



Thursday, February 23, 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;"><b>COMING FOR THE EAST</b></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;"><b>COMING FROM THE WEST</b></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;"><b>COMING FROM THE NORTH</b></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;"><b>COMING FROM THE SOUTH</b></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;"><b>COMING FROM ROUE 287</b></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;"><b>COMING FROM THE PATERSON AREA</b></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, February 23, 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 – January 26, 2017 Minutes – Appendix I
5. Correspondence
6. Finance Report, (Robert Calise)
7. Committee Reports
  - A. Nominating – Tucci
  - B. By-Laws –
  - C. Legislative –
  - D. Coverage – Tucci
  - E. Professional – Kronyak
  - F. Finance – Kronyak
  - G. Safety/Loss Control – Saros
  - H. New Member & Development –
  - I. Risk Management –
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  
January 26, 2017

1. Call To Order:

A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, January 26, 2017 at 10:34 a.m. in Wayne Township, N.J. Chairman Tom Carroll read the Open Public Meetings Act Statement and announced that notices were placed in newspaper and posted as required.

2. Pledge of Allegiance:

Carroll opened the meeting with the Pledge of Allegiance.

3. Roll Call:

Commissioners Present: Neal Bellet (Township of Wayne), Thomas Carroll (Borough of Wanaque), Matthew Cavallo (Township of Verona), Mayor John Duthie (Borough of Roseland), Michael Kronyak (Borough of Hasbrouck Heights), Heather McNamara-Kreitz (Township of Wayne), Richard Molinari (City of Union City), Freeholder Ed Smith (County of Warren), Thomas Tucci (Township of Cedar Grove) Sonia Viveiros (Township of Maplewood),

Chairman Carroll advised that Commissioner Cavallo will serve on the Executive Board at today's meeting in place of Commissioner Cantatore.

Others Present: Ezio Altamura (AJM), David Balken (BRM), Robert Benecke (Benecke Economics), Robert Calise (CMFO/Treasurer), Maureen Chumacas (Borough of Roseland), Linda D'Alessio (Recording Secretary), John Daley (Scirocco Group), Zach Edelman (Fairview), Brent Gates (PMA-Safety and Loss Control), Kristine Gould (Township of Verona), Christina Grabowski (PMA-TPA), Maria Makos (Polaris Galaxy-Risk Manager), Joseph Martin (J.A. Martin & Co.), Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator), Hal Slapin (Scirocco Group), John A. Serapiglia (Polaris Galaxy-Risk Manager/Co-Administrator), Gary Vinci (Lerch, Vinci & Higgins, LLP), Tim Weir (PMA-Safety and Loss Control), Justin Wilkinson (PMA-TPA), Jack Zisa (Scirocco Group)

4. Approval of Minutes December 8, 2016. It was moved by Kronyak, seconded by McNamara, that the Minutes of the December 8, 2016 Meeting of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

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

Approval of Minutes December 22, 2016. It was moved by Smith, seconded by Duthie, that the Minutes of the December 22, 2016 Meeting of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

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

Approval of Minutes January 5, 2017. It was moved by Cavallo, seconded by Duthie, that the Minutes of the January 5, 2017 Meeting of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

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

5. Correspondence: None

6. Finance Report: CMFO Calise summarized the monthly financial reports, including the status of Multi Line Fund and Workers Compensation Fund 2016 Assessments and claims payments, copies of which are provided in the meeting Agenda packets. Also included in the Agenda materials are the ML & WC January 2017 Bill Lists. Calise noted the improvement in interest income in 2016 as opposed to 2015 due to change in banks used by the NJIIF.

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 RFP for Administrative Hearing Officer has been posted twice with only one response. The Hearing Officer RFP will be posted again, along with the RFP for WC Panel Defense.

- f. Finance Committee (Kronyak) – Kronyak introduced the 06/30/2016 WC and ML Fund Audit Reports. Gary Vinci provided a summary of the reports.

It was moved by Kronyak and seconded by Tucci to accept the 06/30/2016 ML Fund Audit Report.

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

It was moved by Kronyak and seconded by Smith to approve to accept the 06/30/2016 WC Fund Audit Report.

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

- g. Safety/Loss Control Committee (Saros) – (See PMA’s Report, below)
- h. New Member & Development Committee – Serapiglia reported the request for membership of the Warren County Mosquito Commission effective January 1, 2017. Nemeth and Makos provided a summary of the basis for the Commission’s membership.

It was moved by Tucci and seconded by Duthie to approve the membership request of the Warren County Mosquito Commission.

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

- i. Risk Management Committee – (See Risk Manager’s Report, below)
8. Chairman’s Report – Chairman Carroll reported the Professionals will be meeting today to discuss operation of the Fund in 2017.
  9. Risk Manager’s Report – Serapiglia reported that the Department of Banking and Insurance will be completing its audit tomorrow.
  10. Loss Control Consultant Report – Tim Weir handed out PMA’s Organizational Safety Institute Schedule of Learning Events on the upcoming webinars

11. TPA Report – Justin Wilkinson provided an update on aggregate WC claims received through 1/1/2017. He reported that the claim severity continue to show improvement over 2015/2016; healthcare network penetration for the WC Fund remains above 97%.

It was Moved by Smith, Seconded by Kronyak to approve all Professionals' Reports.

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

12. Bill List-WC Fund/ML Fund

It was moved by Kronyak, seconded by Tucci, that the WC and ML Bill Lists for January 26, 2017 be approved for payment.

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

13. Old Business – none

14. New Business – none

15. Public Comment- none

16. Closed Session

It was moved by Tucci, seconded by Duthie, 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, Smith, Tucci, Carroll
Nay: None
Abstain: None

It was moved by Cavallo, seconded by Smith, that the Minutes of Closed Session from the Fund's meeting December 8, 2016 be accepted as presented.

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



It was moved by Kronyak seconded by Duthie, that the WC Claims recommendations and Fund Counsel's Report be accepted as presented.

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

It was moved by McNamara-Kreitz, seconded by Kronyak, 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, Smith, Tucci, Carroll
Nay: Smith as to Gayoso v Asbury Park only
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 Cavallo, seconded by Tucci that the Board return to Open Session.

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

It was moved by Cavallo seconded by Tucci, 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, Smith, Tucci, Carroll
Nay: None
Abstain: *Each Executive Board Member abstains as to claims against its Member entity

There being no further business to discuss, Motion by Tucci, Seconded by McNamara-Kreitz to adjourn the NJIIF's January 26, 2017 Meeting.

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

The January 26, 2017 Meeting was adjourned at 11:37 am.

## APPENDIX II

**Closed Session Motion**

**For the February 23, 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 NJIF 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. Allison v. Borough of Roseland (W001345388)-----RSA
2. Savercool v. Warren County (W001212283)-----RSA
3. Moore v. Wayne Board of Education (W001069533)-----RSA

**Case Update Reports for WC Fund Subrogation/Restitution Claims:**

1. Bercovicz v. City of Asbury Park (W001070234)-----Recovery
2. Brown v. City of Asbury Park (W001069104)-----Recovery
3. Amato v. City of Bayonne (W001639690)-----Case Update

**Multi-Line Fund Claim Matters**

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

1. Howard v. City of Asbury Park (1168)-----Case Closure
2. Ruffin v. City of Asbury Park (1319)-----Case Closure
3. Robinson/Cawley v. Township of Cedar Grove (1331)-----RSA
4. Amendola v. Borough of Hasbrouck Heights (1026)-----Case Closure
5. Nazzaro v. Borough of Hasbrouck Heights (1333)-----Case Closure
6. Bremer v. Township of Wayne (1370)-----Case Closure
7. Brown v. Township of Wayne (1451)-----Case Closure

**Coverage Recommendations for New Claims/Litigation:**

1. Love adv. City of Asbury Park
2. Rivera and Davis v. City of Asbury Park
3. Galgano v. Township of Old Bridge
4. Gonzalez adv. City of Union City
5. Price v. City of Zielinska and City of Union City
6. Sanchez adv. City of Union City
7. Giunta adv. Borough of Wanaque