

NASSAU COMMUNITY COLLEGE
Garden City, New York

BOARD OF TRUSTEES' MINUTES

Meeting of September 17, 2013

The five hundred sixty-fourth meeting of the Board of Trustees was held on Tuesday, September 17, 2013 on the eleventh floor of the Administrative Tower.

The meeting was called to order by Chair Gardyn at 6:26 p.m. followed by a salute to the flag.

Present: Jorge L. Gardyn, Chair
Kathy Weiss, Vice Chair
John P. Donnelly, Secretary;
Anthony W. Cornachio, John A. DeGrace,
Arnold W. Drucker, Edward W. Powers, Wanda Jackson

Absent: Mary A. Adams, Jocelyn Molina, Student Trustee

Also in attendance: Kenneth Saunders, Chuck Cutolo.

Chair Gardyn 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. to discuss matters relating to collective bargaining involving the NCCFT; 2. to discuss matters leading to the collective bargaining involving the AFA; and 3. to discuss matters leading to the appointment, promotion, demotion or removal of the President. Trustee Drucker moved the motion; seconded by Trustee Weiss. Motion carried 8-0.

Chair Gardyn resumed the open meeting at 9:20 p.m. followed by a salute to the flag.

Present: Jorge L. Gardyn, Chair
Kathy Weiss, Vice Chair
John P. Donnelly, Secretary;
Mary A. Adams, Anthony W. Cornachio, John A. DeGrace,
Arnold W. Drucker, Edward W. Powers, Wanda Jackson

Absent: Jocelyn Molina, Student Trustee (attended Executive Session only).

Also in attendance: Kenneth Saunders, Chuck Cutolo.

The Board of Trustees of Nassau Community College met in executive session and elected Jorge Gardyn as Chair, with a vote of 10-0; Kathy Weiss as Vice Chair with a vote of 6-4 vote; and John Donnelly as Secretary with a vote of 10-0.

Approval of Minutes

Chair Gardyn requested a motion to approve the minutes of August 22, 2013. Trustee DeGrace moved the motion; seconded by Trustee Drucker. Motion carried 7-0-2 (Jackson, Weiss)

The minutes of the meeting of September 9, 2013 were tabled to the following meeting.

1. Expenditures over \$100,000

Trustee Powers introduced the following resolution:

- a) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #56387 IN THE AMOUNT OF \$160,000.00 AS REQUESTED BY VP FOR FACILITIES MANAGEMENT FOR SUPPORT FOR GRADUATION EXERCISES, VENUE RENTAL, DIPLOMAS, ETC. (**FUNDING SOURCE: STUDENT FEE**)

Chair Gardyn requested a motion. Trustee Weiss moved the motion; seconded by Trustee Donnelly. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

- b) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #60858 IN THE AMOUNT OF \$500,000.00 AS REQUESTED BY VP FOR FACILITIES MANAGEMENT/MAIL SERVICES FOR COLLEGE-WIDE MAIL SERVICES TO COVER POSTAGE EXPENSE AND THE RENTAL OF MAILING EQUIPMENT. (**FUNDING SOURCE: OPERATING BUDGET**)

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

- c) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #62314 IN THE AMOUNT OF \$2,350,000.00 AS REQUESTED BY VP FOR FACILITIES MANAGEMENT FOR CONTRACT CLEANING OF NCC FACILITIES DUE TO LACK OF SUFFICIENT IN-HOUSE CUSTODIAL STAFF. JANITORIAL MAINTENANCE CONTRACT WAS AWARDED ON THE BASIS OF A COMPETITIVE SEALED BID WITH BUILDING MAINTENANCE SERVICES BEING THE QUALIFIED LOWEST BIDDER. ADVANTAGE TO THE COLLEGE—WE ARE NOT REQUIRED TO MAINTAIN ADDITIONAL VEHICLES, SUPPLIES AND MATERIALS TO MEET THE HOUSEKEEPING REQUIREMENTS, WHICH PROVES TO BE A SAVINGS TO NCC. (**FUNDING SOURCE: OPERATING BUDGET**)

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

- d) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #62264 IN THE AMOUNT OF \$365,382.00 AS REQUESTED BY CIO FOR SUNY/ITEC (INFORMATION TECHNOLOGY EXCHANGE CENTER) SERVICES TO PROVIDE HARDWARE AND DATABASE SUPPORT SERVICES WHICH OPERATE AND MAINTAIN BANNER FOR NCC USE. THIS IS AN OUTSOURCED OPERATION. (**FUNDING SOURCE: OPERATING BUDGET**)

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

e) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #62315 IN THE AMOUNT OF \$855,350.00 AS REQUESTED BY VP FOR FACILITIES MANAGEMENT FOR COLLEGE-WIDE GROUNDS KEEPING AND SNOW REMOVAL SERVICES DUE TO LACK OF SUFFICIENT IN-HOUSE STAFF TO PERFORM THESE ESSENTIAL TASKS. THE MAINTENANCE CONTRACT WAS AWARDED ON THE BASIS OF A COMPETITIVE SEALED BID WITH THE BRICKMAN GROUP BEING THE QUALIFIED LOWEST BIDDER. **(FUNDING SOURCE: OPERATING BUDGET)**

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee DeGrace. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

f) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #60712 IN THE AMOUNT OF \$250,000.00 AS REQUESTED BY EXECUTIVE VP/MARKETING COMMUNICATIONS DEPARTMENT TO ASSIST THE COLLEGE AND THE OFFICE OF MARKETING COMMUNICATIONS IN THE DEVELOPMENT AND PRODUCTION OF MARKETING AND ADVERTISING INITIATIVES AND CAMPAIGNS UTILIZING PRINT, BROADCAST AND DIGITAL MEDIA IN AN EFFORT TO RECRUIT STUDENTS AND MAINTAIN BRAND AWARENESS. **(FUNDING SOURCE: OPERATING BUDGET)**

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Trustee Jackson introduced the following resolution:

g) **RESOLVED**, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES APPROVES REQUISITION #60857 IN THE AMOUNT OF \$250,000.00 AS REQUESTED BY VP FOR FACILITIES MANAGEMENT FOR MARSHALL & STERLING COLLEGE-WIDE INSURANCE POLICIES. **(FUNDING SOURCE: OPERATING BUDGET)**

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Trustee Donnelly commented that at the Finance Committee Carol Friedman gave a detailed tutorial of the improvements that have and are taking place on campus. He urged all to reach out to Carol Friedman to see the e improvements are.

2. Trustee DeGrace introduced the following resolution:

BE IT RESOLVED, THAT THE NASSAU COMMUNITY COLLEGE BOARD OF TRUSTEES ACCEPTS A DONATION WITH A TOTAL VALUE OF \$32,733.00 FROM THE FACULTY STUDENT ASSOCIATION, INC.

Chair Gardyn requested a motion. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

3. Trustee Drucker introduced the following resolution:

NOW THEREFORE BE IT RESOLVED, THE “TEMPORARY COMMITTEE ON PRESIDENTIAL SEARCH” ESTABLISHED BY THE RESOLUTION OF THIS BOARD DATED DECEMBER 18, 2012, WHICH RESOLUTION IS HEREBY AMENDED TO TERMINATE IN ALL RESPECTS EFFECTIVE ON THE DATE OF ADOPTION OF THIS RESOLUTION, IS HEREBY FORMALLY DISCHARGED OF ANY FURTHER DUTIES AND RESPONSIBILITIES WITH THE HEARTFELT THANKS OF THE BOARD OF TRUSTEES FOR ITS DILIGENT WORK ON BEHALF OF THE COLLEGE, AND

BE IT FURTHER RESOLVED, THE “PRESIDENTIAL SEARCH COMMITTEE” HAVING COMPLETED ITS TASKS ESTABLISHED BY THE DECEMBER 18, 2012 RESOLUTION OF THIS BOARD, WHICH RESOLUTION IS HEREBY AMENDED TO TERMINATE IN ALL RESPECTS EFFECTIVE ON THE DATE OF ADOPTION OF THIS RESOLUTION, IS HEREBY FORMALLY DISCHARGED AND IS EXTENDED THE HEARTFELT THANKS OF THE BOARD OF TRUSTEES FOR ITS DILIGENT WORK ON BEHALF OF THE COLLEGE.

Chair Gardyn requested a motion. Trustee Weiss moved the motion; seconded by Trustee Donnelly. Motion carried 7-2 (Cornachio, Powers) -1 (DeGrace).

Dr. Saunders reported on the following items:

1. Welcomed new Trustee Wanda Jackson to the Board and looks forward to working with her.
2. Adoption of the 2013-2014 fiscal year budget by the NC Legislature.
3. An update on the progress of the new student services center.
4. Faculty lines being held at the same level as last year.
5. Thanked the Academic Senate, the Campus-Wide Curriculum Committee’s Ad Hoc Committee on the Seamless Transfer under the leadership of Stu Kaplan for their development of an NCC response to the “Seamless Transfer” initiative from SUNY which focuses on capping degree requirements at 64 credits.
6. Fall enrollment is coming in at the projected budget level.
7. Congratulated Dr. Carmella Bellefleur and Ed Koepfel on the receipt of a one million dollar grant for the Nursing Workforce Diversity Program from the Health Resources and Services Administration of the US Department of Health and Human Services.
8. Initiation of the new E-procurement system called MyMarket.
9. New travel policy which increases the level of reimbursement from \$30.00 a day to \$77.00 a day.
10. Implementation of a new Financial Aid disbursement system service known as Higher One scheduled for October 2013.
11. Development of a Facilities Master Plan which focuses on the physical development of the campus.
12. Authorization of construction funding for the Performing Arts Building in the 2013-2016 Nassau County capital plan.
13. Congratulated the NCC athletic teams and urged all to support the teams.
14. The new online NCC Discovery Center had 4198 visitors to the site between July and September.

Chair Gardyn welcomed new Trustee Wanda Jackson to Nassau Community College. He announced that the Board of Trustees will establish a new Presidential Search Committee as soon as possible. He also reported that with respect to the NCC adjuncts, the parties would be going back to the table shortly to discuss in good faith going forward. On behalf of the Board of Trustees, he thanked the academic faculty, the NCCFT, the administration for the wonderful spirit of cooperation with the one goal in mind to try to make the situation as easy for the students as possible. “We are all one family; one vision going forward”.

Speakers

Phyllis Kurland, Student Personnel Services, commented on the spirit of cooperation that Dr. Gardyn spoke of with regards to the many volunteers from the full time faculty, part time faculty, and administration who volunteered their time to the success of the August Freshman Orientation.

Ed Boyden, Academic Senate Chair, welcomed Wanda Jackson to NCC. He urged the Board to bring the presidential search to a successful conclusion as quickly as possible because administrative uncertainty is a problem in a number of ways. The College is facing many challenges of all different kinds; financial, academic, many kinds of challenges. We need stability, certainty, and clarity in our leadership. He also urged the Board to consider the experience of the members of the former search committee.

Kimberley Reiser, Prof. of Biology, welcomed Wanda Jackson to NCC. She stated that Dr. Gardyn indicated at the last Board meeting that the Board required additional legal guidance as to what happens next in the process in the absence of 6 votes in favor of a specific candidate. She then asked what was the legal guidance and why weren't the two candidates brought back for an interview since there is a full Board.

Dr. Gardyn explained that the presidential search committee's role was to vet candidates and to bring them to the Board. Two candidates were produced that were vetted by the Board of Trustees; neither candidate received the votes to be able to be put forward. At that point they were not advanced. When we went to legal- it's not 6 against or 6 for; you have to have 6 votes to go forward. Neither candidate achieved that. What we did tonight is to put through a resolution confirming that the presidential search committee did its job. It produced candidates to be interviewed. However, the Board did not accept the candidates, and so the search committee was dissolved.

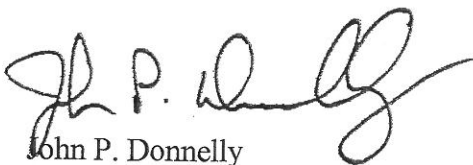
Frank Frisenda, NCCFT Vice President, welcomed Wanda Jackson to NCC. He commended VP Muscarella and his staff who have made a real difference on this campus. He indicated that he was stunned at the Board's vote tonight with respect to the presidential search. He stated that the Board had just stopped the process dead in its tracks, and that he was very concerned about that. He stated, "just so you know, we are not going away either."

Chair Gardyn announced the next Capital and Finance BOT Committee meeting is scheduled for Tuesday, October 15, 2013 at 5:00 p.m. followed by the Full Board meeting. The Board will open the public session at 6:30 p.m. and resume the public session at approximately 8:00 p.m.

Chair Gardyn requested a motion to adjourn the meeting. Trustee Donnelly moved the motion; seconded by Trustee Weiss. Motion carried 9-0.

Meeting adjourned at 9:45 p.m.

Respectfully submitted,



John P. Donnelly
Secretary