

The College of New Jersey
Board of Trustees
October 7, 2008
3:00 p.m.
201 Loser Hall/106 Paul Loser Hall

Minutes

Present: Susanne Svizeny, Chair; Chris Gibson, Vice Chair; Brad Brewster, Secretary; Jorge Caballero; Hazel Gluck; Bob Kaye; Barbara Pelson; Miles Powell; Michael Strom, Student Trustee; Sana Fathima, Alternate Student Trustee; Tim Clydesdale, Faculty Representative; John Allison, Faculty Representative; Lisa McCarthy, Staff Representative; Phil Hernandez, Staff Representative

Not Present: Poonam Alaigh; Robert Altman; James McAndrew; Anne McHugh

I. Announcement of Compliance

Ms. Svizeny announced that the requirements of the Open Public Meetings Act concerning public notice of this meeting had been met.

II. Motion to go into closed session

It is moved by Mr. Brewster, seconded by Mr. Caballero, that the Board go into closed session to discuss personnel actions including Faculty Appointments, Change of Status, Staff New Appointments, New Appointments (Temporary), Change of Status, Temporary Change of Status, Resignations, Retirements; all pending litigation including Fiocco v. TCNJ, Schockley, Evans and Harris v. TCNJ, et al., Cseplo v. TCNJ, Syska & Hennessy v. TCNJ, Travelers Insurance v. TCNJ, anticipated litigation; and presidential evaluation and compensation; items exempt under the Open Public Meetings Act.

III. Closed Session

IV. Resumption of Public Session/Pledge of Allegiance

V. Swearing in of New Trustee

General Counsel Tom Mahoney swore in Alternate Student Trustee Sana Fathima.

VI. Approval of the Minutes of the July 8, 2008 Public Meeting

It was moved by Mr. Brewster, seconded by Mr. Gibson, that the minutes be approved. The motion carried unanimously.

VII. Report of the President

Dr. Gitenstein gave her report.

VIII. Report of the Board Officers

A. Report of the Board Officers Nominating Committee

Mr. Powell reported for the committee and announced the following slate of officers for 2008 – 2009:

Susanne Svizeny, Chair
Chris Gibson, Vice Chair
Brad Brewster, Secretary

It was moved by Ms. Gluck, seconded by Mrs. Pelson that the slate of officers be approved. The motion carried unanimously.

IX. Report of the Trustee member of the TSC Corporation

Mr. Gibson gave his report.

X. Report of the Trustee member of the TCNJ Foundation

Mr. Kaye gave his report.

XI. Report of the Trustee Liaison to the New Jersey Association of State Colleges and Universities

Dr. Gitenstein gave the report.

XII. New Business

A. Report of the Executive Committee

Ms. Svizeny reported for the committee.

1. Resolution Concerning Implementation of Increase in Compensation for the President of The College of New Jersey – Attachment 1

It was moved by Mr. Gibson, seconded by Ms. Gluck, that the resolution be approved. The motion carried unanimously.

2. Personnel Actions

- a. Faculty – Appointments, Change of Status - Attachment A

It was moved by Mr. Gibson, seconded by Ms. Gluck, that the resolution be approved. The motion carried unanimously.

- b. Staff – New Appointments, New Appointments (Temporary), Change of Status, Temporary Change of Status, Resignations, Retirements – Attachment B

It was moved by Ms. Gluck, seconded by Mr. Caballero, that the resolution be approved. The motion carried unanimously.

B. Report of the Academic Affairs Committee

Mr. Brewster reported for the committee.

- 1. The College of New Jersey Board of Trustees Resolution to Discontinue the Master of Arts in Applied Spanish Studies – Attachment C

It was moved by Mr. Brewster, seconded by Ms. Gluck, that the resolution be approved. The motion carried unanimously.

C. Report of the Student Life and Enrollment Management Committee

Mrs. Pelson reported for the committee.

D. Report of the Finance and Investments Committee

Ms. Svizeny reported for the committee.

- 1. Resolution of The Board of Trustees of The College of New Jersey Declaring its Official Intent to Request Reimbursement for Project Costs from Proceeds of Debt Obligations – Attachment D

Ms. Svizeny reported that after committee discussion, this resolution will be deferred to a future meeting.

- 2. Resolution Approving Waivers of Advertising for College Business Purposes – Attachment E

It was moved by Mr. Gibson, seconded by Mr. Caballero, that the resolution be approved. The motion carried unanimously.

E. Report of the Audit Risk Management and Compliance Committee

Mr. Caballero reported for the committee.

F. Report of the Buildings and Grounds Committee

Mr. Gibson reported for the committee.

1. Resolution Concerning the Submission of the Fiscal Year 2010 Capital Budget Request Totaling \$86,239,000 – Attachment F

It was moved by Mrs. Pelson, seconded by Mr. Caballero, that the resolution be approved. The motion carried unanimously.

2. Resolution Approving Waivers of Advertising for College Business Purposes (Buildings and Grounds) – Attachment G

It was moved by Mrs. Pelson, seconded by Ms. Gluck, that the resolution be approved. The motion carried unanimously.

XIII. Adjournment

The following resolution was moved by Ms. Gluck, seconded by Mr. Caballero. The motion carried unanimously.

Be It

Resolved: That the next public meeting of The College of New Jersey Board of Trustees will be held on Tuesday, December 2, 2008 at a time and location to be announced.

Be It

Further

Resolved: That this meeting be adjourned.

Respectfully submitted,



Brad Brewster
Secretary

**Resolution Concerning Implementation of Increase In
Compensation For The President of The College of New Jersey**

Whereas: The College of New Jersey Board of Trustees is authorized under the provisions of N.J.S.A. 18A:64-6 to “appoint and fix the compensation of a president of the college, who shall be the executive officer of the college”; and

Whereas: The President's salary has remained unchanged since her last increase effective July 1, 2007; and

Whereas: In June of 2008 The College of New Jersey Board of Trustees conducted a fully satisfactory annual performance evaluation of the President. The president of The College of New Jersey has set the highest standards for leadership at an institution of higher education as evidenced by the exceptional experiences that the institution provides for its students; and

Whereas: The Board recognizes this exceptional service and considers the current market to ensure that her compensation is consistent with the top third of her peers in the state.

Therefore,
Be It

Resolved: That The College of New Jersey Board of Trustees, authorizes a 12.555 percent increase for the president effective July 5, 2008.

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Faculty – Appointments

Federica Anichini	Modern Languages Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Winnifred Brown-Glaude	African American Studies Assistant Professor Effective: August 26, 2008 – June 30, 2011
Lois Butcher	Health & Exercise Science Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Hillary DelPrete	Sociology & Anthropology Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Thomas DiStephano	School of Business Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Dolores Dzubaty	Nursing Instructor Part-time Effective: August 26, 2008 – June 30, 2009
Irene Ey	Library Librarian 2 Effective: July 1, 2008 – June 30, 2009
Tiara Falcone	Psychology Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Simon Finger	History Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Harlene Galen	Elementary & Early Childhood Education Instructor Temporary Effective: August 26, 2008 – June 30, 2009

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Faculty - Appointments (continued)

William Haloupek	Mathematics & Statistics Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Diane Imburgio	Biology Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Tami Jakubowski	Nursing Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Natalie Jones	Nursing Instructor Part-time Effective: September 1, 2008 – June 30, 2009
Hetty Joyce	Art Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Michael Kabbash	Art Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Connie Kartoz	Nursing Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
James Kisthardt	Library Librarian 3 Part-time Effective: August 26, 2008 – June 30, 2009
Christopher Klim	English Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Dustin London	Art Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009

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Faculty - Appointments (continued)

Emilie Lounsberry	English Instructor Temporary Effective: August 26, 2008 – June 30, 2009
Linda McMahon	Nursing Instructor Part-time Effective: August 26, 2008 – June 30, 2009
Amy Pacini	Nursing Instructor Part-time Effective: August 26, 2008 – June 30, 2009
Anne Peavy	Special Education, Language & Literacy Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
George Robinson	Chemistry Associate Professor Temporary Effective: August 26, 2008 – January 16, 2009
Lisa Roe	Library Librarian 3 Part-time Effective: August 26, 2008 – June 30, 2009
Yuji Tosaka	Library Librarian 2 Effective: September 22, 2008 – June 30, 2011
Christopher Totten	Liberal Learning Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Avi Vardi	Mathematics & Statistics Assistant Professor Temporary Effective: August 26, 2008 – June 30, 2009
Mary Jane Vinch	Nursing Instructor Part-time Effective: August 26, 2008 – June 30, 2009

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Faculty - Appointments (continued)

Jodi Weinstein

History
Assistant Professor
Temporary
Effective: August 26, 2008 – June 30, 2009

Faculty - Change in Status

Andreas Geoffrey Swab

Technological Studies
Assistant Professor
Temporary
Effective: August 26, 2008 – June 30, 2009

New Appointments - Staff

Jessica Claar

Student Activities & Leadership Development
Professional Services Specialist 3
Effective: August 16, 2008

Paula Figueroa-Vega

Bonner Center for Civic & Community Engagement
Project Specialist
Effective: September 2, 2008

Temporary Appointments – Staff

Sergiusz Monasterski

Athletics
Professional Services Specialist 3 – 10 Month
Effective: August 11, 2008

Change of Status - Staff

Ryan Gladysiewicz

User Support Services
From: Manager
To: Assistant Director
Effective: August 16, 2008

David Ilaria

Intramurals
From: Professional Services Specialist 3
To: Professional Services Specialist 2
Effective: September 2, 2008

Audrey Perrotti

Community Relations & Special Campus Events
From: Professional Services Specialist 4 (Temporary)
To: Manager
Effective: September 15, 2008

Jason Schweitzer

Institutional Research
From: Professional Services Specialist 4
To: Professional Services Specialist 3
Effective: July 19, 2008

Deborah Simpson

Athletics
From: Professional Services Specialist 3
To: Professional Services Specialist 2
Effective: August 16, 2008

David (Kelly) Williams

Athletics
From: Assistant Director 4
To: Assistant Director 3
Effective: July 14, 2008

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Temporary Change of Status – Staff

Deborah Compte

School of Culture & Society
From: Professor
To: Dean
Effective: July 2, 2008

Megan Guicheteau

Athletics
From: Professional Services Specialist 3 – 10 Month
To: Professional Services Specialist 2
Effective: July 19, 2008

Resignations - Staff

Rich Alercio

Athletics
Assistant Director 3
Effective: July 1, 2008

Heather Camp

Bonner Center Civic & Community Engagement
Project Specialist N18 (Grant)
Effective: August 9, 2008

Ryan Farnkopf

Residential Education & Housing
Assistant Director
Effective: July 19, 2008

Craig Kapp

User Support Services
Assistant Director
Effective: August 16, 2008

Megan Krause

Development & Alumni Affairs
Director
Effective: September 20, 2008

John Kuiphoff

Enterprise Applications
Professional Services Sepcialist 3
Effective: August 2, 2008

Diana Lygas

Development & Alumni Affairs
Director
Effective: September 9, 2008

Eric Mobley

Athletics
Professional Services Specialist 3
Effective: August 26, 2008

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Resignations – Staff (continued)

Lisa Monday

Community Relations & Special Campus Events
Professional Services Specialist 4
Effective: July 11, 2008

Retirements - Staff

Joseph Camillone

Athletics
Professional Services Specialist 2
Effective: August 1, 2008

Toni Pusak

Auxiliary Services
Assistant Director
Effective: August 1, 2008

**The College of New Jersey Board of Trustees Resolution to
Discontinue the Master of Arts in
Applied Spanish Studies**

- Whereas: The College of New Jersey has a policy identifying criteria for program closure; and
- Whereas: Those criteria include: conformity with the College's mission, goals and character; demand for services; efficiency with which services are provided; impact on tenured faculty and long-time employees; ramifications for external constituents; and impact on the stature of the college; and
- Whereas: The Master of Arts in Applied Spanish Studies conforms to the College's mission but is less integral to the core mission than are undergraduate residential programs and graduate programs that offer teacher certification; and
- Whereas: The program has an average class size of 9.6 students, and costs are not covered by revenue; and
- Whereas: The college has a need for faculty teaching in the program to provide instruction in Spanish at the undergraduate level; and
- Whereas: There are other MA programs in Spanish available to students in the State of New Jersey; and
- Whereas: The discontinuation of this program has been recommended through the College's governance process;
- Therefore
Be It
Resolved
That: The Master of Arts in Applied Spanish Studies be discontinued immediately, with the understanding that the College will fulfill its obligation to current students and not accept any new students into the programs.

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Resolution of the Board of Trustees of The College of New Jersey Declaring its Official Intent to Request Reimbursement for Project Costs from Proceeds of Debt Obligations

Whereas: The College of New Jersey (the "Borrower") intends to undertake the construction of an Education Building (the "Project"); and

Whereas: the Borrower reasonably expects to finance the Project through a tax-exempt financing with the New Jersey Educational Facilities Authority (the "Authority") pursuant to the terms of a Lease and Agreement with the New Jersey Educational Facilities Authority (the "Authority"); and

Whereas: the Borrower may pay for certain costs of the Project ("Project Costs") prior to the time such loan is made to the Borrower by the Authority and prior to the time interim debt, if any, is incurred by the Borrower for Project Costs, and therefore, Project Costs may be paid with funds of the Borrower which are not borrowed funds; and

Whereas: the Authority reasonably anticipates that it will finance the loan to the Borrower with obligations of the Authority (the "Project Bonds") pursuant to a Lease and Agreement, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") for purposes of Federal income taxation.

**Therefore,
Be It
Resolved:**

Section 1. The Borrower reasonably expects to request reimbursement of the Project Costs paid prior to the issuance of the Project Bonds and any interim borrowing of the Borrower with proceeds of Project Bonds to be issued by the Authority.

Section 2. In accordance with Treasury Regulations, Section 1.150-2, this resolution is intended to be and hereby is a declaration of the Borrower's official intent to request reimbursement of Project Costs paid prior to the issuance of the Project Bonds and any interim borrowing to be incurred by the Borrower.

Section 3. The maximum amount of Project Costs, including amounts to be used to reimburse the expenditure of Project Costs that are paid prior to the issuance of the Project Bonds, is an amount not to exceed \$40,816,074.

Section 4. Of the total project costs as outlined in Section 3, the Board of Trustees authorizes the expenditure of funds not to exceed \$2,150,931 in advance of the approval by the Board of Trustees of the Project Bond.

Section 5. This resolution will take effect immediately.

**Resolution Approving Waivers
Of Advertising
For College Business Purposes
(Finance and Investments Committee)**

Whereas: State College Contracts Law permits waivers of advertising for specified purchases in excess of \$28,300, and

Whereas: The Law provides that such waivers shall be approved by The College of New Jersey Board of Trustees, and

Whereas: Waiver requests have been reviewed and are recommended by the Finance and Investments Committee, a subcommittee of The College of New Jersey Board of Trustees,

Therefore,
Be It

Resolved: The College of New Jersey Board of Trustees approves waivers to the following vendors for purposes as designated herein:

VENDOR	PURPOSE	FUNDING SOURCE
Casa de Brasil \$67,275.00	Summer study tour in Madrid, Spain (Student residences & classroom facilities)	Self Funded Revenue
Forocio Travel Agency \$60,390.00	Summer study tour in Madrid, Spain (Student excursions & group transportation)	Self Funded Revenue
Harlaxton College \$106,876.00	Summer study tour in England	Self Funded Revenue
ACCENT \$78,600.00	Summer study tour in Paris, France	Self Funded Revenue
Hellenic Education & Research Center \$73,524.00	Summer study tour in Athens, Greece	Self Funded Revenue
Sykes Entertainments, Inc. \$45,000.00	Performance sponsored by the College Union Board (CUB): Wanda Sykes	Student Funds Through SFB Ticket Sales
One Verse, Inc. \$35,000.00	Performance sponsored by the College Union Board (CUB): Demetri Martin	Student Funds Through SFB Ticket Sales
Tourihanna, LLC \$125,000.00	Performance sponsored by the College Union Board (CUB): Rihanna	Student Funds Through SFB Ticket Sales
Ewing Township \$60,000.00	Contribution to support the township's equipment replacement fund and for the recognition of volunteer services	Housing
VALE \$18,890.62	Additional funds for the Library's electronic resources	College Operating

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**Resolution Concerning Submission of the
FY 2010 Capital Budget Request
Totaling \$86,239,000**

Whereas: Under the P.L. 1994, C.48, The College of New Jersey Board of Trustees has the power and duty to “Submit a request for state support to the Division of Budget and Accounting in the Department of Treasury and to the Commission in accordance with the provisions of the law;” and

Whereas: This budget request must be submitted in accordance with planning guidelines promulgated by the Division of Budget and Accounting; and

Whereas: The FY 2010 – 2016 capital budget request prepared in accordance with the FY 2010 – 2016 Division of Budget and Accounting planning guidelines has been reviewed with the Buildings and Grounds Committee of The College of New Jersey Board of Trustees; and

Whereas: The Buildings and Grounds Committee of the Board has recommended its approval;

**Therefore, Be
It Resolved:** That the Board of Trustees approves the Capital Budget Request totaling \$86,239,000 for fiscal year 2010 and \$286,234,000 for the seven year term of 2010 – 2016.

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**THE COLLEGE OF NEW JERSEY
FY 2010 CAPITAL BUDGET REQUEST**

Project Title	Project Number	FY2010	FY 2011	FY 2012	FY 2013- 2016	Total
Facilities Renewal - Comm on Higher Education	001	\$ 3,919	\$ 3,919	\$ 3,919	\$ 19,109	\$ 30,866
Preservation, Utilities	003	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,803	\$ 8,803
Preservation, Power House	004	\$ 1,272	\$ 1,226	\$ -	\$ -	\$ 2,498
Roscoe West Library Renovation and Renewal	006	\$ 20,840	\$ -	\$ -	\$ -	\$ 20,840
Compliance ADA, Various Buildings	007	\$ 500	\$ 500	\$ 500	\$ 2,000	\$ 3,500
Asbestos Compliance, Various Buildings	008	\$ 547	\$ 547	\$ 547	\$ 2,005	\$ 3,646
Fire/safety compliance, Various Buildings	009	\$ 3,474	\$ 1,158	\$ 316	\$ 316	\$ 5,264
Infrastructure - Roads	015	\$ 550	\$ 550	\$ 550	\$ 253	\$ 1,903
Construction New, Maintenance Building	023	\$ -	\$ -	\$ 3,444	\$ -	\$ 3,444
Demolition Holman Hall	034	\$ -	\$ -	\$ -	\$ 3,030	\$ 3,030
New Education Building	035	\$ 40,106	\$ -	\$ -	\$ -	\$ 40,106
Infrastructure - Well Activation	360	\$ -	\$ 595	\$ -	\$ -	\$ 595
Acquisition - Telecommunications	370	\$ 88	\$ 2	\$ 1,364	\$ 400	\$ 1,854
Infrastructure - Data	371	\$ 1,100	\$ 1,000	\$ 1,253	\$ -	\$ 3,353
Infrastructure - Cogeneration	372	\$ -	\$ -	\$ -	\$ 5,948	\$ 5,948
Acquisition, Capital Equipment	373	\$ 1,200	\$ 1,200	\$ 1,200	\$ 6,512	\$ 10,112
Construction Renovation, Green Farm House	374	\$ 1,784	\$ -	\$ -	\$ -	\$ 1,784
Quimby's Prairie Renewal	677	\$ -	\$ -	\$ -	\$ 1,717	\$ 1,717
Jogging Trail	679	\$ -	\$ -	\$ -	\$ 1,082	\$ 1,082
Asset Renewal-Academic and Administrative	680	\$ 4,272	\$ 4,751	\$ 5,619	\$ 21,338	\$ 35,980
68 Library Demolition	735	\$ -	\$ -	\$ -	\$ 4,831	\$ 4,831
Forcina Hall Swing Space	736	\$ -	\$ -	\$ 2,069	\$ -	\$ 2,069
Loser Hall Swing Space	737	\$ -	\$ -	\$ 348	\$ -	\$ 348
New Academic Building	738	\$ -	\$ -	\$ 27,895	\$ -	\$ 27,895
Science Lab Renovation	739	\$ -	\$ -	\$ -	\$ 8,462	\$ 8,462
Central Plant Chiller Capacity Increase	740	\$ -	\$ 2,679	\$ -	\$ -	\$ 2,679
68 Swing Space Renovation	974	\$ 3,744	\$ -	\$ -	\$ -	\$ 3,744
Forcina Wing Demo	975	\$ 843	\$ -	\$ -	\$ -	\$ 843
New Nursing Building	977	\$ -	\$ -	\$ -	\$ 46,533	\$ 46,533
Site Work - Nursing Building	978	\$ -	\$ -	\$ -	\$ 2,505	\$ 2,505
		\$ 86,239	\$ 20,127	\$ 51,024	\$ 128,844	\$ 286,234

**Resolution Approving Waivers
Of Advertising
For College Business Purposes
(Building and Grounds Committee)**

Whereas: State College Contracts Law permits waivers of advertising for specified purchases in excess of \$28,300, and

Whereas: The Law provides that such waivers shall be approved by The College of New Jersey Board of Trustees, and

Whereas: Waiver requests have been reviewed and are recommended by the Buildings and Grounds Committee, a subcommittee of The College of New Jersey Board of Trustees,

Therefore,
Be It

Resolved: The College of New Jersey Board of Trustees approves waivers to the following vendors for purposes as designated herein:

VENDOR	PURPOSE	FUNDING SOURCE
Brinjac Engineering \$44,000	Additional design services related to the Green Hall emergency generator project	College Operating - 61% Housing Operating - 35% BSC Operating - 4%

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**Resolution Approving Waivers
Of Advertising
For Construction Contracting Purposes**

Whereas: State College Contracts Law permits waivers of advertising for specified purchases in excess of \$28,300, and

Whereas: The Law provides that such waivers shall be approved by The College of New Jersey Board of Trustees, and

Whereas: Waiver requests have been reviewed and are recommended by the Buildings and Grounds Committee, a subcommittee of The College of New Jersey Board of Trustees,

Therefore,
Be It

Resolved: The College of New Jersey Board of Trustees approves waivers to the following vendors for purposes as designated herein:

VENDOR	PURPOSE	FUNDING SOURCE
Concord Engineering Group \$44,000.	Professional design services related to the Cogeneration black start generator project	50% E&G Capital Reserves 50% Housing Capital Reserves
Brinjac Engineering \$37,400.	Professional design services related to the Central Plant Steam deaerator project	50% E&G Capital Reserves 50% Housing Capital Reserves
Faridy Veisz Fraytak \$7,175.	Additional design services related to the Music Building and Loser Hall water infiltration projects	E&G Capital Reserves
TBS Services \$9,100.	Additional design services related to the Green Hall Building envelope project	E&G Capital Reserves
Honeywell International, Inc. \$9,177.	Additional services related to the fire alarm cable replacement project	E&G Capital Reserves
Tompkins, McGuire, Wachenfeld and Barry \$32,000.	Additional legal services associated with construction projects	E&G Capital Reserves

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