

**ONTARIO COUNTY
INSURANCE COMMITTEE MINUTES
June 5, 2012**

MEMBERS

JEFFERY GALLAHAN
JOHN COWLEY
ROBERT LARocca
FREDRICK LIGHTFOOTE
DONALD NINEStINE
RICHARD RUSSELL

PRESENT: Jeffrey Gallahan, John Cowley, Robert LaRocca, Frederick Lightfoote, Donald Ninestine, Richard Russell, Darlys McDonough, Michael Reinhardt, John Parrott, Mary Krause, Julie Hoffman, Sherman Manchester and Karen Valesko

DISTRIBUTION: Committee Members, Board Chairman Ted Fafinski, John Parrott, John Park, Michael Reinhardt, Julie Hoffman, John Garvey, Sheriff Philip Povero, Karen DeMay, Sherman Manchester, Don Havens and Stephen Healy.

CALL TO ORDER

Chairman Gallahan called the meeting to order at 10:00 A.M.

Supervisor LaRocca made a motion to approve the minutes of the May 1, 2012 meeting. Supervisor Lightfoote seconded the motion. All ayes; motion carried.

Supervisor LaRocca made a motion to approve the minutes of the special May 31, 2012 meeting. Supervisor Russell seconded the motion. All ayes; motion carried.

SAFETY REPORT

Mr. Manchester gave an update on the status of the numerous FLCC employees affected by the dust and debris of construction at the college. He reviewed the new recordable incidents within the municipalities and the county.

Mr. Manchester announced that the Hazard Abatement Board (HAB) approved an \$8,535 grant to Ontario County. He will be presenting a resolution at the upcoming Personnel Committee meeting to approve receipt of the funds. He expects to receive the funds in August and put together a training schedule thereafter.

Supervisor Ninestine made a motion to approve acceptance of the HAB grant, seconded by Supervisor LaRocca. All ayes; motion carried.

WORKERS' COMPENSATION

Ms. Hoffman reported positive balances in the medical and compensation budget lines.

Ms. Hoffman briefed the committee on a new fee imposed by the Patient Protection and Affordable Care Act that will take effect for the year 2013. It will increase the cost of both health insurance plans and health reimbursement account plans for County employees.

Ms. Hoffman discussed a need to favorably resolve 207c claims at the County Sheriff's Office. First Niagara Risk Management does not have the expertise to best deal with 207c claims. They advised that it would be in the County's best interest to obtain legal opinions from an attorney who specializes in 207c for some of the claims. Steve Pearl, who consults with municipalities on 207c claims, also advised that Ontario County should seek the legal opinion from an attorney who specializes in 207c for some of the claims.

Ms. Hoffman asked the Insurance Committee to authorize John Park to develop a retainer agreement with Attorney Mary Lou Conrow to review some of the more difficult 207c claims at a cost of \$225 per hour. If approved, a resolution would be brought to the Full Board for the service, which would be on an as-needed basis. Funding would come from the Workers' Compensation Budget.

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Supervisor Russell made a motion to authorize John Park to develop a retainer agreement with Ms. Conrow. Supervisor LaRocca seconded the motion. All ayes; motion approved.

Ms. Hoffman also requested authorization to conduct a request for proposals for 207c case management services, also on an as-needed basis. The results of the RFP would be brought to the Committee with a recommendation. All committee members were in agreement that she should proceed.

PERMA

Ms. Kraus requested approval of the Insurance Committee to move forward with an analysis of the services the Public Employee Risk Management Association, Inc. (PERMA) could offer Ontario County to compare to those offered by First Niagara Risk Management, Inc (FNRM). Mr. Parrott said they are a long-standing operation and would be worth taking a look at when the contract with FNRM expires. The Committee agreed and recommended that they be included in the Requests for Proposals in 2013.

LIABILITY SELF-INSURANCE

Mr. Reinhardt asked for approval of the 2013-2014 Risk Retention Fund Budget. He reviewed a few minor changes.

Supervisor Ninestine made a motion to approve the 2013-14 Risk Retention Fund Budget. Supervisor LaRocca seconded the motion. All ayes; motion carried.

Mr. Reinhardt made a request to enter into executive session to discuss pending litigation.

At 10:33 A.M. a motion was made by Supervisor Ninestine, seconded by Supervisor Russell, that the Insurance Committee adjourn and reconvene in executive session for the purpose of discussing information regarding proposed, pending or current litigation. All ayes; motion carried.

Supervisor Ninestine made a motion to leave executive session and reconvene in regular session at 11:02 A.M. Supervisor Cowley seconded the motion. All ayes; motion carried.

OTHER BUSINESS

With no further business to come before the committee,

Supervisor LaRocca made a motion to adjourn, seconded by Supervisor Lightfoote. All ayes; motion carried.

The meeting adjourned at 11:03 A.M.

Respectfully submitted,

Karen Valasco