

NASSAU COMMUNITY COLLEGE
Garden City, New York

BOARD OF TRUSTEES' CALENDAR

Meeting of June 17, 2014

For the five hundred seventy-second meeting of the Board of Trustees on Tuesday, June 17, 2014, the following items, reports, and communications are submitted for consideration and action. The Board of Trustees will open its meeting between 6:15 p.m. and 6:30 p.m. on the 11th floor of the Administration Tower. It is anticipated that the Board will go into Executive Session pursuant to Section 105 of the Open Meetings Law of the State of New York for the following purposes: 1) to discuss matters relating to collective bargaining involving the NCCFT and the AFA; and 2) to discuss matters involving litigation relating to the labor dispute with the AFA. The Board will reopen its public session at approximately 7:30 p.m. on the 11th floor of the Administration Tower.

Salute to the Flag.

Approval of Minutes

Approval of the June 2, 2014 Minutes are presented for approval.

For: _____ Against: _____ Abstain: _____

REPORTS OF THE STANDING COMMITTEES

Finance and Capital Committee

1. Expenditures

- a) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH WEB CONSTRUCTION CORP. IN THE AMOUNT OF \$1,000,000.00 TO PROVIDE LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, OR RENOVATE BUILDINGS AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- b) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH SARACINO CONSTRUCTION CORP. IN THE AMOUNT OF \$1,000,000.00 TO PROVIDE ALL NECESSARY LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, MODIFY, DEMOLISH, REHABILITATE OR RENOVATE BUILDINGS AS SHOWN IN DRAWINGS OR AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- c) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH E&A RESTORATION IN THE AMOUNT OF \$1,000,000.00 TO PROVIDE ALL NECESSARY LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, MODIFY, DEMOLISH, REHABILITATE OR RENOVATE BUILDINGS AS SHOWN IN DRAWINGS OR AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- d) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH LEB ELECTRIC, LTD. IN THE AMOUNT OF \$500,000.00 TO PROVIDE ALL NECESSARY LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, MODIFY, DEMOLISH, REHABILITATE OR RENOVATE BUILDINGS AS SHOWN IN DRAWINGS OR AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- e) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH STANDARD ELECTRIC CORP. IN THE AMOUNT OF \$500,000.00 TO PROVIDE ALL NECESSARY LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, MODIFY, DEMOLISH, REHABILITATE OR RENOVATE BUILDINGS AS SHOWN IN DRAWINGS OR AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- f) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH ROLAND'S ELECTRIC, INC. IN THE AMOUNT OF \$500,000.00 TO PROVIDE ALL NECESSARY LABOR, MATERIALS AND EQUIPMENT TO CONSTRUCT, MODIFY, DEMOLISH, REHABILITATE OR RENOVATE BUILDINGS AS SHOWN IN DRAWINGS OR AS DIRECTED BY THE COLLEGE. (FUNDING SOURCE: OPERATING & CAPITAL BUDGET)

For: _____ Against: _____ Abstain: _____

- g) **RESOLVED**, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH ACADEMIC SEARCH IN THE AMOUNT OF \$60,000.00 TO ASSIST THE SEARCH COMMITTEE IN THE SELECTION OF A PRESIDENT. GENERALLY, THE SERVICES TO BE PROVIDED BY THIS FIRM INCLUDE: ASSIST IN THE PREPARATION OF THE POSITION DESCRIPTION, PREPARE AND PLACE ADVERTISEMENTS IN APPROPRIATE PUBLICATIONS, REVIEW RESUMES, PRE-QUALIFY CANDIDATES, SET UP INTERVIEWS AND CONDUCT BACKGROUND CHECKS AS APPROPRIATE. (FUNDING SOURCE: OPERATING BUDGET)

For: _____ Against: _____ Abstain: _____

h) **RESOLVED**, THAT REQUISITION #64644 IN THE AMOUNT OF \$750,000.00 AS REQUESTED BY VP FACILITIES MANAGEMENT/DESIGN & CONSTRUCTION DEPT. FOR PROFESSIONAL CONSTRUCTION MANAGEMENT SERVICES FOR THE SUPERVISION OF THE CONSTRUCTION OF THE STUDENT SERVICES CENTER. (FUNDING SOURCE: CAPITAL FUNDING)

For: _____ Against: _____ Abstain: _____

i) **RESOLVED**, THAT REQUISITION #64646 IN THE AMOUNT OF \$252,798.19 AS REQUESTED BY VP FACILITIES MANAGEMENT/DESIGN & CONSTRUCTION DEPT. FOR RESTORATION OF THE PORTICOS AT BUILDINGS M AND V. (FUNDING SOURCE: CAPITAL FUNDING)

For: _____ Against: _____ Abstain: _____

j) **RESOLVED**, THAT REQUISITION #64647 IN THE AMOUNT OF \$742,407.00 AS REQUESTED BY VP FACILITIES MANAGEMENT/DESIGN & CONSTRUCTION DEPT. FOR THE WINDOW REPLACEMENT PROJECT AT BUILDING M. (FUNDING SOURCE: CAPITAL AND GRANT FUNDING - \$310,000 FROM LIPA GRANT FUND AND \$432,407 CAPITAL FUNDING)

For: _____ Against: _____ Abstain: _____

k) **RESOLVED**, THAT REQUISITION #64650 IN THE AMOUNT OF \$350,000 AS REQUESTED BY VP FACILITIES MANAGEMENT/DESIGN & CONSTRUCTION DEPT. FOR GENERAL CONSTRUCTION, PLUMBING, & ELECTRIC FOR THE INTERIOR RENOVATION OF BUILDING Z. (FUNDING SOURCE: CAPITAL FUNDING)

For: _____ Against: _____ Abstain: _____

2. **Alternate Check Signer**

WHEREAS, COLLEGE TREASURER, LISA HAHN CURRENTLY SERVES AS AN AUTHORIZED SIGNATORY ON THE BANK ACCOUNTS CONTROLLED BY THE COLLEGE WHICH ARE PRIMARILY USED FOR THE PROCESSING OF STUDENT REFUNDS, AND

WHEREAS, COLLEGE VICE PRESIDENT OF FINANCE, JAMES T. BEHRENS, JR., WILL BE RETIRING AND CURRENTLY SERVES AS A SECOND SIGNATORY ON ANY ITEM OVER \$30,000.00 (WHICH REQUIRES TWO SIGNATURES) AND ALSO AS AN ALTERNATE SIGNER IN THE TREASURER’S ABSENCE, AND

WHEREAS, AN INTERIM VICE PRESIDENT OF FINANCE IS IN PLACE AND TRANSITIONING INTO THE JOB AND RESPONSIBILITIES WITH THE CURRENT VICE PRESIDENT OF FINANCE, AND

WHEREAS, AN ADDITIONAL ALTERNATE SIGNATORY IS REQUIRED BY THE COLLEGE TO ACCOMMODATE THE TRANSITION TO A NEW VICE PRESIDENT OF FINANCE, AND

WHEREAS, NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVED THE "NASSAU COMMUNITY COLLEGE INVESTMENT POLICY," DATED OCTOBER 12, 2012, WHICH STATES IN SECTION III THAT AUTHORIZED SIGNATORIES SHALL BE APPROVED BY THE BOARD OF TRUSTEES, AND

WHEREAS, ROBERT SCHNITZER HAS BEEN APPOINTED INTERIM VICE PRESIDENT OF FINANCE EFFECTIVE JUNE 9, 2014, TO REPLACE RETIRING VICE PRESIDENT OF FINANCE, JAMES. T. BEHRENS, JR.; BE IT HEREBY

RESOLVED, THAT NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES HEREBY APPROVES COLLEGE INTERIM VICE PRESIDENT OF FINANCE, ROBERT SCHNITZER, TO BE AN ADDITIONAL ALTERNATE SIGNATORY ON THE COLLEGE CONTROLLED BANK ACCOUNTS.

For: _____ Against: _____ Abstain: _____

3. **Donation**

WHEREAS, UNITED BUSINESS MANAGEMENT (UBM) HAS DONATED TO NASSAU COMMUNITY COLLEGE FOUR HUNDRED AND FOURTEEN NETBOOKS VALUED AT \$375 EACH FOR A TOTAL OF \$155,250 TO BE DISTRIBUTED TO VETERANS OF THE UNITED STATES ARMED FORCES ATTENDING NASSAU COMMUNITY COLLEGE, AND

WHEREAS, SUCH DONATION APPROPRIATELY RECOGNIZES THE SERVICE OF THESE VETERANS TO OUR NATION, AND

WHEREAS, SUCH DONATION IS GRATEFULLY APPRECIATED BY NASSAU COMMUNITY COLLEGE,

BE IT RESOLVED THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES ACCEPTS THE DONATION OF FOUR HUNDRED AND FOURTEEN NETBOOKS FROM UNITED BUSINESS MANAGEMENT.

For: _____ Against: _____ Abstain: _____

4. **Approval of Capital Plan for 2013/2014**

WHEREAS, THE STATE UNIVERSITY OF NEW YORK REQUIRES THE BOARD OF TRUSTEES OF EACH COMMUNITY COLLEGE TO APPROVE AND ADOPT THEIR COLLEGE'S CAPITAL PLAN BEFORE STATE FUNDING CAN BE MADE AVAILABLE, AND

WHEREAS NASSAU COMMUNITY COLLEGE HAS DEVELOPED A CAPITAL PLAN FOR 2013/2014, AND

WHEREAS, THE NCC BOARD OF TRUSTEES CAPITAL AND FINANCE COMMITTEE HAS REVIEWED AND APPROVED THIS PLAN, AND

WHEREAS, THE FULL BOARD OF TRUSTEES OF NASSAU COMMUNITY COLLEGE HAS REVIEWED AND APPROVED THIS PLAN

WHEREAS, NCC'S SPONSOR, NASSAU COUNTY, HAS PROVIDED CAPITAL FUNDING FOR THE SAME; AND

RESOLVED, THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES AND ADOPTS THE 2013/2014 CAPITAL PLAN.

For: _____ Against: _____ Abstain: _____

Report of the Acting President

Additional Items

5. **Expenditure**

RESOLVED, THAT THE PENDING COLLEGE PROCUREMENT AGREEMENT WITH MCGLADREY IN THE AMOUNT OF \$89,000.00 TO PERFORM AN AUDIT OF THE COLLEGE’S ANNUAL FINANCIAL STATEMENTS, AND REVIEW OF INTERNAL CONTROLS. (FUNDING SOURCE: OPERATING BUDGET)

For: _____ Against: _____ Abstain: _____

6. **Litigation**

The Board of Trustees of Nassau Community College, having reviewed the proposed pleadings in executive session, herewith authorizes Ingerman Smith, LLP to commence appropriate legal proceedings against a certain contractor for breach of contract and other damages suffered by the College as a result of said contractor’s actions or inactions.

RESOLVED, THAT THE BOARD OF TRUSTEES OF NASSAU COMMUNITY COLLEGE, HAVING REVIEWED THE PROPOSED PLEADINGS IN EXECUTIVE SESSION, HEREWITH AUTHORIZES INGERMAN SMITH, LLP TO COMMENCE APPROPRIATE LEGAL PROCEEDINGS AGAINST A CERTAIN CONTRACTOR FOR BREACH OF CONTRACT AND OTHER DAMAGES SUFFERED BY THE COLLEGE AS A RESULT OF SAID CONTRACTOR’S ACTIONS OR INACTIONS.

For: _____ Against: _____ Abstain: _____

7. **Investment Policy**

WHEREAS, THE COLLEGE INVESTMENT POLICY STATES THAT “THE VICE PRESIDENT FOR FINANCE SHALL MAINTAIN A LIST OF BANKS AND OTHER TRADING PARTNERS APPROVED FOR INVESTMENT PURPOSES BY THE BOARD OF TRUSTEES”;

WHEREAS, COLLEGE INVESTMENT FUNDS CURRENTLY ARE INVESTED IN MONEY MARKET FUNDS AT JPMORGAN CHASE;

WHEREAS, JPMORGAN CHASE RECENTLY LOWERED THE MONEY MARKET RATE OFFERED TO THE COLLEGE;

WHEREAS, THE COLLEGE SEEKS TO MAXIMIZE THE RATE OF RETURN THAT IS CONSISTENT WITH THE OVERALL INVESTMENT OBJECTIVES;

WHEREAS, THE COLLEGE SEEKS TO INCLUDE THE FOLLOWING BANKS AS APPROVED FOR INVESTMENT PURPOSES: GOLD COAST BANK, TD BANK, FLUSHING BANK;

RESOLVED, THAT NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES HEREBY APPROVE GOLD COAST BANK, TD BANK AND FLUSHING BANK **TO BE USED** FOR COLLEGE INVESTMENT PURPOSES.

For: _____ Against: _____ Abstain: _____