

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, February 27, 2014
Township of Wayne – Health Department Room #2
10:00 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>COMING FOR THE EAST 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>COMING FROM THE WEST 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>COMING FROM THE NORTH 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>COMING FROM THE SOUTH 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>COMING FROM ROUE 287 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>COMING FROM THE PATERSON AREA 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 27, 2014
TOWNSHIP OF WAYNE – HEALTH DEPARTMENT ROOM #2
10:00 AM
AGENDA

- I. Meeting Called to Order – Open Public Meetings Act Read
- II. Pledge of Allegiance
- III. Roll Call of Executive Committee and Professionals
- IV. Approval of Minutes – January 23, 2014 – Appendix I
- V. Correspondence –
- VI. Finance Report, (Robert Calise)
- VII. Committee Reports
 - A. Nominating – Tucci
 - B. By-Law – Miller
 - C. Legislative – Martin
 - D. Coverage – Tucci
 - E. Professional – Kronyak
 - Appointment of AIS as NJIIF Actuary for 2014
Resolution Nos. WC-2014-10; ML-2014-11.
 - F. Finance – Martin
 - G. Safety/Loss Control – Saros
 - H. New Member & Development – Martin
 - I. Risk Management – Beckerman
- VIII. Chairman’s Report
- IX. Risk Manager’s Report, (John Serapiglia and Maria Makos)
- X. WC Loss Control Consultant’s Report, (Justin Wilkinson)
- XI. Third Party Administrator’s Report, (Justin Wilkinson)
- XII. Bill List, (Robert Calise)
- XIII. Old Business – WC Fund/ML Fund
- XIV. New Business – WC Fund/ML Fund
- XV. Public Comment
- XVI. Closed Session – Motion, (Eric Nemeth, Esq.) - Appendix II
- XVII. Adjournment

APPENDIX I

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
January 23, 2014

1. Call To Order:

A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, January 23, 2014 at 10:04 a.m. in Wayne, N.J. Executive Board Chairman Thomas Carroll read the Open Public Meetings Act Statement and announced that notices were placed in newspaper and posted as required.

2. Pledge of Allegiance:

Chairman Carroll opened the meeting with the Pledge of Allegiance.

3. Roll Call:

Commissioners Present: Lou Beckerman (City of Union City), Thomas Carroll (Borough of Wanaque), Mayor John Duthie (Borough of Roseland), Michael Kronyak (Borough of Hasbrouck Heights), Joseph Martin (Township of Verona), Robert Miller (Township of Wayne), Thomas Tucci (Township of Cedar Grove)

Others Present: Dave Balken (BRM), Shannon Balken (BRM), Neil Bellet (Township of Wayne), Linda D'Alessio (Recording Secretary), John Daly (Wells Fargo), Michal DelBalso (Township of Wayne), Larry Graham (Fairview Insurance Agency Assoc., Inc), Joseph Lobosco (Lobosco Insurance Group LLC), Maria Makos (Polaris Galaxy-Risk Manager), Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel), John A. Serapiglia (Polaris Galaxy-Risk Manager), Gary Vinci (Lerch, Vinci & Higgins, LLP-Auditor), Justin Wilkinson (PMA-TPA)

4. Approval of Minutes – December 12, 2013 and January 9, 2014

It was moved by Martin, seconded by Beckerman that the Minutes of the December 12, 2013 and January 9, 2014 Meetings of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

5. Correspondence: Co-Administrator Nemeth informed the Board he received an email from the Department of Insurance advising of their intent to conduct an audit in February. Nemeth advised that the NJIIF's professionals, including Polaris Galaxy, Gary Vinci, Robert Calise and General Counsel will work together to gather the information requested. Nemeth advised that he will likely seek an extension for the NJIIF's response.

6. Finance Report

Chairman Carroll advised that CMFO Calise, who will not be present at today's

meeting, provided financial summaries and the bill list for the Board's consideration, copies of which were distributed.

7. Committee Reports:

Chairman Carroll advised that the Committee assignments for 2014 will remain generally as established in 2013. A formal report will be made at the February 27 NJIIF meeting.

- a. Nominating Committee - No report
- b. By-Law Committee (Miller) – No report
- Legislative Committee (Martin) - No report
- c. Coverage Committee (Tucci) – For Closed Session
- e. d. Professionals Committee (Kronyak) – Kronyak reported that the RFP for supplemental safety consulting services will be posted in February. He also advised that Hasbrouck Heights was very satisfied with the emergency response services recently provided by Gemini and he requested that Polaris confirm that the property carrier will allow their addition to the approved vendor list. Nemeth suggested that a list of approved emergency response vendors be added to the NJIIF's website.
- Budget Committee (Martin) – Martin reported that as a result of membership changes late in December, 2013, amendments to the 2014 Budgets are necessary. Martin provided an outline of the changes and recommended the Board approve the amendments.

It was moved by Martin, seconded by Kronyak that Multi-Line Budget amendment #1 be accepted as presented.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

It was moved by Martin, seconded by Kronyak that Workers Compensation Budget amendment #1 be accepted as presented.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

Safety/Loss Control Committee (Saros) – No Report

- g. New Member & Development Committee (Martin) – Co-Administrator Scrapiglia informed the Board his is working with the brokers and PMA to

develop a marketing program for 2014.

h. Risk Management Committee (Beckerman) – No report

8. Chairman’s Report – Chairman Carroll reported that significant efforts were invested by the Budget Committee, CFO and Administrators in formulating the budget amendments and in working with PMA the transition of TPA services

9. Risk Manager’s Report – Co-Administrator Serapiglia reported he is in the process of revisiting the reinsurances carriers for the July property renewal.

10. Loss Control Consultant’s Report – PMA reported that initial points of contact are being developed for creation of safety committees.

11. Third Party Administrator’s Report – Justin Wilkinson reported PMA received loss data from CCMSI about two weeks ago and has just now received the imaged documents. The loss data is being uploaded and will take about 6 weeks to be up and running. In the interim, new claims are being processed. Wilkinson outlined some of the issues they have encountered in the transition and explained what is being done to address them.

It was moved by Kronyak, seconded by Martin that all Professionals Reports be approved as presented.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

12. Bill List---WC Fund/ML Fund

It was moved by Martin, seconded by Miller, that the WC and ML Bill Lists for January 23, 2014 be approved for payment.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

13. Old Business – none

14. New Business – Chairman Carrol report the PIRMA conference will be in June

15. Public Comment: None

16. Closed Session

It was moved by Kronyak, seconded by Miller, 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: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

It was moved by Martin, seconded by Beckerman, that the Minutes of the Fund's Closed Session meeting of December 12, 2013 be accepted as presented.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

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

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

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

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: Tucci

There being no further business for Closed Session it was moved by Miller, seconded by Kronyak, that the Board return to Open Session

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

It was moved by Tucci, seconded by Martin, to approve all actions, 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: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll

Nay: None
Abstain: None

There being no further business , Motion by Martin Seconded by Beckerman to adjourn the NJIIF's January 23, 2014 Meeting.

Roll Call
Aye: Beckerman, Duthie, Kronyak, Martin, Miller, Tucci, Carroll
Nay: None
Abstain: None

The January 23, 2014 Meeting was adjourned at 11:03am.

APPENDIX II

Closed Session Motion--Amended

For the February 27, 2014 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. Turbay v. City of Union City (12D21C178439)----RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

1. Crawford adv. City of Asbury Park (12D21C180496)-----Case Update
2. Whitley adv. City of Asbury Park (12D21C338400)-----Case Update
3. Rodriguez adv. City of Union City (12D21C234683)-----Case Update

Multi-Line Fund Claim Matters

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

1. Sturgis v City of South Amboy (1083)-----Case Update
2. DeClemente v City of Union City (0902)-----Case Closure
3. Veitia v. City of Union City (1066)-----Case Closure
4. Fitzsimmons v Township of Verona (1037)-----Case Closure
5. Domalewski adv. Township of Wayne (0894)-----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Carnevale v. Borough of Roseland
2. Cali v. Borough of Roselle Park
3. Marotta v. City of Union City
4. Price v. City of Union City
5. Villa v. City of Union City
6. Logan v. Township of Verona
7. Toso v. County of Warren
8. Sabo v. Township of Wayne

9. Loccke v. Borough of Woodland Park

Other Matters

- Benjamin v Little Falls—Township request
- Inservco Insurance Services