

Dawn M. Droblich
Executive Secretary

Board of Managers

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LP**
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Meijer
Theresa Hileman

Spectrum Health
Lorraine Climer

University of Michigan
Kathleen M. Rychlinski

Wayne County Airport Authority
Heather Day

Wayne State University
Pamela Galloway

MINUTES OF BOARD OF MANAGERS' MEETING
February 14, 2020
TELECONFERENCE

Reminder: Minutes are now only available via e-mail on the website. If you wish to receive the Minutes via e-mail, please provide your name, company name, and e-mail address to Keeli Baker via e-mail.

Present:

BRUNO-HERLINE, L., AT&T Michigan
CLIMER, L., Spectrum Health
COULSON, C., City of Grand Rapids
DAY, H. Wayne County Airport Authority
DICICCO, S., Kelly Services
EDDY, C., Consumers Energy
GALLOWAY, P., Wayne State University
HILEMAN, T., Meijer
HOOPER, J., DTE Energy
MASON, K., Ford Motor Company
NIEHAUS, M., Ilitch Holdings, Inc.
RYCHLINSKI, K., University of Michigan
SITES, E., Trinity Health

Chairperson's Council:

BLOCK, W., Michigan Chamber of Commerce
SUSSER, D., MacArthur, MacArthur & Associates, PC

Not Present:

BURGHARDT, P., Marathon Petroleum Company
BUSH, S., Consumers Energy
McKINLEY, D., Michigan Manufacturers' Association
PENZ, M., HSA WCF (representing the Group Funds)
WHITE, D., FCA US LLC

The Chairperson, Ms. DiCicco, called the meeting to order at 11:32 a.m. to address the following Agenda:

Presiding: Sandra DiCicco, Chairperson

1. Minutes of Board of Managers' prior Board Meeting
2. Old Business
 - a. Retreat Agenda
 - b. Board Meetings/date/location
- New Business
- c. Vendor Committee
3. Treasurer's Report
 - a. Financial Reports November 2019
 - b. Financial Reports December 2019
4. Legislative Committee Report
5. 2020 Spring Conference
 - a. June 10-11, 2020, Grand Rapids, MI
 - b. Theme/Speakers
6. Technology Committee Report
 - a. Website updates
 - b. Board Member photos
7. Membership Committee Report
8.
 - a. Dues structure
 - b. Follow up re: Non-renewing members
9. Nominating Committee Report
 - a. Vacancies on the Board
10. *Amicus Curiae* Committee Report
 - a. *Joseph S. Bell v City of Saginaw*
13. Health Care Committee Report
14. Funds Trustee Report
15. Audit Committee Report

The **Minutes** were approved upon motion by Ms. Bruno-Herline and seconded by Mr. Coulson.

Under **Old Business**, it was decided that the 2019 retreat Agenda would be re-visited at the March 2020 Meeting. Accordingly, the Conference Committee will meet at 9:00 am and the general Board Meeting will start at 10:00 am on March 20, 2020 at the Trinity Health location in Livonia, Michigan.

Under **New Business**, it was decided that the 2020 Committee Assignments would also be discussed at the March 2020 Meeting, as the Board is considering the reorganization with respect to same. There was a brief discussion that the Membership and Technology Committees may be merged given their overlap in responsibilities. Ms. Climer inquired as to specific roles and responsibilities given within the Committees, and it was determined that presently, the major assignments are given to the Chairperson of each Committee. However, this will be explored in further detail at next month's meeting.

In other **New Business**, the Executive Secretary discussed the Agenda for the March Board Meeting which will focus on reviewing the objectives ascertained from the September 2019 retreat. The Executive Secretary

will include as handouts for that meeting the Agenda for the September retreat. The Secretary's notes with respect to same, as well as the Chairperson's notes, the current Committee's lists, the Treasurer's financial review, as well as the MSIA Constitution.

The **Treasurer's Report** was submitted by Mr. Niehaus. He stated that financially, January had been a quiet month. He noted that some dues renewals came in, mostly from attorneys and exhibitors. He stated that routine expenses had been paid, noting that the pattern of more cash going out than coming in was problematic and need to be further analyzed.

The **Legislative Committee Report** was submitted by Ms. Block. She discussed the Agency changes noting that there would be a new Director of the Agency. The Deputy Director position will be filled by Mr. Mark Long.

In other **Legislative Committee** news, Ms. Block discussed House Bills 5150 and 5151. These Bills were introduced in response to a disability group's request. There have been hearings on the Bill. While all agreed this might be a good grant program, the funding mechanism is the concern. It had previously been proposed to be funded by the Workers' Compensation Self-Insured Security Fund (SISF). The concern was how this might affect employer assessments, as using the SISF this would cause employer assessments to increase based upon the formula. Therefore, the questions raised were (a) is there a demand for this program; and (b) is it worth the cost to the State and the employer community.

Accordingly, a separate proposal has been submitted through Michigan Rehabilitation Services to have them provide the grants for the short and long term funding mechanism which would not include the SISF. Ms. Block will continue to keep the Board advised as to all developments.

The **Spring 2020 Conference Committee Report** was submitted by Ms. Mason. She stated that the Conference will be held June 10-11, 2020 at the DeVos Place in Grand Rapids, Michigan. On the first day of the Conference, the Executive Secretary will do a presentation and the Agency personnel will also be speaking. On June 11, 2020, there will be a keynote speaker, Dr. Ken Wolf, who will discuss potential workplace violence issues and associated risks, as well as active shooter survival.

Regarding the social activity at the **Spring Conference**, Ms. DiCicco stated that a meeting was scheduled on February 26, 2020 with the vendor sub-committee to discuss where the reception might be held. Further information will be disseminated at the March 20, 2020 meeting.

Furthermore, the **Conference Committee** recommended to the Board an increase in exhibitor as well as registration fees for the Conference. The last increase had been approximately seven years ago.

Accordingly, upon recommendation of the **Conference Committee**, the Board approved the following increases:

- \$1,100.00 for a gold sponsor
- \$600.00 for a member to exhibit with two people, plus \$100.00 for each additional person
- \$900.00 for non-members to exhibit for two people, with \$100.00 per each additional person

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- \$250.00 per member of MSIA
- \$300.00 per non-member of MSIA

It was noted that registration for the Conference will open shortly.

The **Fall 2020 Committee Report** was submitted by Ms. Mason. She indicated that the Conference will be held on October 13-14, 2020 at the Laurel Manor in Livonia, Michigan. The **Conference Committee** was sent the Fall Conference contract for review. Different recommendations for speakers will be circulated. Any interested member with a speaker idea is to contact the Executive Secretary who will forward the recommendation to the Committee.

The **Technology Committee** report was submitted by Mr. Hooper. He stated there has not been a recent Technology meeting. However, one has been set up with Akea Web Solutions for March 18, 2020. The Committee will meet with Akea and report back at the March 20, 2020 Board meeting.

The **Membership Committee Report** was submitted by Ms. DiCicco. She stated there were no new members that had applied for membership in February. She stated that renewal memberships were received by several associate members.

The **Nominating Committee Report** was submitted by Ms. Rychlinski. She indicated there continues to remain two vacancies on the Board. At this time, there has not been any interest from any self-insured employer with respect to same. Any employer interested in a seat on the Board is encouraged to contact the Executive Secretary.

The **Amicus Curiae Report** was submitted by Ms. Droblich. She indicated there was no new requests for any *amicus* briefs. She did note that MSIA was awaiting decisions in two cases: *Kuhlgert v Michigan State University*, concerns the decision by the Court of Appeals that an injury on the employer premises was not in the course of employment. Next, in *Bell v Saginaw*, there was an *amicus* submitted on the issue of the propriety of the remand by the Supreme Court in the claim based on an injury sustained before December 19, 2011.

The **Health Care Committee Report** was submitted by Ms. Mason. She indicated the February 12, 2020 meeting had been rescheduled to March 18, 2020 at 1:00 pm. Ms. Mason will continue to keep the Board closely advised.

The **Funds Trustees Report** was submitted by Mr. Hooper. He indicated that the Trustees had met and there were several discussions regarding the resolution of the Delphi cases. It was noted that the State had to use Special Assistant Generals for the Self-Insured Security Fund (SISF) litigation. However, these will not be utilized after the last cases have been resolved, with the expectation being the end of 2020.

Additionally, Mr. Hooper advised that the Self-Insured Security Fund was in the process of being audited, as is the normal course of business. There were no concerns at this time being raised by the audit.

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Upon motion by Mr. Coulson and seconded by Mr. Niehaus the meeting was adjourned at 4:06 pm.

Respectfully submitted,

Dawn M. Droblich
Executive Secretary