

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, October 26, 2017
Township of Wayne – Health Department Room #2
10:30 AM
Agenda and Reports

OPEN PUBLIC MEETINGS ACT

NOTICE OF THIS MEETING WAS GIVEN BY (1) SENDING SUFFICIENT NOTICE
HEREWITH TO STAR-LEDGER, (2) POSTING ON THE NJIIF WEBSITE, (3)
FILING ADVANCE WRITTEN NOTICE OF THIS MEETING WITH THE
CLERK/ADMINISTRATOR OF EACH MEMBER MUNICIPALITY AND (4)
POSTING A COPY OF THE MEETING NOTICE ON THE PUBLIC BULLETIN
BOARD OF ALL MEMBER MUNICIPALITIES.

DIRECTIONS

Wayne Township Municipal Complex – Health Department Room #2
475 Valley Road, Wayne, NJ 07470
973-694-1800

<p style="text-align: center;">COMING FOR THE EAST</p> <p>Take Route 80 west to exit 53, which is Route 23 North or take Route 46 West to Route 23 North Proceed on Rt. 23 North and turn right onto Alps Road Proceed to the second traffic light and turn right onto Nellis Drive Just before the next traffic light turn left into the Municipal Complex</p>	<p style="text-align: center;">COMING FROM THE WEST</p> <p>Take Route 80 East to Route 46 East Take the Riverview Drive – Wayne/Totowa exit and bear right onto Riverview Drive North Proceed to the eighth traffic light and turn right onto Valley Road At the second traffic light, turn left onto Nellis Drive and then immediate right into the Municipal Complex</p>
<p style="text-align: center;">COMING FROM THE NORTH</p> <p>Take Route 23 South to the Alps Road exit Proceed on Alps Road exit under the highway and turn right onto Alps Road Proceed to the second traffic light and turn right onto Nellis Drive Just before the next traffic light turn left into the Municipal Complex</p>	<p style="text-align: center;">COMING FROM THE SOUTH</p> <p>Take the Garden State Parkway North to ext 153B onto Route 3 West Proceed on Rt. 3 West which merges into Rt. 46 West Take the Riverview Dr., Wayne/Totowa exit On the exit ramp, turn left at the light onto Minnisink Road then turn right at the light onto Riverview Drive Proceed to the seventh traffic light and turn right onto Valley Road Proceed on Valley Road to the second traffic light and make a left onto Nellis Drive and immediate right into the Municipal Complex</p>
<p style="text-align: center;">COMING FROM ROUE 287</p> <p>Take Route 287, take the Wayne/Route 23 South exit Take Route 23 South to the Alps Road exit Proceed on Alps Road exit under the highway and turn right onto Alps Road Proceed to the second traffic light and turn right onto Nellis Drive Just before the next traffic light turn left into the Municipal Complex</p>	<p style="text-align: center;">COMING FROM THE PATERSON AREA</p> <p>Take Preakness Avenue and proceed West into Wayne Continue straight on Preakness Avenue through the Valley Road intersection into the Municipal Complex</p>

Thursday, October 26, 2017
TOWNSHIP OF WAYNE – HEALTH DEPARTMENT ROOM #2
10:30 AM
AGENDA

1. Meeting Called to Order – Open Public Meetings Act Read
2. Pledge of Allegiance
3. Roll Call of Executive Committee and Professionals
4. Approval of Minutes – September 28, 2017 Minutes – Appendix I
5. Correspondence
6. Finance Report, (Robert Calise)
7. Committee Reports
 - A. Nominating – Tucci
 - B. By-Laws – McNamara-Kreitz
 - C. Legislative – Smith
 - D. Coverage – Tucci
 - E. Professional – Kronymak
 - F. Finance – Kronymak
 - Acceptance of DOBI Audit Report
 - G. Safety/Loss Control – Saros
 - H. New Member & Development – Carroll
 - I. Risk Management – Smith
8. Chairman’s Report
9. Risk Manager’s Report, (John Serapiglia and Maria Makos, Polaris Galaxy)
10. WC Loss Control Consultant’s Report (Tim Weir, PMA)
11. TPA Report (Christina Grabowski, PMA)
12. Bill List (Robert Calise)
13. Old Business – WC Fund/ML Fund
14. New Business – WC Fund/ML Fund
15. Public Comment
16. Closed Session – (Eric Nemeth, Esq., Eric J. Nemeth, PC) – Motion in Appendix II
17. Adjournment

APPENDIX I

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
September 28, 2017

1. Call To Order:

A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, September 28, 2017 at 10:30 a.m. in Wayne Township, N.J. Secretary Michael Kronyak read the Open Public Meetings Act Statement and announced that notices were placed in newspaper and posted as required.

2. Pledge of Allegiance:

In the absence of Chairman Carroll, Secretary Kronyak opened the meeting with the Pledge of Allegiance.

3. Roll Call:

Commissioners Present: Neil Bellet (Township of Wayne), Matthew Cavallo Mayor John Duthie (Borough of Roseland), Michael Kronyak (Borough of Hasbrouck Heights), Heather McNamara-Kreitz (Township of Wayne), Freeholder Ed Smith (County of Warren), Thomas Tucci (Township of Cedar Grove),

Others Present: Ezio Altamura (GJEM/Otterstedt), Lou Beckerman (Beckerman and Co.), Maureen Chumacas (Borough of Roseland), Linda D'Alessio (Recording Secretary), John Daley (Scirocco Group), Kristin Gould (Township of Verona), Christine Grabowski (PMA-TPA), Maria Makos (Polaris Galaxy-Risk Manager), Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator), John A. Serapiglia (Polaris Galaxy-Risk Manager/Co-Administrator), Tim Weir (PMA-Safety Consultant), Jack Zisa (Scirocco Group)

Secretary Kronyak announced that Matthew Cavallo would serve on the Executive Board at today's meeting in place of Commissioner Tucci.

Police Chief Richard Molinari (City of Union City) – arrived at 10:44 am
Sonia Viveiros (Township of Maplewood) – arrived at 10:55 am
Avril Limage (Township of Old Bridge) – arrived at 11:10 am

4. Approval of Minutes:

Motion by Smith, Second by Cavallo that the Minutes of the July 27, 2017 Meeting of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Smith
Nay: None
Abstain: None

5. Correspondence: Co-Administrator Serapiglia reported that the proposed form of audit report has been received from the Department of Banking and Insurance. Nemeth advised that the report will be placed on the Executive Board's October 26 agenda for approval.
6. Finance Report: Secretary Kronyak advised that CMFO Calise, who will not be present at today's meeting, provided him with the financial summary reports, including the NJIIF Investment Report payment summaries, copies of which are provided in the meeting Agenda packet. Also included in the Agenda materials were the ML & WC Fund July Bill List and Claims Paid Lists.

7. Committee Reports

- a. Nominating Committee (Tucci) – No report
- b. By-Law Committee – No report
- c. Legislative Committee –No report
- d. Coverage Committee (Tucci) – (See Closed Session Motion)
- e. Professionals Committee (Kronyak) – Kronyak reported that the Professionals RFP's for such positions as actuary, auditor, etc are posted on the NJIIF website with responses due by Oct. 5, 2017. Nemeth also advised that the lead attorney for several matters affecting Union City and Roseland had moved to the firm of Cohen Seglias Pallas Greenhall & Furman, PC and that the Cohen firm had responded to the NJIIF's defense counsel RFP.

It was moved by Cavallo, seconded by Smith that Resolution #ML-2017-14 appointing the firm of Cohen Seglias Pallas Greenhall & Furman, PC to the ML Fund defense panel list be approved as presented.

Roll Call
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Smith
Nay: None
Abstain: None

- f. Finance Committee (Kronyak) – Kronyak advised that the payroll audits are complete and the Finance Committee will meet in October to work on the 2018 budgets.
- g. Safety/Loss Control Committee (Saros) – (See PMA's Report, below)
- h. New Member & Development Committee – No report
- i. Risk Management Committee – (See Risk Manager's Report, below)

8. Chairman's Report – none
9. Risk Manager's Report – Serapiglia reported that all member renewal applications have been received. Serapiglia also advised that he has been meeting with prospective excess carriers for 2018.
10. Loss Control Consultant Report – Tim Weir informed that PMA Risk Control will begin issuing a monthly newsletter to NJIIF members called “The Safety Seen”. The newsletter will cover current news items on workplace safety.
11. TPA Report – Christina Grabowski provided an update on aggregate WC claims received through 9/1/2017. She reported that WC claims continue to be reported timely within 3 days; healthcare network penetration for the WC Fund remains above 95% and lost time claim frequency continues to improve over the five year average. Christina also reported that PMA has hired Colleen Adams, a seasoned Workers Compensation claims manager and that Colleen will be assigned to the NJIIF account.

It was Moved by Smith, Seconded by McNamara-Kreitz to approve all Professionals' Reports.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: None

12. Bill List-WC Fund/ML Fund

It was moved by Molinari, seconded by Duthie, that the WC and ML Bill Lists for September 28, 2017 is approved for payment.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: None

13. Old Business – none

14. New Business – none

15. Public Comment- Ezio Altamura thanked everyone for their kind words and thoughts for the passing of his wife Annette Altamura. Secretary Kronyak asked everyone for a moment of silence for Mrs. Annette Altamura.

16. Closed Session

It was moved by Smith, seconded by Cavallo, that pursuant to the form of Closed Session Motion attached hereto (the "Closed Session Motion"), the Board should move into Closed Session to discuss matters as outlined in the subject Motion.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: None

It was moved by Cavallo, seconded by Smith, that the Minutes of Closed Session from the Fund's meeting of July 27, 2017 be accepted as presented.

Roll Call:
Aye: Cavallo, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: Mayor John Duthie

It was moved by Molinari seconded by McNamara-Kreitz, that the WC Claims recommendations and Fund Counsel's Report regarding WC Fund matters be accepted as presented.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: *Each Executive Board Member abstains as to claims against its Member entity

It was moved by Duthie seconded by Cavallo, that the Multi-Line Fund Claims recommendations and Fund Counsel's Report regarding ML Fund matters be accepted as presented.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: *Each Executive Board Member abstains as to claims against its Member entity

There being no further business for Closed Session it was moved by Smith, seconded by McNamara-Kreitz that the Board return to Open Session.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: None

It was moved by Molinari, seconded by McNamara-Kreitz, to approve all actions presented in Closed Session, including but not limited to requests for settlement authority for the WC and ML Fund matters listed in the Closed Session Motion, and the coverage positions recommended by General Counsel in Closed Session.

Roll Call:
Aye: Cavallo, Duthie, Kronyak, McNamara-Kreitz, Molinari, Smith
Nay: None
Abstain: *Each Executive Board Member abstains as to claims against its Member entity

17. Adjournment

There being no further business to discuss, Motion by Duthie, Seconded by McNamara-Kreitz to adjourn the NJIIF's September 28, 2017 Meeting.

The September 28, 2017 Meeting was adjourned at 11:23 am.

APPENDIX II

Closed Session Motion

For the October 26, 2017 Meeting of the New Jersey Intergovernmental Insurance Fund

In order to discuss matters involving litigation or potential litigation or contract matters, and in order to maintain the attorney-client privilege, motion is made by _____, seconded by _____ for the NJIIF Executive Board to move into Closed Session pursuant to Section 12(b)(7) of the NJ open Public Meetings Act (N.J.S.A. 10:4-6, et seq). Minutes shall be taken during this Closed Session and once the need for confidentiality no longer exists with regard to each matter, the applicable minutes will be made available to the public. The specific purpose of closed session is to discuss the following matters:

Workers Compensation Fund Claim Matters

Case Update Reports, Coverage Recommendations and Requests for Settlement Authority (RSA):

1. Aronis adv. City of Asbury Park (W001744665)-----RSA
2. Sanzo adv. Borough of Hasbrouck Heights (W001070479)-----RSA
3. Snyder adv. Township of Wayne (W001394640)-----RSA
4. Giaconi adv. Wayne Township B.O.E. (W001069541)-----RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

1. DeVaul adv. Township of Maplewood (W001790625)-----Case Update
2. Haughney adv. Township of Old Bridge (W001730458)-----Case Update
3. Villegas adv. City of Bayonne (W001658990)-----Case Closure
4. Polifrone adv. Township of Wayne (W001620190)-----Case Closure

Multi-Line Fund Claim Matters

Case Update Reports or Requests for Settlement Authority (RSA):

1. Hahn v City of Bayonne (1228)-----Case Closure
2. Nocum v City of Bayonne (1418)-----RSA
3. Soloway v City of Bayonne (1299)-----Case Closure
4. Kyle v Borough of Totowa (1308)-----Case Closure
5. Franco v Township of Wayne (1544)-----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Franklin v. Township of Aberdeen
2. Howard v. City of Asbury Park
3. Percella v. City of Bayonne
4. Saleh v. City of Bayonne
5. Tapia v. City of Bayonne
6. McDougall v. Township of Maplewood
7. Sulley v. Township of Old Bridge
8. Gorman v. Borough of Roseland
9. Samaniego v. City of Union City
10. Tedesco v. Township of Verona
11. Chaikel v. Township of Wayne