

**MINUTES
INSURANCE COMMITTEE
FEBRUARY 2, 2016**

MEMBERS

JEFFERY GALLAHAN
FREDRICK LIGHTFOOTE
MARK VENUTI
TODD CAMPBELL
TAMARA HICKS
NATHAN VANBORTEL

PRESENT: Jeffery Gallahan, Frederick Lightfoote, Mark Venuti, Todd Campbell, Tamara Hicks, Nathan VanBortel, Julie Hoffman, Sherman Manchester, John Parrott, Mike Reinhardt, Gary Curtiss, Kristen Thorsness, Michael Wojcik and Suzanne Cirencione.

DISTRIBUTION: Committee Members, Board Chairman Jack Marren, John Parrott, Gary Curtiss, Michael Reinhardt, Julie Hoffman, Mary Krause, Sheriff Philip Povero, Karen DeMay, and Sherman Manchester.

CALL TO ORDER

Chairman Gallahan called the meeting to order at 10:00 a.m.

Chairman Gallahan welcomed the new supervisors: Tamara Hicks from the Town of Naples and Nathan VanBortel from the Town of Richmond.

Michael Reinhardt provided an Insurance Committee overview.

MINUTES

Supervisor Lightfoote made a motion to approve the minutes of the December 1, 2015 meeting. The motion was seconded by Supervisor Campbell. All ayes; motion carried.

2016 INSURANCE COMMITTEE MEETING SCHEDULE

Chairman Gallahan addressed the 2016 Insurance Committee Meeting Schedule. The Committee agreed no changes were necessary.

Supervisor Campbell made a motion to adopt the 2016 Insurance Committee Meeting Schedule. Supervisor Venuti seconded the motion. All ayes; motion carried.

INSURANCE WAIVER FOR LAW ENFORCEMENT TRAINING

Ms. Cirencione requested a waiver of liability insurance for a law enforcement presentation on conducting complete traffic stops. This presentation was given in 2015 and was well received.

Supervisor Lightfoote made a motion to approve a waiver of liability insurance for the law enforcement instruction presentation. Supervisor Venuti seconded the motion. All ayes; motion carried.

CONTRACT WITH FINGER LAKES TECHNOLOGY GROUP FOR FIBER TO GENEVA

Mr. Reinhardt addressed the Committee regarding the on-going discussions about the limitations of liability language in the contract with Finger Lakes Technology Group for fiber to Geneva. Mr. Reinhardt and Mr. Parrott discussed with the Committee the County's liability in the matter.

Supervisor Lightfoote made a motion to accept the language in the contract with Finger Lakes Technology Group in regard to the limitations of liability. Supervisor Venuti seconded the motion. All ayes; motion carried.

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NYS WORKERS COMPENSATION BOARD PAYOR COMPLIANCE AND PENALTY NOTICES

Ms. Hoffman addressed the Committee because, as of January 1, 2016, the NYS Workers Compensation Board (WCB) will begin issuing penalties against insurance carriers, self-insured employers and municipalities for the untimely filing of First Report of Injury (FROI) forms. The WCB required the County Administrator to sign a Payor Compliance Agreement which states that we will monitor our TPA's electronic claims filing. Ms. Hoffman advised that a concern is that plan participants do not understand the importance of submitting the claims to the County in a timely fashion. Ms. Hoffman will follow up with participants to make sure they know how important it is to let the County know when an injury occurs, even when there is no immediate lost time.

WORKERS' COMPENSATION

Ms. Hoffman reviewed the workers compensation reports for December 2015 and January 2016.

Ms. Hoffman discussed a highway employee who was injured on the job and had to be taken to Strong Memorial Hospital on Mercy Flight. The bill from Mercy Flight totaled \$30,000. The Workers Compensation Board does not have a schedule which includes reductions for air ambulance. The Insurance Committee requested that the County Attorney contact Mercy Flight to see if a reduction or future considerations can occur because we are a self-insured County for workers compensation and the County supports Mercy Flight.

EMPLOYEE SAFETY - MONTHLY REPORT

Mr. Manchester reviewed the recordable injuries on the monthly Safety Report for December 2015 and January 2016 with the Committee.

HAZARD ABATEMENT BOARD GRANT 2016-17

Mr. Manchester updated the Committee on the Hazard Abatement Board Grant for 2016-2017. The application will be submitted this Friday with a request for \$13,420 in grant funds.

ACTIVE SHOOTER TRAINING

Mr. Manchester updated the Committee regarding the discussion on active shooter training from the last Insurance Committee meeting. The Emergency Management Office has a First Responder Scene Safety training available which covers active shooter situations.

LIABILITY SELF-INSURANCE

At 11:00 a.m., Supervisor Campbell made a motion that the Insurance Committee enter executive session for the purpose of discussing information regarding proposed, pending or current litigation. The motion was seconded by Supervisor Venuti. All ayes; motion carried.

At 11:25 a.m., Supervisor Campbell made a motion that the Insurance Committee exit executive session. The motion was seconded by Supervisor VanBortel. All ayes; motion carried.

Mr. Curtiss discussed a Board of Supervisors resolution which was passed in December 2015 authorizing Mary Krause to sign a Universal Settlement. This settlement is regarding numerous Medicaid appeals filed across the state in response to rates of reimbursement and health facilities. The County could potentially be awarded \$250,000 from the settlement. Personal liability by the signor, Mary Krause, is required to be eligible to receive the funds. Mr. Curtiss is requesting affirmation from the Committee that should Ms. Krause become liable for any reason that she will be defended and indemnified. The Committee agreed to defend and indemnify Ms. Krause if the need arises.

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OTHER BUSINESS

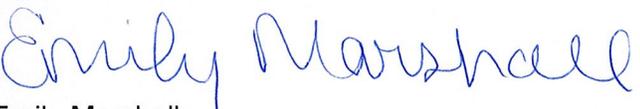
Chairman Gallahan reported the monthly deer/motor vehicle accidents for last month are at 52%.

ADJOURNMENT

With no further business to come before the Committee,

At 11:35 a.m., Supervisor Campbell made a motion to adjourn the meeting. The motion was seconded by Supervisor Venuti. All ayes; motion carried.

Respectfully submitted,



Emily Marshall
Secretary I