



Thursday, July 26, 2018

Township of Aberdeen
COURT ROOM – 1ST FLOOR
One Aberdeen Square
Aberdeen/Matawan, NJ 07747

10:30 Executive Board Only

11:00 AM Meeting
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.

Thursday, July 26, 2018
Township of Aberdeen
Court Room – 1st Floor
One Aberdeen Square, Aberdeen/Matawan, NJ

AGENDA

1. Meeting Called to Order – Open Public Meetings Act Read
2. Pledge of Allegiance
3. Roll Call of Executive Committee and Professionals
4. Closed Session –Appendix II (Eric Nemeth, General Counsel)
5. Approval of Minutes – June 28, 2018 – Appendix I
6. Correspondence –
7. Finance Report, (Robert Calise)
8. Committee Reports
 - A. Nominating – Tucci
 - B. By-Laws – McNamara-Kreitz
 - C. Legislative – Cavallo
 - D. Coverage – Tucci
 - Resolution ML-2018-14: Addition of (1) Chasen Lamparello et al, (2) Hoagland Longo, et al and (3) Lavery, Selvaggi, et al to ML Fund Defense Panel Counsel List
 - E. Professional – Tucci
 - F. Finance – Kronyak
 - G. Safety/Loss Control – Smith
 - H. New Member & Development – Kronyak
 - I. Risk Management – Smith
9. Chairman’s Report
10. Risk Manager’s Report, (John Serapiglia and Maria Makos)
11. WC Loss Control Consultant’s Report (Tim Wier/PMA)
12. TPA Report, (Christina Grabowski/PMA)
13. Bill List, (Robert Calise)
14. Old Business – WC Fund/ML Fund
15. New Business – WC Fund/ML Fund
16. Public Comment
17. Presentation - “Class III Officers” by Dr. Richard Celeste, Executive Director – National Justice Academy – Start time 11:30 am
18. Adjournment

APPENDIX I

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
June 28, 2018

1. Call To Order:

A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, June 28, 2018 at 10:38 a.m. at The Township of Verona, Community Center, 850 Bloomfield Ave, Verona, NJ. Executive Board Chairman 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:

Chairman Kronyak opened the meeting with the Pledge of Allegiance.

3. Roll Call:

Commissioners Present: Neil Bellet (Township of Wayne), Matthew Cavallo (Township of Verona), Mayor John Duthie (Borough of Roseland), Erin Knoedler (City of Union City), Michael Kronyak (Borough of Hasbrouck Heights), Avril Limage (Township of Old Bridge), Heather McNamara-Kreitz (Township of Wayne), Freeholder Ed Smith (County of Warren), Thomas Tucci (Township of Cedar Grove), Sonia Viveiros (Township of Maplewood)

Others Present: Ezio Altamura (GJEM/Otterstedt), Lou Beckerman (Beckerman and Co.), Lydia Bushwiner (GJEM/Otterstedt), Robert Calise (CMFO/Treasurer), Maureen Chumacas (Borough of Chumacas), Jim Cunningham (Township of Verona), Linda D'Alessio (Recording Secretary), John Daly (Scirocco Group), Michael DelBalso (Township of Wayne), Nancy DiMartino (Eric J. Nemeth, P.C.-General Counsel), Christine Grabowski (PMA-TPA), Tom Griffiths (Aquatic Safety Group), Kristine Gould (Township of Verona), Marisa Landolfi (Township of Cedar Grove), Melissa Mancuso (Township of Maplewood), Robert Maher (Township of Verona), Maria Makos (Polaris Galaxy-Risk Manager), Kevin McArdle (Township of Wayne), Jack McEvoy (Township of Verona), Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator), Tim Roetman (Township of Wayne), Mayor Kevin Ryan (Township of Verona), Jim Rhodes (PMA-Safety Consultant), John A. Serapiglia (Polaris Galaxy-Risk Manager/Co-Administrator), Elke Voigt (City of Union City), Len Watermen (Township of Verona), Justin Wilkinson (PMA-TPA), Jack Zisa (Polaris Galaxy)

Closed Session

It was moved by Cavallo seconded by Smith, 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
Nay: None
Abstain: None

It was moved by McNamara-Kreitz, seconded by Tucci, that the Minutes of the Fund’s Closed Session meeting of May 24, 2018 be accepted as presented.

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

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

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

Commissioner Duthie departs Closed Session prior to consideration of Carnevale, West, et al v Roseland, matter.

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

Roll Call
Aye*: Cavallo, Kronyak, McNamara-Kreitz, Smith, Tucci
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 the Board return to Open Session.

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

It was moved by Smith, seconded by Cavallo to approve all actions, including but not limited to requests for settlement authority for the WC Fund 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, Kronyak, McNamara-Kreitz, Smith, Tucci
Nay: None
Abstain: Duthie
*Each Executive Board Member abstains as to claims against its Member entity

4. Approval of Minutes – May 24, 2018

It was moved by Tucci, seconded by Cavallo that the Minutes of the May 24, 2018 meeting of The New Jersey Intergovernmental Insurance Fund be accepted as presented.

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

5. Correspondence: None

6. Finance Report: CMFO Calise summarized the monthly financial reports, including Multi Line Fund and Workers Compensation Fund 2018 Assessments and claims payments, copies of which are provided in the meeting Agenda packets. Also included in the Agenda materials are the ML & WC June 2018 Bill Lists.

7. Committee Reports

- a. Nominating Committee (Tucci) - No report
- b. By-Law Committee (McNamara-Kreitz) – No report
- c. Legislative Committee (Cavallo) – No report
- d. Coverage Committee (Tucci) – (See Closed Session Motion, above)
- e. Professionals Committee (Tucci) – Commissioner Tucci presented Resolution ML 2018-13: Addition of Bratti Greenan, PC to ML Fund panel counsel list.

It was moved by Tucci, seconded by Cavallo that Resolution #ML-2018-13 Addition of Bratti Greenan, PC to ML Fund be approved as presented.

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

- f. Finance Committee (Kronyak) – Chairman Kronyak advised that the actuarial reports for the period ending December 31, 2017 are under review by the Finance Committee.
 - g. Safety/Loss Control Committee (Smith) – See PMA report, below
 - h. New Member & Development Committee (Kronyak) – No report
 - i. Risk Management Committee (Smith) – Committee Chairman Smith advised that the Safety Committee will be getting together to discuss development of the motor vehicle risk management program.
8. Chairman’s Report – Chairman Kronyak extended thanks to the Township of Verona for hosting today’s meeting.
 9. Risk Manager’s Report –Serapiglia reported that we only received seven renewal applications for 2018-2019 fund years, they are due by June 29, 2017. Serapiglia stated he has scheduled meetings with several brokers, will also be doing telemarketing and sending out emails and mails for new business.
 10. Safety and Loss Control Report—Jim Rhodes of PMA advised that they presented sessions for the Public Works Directors, Police Chiefs, and Fire/EMS Chiefs on June 12th on the top ten OSHA Violations for 2017. The July “Safety Seen” will be issued this week with a focus on the 2018 hurricane season. All employees are being encouraged to utilize the NIOSH Heat stress phone app as temperatures continue to rise. G.C./Co-Administrator Nemeth provided sensitivity and social media training to the Asbury Park Mayor and Council in June.
 11. TPA Report – Christina Grabowski discussed the results of PMA’s 5 year Claim comparison and WC medical network penetration. 75.11% of claims are being reported in 3 days or less.

It was moved by Cavallo, seconded by McNamara-Kreitz that all Professionals Reports be approved as presented.

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

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

It was moved by Smith, seconded by Tucci, that the WC and ML Bill Lists for June 28, 2018, as amended, be approved for payment.

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

13. Old Business – none

14. New Business – Chairman Kronyak reminded Members that the July NJIIF Board meeting will be held in the Township of Aberdeen.

15. Public Comment – none

16. Presentation: “The Seven Deadly Sins of Aquatic Facilities”
Presented by: Thomas J. Griffiths, Ed.D, Aquatic Safety Research Group, LLC

17. There being no further business, Motion by Smith, Seconded by McNamara-Kreitz to adjourn the NJIIF’s June 28, 2018 Meeting.

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

The April 26, 2018 NJIIF Meeting was adjourned at 1:48 pm.

APPENDIX II

Closed Session Motion

For the June 28, 2018 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. Daniel Ireton v. Township of Morris (W001069507)-----RSA
2. Nadeau v. Township of Morris (W001069570)-----RSA
3. Diane Branning v Ringwood Board of Education (W00106909)-----RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

4. Dickerson/City of Asbury Park (W001069472)-----Case Update
5. Haughney/Township of Old Bridge (W001730458)-----Case Update
6. Albolino/Township of Wayne (W002029014)-----Case Update
7. Rosario/Borough of Woodland Park (W001991293)-----Case Update

Multi-Line Fund Claim Matters

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

1. Sullivan v. City of Asbury Park (1035)-----Case Closure
2. Ellis v. Borough of Hasbrouck Heights (1393)-----Case Closure
3. Carnevale v. Borough of Roseland (1122)-----RSA
4. Donaldson v. Borough of Roseland (0996)-----RSA
5. Laposta v. Borough of Roseland (1180)-----RSA
6. Mitchell v. Borough of Roseland (1339)-----RSA
7. Ribaudo v. Borough of Roseland (1334)-----RSA
8. West v. Borough of Roseland (1329)-----RSA
9. Price v. City of Union City and 207 39th St LLC (1660)-----Case Closure
10. Sana v. County of Warren (1360)-----Case Closure
11. Levy v. Township of Wayne (1555)-----Case Closure
12. B.D. v. Borough of Woodland Park (1247)-----RSA

Coverage Recommendations for New Claims/Litigation:

1. McRae v. City of Bayonne
2. Cedar Grove Properties v. Township of Cedar Grove
3. Alvarado v. Township of Maplewood
4. Lopez v. Township Old Bridge
5. Bozzi v. City of Union City
6. Metzger v. County of Warren
7. Reese v. Township of Wayne
8. Assuntino v. Borough of Woodland Park