

**Town of Shandaken
County of Ulster
State of New York**

**The Town of Shandaken Town Board, held their annual Year-End meeting at on Monday
December 29th at 1pm, for the purpose of conducting related business.
Shandaken Town Hall. 7209 Rt. 28 Shandaken, NY**

**Call to Order
Pledge of Allegiance
Roll Call**

Members Present	Peter DiSclafani – Supervisor Kevin VanBlarcum - Board Member Kyle Steen – Board Member Elizabeth Kneissl – Board Member
Member Absent	Robert Drake – Board Member

Recording Secretary	Joyce Grant - Town Clerk
----------------------------	---------------------------------

Resolutions:

149. AMBULANCE MEMORANDUM OF AGREEMENT

**150. ADOPTING THE SHANDAKEN 5-YEAR
REPETITIVE LOSS AREA ANALAYIS UPDATE-DRAFT PLAN**

**151. AMBULANCE HIRE PAMELA FINNERTY FOR INDEPENDNT EMS
COMPLIANCE ASSESSMENT**

152. APPROVAL OF Manitou's Revenge on JUNE 20-21 2026 MARATHON

153. END OF YEAR TRANSFER OF FUNDS

**154. Supporting Participation in the NYC Funded Flood Buyout Program for
750, 756 & TBD Plank Road, Phoenicia, NY**

155. AMEND 2026 SHANDAKEN FINAL BUDGET

RESOLUTION #149-25

OFFERED BY: VANBLARCUM

Ambulance Memorandum of Agreement

Whereas, The Town of Shandaken (“TOS”) and the Town of Shandaken Ambulance Department (“Ambulance”) have entered into a contract, known herein as the Collective Bargaining Agreement (“CBA”), effective from January 1, 2022, through December 31, 2026.

Whereas, the Ambulance Service has encountered considerable staffing shortages.

Whereas, The CBA has set terms and conditions of Wages found in Article XVIII, Appendix A, and Appendix B.

Whereas, The CBA has set terms and conditions of Longevity found in Article XIX.

Whereas, The CBA has set terms and conditions of Vacation found in Article IX.

Whereas, The Ambulance is requesting a change in these terms and conditions set forth in the CBA.

Now, the parties have agreed to the following changes:

1. Driver rate of pay to increase to the amount of eighteen dollars per hour (\$18/hr)
2. EMT rate of pay to increase to the amount of Twenty-two dollars per hour (\$22/hr)
3. Paramedic rate of pay to increase to the amount of Thirty-three dollars per hour (\$33/hr)
4. Longevity for wages shall be restarted with year one (1) ending December 31, 2026
5. Longevity for Vacation accruals and Seniority shall not be affected.
6. Wages shall not be retroactive.
7. Additional wage increases already documented in CBA shall remain in effect.
8. A one-time extension for usage of 2025 Vacation time shall expire 6/30/2026. Any 2025 Vacation time remaining after this date shall be forfeited.

Now, Vacation extension shall be immediately effective following approval at the TOS board meeting.

Now, Wage increases shall be effective at the start of the next pay period following approval at TOS board meeting

AND MOVES ITS ADOPTION

Seconded by: KNEISSL

ROLL CALL 4 AYES, 1 ABSENT (DRAKE)

RESOLUTION #150-25

OFFERED BY: KNEISSL

ADOPTING THE SHANDAKEN 5-YEAR REPETITIVE LOSS AREA ANALAYIS UPDATE-DRAFT PLAN

WHEREAS the Town of Shandaken recognizes the threat that natural hazards pose to people and property within Town of Shandaken; and

WHEREAS the Town of Shandaken has prepared a 5-year Repetitive Loss Area Analysis Update, hereby known as Town of Shandaken, New York, Repetitive Loss Area Analysis 5-Year Update Draft in accordance with FEMA Community Rating System (CRS) program.

WHEREAS Town of Shandaken, New York, Repetitive Loss Area Analysis 5-Year Update Draft identifies mitigation goals and actions to reduce or eliminate long-term risk to people and properties in Shandaken from the impacts of future flood hazards;

WHEREAS adoption by the Town of Shandaken demonstrates their commitment to hazard mitigation and achieving the goals outlined in the Town of Shandaken, New York, Repetitive Loss Area Analysis 5-Year Update Draft;

NOW THEREFORE, BE IT RESOLVED THE TOWN OF SHANDAKEN

Section 1. In accordance New York State and Local Law, the Town of Shandaken adopts Town of Shandaken, New York, Repetitive Loss Area Analysis 5-Year Update Draft. This plan, approved by the community, may be edited or amended after submission for review, but will not require the community to re-adopt any further iterations. This only applies to this specific plan and does not absolve the community from updating the plan in 5 years.

AND MOVES ITS ADOPTION

Seconded by: DISCLAFANI
ROLL CALL 4 AYES, 1 ABSENT (DRAKE)

RESOLUTION #151-25

OFFERED BY: DISCLAFANI

A Resolution Authorizing the Engagement of Pamela Finnerty for Independent EMS Compliance Assessment, Remediation and Corrective Action Planning, and Independent Monitoring and Reporting for the Town of Shandaken Ambulance Service

WHEREAS, the Town of Shandaken operates the Town of Shandaken Ambulance Service to provide emergency medical services to its residents and visitors; and

WHEREAS, the Town Board recognizes the importance of ensuring that the Town's Ambulance Service operates in full compliance with all applicable federal, state, and local laws, regulations, policies, and professional standards governing emergency medical services; and

WHEREAS, the Town Board has determined that an independent, objective review of the Town of Shandaken Ambulance Service is necessary to assess current compliance, identify deficiencies or risks, and develop appropriate remediation and corrective action plans; and

WHEREAS, the Town Board further finds it to be in the best interest of the Town to

retain an independent professional to provide ongoing monitoring and reporting to ensure that corrective actions are implemented effectively and sustained over time; and

Whereas, EMS compliance assessment involves specialized, intellectual work requiring unique skills, training, and judgment, and is therefore a professional service under Shandaken's procurement policy,

WHEREAS, Pamela Finnerty possesses the requisite experience, expertise, and qualifications to perform an independent EMS compliance assessment, develop remediation and corrective action plans, and provide independent monitoring and reporting services;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Shandaken hereby authorizes the engagement of Pamela Finnerty as an independent consultant for the purpose of conducting an independent EMS compliance assessment, including a review of policies, procedures, operations, training, documentation, and regulatory compliance of the Town of Shandaken Ambulance Service; and

BE IT FURTHER RESOLVED, that Pamela Finnerty is authorized to develop and recommend remediation measures and corrective action plans to address any identified deficiencies, non-compliance, or operational concerns; and

BE IT FURTHER RESOLVED, that Pamela Finnerty is further authorized to provide independent monitoring and reporting, including periodic written reports to the Town Board and/or other designated Town officials regarding compliance status, implementation of corrective actions, and ongoing risk management concerns; and

BE IT FURTHER RESOLVED, that the term of this engagement shall commence immediately and continue until completion of services unless extended or terminated by the Town Board; and

BE IT FURTHER RESOLVED, that compensation for these services shall be in an amount not to exceed \$29,000

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to execute any and all agreements, documents, and certifications necessary to effectuate this resolution, subject to review by the Town Attorney; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon adoption.

AND MOVES ITS ADOPTION

Seconded by: STEEN

ROLL CALL 4 AYES, 1 ABSENT (DRAKE)

RESOLUTION #152-25

OFFERED BY: STEEN

A RESOLUTION BY THE TOWN OF SHANDAKEN GRANTING PERMISSION TO THE RUN WILD, INC. TO CONDUCT THE MANITOU'S REVENGE WITHIN THE GEOGRAPHICAL JURISDICTION OF THE MUNICIPALITY – JUNE 21 & 22, 2026

WHEREAS, the **RUN WILD, INC** (hereinafter PERMITTEE). proposes the **MANITOU'S REVENGE** to be conducted within State ROW, on or along County Route #40, Phoenicia, located in the Town of **SHANDAKEN** (hereinafter MUNICIPALITY), **Ulster** County, and

WHEREAS, the Municipality and the Permittee are desirous to have such above-mentioned event conducted within the geographical jurisdiction of the Municipality, and

WHEREAS, the Permittee will meet all State and Municipal requirements during the above-mentioned event, and

WHEREAS, the Municipality reserves the rights to monitor and inspect the above mentioned event conducted within the geographical jurisdiction of the Municipality, and

WHEREAS, the Permittee will conduct the above-mentioned event, as shown on the plans/maps and other documents related to the above-mentioned event and at no cost to the Municipality.

NOW, THEREFORE, BE IT RESOLVED, that the Town of SHANDAKEN, by means of this Resolution, grants permission to the Permittee to conduct the above-mentioned event within the geographical jurisdiction of the Municipality, and the Permittee shall maintain or cause to be maintained, at its own expense, the premises of the event and shall cover any expenses that may arise from the conducting of the above-mentioned event, and

BE IT FURTHER RESOLVED, that PETER DISCLAFANI the SUPERVISOR of Town of SHANDAKEN has the authority to sign, with the concurrence of the Town's Legal Counsel and by the Town Board, any and all documentation with the Permittee that may be necessary as a result of the above-mentioned event as it relates to the Town of SHANDAKEN and

BE IT FURTHER RESOLVED: That the Clerk of the Town of SHANDAKEN is hereby directed to electronically transmit signed, sealed, notarized, stamped, and certified copy of the foregoing resolution to the Permittee.

RESOLVED, that this Resolution shall take effect immediately,

Seconded by: VANBLARCUM

ROLL CALL 4 AYES, 1 ABSENT (DRAKE)

Additional Info> We are hoping to hold Manitou's Revenge on 6/20-21/26. This, as you know, is a point to point 53 mile trail ultramarathon from Windham to Phoenicia, mostly using the Long Path of NY. The runners, about 120, will descend from Mt Tremper, beginning about 3 pm on Saturday 6/20, and will be widely dispersed. When they hit Rte 40, they will run 1.2 miles down the road to finish at the St Francis de Sales Parish Hall. The race ends at 4:30 am on Sunday 6/21. At night, when the runners reach the bottom of the trail, there will be an unmanned aid station where they must pick up a reflective vest. For the second half of the race, they are also required to carry a headlamp and extra batteries. This will be our thirteenth year.

RESOLUTION #153-25

OFFERED BY VANBLARCUM

Resolution Transferring Funds for General Fund for End of Fiscal Year 2025

WHEREAS, The Town board, In accordance with section 112 of the Town Law,
may increase existing appropriations,

THEREFORE BE IT RESOLVED, From the Face Page, Town – General

‘Estimated Revenue’ decreases from: \$1,202,307.72 to \$1,048,012.42
‘Appropriated Fund Balance increases from: \$50,000.00 to \$205, 792.00
From the General Fund Revenues page:
County Anchor Agency disbursement from \$260,209.00 to \$104,814.00

AND MOVES ITS ADOPTION

Seconded by: KNISSL

ROLL CALL 4 AYES, 1 ABSENT (DRAKE)

Resolution #154-25

Offered By KNEISSL

**Supporting Participation in the New York City Funded Flood Buyout Program for
570, 576 & TBD Plank Road, Phoenicia, NY 12464**

Whereas, the Town of Shandaken is subject to flooding that can damage property, close roads, disrupt traffic, and present a public health and safety hazard; and

Whereas, at the request of local communities, funding from the NYC Department of Environmental Protection (DEP) is being made available to help property owners who qualify for the NYC Funded Flood Buyout Program (NYCFFBO) based on eligibility criteria in five categories – 1) Hydraulic study properties (recommended by engineering analysis), 2) CWC Flood Hazard Mitigation Implementation Program, 3) Community-approved Stream Management Project, 4) Erosion Hazard, and 5) Inundation Hazard, and

Whereas, the Town of Shandaken has conducted a Local Flood Analysis (LFA) including a hydraulic analysis of flooding in the hamlets of Phoenicia and Mt Tremper, and the LFA recommends that certain properties that are subject to repetitive flood damage should be considered for flood buyout, and

Whereas, a significant portion of the 56.94-acre property at **570, 576 & TBD Plank Road, Phoenicia, NY 12464 (Section-Block-Lots: 25.1-2-25, 26 & 27)**, is within the bounds of the National Flood Insurance Program’s Regulatory Floodway, with the remaining portions of the property in Zones AE and X-Shaded, and therefore susceptible to damaging floods, and

Whereas, the flood-vulnerable structures at **570, 576 & TBD Plank Road, Phoenicia, NY 12464** are recommended to be removed from the floodway in the LFA, “where there is owner interest and programmatic funding available”, and

Whereas, the Town has been approached by **Robert Frisch of Firelight III LLC**, the owner of all tax lots which comprise the 56.94-acre property, who is requesting to participate in the NYCFFBO program under the Hydraulic study category, and

Whereas, the property suffered damages in previous floods, including Tropical Storm Irene, on August 28, 2011, and “The Christmas Flood,” on December 25, 2020, and

Whereas, the Town of Shandaken will choose the option for ownership of the property and understands this property will be managed as open space in accordance with a re-use plan prepared by the Town. All activities are to be subject to and consistent with the restrictions in flood-prone areas identified in the Second Supplemental Agreement Among West of Hudson Watershed Stakeholders Concerning the New York City-Funded Flood Buyout Program, Page 5 (1) a., i., ii., iii., iv.; and v; and

Now, Therefore Be It Resolved, The Town of Shandaken Town Board approves **Firelight III LLC, Property Owner of 570, 576 & TBD Plank Road, Phoenicia, NY 12464**, to apply for the NYCFFBO program to permanently remove this flood hazard risk, allowing the DEP to begin assisting in the real estate process.

Be It Further Resolved, The Town of Shandaken Town Board agrees to take title to the property and manage it as open space in accordance with a re-use plan and above-acknowledged management conditions.

AND MOVES ITS ADOPTION

Seconded by Disclafani, 4 AYES – 1 Absent (Drake)

RESOLUTION #155-25

OFFERED BY: DISCLAFANI

AMEND 2026 SHANDAKEN FINAL BUDGET

WHEREAS the Town Board has the occasion and need to amend the Budget;

THEREFORE, BE IT RESOLVED

From the Face Page, Town - General

‘Estimated Revenue’ decreases from: \$1,202,307.72 to \$1,048,012.42

‘Appropriated Fund Balance increases from: \$50,000.00 to \$205,792.00

From the General Fund Revenues page;

County Anchor Agency disbursement from \$260,209.00 to \$104,814.00

AND MOVES ITS ADOPTION

Seconded by: STEEN

ROLL CALL 4 AYES, 1 ABSENT (DRAKE)