

**THE COMMISSIONERS OF FIRE DISTRICT NO.4**  
**In the Township of Old Bridge, County of Middlesex**  
**Resolution # 18- 14**

**Authorizing the Adoption of Chapter 48 (N.J.S.A. 52:14-17.38)**  
**To Enable the Fire District to Provide Payment for SHBP Benefits**  
**For Retired Firefighter Frank Giacolone**

WHEREAS, in June 2017, Firefighter Frank Giacolone ("FF Giacolone") filed an accidental disability retirement application with the PFRS Pension Board ("PFRS") effective July 1, 2017; and

WHEREAS, at the PFRS meeting of October 17, 2017, PFRS awarded FF Giacolone Ordinary Disability Retirement benefits retroactive to July 1, 2017, which FF Giacolone accepted and did not appeal; and

WHEREAS, from July 1, 2017, forward the New Division of Pensions and the Fire District in good faith provided payment for SHBP medical insurance coverage for FF Giacolone; and

WHEREAS, in addition to providing payment for FF Giacolone's SHBP medical insurance coverage, the Fire District provided payment for dental and vision insurance coverage for FF Giacolone via Old Bridge Township; and

WHEREAS, the collective bargaining agreement ("CBA") between the union and the Fire District on page 11, Article V.3( e) provides in pertinent part:

Effective upon execution of this Agreement in 2013, employees shall receive health benefits upon 20 years of service to Old Bridge Township Fire District #4. Upon regular retirement or a job related disability retirement approved by PFRS. The maximum payment by the employer for such health benefits shall not exceed \$20,000 annually per eligible employee for coverage selected by the employee, that is offered to Old Bridge employees and on the State plan; and

WHEREAS, the Fire District shall provide annual medical insurance coverage payments up to an annual maximum of \$20,000, until FF Giacolone becomes Medicare eligible; and

WHEREAS, after discussions between Fire District counsel and SHBP representatives, the SHBP representatives recommended that Chapter 48 of N.J.S.A. 52:14-17.38, should be applicable; and

WHEREAS, any medical insurance coverage payments in excess of \$20,000 annually will be deducted by the Division against FF Giacolone's monthly direct deposit pension payment; and

WHEREAS, FF Giacolone is the only Fire District retiree affected, as there were no prior retirees and the Fire District no longer has employees.

NOW, THEREFORE, Be It RESOLVED by the Commissioners of Fire District No. 4 in the Township of Old Bridge, County of Middlesex, as follows:

1. The Fire District hereby elects to adopt the provisions of Chapter 48 , N.J.S.A. 52:14-17.38, and corresponding regulations promulgated by the New Jersey State Health Benefits Commission ("SHBP");
2. This resolution affects retired Firefighter Frank Giacalone ("FF Giacalone"), as provided in the attached Chapter 48 Resolution Addendum effective July 1, 2017;
3. There were no previous Fire District retirees and there are no current Fire District employees;
4. This resolution will remain in effect until amended or revoked with the SHBP or FF Giacalone becomes Medicare eligible;
5. The Fire District will provide the Division of Pensions and Benefits ("the Division") with complete copies of the pertinent contract(s) which provides post-retirement medical coverage for FF Giacalone to implement the terms of this resolution;
6. Effective January 1, 2018, the cost of medical insurance coverage for FF Giacalone will be \$1908.60 for the SHBP and \$261.72 for dental and vision insurance coverage to the Township of Old Bridge for a monthly total of \$2,170.32 and an annual (x 12 months) total of \$26,043.84;
7. The Fire District will be responsible for \$20,000.00 annually and FF Giacalone will be responsible for the balance of \$6,043.84 annually for 2018 of medical insurance coverage. The Division will implement a monthly deduction of approximately \$503.66 for 2018 from FF Giacalone's monthly direct deposit pension payment. Succeeding years may require an increased monthly deduction by the Division against FF Giacalone's monthly direct deposit pension payment, as respective insurance coverage rates increase;
8. A copy of this resolution will be forwarded to the Division, the Township of Old Bridge and to FF Giacalone.

**Certification**

I, David Kerchner, Secretary of the Commissioners of Fire District No. 4 in the Township of Old Bridge, County of Middlesex, hereby certify that the foregoing resolution was duly adopted by the Commissioners at a meeting held on March 12, 2018

  
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David Kerchner, Secretary

The foregoing resolution was introduced by Commissioner Donahue and it was seconded by Commissioner Peel.

**RECORD OF VOTE**

<b>Members</b>	<b>DONAHUE</b>	<b>GUARNERA</b>	<b>KERCHNER</b>	<b>PEEL</b>	<b>VAGTS</b>
<b>Yes</b>			<b>X</b>	<b>X</b>	<b>X</b>
<b>No</b>					
<b>Not Voting</b>	<b>X</b>	<b>X</b>			
<b>Absent</b>					