

NASSAU COMMUNITY COLLEGE  
Garden City, New York

BOARD OF TRUSTEES' MINUTES

Meeting of June 19, 2012

The five hundred forty-ninth meeting of the Board of Trustees was held on Tuesday, June 19, 2012 on the eleventh floor of the Administrative Tower.

The meeting was called to order by Chair Prime at 6:40 p.m.

Present: Geoffrey N. Prime - Chair;  
John R. Durso - Vice Chair;  
John P. Donnelly - Secretary;  
Mary A. Adams, Anthony W. Cornachio,  
Faruque Amin, Student Trustee.

Also in attendance: President Donald P. Astrab, Kenneth Saunders, Chuck Cutolo.

**Absent:** Jorge L. Gardyn, Richard M. Gutierrez

Chair Prime requested a motion that pursuant to Section 105 of the Open Meetings Law of the State of New York, the Board of Trustees shall enter Executive Session for the following purposes: 1) discuss with the administration and counsel the status of collective negotiations with the Nassau Community College Federation of Teachers, which negotiations have involved discussion of proposals by the parties to lower personnel costs that arise from the NCCFT labor agreement currently in effect; 2) the issue of reassigned time within the context of the grievance that has been filed by the NCCFT on this issue and 3) to discuss the status of an investigation concerning alleged violations of Title VII of the Civil Rights Act and Article 15 of the New York State Executive Law and to discuss matters leading to the removal of a particular person. Trustee Donnelly moved the motion; seconded by Trustee Durso. Motion carried 6-0.

Chair Prime resumed the open meeting at 9:08 p.m. followed by a salute to the flag.

Present: Geoffrey N. Prime - Chair;  
John R. Durso - Vice Chair;  
John P. Donnelly - Secretary;  
Mary A. Adams, Anthony W. Cornachio, Jorge L. Gardyn,  
Richard M. Gutierrez, Faruque Amin, Student Trustee.

Also in attendance: President Donald P. Astrab, Kenneth K. Saunders, Donna Haugen, Chuck Cutolo.

Chair Prime requested a motion to untable the minutes of the meeting of April 30, 2012 that were considered by the Board of Trustees during the meeting of May 31, 2012.

Trustee Durso moved the motion and seconded by Trustee Donnelly. Motion carried 8-0.

The minutes of the meeting of April 30, 2012 were presented for approval. Motion made by Trustee Durso and seconded by Trustee Donnelly. Motion carried 7-0-1.

The minutes of the meeting of May 31, 2012 were presented for approval. Motion made by Trustee Durso and seconded by Trustee Gutierrez. Motion carried 8-0.

Trustee Durso requested a motion to untable item “b” relating to an expenditure that was considered by the Board of Trustees during the meeting of May 31, 2012. Seconded by Trustee Donnelly.

1. Trustee Durso introduced item “b”:

- b) General Counsel (Fiscal Year 2013) Services provided by Fisher Development Strategies to provide advocacy efforts on the State and local levels on behalf of NCC. \$ 45,000.00

Trustee Amin moved the motion and seconded by Trustee Gardyn. Motion carried 7-1.

Trustee Druso introduced the following expenditures:

**RESOLVED, THAT THE FOLLOWING EXPENDITURES BE APPROVED AND AUTHORIZED:**

Department	Description	Amount
a) CIO Lawless/ITS	Black Box Network Services to complete the implementation of the new VOIP phone system to be used throughout the “west” campus—Phase III of III for this project. (Grant funded)	\$ 150,697.02
b) VP Facilities Management	Removal of lead-based paint and repainting of four campus houses. This is a <i>cumulative</i> fiscal year expenditure. A total of \$79,642.16 has been expended for this commodity this fiscal year not including this proposed expenditure.	\$ 151,642.16
c) VP Facilities Management /Physical Plant	Technical Temperature Services, Inc. services to provide yearly maintenance and repair system services on an as-needed basis. Failure to maintain services can result in costly problems for the College. This is a <i>cumulative</i> fiscal year expenditure. A total of \$60,000.00 has been expended for this commodity or service this fiscal year not including this proposed expenditure.	\$ 110,000.00

Seconded by Trustee Cornachio. Motion carried 8-0.

Trustee Durso made a motion under Article IV section 3(f) of the Rules of Procedure to allow for the consideration of an item that does not appear on the Calendar.

Trustee Gutierrez seconded the motion. Motion carried 8-0.

Trustee Durso introduced item “d”:

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| d) | VP Facilities Management<br>/Physical Plant | Replacement of the flooring in the Physical Education Building Weight Room and Dance Studio. This work will need to be accomplished as soon as possible to ensure that classes scheduled for the fall will be held on schedule. Capital Project #70074. | \$250,000.00 |
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Seconded by Trustee Cornachio. Motion carried 8-0.

Trustee Donnelly made a motion under Article IV section 3(f) of the Rules of Procedure to allow for the consideration of an item that does not appear on the Calendar.

Trustee Gutierrez seconded the motion. Motion carried 8-0.

2. Trustee Donnelly introduced the following resolution:

**BE IT RESOLVED** THAT THE BOARD OF TRUSTEES HEREBY AUTHORIZES THE PRESIDENT OF THE COLLEGE AND THE CHAIR OF THE BOARD OF TRUSTEES TO EXECUTE THE ATTACHED AGREEMENT AND GENERAL RELEASE TO CAUSE THE IMPLEMENTATION OF THE TERMS SET FORTH THEREIN, AND BE IT FURTHER

**RESOLVED** THAT THE BOARD OF TRUSTEES ACCEPTS THE IRREVOCABLE LETTER OF RESIGNATION OF THE EMPLOYEE WHO IS THE SUBJECT OF SAID AGREEMENT, SUBJECT TO RECEIPT BY COUNSEL TO THE COLLEGE OF A LETTER OF RESIGNATION.

Trustee Donnelly asked for a vote; motion carried 8-0.

Trustee Gutierrez made a motion under Article IV section 3(f) of the Rules of Procedure to allow for the consideration of an item that does not appear on the Calendar.

Trustee Donnelly seconded the motion. Motion carried 8-0.

3. Chair Prime introduced the following resolution:

a. **BE IT RESOLVED** THAT THE BOARD OF TRUSTEES OF NASSAU COMMUNITY COLLEGE DOES HEREBY DIRECT THE COLLEGE ADMINISTRATION TO RESTORE THE REASSIGNED TIME FOR THE ACADEMIC SENATE EXECUTIVE COMMITTEE TO 48 HOURS FOR THE 2012-2013 ACADEMIC YEAR WITH A RECOMMENDATION THAT AN APPROPRIATE AMOUNT OF REASSIGNED TIME BE DESIGNATED TO THE CHAIR OF THE COLLEGE-WIDE CURRICULUM COMMITTEE.

Seconded by Trustee Durso. Motion carried 7-1.

Chair Prime motioned to reopen the resolution regarding reassigned time for clarification. Trustee Donnelly moved the motion and seconded by Trustee Gutierrez. Motion carried 8-0.

b. **BE IT RESOLVED** THAT THE BOARD OF TRUSTEES OF NASSAU COMMUNITY COLLEGE DOES HEREBY DIRECT THE COLLEGE ADMINISTRATION TO RESTORE THE REASSIGNED TIME FOR THE ACADEMIC SENATE EXECUTIVE COMMITTEE TO 48 HOURS FOR THE 2012-2013 ACADEMIC YEAR WITH A RECOMMENDATION THAT AN APPROPRIATE AMOUNT OF REASSIGNED TIME BE DESIGNATED TO THE CHAIR OF THE COLLEGE-WIDE CURRICULUM COMMITTEE AS DETERMINED BY THE ACADEMIC SENATE.

Seconded by Trustee Durso. Motion carried 7-1.

Dr. Astrab reported on the following items:

Thanked the Board for their time spent on the issue of reassigned time and looks forward to moving forward.

Wished Trustee Mary Adams a Happy Birthday.

A Job Fair hosted by Legislator Kevan Abrahams is scheduled for Thursday, June 21, 2012 in the CCB.

The annual Nassau Community College Foundation Golf tournament is scheduled for July 30, 2012.

Speakers

Kimberley Reiser, Academic Senate Chair, thanked the Board for their endorsement of the partial restoration of reassigned time but six hours isn't enough. She commented that this is an attack by the administration.

Paula Wheeler-Carlo, History Department, spoke of her concerns regarding Dr. Astrab's remarks on class size written in an article titled "Faculty Protest at Graduation" by Lupita Gateas, Editor in Chief of the Vignette.

Ester Bogin, Communications Department and Vice Chair of Academic Senate, commented that she appreciates the partial restoration of reassigned time. She spoke of Shared Governance and the results of the work and efforts of the faculty that goes into the twenty-six committees of the Academic Senate.

Neela Saxena, English Department, spoke of her support of the Academic Senate and Shared Governance.

Ed Boyden, History Department and Academic Senate Secretary, spoke of the requirements of Shared Governance by SUNY and Middle States.

Steve Richman, Psychology Department, thanked the Board for the partial restoration of reassigned time.

Frank Frisenda, NCCFT VP, spoke of his concerns regarding the Board's decision in not restoring the full restoration of reassigned time.

Stephanie Sapiie, History Department, spoke of her concerns regarding NCC's budget that was presented to the Legislature on Monday, June 18, 2012.

Cathy Fagen, English Department, spoke of her concerns regarding the accuracy of WritePlacer.

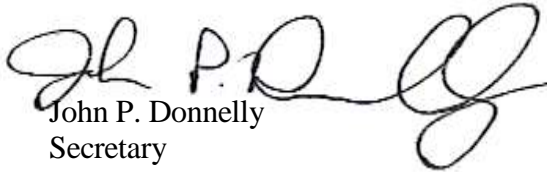
Shoel Cohen, Psychology Department, thanked the Board for the partial restoration of reassigned time. He spoke of his concerns regarding transparency and trust.

Chair Prime announced the next Capital and Finance BOT Committee meeting is scheduled for Tuesday, September 11, 2012, at 7:30 a.m. and the Board meeting is scheduled for Thursday, September 13, 2012. The Board will open the public session at 6:30 p.m. and resume the public session at approximately 8:00 p.m.

Motion to adjourn was made by Trustee Donnelly and seconded by Trustee Gutierrez.  
Motion carried unanimously 8-0.

Meeting adjourned at 9:55 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John P. Donnelly', with a large, stylized flourish extending to the right.

John P. Donnelly  
Secretary