

TOWN OF CLIFTON PARK TOWN BOARD

July 21, 2026

The meeting of the Town Board of the Town of Clifton Park was held in the Town Office Building at 7:00 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
Daniel Clemens, Director of Parks, Buildings & Recreation
Norah Hoefer, Communications and Technology Coordinator
John Scavo, Planning & Zoning Director
Dahn Bull, Superintendent of Highways
Megan Babendreier Director of Parks & Recreation

MINUTES

MOTION by Councilman Fantini seconded by Councilman Fantini to approve the Town Board minutes of the July 7, 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

Councilwoman Reid announced that the Clifton Common summer concert series is underway, with successful performances already held by Petty Thieves, The Not So Common Players, and River Jaxi. She reminded residents that the next free concert featuring Bon Journey will take place on August 2 at 7:00 p.m. at Clifton Common. She also highlighted the upcoming National Night Out celebration on August 4 beginning at 5:00 p.m. at Clifton Common. The family-friendly event, held in partnership with Folds of Honor, will honor first responders and support scholarships for the families of fallen or disabled military members and first responders. Activities will include food trucks, basketball, children's activities, opportunities to meet local first responders, and performances by Grandma Tippy Toes and Big Sky Country. Councilwoman Reid announced the debut of *Safety Lou's Community Safety Coloring Book*, created in memory of former Director of Public Safety and Security Lou Pasquarell. The interactive educational book encourages children to visit local first responder sites, collect stickers, and learn about community safety while honoring Lou's legacy of service and commitment to educating children. She thanked Parks and Recreation Director Megan Babendreier, Jean Spiegel, Norah Hoefer, and members of the Pasquarell family for their collaboration on the project. Copies of the book will be available at National Night Out through the Parks and Recreation Department.

Councilman Manir thanked Councilwoman Reid for her report, commended the Safety Lou initiative, and expressed his appreciation to Parks and Recreation Director Megan Babendreier for her work on the project.

Supervisor Barrett complimented the likeness of Lou Pasquarell depicted in the *Safety Lou's Community Safety Coloring Book* and thanked everyone involved for their work in bringing the project together.

PUBLIC PRIVILEGE 7:04 p.m.

Brady Ozimek of Tracey Court stated that he had submitted a letter for inclusion in the meeting minutes and summarized its contents, see attached. He reiterated concerns regarding the use of automated license plate reader (ALPR) systems and other AI-driven surveillance technologies, including Flock Safety and similar camera systems, citing privacy, data collection, and potential misuse of information. He advocated for a local law prohibiting the installation and use of such systems within the Town and requested that the Town Board hold a public hearing on the matter. Mr. Ozimek noted that he has discussed the issue with members of the Town Board and expressed appreciation for their willingness to consider bipartisan solutions. He also raised concerns about the placement of surveillance cameras in public spaces, the potential for misuse by individuals or government agencies, the accuracy of AI-generated identifications, and public access to collected data under current laws. He encouraged the Town Board to continue working collaboratively on the issue.

Councilman Manir thanked Mr. Ozimek for bringing the issue to the Board's attention and for sharing his research and supporting information. He stated that he had directed the Town Attorney to arrange a public forum to discuss the possibility of prohibiting the use of AI-driven license plate reader and similar surveillance camera systems in Clifton Park. Councilman Manir also thanked Councilwoman Reid for her willingness to work collaboratively on the issue and noted that the entire Town Board supports holding a public forum before considering any action.

Christine Matthews of Cinnamon Lane speaking on behalf of Residents for Responsible Development, expressed support for Resolution No. 5, stating that responsible development requires clear, well-reasoned, and legally sound land use regulations. She said the resolution would provide the Planning and Zoning Department with the professional resources needed to complete the code review initiated during the current development moratorium and noted that the need for additional assistance had been identified by the Town's Planning Director and supported by recommendations from the Saratoga County Planning Board. She stated that the resolution would help ensure a thorough and defensible review process without predetermining any policy outcome. Ms. Matthews also expressed support for Resolution No. 2 establishing a solar committee. She encouraged the committee to seek input from solar developers and industry professionals in an advisory capacity through presentations, technical briefings, and opportunities to answer questions, while reserving committee membership and decision-making authority for individuals representing the public interest.

Steven Baldwin of Schenectady speaking on behalf of the Not So Common Players, congratulated the newly elected and appointed Town Board members and referenced a recent letter submitted by the organization's president. He highlighted the organization's partnership with the Town in providing free theatrical performances and educational programming for the community, noting that more than 1,000 attendees had already participated in the current summer performances and that the children's theater camp was concluding that weekend. Mr. Baldwin informed the Board that the organization had recently been notified that its storage space at the Grange had been condemned by the Fire Department and must be vacated promptly, creating an urgent need for alternative storage. He stated that the loss of storage could affect the organization's ability to continue its programming and prepare its upcoming grant application, as additional rental costs would reduce funds available for public arts programming. He requested the Town's assistance in identifying replacement storage space and expressed appreciation to Town staff and Board members for their responsiveness and willingness to work with the organization on a solution.

Raymond Seymour of Nadler Road congratulated the Town on its new sound system, noting that it had significantly improved the quality of meetings for those attending remotely. Speaking on behalf of Friends of Clifton Park Open Space, Mr. Seymour expressed support for Resolutions No. 2 and No. 5. He stated that the organization has long advocated for updating the Town's Comprehensive Plan to address changing land use issues, including utility-scale solar development, and has supported efforts to strengthen land use planning. He also referenced the

organization's past opposition to the proposed concrete batch plant, citing environmental concerns and questions regarding its classification as light industrial. Mr. Seymour commended the Town Board for advancing both resolutions and expressed hope that they would be approved.

Joanne Coons of Balsam Way addressed the Board to clarify her willingness and qualifications to serve on the Town's PV steering committee. She outlined her background as a biology, earth science, and environmental science teacher, as well as her experience teaching photovoltaic solar energy at Hudson Valley Community College for 12 years. She stated that she remains current on solar technologies, policies, and planning issues and believes her technical knowledge would benefit the committee. Ms. Coons also noted her service on the Clifton Park Planning Board and her participation in planning and zoning training related to solar development, battery storage, and land use. She stated that she does not believe she has a conflict of interest in serving on the committee. She further shared that she and her husband own 28 acres of land that they have chosen to preserve despite receiving offers for solar development and residential development, emphasizing their commitment to land conservation. Ms. Coons concluded by inviting the public to attend an upcoming Green Committee educational program on solar energy at the Clifton Park-Halfmoon Public Library.

Caryl Hugg of Jonathan Drive addressed the Board regarding concerns about transparency, communication, and resident engagement. She stated that residents are frustrated by unanswered questions, limited explanations regarding Board actions, and what she described as a lack of responsiveness to resident concerns. She raised concerns about the removal of a resident from a board, interactions among Board members and legal counsel, and the availability of meeting information. Ms. Hugg questioned why meeting agendas could not be provided earlier, noting that residents have requested access by Friday to allow adequate time for review. She also questioned the decision to move meetings to Tuesdays and the cancellation of an upcoming meeting, expressing concern that a backlog of resolutions could result in longer future meetings. She asked the Board to provide more opportunities for residents to receive answers and participate in local government. Ms. Hugg emphasized that her comments come from a desire for transparency, accountability, and respectful communication between elected officials and residents. She also raised concerns regarding the accuracy and neutrality of meeting minutes, citing a recent example involving discussion of the CSEA agreement and requesting that minutes reflect statements consistently and accurately for all participants.

Councilman Manir responded to Ms. Hugg's comments by asking for conformation that the Town publishes the meeting agenda on Fridays.

Councilwoman Reid clarified that the documents received on Fridays are draft resolutions intended for internal review and discussion by the Board, rather than the finalized public agenda materials.

Councilman Manir stated that the Board had previously discussed publishing meeting materials and that he was not aware the Friday documents were not being posted to the website. He indicated that he would make every effort to have the agenda materials published on Fridays. He noted that materials released on Friday may still be subject to minor changes before the meeting and advised residents to be aware that last-minute adjustments could occur.

Pat McKenzie of Woodcliffe addressed the Board, stating that she has attended Town Board meetings for several months and has observed what she described as ongoing tension and disagreement among Board members. She expressed concern that the conflict could affect public confidence in the Board's ability to work effectively for the community. Ms. McKenzie offered two suggestions to improve communication and engagement with residents. First, she recommended providing an executive summary at the beginning of meetings highlighting the major issues facing the Town, current projects, and the status of ongoing matters such as regulations, committees, and moratoriums. She stated that providing updates in clear, plain language would help residents better understand the Board's work beyond individual resolutions. Second, Ms. McKenzie suggested holding a town hall-style forum where residents could ask questions directly and hear Board members discuss their priorities, goals, and ideas for improving Clifton Park. She encouraged Board members to share their visions for the future and engage in a broader dialogue with the community. Ms. McKenzie concluded by complimenting Town staff for their cleanup efforts following the July 4th fireworks and parade, noting that the condition of local roads and bike paths reflected a strong effort by the Town.

Supervisor Barrett commended the Town staff responsible for cleanup following community events, noting that it is a significant undertaking. He explained that crews work late after events conclude, removing traffic cones and other materials, and return the following morning to continue cleanup efforts. He thanked the staff for their hard work and dedication.

Daniel Mathias of Birch Hill Road commended the Town Board for adopting moratoria on solar energy systems and concrete batch plants. He stated that both actions provide the Town with an opportunity to evaluate the environmental, ecological, economic, and public health impacts of these types of development while considering potential zoning and regulatory changes. Mr. Mathias expressed support for the resolutions authorizing additional professional resources to assist with the review process. He stated that the moratoria create a limited timeframe for completing the necessary analysis and that the Town's Planning Department would benefit from specialized technical expertise to address the complex issues involved. He noted that the Town has successfully utilized outside consultants on similar planning initiatives in the past and stated that doing so would provide the Town Board with a stronger foundation for future policy decisions.

Francis Florio of Tipperary Way expressed support for the proposed establishment of a Solar Energy System Steering Committee. He stated that creating the committee would demonstrate that the six-month moratorium on solar energy systems is being used productively to evaluate the Town's regulations. Mr. Florio specifically supported a review of existing zoning and siting requirements, particularly as they relate to Conservation Residential-zoned land. He stated that the committee's work should align with the Town's Agriculture and Farmland Protection Plan and help ensure that future renewable energy projects are appropriately evaluated and located. He urged the Town Board to approve the resolution establishing the steering committee.

No one else wished to heard.

Public Privilege closed at 7:35 p.m.

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 7:36 p.m.

Town Clerk Caitlin Fantini read the Public Hearing Notice advertised in the Times Union on July 16, 2026.

Supervisor Barrett clarified that the proposed resolution pertains to large-scale cannabis cultivation and processing facilities and does not apply to retail cannabis dispensaries. He noted that retail dispensaries are not permitted in the Town of Clifton Park and that no one currently operate within the Town. He then opened the public hearing and invited members of the public to provide comments on the proposed local law.

Ann Connolly of Valdepenas Lane expressed her support for extending the moratorium on large-scale cannabis cultivation and processing facilities. She thanked the Town Board for conducting due diligence in studying the issue and stated that she fully supports the proposed action.

Attorney Dailey advised that although the proposed action extends the existing six-month moratorium, State law treats the extension as a new moratorium. As a result, the proposed local law was required to be referred to the Saratoga County Planning Board for review. He noted that the County Planning Board is not scheduled to consider the referral until August 20, after the Town's only August meeting. Accordingly, he recommended that the Town Board adjourn the public hearing until the September 1 meeting, when the required County response is expected to have been received and the Board may consider closing the public hearing and taking final action.

Supervisor Barrett stated that while keeping the public hearing open might not be necessary, he was willing to do so. He requested a motion to keep the public hearing open.

Councilman Fantini moved to keep the public hearing open.

Councilwoman Reid seconded the motion to keep the public hearing open.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

No one else wished to be heard.

End 7:40 p.m.

Proposed Construction and Financing of Improvements for the distribution of Potable Water to the Eastside Drive Area within the Town of Clifton Park.

Start 7:40 p.m.

Supervisor Barrett opened the public hearing on the proposed East Side Drive Water Project. He explained that the Town is submitting a grant application for the third time and expressed hope that the application would be successful. As part of the grant application process, the Town must demonstrate that funding would be available if the grant is awarded. He noted that updated project cost estimates have been prepared and that the grant application will be submitted, then asked whether a decision date for the grant had been announced.

John Scavo responded that no grant decision date has been announced, as the timeline remains open.

Supervisor Barrett noted that the grant award timeline remains uncertain, though the Town hopes to receive a decision by the fall. He explained that the public hearing is a required step in the grant application process to demonstrate the Town's preparedness should funding be awarded. He added that securing the grant would significantly reduce the cost of the East Side Drive Water Project for residents in the service area. He then opened the floor for public comment and invited anyone wishing to speak to state their name and address for the record.

Town Clerk Caitlin Fantini read the Public Hearing Notice advertised in the Times Union on July 11, 2026.

No one wished to be heard.

End 7:41 p.m.

Supervisor Barrett stated that the Town will notify the public as soon as a decision on the grant application is received, though it may take several months. He emphasized that the Town is taking the necessary steps to strengthen its application and improve its chances of being awarded the grant.

Councilwoman Bellamy asked whether Mr. Scavo had determined how many years the estimated annual cost of approximately \$3,000 would apply, referencing information previously discussed about the project.

John Scavo responded that he was reviewing the 2024 bond resolution to determine the duration of the estimated annual cost.

Councilwoman Bellamy noted that the sewer district assessment was estimated at \$635 annually for 30 years and asked for comparable information regarding the proposed water project.

Supervisor Barrett explained that a final cost estimate cannot be determined until the amount of grant funding is known. He asked John Scavo to look into the information and stated that the meeting would continue in the meantime.

RESOLUTIONS

Resolution No. 228 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 Reid.

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 July 21, 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. ____ 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.

Motion to table by Councilwoman Reid, seconded by Councilman Fantini.

ROLL CALL VOTE

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

Noes: Supervisor Barrett

MOTION CARRIED, RESOLUTION TABLED

Attorney Dailey recommended that the Town Board table the matter until the September 1st meeting to allow time to receive a referral response from Saratoga County Planning.

Supervisor Barrett asked whether there was a deadline required by which the Town Board needed to act on the matter.

Attorney Dailey confirmed that there is a required timeline and explained that there will be a two-week gap between the expiration of the first moratorium and the start of the new moratorium. He stated that the gap was unavoidable due to the timing needed to obtain a referral from Saratoga County Planning, which meets only once per month.

Councilman Manir commented that the Town may have experienced a similar situation previously, referencing the batch cement facility matter. He expressed concern that passing the measure immediately could potentially create a legal issue.

Resolution No. 229 of 2026, a resolution in connection with establishing a Solar Energy System Steering Committee.

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

WHEREAS Resolution No. 149 of 2026, established a six-month moratorium on the review and approval of Tier 2 and Tier 3 Solar Energy System applications; and

WHEREAS, the Town Board found it necessary to temporarily pause the acceptance, review, and approval of all new Tier 2 and Tier 3 solar energy system applications in order to fully evaluate their potential impacts on agricultural resources, community character, land-use compatibility, and long-term capacity build-out; and

WHEREAS, this temporary moratorium enables the Town to conduct a comprehensive review of existing zoning, siting criteria, screening standards, environmental review procedures, and farmland-protection measures applicable to Tier 2 and Tier 3 solar energy systems; and

WHEREAS the Town of Clifton Park desires to ensure that our Solar zoning regulations balance the benefits of renewable energy systems with the community's desire to preserve the environmental health, quality of life, visual and aesthetic appeal, and agricultural sustainability of the community, and maintain a harmonious relationship between zoning districts and permitted uses; and

WHEREAS the Town has an obligation to preserve and protect the public health, welfare, and safety of its residents; and

WHEREAS there is a need to establish a committee to review all aspects of Solar Energy Systems and undertake a comprehensive review of solar siting standards, agricultural protection measures, cumulative development thresholds, and alignment with the Agriculture and Farmland Protection Plan, and to propose revisions to the regulations governing these systems; now, therefore, be it

RESOLVED that the Town of Clifton Park hereby establishes a Solar Energy System Steering Committee, and the committee members are as follows:

Council Members, Agatha Reid and Nancy Bellamy
John Scavo, Director of the Clifton Park Planning Department
Jen Viggiani, Open Space Coordinator
Scott Reese, Zoning Administrator
Daniel Clemens, Director of Clifton Park Buildings and Grounds.
John DeSimone, Clifton Park Chief, Bureau of Fire Prevention
Daniel Mathias, Chairperson of Environmental Conservation Commission
David Miller, Chairperson of Open Space, Trails and Riverfront Committee
Michael Murphy, Representative to the Jonesville Fire Department
Kurt Swartz, Liaison to the Agricultural and Farmland Protection Committee
Linda Seymour, Chairwoman of the Historic Preservation Commission

Joanne Coons, Liaison to the Green Committee
 Katelyn O’Leary-Schweitzer, Subject Matter Expert Advisor Member

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Councilwoman Reid explained that the Town is currently under a moratorium on Tier 2 and Tier 3 solar energy projects to allow time to address related issues effectively within the moratorium period. She proposed forming a Solar Project Steering Committee consisting of representatives from various Town committees, department heads, Town staff, an expert advisor, and a representative from the fire department. She noted that the committee would bring together diverse experience and perspectives to help advance the Town’s review and planning efforts.

Councilman Fantini thanked the Councilwoman Reid for the additional effort made to develop a proposal that the Board could support. He acknowledged that there had been disagreement among Board members the previous day but recognized the work done to reach a consensus.

Councilman Manir expressed appreciation to those involved in developing the committee proposal. He thanked both individuals for their efforts and specifically thanked Joanne Coons for volunteering to serve on the committee. He also acknowledged Katie’s involvement, noting that she was not present at the meeting. Added thanks to Linda Seymour and everyone else involved. He expressed appreciation for everyone’s efforts and stated that their work was valued, even if he did not always say thank you.

Resolution No. 230 of 2026, a resolution authorizing the execution of a General Release and payment related to an accident that occurred at Locust Lane pool clubhouse.

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

WHEREAS, on June 28, 2026, a Town resident experienced a “slip and fall” at the Locust Lane pool clubhouse and suffered injury, and filed a Notice of Claim with the Town Clerk on July 9, 2026, and

WHEREAS, the Town resident has expressed her desire to continue as a “pool member”, but has expressed a desire to be partially reimbursed for her co-pays made in connection with her medical treatment, arising from the slip and fall incident, and

WHEREAS, the injured party has requested a payment of \$145.00 to cover these expenses and has further represented that she will accept this payment in full satisfaction of any action claim that she may have against the Town - and is willing to execute a “general release” to that effect; now, therefore, be it

RESOLVED, that a payment of \$145.00 be made to Sharon Joy Sierra in exchange for a fully executed General Release in this matter, in full satisfaction of any claim, now or in the future, that may be made against the Town of Clifton Park, arising from this instance, to be paid from A-04010-00140 (General Fund – Health Services – Special Projects).

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir

Noes: Councilwoman Reid, Supervisor Barrett

DECLARED ADOPTED

Supervisor Barrett asked for clarification regarding the matter, wondering if Ms. Sierra was looking to have her membership reimbursed.

Attorney Dailey explained that the request was not for a membership refund, but for \$145, the amount of her membership fee, to cover medical treatment co-pays she incurred. He stated that, to avoid potential litigation, providing the \$145 payment appeared to be a prudent resolution. He noted that the individual was willing to accept the payment in exchange for signing a general release relieving the Town of liability.

Supervisor Barrett asked whether the individual would remain a member of the pool. Supervisor Barrett asked whether the individual had concerns that the issue could happen again.

Attorney Dailey stated that, as he understood the situation, the hallway was wet when the individual slipped. He advised that the decision was ultimately up to the Town Board but indicated that the proposed resolution appeared to be a reasonable solution.

Councilman Fantini commented that the amount requested seemed small given that the individual was injured. He stated that approving the payment appeared to be a straightforward way to resolve the matter and move forward.

Councilman Manir agreed with Councilman Fantini's comments.

Supervisor Barrett stated that he would need additional information before making a decision on the matter.

Councilwoman Bellamy questioned about installing rubber traction strips or similar materials, like those used in the bottom of a bathtub, in certain areas to provide additional traction and help prevent slipping.

Attorney Dailey clarified that the incident occurred in a hallway inside the building.

Councilwoman Reid asked whether there was documentation to support the matter under discussion, specifically inquiring if there were any receipts or other records available.

Attorney Dailey responded that no receipts or supporting documentation were available.

Resolution No. 231 of 2026, a resolution authorizing the approval of the location and operation of the kayak rental enterprise operated by Upstate Kayak Rentals, Inc.

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

WHEREAS, the NYS Canal Corporation has requested the Clifton Park Town Board, acting as Permittee for the Vischer Ferry Nature and Historic Preserve, to approve of the location and operation of the kayak rental enterprise operated by Upstate Kayak Rentals, Inc., and

WHEREAS, the Canal Corporation has forwarded the attached form "Third Party Authorization Form", authorizing the continuation of this recreational service in the Nature Preserve; now, therefore, be it

RESOLVED, that the Town Board approves of the kayak rental activity; and be it further

RESOLVED, that Upstate Kayak Rentals, Inc. shall add the Town of Clifton Park as an additional insured on the policy of liability insurance furnished to the Canal Corporation and furnish a copy to the Town; and be it further

RESOLVED, that the Town Attorney is authorized to sign the "Third Party Authorization Form" on behalf of the Town of Clifton Park.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett announced an opportunity to expand recreational activities at Vischer Ferry Preserve, highlighting a kayaking program that allows residents to try kayaking for the first time or enjoy the activity if they are already experienced. He noted that the preserve is widely used and encouraged public participation.

Resolution No.232 of 2026, a resolution authorizing the appropriation of funds for the Concrete Batch Plant Moratorium analysis, moratorium schedule and plan.

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

WHEREAS, the Town Board has adopted a moratorium on Concrete Batching Facilities to allow for a comprehensive review of the Town's existing land use regulations and to determine whether amendments to the Town Code are warranted to address this type of industrial use, and

WHEREAS, planning expertise is recommended to assist with technical use considerations, with an emphasis on legal defensibility of action heretofore taken, actions contemplated or to be taken, zoning authority, legislative findings and compliance with procedural requirements under SEQRA and other applicable sections of New York State Law, all as outlined and set forth in the attached memo addressed to the Town Board from John P. Scavo, Director of Planning and Zoning, dated July 15, 2026; now, therefore, in order to address these matters, it is

RESOLVED, that the Town Board retain counsel with substantial experience in:

- New York land use and zoning law;
- Municipal home rule authority;
- Zoning moratoria and interim development controls;
- State Environmental Quality Review Act (SEQRA);
- Drafting and defense of zoning regulations;
- Legislative record development; and
- Municipal litigation involving land-use matters

; and be it further

RESOLVED, that the Town Attorney **and Planning Board Director** shall consider and evaluate as many as three law firms or consulting teams with the above stated experience and expertise and after evaluation, choose the most qualified, in his opinion, firm or consultancy group, to provide this required expertise to the Town of Clifton Park, and specifically to the Town Board, the Town Planning Board and the Town Zoning Board of Appeals; and be it further

RESOLVED, that the chosen law firm or consulting group shall provide to the Town Board, a list of legal and procedural benchmarks detailing the following:

- Procedural challenges;
- Due process claims;
- Equal protection arguments;
- Spot zoning allegations;
- Claims of project-specific targeting;
- Vested rights issues;
- Taking Claims; and
- General Municipal Law §239 referral considerations.

; and be it further

RESOLVED, that an amount of \$30,000.00 be transferred from A-00914 (General Fund-Unappropriated Fund Balance), with a transfer to A-08020-00015 (General Fund – Planning Board – Other Contractual), to pay for these services.

Motion to Amend the resolution by Councilman Manir, seconded by Councilman Fantini.ROLL CALL VOTE

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

Noes:

MOTIONED ADOPTED

ROLL CALL VOTE ON THE AMENDED RESOLUTION

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

Noes: Supervisor Barrett

DECLARED ADOPTED

Supervisor Barrett reported that the Town had been served with a lawsuit by the applicant for the proposed concrete batch plant. He stated that the filing was not unexpected and asked who would be handling the Town's legal representation in the matter.

Attorney Dailey responded that the lawsuit is being handled by the Town Attorney's office and its legal staff.

Supervisor Barrett questioned the need for additional outside legal expenditures related to the concrete batch plant litigation. He noted prior legal costs associated with the CSEA lawsuit and stated that the Town already employs a full-time attorney and two part-time attorneys. He asked why outside legal services were needed for analysis, scheduling, and planning, suggesting those functions could be handled internally.

Councilman Manir explained that he introduced the resolution after reviewing the relevant materials. He stated that the Town needs specialized expertise in New York State land use, zoning, municipal, and home rule law due to the anticipated legal scrutiny of the concrete batch plant moratorium. He emphasized the importance of ensuring the process is thorough, transparent, well documented, and compliant with applicable state laws. He said the proposed outside consultant would provide additional legal expertise to support the Town and invited John Scavo to provide further comments.

John Scavo explained that adopting a land use moratorium involves a specific procedural process distinct from Planning Board or Zoning Board reviews. He stated that the process includes evaluating potential code changes, ensuring consistency with New York State environmental and Town laws, and complying with the statutory requirements for zoning amendments. He emphasized that each procedural step must be completed correctly, as omissions could leave the moratorium or zoning amendments vulnerable to legal challenge.

Supervisor Barrett remarked that the Town's actions were already the subject of a legal challenge.

Attorney Dailey clarified that the pending lawsuit does not challenge the proposed moratorium. He explained that the litigation is against the Zoning Board of Appeals on a separate, peripheral issue. He noted that the current volume of legal paperwork relates only to that issue and stated that a challenge to the moratorium would likely involve substantially more extensive documentation. He said his comments were intended to clarify the distinction and the purpose of the proposed outside legal assistance.

Supervisor Barrett questioned the characterization of the pending lawsuit as a peripheral issue. He compared the description to previous matters, such as the CSEA lawsuit involving employee classifications, and indicated that he did not agree with the assessment.

Councilman Manir proposed a modification to the draft resolution based on input from Councilwoman Reid. He explained that, after meeting with John Scavo and the Town Attorney, he initially requested that the Town Attorney select the best consultant from three options. However, after further discussion, he suggested adding the Town Planning Board Director and the Attorney's Office to the review process so they could evaluate the three proposals and select the most appropriate consulting firm. He asked if there were any additional comments or suggestions.

Councilwoman Reid asked a follow-up question regarding the need for outside legal assistance. She inquired whether one of the Town's deputy attorneys already has expertise in zoning law.

Councilman Manir reiterated the need for outside consulting assistance regarding the moratorium. He noted that thousands of signatures had been collected opposing the concrete batch plant and stated that, given the expected scrutiny from the County, the Town's documentation and process must be carefully developed and legally sound. He explained that the purpose of hiring an outside consultant would be to help ensure the process is thorough and withstand potential challenges.

Attorney Dailey stated that he John Scavo, and Stephanie Bitter met the prior week to discuss strategy regarding the matter. He noted that the group has extensive experience in relevant zoning issues and confirmed that the issue has been discussed in detail.

Councilman Fantini expressed support for the resolution. He stated that investing additional funds for legal and procedural guidance is worthwhile to ensure all requirements are properly addressed and that the process is followed correctly. He emphasized the importance of compliance with proper procedures.

Supervisor Barrett asked Councilman Manir to confirm whether he was proposing a formal amendment to the resolution language.

Councilman Manir confirmed that he was proposing an amendment and stated that the matter could be considered and reopened for discussion.

Supervisor Barrett asked whether there were any additional proposed changes or if that was the only amendment being requested.

Councilman Manir stated that, to his understanding, there were no other proposed changes. He asked Councilwoman Reid if she had any additional requested amendments or revisions.

Councilwoman Reid asked whether the Town should seek a specific consultant versus retaining a law firm for the requested outside assistance.

Councilman Manir explained that the resolution intentionally refers to either a law firm or consultant because the Town may benefit from assistance from a firm with expertise in environmental law, Town law, or related areas. He stated that keeping the language broad would allow the Town to consider qualified professionals with the appropriate expertise.

Councilman Fantini asked Councilman Manir whether he intended to make a formal motion to amend the resolution.

Councilman Manir made a motion to amend the resolution as discussed.

Councilman Fantini seconded the motion to amend the resolution.

Resolution No. 233 of 2026, a resolution clarifying the appointment term of Stacy Simmons as member to the Clifton Park Tree Committee.

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

WHEREAS, by Resolution No. 222 of 2026, Ms. Simmons was appointed to serve as a member of the Clifton Park Tree Committee, and

WHEREAS, this resolution stated that the appointment of Ms. Simmons was effective immediately but did not address the term for this appointment, which is a one-year term for this committee, term ending December 31st of each year; now therefore be it

RESOLVED, that Ms. Simmons is appointed to serve as member of the Clifton Park Tree Committee, effective July 7, 2026, for the remainder of a one-year term, term to expire December 31, 2026.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Councilman Manir explained that an oversight occurred when the resolution was drafted, as an end date was not included. He proposed adding December 31st as the end date.

Resolution No. 234 of 2026, a resolution authorizing the cancellation of the August 4, 2026 Town Board meeting.

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

WHEREAS, the Town Board meeting originally scheduled for Tuesday, August 4, 2026, conflicts with National Night Out, a special community event to honor first responders in which the Town has partnered with Folds of Honor; and

WHEREAS, key Town staff from Highway, Parks & Recreation, Buildings & Grounds, and Public Safety are expected to attend National Night Out; and

WHEREAS, it is not possible to change the date of National Night Out, and the Board wishes to support this community event while maintaining its regular business; now, therefore, be it

RESOLVED, that the Town Board meeting scheduled for Tuesday, August 4, 2026, is hereby cancelled; and be it further

RESOLVED, that the Town Clerk is directed to provide public notice of the schedule change in accordance with applicable law, including posting on the Town website and the Town Calendar.

ROLL CALL VOTE

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

Noes: Supervisor Barrett

DECLARED ADOPTED

Councilman Fantini recommended canceling the upcoming Town Board meeting due to concerns raised by Board members about the meeting conflicting with National Night Out. He noted that he believed the Town had also canceled an August meeting the previous year.

Councilman Manir noted that he also believed the Town had reduced or canceled one of its August meetings the previous year and asked Councilwoman Reid for confirmation.

Councilwoman Reid explained that, in previous years, the Town Board typically held three meetings per month and reduced the schedule to two meetings during the summer months.

Councilman Manir stated that since the Town is already scheduled to have two meetings a month, he believed reducing the schedule to one meeting would be sufficient.

Supervisor Barrett recalled that when the Town Board meeting schedule was changed from Mondays to Tuesdays at the beginning of the year, he had expressed concerns about potential conflicts with other committees and schedules. He noted that multiple disruptions had occurred since the change and asked why a replacement meeting date was not being proposed for the canceled meeting.

Councilman Fantini stated that he did not believe a replacement date was necessary. He explained that, due to the summer season, reduced attendance, and vacation schedules, he felt canceling one meeting was appropriate.

Councilman Manir stated that, consistent with past practice, the Town has reduced the number of meetings during the summer months. He noted that in previous years the Town held two meetings per month during the summer instead of three and expressed support for canceling one of the August meetings.

Supervisor Barrett stated that reducing from three meetings to two meetings per month still provides regular meeting opportunities, whereas reducing from two meetings to one creates a longer gap between meetings. He expressed concern that canceling the August meeting would be more disruptive and disagreed with the decision.

Resolution No.235 of 2026, a resolution scheduling a public informational meeting regarding the proposed walking path connecting Clifton Park Common to Lace Lane through Calico Colony.

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

WHEREAS, the Town of Clifton Park has initiated construction of a walking path connecting Clifton Park Commons to Lace Lane through the Calico Colony neighborhood; and

WHEREAS, neighbors have started a petition and are planning on submitting it during a public meeting expressing concerns about the proposed path, including potential impacts on neighborhood safety, pedestrian traffic, privacy, security, property values, environmental considerations, maintenance, and preservation of neighborhood character; and

WHEREAS, the Town Board desires to provide an opportunity for public input and carefully evaluate all potential impacts; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby schedules a public informational meeting for Tuesday, September 15, 2026, at 7:05 pm, regarding the proposed walking path connecting Clifton Park Commons to Lace Lane through Calico Colony; and be it further

RESOLVED, that the Town Clerk is directed to provide public notice of the public informational meeting in accordance with applicable law, including posting on the Town website and publication in the official newspaper.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Councilman Fantini announced that construction was underway on a trail connecting Clifton Common to Lace Lane. He stated that several neighbors had expressed concerns about the project and emphasized the importance of transparency. He announced that an informational meeting would be held in September to allow residents to share their concerns and provide an opportunity for an open discussion.

Resolution No.236 of 2026, a resolution authorizing the Superintendent of Highways to promote Ryan Ensel to the position of Assistant Highway Maintenance Supervisor within the Highway Department.

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

WHEREAS, as of July 30th, 2026, Stanley Rusinovich, Assistant Highway Maintenance Supervisor, will be retiring, establishing a vacancy for the position of Assistant Highway Maintenance Supervisor, and

WHEREAS, Superintendent of Highways, Dahn Bull, has recommended the promotion of Mr. Ryan Ensel of Waterford, New York, a current Working Supervisor, to the position of Assistant Highway Maintenance Supervisor, and

WHEREAS, Mr. Ensel was hired in 2017, and has served as a Working Supervisor for the Clifton Park Highway Department since 2020, showing exceptional knowledge and experience within the Highway Department, and has shown effective and successful leadership skills leading crews and employees, and

WHEREAS; Mr. Ensel will serve as the Assistant Highway Maintenance Supervisor, being responsible for the efficient and economical use of personnel, materials and equipment in the maintenance and construction activities of the Town Highway Department as well as carry out the general direction of the Highway Maintenance Supervisor and Superintendent in accordance with policy and procedures established by the Town Highway Superintendent; now, therefore, be it,

RESOLVED, that the Town Board authorize the promotion of Ryan Ensel to the position stated above; and be it further,

RESOLVED, that Mr. Ensel be promoted to Grade 8, Step 6, Year 3, within the 8 Hour Non-Union salary and hourly matrix, at an hourly rate of \$40.62/hour; and be it further,

RESOLVED, that the funds necessary for these promotions be allocated as follows;

<u>Title</u>	<u>Item 1</u>	<u>Item 4</u>
Asst. Highway Maint. Super.	DA-5110-E0800	DA-5142-E0800

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett recognized Stanley Rusinovich, a long-value employee of the Highway Department, as he leaves for retirement. He expressed appreciation for Stanley’s years of service and contributions as a team member in Clifton Park. He also recognized Ryan Ensel, noting his strong work ethic and expressing confidence in his ability to continue the department’s work.

Resolution No. 237 of 2026, a resolution authorizing the award of a bid for the

crushing of soils, stone dust and aggregates for highway repair purposes to East Ridge Excavation, LLC.

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

WHEREAS, the town maintains a storage facility and overflow grounds for use by the Highway Department, Buildings and Grounds, and Sewer Department for construction staging and storage activities, and

WHEREAS, these departments utilize the facility for the deposit of soil, asphalt, cement, and related aggregate construction debris following improvement projects from time to time, and

WHEREAS, the accumulated material has value to the Highway Department if recycled into material suitable for use as construction materials for roadway shoulders, and

WHEREAS, Dahn Bull, Superintendent of Highways, sought sealed bids from vendors in the construction, sand, and gravel industries for prices to crush construction spoils, stone dust and aggregates into recycled shoulder material pursuant to General Municipal Law §103, and

WHEREAS, East Ridge Excavation LLC submitted the sole responsive bid in the amount of \$43,500 for the accumulated material; now, therefore, be it

RESOLVED, that Dahn Bull, Superintendent of Highways is authorized to retain East Ridge Excavation, LLC, Albany, NY, for the crushing and recycling of construction debris into stone dust for highway shoulder purposes, per the May 19, 2026 bid, to be paid with a transfer from DA-00915 (Assigned Fund Balance) to DA-5110-00015 (Highway Fund – General Construction – Other Contractual).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Dahn Bull explained the Town's recycling of collected materials, noting that the stockpiles periodically need to be processed due to accumulation. He described how materials such as stormwater project debris, concrete from catch basins, and other materials collected from various departments are combined and crushed into a reusable aggregate. He stated that the recycled material is used for road shoulder work and trench backfills, including by the Water Authority for repairs. He noted that this process provides an economical source of approximately 6,000–6,500 tons of usable material that lasts about three years.

Resolution No. 238 of 2026, a resolution awarding a contract for replacing fencing at Mary Jane Row Memorial Dog Park.

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

WHEREAS, the Director of Buildings, Parks, and Recreation, Daniel Clemens advertised for sealed bids for fence replacement of all four (4) pens at the Mary Jane Row Memorial Dog Park, and

WHEREAS, sealed bids were opened on June 23, 2026, and G.B. Hastie Fence Co., Inc. of Agawam, MA, submitted the lowest responsive bid of \$70,306 for removal and replacement of fencing around the three (3) pens and one (1) transfer pen at the Dog Park, and

WHEREAS, the Town of Clifton Park was awarded a grant in the amount of \$65,000 from New York State and Municipal Facilities Program (SAM) for enhancements at the Mary Jane Row Dog Park and Town staff are currently compiling documentation for the Grant Disbursement Agreement, and

WHEREAS, there is currently approximately \$53,000 in the equipment line of A-07027-00200 (General Fund – Mary Jane Row Dog Park – Equipment), and

WHEREAS, an additional \$17,306 is required to complete the contract; now, therefore, be it

RESOLVED, that the revenues are increased by \$17,306 to A-03089,(General Fund – NYS Revenues), and expenditures are increased \$17,306 for A-07027-00200 (General Fund – Mary Jane Row Dog Park – Equipment); and be it further

RESOLVED, that the Director of Buildings, Parks and Recreation is authorized to engage G. B. Hastie Fence, Co., Inc. for the removal and replacement of the fencing around three (3) pens and one (1) transfer pen at the Mary Jane Row Memorial Dog Park, in an amount not to exceed \$70,306, to be paid from A-7027-200 (General Fund – Mary Jane Row Memorial Dog Park – Capital Improvement).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett announced that plans had been developed to make improvements to the dog park, noting that upgrades were needed. He recognized Daniel Clemens for overseeing the project and obtaining bids for various improvement components, and thanked him for his efforts.

Resolution No. 239 of 2026, a resolution authorizing Summit Supply Corp. of Colorado to supply playground equipment at the new Longkill Park playground in Longkill #1 Park District.

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

WHEREAS, by Resolution No. 205 of 2025, the Town Board authorized capital improvements to the Longkill #1 Park District, including a new playground, and

WHEREAS, the Town Board, as commissioners of the Longkill #1 Park District, wish to authorize improvements to the playground equipment at the Longkill Park, and

WHEREAS, the Department of Buildings and Grounds solicited quotes for supplying new swings at the park that will be installed by department staff, and

WHEREAS, Summit Supply Corp. of Colorado, Durango, CO, submitted the lowest responsive quote to supply the swings, in an amount not to exceed \$6,736, and

WHEREAS, there are sufficient funds in the park district's assigned fund balance to purchase the equipment as submitted; now, therefore be it

RESOLVED, that Summit Supply Corp. of Colorado is authorized to supply new swings, as specified in the attached documents, for the Longkill Park playground, in an amount not to exceed \$6,736, to be paid from SP5-7123-200 (Longkill #1 Park District – Longkill I - Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett provided an update on the improvements planned for Longkill Park off Longkill Road. He explained that planning for the park upgrades was completed the previous summer after funding was appropriated and in coordination with park district representatives. He noted that outdated playground equipment had been removed due to age and safety concerns and that the tennis courts had experienced significant wear. Supervisor Barrett stated that the project is intended to improve the overall layout and functionality of the park, including adding more organized parking, maintaining the basketball court, installing new playground equipment and swings, and resurfacing the tennis courts. He noted that the tennis courts were nearing completion, with final work including court lining and installation of remaining fencing dependent on weather conditions. Supervisor Barrett recognized the efforts of Glenn Valley and his group, Daniel Clemens, and John Scavo in helping develop the project. He stated that the Town spent approximately a year evaluating options before finalizing the plan and expressed enthusiasm that the improvements would provide a renewed and more frequently used community resource.

Resolution No. 240 of 2026, a resolution authorizing the Supervisor to sign an Outside User Agreement for the Clifton Park Sewer District No. 2 for property located at 16 Bonneau Road.

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

WHEREAS, the Town Board as Commissioners of the Clifton Park Sewer District No. 2 has received a request to extend service to land owned by 518 Builder Corp at 16 Bonneau Road, more particularly identified as SBL: 283.15-2-10, and

WHEREAS, the real property is located outside the current service area of the Clifton Park Sewer District No. 2 and

WHEREAS, Mike O'Brien, Collection Systems Manager, has determined that sufficient capacity exists within the Clifton Park Sewer District No. 2 to provide service to the property, and

WHEREAS, the Town Board recognizes the environmental, planning and policy objectives met by approving sewer service over alternative plans; now therefore be it

RESOLVED, that the Town Board as Commissioners of Clifton Park Sewer District No. 2 hereby approves an outside user connection to the District's facilities for property located at 16 Bonneau Road, Clifton Park, NY; and be it further

RESOLVED, that the Outside User Agreement shall be assigned to the property at 16 Bonneau Road, SBL: 283.15-2-10, and connected to the Clifton Park Sewer District No. 2 facilities.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett explained that as the Town has grown and sewer districts have been established, opportunities have become available to add properties through outside user agreements. He noted that the Town has completed many similar agreements over the years and stated that this agreement would allow another property outside the district to access public sewer services.

Resolution No. 241 of 2026, a resolution promoting Jacob Paniccia from Assistant to Facilitator at the Town's Adventure Challenge Course at Collins Park for the 2026 Summer season retroactive to July 13, 2026.

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

WHEREAS, Megan Babendreier, Director of Parks and Recreation, has recommended that current Adventure Challenge Course Assistant, Jacob Paniccia, be promoted to Facilitator for the Course in Collins Park: now therefore be it

RESOLVED, that Jacob Paniccia be promoted to Facilitator for the Town's 2026 Adventure Challenge Course at Collins Park, at Step 2, \$29.75 per hour, to be paid from A-7621-E2350 (General Fund – Adventure Challenge Course – Adventure Challenge Coordinator), retroactively to July 13, 2026.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Megan Babendreier stated that the individual has completed training and certification through Project Adventure and is now prepared to advance to the next level.

Supervisor Barrett discussed the Town's adventure course located at Collins Park, noting that it is visible from the road but somewhat tucked away. He explained that the course requires specialized training for staff who supervise groups using the facility, including both adults and children. He invited residents to try the course and recognized the team members who completed additional training to support its operation. Supervisor Barrett noted that the course was constructed a few years ago and provides challenging and enjoyable experiences for participants.

Resolution No.242 of 2026, a resolution authorizing the issuance of a Mass Gathering Permit to Grasshopper Heating & Cooling to sponsor their annual Kick'in for a Cause event at the Clifton Common.

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

WHEREAS, Grasshopper Heating & Cooling has requested that the Town issue a Mass Gathering Permit for the purpose of sponsoring an event to benefit Childvoice, an event including kickball games, music and food trucks at the Clifton Common on Friday, August 14, 2026, from 4:00pm-9:30pm, and

WHEREAS, the Town has been informed with information concerning this activity, and

WHEREAS, the Town has been named as an additional insured on the required insurance policy; now, therefore, be it

RESOLVED, that the Town Board is satisfied with the information provided and that the potential effect of the proposed public assemblage will have minimal effect upon the public health, safety and welfare of the people and property of the Town of Clifton Park; and be it further

RESOLVED, that the Town Board hereby directs that a permit be issued to Grasshopper Heating & Cooling, for a public assemblage to be held at the Clifton Common on Friday, August 14, 2026 from 4:00pm-9:30pm for the sole purpose of sponsoring an event to benefit Childvoice, provided that the Town is given a Certificate of Insurance in the amount of \$1,000,000 and Surety Bond, naming the Town of Clifton Park as additionally insured.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE 8:28 P.M.

Caryl Hugg of Jonathan Drive addressed the Town Board during public comment. She stated that residents watching the meeting video had contacted her regarding what she perceived as a lack of civility and respect during a previous public privilege session, specifically referencing Councilman Fantini's reactions while she was speaking. She asked why she was not afforded the same respect being requested of others. Caryl Hugg also questioned Attorney Dailey's communication regarding legal matters, stating that she believed Supervisor Barrett should have been advised earlier on issues involving extensions, including the cannabis moratorium. She asked why certain legal guidance was being presented during meetings rather than communicated beforehand. She also requested that Dahn Bull use a microphone during future presentations, noting that some viewers had difficulty hearing his comments. Caryl Hugg asked where residents should go if the meeting forum is not the appropriate place to ask questions or raise concerns.

Supervisor Barrett stated that the meeting is an appropriate forum for residents to express their opinions and concerns.

Caryl Hugg continued addressing the Town Board during public comment. She stated that Supervisor Barrett, Councilwoman Reid, and occasionally Councilman Manir respond during meetings, but expressed frustration that several questions she has raised over the past six and a half months have not received responses. She questioned why residents are not receiving answers to their questions and expressed concern about what she perceived as a lack of respect. She asked where residents should go to obtain answers and have their concerns addressed. Caryl Hugg then yielded the floor to Ms. Bellamy.

Councilwoman Bellamy stated that she supported the idea suggested earlier of holding occasional meetings where residents and Board members could have more direct conversations. She noted that such meetings are not currently being held.

Caryl Hugg questioned whether the current Town Board meetings serve as the forum for residents and Board members to communicate and discuss concerns.

Councilwoman Bellamy clarified that she was referring to a different type of meeting format than the current Town Board meetings.

Caryl Hugg stated that the current public privilege portion of Town Board meetings is the appropriate forum for residents to raise concerns. She questioned the decision to reduce the number of August meetings while also discussing the possibility of holding additional meetings for resident discussion. She expressed frustration with what she perceived as a lack of engagement and response from the Board during her comments.

John Scavo addressed Supervisor Barrett and requested clarification for the record in response to Councilwoman Bellamy's earlier question. He stated that the proposed bond term is 30 years and noted that he had provided a copy of the relevant excerpt from the engineering report confirming the 30-year term.

Ann Connolly of Valdepenas Lane asked for clarification regarding Resolution Number Five concerning the law firm related to the concrete batch plant. She asked Supervisor Barrett whether the proposed \$30,000 expenditure for an outside law firm was included in the Town budget.

Supervisor Barrett responded that the \$30,000 expenditure for outside legal services was not included in the Town budget. He stated that open-ended legal funds of this nature have not historically been budgeted as a specific line item.

Ann Connolly stated that Supervisor Barrett's response clarified his position regarding the Town's legal expenditures. She asked whether the proposed outside law firm would evaluate the Town's likelihood of success in court and provide guidance to the Town Attorney and other legal representatives regarding the strength of the Town's position. She acknowledged that the firm may not provide a specific percentage of success but questioned what services and value the Town would receive for the proposed \$30,000 expenditure.

Supervisor Barrett stated that the proposed outside assistance was intended to analyze, schedule, and plan in relation to the moratorium. He expressed concern that the Town may later establish another open-ended legal fund to hire an attorney for the related lawsuit. He stated that he did not know whether such a request would be forthcoming but indicated that he would not be the one bringing it forward.

Ann Connolly asked whether the Town had not followed the advice of the Saratoga Planning Board regarding the moratorium.

Supervisor Barrett responded that the County did not provide direct advice in this matter. He stated that a warning to proceed carefully because a decision may be subject to scrutiny is a general caution that could apply to any governmental action. He noted that all municipal decisions receive scrutiny and emphasized the importance of following proper procedures.

Ann Connolly questioned the benefit the Town would receive from the proposed \$30,000 expenditure for outside legal assistance. She stated that, while she understood an attorney may not provide a specific likelihood of winning a case, she believed the firm could provide an assessment of the Town's position and potential legal outcomes. She noted that the matter would likely continue into litigation and could result in additional legal expenses, particularly if an Article 78 proceeding were filed. Ann Connolly stated that her question was intended to understand the value of the proposed expenditure and whether the Town would receive guidance regarding its chances in court before committing to further legal costs. She also commented on the presence and cost of legal representation at Town Board meetings and expressed the belief that the matter was likely to continue. Ann Connolly added that there appeared to be no limit on the amount of money the Town could spend on an outside law firm, expressing concern about the potential for additional legal expenses beyond the initial \$30,000 allocation.

Supervisor Barrett responded that, so far, there has not been limited for outside legal services in the 2026 budget.

Michaela Hugg of Jonathan Drive spoke on behalf of the Clifton Park Soccer Club and informed residents that recreation registration is currently open for all ages. She clarified that the registration is for the fall season.

No one else wished to be heard.

Public Privilege closed at 8:38 P.M.

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

Motion carried at 8:39 P.M.

Caitlin Fantini
Town Clerk