

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, July 23, 2020
Meeting via Remote Audio Call-In
10:00 AM – Closed Session
10:45 AM – Open Session
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 23, 2020
Meeting via Remote Audio Call-In
10:00 AM – Closed Session
10:45 AM – Open Session

AGENDA

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

Pledge of Allegiance

Roll Call of Executive Committee and Professionals

1. Closed Session – (Eric Nemeth, Esq., Eric J. Nemeth, PC) – Closed Session Motion in Appendix I

Open Session to be convened at 10:45 via separate call-in

2. Roll Call of Attendees
3. Approval of Executive Board Meeting Minutes – June 25, 2020 – Appendix II
4. Correspondence
5. Finance Report- (Robert Calise)
6. Committee Reports
 - A. Nominating – Tucci
 - B. By-Laws – McNamara-Kreitz
 - C. Legislative – Cavallo
 - D. Coverage – Tucci
 - E. Professional – Tucci
 - F. Finance – Kronyak
 - G. Safety/Loss Control – Cavallo
 - H. New Member & Development – Kronyak
 - I. Risk Management – Viveiros
7. Chairman's Report
8. Risk Manager's Report, (John Serapiglia and Maria Makos, Polaris Galaxy)

9. WC Loss Control Consultant's Report (Tim Weir, PMA)
10. TPA Report (Jennifer Signs, PMA)
11. Bill List (Robert Calise)
12. Old Business – WC Fund/ML Fund
13. New Business – WC Fund/ML Fund
14. Public Comment
15. Adjournment.

APPENDIX I

Closed Session Motion

For the July 23, 2020 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. Schroeter adv. City of Asbury Park (W002143416)-----RSA
2. Salcedo v. City of Union City (W002575733)-----Coverage

Case Update Reports for WC Fund Subrogation/Restitution Claims:

3. Nichols adv. Borough of Woodland Park (W002147420)-----Recovery
4. Breiner adv. City of Asbury Park (W002811084)-----Case Update
5. Zavattaro adv. Borough of Woodland Park (W002809851)-----Case Update
6. Catagnus adv. Union City Parking Authority (W002594820)-----Case Closure

Multi-Line Fund Claim Matters

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

1. Howard v. City of Asbury Park (1694)-----Case Closure
2. Pagano v. City of Bayonne (1676)-----Case Closure
3. Grogan v Borough of Mantoloking (1728)-----Case Closure
4. Tapia v. Borough of Roselle Park (1804) -----Case Closure
5. Alonso v. City of Union City (1167)-----Case Closure
6. Cespedes v. City of Union City (1067)-----Case Closure
7. Claros v. City of Union City (1273)-----Case Closure
8. Estrada v. City of Union City (1079)-----Case Closure
9. Rodriguez v. City of Union City (1734) -----Case Closure
10. Assuntino v. Borough of Woodland Park (1777)-----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Martinez v. City of Asbury Park
2. Ortiz v. City of Asbury Park
3. Slappy v. City of Asbury Park
4. Karkour v. City of Bayonne
5. Teajman v. City of Bayonne

6. WTFK Bayonne v. City of Bayonne
7. Colaneri v. Borough of Hasbrouck Heights
8. Gutierrez v. Borough of Roseland
9. Tadros v. City of Union City
10. Jeffress v. County of Warren
11. Pullman v. Township of Wayne

APPENDIX II

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
June 25, 2020

Call to Order: A meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, June 25, 2020, at 10:05 a.m. via audio conference. Chairman Kronyak read the Open Public Meetings Act Statement and announced that notices were placed in newspaper and posted as required.

Pledge of Allegiance: Kronyak opened the meeting with the Pledge of Allegiance.

Roll Call:

Commissioners Present: Susan Ferraro (City of Bayonne), Matthew Cavallo (Township of Verona), Michael Kronyak (Borough of Hasbrouck Heights), Beverly Konopada (Borough of Mantoloking), Avril Limage (Township of Old Bridge), Lt. Walter Laurencio (City of Union City), Thomas Tucci (Township of Cedar Grove)

Others Present: Ezio Altamura (GJEM-Otterstet Agency), (Lou Beckerman (Acrisure), Chris Brid (PMA-Safety & Loss Control), Michael DelBalso (Township of Wayne), Nancy DiMartino (Eric J. Nemeth, P.C/Recording Secretary); Rija F. Khan (Eric J. Nemeth, P.C.); Maria Makos (Polaris Galaxy, Risk Manager); 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), Justin Wilkinson (PMA-TPA)

1. Closed Session: It was moved by Tucci, seconded by Limage, that pursuant to the form of Closed Session Motion presented in the meeting agenda packet (the “Closed Session Motion”), the Board should move into Closed Session to discuss matters as outlined in the Closed Session Motion.

Roll Call:
Aye Cavallo, Ferraro, Konopada Kronyak, Limage, Laurencio, Tucci
Nay: None
Abstain: None

It was moved by Laurencio seconded by Tucci, that the Minutes of Closed Session from the Fund’s meeting of May 28, 2020 be accepted as presented.

Roll Call:
Aye Cavallo, Kronyak, Limage, Laurencio, Tucci
Nay: None
Abstain: Ferraro, Konopada

It was moved by Konopada, seconded by Ferraro, that the WC Claims recommendations and Fund Counsel’s Report be accepted as presented.

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Limage, Laurencio, Tucci
Nay:	None
Abstain:	*Each Executive Board Member abstains as to claims against its Member entity

Commissioner McNamara joined the call at 10:20.

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

Roll Call:	
Aye:*	Ferraro, Cavallo, Kronyak, Limage, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	*Each Executive Board Member abstains as to claims against its Member entity. Also Commissioner Cavallo abstains as to the Basslan v Wayne matter.

It was moved by Tucci, seconded by Ferraro, that the Board return to Open Session.

Roll Call:	
Aye	Ferraro, Cavallo, Kronyak, Limage, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

At this time the NJIIF concluded its Closed Session portion of the June 25, 2020 Executive Board Meeting.

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
June 25, 2020

Call to Order: The Open Session of the June 25, 2020 Meeting of the New Jersey Intergovernmental Insurance Fund was called to Order on Thursday, May 28, 2020, at 10:54 a.m. via audio conference.

Roll Call:

Commissioners Present: Susan Ferraro (City of Bayonne), Matthew Cavallo (Township of Verona), Michael Kronyak (Borough of Hasbrouck Heights), Beverly Konopada (Borough of Mantoloking), Lt. Walter Laurencio (City of Union City), Heather McNamara (Township of Wayne), Thomas Tucci (Township of Cedar Grove)

Others Present: Ezio Altamura (GJEM-Otterstet Agency), (Lou Beckerman (Acrisure), Chris Brid (PMA-Safety & Loss Control), Michael DelBalso (Township of Wayne), Nancy DiMartino (Eric J. Nemeth, P.C/Recording Secretary); Kristine Gould (Township of Verona), Rija F. Khan (Eric J. Nemeth, P.C.); Maria Makos (Polaris Galaxy, Risk Manager); Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator); Joe Razzano (Fairview Insurance), John Serapiglia (Polaris Galaxy-Risk Manager/Co-Administrator), Jennifer Signs (PMA-TPA), Justin Wilkinson (PMA-TPA), Jack Zisa (Regional Risk Managers)

It was moved by Cavallo seconded by Konopada to approve all actions presented in Closed Session of the June 25, 2020 Executive Board meeting, 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 in Closed Session.

Roll Call:
Aye Cavallo, Ferraro, Konopada, Kronyak, Laurencio, McNamara, Tucci
Nay: None
Abstain: None

2. Approval of the Minutes of the Executive Board Meeting of May 28, 2020

It was moved by Cavallo seconded by Tucci that the Minutes of the May 28, 2020 Meeting of the New Jersey Intergovernmental Insurance Fund be accepted as presented.

Roll Call:
Aye: Cavallo, Kronyak, Laurencio, McNamara, Tucci
Nay: None
Abstain: Ferraro, Konopada

3. Correspondence: None

4. Finance Report: CMFO Calise summarized the monthly Multi Line and Workers Compensation Fund financials for 2020 to-date, including assessments and claims payments, copies of which materials are provided in the meeting packet. Calise also advised that interest on new investment CDs is down to 0.5%.
5. Committee Reports
 - a) Nominating Committee (Tucci) – No Report.
 - b) By-Law Committee (McNamara) – No report
 - c) Legislative Committee (Cavallo) – Commissioner Cavallo reported that he is waiting for a copy of the injunction filed by the State against the Paterson Police Department regarding the release of disciplinary records for police officers going back 20 years; he will forward to GC/Co-Admin Nemeth for distribution to the Membership.
 - d) Coverage Committee (Tucci) – See June 25, 2020 Agenda Item 1, Closed Session. Commissioner Tucci asked GC/Co-Admin Nemeth if we have received any liability claims related to the COVID-19 Pandemic; Nemeth advised that we have received questions but no claims, other than workers compensation.
 - e) Professionals Committee (Tucci) – No report.
 - f) Finance Committee (Kronyak) Chairman Kronyak commented on the revenue struggles faced by Members due to the COVID-19 pandemic.
 - g) Safety/Loss Control Committee. (Cavallo). No report.
 - h) New Member & Development Committee (Kronyak) – J. Serapiglia reported that his office is moving forward with solicitations for new members and are also sending out 2021 renewal applications, which they would like to turn around in a 2-month time period.
 - i) Risk Management Committee (Alves-Viveiros) – GC/Co-Admin Nemeth provided an update on the NJIIF's COVID-19 return to work guidance for its Members.
6. Chairman's Report – Chairman Kronyak announced the NJIIF will explore returning to in-person meetings, possibly in a phased approach., according to the most recent state and CDC guidelines and directives.
7. Risk Manager's Report – (Serapiglia). See (h) New Member & Development Committee report above.
8. Loss Control Consultant Report – Chris Brid/PMA reported that they are continuing Member onsite playground inspections in light of facility reopening under the current state

and CDC guidelines. Brid also reported that they are looking to conduct regular facility surveys with regard to compliance with CDC guidelines. In addition, PMA is focusing on respirator fit testing and assisting the NJIIF Risk Management Committee in preparing its return to work guidance. Finally, Brid reported that the Right-to-Know submissions are due July 15 and encouraged all Members to make sure to add all new COVID-related products are added to those surveys.

9. TPA Report – Jennifer Signs/PMA provided an update on aggregate WC claims received through 6/1/20 and the number of reported COVID cases. She reported that claims generally continue to be timely reported and lost time frequency continues to improve, with 56.82% of claims reported within 3 days. Signs also advised that the Medical Bill Review Program is currently achieving a 70% savings. Signs reported that the number of cases received is trending downwards compared to the same time in 2019, most likely due to the mild winter and that as a result of the pandemic, less people have been in the workplace. According to Signs report, the NJIIF has received a total of 84 COVID-19 related claims, with the majority of them being record-only. Finally, a discussion ensued regarding the possibility changing of the 3 day reporting metric to 3 business days, in order to account for weekends.

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

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

10. Bill List-WC Fund/ML Fund. It was moved by Tucci seconded by McNamara to approve the April Bill List (copies provided in the meeting binders).

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

11. Old Business – None
12. New Business – None
13. Public Comment - Chairman Kronyak requested a motion to open the Public Comment Section of the meeting.

It was moved by Konopada seconded by Laurencio to open the meeting for public comment.

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

No public comment.

It was moved by Ferraro seconded by Laurencio to close the public comment section of the meeting.

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

14. Adjournment - There being no further business to discuss, motion by Tucci seconded by Laurencio to adjourn the June 25, 2020 Executive Board Meeting.

Roll Call:	
Aye	Cavallo, Ferraro, Konopada Kronyak, Laurencio, McNamara, Tucci
Nay:	None
Abstain:	None

The NJIIF's June 25, 2020 Meeting was adjourned at 11:38a.m.