

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, March 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 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, March 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 – February 27, 2014 – Appendix I
- V. Correspondence –
- VI. Finance Report, (Robert Calise)
- VII. Committee Reports
 - A. Nominating – Tucci
 - B. By-Laws – Miller
 - C. Legislative – Martin
 - D. Coverage – Tucci
 - E. Professional – Kronyak
 - Resolution WC-2014-1A—Amendment to TPA Contract
 - Resolution ML-2014-1A—Amendment to TPA Contract
 - Resolution WC-2014-11—Appointment of Payroll Auditor
 - F. Finance – Martin
 - G. Safety/Loss Control – Saros
 - H. New Member & Development – Martin
 - I. Risk Management – Beckerman
 - Resolution WC/ML-2014-8—Adoption of Risk Mgmt Plan
 - Resolution ML-2014-12—Final Distribution of Hurricane Sandy Funds
- VIII. Chairman’s Report
- VIII. Risk Manager’s Report, (John Serapiglia and Maria Makos)
- X. WC Loss Control Consultant’s Report/TPA Report, (Justin Wilkinson)
- XI. Bill List, (Robert Calise)
- XII. Old Business – WC Fund/ML Fund
- XIII. New Business – WC Fund/ML Fund
- XIII Public Comment
- XV. Closed Session – Motion, (Eric Nemeth, Esq.)
- XVI. Adjournment

APPENDIX I

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
February 27, 2014

1. Call To Order:

A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, February 27, 2014 at 10:06 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), Nick Saros (Borough of Teterboro), Thomas Tucci (Township of Cedar Grove)

Others Present: Jack Alderton (PMA-TPA), Dave Balken (BRM), Shannon Balken (BRM), Neil Bellet (Township of Wayne), Robert Calise (CMFO), Linda D'Alessio (Recording Secretary), John Daly (Wells Fargo), Michal DelBalso (Township of Wayne), Maria Makos (Polaris Galaxy-Risk Manager), Sue Neil (Township of Verona), Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel), John A. Serapiglia (Polaris Galaxy-Risk Manager), Ted Wardell, (Brown & Brown) Justin Wilkinson (PMA-TPA), David Weightman (PMA-TPA), Tim Weir (PMA-TPA)

4 Approval of Minutes – January 23, 2014

It was moved by Martin, seconded by Tucci that the Minutes of the January 23, 2014 Meeting 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: None

6. Finance Report: CMFO Calise provided the Trial Balances for the WC and ML Funds and the Bill List for the Board's consideration, copies of which were distributed.

- a. Nominating Committee (Tucci) - No report
- b. By-Law Committee (Miller) – No report
- c. Legislative Committee (Martin) – Martin reported the State has lifted the cap on snow removal costs.
- d. Coverage Committee (Tucci) – For Closed Session
- e. Professionals Committee (Kronyak) – Kronyak reported that the RFP for Special Safety Services has been posted with responses due by March 11, 2014. Kronyak also recommended that the Board consider the appointment of AIS as NJiIF Actuary for 2014.

It was moved by Kronyak, seconded by Tucci that Resolutions WC-2014-10 and ML-2014-11 appointing AIS as Actuary for the 2014 Fund year be accepted as presented.

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

- e. Budget Committee (Martin) – None
 - f. Safety/Loss Control Committee (Saros) – Saros reported that he Eric Nemeth, Shannon Balken, Dave Weightman and Justin Wilkinson held an organizational conference call with regard to Safety training. The program for 2014 will begin with member safety reviews. PMA added that as part of the initial reviews, PMA will assist the development of safety committees at the Member level. The initial Member visits will be used to develop the overall loss control strategy.
 - g. New Member & Development Committee (Martin) – Martin reported he and John Serapiglia met with Dave Harris to discuss business development.
 - h. Risk Management Committee (Beckerman) – No report
6. Chairman’s Report – Chairman Carroll reported that a priority for 2014 is development of the NJiIF’s safety program. He also noted that 2014 committee assignments have been emailed to the Members.
8. Risk Manager’s Report – Co-Administrator Serapiglia reported that the excess insurance policies are expected by the March meeting. He is in the process of revisiting the carriers for the July property renewal. The Statement

of Values will be mailed out to the members to make any necessary changes.

9. Loss Control Consultant's Report – See Committee Report, above

10. Third Party Administrator's Report – Justin Wilkinson reported PMA is still in the process of transitioning the CCMSI and Inservco files into the PMA system. He reported on favorable medical network penetration for the WC Fund.

It was moved by Kronyak, seconded by Tucci 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 February 27, 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 – none

15. Closed Session

It was moved by Tucci, seconded by Beckerman, that pursuant to the form of Amended 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 Miller, seconded by Martin, that the Minutes of the Fund's Closed Session meeting of January 23, 2014 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 the WC Claims settlement 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 Tucci, seconded by Miller, that the Multi-Line Claims settlement 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 Martin, seconded by Miller, 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 Kronyak, seconded by Miller, 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 to discuss, Motion by Kronyak, Seconded by Tucci to adjourn the NJIIF's February 27, 2014 Meeting.

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

The February 27, 2014 Meeting was adjourned at 11:20 am.

APPENDIX II

Closed Session Motion

For the March 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. Steven Appuliese v. Union City (*W001068996*)-----RSA
2. Dennis McCarthy v. South Amboy (*W001068996*)---RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

1. Victoria adv. City of Union City (*W001069959*)-----Case Update
2. Moore adv. Wayne Board of Education (*W001069533*)---Case Update

Multi-Line Fund Claim Matters

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

1. Guerriero v Township of Cedar Grove (1052)-----Case Closure
2. Ceasar Corp. v. Borough of Hasbrouck Heights (1041)---Case Closure
3. Ruggerio v Township of Little Falls (1225)-----Case Closure
4. Richardson v Borough of Wanaque (1125)-----RSA
5. DiTosto v. Township of West Caldwell (1051)-----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Casrell v. City of Asbury Park
2. First Avenue Realty v. City of Asbury
3. Mahan v. City of Asbury Park
4. Walsh v. City of Bayonne
5. Ward v. City of Bayonne
6. Batelli v. Township of Little Falls
7. Rodolico v. Borough of Totowa
8. Price v. City of Union City and Douglas Li
9. Cabrera v. City of Union City - Reconsideration

10. Sierra v. City of Union City
11. F. Basso Jr. v. Township of Verona
12. Cooper v. Warren County
13. Randall v. Warren County
14. Kivlon v. Township of Wayne
15. Simone v. Township of Wayne
16. B.D. v. Borough of Woodland Park