



**NEW JERSEY
INTERGOVERNMENTAL
INSURANCE FUND**

Thursday, September 28, 2023

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

Agenda and Reports

Thursday, September 28, 2023

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

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 – August 10, 2023
 - Motion to approve minutes of Executive Board Meeting – August 10, 2023
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)
 - Introduction of and Motion to approve Resolution NJIIF-P-2023-020: Addition of Semeraro Fahrney LLC as ML Panel Defense Counsel

- Introduction of and Motion to approve Resolution NJIIF-P-2023-021:
Appointment off The Ambrose Group LLC as NJIIF Police Operations Consultant
 - f. Budget/Finance (McNamara)
 - g. Safety/Risk Management (Lazorisak)
 - h. New Member & Development (Kazmark)
7. Risk Manager's Report (John Serapiglia, Polaris Galaxy)
 8. Director of Marketing Report (Al Barlas)
 9. WC Loss Control Consultant's Report (Tim Weir, PMA)
 10. TPA Report (Jennifer Signs, PMA)
 - Motion to approve all Professionals' Reports
 11. Bill List (Robert Calise)
 - Motion to approve Bill List
 12. Old Business
 13. New Business
 14. Public Comment
 15. Presentation: Joe Poretto, Vice President, Sales & Marketing - First Nonprofit. First Nonprofit was created to help nonprofit and governmental entities manage mandatory unemployment expenses.
 - Intro First Nonprofit – Who we are and what we do;
 - Market Conditions in NJ – Challenges facing NJ Governmental Entities;
 - First Nonprofit UI Programs – Brief product descriptions of insurance and included services;
 - Case Studies of Other Gov't Entity Program Successes;
 - Q & A.

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)

16. *Closed Session – (Eric Nemeth, Esq., Eric J. Nemeth, PC) – Closed Session Matters*

- Motion to approve minutes of Closed Session from August 10, 2023 Executive Board Meeting
- Motion to accept Workers Compensation and 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.

17. Adjournment



NEW JERSEY
INTERGOVERNMENTAL
INSURANCE FUND

The Executive Board

MINUTES

Executive Board Meeting of August 10, 2023



THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND MINUTES OF PUBLIC MEETING

August 10, 2023

Call to Order: A meeting of the New Jersey Intergovernmental Insurance Fund was called to order on Thursday, August 10, 2023, at 10:02 a.m. via Zoom video and telephone conference. Chairman Tucci read the Open Public Meetings Act Statement and announced that notices were placed in designated newspapers and posted as required. This meeting is the result of rescheduling and consolidating the NJIIF's July and August 2023 Executive Board meetings, originally scheduled to take place on July 27 and August 24.

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

1. Roll Call:

Executive Board Members

Chairman: Thomas Tucci (Township of Wayne)
Mayor Keith Kazmark (Borough of Woodland Park)
Beverley Konopada (Borough of Mantoloking)
Cpt. Walter Laurencio (City of Union City)
Donna M. Vieiro (City of Asbury Park)

Executive Board Alternates, Commissioners and Commissioner Alternates

Sukaina Barlas (Township of Cedar Grove)
Denise Callery (City of Asbury Park)
Joseph D'Arco (Township of Verona)
Sheri Samsudeen (Township of Old Bridge)
Joe Wassel (Borough of Totowa)

NJIIF Professionals, Risk Managers and Others

Ezio Altamura (GEM – Otterstedt Agency)
David Balken (Balken Risk)
Al Barlas (Director of Marketing/Co-Administrator)
Lou Beckerman (Acrisure)
Nancy DiMartino (Eric J. Nemeth, P.C./Recording Secretary)
Justin Gallo (Polaris Galaxy/Risk Manager)
Bob Gemmell (Brown & Brown)
Rija Khan, Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator)
Michael Kronyak (Financial Consultant)
John Matthews (PMA Safety & Loss Control)

Matthew McArow (GEM – Otterstedt Agency)
 Eric J. Nemeth Esq. (Eric J. Nemeth, P.C.-General Counsel/Co-Administrator)
 Joe Razzano (Fairview Insurance)
 John Serapiglia (Polaris Galaxy/Risk Manager)
 Jennifer Signs (PMA TPA)
 Myra Tufaro (Lincoln Risk Management)
 Tim Weir (PMA Safety & Loss Control)
 Steven G. Wildt (SIP)
 Jack Zisa (Regional Risk Managers)

2. Approval of the Minutes of the Executive Board Meeting of June 22, 2023. It was moved by Konopada, seconded by Laurencio, that the Minutes of the NJIIF’s June 22, 2023 Executive Board Meeting be accepted as presented.

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

3. Correspondence: None.
4. Finance Report: CFO Calise reported that the monthly Fund financials through 8/6/23, including assessments and claims payments, are in the/ meeting packets, including the latest investment report as of 8/6/23.
5. Chairman’s Report: No report.
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 17, Closed Session, below.
 - e. Professionals/Management Oversight Committee (Tucci). No report.
 - f. Budget/Finance Committee (McNamara). GC/Co-Admin Nemeth reported that the 12/31/22 actuarial reports are under review and will be forwarded to LV&H in order to complete the audit reports. After a brief discussion of the results of the draft actuarial reports, Nemeth suggested that the Risk Management Committee meet to review and consider amendments to the NJIIF’s Auto Liability Risk Management Program.
 - g. Safety/Risk Management Committee (Lazorisak). No report.

- h. Member & Development Committee (Kazmark) J. Gallo advised that his office is processing a new member application.
- 7. Risk Manager’s Report (Polaris Galaxy). J. Gallo reported that in concert with PMA, the NJIIF continues to process reimbursements from Hurricane Ida losses. Further, Cbiz property appraisals are underway at Asbury Park, Totowa and Hasbrouck Heights.
- 8. Director of Marketing Report (Barlas). Barlas reported that he will be in contact with all members regarding on-line training available through Safety National, which modules are now available at no additional cost to the NJIIF.
- 9. Loss Control Consultant Report (PMA). Tim Weir provided an update as to PMA’s support for in- person training as well as PEOSHA compliance. PMA’s Safety Seen monthly newsletter has been circulated. Additionally, as part of PMA’s Webinar Program, Tim Weir presented a session on 7/20/23 regarding safety strategies for municipal entities, which was well attended.
- 10. TPA Report (PMA). J. Signs provided an update on aggregate WC claims received through 8/1/23, including the number of COVID cases. She reported that the total claims reported to date in 2023 are substantially lower than for the same period in 2022 and is below the 5-year average. Claims generally continue to be timely reported. Signs explained that the NJIIF has a total of 411 reported COVID cases with 100 related claim petitions filed to date. Signs also reported that no COVID claims have been filed since May 2023.

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

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

- 11. Bill List. It was moved by Kazmark, seconded by Vieiro to approve the August Bill List as presented.

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

- 12. Old Business – None.
- 13. New Business – None
- 14. 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.

15. Closed Session. It was moved by Vieiro, seconded by Kazmark, that the Board move into Closed Session.

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

The Open Session portion of the August 10, 2023 Executive Board Meeting was suspended at 10:25 a.m.



**THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING – Closed Session Summary and
Adjournment**

August 10, 2023

Call to Order: Closed Session of the August 10, 2023 Meeting of the New Jersey Intergovernmental Insurance Fund was called to order at 10:27 a.m. via Zoom conference.

17. Roll Call:

Executive Board Members

Chairman: Thomas Tucci (Township of Wayne)

Mayor Keith Kazmark (Borough of Woodland Park)

Beverley Konopada (Borough of Mantoloking)

Cpt. Walter Laurencio (City of Union City)

Donna M. Vieiro (City of Asbury Park)

Minutes of Closed Session June 22, 2023. It was moved by Vieiro, seconded by Konopada that the Minutes of Closed Session from the NJIIF’s meeting of June 22, 2023 be accepted as presented.

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

It was moved by Kazmark, seconded by Konopada, that the WC and ML Claims recommendations and General Counsel's Report be accepted as presented.**

*(** Commissioner Vieiro was called away from the meeting. Chairman Tucci advised that Alternate Commissioner Denise Callery will be voting for the balance of today’s meeting as replacement for Commissioner Vieiro.)*

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

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

Roll Call:	
Aye	Tucci, Callery, Kazmark, Konopada, Laurencio
Nay:	None
Abstain:	None

It was moved by Kazmark, seconded by Laurencio, to approve all actions presented in Closed Session of the August 10, 2023 Executive Board Meeting, including but not limited to requests for settlement authority, if any, for WC and/or ML matters listed in the Closed Session Motion and the coverage positions recommended in Closed Session.

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

The NJIIF's August 10, 2023 Meeting thereafter concluded without formal adjournment at 11:17 a.m.



NEW JERSEY
INTERGOVERNMENTAL
INSURANCE FUND

The Executive Board

CLOSED SESSION MATTERS



Closed Session Motion

For the September 28, 2023 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. Fisher adv. City of Asbury Park (W003436161)-----RSA
- 2. Giorgio adv. Township of Maplewood (W003333225)-----RSA
- 3. Van Dunk adv. Borough of Ringwood BOE (W001152842) ----RSA
- 4. Fabal adv. City of Union City (W001773129) -----RSA
- 5. Guerra adv. City of Union City (W003379191) -----RSA
- 6. Urrutia adv. City of Union City (W002945512) -----RSA
- 7. Urrutia adv. City of Union City (W003184898) -----RSA
- 8. Hopko adv. Warren County (W003344068)-----RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

- 1. Martinez adv. City of Union City (W002731314)-----Recovery
- 2. Cardona adv. City of Union City (W003841316)-----Pending Matter

Multi-Line Fund Claim Matters

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

- 1. Mignoli v. City of Asbury Park (1831)-----Case Closure
- 2. Olivier v. City of Asbury Park (1450)-----Case Closure
- 3. Malek v. City of Bayonne (1658) -----Case Closure
- 4. Real Republicans v. City of Bayonne (1548)-----Case Closure
- 5. Wallace v. City of Bayonne (1841) -----Case Closure
- 6. Pietz v Borough of Hasbrouck Heights (2370)-----RSA
- 7. PRBRSA v. Borough of Riverdale (1944) -----RSA
- 8. Bonda v. Borough of Roselle Park (1858) -----Case Closure
- 9. Baez v. City of Union City (2097) -----Case Closure
- 10. Peguero v. City of Union City (1709) -----Case Closure
- 11. Schmidt v. Warren County (1875) -----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Carson adv. City of Asbury Park (2452 / L004105781)
2. Doe, Jane adv. City of Asbury Park (2458 / TBA)
3. Edwards v. City of Asbury Park (2446 / L004016732)
4. Betances v. City of Bayonne (2454 / L004095607)
5. Branch v. City of Bayonne (2416 / L004103509)
6. Frederick & Rose v. City of Bayonne (2449 / L003592235)
7. Leonardis v. City of Bayonne
8. Valerio v. City of Bayonne (2448 / L003635392)
9. Brown v. Township of Old Bridge (2451 / L004092391)
10. D'Agostino v. Borough of Totowa (2453 / L004092830)
11. Barry, Garcia v. City of Union City (2455 / L004081459)
12. Parekh v. City of Union City (2447 / L004080061)
13. J&S Group v. Borough of Wanaque (2459 / TBA)