TOWN OF CLIFTON PARK TOWN BOARD
September 15, 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
Norah Hoefer, Communications and Technology Coordinator
John Scavo, Planning & Zoning Director
Walter Smead Town Assessor
Megan Babendreier Director of Parks & Recreation
Dahn Bull, Superintendent of Highways
Judge Robert Rybak
Judge Jennifer Jeram

MINUTES

MOTION by Councilman Manir seconded by Councilman Fantini approve the Town Board minutes of the September 1, 2026, as presented. MOTION by Councilwoman Reid to amend minutes from September 1, 2026.

Councilwoman Reid noted that a comment she had made regarding the hiring of two new Public Safety Officers was incorrectly attributed to Supervisor Barrett in the meeting minutes. She requested that the minutes be amended to reflect the correct speaker. The correction relates to Resolution No. 270, on page 20 of the minutes.

ROLL CALL VOTE

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

Abstain: None

Noes: None

MOTION CARRIED

ANNOUNCEMENTS & COMMUNICATIONS

Megan Babendreier announced that Skeeter Creek will perform on Thursday night at 6:00 p.m. at Clifton Commons. The performance will kick off the Farmfest weekend, and she expressed hope that the weather will cooperate for the outdoor event.

Councilwoman Reid highlighted the upcoming Farmfest weekend, noting that it will begin Friday with a Brooks Barbecue, followed by activities at local farms and participating locations on Saturday and Sunday. Participating sites include Harvest Hill Farms, Robinson's Ace Hardware, Shepherd's Hay Farm, Bowman Orchards, Grooms Tavern, the Clifton Park-Halfmoon Public Library, Riverview Orchards, the Visher Ferry General Store, and the Visher Ferry Fire Station. She encouraged residents to attend and enjoy the event, which celebrates local agriculture, and thanked the event sponsors for their support. Councilwoman Reid also

announced the new Harvest Hustle program through the Parks and Recreation Department, taking place Saturday, September 26, at Town Center Park. The event will feature nine local gyms and a one-mile run with nine stations offering different challenges and exercises. The event is open to all ages, with different age groups participating in the competition. Councilwoman Reid encouraged residents of all fitness levels to participate and noted that pre-registration is required through the Town's website.

PUBLIC PRIVILEGE 7:03 p.m.

Caryl Hugg of Jonathan Drive asked Councilman Fantini to explain what an executive session is, then noted that she expected he would not answer. Ms. Hugg explained that an executive session is a portion of a public meeting where the Board may discuss certain matters that are legally permitted to be handled privately, including qualifying personnel matters. She stated that executive sessions exist to protect privacy and allow sensitive issues to be discussed appropriately and, when applicable, confidentially. Hugg then asked Councilwoman Bellamy to explain what is considered a personnel matter.

Councilwoman Bellamy explained that a personnel matter can involve a situation concerning one of the Town's employees.

Caryl Hugg explained that a personnel matter generally involves an issue concerning an individual employee's employment, performance, conduct, responsibilities, or status. She stated that if a personnel matter is serious enough for the Board to consider entering executive session, she would expect the Board to take it seriously, noting that failing to properly address employment issues could potentially result in additional legal fees or litigation. Ms. Hugg expressed concern about the Town's legal expenses and said residents are frustrated with taxpayer money being spent on legal matters that she believes may have been avoidable. She also referenced New York State requirements concerning workplace sexual harassment and expressed hope that the personnel matter the Board declined to discuss in executive session at the previous meeting was not of that magnitude. Ms. Hugg then questioned why Councilman Fantini, Councilman Manir and Councilwoman Bellamy voted against entering executive session following the prior Board meeting and asked them to explain whether they believed the matter did not legally qualify for executive session. She also raised concerns about an observation that Councilman Fantini appeared to signal to Councilwoman Bellamy how he wanted her to vote. Ms. Hugg emphasized that residents expect elected officials to make their own decisions, consider the facts, ask their own questions, and vote independently. She concluded by calling for transparency, accountability, and responsible government, emphasizing that the issue concerns taxpayer money rather than political party affiliation.

Christine Matthews of Cinnamon Lane discussed how heavy industry is defined as the manufacturing and processing of materials predominantly from extracted or raw natural resources. She noted that key characteristics can include the scale of operations and external impacts such as noise, odors, glare, and vibration that may extend beyond property boundaries, as well as infrastructure requirements for heavy, multi-axle freight traffic. Matthews referenced examples including metal refineries, asphalt batching, scrap metal processing, and concrete batching plants, including ready-mix plants. She stated that materials submitted to the Town record indicate that concrete batch plants are commonly classified as heavy industrial uses in other parts of the country. Ms. Matthews emphasized that defining a use as heavy industry does not prohibit it or deny an application, but instead establishes written zoning criteria so uses can be classified consistently and applicants understand which standards apply. She said this is the type of issue the Town's temporary moratorium provides time to address. Ms. Matthews also referenced a recent example from another New York jurisdiction that adopted written standards to address a similar zoning gap. She provided the Board with a copy of the enacted language for consideration as the Town continues its work on the moratorium.

Ann Connolly of Valdepenas Lane addressed the Town Board regarding transparency and referenced a FOIL request for text messages involving Councilman Fantini and Amy Standaert. She stated that many of the messages she received were not legible, so she appealed the FOIL response, with the appeal approved and readable copies still pending. Ms. Connolly said that the messages she could read appeared to show discussions about Councilwoman Bellamy's voting and criticism of Councilwoman Bellamy for wanting to work with Deputy Supervisor Reid. She questioned whether elected officials were receiving direction from individuals outside the Board

and emphasized that Board members are elected to represent their constituents and make their own decisions. Ms. Connolly acknowledged that the officials involved could dispute her interpretation of the messages, but said she believed the public should be able to review the records, videos, and other relevant information and draw its own conclusions. She concluded by calling for the release of readable FOIL records and emphasized that, in her view, transparency should involve public accountability.

Steven Baldwin of the Not So Common Player Board wrote a letter which he read of off please see the attached.

Bob Wilcox of Northcrest Drive questioned the Town's proposed expenditure of approximately $215,000 for a new trails master plan. He noted that the Town already has an existing trails master plan that he believes involved a significant prior investment and has not yet been fully implemented. Mr. Wilcox expressed concern about potentially duplicating work before completing the existing plan and questioned the need for the additional investment at this time. He pointed out that several trail projects are already in progress or planned, including connections near the Shenendehowa School District entrance, Visher Ferry Road, Clifton Park Center Road and Grooms Road, and Clifton Country Road near Exit 9. He also noted that the Town already has approximately 17 miles of trails. Mr. Wilcox said he would be interested in reviewing the proposed new master plan and comparing it with the existing plan to determine whether the new study provides additional value rather than duplicating previous work.

David Miller Chair of the Clifton Park Open Space, Trails, and Riverfront Committee, gave his report to the Board, please see the attached which was read aloud.

Pamela Koniszenski of Main Street asked the Town Board to explain its responsibility for responding to public comments and questions raised during meetings. She noted that several concerns had been brought up and said residents would like answers. Referring to the Board's previous decision not to enter executive session, she said she wanted to understand why Councilwoman Bellamy, Councilman Fantini, and Councilman Manir voted against entering executive session. She also asked for clarification regarding the text messages discussed during the meeting and whether there was any outside influence affecting the decisions of Board members. Ms. Koniszenski emphasized that, as elected officials, she believes Town Board members have a civic responsibility to respond to residents' questions and concerns and expressed hope that the Board would address the issues that evening.

No one else wished to heard.

Public Privilege closed at 7:24 p.m.

PUBLIC INFORMATIONAL

Public Informational Related to the proposed walking path connecting Clifton Park Common to Lace Lane through Calico Colony

Judith Mangino of Damask Drive a 35-year resident of Calico Colony, spoke on behalf of neighborhood residents regarding the proposed walking path connecting Lace Lane to Clifton Commons through the Calico Colony neighborhood. She stated that the majority of residents do not support the project and referenced a petition submitted to the Town Board containing 50 signatures from neighborhood residents. The petition asks the Town to reconsider and discontinue the proposed path, citing concerns about neighborhood safety, increased pedestrian traffic, privacy, security, property values, environmental and maintenance impacts, and preservation of the neighborhood's character. Ms. Mangino noted that the area has been a well-maintained grassy space for decades, maintained by the residents whose properties border it. She concluded by asking the Town to permanently halt the project and restore the area to its original condition, which she said would better reflect the wishes of neighborhood residents.

Janet Zuckerman-Bora of Damask Drive wrote and read a letter to the Board please see the attached.

Councilman Fantini offered to respond to the questions raised by Ms. Zuckerman-Bora. He asked that a copy of all the questions be emailed to him so he could prepare responses to them.

Christine Jimenez of Patroon Place said that her comments were not directed specifically at the proposed development but reflected what she sees as a broader pattern throughout Clifton Park of adding walkways and pathways. She referenced a previous pathway project on Hubbs Road, stating that more than 200 residents had signed a petition opposing it and that eminent domain was used to acquire a neighboring property for the pathway. Ms. Jimenez said she was told the Town's goal was to make Clifton Park more walkable and questioned why sidewalks and pathways were being extended into residential side streets in addition to major roads such as Route 146. She explained that she moved to Clifton Park seeking a more rural, country-like environment where her children could safely ride their bikes. Ms. Jimenez expressed concern that the Town is spending significant amounts of money on pathways that she believes receive limited use, saying she believes there are other priorities for the funds. She concluded by emphasizing that the issue extends beyond the neighborhood currently under discussion and is part of a broader trend occurring throughout Clifton Park.

PUBLIC HEARING(S)

Related to the proposed consideration of initial franchise agreement with Verizon for cable television service.

Start 7:34 p.m.

Town Clerk Caitlin Fantini read the Public Hearing Notice advertised in the Times Union on August 26, 2026.

Supervisor Barrett expressed his support for seeing increased competition among cable and telecommunications providers in Clifton Park. He noted that Greenlight Networks and Verizon had been expanding their infrastructure throughout the Town in recent years and suggested that Verizon's expansion of its Fios service may have contributed to making the current agreement possible. Barrett said that competition is generally beneficial and that giving residents more options for a service used by most households is a positive development. He also noted that Verizon's attorney was present at the meeting.

Paul Train, outside counsel for Verizon, thanked the Town Board and explained that Verizon has been working with the Town for several months on a proposed cable television franchise agreement. He said Verizon currently provides broadband and telephone service to approximately 30% of Clifton Park and would need a franchise from the Town Board, as required by the New York Public Service Commission, to provide cable television service. Train stated that the proposed five-year agreement covers the entire Town, although Verizon currently serves only about 30% of the community. He explained that the agreement gives Verizon the right, but not a legal obligation, to expand its service area if financially viable. The agreement would also provide franchise fees to the Town, require Verizon to maintain $3 million in insurance coverage, and comply with applicable New York Public Service Commission requirements. Train noted that the agreement is similar to Verizon franchise agreements in other communities, including a recently completed agreement in Halfmoon. If approved by the Town Board, Verizon would submit the agreement to the Public Service Commission within 60 days for confirmation. Once confirmed, Train said Verizon expects to launch cable television service in Clifton Park within approximately 60 days.

Supervisor Barrett noted that the proposed Verizon cable service is still several months away, assuming the approval and regulatory process proceeds smoothly. He welcomed the potential addition of another cable provider in Clifton Park, acknowledging that some residents may consider the service overdue. He suggested that the Board and residents can revisit the matter in the coming months if Verizon becomes an additional cable provider in the Town.

Councilman Fantini asked how residents can determine whether their residence is eligible to receive the new service and what the best way would be for them to obtain that information.

Paul Train explained that once the service is launched, residents can contact Verizon directly to determine whether the service is available at their address. He noted that Verizon will also actively advertise the new service in the community, making residents aware of its availability.

Councilman Fantini asked whether Verizon could provide an online tool or website where residents could enter their address to determine whether the new service is available at their residence.

Mr. Train stated that residents can also visit the Verizon website and enter their address to determine whether the service is available at their residence.

Attorney Dailey asked whether, based on Mr. Train's experience, Verizon typically offers more competitive packages than existing providers in order to attract new customers.

Mr. Train stated that, as the second entrant onto the market, Verizon will need to give customers a reason to switch providers. Based on its experience entering competitive markets in more than 1,000 communities, he expects Verizon to be aggressive with pricing and to compete through both pricing and service in building its customer base.

Christine Jimenez of Patroon Place expressed her support for bringing Verizon FiOS service to the community and explained that, as someone who works from home, she relies heavily on reliable internet and telephone service. She currently maintains both Verizon DSL and Spectrum internet service so that she has a backup connection for work. She also continues to use a Verizon landline because cellular service inside her home is unreliable, particularly on the main level where her home office is located. She noted that the landline is important to her for work-related conference calls as well as for reliable access to emergency services, including 911.Ms. Jimenez stated that she recently received a letter from Verizon advising her that, on or shortly after November 30, her existing copper landline service would be discontinued. When she contacted Verizon, she was told that customers would be transitioned to other Verizon phone services using available cellular and internet technology. She expressed concern about whether the new FiOS infrastructure would actually resolve the poor phone signal inside her home and whether residents who depend on traditional landline service would continue to have reliable telephone and emergency service. Ms. Jimenez questioned whether the proposed agreement adequately addresses the impact of the planned landline transition and whether there are protections or assurances for residents whose existing service needs may not be met by the new technology. She noted that the timing of the landline discontinuation and the proposed expansion of FiOS appear to coincide and asked that the Town consider the broader implications for residents, particularly those who still depend on traditional landlines. She reiterated that she supports Verizon FiOS but wanted to bring these concerns to the Board's attention.

Mr. Train explained that FiOS operates through fiber-optic infrastructure extending directly to the home. He clarified that cable television services would be delivered over the same fiber-optic network that provides telephone and broadband services. Therefore, once the fiber-optic facilities are in place, the same infrastructure can support telephone, internet, and cable television services. Mr. Train noted that approximately 30% of the Town currently has the necessary FiOS facilities in place. He stated that, with the franchise agreement, Verizon would be able to activate cable television service over that existing fiber-optic infrastructure and offer a "triple play" consisting of telephone, broadband internet, and cable television services.

A member of the audience asked Mr. Train whether he knew which areas of the Town would be offered the new Verizon FiOS services.

Mr. Train stated that the franchise agreement on record includes a map identifying the areas where Verizon has already built its fiber-optic infrastructure. He explained that approximately 30% of the Town would have access to the infrastructure immediately. He noted that, if Verizon were building the network throughout the entire Town from the beginning, the applicable rules would allow up to five years for the buildout. Mr. Train added that he expected Verizon to consider expanding its coverage if the service performs well.

Ms. Jimenez reiterated her concern that Verizon is scheduled to discontinue her existing landline service as of November..

Mr. Train acknowledged Ms. Jimenez's concern regarding the discontinuation of her existing landline service. He explained that, while the change would not necessarily resolve her concerns, he expected Verizon to offer an alternative digital telephone service to replace the existing landline.

Supervisor Barrett stated that, based on his understanding, the area is primarily located in the southeastern section of the Town.

No one else wished to be heard.

End 7:45 p.m.

PUBLIC INFORMATIONAL

Related to the proposed ban of Flock. ALPR Cameras in the Town of Clifton Park.

Councilman Manir thanked residents and participants for attending the public forum. He explained that he and Councilwoman Reid brought the discussion forward because they believe issues involving public safety, individual privacy, and technology warrant an open and transparent conversation with the community. Councilman Manir emphasized that public safety and individual privacy should not be viewed as opposing interests and stated that both should be protected. He clarified that the forum was not intended to be against law enforcement or public safety, noting his support for law enforcement professionals and their responsibility to protect the community. He stated that the purpose of the forum was to provide an opportunity for residents, law enforcement, elected officials, and other stakeholders to speak openly, listen respectfully, and consider the facts. He concluded that the goal of the discussion was to hear from the community and work toward an informed decision together.

Caryl Hugg of Jonathan Drive stated that she had seen videos in which Councilman Fantini discussed Flock cameras and the possibility of banning them in Clifton Park. She referenced a proposed bill to ban Flock cameras and asked Councilman Fantini to explain his involvement with the bill and what actions he had taken toward pursuing a ban on Flock cameras.

Councilman Fantini explained that a concerned resident brought the issue of Flock cameras to the Town Board. He stated that the Board has been working together on the matter and that, because multiple members cannot all work on the same aspects of the issue simultaneously, Councilman Manir and Councilwoman Reid have taken the lead in working on the proposed legislation. Councilman Fantini expressed his support for their efforts and the project, thanked them for their work, and stated that he supports their leadership on the issue. He emphasized that the Town Board is working as a team on the matter.

Ms. Hugg followed up by asking Councilman Fantini whether he had personally done any work on the proposed legislation concerning Flock cameras.

Councilman Fantini stated that he has communicated with residents regarding the Flock camera issue and has discussed the matter with other Town Board members. He reiterated that he supports the effort and stated that he believes the Town is moving forward on the issue in a positive direction for the community.

Supervisor Barrett stated that, to his knowledge, there was no bill currently in place regarding the Flock camera issue.

Councilwoman Reid clarified that the Town Board does not pass bills but instead acts through resolutions and ordinances. She reiterated that, as stated at the previous Board meeting, there is currently no legislation concerning Flock cameras. She explained that the discussion is presently a public discussion, and if the Town Board develops legislation on the matter, a public hearing would be required.

Ms. Hugg stated that she found the video to be misleading because it suggested that a bill was being proposed regarding Flock cameras.

Councilman Manir, adding to Councilwoman Reid's comments, stated that the Town Board had received multiple emails from residents regarding the Flock camera issue and that several residents had also spoken about the matter. He clarified that the Board was not currently proposing or enacting any law. He explained that the purpose of the public forum was to hear residents' thoughts and concerns and gather community input before any decisions are made.

Ms. Hugg stated that she supports banning Flock cameras and appreciates the Town Board taking a proactive approach to the issue. She expressed concern, however, that a Town Board member who is campaigning for an Assembly seat was taking credit for the Board's work, despite her understanding that he was not directly responsible for the work being done on the matter.

Ann Connolly of Valdepenas Lane stated that she was trying to better understand the discussion because she was not familiar with Flock cameras or ALPR (Automated License Plate Reader) technology. She noted that Flock appeared to be a brand name and pointed out that other manufacturers, such as Motorola, Axon, and Genetec, also offer similar technology. She questioned whether the discussion was intended to address Flock cameras specifically or ALPR technology more broadly, given that different manufacturers may offer different systems and capabilities.

Councilman Manir clarified that the discussion is intended to encompass the broader category of advanced license plate reader and related camera technologies, rather than only one manufacturer. He explained that Flock is a well-known company in this area, which is why the technology is commonly referred to as "Flock cameras," but noted that other manufacturers provide similar advanced camera systems as well.

Ms. Connolly asked whether, if the Town were to prohibit the use of these types of cameras, the restriction would apply broadly to all manufacturers and similar technologies rather than only Flock cameras. She sought clarification as to whether the proposed approach would avoid creating a loophole that would allow another brand of similar camera system to be used.

Attorney Dailey stated that much of the legislation being considered in the United States concerning these technologies involves Fourth Amendment rights and privacy protections. He expressed the view that certain surveillance technologies raise privacy concerns and may implicate constitutional protections against unreasonable searches. Attorney Dailey clarified that Flock is a brand name and identified several categories of technology that he believes should be considered if the Town pursues local legislation. These included real-time security monitoring, multimodal vehicle recognition, facial recognition technology, firearm recognition, surveillance drones, automated license plate readers such as Flock, and digital identity systems. He suggested that, rather than addressing only Flock cameras by name, any potential local law should consider the broader range of surveillance technologies.

Ms. Connolly stated that the explanation clarified her understanding of the issue. She explained that she had initially been confused by the references to specific brands when there are numerous other technologies and manufacturers involved. She thanked Attorney Dailey for the clarification.

Jacob Sammon of Rexford stated that he has been monitoring the use of ALPR and other surveillance technologies in surrounding communities. He expressed concern about the increasing use of various camera systems and referenced technology in Schenectady that he said can detect wireless signals from devices, including Bluetooth, cellular devices, and vehicle infotainment systems. Mr. Sammon stated that he supports banning these types of surveillance technologies and expressed appreciation that, to his knowledge, Clifton Park has not implemented similar systems. He said he has been following the use of cameras in Schenectady, Troy, Albany, and Saratoga Springs and expressed concern about similar technology being introduced in Clifton Park. He stated that he avoids areas where such cameras are present because of his concerns about being monitored by private companies and encouraged the Town Board to carefully consider the issue and take steps to prevent the expansion of these technologies in the community.

Caryl Hugg, speaking on behalf of Brady, stated that he appreciated the Town Board working together on issues affecting the community, including the discussion regarding Flock cameras. He criticized Councilman Fantini, alleging that he had taken credit for work concerning Flock cameras and the senior center that she believed had been performed by others. He characterized his social media posts and videos as misleading regarding his involvement in Town matters. Ms. Hugg stated that Brady was pleased to see bipartisan support for protecting residents' privacy and expressed support for the Board's work concerning Flock cameras. He also raised concerns about Councilman Fantini's conduct toward residents who attend meetings and speak before the Board.

He concluded by asking that Councilman Manir be thanked for his work on the Flock camera issue.

Councilman Fantini stated that the Town Board is working together as one team and that individual names or recognition should not be the focus. He emphasized that the Board is cohesive and working collaboratively on issues affecting the community. He expressed regret that some residents may have a different perception of the Board's efforts.

Supervisor Barrett disagreed with Councilman Fantini's characterization of the Town Board as being "one team." He referenced the earlier discussion concerning a proposed bill. Supervisor Barrett further stated that, based on the Board's meetings and discussions throughout the year, the members have not always been in agreement and that the Board should not be portrayed as functioning as a unified team in all matters.

Town Clerk Fantini stated that, as Councilman Manir had previously mentioned, a resident had contacted the Town expressing support for potentially banning Flock cameras. She noted that the correspondence had been provided to the Board and would be included in the meeting minutes.

Councilwoman Reid offered to read the letter submitted by Damara Fredette of Ushers Road regarding the Flock camera discussion. Please see the attached letter.

RESOLUTIONS

Resolution No.272 of 2026, a resolution authorizing the Clifton Park Town Court to submit an application for a Justice Court Assistance Program grant.

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

WHEREAS, the Court has a large number of court files which need to be preserved and scanned to free up file space, needs a key-fob system for better office security and a new robe; and

WHEREAS, the State budget includes money in Justice Court Assistance Program (JCAP) funds; and

WHEREAS, the Honorable Robert A. Rybak and the Honorable Jennifer P. Jeram want to submit an application seeking a grant for $38,764.95 to cover the cost of these items, now, therefore, be it

RESOLVED, that the Board of the Town of Clifton. Park authorizes the Clifton Park Town Court to apply for a JCAP grant in the 2026-2027 grant cycle for $38,764.95; and be it further

RESOLVED, that the Supervisor is authorized to execute all necessary documents in support of such efforts.

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. 273 of 2026, a resolution authorizing the granting of a Cable Television Franchise to Verizon New York Inc. in the Town of Clifton Park, County of Saratoga, New York.

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

WHEREAS, an application has been duly made to the Town Board of the Town of Clifton Park, County of Saratoga, New York, by Verizon New York Inc. ("Charter"), a corporation duly organized and existing in good standing under the laws of State of New York, for the approval of an initial agreement for Verizon's cable television franchise for five (5) years commencing with the date of approval by the Public Service Commission, and

WHEREAS, the franchise agreement will be in conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings, and

WHEREAS, a public hearing was held in the Town of Clifton Park, New York at Town Hall, One Town Hall Plaza in the Wood Room on Tuesday, September 15, 2026, at 7:08P.M. and notice of the hearing was published in the Albany Times Union on August 26, 2026; now, therefore, be it

RESOLVED, that

1. Verizon New York Inc. is in compliance with applicable law; and the rules and regulations for cable franchises pursuant to Article 11 of the New York Public Service Law, as amended, and Title 16, Chapter VIII, Parts 890.60 through 899, of the Official Compilation of Codes, Rules and Regulations of the State of New York, as amended.

2. Verizon New York Inc. has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal, attached.

3. Verizon New York Inc. can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests; and be it further

RESOLVED that the Board of the Town of Clifton Park hereby grants the cable television franchise of Verizon New York Inc, and the Town of Clifton Park for five (5) years commencing with the date of approval by the Public Service Commission and expiring five (5) years hence; and be it further

RESOLVED that the Board of the Town of Clifton Park hereby confirms acceptance of this initial franchise agreement attached, and the Town Supervisor is authorized to execute said agreement.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated that he was pleased Verizon had decided to move forward with offering cable television service in Clifton Park. He noted that, according to Verizon's attorney, approximately 30% of the Town currently has the necessary infrastructure to provide the service. Supervisor Barrett expressed hope that Verizon would continue expanding its infrastructure over the next several years, allowing more residents to have the option of receiving Verizon cable television service. He stated that completing the franchise agreement would provide an immediate benefit to residents in areas where the infrastructure is already available by introducing additional competition into the market. He also clarified that the Town and other governmental entities do not determine where Verizon installs its infrastructure. Such decisions are made by Verizon as a business matter, including whether to build infrastructure in a municipality and whether its coverage will be partial or more extensive. Supervisor Barrett concluded that, while the current coverage is limited, the agreement represents a positive start.

Resolution No. 274 of 2026, a resolution to adopt a Local law to amend the Town Code to make additions to provide for enhanced Real Property tax exemptions for seriously disabled veterans who reside in Clifton Park.

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

WHEREAS, the New York State legislature passed an amendment to the Real Property Tax Law (RPTL) pursuant to Section 458(a)-(11), which authorizes a municipality to adopt a local law to grant a real property tax exemption to seriously disabled veterans residing in the municipality, and

WHEREAS, Governor Hochul has signed the amendment to the RPTL into law, and

WHEREAS, on September 1, 2026, the Town Board held a public hearing on a proposal to amend the Town Code regarding the tax exemption for seriously disabled veterans residing in the Town Clifton Park, pursuant to Real Property Tax Law Section 458-a(11), and

WHEREAS, the public was given the opportunity to speak in favor of or against the proposed changes to the local law, and

WHEREAS, the Town Board wishes to amend the Town Code to include the real property tax exemption to seriously disabled veterans who are Town residents, effective with the next calendar year for the Town assessment roll; now therefore be it

RESOLVED, that the Town Board hereby adopts a Local Law, Local Law No. 11 of 2026, attached, to add an amendment to be entitled, Veterans Tax Exemption, to the Town Code, as Article VIII Exemption for Certain Seriously Disabled Veterans, with Section 182-19 entitled Authority; Section 182-20 entitled Legislative Intent; Section 182-21 entitled Adoption of Exemptions; Section 182-22 entitled Administration of Exemptions; Section 182-23 entitled Severability; and Section 182-24 entitled Supersession; and be it further

RESOLVED, that current Town code Article VIII, entitled Receiver of Taxes-Authorized Information, is renumbered as Article IX and that current Section 182-19, entitled Informational inserts, is renumbered as Section 182-25.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett reported that the Saratoga County Board of Supervisors had approved an option allowing taxing districts, including the Town, County, and other taxing entities, to participate in a New York State program providing an additional property tax benefit for veterans. He explained that the Town would have the option to adopt the program and expressed hope that Clifton Park would move forward with it. Supervisor Barrett described the exemption as a small token of appreciation for local veterans and noted that the County Board had heard from several veterans regarding the importance of the additional benefit during its recent public hearing and discussions.

Councilman Fantini expressed his support for the proposed veterans tax exemption, stating that he was pleased to support local veterans and viewed the measure as a positive step forward.

Councilman Manir expressed his support for moving forward with the Veterans' Tax Exemption and thanked Supervisor Barrett for providing the update.

Resolution No. 275 of 2026, a resolution to schedule a Public Hearing on Tuesday October 6, 2026 to consider prohibiting the sale, distribution, possession for sale, and public display of kratom and kratom-derived products within the Town of Clifton Park.

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

WHEREAS, kratom is a substance derived from the leaves of the Mitragyna speciosa tree and is commonly marketed and sold as a "natural herbal supplement" in powdered, capsule, or extract form under various product names and brands; and

WHEREAS, the active compounds in kratom, including mitragynine and 7-hydroxymitragynine, act on opioid receptors in the brain and have been associated with stimulant, sedative, and opioid-like effects depending on dosage; and

WHEREAS, the U.S. Food and Drug Administration has issued multiple warnings regarding the safety of kratom, noting that it is not approved for any medical use, that there is insufficient evidence of its safety or effectiveness, and that it has been linked to serious adverse events including addiction, withdrawal symptoms, seizures, liver damage, and death; and

WHEREAS, Albany County and other jurisdictions in New York State have taken formal action to ban or restrict the sale of kratom due to public health and safety concerns; and

WHEREAS, the unrestricted availability of kratom in retail establishments within the Town of Clifton Park poses potential risks to the health, safety, and welfare of residents, particularly young people and individuals seeking alternatives to regulated substances; and

WHEREAS, the Clifton Park Town Board has a responsibility to protect the public health and to take reasonable measures to prevent the distribution of substances that may contribute to substance misuse and related harms within the community; and

WHEREAS, the Town Board seeks public input and discussion regarding the proposed ban on the sale, distribution, possession for sale, and public display of kratom and kratom-derived products within the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby sets a public hearing to consider the ban on the sale, distribution, possession for sale, and public display of kratom and kratom-derived products within the Town of Clifton Park; and be it further

RESOLVED, that the public hearing shall be held on October 6, 2026, at 7:02 p.m., at the Clifton Park Town Hall, located at 1 Town Hall Plaza, Clifton Park, New York, to hear all interested persons on this matter; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated that Saratoga County is also moving forward with consideration of a ban. He reported that the County had scheduled a public hearing for the following month and said there was significant support for the measure among members of the Saratoga County Board of Supervisors, based on his discussions with colleagues. He explained that, if the County adopts the ban, it would apply to the Town of Clifton Park. Unlike the previously discussed Veterans Tax Exemption, which requires each taxing entity to opt into the program, the proposed countywide ban would cover the Town as part of Saratoga County. Supervisor Barrett stated that

he would keep the Board and residents informed of the County's progress and anticipated that the County Board would have an update at its next meeting in the middle of the following month.

Councilman Fantini stated that there appeared to be support for banning kratom and kratom-derived products and suggested that the Town continue moving forward with the matter rather than waiting for the County's decision. He noted that the County had not yet taken a final vote and emphasized the importance of proceeding with the Town's discussion, including obtaining public input and hearing residents' concerns.

Councilwoman Reid asked Supervisor Barrett when he expected the Saratoga County Board of Supervisors to vote on the proposed kratom ban.

Supervisor Barrett stated that the vote would take place at the next Saratoga County Board of Supervisors meeting, although he did not have the specific date available at the time.

Councilwoman Reid noted that the Saratoga County Board of Supervisors' vote on the proposed kratom ban would likely occur before the Town's public hearing on the matter.

Councilman Manir asked whether the Town should proceed with the public hearing on October 6 regarding the proposed kratom ban or consider postponing it. He referenced the requirement to provide notice to the County before holding a public hearing and questioned whether the timing of the County's anticipated action should be taken into consideration.

Councilman Fantini clarified that the purpose of the public hearing is to provide an opportunity for residents to express their concerns regarding kratom.

Attorney Dailey clarified that the proposed kratom measure does not need to be referred to the County Planning Board because it is not a moratorium.

Councilman Manir clarified that his question was whether the Town should proceed with the public hearing on October 6 regarding the proposed kratom ban, given Supervisor Barrett's earlier statement that Saratoga County was expected to hold its public hearing or make a decision in mid-October.

Attorney Dailey explained that Saratoga County is a separate governmental entity and may adopt a local law concerning kratom that could apply throughout the County. He stated that the County's potential action would not prevent the Town from holding its own public hearing on the proposed local law. Attorney Dailey also noted that the proposed Town local law includes a preemption provision stating that, if New York State subsequently enacts legislation addressing kratom, the State law would supersede the Town's local law to the extent applicable.

Resolution No. 276 of 2026, a resolution authorizing the retainment of Bartlett, Pontiff, Stewart, & Rhodes for professional services related to the Concrete Batch Plant moratorium analysis.

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

WHEREAS, the Town Board, by Resolution No. 232 of 2026, directed the Planning Department to solicit proposals from as many as three (3) law firms or consulting teams for the consultation and analysis of matters concerning the enactment of a moratorium on concrete batch plants in the Town of Clifton Park, and

WHEREAS, Bartlett, Pontiff, Stewart & Rhodes submitted the sole proposal, attached, and

WHEREAS, John Scavo, Director of Planning & Zoning, has reviewed the proposal and recommends accepting the proposal submitted by Bartlett, Pontiff, Stewart & Rhodes; now, therefore, be it

RESOLVED, that the firm of Bartlett, Pontiff, Stewart & Rhodes be retained by the Town of Clifton Park Town Board for this purpose, and that the Town Attorney is authorized to enter into a retainer agreement for these services effective immediately.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir

Noes: Councilwoman Reid, Supervisor Barrett

DECLARED ADOPTED

Supervisor Barrett raised concerns regarding the Town's legal representation in a lawsuit involving the Town. He stated that he had asked who would be leading the Town's legal efforts and was informed that one of the assistant town attorneys, Stefanie Bitter, would be involved through her law firm, Bartlett, Pontiff, Stewart & Rhodes. Supervisor Barrett reiterated his position that retaining the law firm of an assistant town attorney presents a conflict of interest. He also stated that the Town Board majority had previously retained the firm of the other assistant town attorney for ongoing legal work involving another Town board, in addition to retaining both assistant town attorneys and their firms earlier in the year. He further raised concerns regarding compensation increases received by the two assistant town attorneys after their appointments in January 2026. Supervisor Barrett characterized these circumstances as conflicts and alleged favoritism and connected them to his broader concerns regarding the Town's ethics code and Ethics Board. He stated that the matter had resulted in additional litigation and reiterated his view that there was a conflict of interest involving the assistant town attorneys.

Councilman Fantini responded to Supervisor Barrett's comments by stating that Supervisor Barrett had accepted donations from the project at issue. Councilman Fantini expressed the view that this created a potential conflict and called on Supervisor Barrett to recuse himself from the discussion. Councilman Fantini also criticized Supervisor Barrett's actions regarding the moratorium and stated that, in his view, Supervisor Barrett had taken steps that were detrimental to the Town's efforts to maintain a safe environment. He reiterated his position that Supervisor Barrett should recuse himself because of the contributions he had received.

Supervisor Barrett disputed Councilman Fantini's characterization of his actions. He stated that he had proposed a process that, in his view, could have avoided the lawsuit and placed the Town in a more beneficial and legally defensible position. He maintained that the Town Board majority had instead engaged in political disagreements concerning the matter and that this had contributed to the Town's legal exposure. Supervisor Barrett stated that his focus had been on following the proper process, minimizing potential liability, and positioning the Town to address any resulting legal issues. He criticized the Board majority's handling of the matter and referenced the earlier discussion concerning kratom as another example of what he characterized as political decision-making. He also criticized Councilman Fantini for, in his view, taking credit for initiatives and accomplishments that had already been undertaken by the Town, and questioned his contribution of original ideas. Supervisor Barrett cited the proposed lacrosse fields in Rexford as an example and continued to dispute Councilman Fantini's characterization of the Town Board's actions.

Councilman Manir asked the Board to remain focused on the matter under discussion, stating that the conversation had moved away from the topic of the proposed moratorium. He noted that concerns regarding a potential conflict of interest had been raised at the previous meeting and said that the Board had subsequently conducted due diligence on the issue. Councilman Manir stated that the Town had contacted multiple law firms and consulting firms seeking responses to its request, but that no other firms responded. He further stated that, based on his review, he did not believe there was a conflict of interest because a separate attorney from the firm was representing the parties involved in the moratorium matter. Councilman Manir emphasized that he viewed the moratorium as a matter of public concern rather than a political issue, noting that more than 1,500 signatures had been collected in support of the effort. He stated that it was the Town Board's responsibility to ensure that the Town was adequately prepared to address the matter. Referring to information discussed at the previous meeting regarding what would and

would not be included in the moratorium, he called for the Board to proceed to a vote. Councilman Manir reiterated that, following the previous meeting's concerns regarding a potential conflict of interest, the Town conducted additional due diligence. He stated that requests were sent to approximately eight or nine law firms, but only one firm responded. Based on that response, the Town proposed the firm for hire. He emphasized that the Town's role was limited to conducting the process and proposing the responding firm for consideration.

Councilwoman Reid asked whether the Town knew which law firm represented the Town of Lloyd in connection with a similar matter.

David Miller stated that the Town of Lloyd handled the matter through its own zoning office rather than outside legal counsel. He explained that, during discussions with Lloyd, the Town provided its Planning Department with the relevant documents. He added that Planning staff were reviewing the materials and that John would provide additional information regarding the matter.

John Scavo clarified that the Town Supervisor of the Town of Lloyd is an attorney.

Councilman Manir stated that he did not want the Town to lose additional time on the matter and encouraged the Board to set aside political disagreements. He asked John Scavo whether he had any additional information and requested that the law firm or consulting firms contacted by the Town be identified for the record. Councilman Manir emphasized the importance of transparency and stated that the Town had sent the request to multiple firms as part of the selection process.

John Scavo provided information regarding the legal representation used by the Town of Lloyd. He stated that Lloyd's Town Board attorney is Shawn Murphy of Di Stasi, Moriello & Murphy in Highland, New York. He explained that the Town also has separate counsel for its Planning Board and Zoning Board of Appeals, including David Gordon of Gordon & Svenson LLP in Poughkeepsie. Mr. Scavo stated that the firm specializes in municipal law, land-use boards, and environmental matters, and noted that Mr. Gordon serves as municipal attorney for multiple municipalities. He also stated that Mr. Gordon has previously worked with Riverkeeper on matters involving protection of the Hudson River and the New York City watershed from development impacts.

Councilwoman Reid stated that the Town of Lloyd used its Town Attorney as well as separate counsel for its Planning and Zoning Boards. She raised concerns regarding the Town's proposed legal representation for the current matter, noting that the Town's deputy attorneys had received raises early in their appointments based, in part, on the expectation that they would be handling this matter. Councilwoman Reid questioned the decision to now propose retaining the law firm of one of the deputy town attorneys. She stated that she had voted in favor of allocating funds for outside legal assistance because she did not want the matter to create additional problems for the Town and was concerned about how it was unfolding. However, she expressed concern that hiring the law firm of a deputy attorney who was expected to already be working on the matter presented a potential conflict.

Councilman Manir acknowledged Councilwoman Reid's concerns and noted that the Town had already lost approximately 14 days since the previous discussion. He stated that he investigated the conflict-of-interest concern and confirmed that the Town's Planning Department had sent the request for proposals to approximately eight or nine law firms. Councilman Manir emphasized that the Town needs an expert opinion and appropriate legal representation for the matter. He stated that the firm under consideration could provide the specialized assistance and representation needed by the Town.

Councilwoman Reid stated that she understood the Town had already hired experts to provide assistance with the matter and questioned why additional legal representation was now being considered.

Councilman Manir clarified that the request was to allocate $30,000 to retain an outside legal expert with specialized expertise for the matter. He stated that the purpose was to obtain additional legal assistance and representation beyond the capabilities of the Town's existing counsel, and that the firm under consideration was being proposed for that purpose.

Councilwoman Reid questioned the reason for the earlier raise provided to the deputy town attorney.

Councilman Manir stated that he did not believe the question regarding the deputy town attorney's raise was relevant.

Councilwoman Reid stated that the issue was relevant because, in her understanding, the additional work associated with this matter was cited as a reason for the deputy town attorney's raise.

Councilman Manir stated that the deputy town attorney's raise did not specify that she would be responsible for handling litigation or legal matters related to the cement batch factory.

Councilman Fantini stated that the Town should ensure it is in the best possible legal position regarding the matter. He expressed support for passing the resolution, stating that he believed doing so would place the Town in the best possible position.

Supervisor Barrett questioned why the Town of Lloyd was able to handle a similar matter through its existing legal and planning resources, suggesting that Clifton Park should be capable of doing the same.

Resolution No. 277 of 2026, a resolution adopting Local Law No. 12 of 2026, to amend the Park West Planned Development District.

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

WHEREAS, a written request has been presented to the Town Board for a change in the Zoning Code to amend an existing Planned Development District (PDD) encompassing the Park West PDD, providing for the public dedication of the internal road system in the PDD, and

WHEREAS, on September 9, 2020, the Planning Board approved and granted changes to the PDD, providing in part that the roads shall be public and dedicated to the Town of Clifton Park, and

WHEREAS, the Town Board had previously adopted the PDD legislation providing that the roadways were to be "privately owned and maintained", and

WHEREAS, that after due consideration of the request and details concerning the attached request from Attorney Mary Beth Slevin, on behalf of the project owner, and the adopted decision of the Planning Board, it is desired that the PDD legislation be reconciled with all subsequent Town approvals, to accept the roadways, as public "dedicated" highways; now, therefore, be it

RESOLVED, that Local law No. 12 of 2026, a local law amending A217-410 of the Town Code, to provide for "the road systems that service the Park West Planned Development District shall be public and shall be dedicated to the Town of Clifton Park"; and be it further

RESOLVED, that the Town Clerk file said notice with the New York State Department of State as required by law.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett asked John Scavo whether the matter represented a change that should have been made and noted that it had been identified.

John Scavo explained that the proposed change was intended to achieve the design plan that had been approved in concept under the original PDD, while addressing requirements under the New York State Building Code. He stated that the change would also address the potential introduction of alleyways behind the buildings and avoid making those areas public roadways. He explained that the Planning Board determined that making the roadway a Town road was the best way to address long-term maintenance and sustainability concerns, particularly once the development is turned over to the condominium association and the residents assume ownership and responsibility. Mr. Scavo stated that the PDD allowed the Planning Board to finalize design elements through the site plan review process in a manner consistent with the original concept. He said that making the roadway a Town road was the ultimate solution and that the proposed amendment would update the language of the PDD to reflect those changes.

Attorney Dailey clarified that the Town Board should understand that there is a mix of roads within the development. The Town will only take ownership of roads that are constructed to Town standards. Other roads, including alleyways and smaller roads that do not meet Town standards, will remain private. Attorney Dailey stated that this has been the Planning Board's intention for several years and that the proposed legislation is intended to bring the language of the PDD into alignment with the existing conditions and the Planning Board's intent. He noted that the amendment likely should have been made earlier, but the issue had now been identified and was being reconciled with the facts on the ground.

Resolution No. 278 of 2026, a resolution scheduling a public hearing to consider amendments to the Town Code regarding short-term rentals.

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

WHEREAS, the Town Board is aware that short-term rentals have become prevalent in Clifton Park and other communities, and

WHEREAS, short-term rentals are not currently regulated by the Town of Clifton Park, and

WHEREAS, the Town Board wishes to obtain input from the public regarding the regulation of short-term rentals in the Town of Clifton Park; now, therefore, be it

RESOLVED, that a public hearing to consider amendments to §73-33 and §208-7 of the Town Code, related to Short-term rentals, will be held on October 6, 2026 at 7:05p.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 same.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett noted that the Town had previously held a public hearing on the proposed legislation, which stated that the property owner's primary residence was required. He noted that this requirement had since been changed.

Councilman Fantini stated that the Deputy Supervisor had raised concerns regarding the primary residence requirement, and that the provision was subsequently changed.

Councilwoman Reid stated that the provision was one of several aspects of the proposed legislation about which she had concerns.

Supervisor Barrett asked for clarification regarding the change to the proposed legislation. He noted that it seemed there was no longer a requirement that the property be the owner's primary

residence and asked whether, under the revised language, any property owned by an individual could be used as a short-term rental.

Councilman Fantini stated that the proposed legislation had been amended to incorporate concerns raised by the Deputy Supervisor and to address public concerns regarding grandfathering existing uses. He said that the comments of which he was aware had been incorporated into the revised legislation, resulting in changes to the law. Because the proposed legislation had been revised, he stated that a new public hearing would be required.

Supervisor Barrett asked for clarification as his understanding that the revised legislation would still require a short-term rental property to be the primary residence of the person using it as a short-term rental, unless the property is grandfathered under the existing-use provisions.

Councilman Manir stated that he would defer to the Town Attorney for clarification regarding the primary residence requirement and other issues raised during the discussion. He noted that the Town had received several emails concerning these matters. Councilman Manir said that, if the Board schedules a public hearing for October 6, he wanted to ensure that all emails and other information received by the Town Clerk, any Town Board member, or the Supervisor are considered beforehand. He emphasized the importance of having complete and accurate information before proceeding with public hearing.

Attorney Dailey explained that the two principal changes to the proposed legislation were that short-term rentals would no longer be restricted to a primary residence and could be located at any residence, and that a new section had been added addressing the grandfathering of existing uses based on comments received from the public. He stated that, in his opinion, both changes were significant enough to require another public hearing.

Supervisor Barrett stated that the change to the proposed legislation was significant and would alter the overall dynamic of the matter.

Councilman Fantini stated that the purpose of holding a public hearing was to provide the public with an opportunity to speak and comment on the proposed legislation.

Supervisor Barrett stated that he had asked questions about the proposed legislation and believed the answers had not yet been provided. Supervisor Barrett identified what he understood to be a significant change in the proposed legislation concerning short-term rentals. He explained that the original proposal required the property used as a short-term rental to be the owner's primary residence, while the revised language appeared to allow any property owned by the individual to be used as a short-term rental. He questioned whether the grandfathering provision was necessary if the primary-residence requirement remained unchanged and asked for clarification regarding the revised language.

Attorney Dailey stated that the change to the primary residence requirement was what had been requested.

Councilman Fantini asked that the discussion remain respectful, stating that there had been several instances during the discussion where he felt respectful conduct was warranted.

Supervisor Barrett responded to Councilman Fantini's request for respectful discussion, stating that respect must be earned. He criticized Councilman Fantini's conduct and stated that, in his view, his actions since joining the Town Board had contributed to divisions within the Town and were motivated by political considerations.

Councilman Manir raised a question regarding the proposed legislation, noting that the existing grandfathering provision was being retained while a separate change was also being made. He stated that he found the two provisions somewhat conflicting and requested clarification.

Supervisor Barrett clarified that the original legislation did not include a grandfathering provision because the proposed requirement was that a short-term rental had to be the owner's primary residence. He explained that grandfathering would be necessary if the Town imposed a primary-residence requirement while allowing existing short-term rentals to continue. He stated

that if the requirement is changed so that a short-term rental does not have to be the owner's primary residence, then, in his view, a grandfathering provision would not be necessary.

Councilman Manir asked whether the proposed change would remove the requirement that the property used as a short-term rental be the owner's primary residence.

Attorney Dailey advised the Town Board members to determine what they wanted the local law to provide, stating that the language of the local law would be drafted accordingly.

Councilman Fantini stated that he had proposed the resolution, which had already been drafted, and requested that a public hearing be held. He explained that the purpose of the hearing would be to allow the public to speak and provide input on the proposed legislation, and stated that he did not believe the request was unreasonable.

Supervisor Barrett agreed that the request for a public hearing was not unreasonable. He stated that his concern was to ensure that everyone was aware of the significant change that had been made to the proposed legislation and that, in his view, the current language contained a conflict.

Councilman Fantini stated that the previous legislation had been tabled. He said that, if the Board was more comfortable with the previous legislation, he would be willing to proceed with a vote on it at that time. He asked whether the Board preferred the previous version of the legislation.

Councilman Manir stated that the matter was straightforward and explained that, during the previous public hearing, residents had raised concerns that limiting short-term rentals to primary residences would restrict property owners. He referenced emails received by the Town, including one received that morning from a resident who stated that she owns 11 acres that is not her primary residence and was concerned that, if she could not use the property as a short-term rental, she might have to sell it to a developer, potentially resulting in the loss of open space Councilman Manir stated that the purpose of his questions was to clarify whether the proposed legislation was retaining the existing requirement or making a change. He concluded that the primary-residence requirement was being removed under the proposed change.

Councilwoman Reid asked whether the previous legislation also limited property owners to one short-term rental and noted that it appeared that this restriction had been removed from the revised legislation.

Attorney Dailey confirmed that the revised legislation would allow multiple short-term rentals.

Councilwoman Reid asked whether grandfathering an existing short-term rental would mean that the property would still be subject to the inspection and permitting requirements.

Supervisor Barrett stated that he believed the use of the term "grandfather" could create confusion because existing short-term rentals would still be subject to inspection requirements. He suggested proceeding with scheduling the public hearing so that these issues could be addressed and clarified.

Resolution No. 279 of 2026, a resolution accepting a proposal from KB Engineering, P.C. for engineering design services associated with the Eastside Drive Water District Project through the sixty percent (60%) design phase, appropriating funds for said services.

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

WHEREAS, by Resolution No. 188 of 2026, the Town Board authorized an engineering study update from Prime Engineering/ KB Engineering, P.C. for the provision of public water services for the residents on Eastside Drive, the Eastside Drive Water District Project; and

WHEREAS, by Resolution No. 198 of 2026, the Town Board authorized KB Engineering, P.C. to prepare and submit a New York State Environmental Facilities Corporation (NYS EFC) Water Infrastructure Improvement Act (WIIA) Grant and Financing Application,

including updates to the Preliminary Engineering Report, for the proposed Eastside Drive Water District Project; and

WHEREAS, KB Engineering, P.C. has completed grant-related engineering services and has advanced portions of the preliminary engineering and design effort necessary to support the Town's funding application and project development activities; and

WHEREAS, advancement of the Eastside Drive Water District Project through advisement received from the New York State Environmental Facilities Corporation on prior funding applications encourages completion of preliminary engineering and design development in order to satisfy project readiness criteria and position the project competitively for funding consideration and implementation; and

WHEREAS, the Town Board recognizes the benefit of maintaining continuity of engineering services with KB Engineering, P.C., which has prepared the Preliminary Engineering Report, coordinated funding applications, developed project cost estimates, and possesses extensive familiarity with the project; and

WHEREAS, KB Engineering, P.C. has submitted a proposal to continue engineering services for the Eastside Drive Water District Project, including advancement of engineering plans, specifications, cost estimates, and supporting documentation through approximately the sixty percent (60%) design milestones; and

WHEREAS, completion of the sixty percent (60%) design phase will provide the Town with a substantially advanced project ready for final design, permitting, environmental review coordination, easement acquisition, funding implementation, and future construction activities; and

WHEREAS, the engineering services contemplated under the proposal are to be provided for a total amount not to exceed Two Hundred Twenty-One Thousand Nine Hundred Forty Dollars ($221,940), inclusive of engineering services previously authorized and performed for the project; and

WHEREAS, the Town Board finds it to be in the public interest to authorize KB Engineering, P.C. to continue engineering services for the Eastside Drive Water District Project through the sixty percent (60%) design milestone; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the proposal from KB Engineering, P.C. for professional engineering services associated with the advancement of the Eastside Drive Water District Project, including preparation of engineering plans, technical documents, cost estimates, and related services necessary to achieve approximately sixty percent (60%) design completion; and be it further

RESOLVED, that the Town Board hereby authorizes the expenditure of funds for said engineering services in an amount not to exceed Two Hundred Twenty-One Thousand Nine Hundred Forty Dollars ($221,940) to be transferred from Unassigned Fund Balance, (A-00914) to A-08340-00135 (General Fund – Water Transmission & Distribution – Engineering); and be it further

RESOLVED, that KB Engineering, P.C. is hereby authorized to continue and complete the engineering design services necessary to advance the Eastside Drive Water District Project through the sixty percent (60%) design phase in accordance with the approved scope of work and subject to available appropriations and funding; and be it further

RESOLVED, that the Town Supervisor, Town staff, and consulting engineers are hereby authorized to take all actions necessary to advance the Eastside Drive Water District Project, pursue funding opportunities, coordinate with NYS EFC and other agencies, and undertake all activities required to position the project for final design, permitting, and future construction.

ROLL CALL VOTE

Ayes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir,

Councilwoman Reid, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Supervisor Barrett reported that the Town had submitted a grant application for the third consecutive year. He expressed hope that the third application would be successful. He noted that residents on the East Side have been actively involved in the effort, with a group of residents doing significant work over the past several years in coordination with the Town. He added that the residents were also hopeful that the Town would receive the grant.

Resolution No. 280 of 2026, a resolution awarding the Clifton Park Community Trails Connectivity and Active Transportation Plan project to Toole Design.

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

WHEREAS, the Town has constructed more than 17 miles of trails and continues to expand pedestrian infrastructure through public investment and the development process, and

WHEREAS, the proposed Town-wide trails master planning effort is intended to establish a comprehensive and implementable vision for Clifton Park's trail, sidewalk, bicycle, pedestrian and active transportation network, and

WHEREAS, at their September 9, 2026 meeting, the Town's Open Space, Trails and Riverfront Committee affirmed its support of such a town-wide public planning project, and

WHEREAS, a Request for Qualifications (RFQ) was solicited with a submission deadline of April 3, 2026, and a selection committee of six reviewers rated Toole Design as the top candidate of the four (4) RFQ responses received, and

WHEREAS, the selection committee evaluated the qualifications, experience, project approach, and demonstrated ability of each respondent to successfully complete the Community Trails Connectivity and Active Transportation Plan, and determined that Toole Design was the most qualified firm to provide the requested professional planning services, and

WHEREAS, Toole Design is a nationally recognized firm with extensive experience in active transportation planning and design, including GIS-based analysis, safety and ADA-focused planning, stakeholder engagement, and preparation of implementable, funding-ready transportation plans, making the firm well-suited to assist the Town in advancing the objectives of the Community Trails Connectivity and Active Transportation Plan, and

WHEREAS, pursuant to the Town's qualifications-based procurement process, the Town wishes to authorize staff to implement the scope of services and project schedule, with Toole Design, for the proposed professional services agreement presented to the Town Board for approval; now, therefore, be it

RESOLVED, that the Town Board of Clifton Park authorizes the awarding of the Clifton Park Community Trails Connectivity and Active Transportation Plan project to Toole Design, Hartford, Connecticut, in an amount not to exceed $215,000; and be it further

RESOLVED, that the Comptroller is authorized to utilize the Parkland Reserve account for $40,000 and the balance of $175,000 to come from Unassigned Fund Balance A-914 to A-1440-15 (General Fund – Engineering – Other Contractual).

MOTION to amend the resolution to approve only $40,000 from the Parkland Reserve account for Phase 1 by Councilwoman Reid, seconded by Councilman Manir.

ROLL CALL VOTE

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

Noes: Councilman Fantini

MOTION to table the resolution by Councilman Fantini, seconded by Councilwoman Reid.

ROLL CALL VOTE

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

Noes: None

DECLARED TABLED

Supervisor Barrett stated that spending more than $200,000 on a new trails master plan was unnecessary because the Town already has a trails master plan and a number of trail projects in the queue. He identified several projects, including a trail connection from the Vistas East to the Shenendehowa School District on the north side of Route 146, closing a trail gap on Vischer Ferry Road, trail and sidewalk connections associated with the planned roundabout at Clifton Park Center and Sitterly Road, and trails and sidewalks in the Exit 9 area near Clifton Country. Supervisor Barrett referenced a study by the Capital District Transportation Committee, stating that as of 2025, Clifton Park had the most trail mileage among municipalities in the region, with Colonie second. He said the study demonstrated the progress the Town had made with its trail network since 2000. He explained that the Town aggressively pursues grants for trail projects, but that projects sometimes change depending on the requirements of a particular grant program and the circumstances of the area. He cited the Usher's Road project as an example where the final project differed from the original plan and resulted in sidewalks being installed. He also discussed a proposed trail along Clifton Park Center Road that faced significant public opposition because of the proximity of homes to the road, existing large trees, and concerns about property acquisition. Supervisor Barrett stated that the Town has a plan but continually adjusts how projects are implemented based on grant requirements and the specific characteristics of each area. He credited the Town's team with developing a trail network that not only has the highest mileage among municipalities in the Capital Region but also connects destination points, including parks, neighborhoods, and the Common. He also noted the use of flashing beacon crossing signals to improve pedestrian crossings. Supervisor Barrett said that the Town's trails plan had been executed beyond expectations through a team effort and questioned the need to spend more than $200,000 on a new plan. He then compared the expenditure to the Town's difficulty in finding a law firm for the batch plant and moratorium litigation and questioned why the Town could not find a firm locally or elsewhere in New York to perform what he described as a relatively simple update to the existing trails master plan. He noted that the Town was instead going to a firm in Hartford, Connecticut, and concluded by calling it another example of things in 2026 that did not make sense to him.

Councilman Fantini recognized Dave Miller as an expert on trails and the Chairman of Open Space. He invited Mr. Miller to share his thoughts on the need for a trails plan, if he wished to do so.

Dave Miller stated that the Town has been following its existing trails master plan since 2000, when he became chairman of the Clifton Park Open Space, Trails and Riverfront Committee. He said the plan had served its purpose but was now significantly outdated. Mr. Miller explained that the existing plan does not connect the Town’s preserves to one another or connect all of the newer neighborhoods that have been developed. He noted that Clifton Park has changed substantially over the past 25 years, with new neighborhoods, commercial areas, and approximately 2,000 acres of preserves. He said the Town wants to create a greenbelt and that the trails master plan needs to be updated. Mr. Miller emphasized that the plan should address more than sidewalks, including nature trails, preserves, and connectivity among those elements. He also discussed Town Center Park as an important community asset and expressed hope that the Town would invest in its second phase. Mr. Miller stated that three members of his committee worked with the Planning Department to develop the scope of work for the request for proposals, including nature preserves that were not part of the 2000 plan. He said the

committee also participated in the interview process and worked with John Scavo and Jennifer, a process that took approximately nine months. He concluded that if the scope of work was considered too large or the cost was considered too high, those concerns should have been raised earlier, but he maintained that the Town needs an updated trails master plan.

Supervisor Barrett stated that the Town has completed significant trail work in its nature preserves. He cited the Vischer Ferry Nature Preserve as an example, noting that the Town worked with the Town of Halfmoon on a major trail project and installed a farmer's bridge that improved the connection between the two areas. He also referenced Hayes Park and Garnsey as other preserves where the Town has completed trail work. Supervisor Barrett acknowledged that there are areas of the Town where constructing trails would be extremely difficult due to expense and the rural nature of those areas. He explained that although obtaining grant funding is beneficial, trail projects typically take years to complete. He noted that the four projects currently in the queue have been there for some time, emphasizing that this was not a reflection on the Town's staff but rather the lengthy process involved. He explained that the projects must account for the requirements of the Town, the State, funding partners, and often the federal government. Supervisor Barrett stated that the projects currently in the queue would further connect neighborhoods with destination points, including commercial areas.

Councilman Fantini asked John Scavo to briefly explain the process used to select the consultant for the trails master plan. He noted that Mr. Scavo had discussed the process during the agenda session, but not all members of the public had been present. Councilman Fantini asked Mr. Scavo to explain the process in detail, including how the Town evaluated and selected the consultant, in light of concerns raised by the Supervisor regarding the consultant being located in another state and questions about the consultant's qualifications.

John Scavo explained that in April, the Town solicited statements from qualified firms and received four responses: Kier's Engineering, Kraton Manning Engineering, Stantec Engineering, and Tool Design. He stated that six reviewers evaluated the proposals using a scoring rubric reflected in the RFQ. Tool Design received the highest rating. Under the RFQ process, the Town then negotiates a scope of work and fee with the highest-rated qualified firm, which is ultimately presented to the Town Board for consideration. Mr. Scavo explained that if the Town and the highest-rated firm cannot reach an acceptable scope and fee, the Town may proceed to one of the other qualified firms under the RFQ process. He distinguished this from an RFP process, which focuses on whether a firm is qualified and which qualified firm submits the lowest bid.

Councilman Fantini stated that an important purpose of the trails master plan is to identify and develop trails before land is developed. He explained that having a plan allows future development to be designed around the planned trail network rather than addressing trails after development has occurred. He stated that the plan would include public input and that the selected experts would evaluate the Town's existing trails and develop a plan. He noted that there would be multiple opportunities for the public to provide input and said the purpose of the planning process was to engage the public, determine how the Town should approach its trails in the future, and work toward a common goal.

David Miller clarified that the trails master plan encompasses more than sidewalks. He noted that the Town has acquired 12 new nature preserves since 1999 that were not included in the original plan. These preserves are being used but are not currently connected to the broader trail system, and he stated that the Town does not intend to put pavement through them. Mr. Miller explained that the master plan includes different types of trails, including passive trails, street trails, commuter trails, and paved trails. He referenced several existing and proposed trails in different parts of Town and emphasized that the purpose of a master plan is to determine how the different types of trails and the Town's growing number of assets fit together.

Councilman Manir thanked Dave Miller for his explanation. He acknowledged that the existing trails master plan is outdated and referenced the work that Mr. Miller, his team, and others had done over approximately seven or eight months to develop the new plan. He thanked them for their efforts.

Councilwoman Reid addressed the earlier comments regarding the seven to eight months of work on the trails master plan. She stated that if the scope of work was considered too large or the price was considered too high, those concerns should have been raised earlier, noting that the

item appearing on the agenda was the first time she was learning about it. Councilwoman Reid stated that she strongly supports the Town's trails and uses them regularly. However, she questioned whether the current time was the best time to undertake a new trails master plan, given that the Town already has an existing plan that is acknowledged to be outdated and in need of an update. She noted that the Town has numerous projects and upcoming expenses and questioned whether funds should be directed toward a new plan at this time. She also pointed out that the Town's Planning Director was leaving for a position with the County, which would leave the Planning Department in a period of transition. Councilwoman Reid asked whether the Board would consider delaying the discussion of the trails master plan while the Planning Department works through the transition.

Councilman Fantini compared delaying the trails master plan to the Board's recent delay in hiring a consultant for the batch plant matter, stating that he believed further delay would put the Town in a worse position. He said that continued development could occur before the trails plan is updated, making it more difficult to incorporate trails into future developments. He emphasized that Clifton Park is developing quickly and stated that the Town should develop the plan before the remaining areas are developed, rather than trying to add trails after development has already occurred.

David Miller suggested that John Scavo ask the selected consultant whether the trails master planning process could be divided into phases. He proposed that Phase One could take place over the next three to six months and focus on conducting an inventory and developing an overall picture of the Town's trail system before proceeding to additional phases. Mr. Miller suggested that a phased approach could be appropriate because the project is comprehensive. Rather than committing to the full approximately $200,000 cost immediately, he proposed allocating an initial amount, such as $50,000, with John Scavo obtaining a specific figure from the consultant. He suggested that the Board could defer the vote until October 6 and consider moving forward with the project in phases. He said this would allow the Town to better understand what the final product would entail at each stage. He noted that phased approaches have been used by some firms and suggested beginning with the initial information gathering and development of the overall scope.

John Scavo stated that, if the Board directed staff to proceed in that manner, staff could explore a phased approach beginning with the initial inventory and background information that a consulting firm would typically prepare. He explained that this initial phase would generally take approximately 60 to 90 days and would occur before a kickoff meeting and before stakeholder or public engagement meetings.

Councilwoman Reid stated that the phased approach made more sense to her. She said she was concerned about moving forward with a large expense given the Town's many other important projects and expressed that she wanted to see more of those projects completed.

Councilman Fantini asked Kevin to explain how the funding for the trails master plan would work. He stated that his understanding was that the Town would not be spending $200,000 this year. He also stated that he did not believe the Town should do the project halfway and said his preference was to move forward with the plan as proposed.

Councilwoman Reid questioned Councilman Fantini's characterization of the funding and expressed concern about proceeding without sufficient information. She asked why he could not explain the funding arrangement if he understood that the Town would not be spending $200,000 this year.

Supervisor Barrett stated that the Town incorporated the inclusion of trails within new neighborhoods into its planning process years ago. He explained that, depending on the project, this could include sidewalks along streets or trails within commercial and residential developments. He questioned the suggestion that the Town would wait until a housing development application was submitted and then add a trail afterward, stating that such an approach would not make sense.

Attorney Dailey explained that he had discussed the resolution with John Scavo and Mark Heggen earlier that day, including how to properly draft the resolution and account for the funding and activities that would occur during the remainder of 2026. He stated that the initial

$40,000 included in the resolution would come from a parkland fund rather than the General Fund. The fund contains money contributed by developers when subdivisions are approved in lieu of providing parkland. He said there was approximately $46,000 in the fund and that this would generally cover the amount expected to be spent between now and December 31, 2026. Attorney Dailey initially understood that the remaining funds could be appropriated in the 2027 budget. However, after speaking with Mark, he explained that the entire amount would need to be encumbered in 2026 as part of accepting the consultant's proposal, even though most of the money would not actually be spent until 2027 and could be included in the 2027 budget. He then asked Mark to confirm that this was essentially the financial guidance provided earlier that day while the resolution was being drafted.

Mark Heggen clarified that the Town typically receives $1,250 from developers for each new lot, and that this money is placed into a reserve account within the General Fund. He explained that the proposal from Tool Design was for the full $215,000. Because the proposal covered the entire amount, the Town would need to encumber the full $215,000 in the current year, similar to the approach used in a previous resolution involving water-related expenditures. Mr. Heggen explained that the entire amount would be encumbered, although it likely would not be fully spent by the end of the year. Any funds remaining would remain encumbered and carry over into the following year's budget. He said this would increase the approved budget adopted in November for the following year.

Supervisor Barrett noted that Dave Miller had suggested going back to the consultant to discuss a reduced scope or phased approach to the trails master plan.

David Miller stated to go back to the firm and ask what the initial $40,000 allocation would provide between now and February and what initial steps from the consultant’s scope of work could be completed during that period. He suggested that the Town could complete an initial phase and then enter into a separate contract with the consultant for Phase Two in the following year, allowing the additional work to be included in the next year’s budget.

Councilman Manir agreed with David Miller’s suggestion but noted that proceeding with a separate phase would require the Town to issue another RFQ.

Supervisor Barrett and Mark Heggen stated that the Town would not need to issue another RFQ. Adding to go back to the consultant and ask the consultant to revise the scope of work to establish a phased approach.

Mark Heggen stated that the Town could go back to the consultant and have the scope of work revised to establish a phased approach.

Councilman Fantini stated that there has been significant inflation and cautioned that dividing the project between the current year and the following year could result in higher costs for the later phase. He explained that if the Town paid one amount this year and another amount next year, the cost of the work performed next year could increase because of inflation. He argued that entering into the contract now would lock in the current price and avoid potential future increases.

David Miller recommended that John Scavo speak with Toole Design to determine whether the project could be divided into phases, with a separate contract for each stage. He also suggested that the Town could negotiate an agreement with the consultant to hold the current pricing for 180 days while the phased approach is developed.

John Scavo stated that he would follow whatever direction the Board decided to give staff that evening. He added that staff would work diligently to provide whatever information the Board required.

Councilman Manir said he understood David Miller’s suggestion to mean that the Town could lock in the consultant’s pricing while implementing the project in phases. He described an approach in which the Town would establish the amount for the initial phase, proceed with the second phase the following year, and seek to have the pricing locked in for the 180-day period.

John Scavo said that, consistent with Councilman Fantini's point, the discussion with the consultant should also determine whether the Town could lock in the pricing without future increases if authorization for subsequent phases is granted at later milestones. He said he would take the discussion a step further to specifically address that concern.

Councilman Fantini identified another concern: John Scavo's upcoming departure from the Town. He stated that Mr. Scavo had been instrumental in the trails master plan process to this point and expressed concern that delaying or changing course after his departure could put the Town in a more difficult position.

David Miller clarified that Jennifer is the point person for the trails master plan. He said that while John Scavo has been instrumental in the process, he has many other responsibilities involving open space, trails, the farm, committees, and other matters. Mr. Miller described Jennifer as highly capable and noted that she has been with the Town for nearly 20 years. He said the Town should avoid overloading her but indicated that the trails master plan is within her area of responsibility and that she can work on it. He concluded by suggesting that a cooperative approach would benefit everyone involved. David Miller suggested that, despite differing views on whether the updated trails master plan was necessary, the Board could move forward with a Phase One approach. Under his proposal, John Scavo would proceed with the initial work necessary for the scope and inventory of a new trails master plan. After 180 days, the Board would return to the matter and evaluate whether to proceed with Phase Two.

Councilwoman Bellamy stated that she believed the County was very interested in having the trails connect throughout the County.

Councilwoman Reid asked whether the Board could make a motion to amend the resolution to use $40,000 from the Parkland Reserve account for the time being.

Councilman Fantini asked whether it was known if the consultant would accept the initial $40,000 payment.

David Miller stated that if the consultant would not accept the initial $40,000, the Board could return to the matter and amend the resolution on October 6.

Councilman Manir questioned why the Town would need to perform the same work twice. He suggested obtaining the necessary information from the consultant and bringing the matter back to the next Board meeting for consideration. He added that, provided the Board could agree to avoid revisiting the same disagreements over the following 10 days, he supported bringing the matter back for a decision at the next meeting.

David Miller stated that he would be undergoing knee replacement surgery and would not be present until November. He added, humorously, that he expected to return in November and have Phase One of the trails master plan underway by then.

Councilman Fantini made a motion to table the matter.

Councilwoman Reid stated that she had made a motion to amend the resolution.

Attorney Dailey advised the Board to vote on the amendment first. He then stated that, if the Board wished to table the matter, it could vote to table it and bring it back at the next meeting.

Councilman Fantini proposed tabling the matter rather than approving the $40,000 at that time. He suggested that the Town first communicate with the consultant to determine the appropriate amount for the initial phase, whether $40,000, $50,000, or another amount, and then address the matter through a single amendment at the next meeting.

Resolution No. 281 of 2026, a resolution authorizing the Comptroller to transfer funds from Contingency for the temporary rental of two (2) storage containers to be used by the Not So Common Players at the Clifton Common.

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

WHEREAS, the storage facility supplied by the Town for the Not So Common Players (NSCP) supplies received a notice to vacate during a recent fire and life safety inspection by the Town's Building & Development department, and

WHEREAS, Megan Babendreier, Director of Parks and Recreation, has requested funds to rent two (2) storage containers for the NSCP to house their stage sets and related materials for the remainder of 2026, and

WHEREAS, Ms. Babendreier has provided a quote from A- Verdi Storage Containers, to provide two (2) temporary storage containers for the next four (4) months, to be delivered to the Clifton Common, in an amount not to exceed $1,504, and

WHEREAS, the Town Board supports providing temporary storage space for the NSCP to use for their stage sets and related materials, for the remainder of 2026; now, therefore, be it

RESOLVED, that the Comptroller is authorized to transfer $1,504 from Contingency (A-01990-00015) to A-07550-00075 (General Fund – Town Festivals – Not So Common Players) for the rental of two (2) storage containers from A-Verdi Storage Containers for use by the Not So Common Players at the Clifton Common for the remainder of 2026.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated that Not So Common Players has been entertaining thousands of Clifton Park and regional residents since 2000. He explained that the organization needs a new location for storage and said that the proposed location would provide a suitable solution, whether temporary or otherwise.

Resolution No. 282 of 2026, a resolution declaring an emergency retroactive to July 29, 2026, and authorizing payment to Van Auken Trucking, Inc. for an emergency culvert replacement on Moe Road.

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

WHEREAS, on July 29, 2026, Town staff identified a large sinkhole in Moe Road, north of Clifton Park Center Road, where a stream crosses under Moe Road, and

WHEREAS, a 30-inch diameter culvert originally installed in the 1970s had failed due to record breaking heavy rains and flooding, and

WHEREAS, the location, depth of the culvert, and location in relation to important municipal utilities such as water, sewer, electricity, fiber and natural gas, made the project incredibly difficult and outside the capabilities of the equipment and training of the Highway Department, and

WHEREAS, Highway Superintendent, Dahn Bull, notified the Town Board in a memorandum dated July 30, 2026, attached, of the emergency work needing to be completed at the Moe Road culvert, and

WHEREAS, the Town Board relayed no concerns with the emergency work being performed, and

WHEREAS, pursuant to General Municipal Law Section §103 (4), this incident was an emergency because "the life, health, safety, or property of the inhabitants of a political subdivision or district therein, require immediate action", and

WHEREAS, Mr. Bull proposes a voucher for $54,285.94 to be paid to VanAuken Trucking, Inc., Rexford, New York, for the replacement of the damaged culvert; now, therefore, be it

RESOLVED, that the Town Board hereby declares an emergency retroactive to July 29, 2026, in accordance with GML §103 (4) and authorizes payment to Van Auken Trucking, Inc., of Rexford, New York, in the amount of $54,285.94, for emergency stormwater pipe replacement work on Moe Road, as detailed in the attached voucher and correspondence, to be paid from Assigned Fund Balance, DA-915, with a transfer of $54,286 to DA-05110-00021 (Highway Fund – General Construction – Emergency Repairs).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

No one wished to be heard.

New Business

Councilwoman Reid stated that she wanted to submit Resolution No. 5 from the May 19 Town Board meeting into the record, noting that it was already part of the public record. She read the portion stating that Deputy Town Attorney Stefanie Bitter had been assigned the lead role in preparing the Town's position concerning the application for a concrete batch processing plant, including a moratorium and an appeal of a decision by the Zoning Administrator to the Town Zoning Board of Appeals. The resolution stated that the matter would require an exhaustive and time-consuming administrative and review process. Councilwoman Reid then referenced the resulting personnel changes recommended by the Town Board, including a $12,613 salary increase for Stefanie Bitter, Deputy Town Attorney.

Supervisor Barrett made a motion to enter Executive Session to discuss a personnel matter.

Councilwoman Reid seconded the motion

ROLL CALL VOTE

Ayes: Councilwoman Reid, Supervisor Barrett

Noes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir,

DECLARED DENIED

PUBLIC PRIVILEGE 9:25 P.M.

Pamela Koniszenski of Main Street stated that she felt people were not being treated equally during the meeting. She said that she had politely raised her hand to ask a question without raising her voice, but that when Councilman Manir began responding to her, he was shouted at and the discussion was interrupted. She said that her question concerned the same issue Councilwoman Reid had raised regarding the law firm being hired. She questioned whether the treatment she experienced was because she was a woman and said she was unsure why certain individuals were permitted to speak out or interrupt while others were not. Ms. Koniszenski stated that she felt uncomfortable even raising her hand to ask a question and said the situation made her feel disrespected. She asked that everyone be treated equally and made to feel safe during the meetings.

Caryl Hugg of Jonathan Drive said she wanted to follow up on Pamela Koniszenski's comments and expressed strong criticism of how the meeting had been conducted. She stated that she had a copy of Deputy Town Attorney Stefanie Bitter's résumé, which identified her as an associate attorney at Bartlett, Pontiff, Stewart & Rhodes and indicated that she practices in real estate, land use, and zoning law. Ms. Hugg questioned why the Town was hiring another law firm to perform work that she believed Ms. Bitter had been hired to handle. Ms. Hugg also questioned where ethics complaints could be filed, stating that complaints she had submitted against Town Board

members in February had not been resolved. She attributed this to changes made by the majority of the Town Board She further stated that she believed women were being treated poorly by the majority of the Board and directed criticism toward Councilman Fantini. Ms. Hugg also criticized Councilman Fantini for what she characterized as his treatment of Supervisor Barrett. She questioned why he believed he had the right to be rude toward the Supervisor while members of the public were expected to conduct themselves differently

Councilman Fantini responded that he believed everyone had seen the video and stated that he did not believe Ms. Hugg's characterization was an accurate representation of what occurred.

Ms. Hugg challenged Councilman Fantini's statement that her characterization was inaccurate. She asked him to identify which part of her statement was inaccurate and reiterated her assertion that he had been rude to Supervisor Barrett. She stated that Councilman Fantini had told Supervisor Barrett to be respectful while, in her view, not holding himself to the same standard. She questioned why he believed he did not have to show the same respect to residents of the Town. Ms. Hugg said that she had repeatedly asked Councilman Fantini questions without receiving answers and had also emailed him without receiving a response. She contrasted this with comments made during the meeting in which he invited other residents to email him and said he would respond. She questioned why, in her view, Councilman Fantini appeared to choose which residents received responses and which did not. She further alleged that women were disproportionately subjected to this treatment. She characterized the situation as unfair and said that she believed the conduct was visible to everyone attending the meeting. Ms. Hugg then asked how a resident could obtain an answer from Councilman Fantini, suggesting that residents only received responses if they were among a select group. She concluded by asking Supervisor Barrett where she could file a complaint and how she could file a complaint concerning what she characterized as unethical behavior by the Town Board.

Supervisor Barrett responded that he would direct Ms. Hugg to the Ethics Board.

Ms. Hugg asked for clarification, if the Supervisor Barrett was referring to the Ethics Board for the Town.

Supervisor Barrett confirmed that was corrected.

Ms. Hugg followed up questioning why the Ethics Board currently make any decisions.

Town Clerk Fantini apologized and informed Ms. Hugg that her allotted time for public comment had expired.

Ms. Hugg acknowledged that her allotted time had expired but stated that other members of the public had been permitted to speak for longer than three minutes. She continued speaking beyond the three-minute limit.

Supervisor Barrett stated that, beginning in early 2026, there had been significant controversy surrounding the Town's ethics law and the composition of the Ethics Board. He said that members of the Ethics Board had been removed and that the dispute continued for several months. He stated that the Town's existing ethics law required four Town Board votes to amend the law and asserted that the Board did not have four votes to make the desired changes. He characterized the subsequent adoption of amendments by a three-member majority as an attempt to proceed despite that requirement. Supervisor Barrett concluded by stating that the matter was currently before the courts.

Ms. Hugg asked whether she could bring concerns regarding Town matters to the County Ethics Board and seek assistance regarding what she characterized as ongoing unethical conduct.

Supervisor Barrett stated that the Town's ethics law provides that if a position on the Town Ethics Board remains vacant for 90 days, the Town is to seek assistance from the County. He said that this provision has been part of the Town's ethics law for a long time, but stated that, during the recent dispute concerning the Ethics Board, there had been disagreement over that provision.

Councilman Fantini asked Ms. Hugg to abide by the same rules as other speakers and noted that she had already exceeded her allotted three-minute public comment period.

Ms. Hugg reiterated her concern that the three-minute public comment limit was not applied consistently and that some individuals were permitted more time than others. She stated that she intended to continue raising the issue to demonstrate what she viewed as inconsistent standards in the treatment of people appearing before the Town Board then asked the Town Clerk whether she had received her notary yet.

Town Clerk Fantini stated that, as she had previously indicated, she was working on obtaining her notary.

Ann Connolly of Valdepenas Lane expressed concern that Supervisor Barrett had twice requested an executive session and that the Board had declined to enter one. She said this raised questions for residents, particularly because the matters were described as confidential. She also questioned the Board's claim that it was working as a team, citing the proposed $215,000 trails master plan as an example of Councilwoman Reid stating they were unaware of the expenditure until the meeting. Ms. Connolly raised concerns about Town spending, including raises for legal staff, outside legal fees, and a new position in the Town Clerk's Office that she said were not included in the budget. She also stated that she had filed an ethics complaint in January and was concerned that the Town did not currently have an active Ethics Committee. Regarding the concrete batch plant, Ms. Connolly challenged Councilman Fantini's criticism of Supervisor Barrett's conduct. She pointed to Councilman Fantini's prior public opposition to the project while serving on the Planning Board and questioned whether that conduct was consistent with his criticism of others. Ms. Connolly expressed frustration with the Board's handling of these matters and urged officials to be more transparent and candid with residents.

Rocky Ferrero said he wanted to change the tone of the discussion and thanked John Scavo for his outstanding service to the Town. Speaking as Chair of the Planning Board, Mr. Ferrero praised Mr. Scavo's knowledge, guidance, and professionalism. He said Mr. Scavo consistently understood the broader vision for the community and evaluated individual applications in the context of that overall vision. Mr. Ferrero also commended Mr. Scavo's work with residents, Planning Board and Town Board members, applicants, and other stakeholders. He said Mr. Scavo's professionalism contributed to productive Planning Board meetings, including when controversial issues were under discussion. Mr. Ferrero thanked Mr. Scavo for his service and wished him success in his future career.

Christine Jimenez of Patroon Place stated that, during the more than 25 years she has lived in the Town, she had attended only three Town Board meetings, including the current meeting and one two weeks earlier. She commended Councilman Manir and Councilwoman Reid for what she described as their teamwork during the meeting and encouraged the other Board members to follow their example. Ms. Jimenez said she had recently become more involved in Town matters because of her concerns about what she characterized as excessive development and growth in the community she had moved to more than 20 years ago. She concluded by criticizing the conduct of some Board members, stating that if she behaved similarly in her workplace, she would be fired.

Lynn Dilger noted that the Ethics Committee's meetings are public and listed on the Town calendar. She stated that the next meeting was expected to take place toward the end of the month and encouraged residents interested in the committee's activities to check the calendar and attend.

Councilwoman Bellamy shared that she attended a program the previous evening at the Clifton Park-Halfmoon Public Library concerning diseases affecting trees. She briefly paused to ask whether she was interrupting before continuing, noting that she did not think someone present wanted her to continue speaking.

Supervisor Barrett stated that he had attempted to enter executive session at the previous meeting and was making another request at the current meeting. He presented a resolution that he acknowledged was not yet complete and asked the Board to proceed with it as appropriate. He explained that his intention in requesting executive session was to discuss the circumstances

underlying the resolution and provide the Board with additional information. He then asked that the resolution be read into the record.

Resolution No. 283 of 2026, a resolution hiring a private law firm to conduct an investigation of employee disciplinary concerns.

Introduced by Supervisor Barrett, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, the Town Board has received information related to an employee of the Town of Clifton Park that requires the Town Board to authorize an investigation,

WHEREAS, a private law firm, specializing in employment matters and related laws, is required to perform a fair and professional investigation,

WHEREAS, Supervisor Barrett motioned to have the Town Board hold an executive session at the Town Board Meeting of September 1st to discuss the matter to be investigated, and Councilwoman Bellamy, Councilman Fantini and Councilman Manir voted to not hold an executive session thereby defeating Supervisor Barrett's motion,

WHEREAS, proposed engagement letters from two reputable local firms with significant experience in employment matters and investigations have been attained,

WHEREAS, it is important the Town Board expeditiously hire a firm to fulfill the Town's responsibility to conduct a fair and equitable review process,

WHEREAS, the Town's Human Resources representative has counseled the Town is obligated to conduct an investigation pursuant to New York State Law, now, therefore be it

RESOLVED, The Town Board authorizes an investigation into two complaints recently submitted and further authorizes the hiring of _____ at a rate of _____ to conduct the investigation in coordination with Town officials as soon as possible.

ROLL CALL VOTE

Ayes: Councilwoman Reid, Supervisor Barrett

Noes: Councilwoman Bellamy, Councilman Fantini, Councilman Manir

DECLARED DENIED

Councilman Fantini stated that the resolution had not been discussed during an agenda session and had not been formally submitted.

Supervisor Barrett stated that, as he had indicated, he would not participate in the matter. He added that he intended to take all actions he was legally required to take.

Anthony Morelli of Gloucester Street began by congratulating John Scavo on his service to the Town. He also referenced the Town's animal shelter being at capacity and thanked the Town Board for adopting the Veterans exemption. Mr. Morelli stated that he maintains relationships with employees at Town Hall and therefore has some familiarity with matters occurring within the building. He then raised concerns about the executive-session discussion, stating that he understood some former colleagues had confidentiality obligations while he did not. Mr. Morelli alleged that two sexual harassment complaints had been made against the Town Attorney and stated that the complaints had not been addressed by the Town Board at two consecutive meetings. He questioned why the Board had not taken action on the complaints and emphasized that the Board serves as the employer of Town employees. He addressed Councilwoman Bellamy, Councilman Fantini and Councilman Manir individually and questioned why they had not investigated the allegations. He also stated that the Board should obtain advice from an attorney who was not the subject of the complaints and urged the Board to conduct an investigation. Mr. Morelli criticized the Board for declining twice to enter executive session to

discuss the matter. He also addressed the Town Attorney and stated that, if the matter had not been addressed, the Board should be properly advised regarding its obligations concerning such complaints. He concluded by stating that employees who report alleged workplace harassment deserve to have their complaints investigated and expressed disappointment with the Board's handling of the matter.

No one else wished to be heard.

Public Privilege closed at 9:46 P.M.

MOTION BY Supervisor Barrett, seconded by Councilwoman Reid to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 9:46 P.M.

Caitlin Fantini
Town Clerk