, Department Heads and elected officials to attend the New York Association of Towns (NYOAT) annual meeting in New York City.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilman Fantini.

WHEREAS, it has requested that certain Town Hall employees and elected officials be authorized to attend the NYOAT Annual Conference to be held February 14-17, 2026, at the Marriott Marquis, in New York, New York, and

WHEREAS, their attendance at this conference will confer a benefit upon and be in the best interest of the Town of Clifton Park; now therefore be it

RESOLVED, that Town Board members, Town Attorneys, Department Heads and Deputies, and elected officials are authorized to attend the NYOAT annual meeting in New York City, to be held February 14-17, 2026; and be it further

RESOLVED, that these individuals shall be reimbursed for their actual and necessary expenses to include registration, transportation, lodging and meals, upon submission of receipts to the Office of the Town Comptroller.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Councilman Fantini-** Stated that as a new Town Board member, he values opportunities to attend meetings and events as much as possible. He expressed that such opportunities allow the Town Board to collaborate, work together, and build relationships. He encouraged other Town Board members to attend so that they can strengthen working relationships and develop collaboration.

**Supervisor Barrett-** Stated that attendance at the referenced event was not included in the current budget and that no estimated cost had been identified. He noted that the event, hosted annually by the New York State Association of Towns in New York City, was not one he had attended previously and that he would not be attending this year. He stated, however, that if other Town Board Members believed attendance was worthwhile and wished to attend, he would support the resolution.

**Councilwoman Reid-** Asked Councilwoman Bellamy to confirm whether she had attended the event in the past.

**Councilwoman Bellamy-** Stated that she previously attended the New York State Association of Towns event and found the workshops to be very beneficial. She noted that she participated in several Highway Department workshops, which she described as advantageous and informative.

Resolution No. 35 of 2026, a resolution in connection with the resolution of the lawsuit with Malta Asphalt, Inc.

Introduced by Councilman Fantini, who moved its adoption, seconded by Councilman Manir.

WHEREAS, a lawsuit exists between the Town of Clifton Park and Malta Asphalt, Inc., and

WHEREAS, through the efforts of Deputy Town Attorney Kevin Luibrand, the parties have agreed to settle the matter; now, therefore, be it

RESOLVED, that in the matter of Town of Clifton Park v. Malta Asphalt, Inc., the parties have agreed to settle the litigation and that the Town Attorney is hereby authorized to enter into the attached Stipulation of Discontinuance to affect a resolution of the matter.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

## DECLARED ADOPTED

**Supervisor Barrett-** Stated that the matter had been discussed previously during the Agenda Session and that Town Board members had received a copy of the stipulation agreement. He explained that the issue involved damage to a residential driveway resulting from a failure of Town infrastructure and that the Town determined it was necessary to repair the driveway. The Town solicited bids and awarded the project to the lowest bidder. Supervisor Barrett noted that the completed work did not meet expectations and that the homeowner was dissatisfied with the outcome. He stated that he visited the site multiple times before and after the work, including meetings with the contractor. The process began the previous year and was adjourned twice before reaching a resolution. He stated that an agreement has now been reached and that the Town will rebid the project and reconstruct the driveway in an effort to complete the work to the homeowner's satisfaction.

Resolution No. 36 of 2026, a resolution appointing, provisionally, Megan Babendreier to the position of Director of Parks and Recreation.

Introduced by Councilman Fantini, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, an opening exists for a Director of Parks and Recreation in the Department of Parks and Recreation, and

WHEREAS, after interviewing Mrs. Babendreier, Councilwoman Nancy Bellamy and Councilwoman Agatha Reid, Town Board Co-Liaisons to the Department of Parks and Recreation, recommend her to the Town Board for the Director of Parks and Recreation position for a six-month probationary period; now, therefore, be it

RESOLVED, that the Town Board authorizes the probationary and provisional promotion of Megan Babendreier, Clifton Park, NY, to the position of Director of Parks and Recreation for the Town of Clifton Park, pending civil service certification, at Grade 10, Step 1, Year 1, to be paid \$48.11/hr., effective immediately; and be it further

RESOLVED, that Mrs. Babendreier is hereby added as an authorized purchaser in accordance with the Town's Procurement Policy; and be it further

RESOLVED, that the Comptroller is authorized to transfer funds as detailed in the attached Schedule A.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

## DECLARED ADOPTED

**Councilman Manir-** Offered congratulations, noting that he had the opportunity to speak with the individual prior to the interview. He expressed confidence that the Board made an excellent choice and reiterated his congratulations.

**Supervisor Barrett-** Noted that residents who have visited the Parks and Recreation Department likely have interacted with Megan, who has performed well during her tenure with the Town. He acknowledged a recent retirement in the department, creating a challenging staffing situation. With spring approaching, the department will soon begin preparing for summer programs and activities. Based on Megan's experience and performance, Supervisor Barrett expressed confidence that she will lead the department professionally and do an excellent job. He noted the need to fill multiple positions, including the vacant position created by the recent retirement and the position Megan will vacate as she moves into a leadership role.

**Councilman Fantini-** Congratulated Megan and thanked her for her hard work. He acknowledged that the department is short-staffed and noted that she has been putting in extra effort. He emphasized that this dedication demonstrates strong leadership and contributes to the success of the entire team. He expressed his appreciation for her work.

Resolution No. 37 of 2026, a resolution authorizing the construction inspection supplemental agreement #3 for the Hubbs Road Multi-use Path project.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, by Resolution No. 23 of 2022, the Town Board authorized the Supervisor to execute the master grant contract for the project and appropriated funds to plan, design and construct the project, and

WHEREAS, by Resolution No. 286 of 2022, the Town Board retained MJ Engineering, Architecture, Landscape Architecture and Land Surveying, P.C. (MJ) for design and construction inspection services for the project, and

WHEREAS, by Resolution No. 75 of 2024, the Town Board approved the recommended Just Compensation amounts for the Right-of-Way acquisitions necessary for the completion of the project, and

WHEREAS, by Resolution No. 10 of 2025, the Town Board authorized a no-cost time extension amendment for the completion of the project, and

WHEREAS, by Resolution No. 175 of 2025, authorized Supplemental Agreement #2 for MJ Engineering to conduct construction administration/construction inspections services, and

WHEREAS, the project construction began in September 2025 with a projected completion date by the end of 2025, however with a 90% completion of the project, on December 1, 2025, a contractor shutdown was necessitated by a significant snowstorm and consistent below-freezing temperatures, and

WHEREAS, the contractor is prepared to complete the project in Spring 2026, and

WHEREAS, MJ Engineering is requesting a supplemental agreement for the additional construction inspection hours needed to complete the project; now, therefore be it

RESOLVED, that the Town Board authorizes Supplemental Agreement #3, attached, for MJ Engineering to conduct construction administration/construction inspection services in an amount not to exceed \$19,246, and be it further

RESOLVED, that the Comptroller is authorized to transfer funds based on the attached Schedule A, and to approve the budget for H65-07629-200 (Capital Project – Hubbs Road – Multi-use Path); and be it further

RESOLVED, that the Supervisor is hereby authorized to execute all contract documents implementing this resolution.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

No one wished to heard.

Resolution No. 38 of 2026, a resolution awarding the construction contract for the access improvements for the 41± acre nature preserve on Riverview Road.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, by Resolution 186 of 2022, the Town Board authorized a professional services agreement with Environmental Design Partners (EDP) for engineering design services for the project, and

WHEREAS, on behalf of the Town Board, EDP published bid specifications and solicited sealed bids for the project pursuant to General Municipal Law §103, and

WHEREAS, the solicitation sought construction services for a plan to provide safe and convenient access to the nature preserve, including a new entrance drive at the location of the existing access, and an improved parking area, and

WHEREAS, after a bid opening on January 14, 2026, EDP performed a bid analysis and recommended that the construction contract for the project be awarded to William J. Keller & Sons Construction, as low bidder, at a cost not to exceed \$179,891; now, therefore, be it

RESOLVED, that the Town Board accepts the recommendation of the project design engineer, EDP, and hereby awards the construction contract for the access improvements for the 41± acre nature preserve to William J. Keller & Sons Construction, pursuant to General Municipal Law §103, at a cost not to exceed \$179,891; and be it further

RESOLVED, that the comptroller is authorized to transfer funds from A-00914 (Unassigned Fund Balance) to A-7230-200 (General Fund – Riverfront 41 Acres – Equipment); and be it further

RESOLVED, that EDP is authorized to notify William J. Keller & Sons Construction to proceed with construction once construction contract documents are executed between William J. Keller & Sons Construction and the Town of Clifton Park; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute all contract documents implementing this resolution.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**John Scavo-** Summarized a three-year project involving design and wetland permitting access improvements to the Town’s 41-acre preserve. The work includes upgrading the gravel drive for safer vehicle access, adding parking for about 12 cars, and fixing drainage where a pipe has collapsed. He noted that all disturbance is within previously disturbed areas to minimize impact, and that avoiding wetlands would have required more clearing. Five contractors bid for the project, and the lowest bid was from William Keller and Sons Construction, with whom the Town has previously worked. Work is expected to begin after the snow season, aiming for April.

**Supervisor Barrett-** Noted that the Town had to wait for necessary wetland approvals before proceeding. At the end of 2025, the Town received the required approvals, which was welcomed news. He stated that completing the project has been a long-standing priority for many in the Town and that it will significantly improve access to the preserve. He expressed satisfaction with the Town’s acquisition of the property, which occurred over a decade ago, and described the project as a valuable enhancement to a beautiful property in the southern part of the Town.

Resolution No. 39 of 2026, a resolution authorizing the Town Supervisor to sign a participation agreement with GOVMVMT, a purchasing cooperative.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Collection Systems Manager, Mike O’Brien, wishes to utilize Policy #16 of the Town’s Procurement Policy through the purchasing cooperative, and

WHEREAS, Mr. O’Brien, recommends the GOVMVMT purchasing cooperative as it would allow the Town Sewer Department to obtain better pricing and free shipping with USA Bluebook, a wastewater industry supplier used by the department, at no cost to the Town; now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to execute the attached no-cost participation agreement with GOVMVMT, a purchasing cooperative, for ordering wastewater supplies to be used by the Town Sewer Department.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Michael O’Brien** - Explained that the Town is considering joining a purchasing cooperative that allows them to buy from a company they already use, USA Bluebook. The cooperative would eliminate shipping costs and provide opportunities for lower pricing. There is no cost to the Town; the only requirement is signing an agreement to participate. He noted that the Town purchases a significant amount of chlorine from USA Bluebook for Riverview Landing, and joining the cooperative could be cost-effective.

Resolution No. 40 of 2026, a resolution authorizing the rejection of a bid proposal for construction services for upgrades at the Dutch Meadows Sewer District Pump Station.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, the Collection Systems Manager, Michael O’Brien, requested a solicitation for sealed bids, with a deadline of December 17, 2025, from qualified construction firms for the construction of the project as detailed in the attached bid advertisement, and

WHEREAS, one bid was received from William J. Keller & Sons Construction Corp in the amount of \$203,200, and

WHEREAS, MJ Engineering reviewed the bid from William J. Keller & Sons Construction Corp, as detailed in their attached correspondence dated January 16, 2026, and recommends rejecting the solo bid received, and recommends modifying the scope of work for the project and re-advertising the project to attract additional bidders and better pricing, and

WHEREAS, Mr. O’Brien advises that the submitted solo bid amount of \$203,200 is outside the Sewer District’s Budget and therefore should be rejected; now therefore, be it

RESOLVED that the Collection Systems Manager is authorized to reject the proposal received from William J. Keller & Sons Construction Corp for the construction services for the upgrades needed at the Dutch Meadows Sewer District Pump Station; and be it further

RESOLVED that the Collection Systems Manager is authorized to modify the scope of work for the project and re-advertise for sealed bids.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Michael O’Brien** - Reported that only one company submitted a bid for the project, and the pricing was considered too high with no comparable bids. He stated that the engineers and staff agreed to reject the bids, revise the project, and attempt to generate more local competition. He confirmed that this is the planned next step.

Resolution No. 41 of 2026, a resolution authorizing the purchase of one (1) 30-yard two (2) 40-yard steel roll-off garbage containers for the Transfer Station.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, has requested authorization to purchase three (3) steel roll-off garbage containers, under Sourcewell Contract #010825-WQI, and

WHEREAS Wastequip, 1079 State Route 20, New Lebanon, NY, has the garbage containers, per the attached quote, at a total cost not to exceed \$18,200, and

WHEREAS, Mr. Clemens has recommended purchasing the garbage containers from Wastequip as supplier; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Buildings & Grounds Department to purchase the three (3) steel roll-off garbage containers for the Transfer Station from Wastequip under Sourcewell Contract #010825-WQI, in a total amount not to exceed \$18,200, from A-08160-0200 (General Fund – Transfer Station – Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Daniel Clemens** - Explained that the request is for three new Rolloff containers to be used in the recycling area and the main household garbage area. He noted that Wastequip is a local supplier, which saves on shipping costs because the Town can pick up the containers using its own trucks. He indicated that this will result in significant savings.

Resolution No. 42 of 2026, a resolution authorizing the purchase of two (2) stand-on blowers for the Barney Road Golf Course and the Clifton Common.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Daniel Clemens, Director of Buildings, Parks & Recreation, has identified a need for blowers for maintenance of the golf course facilities at Barney Road Golf Course, and for areas of the Clifton Common, and

WHEREAS Emerich Sales & Service, 187 Valentine Road, Charlton, NY has two (2) Billy Goat Z3002 Hurricane stand-on blowers for purchase at a cost not to exceed \$11,435 each, for a total of \$22,870, and

WHEREAS, Mr. Clemens has recommended the stand-on blowers be purchased from Emerich Sales & Service; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Director of Buildings, Parks & Recreation to purchase two (2) Billy Goat Z3002 Hurricane stand-on blowers from Emerich Sales & Service, Charlton, NY, in a total amount not to exceed \$22,870, with \$11,435 to be paid from A-7112-200 (General Fund – Clifton Common – Equipment) and \$11,435 to be paid from A-7190-200 (General Fund – Barney Road Golf Course – Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Daniel Clemens-** Referenced a discussion from two weeks prior about the power of the hurricane blowers. They noted that the blowers can reach wind speeds of 165 mph and emphasized how effective they are. Mr. Clemens stated that the equipment is used frequently throughout the Town and will be used even more year-round, describing them as a very useful piece of equipment.

Resolution No. 43 of 2026, a resolution authorizing the purchase of a utility cart under state contract for use by the Buildings and Grounds Department.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, has requested authorization to purchase new equipment for use at the Barney Road Golf Course, and

WHEREAS, Mr. Clemens has recommended the purchase of a Toro Workman GTX EFI Utility Cart from Grassland Equipment & Irrigation Corp., 892-898 Troy-Schenectady Road, Latham, NY, under New York State Contract PC69682, Group 40625 Heavy Equipment, Award PGB-22792, for a total not to exceed \$12,733; now, therefore, be it

RESOLVED, that the Director of Buildings, Parks & Recreation is authorized to purchase a Toro Workman GTX EFI Utility Cart from Grassland Equipment & Irrigation, as described in the attached documents, at a total cost not to exceed \$12,733, under State Contract PC69682, to be paid from A-7190-200 (General Fund – Barney Road Golf Course - Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Daniel Clemens-** Stated that the Town will replace the oldest utility cart (golf cart) at Barney Road Golf Course. He noted that these carts are used continuously throughout the season. He added that similar Workman carts are used in other parts of the department and described them as reliable and high-quality equipment.

Resolution No. 44 of 2026 a resolution authorizing the Department of Buildings & Grounds to purchase two (2) pickup trucks with plows from State Contract.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, the Director of Buildings, Parks & Recreation, Daniel Clemens, has requested authorization to purchase two pickup trucks, both to replace 2017 models of the same make that are currently used by the department, and

WHEREAS, the first truck is a 2026 Ford F-450 with landscaper dump body and plow, at a cost of \$84,063, and is available from Van Bortel Ford, Inc, through a mini-bid process under the NYS Office of General Services Mini-bid #PC68963, and

WHEREAS, the second truck is a 2026 Chevrolet Colorado with plow, at a cost of \$43,263, and is available from Cappellino Chevrolet, Inc., also through a mini-bid process under NYS Office of General Services Mini-bid #PC68926; now, therefore, be it

RESOLVED, that the Director of Buildings, Parks & Recreation is authorized to purchase the above-referenced vehicles for use by the department, paid for by municipal lease, terms to be determined; and be it further

RESOLVED, that the annual charge for the two (2) vehicles be charged to A-7110-145 (General Fund - Buildings & Ground - Capital Lease Pay).

#### ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

#### DECLARED ADOPTED

**Daniel Clemens-** Described two vehicle replacements. The first is a large Ford F450 with a landscaping dump body, intended to replace an older truck. The second is a smaller Chevy Colorado, also replacing an older vehicle. The Chevy is used frequently for trail work, including plowing. Both vehicles were procured through the New York State Mini Bid process, with multiple bids received. Mr. Clemens noted that although the cost is high, the prices represent good deals given current market conditions.

Resolution No. 45 of 2026, a resolution authorizing the promotion of David Noakes, currently Laborer to Motor Equipment Operator (MEO) Light in the Buildings & Grounds Department.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has expressed a need for an MEO Light in the department, and

WHEREAS, Mr. Clemens recommends that David Noakes be promoted from Laborer to MEO Light in the department, and

WHEREAS, the above-referenced employee is qualified for the position per civil service classification; now, therefore, be it

RESOLVED, that David Noakes is hereby promoted to MEO Light, Grade 4, Step 1, Year 1, at \$26.11 per hour, \$52,518/year, effective immediately.

#### ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

#### DECLARED ADOPTED

**Daniel Clemens-** Explained that the proposed change is a standard progression from a laborer/entry-level position. He noted that David began as seasonal help and was later hired full-

time at the transfer station. Over time, David has gained experience, learned new skills, and made improvements. Mr. Clemens stated that it is a normal progression for David to be promoted to a higher position.

Resolution No. 46 of 2026, a resolution authorizing the replacement of the grease trap built into the kitchen floor at the Clifton Park Senior Community Center.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has identified a need to replace the grease trap in the kitchen floor of the Clifton Park Senior Community Center, as it is no longer functioning, and

WHEREAS quotes were received on January 13, 2026 for the grease trap removal and replacement, and

WHEREAS, Mr. Clemens has recommended the equipment be purchased from the lowest bidder, Rotor-matic Sewer & Drain, Watervliet, NY, at a total cost not to exceed \$13,700; now, therefore, be it

RESOLVED, that the Director of Buildings, Parks & Recreation is authorized to hire Rotor-matic Sewer & Drain to remove and replace the grease trap built into the kitchen floor at the Clifton Park Senior Community Center, at a cost not to exceed, \$13,700, to be paid from A-1624-200 (General Fund – H. Kinns Community Center – Equipment).

#### ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

#### DECLARED ADOPTED

**Michael O'Brien** - Explained that the grease interceptor is a critical component of the commercial kitchen, preventing grease from entering the sewer system and grinder pump. He noted that the interceptor's internal baffles have rusted out, and the unit is concreted into the floor, requiring removal by jackhammer. A new unit will need to be installed, replumbed, and cemented back in, making the job complex. Mr. O'Brien said that although the work is specialized, he was able to find three companies to inspect the unit, and he believes the Town received a good price. He emphasized that replacement is necessary and required by code.

Resolution No. 47 of 2026, a resolution authorizing the Clifton Park Senior Community Center to expand their use of EZ Facility software to include online payments from members.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, Susan Leonard, Director of the Clifton Park Senior Community Center, advises that EZ Facility software is currently being used at the Center for member check-in and tracking however credit card payments from members are accepted in-person at the Center, and

WHEREAS, the Town wishes to add a module to EZ Facility to allow members of the Senior Center to register for classes and programs online, and

WHEREAS, EZ Facility has a payment processing option, EZ Payments, that can be integrated into the Center's current software package, as proposed in the attached email correspondence; now, therefore, be it

RESOLVED, that the Clifton Park Senior Community Center is authorized to expand their current EZ Facility software to integrate EZ Payments to allow members to submit online

payments and registrations, at an annual cost not to exceed \$292, to be paid from A-6773-00004 (General Fund – Senior Center - Computer).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

**Supervisor Barrett-** Explained that in 2025 the Town explored options to make payment methods more convenient for members of the Senior Community Center, including using an online payment system. He noted that Easy Facility has been a vendor for the center since at least 2016, when the Town took operational responsibility. He recalled that reaching out to Easy Facility was one of his first actions after the town assumed management.

**Susan Leonard-** Stated that use of computers at the Senior Community Center has increased significantly and that the front desk is extremely busy. She noted that the number of classes offered has nearly doubled compared to earlier years, creating a need to process registrations more efficiently. While credit cards are currently used, she explained that offering online payments would allow members to register from home. She added that staff can assist members at the center with using the system if needed. Ms. Leonard emphasized that this change would greatly reduce front desk congestion and improve efficiency during program and trip registrations.

**Supervisor Barrett-** Noted that the beginning of each month is particularly challenging due to increased activity at the Senior Community Center. He highlighted significant membership growth, increasing from approximately 620 members to about 1,600 members. He emphasized the importance of developing more efficient options to support both staff operations and member convenience.

Resolution No. 48 of 2026, a resolution authorizing the Highway Superintendent to transfer funds to pay for additional road salt.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, Highway Superintendent Dahn Bull needed to purchase additional salt used for plowing and deicing operations after winter storms throughout December of 2025; and

WHEREAS Morton Salt delivered additional road salt required to perform these actions, totaling \$83,020.21; and,

WHEREAS, the available funds in the 2025 budget line, DA-05142-00138 (Highway Fund – Snow Removal – Road Salt) is \$60,158, requiring an additional \$22,864 to be transferred, and

WHEREAS, there is currently \$12,971 available in DA-05142-0012 (Highway Fund – Snow Removal – Fuel) and \$18,198 available in DA-05142-00136 (Highway Fund – Snow Removal – Diesel Fuel); now, therefore, be it

RESOLVED, that the Highway Superintendent is authorized to pay invoices from December 2025; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$12,971 from DA-05142-00012 and \$9,893 from DA-05142-000136 to DA-05142-00138.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir, Councilwoman Reid, Supervisor Barrett

Noes: None

#### DECLARED ADOPTED

**Dahn Bull-** Reported that the item involved a minor internal adjustment within the Highway Department budget, with funds being reallocated to address snow-related expenses. He provided snowfall activity data, noting that in 2025 the department has plowed and salted roads six to seven times, compared to 20 times in 2024 and 22 times in 2023. He added that the town recently experienced its largest snowfall since 2020. Bull explained that, with assistance from Mark, funds were moved from fuel to salt to help cover current needs.

#### New Business

**Councilman Fantini-** Addressed community concerns regarding the new traffic light near Chick-fil-A. He explained that the light was installed as part of traffic improvements related to nearby development. He noted that the current traffic signal timing is not operating as intended, which is contributing to the reported traffic issues.

**John Scavo-** Reported that the design engineer for Bass Pro Shops reviewed the new traffic signal and confirmed that the current timing does not match the approved signal timing plan. Scavo stated that he notified the contractor and provided the timing plan prepared by the design engineer. He clarified that the Town has not yet taken ownership of the signal and that it remains the contractor's responsibility. The contractor is arranging for the subcontractor to retune the signal to proper specifications. Mr. Scavo confirmed that the traffic signal was fully funded by Bass Pro Shops at a cost of approximately \$270,000, emphasizing the high cost of traffic signal equipment and installation.

#### PUBLIC PRIVILEGE 8:43 pm

Chris O'Hara of Stony Heights Court urged the Board not to act hastily on a suggestion to subsidize electricity costs for public electric vehicle charging. He stated that subsidizing EV charging would be discriminatory to residents who do not own electric vehicles, comparing it to discounting gasoline for some residents but not others. He expressed concerns about broader Federal and State Policies supporting electric vehicles, citing reduced demand, financial losses by manufacturers, and long-term costs to taxpayers. Mr. O'Hara emphasized that even if the cost impact appears small, the policy implications are significant. He concluded by stating that neither residents nor Town employees should receive discounted electric charging rates and should instead pay standard rates consistent with those elsewhere in town.

**Councilman Fantini-** Clarified that the proposal is not to provide free or subsidized electric vehicle charging. He explained that users would be charged the Town's cost for electricity plus an additional 10 percent fee to cover the service provider's operational and credit card processing costs. He stated that the current electricity rate is 15 cents per kilowatt-hour, and with the added fee, the total cost would be approximately 16.5 cents per kilowatt-hour. Mr. Fantini emphasized that users would be paying for the full cost of electricity, with no discount or subsidy provided.

Mr. O'Hara responded to the clarification, stating that his concern was not about free charging but about providing any incentive beyond the standard commercial electricity rate. He argued that offering electricity at the Town's cost plus a fee still creates inequity unless similar pricing is offered for gasoline purchases. He stated that providing a public service at a reduced or non-commercial rate to one group is discriminatory and emphasized that any public service should be offered equitably to all Town residents.

**Councilman Fantini-** Reiterated that the Town would charge users the same rate the Town pays for electricity, plus a 10 percent fee. He stated that the Town's electricity cost is 15

cents per kilowatt-hour and that users would be charged approximately 16.5 cents per kilowatt-hour. He emphasized that the Town would not be subsidizing the cost and that users would pay more than the Town's base electricity rate. Councilman Fantini stated that the Town is currently charging 30 cents per kilowatt-hour for electric vehicle charging, which exceeds the Town's cost for electricity. He proposed reducing the rate to the Town's actual electricity cost plus an additional 10 percent to cover credit card processing fees.

**Supervisor Barrett-** Asked John Scavo about the future ongoing costs associated with electric vehicle charging stations. He referenced prior discussion regarding substantial subsidies for green energy projects, noting that EV stations fall into that category and have minimal upfront costs. He requested information on expected ongoing maintenance costs for the charging devices, acknowledging that exact figures are uncertain.

John Scavo stated that ongoing maintenance costs for the EV charging stations primarily consist of the annual service fee paid for transaction monitoring and usage tracking. He noted that the Town has experienced very few repairs, mostly limited to occasional system resets or connection issues, typically caused by power outages. Regarding future maintenance, he indicated that as the EV charging industry standardizes, the Town would be responsible for any future maintenance needs.

**Supervisor Barrett-** Explained that the current EV charging rate was set higher because future maintenance costs for the chargers are expected. He stated that collecting funds now to cover anticipated future maintenance was part of the decision-making process when setting the current rate.

**Councilman Fantini-** Reiterated that residents currently pay about 21 cents per kilowatt-hour for electricity at home, while the Town charges 30 cents for public EV charging. He questioned why anyone would use the Town's chargers if they can charge at home for less. Councilman Fantini argued that the Town should charge no more than the residential rate to encourage adoption of EVs. He emphasized that without sufficient usage, the chargers represent a poor investment and could be wasted money.

**Supervisor Barrett-** Responded to the comparison between home charging and public charging by noting that public charging is a convenience provided on public property and incurs ongoing costs for the Town to maintain. He stated that it would not be surprising if charging at home is cheaper but emphasized that the Town selected the EV charger locations to maximize usage. He explained that the Town, like private entities, must decide whether to charge nothing, charge enough to recover electricity delivery costs, or charge more to cover future maintenance. He confirmed that the current rate reflects the decision to include additional funds to cover anticipated maintenance costs.

**Councilman Manir-** Stated that the Board needs more information regarding the EV charging program. He emphasized that the Town should not incur any costs for the chargers or maintenance unless there is state subsidy, as any expense could eventually impact residents' tax bills. He suggested researching whether New York State provides subsidies for the charging stations. Councilman Manir proposed gathering this information over the next two weeks so the Board can revisit the issue at the next meeting.

**Councilwoman Reid-** Noted that the Town conducted an extensive RFP process in 2023 for the installation of the EV chargers, which produced detailed information about the decision-making process and the options considered. She asked John Scavo if he could locate a synopsis of that information and share it with the new Board Members so they could be brought up to date on the background and rationale for the chargers.

Hugh Burke stated that he was not present when the EV chargers were installed and expressed confusion about their purpose. He questioned why the Town provides EV charging when there is no gas pump and many drivers can charge at home before arriving. He asked for clarification on the rationale behind installing the chargers. Mr. Burke expressed further concern about the placement and purpose of the EV chargers. He compared the situation to retail charging stations that attract customers and noted that the charger's location at the front of the building can inconvenience drivers of gasoline vehicles, particularly those who are disabled and need closer access. Mr. Burke stated that he believes

gasoline vehicle owners may indirectly subsidize EV charging through taxes or other costs. He questioned the overall rationale for having the chargers and emphasized that, if the chargers are subsidized by the state, taxpayers still bear the cost. He agreed with prior comments that EV charging should be priced the same as the standard rate, similar to how a gas station would not offer discounted fuel.

Mike Christensen of Midway Court expressed disappointment that Board materials were not made available until the evening before the meeting. He stated that he is accustomed to receiving materials well in advance and noted that the late release limited the public's ability to review the Agenda and supporting documents thoroughly. He requested that the Town make every effort to distribute Board materials in a timelier manner in the future to allow adequate public review.

**Supervisor Barrett-** Responded to the comment regarding late distribution of Board materials. He noted that when meetings were held on Mondays, materials were released before the weekend. He explained that the current Tuesday meeting schedule follows the technical requirement of releasing materials at least 24 hours prior to the meeting. He agreed that distributing materials before the weekend would be a better solution and suggested it as an improvement.

Mikayla Hugg of Jonathan Drive spoke on behalf of the Clifton Park Soccer Club, shared information about the club's upcoming program and noted that registration is currently open. She requested that the Town post the program information on its Facebook pages and potentially on the town website to help promote registration.

Anthony Morelli of Gloucester Street thanked the Board for the unanimous decision to hire Megan, noting that former employee Mike Werner had previously indicated that Megan was ready for the role. He praised Megan's work and expressed support for her leadership in the Parks and Rec. Department. Mr. Morelli then addressed the 41-acre preserve project, noting the Town purchased the property around 2011 and later allocated ARPA funds for design services in 2022. He expressed enthusiasm that the parking and access improvements are moving into the construction phase, with hopes for completion by summer. He emphasized that the improvements will enhance safety and access to the parcel, which has been a long-standing priority of the Open Space Committee. Finally, Mr. Morelli commented on the proposed Ethics Board resolution. He expressed concern about removing the requirement for unanimous Board consent when appointing Ethics Board Members. While he agreed that appointments should not default to the County, he argued that the Board should be able to collectively agree on an appointee. He stated that Ethics issues arise across the political spectrum, and the Town should be able to select a member unanimously without involving the County. He cautioned against partisanship and stressed the importance of maintaining public trust and the appearance of impartiality. He concluded by noting he will attend the upcoming Public Hearing.

Carol Hugg of Jonathan Drive asked about the former Board Member who requested an investigation and whether that individual has been removed from all records. She requested clarification on compensation or any promised payment for the former Board Member's role as Confidential Secretary or other positions. Ms. Hugg thanked Councilman Fantini for addressing microphone issues, noting that remote listening during the previous meeting was difficult due to poor audio quality. She expressed concern that the Board appeared politically motivated, referencing a previous Agenda Session where some Board Members were upset about not being involved in the interview process for one position. She asked whether they were involved in interviews for a court-appointed hire and the promotion, and if not, why did they not express similar concern. Ms. Hugg requested clarification on the public comment time limit, asking whether the three-minute rule applies once at the beginning and once at the end of the meeting for public privilege. Finally, she commented on the EV charging discussion, suggesting that Councilman Fantini may benefit from a reduced charging fee because he drives a Tesla, though she did not assert that he charges at Town stations.

**Councilman Fantini-** Responded to the suggestion that he might benefit from reduced EV charging fees, clarifying that his home electricity rate is \$0.07 per kilowatt-hour, and therefore he does not use the town's EV chargers.

Ms. Hugg addressed the new Board Members, reminding them that they represent Town residents and are accountable to the public. She expressed concern that many residents who speak during public privilege do not receive responses to their questions, noting that she is still awaiting answers to questions she asked at the January 6 meeting. She requested that Board Members follow up with residents after questions are raised, either during the meeting or afterward, to provide updates and indicate what actions will be taken.

**Councilman Fantini-** Responded to Ms. Hugg's questions and comments. He stated that Amy's salary as Confidential Secretary is \$0. He clarified that there was not an "investigation," but rather two separate reports. He noted that one report, described as an attorney's view, did not include input from all parties, making it one-sided. Fantini also reiterated that he uses off-peak charging for his electric vehicle, paying 7 cents per kilowatt-hour, and therefore he does not charge at the Town's EV chargers.

**Supervisor Barrett-** Clarified that there is a stipend for the Secretary to the Sewer Department and confirmed that it is the same person Confidential Secretary. He stated that the stipend amount is **\$8,500**.

No one else wished to be heard.

Public Privilege closed at 9:09 P.M.

MOTION BY Councilman Manir, seconded by Councilman Fantini, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 9:18 P.M.

Caitlin Fantini  
Town Clerk