

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, May 26, 2022

**Meeting via Zoom Video Conference
10:00am - Open Session
Closed Session Immediately Following**

Agenda and Reports

Thursday, May 26, 2022

Zoom Video Conference

10:00 AM – Open Session

Closed Session Immediately Following

Return to Open Session Upon Completion of Closed Session

AGENDA

Meeting Called to Order – *10:00am* – Open Public Meetings Act Read

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.

Pledge of Allegiance

1. Roll Call of Executive Committee and Professionals for Open Session
2. Approval of Executive Board Meeting Minutes – April 28, 2022 – Appendix I
 - Motion to approve minutes of Executive Board Meeting – April 28, 2022
3. Correspondence
4. Finance Report- (Robert Calise)
5. Chairman's Report
6. Committee Reports
 - a. Nominating (McNamara)
 - b. By-Laws (Kazmark)
 - c. Legislative (Vieiro)
 - d. Coverage (Konopada)
 - e. Professionals/Management Oversight (Tucci)
 - f. Budget/Finance (McNamara)
 - g. Safety/Risk Management (Lazorisak)
 - h. New Member & Development (Kazmark)

7. Risk Manager's Report, (John Serapiglia, Polaris Galaxy)
8. WC Loss Control Consultant's Report (Tim Weir, PMA)
9. TPA Report (Jennifer Signs, PMA)
 - Motion to approve all Professionals' Reports
10. Bill List (Robert Calise)
 - Motion to approve Bill List
11. Old Business – WC Fund/ML Fund
12. New Business – WC Fund/ML Fund
13. Public Comment

IN ORDER TO DISCUSS MATTERS INVOLVING LITIGATION OR POTENTIAL LITIGATION OR CONTRACT MATTERS, AND IN ORDER TO MAINTAIN THE ATTORNEY-CLIENT PRIVILEGE, THE NJIIF EXECUTIVE BOARD IS AUTHORIZED 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.

- Motion to move into Closed Session (Closed Session to be convened immediately following the suspension of Open Session, via separate Zoom video conference link)
14. *Closed Session – (Eric Nemeth, Esq., Eric J. Nemeth, PC) – Closed Session Matters in Appendix II*
 - Motion to approve minutes of Closed Session from April 28, 2022, Executive Board Meeting
 - Motion to accept Workers Compensation claims recommendations and General Counsel's report as presented.
 - Motion to accept Multi-Line claims recommendations and General Counsel's report as presented.
 - Motion to return to Open Session.
 - Motion to approve all actions recommended in Closed Session.
 15. Adjournment

APPENDIX I

Minutes from Executive Board Meeting of April 28, 2022

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
April 28, 2022

Call to Order: A meeting of the New Jersey Intergovernmental Insurance Fund was called to order on Thursday, April 28, 2022, at 10:01 a.m. via Zoom (video and telephonic) conference. Chairman Tucci read the Open Public Meetings Act Statement and announced that notices were placed in designated newspapers and posted as required.

Pledge of Allegiance: Chairman Tucci opened the meeting with the Pledge of Allegiance.

1. Roll Call:

Executive Board Members

Chairman: Thomas Tucci (Township of Cedar Grove)

Mayor Keith Kazmark (Borough of Woodland Park)

Beverley Konopada (Borough of Mantoloking)

Captain Walter Laurencio (City of Union City)

Heather McNamara (Township of Wayne)

Alex Lazorisak (Warren County)

Donna M. Vieiro (City of Asbury Park)

Executive Board Alternates, Commissioners and Commissioner Alternates

Katelyn Haroldson (Township of Mine Hill)

NJIIF Professionals, Risk Managers and Others

Ezio Altamura (GJEM-Otterstedt Agency)

David Balken (Balken Risk)

Lou Beckerman (Acrisure)

Robert Calise (CMFO)

John Daly (Scirocco Group)

Nancy DiMartino (Eric J. Nemeth, P.C./Recording Secretary)

Zach Edelman (Fairview Insurance)

Justin Gallo (Polaris Galaxy/Risk Manager)

George Garcia (Polaris Galaxy/Risk Manager)

Kristine Gould (Township of Verona)

Rija Khan, Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator)

Michael Kronyak (Financial Consultant)

Angelo Lobosco (Lobosco Insurance)

Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator)

John Serapiglia (Polaris Galaxy/Risk Manager/Co-Administrator)

Jennifer Signs (PMA TPA)

Tim Weir (PMA Safety & Loss Control)

Jack Zisa (Regional Risk Managers)

2. Approval of the Minutes of the Executive Board Meeting of March 24, 2022. It was moved by Vieiro, seconded by Kazmark that the Minutes of the March 24, 2022 Executive Board Meeting of the New Jersey Intergovernmental Insurance Fund be accepted as presented.

Roll Call:	
Aye:	Tucci, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	McNamara

*Commissioner Sherry Samsudeen (Township of Old Bridge) joined the meeting at 10:04 a.m.

3. Correspondence: GC/Co-Admin Nemeth advised that the NJIIF received correspondence from DOBI, which will be discussed further in the Chairman’s report below.
4. Finance Report: CFO Calise advised that the monthly Multi Line and Workers Compensation Fund financials through 4/25/22, including assessments and claims payments, are in the meeting packets, including the latest investment report as of 4/25/22. Calise also advised that he has received payment of almost 100% of Members’ 2022 assessments.

*Danielle Voda (Fairview Insurance) joined the meeting at 10:08 a.m.

5. Chairman’s Report: Chairman Tucci announced the NJIIF Standing Committee chairs and members for 2022. Chairman Tucci asked GC/Co-Admin Nemeth for an update on the NJIIF’s response to DOBI’s recent request. GC/Co-Admin Nemeth reported that in response to the NJIIF’s correspondence to DOBI dated March 23, 2022, DOBI sent a letter dated April 11. Nemeth summarized the letter, including DOBI’s directive that the NJIIF retain an additional actuary to review the NJIIF’s case reserves and IBNR and report back by September 30, 2022. Nemeth advised that the search for actuaries is underway.

6. Committee Reports

- a. Nominating Committee (McNamara) – No report.
- b. By-Law Committee (Kazmark) – No report.
- c. Legislative Committee (Vieiro) – No report.
- d. Coverage Committee (Konopada) –See Agenda Item 14, Closed Session, below
- e. Professionals/Management Oversight Committee (Tucci). No Report.
- f. Budget/Finance Committee (McNamara). No report.

- g. Safety/Risk Management Committee (Lazorisak). Commissioner Lazorisak and GC/Co-Admin Nemeth introduced the NJIIF’s proposed cannabis impairment prevention policy for discussion.
 - h. Member & Development Committee (Kazmark) Commissioner Kazmark deferred to Risk Manager/Co-Admin Polaris Galaxy for an update (see Risk Manager’s Report below).
7. Risk Manager’s Report – (Polaris Galaxy). J. Gallo advised that he and Serapiglia are actively exploring the market for alternate property insurance quotes and will be meeting with underwriters in the next few weeks. Further, the 2022 excess policy binders are now being distributed.
 8. Loss Control Consultant Report –(PMA) Tim Weir advised that Chris Brid has left PMA, and that John Matthews has joined the NJIIF Risk Control service team. Additionally, Weir reported that the latest edition of PMA’s “Safety Seen” newsletter was recently sent for the month of April. Weir also announced PMA upcoming online training events: (1) Reducing the Risks of Work-Related Heat Illness; and (2) OSHA Top 10 Violations.
 9. TPA Report – (PMA) Jennifer Signs provided an update on aggregate WC claims received through 4/1/22, including the number of reported COVID cases. She advised that claims generally continue to be timely reported. Signs also advised that the NJIIF has a total of 359 reported COVID cases (36 in 2022, 137 in 2021 and 186 in 2020), with 76 related claim petitions filed to date.

It was moved by Konopada, seconded by Laurencio, to approve all Professionals’ Reports.

Roll Call:	
Aye:	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

10. Bill List-WC Fund/ML Fund. It was moved by Vieiro seconded by Kazmark to approve the April Bill List.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

11. Old Business Nemeth reminded everyone about the PRIMA conference coming up in June in San Antonio and advised that if anyone wanted information to contact him or Serapiglia.
12. New Business – None

13. Public Comment - Chairman Tucci opened the Public Comment Section of the Meeting. There being no public comment, Chairman Tucci requested a Motion to go into Closed Session,
14. Closed Session - It was moved by Konopada, seconded by Laurencio, that the Board move into Closed Session.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

The Open Session portion of the April 28, 2022 Executive Board Meeting was suspended at 10:35 a.m.

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
April 28, 2022

Call to Order: The Closed Session of the April 28, 2022 Meeting of the New Jersey Intergovernmental Insurance Fund was called to order at 10:40 a.m. via Zoom conference.

15. Roll Call:

Executive Board Members

Chairman: Thomas Tucci (Township of Cedar Grove)

Mayor Keith Kazmark (Borough of Woodland Park)

Beverley Konopada (Borough of Mantoloking)

Captain Walter Laurencio (City of Union City)

Heather McNamara (Township of Wayne)

Alex Lazorisak (Warren County)

Donna M. Vieiro (City of Asbury Park)

Minutes of Closed Session March 24, 2022. It was moved by Laurencio seconded by Vieiro that the Minutes of Closed Session from the Fund's meeting of March 24, 2022 be accepted as presented.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

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

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	Each Executive Board Member abstains as to claims against its Member entity.

It was moved by Kazmark, seconded by Laurencio, that the ML Fund Claims recommendations and Fund Counsel's Report be accepted as presented.

Roll Call:	
Aye	Tucci, Kazmark, Konopada, Laurencio, Lazorisak, McNamara Vieiro
Nay:	None
Abstain:	Each Executive Board Member abstains as to claims against its Member entity.

It was moved by Konopada, seconded by Vieiro, that the Board return to Open Session.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

(Closed Session ended and members returned via Zoom to Open Session at 11:37 a.m.)

It was moved by Vieiro, seconded by Konopada, to approve all actions presented in Closed Session of the April 28, 2022 Executive Board Meeting, including but not limited to requests for settlement authority, if any, for the WC and ML Fund matters listed in the Closed Session Motion and the coverage positions recommended in Closed Session.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	Each Executive Board Member abstains as to claims against its Member entity.

16. Adjournment – There being no further business to discuss, it was moved by Konopada, seconded by Vieiro, to adjourn the April 28, 2022 Executive Board Meeting.

Roll Call:	
Aye	Tucci, McNamara, Kazmark, Konopada, Laurencio, Lazorisak, Vieiro
Nay:	None
Abstain:	None

The NJIIF's April 28, 2022, 2022 Meeting was adjourned at 11:40 a.m.

APPENDIX II

Closed Session Matters

Closed Session Motion

For the May 26, 2022 Meeting of the New Jersey Intergovernmental Insurance Fund

Following are the matters to be discussed in Closed Session:

Workers Compensation Fund Claim Matters

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

1. Aronis adv. City of Asbury Park (W001744685) ----- RSA
2. Love adv. City of Asbury Park (W002720124)----- Updated RSA
3. Sackawitch adv. City of Bayonne (W001069621) ----- RSA
4. Bass adv. City of Union City (W002829585) ----- RSA
5. Eppell adv. Warren County (W001120389)----- RSA
6. McNealy adv. Warren County (W003339814)----- RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

1. Lynch adv. City of Bayonne (W002568316) ----- Case Update
2. Melendez adv. City of Union City (W003388954) ----- Case Update

Multi-Line Fund Claim Matters

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

1. Niblack v. City of Asbury Park (1143)----- Case Closure
2. Quiroz v. City of Asbury Park (1576)----- Case Closure
3. Salama, Miriam v. City of Bayonne (1853) ----- Case Closure
4. Williams, Estate of v. City of Bayonne (1283)----- Case Closure
5. Colaneri v. Borough of Hasbrouck Heights (2067) ----- RSA
6. Lockwood, Estate of v. Township of Old Bridge (2049) ----- Case Closure
7. Carnevale v. Borough of Roseland (1122)----- Case Closure
8. Merritte v. City of Union City (1901) ----- Case Closure
9. Rodriguez-Avila, Eunice v. City Of Union City (1869) ----- Case Closure
10. Stagg v. Borough of Wanaque (2039)----- RSA
11. Hummer v. Warren County (1889) ----- Case Closure
12. Corrado v. Township of Wayne (2096) ----- RSA

Coverage Recommendations for New Claims/Litigation:

13. Festa v. City of Asbury Park
14. Lawson adv. City of Asbury Park
15. Brown v. City of Bayonne
16. Giordano adv. Township of Maplewood
17. Axelrod adv. Morristown Parking Authority
18. Soloman v. Township of Old Bridge
19. McCray v. Borough of Roseland
20. Tattoli v. Township of Verona
21. Hoffman adv. Warren County
22. Vasquez adv. Warren County