

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



Thursday, April 27, 2023

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

Agenda and Reports

Thursday, April 27, 2023

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 – March 23, 2023
 - Motion to approve minutes of Executive Board Meeting – March 23, 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)
 - Resolution No. NJIIF-P-2023-015 Appointment of Cbiz Valuation Group, LLC to provide property appraisal assessments for 2023

- e. Professionals/Management Oversight (Tucci)
 - Resolution No. NJIIF-P-2023-016 Appointment of O’Toole Scrivo, LLC to the ML Matters Panel Counsel List
 - 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

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)
15. *Closed Session – (Eric Nemeth, Esq., Eric J. Nemeth, PC) – Closed Session Matters*
- Motion to approve minutes of Closed Session from March 23, 2023 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.

16. Adjournment

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



The Executive Board

MINUTES

Executive Board Meeting of March 23, 2023

THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING
March 23, 2023

Call to Order: A meeting of the New Jersey Intergovernmental Insurance Fund was called to order on Thursday, March 23, 2023, at 10:01 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.

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)

Cpt. Walter Laurencio (City of Union City)

Alex Lazorisak (Warren County)

Alex Palumbo (Township of Cedar Grove)

Donna M. Vieiro (City of Asbury Park)

Executive Board Alternates, Commissioners and Commissioner Alternates

Secretary: Heather McNamara (Township of Wayne) (joined call at 10:11 a.m.)

Gregg Schuster (Township of Maplewood)

Sheri Samsudeen (Township of Old Bridge)

Joe Wassel (Borough of Totowa)

NJIIF Professionals, Risk Managers and Others

Ezio Altamura (GJEM-Otterstedt Agency)

Al Barlas (Director of Marketing/Co-Administrator)

Robert Calise (CMFO)

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

Justin Gallo (Polaris Galaxy/Risk Manager)

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

Michael Kronyak (Financial Consultant)

Maria Makos (SIP)

John Matthews (PMA Safety & Loss Control)

Spiro J. Molfetas (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)

Wayne Ring (Brown & Brown)

Jennifer Signs (PMA TPA)

Scott Stohrer (PMA Safety & Loss Control)

Tim Weir (PMA Safety & Loss Control)

2. Approval of the Minutes of the Executive Board Meeting of February 23, 2023. It was moved by Vieiro, seconded by Palumbo, that the Minutes of the NJIIF’s February 23, 2023 Executive Board Meeting be accepted as presented.

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

3. Correspondence: None.
4. Finance Report: CFO Calise reported that the monthly Fund financials through 3/18/23, including assessments and claims payments, are in the/ meeting packets, including the latest investment report as of 3/18/23.
5. Chairman’s Report: Chairman Tucci stated that many municipalities are currently shopping for healthcare plans and requested that GC/Co-Administrator Nemeth conduct a survey of the NJIIF Members regarding same.
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 16, 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 reported that Warren County will be purchasing cyber security software offered by Rubrik Security and suggested that other NJIIF Members may want to consider using this system. Additionally, Lazorisak raised the issue of an increase in social media OPRA requests and how municipalities are handling responses. Commissioner Lazorisak also brought up the State’s “Daniel’s Law” and is seeking input on how other NJIIF members are responding to the administrative mandates of that law.
 - h. Member & Development Committee (Kazmark) Commissioner Kazmark provided the background on Resolution NJIIF-P-2023-014, for the appointment of a website designer and web host that would be retained in order to update the NJIIF’s website. Kazmark and Marketing Director/Co-Administrator Barlas reported that MAD Global Strategy Group’s proposal includes services to redesign the NJIIF logo as well as training for use of the website. It was moved by Kazmark, seconded by Palumbo,

to adopt Resolution NJIIF-P-2023-014 appointing MAD Global Strategy Group as Website and Logo Design Consultant.

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

7. Risk Manager’s Report – (Polaris Galaxy). J. Gallo reported that most of the NJIIF Member assessment April invoices have been sent. Gallo also reported that he has received a final quote from L-Biz Appraisals and the property appraisal process is moving forward.
8. Director of Marketing Report (Barlas). Al Barlas reported that introductory meetings with “Inventive” regarding its RMIS software have taken place, and that he is hoping to conference with Origami Risk, with respect to their claims management software. The goal is to provide member access to numerous NJIIF insurance products and services through the NJIIF website.
9. Loss Control Consultant Report –(PMA) Tim Weir reported that based upon the success of its Risk Control Forum conducted in February for law enforcement, PMA is working on a similar seminar for Member Fire Departments. Weir further advised that his office provided direct risk control services for six members over the past month, including participation in safety meetings, compliance-based training and assistance with PEOSH related issues. Finally, Weir reminded everyone of PMA’s Safety Seen Newsletter that is sent every month as well as the resources available through PMA’s Websource sessions.
10. TPA Report – (PMA) Jennifer Signs provided an update on aggregate WC claims received through 3/1/23, including the number of reported COVID cases. She also 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. She reported that claims generally continue to be timely reported. Signs further reported that the NJIIF has a total of 407 reported COVID cases with 96 related claim petitions filed to date.

It was moved by Lazorisak seconded by Kazmark to approve all Professionals’ Reports.

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

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

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

12. Old Business – None.

13. New Business – GC/Co-Admin Nemeth reported that the NJIIF would again offer CDL Supervisory training in the Spring; details to follow.

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 Palumbo, that the Board move into Closed Session.

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

The Open Session portion of the March 23 ,2023 Executive Board Meeting was suspended at 10:26 a.m.

**THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND
MINUTES OF PUBLIC MEETING—Closed Session Summary and Adjournment
March 23, 2023**

Call to Order: Closed Session of the March 23, 2023 Meeting of the New Jersey Intergovernmental Insurance Fund was called to order at 10:28 a.m. via Zoom conference.

16. Roll Call:

Executive Board Members

Chairman: Thomas Tucci (Township of Cedar Grove)

Mayor Keith Kazmark (Borough of Woodland Park)

Cpt. Walter Laurencio (City of Union City)

Alex Lazorisak (Warren County)

Alex Palumbo (Township of Cedar Grove)

Donna M. Vieiro (City of Asbury Park)

Minutes of Closed Session February 23, 2023. It was moved by Vieiro, seconded by Kazmark that the Minutes of Closed Session from the NJIIF's meeting of February 23, 2023 be accepted as presented.

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

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

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

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

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

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

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

It was moved by Kazmark, seconded by Laurencio, to approve all actions presented in Closed Session of the March 23, 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, Kazmark, Laurencio, Lazorisak, Palumbo, Vieiro
Nay:	None
Abstain:	Each Executive Board Member abstains as to claims against its Member entity.

17. Adjournment – There being no further business to discuss, it was moved by Vieiro, seconded by Palumbo, to adjourn the March 23, 2023 Executive Board Meeting.

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

The NJIIF's March 23, 2023 Meeting was adjourned at 11:19 a.m.

NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND



The Executive Board

CLOSED SESSION MATTERS

Closed Session Motion

For the April 27, 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. Champouillon adv. City of Asbury Park (W003239809) -----RSA
2. McAllister adv. City of Union City (W001230904) -----RSA
3. Narcisi adv. City of Bayonne (W002320635) -----RSA
4. Giorgio adv. Township of Maplewood (W002876775)-----RSA
5. Moore adv. City of Union City (W003140329, W003304377 ----RSA and W003339568)
6. Martinez adv. City of Union City (W002731314) -----RSA
7. Thomas adv. City of Union City (W002811091) -----RSA
8. Boger adv. Warren County (W003127153)-----RSA
9. Porporino adv. Township of Wayne (W003420603) -----RSA

Case Update Reports for WC Fund Subrogation/Restitution Claims:

1. Urrutia adv. City of Union City (W002945512) -----Recovery
2. Fichtl adv. Township of Old Bridge (W003411643) -----Case Closure
3. Lopez adv. City of Union City (W003581546)-----Case Closure

Multi-Line Fund Claim Matters

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

1. Miller v. City of Bayonne (2113)-----RSA
2. Wilinski v. City of Bayonne (2166) -----Case Closure
3. Cadillo v. Cedar Grove (1983) -----Case Closure
4. Ewell v. Township of Maplewood (2092) -----Case Closure
5. Stapleton v. North Haledon (1910) -----Case Closure
6. Argueta v. Union City (1957)-----Case Closure
7. 208 18th Street LLC v. City of Union City Plng Bd. (2228)-----Case Closure
8. Price v.111 35th St LLC and Union City ZBA (1895)-----Case Closure
9. Payseur and Lares v. Township of Wayne (1546) -----Case Closure

Coverage Recommendations for New Claims/Litigation:

1. Ferrari v. City of Asbury Park (2401/L003584017)
2. Vargas v. City of Asbury Park (2395/L003977577)
3. Herrera v. City of Bayonne (2392/L003977066)
4. The L Group LLC v. City of Bayonne (2396/L003983775)
5. McClanahan v. City of Bayonne (2391/L003639149)
6. Platania v. City of Bayonne (2394/L003555526)

7. Ricciardi adv. Township of Maplewood (2397/ L003980797)
8. Cancel v. City of Union City (2399/L003993426)
9. Martinez-Cano v. City of Union City (2398/L003987956)
10. Salierno v. City of Union City (2393/L003978341)
11. Socomo v. City of Union City (2265/L003977159)
12. Avalon Bay v. Township of Wayne (2389/L003976132)