

The College of New Jersey
Board of Trustees
February 26, 2008
3:00 p.m.
201 Loser Hall/106 Paul Loser Hall

Minutes

Present: Stacy Holland, Chair; Susanne Svizeny, Vice Chair; Christopher Gibson, Secretary; Poonam Alaigh; Robert Altman; Brad Brewster; Bob Kaye; Anne McHugh; Barbara Pelson; Miles Powell; Jenna Klubnick, Student Trustee, Michael Strom, Alternate Student Trustee; Amanda Norvell, Faculty Representative; Tim Clydesdale, Faculty Representative; Lisa McCarthy, Staff Representative; Phil Hernandez, Staff Representative

Not Present: Jorge Caballero; Hazel Gluck; Jimmy McAndrew; Tricia Mueller

I. Announcement of Compliance

Ms. Holland 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 Ms. Svizeny, seconded by Mr. Gibson, that the Board go into closed session to discuss personnel actions including Faculty Promotions, Library Promotions, Sabbatical Leaves, Faculty Appointments, Reclassification to Faculty, Faculty Resignations, Faculty Retirements; Staff Appointments, Staff Appointments (temporary), Staff Change in Status, Staff Change in Status (temporary), Staff Resignations; all pending litigation including Pasternack v TCNJ et al., Cseplo v. The College of New Jersey, Stony Brook Construction v TCNJ et al., Syska & Hennessy v TCNJ, Travelers Insurance v TCNJ, and anticipated litigation; and a conceptual plan for funding model; items exempt under the Open Public Meetings Act.

III. Closed Session

IV. Resumption of Public Session/Pledge of Allegiance

V. Approval of the Minutes of the December 4, 2007 Public Meeting

It was moved by Ms. McHugh, seconded by Ms. Svizeny, that the minutes be approved. The motion carried unanimously.

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

It was moved by Mr. Altman, seconded by Ms. Svizeny, that the minutes be approved. The motion carried unanimously.

VII. Approval of the Minutes of the January 28, 2008 Public Meeting

It was moved by Ms. McHugh, seconded by Ms. Svizeny, that the minutes be approved. The motion carried unanimously.

VIII. Report of the President

Dr. Gitenstein gave her report.

IX. Report of the Board Officers

Ms. Holland made her report.

A. Appointment of the Board of Officers Nominating Committee

Ms. Holland appointed Mr. Powell chair of the nominating committee.

X. Report of the Trustee member of the TSC Corporation

Mr. Gibson made his report.

XI. Report of the Trustee member of the TCNJ Foundation

Mr. Kaye made his report.

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

Ms. Holland made her report.

XIII. New Business

A. Report of the Executive Committee

1. The College of New Jersey Board of Trustees Resolution Modifying the Position Classification Plan for Non-Unit Employees – Attachment A

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

2. The College of New Jersey Board of Trustees Resolution Approving the Final Phase of the Implementation of Contractual Changes for Non-Unit Staff – Attachment B

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

3. Personnel Actions

- a. Faculty – Promotions, Library Promotions, Sabbatical Leaves, Appointments, Reclassifications, Resignations, Retirements - Attachment C

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

- b. Staff – Appointments, Appointments (Temporary), Change in Status, Change in Status (Temporary), Resignations, – Attachment D

It was moved by Ms. McHugh, seconded by Ms. Svizeny, that the resolution be approved. The motion carried unanimously.

4. Resolution Appointing Members to the Board of Directors of the Trenton State College Corporation – Attachment E

It was moved by Ms. McHugh, seconded by Ms. Svizeny, that the resolution be approved. The motion carried unanimously.

B. Report of the Academic Affairs Committee

Dr. Altman reported for the committee.

C. Report of the Student Life and Enrollment Management Committee

Dr. Altman reported for the committee.

D. Report of the Audit, Risk Management and Compliance Committee

Ms. McHugh reported for the committee.

1. Resolution Approving Waivers of Advertising for College Business Purposes - Attachment F

It was moved by Dr. Altman, seconded by Ms. Svizeny, that the resolution be approved. The motion carried unanimously.

2. Resolution Approving a TCNJ Student Loan Code of Conduct – Attachment G

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

3. Resolution Appointing an Ethics Liaison Officer – Attachment H

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

4. Resolution Appointing an Equal Employment Opportunity and Affirmative Action Officer – Attachment I

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

5. Resolution Appointing a Compliance Officer – Attachment J

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

6. Resolution Approving a Compliance Policy and TCNJ Best Practices – Attachment K

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

E. Report of the Finance and Investment Committee

Ms. Svizeny reported for the committee.

1. Resolution Approving Waivers of Advertising for College Business Purposes (Professional and Other Services) – Attachment L

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

2. Resolution Approving Waivers of Advertising for College Business Purposes (Annual Maintenance Contracts) – Attachment E

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

3. Resolution Approving Waivers of Advertising for College Business Purposes (Annual Leases, Purchases and Utilities) – Attachment N

It was moved by Dr. Altman, seconded by Ms. McHugh, that the resolution be approved. The motion carried unanimously.

4. Resolution of the Board of Trustees of The College of New Jersey Approving commencement of Negotiation of the Terms of and Documents for the Restructuring of Variable Rate Tax-Exempt

Revenue Bonds Issued by the New Jersey Educational Facilities Authority on Behalf of The College of New Jersey in Order to Counteract the Adverse Effect of the Sub-Prime Mortgage Crisis on Such Variable Rate Bonds - Attachment O

It was moved by Dr. Altman, seconded by Ms. McHugh, that the resolution be approved. The motion carried unanimously.

F. Report of the Building and Grounds Committee

Mr. Gibson reported for the committee.

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

It was moved by Mrs. Pelson, seconded by Ms. Svizeny, that the resolution be approved. Mr. Gibson and Mr. Brewster recused themselves from this vote. The motion carried unanimously.

2. Resolution Approving Waivers of Advertising for Construction Contracting Purposes – Attachment Q

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

V. Presentation of the Facilities Master Plan.

- A. Mr. Heuring and Ms. Rothermel presented the Master Plan.

VI. Adjournment

The following resolution was moved by Mr. Gibson, seconded by Ms. McHugh. The motion carried unanimously.

Be It

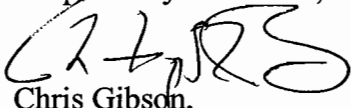
Resolved: That the next public meeting of The College of New Jersey Board of Trustees will be held on Monday, March 3, 2008 at a time and location to be announced.

Be It

Further

Resolved: That this meeting be adjourned.

Respectfully submitted,


Chris Gibson,
Secretary

**The College of New Jersey Board of Trustees Resolution Modifying the
Position Classification Plan for Non-Unit Employees**

Whereas: N.J.S. 18A:64-6, invests The College's Board of Trustees with the responsibility and authority to administer compensation of non unit employees; and,

Whereas: The College of New Jersey Board of Trustees adopted a Position Classification Plan for Non-Unit Employees, effective July 1, 1995 (amended June 22, 2000); and,

Whereas: The Board of Trustees recognizes The College's need to streamline the classification plan to allow for flexibility in future staffing and administrative assignments; and align the plan to the applicable higher education market in order to assure equitable position designations.

Therefore
Be It Resolved: Effective July 1, 2008, The College's Position Classification Plan be modified, such that redundant titles are eliminated, titles are not longer assigned to a specific salary band, and that the salary bands will be assigned to specific positions based upon job functions and the market salary for the position.

Be It
Further
Resolved: That The College's Position Classification Plan be modified, as attached to include the following titles:

President

Assistant to the President

February 26, 2008

Provost/Executive Vice President

Vice Provost

Associate Provost

Assistant Provost

Treasurer

Associate Treasurer

Asst. Treasurer

Vice President

Assoc. Vice President

Asst. Vice President

General Counsel

Chief Information Officer

Dean

Associate Dean

Assistant Dean

Executive Director

Director

Associate Director

Assistant Director
Manager/Coordinator

Executive Assistant

Project Specialist

**The College of New Jersey Board of Trustees Resolution
Approving the Final Phase of the Implementation of Contractual
Changes for Non-Unit Staff**

Whereas: The College of New Jersey Board of Trustees has directed President Gitenstein to oversee a review of employment practices regarding the contracting processes for non-unit employees and to recommend appropriate changes, and

Whereas: The Board of Trustees has received an update on the outcome of the final review and a recommendation on the Final actions resulting from this review process, and

Whereas: These recommendations include modifying the employment status of certain executive managerial non unit employees to serve in one year employment contracts and to increase the number of vacation days allotted to these employees by 3 days per year.

**Therefore
Be It**

Resolved: That The College of New Jersey Board of Trustees hereby approves the recommendations detailed in the attached "Non Unit Method of Appointment and Vacation Accruals" document, and directs the president of the College to implement and administer these changes effective July 1, 2008.

Non Unit**Method of Appointment and Vacation Accruals**

Employee Group	Type of Appointment	Applicable Notice	Calendar Year Vacation Accrual Rate
Cabinet Officers and Academic Deans	At- Will	After 5 years of service, six months notice if termination is for reasons other than performance or misconduct.	25 Days
Temporary	At-Will	N/A	22 Days
Non-Temporary Assigned to Bands A-G* <i>*except academic deans</i>	One Year Contracts	After 5 years of service, six months notice if non renewal is for reasons other than performance or misconduct.	25 Days
Non-Temporary Employees Assigned to Bands H-K	One Year Contracts for Years 1-5. After five years of employment, eligible for consideration to receive a rolling contract.	After five years of service, if in a rolling contract, one year notice.	22 Days
Trenton State College Corporation	One Year Contracts	After 5 years of service, six months notice if non renewal is for reasons other than performance or misconduct.	22 Days

Faculty Promotions (Effective September 1, 2008)

To Associate Professor:

Lisa Grega	Mechanical Engineering
Holly Haynes	Philosophy & Religion
Orlando Hernandez	Electrical & Computer Engineering
Deborah Hutton	Art
Arti Joshi	Elementary/Early Childhood Education
Margaret Martinetti	Psychology
Jerry Petroff	Special Education, Language & Literacy

To Professor:

Timothy Clydesdale	Sociology & Anthropology
Cynthia Curtis-Budka	Mathematics & Statistics
Regina Morin	Modern Languages
Teresa Sanpedro	Modern Languages

Library Promotions (Effective September 1, 2008)

Jia Mi	Library
--------	---------

Faculty - Appointments

Abigail Boehm	Nursing Assistant Professor Full-Time Temporary Effective: January 19, 2008 – June 30, 2008
---------------	--

Kathryn Bornemann	Nursing Instructor Part Time Effective: January 19, 2008 – June 30, 2008
-------------------	---

Elizabeth Collier	Psychology Assistant Professor Full-Time Temporary Effective: January 19, 2008 – June 30, 2008
-------------------	---

Jarret Crawford	Psychology Assistant Professor Tenure Track Effective: August 26, 2008 – June 30, 2011
-----------------	---

Lauren Hodges	Nursing Assistant Professor Full-Time Temporary Effective: January 19, 2008 – June 30, 2008
---------------	--

Faculty – Appointments (continued)

Natalie Jones	Nursing Instructor Part-Time Effective: January 19, 2008 – June 30, 2008
Dustin London	Art Assistant Professor Full-Time Temporary Effective: January 19, 2008 – June 30, 2008
Debra Masterson	Nursing Instructor Part-Time Effective: January 19, 2008 – June 30, 2008
John McDonnell	Music Assistant Professor Full-Time Temporary Effective: January 19, 2008 – June 30, 2008

Reclassification to Faculty

Baaba Forson	Nursing Professional Service Specialist I to Instructor Part-Time Effective: January 19, 2008 – June 30, 2008
Linda McMahon	Nursing Professional Service Specialist I to Instructor Part-Time Effective: January 19, 2008 – June 30, 2008
Mary Jane Vinch	Nursing Professional Service Specialist I to Instructor Part-Time Effective: January 19, 2008 – June 30, 2008

Faculty – Resignations

Edward Corrado	Roscoe L. West Library Librarian 2 Effective: April 12, 2008
Barbara Snyder	School of Nursing Assistant Professor Effective: January 19, 2008

February 26, 2008

Faculty – Resignations (continued)

Marie Tumolo
School of Business
Assistant Professor
Effective: July 1, 2008

Faculty - Retirements

Lee Harrod
English
Professor
Effective: July 1, 2008

Charles Hill
Health & Exercise Science
Professor
Effective: July 1, 2008

Faculty - Sabbatical Leave

Rachel Adler
Sociology
FY 2009

Philip Dumas
Chemistry
Spring 2009

David Holmes
Mathematics & Science
Spring 2009

Karen Howe
Psychology
Fall 2008

Harriett Hustis
English
FY 2009

Richard Kamber
Philosophy & Religion
Spring 2009

Adam Knobler
History
Fall 2008

John Landreau
Women & Gender Studies
Fall 2008

Elizabeth Mackie
Art
Spring 2009

Norman Neff
Computer Science
Fall 2008

February 26, 2008

Faculty - Sabbatical Leave (continued)

Anne Marie Nicolosi	Women & Gender Studies FY 2009
Amanda Norvell	Biology Fall 2008
John Pollock	Communications Fall 2008
Melinda Roberts	Philosophy & Religion FY 2009
Philip Sanders	Art Spring 2009
Marianna Sullivan	Political Science FY 2009
Jeanine Vivona	Psychology Fall 2008
Patricia Wallace	Accounting & Information Systems Spring 2009

New Appointments – Staff

Carol Bresnahan	Academic Affairs Provost/Executive Vice President Effective: July 2, 2008
Heather Connors-Urban	Admissions Professional Services Specialist 4 Effective: January 14, 2008
David Jurkin	Construction Managing Assistant Director 2 Effective: February 18, 2008
Sabrina Magliulo	Educational Opportunity Fund Professional Services Specialist 3 Effective: January 14, 2008
Vincent Matuza	Campus Construction Project Specialist N26 Effective: January 14, 2008
Stephen Scaffa	IT & Enrollment Support Services Professional Service Specialist 3 Effective: February 2, 2008
Seth Zolin	Residential Education & Housing Professional Services Specialist 4-10 Effective: January 9, 2008

New Appointments – Staff (Temporary)

Marissa Leonhardt	Records & Registration Project Specialist Effective: February 25, 2008
Sergiusz Monasterski	Athletics Professional Services Specialist 3-10 Effective: January 5, 2008
Marc Rubin	Student Financial Assistance Project Specialist Effective: February 11, 2008

Change in Status – Staff

Hue-Sun Ahn	Psychology Counseling Services From: Professional Service Specialist 2-10 To: Professional Service Specialist 1-10 Effective: January 19, 2008
Alan Bowen	Network & Technical Services From: Professional Services Specialist 3 To: Associate Director 3 Effective: January 19, 2008
John Castaldo	Athletics From: Director 2 (temporary) To: Director 1 Effective: December 22, 2007
Michael Dennis	Student Financial Assistance From: Professional Services Specialist 3 To: Professional Services Specialist 2 Effective: December 8, 2007
Janice Huang	Academic Affairs From: Assistant Dean 6 To: Managing Assistant Director 1 Effective: January 28, 2008
Craig Kapp	User Support Services From: Associate Director 2 To: Managing Assistant Director 2 Effective: December 8, 2007
Eileen Rose	Student Financial Assistance From: Program Assistant (A) To: Professional Services Specialist 3 Effective: January 19, 2008
Andrew Stutzman	User Support Services From: Associate Director 3 To: Associate Director 2 Effective: December 8, 2007
John Trabilcy	User Support Services From: Professional Service Specialist 4 To: Professional Service Specialist 3 Effective: February 2, 2008

Change in Status - Staff - (Continued)

Amanda Winfield-Summiel Records & Registration
From: Project Specialist N18
To: Professional Service Specialist 4
Effective: February 18, 2008

Change in Status – Staff – (Temporary)

Katie Caperna Student Accounts
From: Program Assistant
To: Professional Services Specialist 4
Effective: January 19, 2008

Lisa Panella Student Financial Assistance
From: Program Assistant
To: Associate Director 3
Effective: January 2, 2008

Scott Sferra Student Accounts
From: Assistant Supervisor 3 (A)
To: Project Specialist R23
Effective: January 19, 2008

Resignations – Staff

Heather Connors-Urban Admissions
Professional Service Specialist 4
Effective: January 22, 2008

Matthew Manfra Human Resources
Managing Assistant Director 2
Effective: January 12, 2008

Alexander Martinez Campus Planning
Director 3
Effective: January 5, 2008

**Resolution Appointing Members to the Board of Directors of
the Trenton State College Corporation**

Whereas: The College of New Jersey Board of Trustees approves and appoints the members of the Board of Directors of the Trenton State College Corporation, which shall be composed of one member of The College of New Jersey Board of Trustees, the President of The College of New Jersey, the President of the Corporation, one current member from the College of New Jersey faculty, and five citizens, two of whom shall be currently enrolled, full-time students of the College.

**Therefore,
Be It**

Resolved: That the following individual be appointed by The College of New Jersey Board of Trustees to the Board of Directors of the Trenton State College Corporation:

Mr. Dan Eckrote, student, to a director term for the Corporation effective 2/26/08 through 6/30/09.

February 26, 2008

**RESOLUTION APPROVING WAIVERS
OF ADVERTISING
FOR COLLEGE BUSINESS PURPOSES
AUDIT, RISK MANAGEMENT & COMPLIANCE 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 Audit, Risk Management and Compliance Committee, a subcommittee of The College of New Jersey Board of Trustees,

**NOW, 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
NJ Educational Facilities Authority \$32,500.00	Liability insurance coverage for properties bonded/titled through NJEFA	College Operating - 37% Student Center - 5% Housing - 52% Sports Center - 6%
Rowan University \$397,500.00	TCNJ's share of insurance related costs	College Operating - 67% Student Center - 2% Housing - 29% Sports Center - 2%
Office of the Attorney General \$130,940.00	Legal services provided by the Deputy Attorney General	College Operating

**The College of New Jersey Board of Trustees Resolution
Approving the Student Loan Code of Conduct**

Whereas: In the spirit of proper concern for issues raised by the recent federal and state investigations into student lending practices across the state and nation and in the interest of promoting the best interests of the College's students and their families and further ensuring the trust of the College community and the State of New Jersey, the Administration recommends that the Board of Trustees approve the attached Student Loan Code of Conduct Policy that has been approved by the Office of the Attorney.

**Therefore,
Be It**

Resolved: That the Board hereby approves the attached Student Loan Code of Conduct Policy; and

**Be It
Further**

Resolved: That the President and other appropriate officers of the College be and they hereby are authorized to take such actions, prepare such documents and amendments, affix their signatures on behalf of the College to such documents and amendments, all as may in their judgment be necessary or desirable to accomplish the purposes of this resolution.

THE COLLEGE OF NEW JERSEY
STUDENT LOAN CODE OF CONDUCT

1. Prohibition Against Certain Remuneration to the College

1.1. The College shall not solicit, accept, or agree to accept anything of value from any Lending Institution in exchange for any advantage or consideration provided to the Lending Institution related to its Student Loan activity. This prohibition shall include, but not be limited to:

1.1.1 Any Revenue Sharing agreements;

1.1.2 The College's receipt from any Lending Institution of any computer hardware for which the College pays below market prices; and

1.1.3 Printing costs or services.

1.2 The prohibition of Section 1.1 shall not be construed to prohibit the College from soliciting, accepting or agreeing to accept favorable terms or conditions of a Student Loan inuring directly to Borrowers.

1.3 Notwithstanding anything else in this Code of Conduct, the College may accept assistance as contemplated in regulation promulgated by the Department of Education under Title IV of the Higher Education Act as amended.

2. Prohibition Against Remuneration to College Employees

2.1 The College shall prohibit any officer or employee of the College from accepting anything more than nominal value on his or her own behalf or on behalf of another during any 12 month period from, or on behalf of, a Lending Institution.

2.2 The prohibition of Section 2.1 shall include, but not be limited to, a ban on any payment or reimbursement by Lending Institutions to any College employee for lodging, meals, or travel to conferences or training seminars.

2.3 The prohibition of Section 2.1 shall not be construed to prohibit any officer, trustee, director, employee or agent of the College from conducting non-Student Loan business with any Lending Institution, provided that any officer or employee who is employed by or who provides service to a Lending Institution for remuneration shall disclose such outside activity to the College Ethics Liaison Officer consistent with the requirements of New Jersey State Ethics Code.

2.4 The prohibition of Section 2.1 shall not be construed to prohibit any officer, trustee, director, employee or agent of a Lending Institution who is uninvolved in

the day to day affairs of the Lending Institution's Student Loan business from serving as a board member of the College. This provision shall not prohibit conduct allowed by Governor Corzine's Executive Order 14.

3. Limitation on College Employees Participating on Lender Advisory Boards

3.1 The College shall prohibit any officer, employee or agent of the College who is involved in the day to day affairs of the Office of Student Financial Assistance or the processing of Borrower Student Loans from receiving any remuneration for serving as a member or participant of an advisory board of a Lending Institution, or receiving any reimbursement of expenses for so serving provided, however, that participation on advisory boards that are unrelated in any way to Student Loans and reimbursement of expenses for so serving on such boards shall not be prohibited.

3.2 The prohibition of Section 3.1 shall not prohibit any officer, trustee, director, employee or agent of the College, who is uninvolved in the day to day affairs of the College's Student Financial Assistance office, from serving on a Board of Directors of a publicly traded or privately held company. This provision shall not prohibit conduct allowed by Governor Corzine's Executive Order 14.

4. Preferred Lender Lists

4.1 The College shall not provide or otherwise disseminate or make available a Preferred Lender List that:

4.1.1 is used to deny or otherwise impede a Borrower's choice of lender; or

4.1.2 contains fewer than three unaffiliated Lending Institutions

4.2 Every brochure, web page or other document that sets forth a Preferred Lender List must disclose in plain language the process by which the College selected lenders for the list, including but not limited to the criteria used in compiling the list and the relative importance of those criteria.

4.3 Every brochure, web page or other document that sets forth a Preferred Lender List or identifies any lender as being on said Preferred Lender List shall state in the same font and same manner as the predominant text on the document that a Borrower has the right and ability to select the Lending Institution of his or her choice, is not required to use any to the lenders on the Preferred Lender List, and will suffer no penalty or unnecessary delay by the College for choosing a lender that is not on the Preferred Lender List.

4.4 The College's decision to include a Lending Institution on any Preferred Lender List shall be determined solely by consideration of the best interests of the Borrowers who may use the Preferred Lender List, without regard to the pecuniary interests of the College.

4.5 The composition of any Preferred Lender List shall be reviewed and updated at least once a year by the College.

4.6 No Lending Institution shall be placed on any Preferred Lender List unless the Lending Institution provides assurance to the College and to Borrowers that advertised benefits upon repayment will continue to inure to the benefit of Borrowers regardless of whether the Lending Institution's Student Loans are sold.

4.7 No Lending Institution that, to the College's knowledge after reasonable inquiry, has an agreement to sell its Student Loans to another unaffiliated Lending Institution shall be included on any Preferred Lender List unless such agreement is disclosed therein in the same font and same manner as the predominant text on the document in which the Preferred Lender List appears. Nothing in this section shall be construed to create an obligation for the College to investigate whether Lending Institutions have any such agreement.

5. Prohibition of Lending Institution's Staffing of College Financial Aid Offices

5.1 The College shall not permit any employee or other agent of a Lending Institution from being identified to students of the College or their parents as an employee or agent of the College.

5.2 The College shall prohibit any employee, representative, or agent of a Lending Institution from providing staffing services to the College's Student Financial Assistance office.

5.2.1 The prohibition of Section 5.2 shall not be construed to prohibit any Lender from providing "entrance" and "exit" interviews allowed by regulations promulgated by the Department of Education under Title IV of the Higher Education Act as amended, or emergent and temporary assistance from the New Jersey Higher Education Student Assistance Authority; provided, however, that the College shall provide that any such employee, representative, or agent of a Lending Institution conducting such interview identifies himself or herself as a representative of the Lending Institution and does not promote the Lending Institution's products during such interview.

6 Electronic Loan Documents

6.1 The College shall not direct, in any manner, potential Borrowers to electronic loan applications, electronic master promissory notes or other loan agreements that do not provide a manual (hard copy) processing alternative or other reasonable and convenient alternative for the Borrower to complete such a document with any federally approved Lending Institution offering the relevant loan in this State.

6.2 The College shall provide a reasonable and convenient alternative for loan certification and processing of Student Loans from Lending Institutions that do not participate in an electronic processing system used by the College or is not on the College's Preferred Lender List.

6.3 The College shall not refuse to provide loan eligibility certification to a Lending Institution because that Lending Institution does not participate in an electronic processing system used by the College.

7 School as Lender

7.1 If the College participates in the "school as lender" program under 20 U.S.C. 1085(d)(1)(E), the College may not treat School as Lender loans any differently than if the loans originated directly from a Lending Institution; all sections of this Code apply equally to such School as Lender loans as if the loans were provided by a Lending Institution.

8 Prohibition Against "Opportunity Loans"

8.1 The College shall not arrange with a Lending Institution to provide any Opportunity Loans to Borrowers. Nothing in the Agreement, however, shall be construed to prevent the College from offering or arranging loans to international students, at fair market rates, when those students would be otherwise unable to secure a domestic loan.

9 Definitions

9.1 "Borrower" means a student attending The College of New Jersey, or a parent or guardian of the student, who obtains a Student Loan from a Lending Institution to pay for or finance higher education expenses.

9.2 "College" means The College of New Jersey.

9.3 "Lending Institution" means any entity that directly or through an affiliate engages in the business of making or securitizing Student Loans, or any entity or association of entities that guarantees Student Loans.

9.4 "Opportunity Loans" means Student Loans that a Lending Institution agrees to make up to a specified aggregate amount to students with poor or no credit history, whom the Lending Institution claims would otherwise not be eligible for the Lending Institution's alternative loan program, which are made in exchange for certain minimum loan volume or other benefit that the College agrees to provide to the Lending Institution.

9.5 "Preferred Lender List" means a list of recommended or suggested Lending Institutions that the College makes available for use, in print or in any other medium or form, by Borrowers, prospective Borrowers, or others.

9.6 "Revenue Sharing" means any arrangement in which a Lending Institution pays the College or an affiliated entity or organization of the College a percentage of the principal of each Student Loan directed towards the College from a Borrower or any form of commission related to the Student Loan.

9.7 "Student Loan" means any loan that is made insured, or guaranteed under "Part B of Title IV of the federal "Higher Education Act of 1965" or any private loan issued by a Lending Institution or any loan issued pursuant to a New Jersey statutorily established loan program for the purposes of paying for or financing higher education expenses but not including credit cards or home equity loans.

10 Modification

10.1 The College shall not modify or amend this Code unless prior written notice is provided to the Office of the Attorney General of the State of New Jersey.

Approved by Resolution of the Board of Trustees on February 26, 2008 with an effective date of April 1, 2008.

**The College of New Jersey Board of Trustees Resolution
Appointing an Ethics Liaison Officer**

Whereas: Inasmuch as the State of New Jersey mandates pursuant to Section V.3 of Executive Order No. 1 (Corzine, 2006) that every State department, board, commission, authority, agency and instrumentality shall appoint an individual to serve as an ethics liaison officer, and recognizing the important role of such officer in ensuring compliance with applicable ethics law and high ethical standards, the Administration recommends that the Board of Trustees approve the appointment of the General Counsel as the Ethics Liaison Officer of the College.

Therefore,
Be It

Resolved: That the General Counsel of the College shall serve as the Ethics Liaison Officer of the College; and

Be It
Further

Resolved: That the Ethics Liaison Officer of the College may, with the concurrence of the President, appoint other College employees to serve as deputy ethics liaison officers; and

Be It
Further

Resolved: That the Ethics Liaison Officer shall work with the President and other officers of the College in coordinating the College's efforts with respect to applicable ethics law and policy and on such matters shall advise and report to the Audit, Risk Management and Compliance Committee of the Board of Trustees.

Be It
Further

Resolved: That the President, the Ethics Liaison Officer, deputy ethics liaison officers and other appropriate officers of the College be and they hereby are authorized to take such actions, prepare such documents and amendments, affix their signatures on behalf of the College to such documents and amendments, all as may in their judgment be necessary or desirable to accomplish the purposes of this resolution.

**The College of New Jersey Board of Trustees Resolution Appointing
an Equal Employment Opportunity and Affirmative Action Officer**

Whereas: Inasmuch as the State of New Jersey mandates that the each State department or agency shall appoint an individual to serve as an equal employment opportunity and affirmative action officer, and recognizing the important role of such officer in ensuring fair and just treatment of employees and applicants for employment at the College, the Administration recommends that the Board of Trustees approve the appointment of the General Counsel as the Equal Employment Opportunity and Affirmative Action Officer of the College.

**Therefore,
Be It**

Resolved: That the General Counsel of the College shall serve as the Equal Employment Opportunity and Affirmative Action Officer of the College; and

**Be It
Further**

Resolved: That the Equal Employment Opportunity and Affirmative Action Officer shall work with the President and other officers and the Director of Human Resources of the College in coordinating the College's Equal Employment Opportunity and Affirmative Action efforts and with respect to such matters shall advise and report to the Audit, Risk Management and Compliance Committee of the Board of Trustees.

**Be It
Further**

Resolve: That the President, the Equal Employment Opportunity and Affirmative Action Officer and other appropriate officers of the College be and they hereby are authorized to take such actions, prepare such documents and amendments, affix their signatures on behalf of the College to such documents and amendments, all as may in their judgment be necessary or desirable to accomplish the purposes of this resolution.

**The College of New Jersey Board of Trustees Resolution
Appointing a Compliance Officer**

Whereas: Recognizing the important role of a compliance officer in an effective compliance program, the Administration recommends that the Board of Trustees approve the appointment of the General Counsel as the Compliance Officer of the College.

Therefore,
Be It

Resolved: That the General Counsel of the College shall serve as the Compliance Officer of the College; and

Be It
Further

Resolved: That the Compliance Officer shall work with the President and other officers of the College in coordinating the College's compliance efforts and on such matters shall advise and report to the Audit, Risk Management and Compliance Committee of the Board of Trustees.

Be It
Further

Resolved: That the President, the Compliance Officer and other appropriate officers of the College be and they hereby are authorized to take such actions, prepare such documents and amendments, affix their signatures on behalf of the College to such documents and amendments, all as may in their judgment be necessary or desirable to accomplish the purposes of this resolution.

**The College of New Jersey Board of Trustees Resolution
Approving a Compliance Policy and Ratifying Best Practices**

Whereas: In the spirit of the Sarbanes-Oxley Act of 2002 and proper concern for issues raised by the October 2007 Report of the State of New Jersey Commission of Investigation regarding Public Higher Education and the duties that relate to the conduct of the College's operations and governance, and in the interest of promoting proper oversight, accountability and transparency, the Administration recommends that the Board of Trustees approve the attached Compliance Policy and ratify the best practices implemented by the College as set forth in the attached Compliance Best Practices.

Therefore,
Be It

Resolved: That the Board hereby approves the attached Compliance Policy and ratifies the best practices implemented by the College as set forth in the attached Compliance Best Practices; and

Be It
Further

Resolved: That the President, Compliance Officer and other appropriate officers of the College be and they hereby are authorized to take such actions, prepare such documents and amendments, affix their signatures on behalf of the College to such documents and amendments, all as may in their judgment be necessary or desirable to accomplish the purposes of this resolution; and

Be It
Further

Resolved: That the Audit, Risk Management and Compliance Committee of the Board shall, not less than annually, review and consider and make recommendations regarding adoption by the Board of any enhancements to the Compliance Policy and Compliance Best Practices that are proposed by the Administration or the College's external auditor.

**THE COLLEGE OF NEW JERSEY
COMPLIANCE POLICY**

The College recognizes the importance of an effective compliance program in promoting the oversight, accountability and transparency necessary for ensuring the proper conduct of the College's operations and governance in realizing the mission of the College and maintaining the trust of the College community and the people of New Jersey.

The College endorses the following elements for the College's compliance program:

1. Implementing written policies and procedures;
2. Designating a compliance officer and compliance committee (Audit, Risk Management and Compliance Committee of the Board of Trustees);
3. Conducting effective training and education;
4. Developing effective lines of communication;
5. Conducting internal monitoring and auditing;
6. Enforcing standards through well-publicized disciplinary guidelines; and
7. Responding promptly to detected problems and undertaking corrective action.

The Compliance Officer shall work with the President and other officers of the College in coordinating compliance efforts and on such matters shall advise and report to the Audit, Risk Management and Compliance Committee of the Board of Trustees.

THE COLLEGE OF NEW JERSEY

Compliance Best Practices

1. Policies and Procedures

The College shall develop and effectively communicate to the College community written policies and procedures to ensure compliance with applicable laws and regulations and recognized best practices in the governance and operations of an institution of higher education with a goal of reducing and eliminating fraud, waste and abuse. The Board of Trustees will approve a College Code of Ethics and Conflict of Interest Policy in compliance with State regulations and consistent with institutional expectations for ethical conduct at The College of New Jersey. The Administration shall annually review and make recommendations for enhancements to these Compliance Best Practices to the Audit, Risk Management and Compliance Committee of the Board of Trustees (the "Committee").

2. Oversight

Board of Trustees

The Committee was established in 2007 to assist the Board of Trustees in providing oversight to ensure accountability and transparency in the governance and operations of the College consistent with the spirit of the Sarbanes-Oxley Act of 2002.

The Committee's role includes a focus on qualitative aspects of financial reporting, processes for managing risk, adequacy of internal controls, and compliance with applicable legal, ethical and regulatory requirements and an appropriate auditing and monitoring plan.

The Committee is comprised of publicly appointed members of the Board of Trustees. The Committee's charter outlines the Committee's functions and responsibilities, including the:

- selection and oversight of the College's external auditing firm.
- oversight of the processes for the identification and assessment of general operational risk.
- review of the adequacy of the system of internal controls.
- coordination with College management of the identification and prioritization of opportunities for compliance review.

Compliance Officer

The Board has designated the General Counsel as the Compliance Officer and Ethics Liaison Officer of the College. In such roles the General Counsel shall periodically report to the Committee significant developments in the areas of compliance and ethics. The Compliance Officer shall work with the President and other officers of the College in

coordinating compliance efforts and on such matters shall advise and report to the Committee.

External Financial Accounting

- The public accounting firm selected by the Board shall prepare and provide to management and the Audit Committee the scope and procedural plans for an annual external audit of the College and its affiliated organizations.
- The College's financial statement auditor shall not perform non-audit services for the College without prior approval by the Committee.
- In the fall following the close of each fiscal year, the external auditors will report the results of the annual financial audit to the appropriate Board committee(s). In addition to providing the financial statements and related notes, the external auditors will advise the Board on the College's compliance with generally accepted best practices for financial reporting in Higher Education.
- The President and Chief Financial Officer shall attest to the integrity of the College's audited Financial Statements.
- Sub-certification – College Department Managers shall attest to the reliability of financial statements prepared by their individual departments.

3. Training and Education

The Compliance Officer and the Director of Human Resources shall work with the Administration to identify the need for and develop and deliver to College employees appropriate training and education in furtherance of the compliance program.

4. Communication

The Administration shall effectively communicate to the College community written policies and procedures concerning ethics and compliance.

5. Internal Monitoring and Auditing

Internal Controls and Operational Risk

- A comprehensive internal controls assessment of financial procedures and reporting was prepared by the Administration on 2006.
- The report was reviewed by the Committee.
- The Committee authorized the Administration to contract with external advisors to review its assessment of internal controls and identify gaps that could present significant risks to the College.

- Those external advisors will submit to the Committee a report describing the nature of the risk(s) and a plan for resolution, no later than six months after the completion of the assessment.
- The Administration will annually evaluate and test its internal controls over financial reporting, and identify to the Committee areas of potential significant risk.
- Appropriate Department Managers and the designated College Internal Audit Officer will attest to the integrity of the annual internal controls report to the Committee.

6. **Enforcing Standards**

The College shall consistently take appropriate remedial action to enforce expected standards of conduct by employees consistent with applicable law, policies and agreements.

7. **Detecting and Correcting Problems**

Employees shall be encouraged to report noncompliance with applicable laws, regulations and policies. The College will develop and implement a Compliance Helpline to enable employees, students, vendors and other interested parties to report misconduct in a confidential and anonymous (if desired) manner. The College shall promptly investigate all credible claims of fraud, waste and abuse and any other noncompliance and take appropriate corrective action.

RESOLUTION APPROVING WAIVERS
OF ADVERTISING
FOR COLLEGE BUSINESS PURPOSES
(Professional and Other Services)

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,

NOW, 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
<u>Services for Fiscal Year 2008</u>		
Barnes and Noble \$58,933.00	Academic attire for commencement	College Operating
<u>Annual Services for the Period July 1, 2008 to June 30, 2009</u>		
ECSI \$28,000.00	Billing & collection of student loans	College Operating
J & J Staffing \$200,000.00	Temporary personnel services	College Operating with Charge-Back to Functional Units
Mary Pomerantz Advertising \$90,000.00	Personnel advertisements	College Operating
Sallie Mae \$225,000.00	Outsourcing of credit card processing	Student Charges
Common Application \$45,000.00	On-line admissions application manager	College Operating
Oliver Communications Group \$50,000.00	Communications cable installation	College Operating
Albatross Hotel \$29,000.00	Faculty housing for the summer program in Mallorca, Spain	Self Funded Revenue
Bellver International College \$29,865.00	Rental of facilities for the summer program in Mallorca, Spain	Self Funded Revenue
Barnes and Noble \$4,100,000.00	Bookstore and academic attire for commencement for FY09	Sales Revenue

February 26, 2008

Assessment Technology Institute \$36,640.00	Nursing testing package	Student Charges
National Center for Education Information \$60,000.00	Consultant for the Teacher Quality Enhancement - Grant	Grant
CedarCrestone \$1,862,800.00	Consulting services for the PeopleSoft Student Administration System project	Operating Reserves
<u>Inter-Agency for the Period July 1, 2008 to June 30, 2009</u>		
NJEdge \$148,493.00	Annual dues and network link for FY09	College Operating
U.S. Postal Service \$368,900.00	Postage expenses and fees	College Operating with Charge- Back to Functional Units
NJ Association of State Colleges & Universities \$163,773.00	Association membership dues	College Operating

**RESOLUTION APPROVING WAIVERS
OF ADVERTISING
FOR COLLEGE BUSINESS PURPOSES
(Annual Maintenance Contracts)**

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,

**NOW, 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
<u>Computing and Technical for the Period July 1, 2008 to June 30, 2009</u>		
Computer Associates, Inc. \$35,000.00	Software maintenance for the security and accounting systems on the mainframe for FY09	College Operating
Ex-Libris/Voyager \$63,578.00	Maintenance for automated card catalog system at the Library for FY09	College Operating
IBM \$103,000.00	Maintenance for hardware and software licenses costs for FY09	College Operating
Novell, Inc. \$93,000.00	Master license agreement and software upgrade for FY09	College Operating
Oracle Corporation \$126,000.00	Site license for relational database platform for FY09	College Operating
Oracle Corporation \$286,500.00	Maintenance and service on the college's PeopleSoft Systems for FY09	College Operating
Sungard/Higher Education \$154,118.00	Maintenance, service and consulting services for the college's legacy administrative information systems for fy09	College Operating
Sun Microsystems \$60,000.00	Hardware, software and maintenance for the internet and e-mail systems for FY09	College Operating
Software International Inc \$62,615.18	Microsoft campus agreement for FY09	College Operating
Siemens Information & Communication Networks \$138,075.00	Maintenance for voice communications systems for FY09	College Operating - 30% Student Fee - 70%

February 26, 2008

Sungard
\$50,366.00

Disaster recovery services for the IBM mainframe and
administrative information systems for FY09

College Operating

Business Objects
\$33,000.00

Business intelligence tool yearly maintenance for the
Student Administration System

College Operating

RESOLUTION APPROVING WAIVERS
OF ADVERTISING
FOR COLLEGE BUSINESS PURPOSES
(Annual Leases, Purchases & Utilities)

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,

NOW, 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
--------	---------	----------------

Library Acquisitions for the Period July 1, 2008 to June 30, 2009

Midwest Library Services \$30,000.00	Books and library materials	College Operating
Baker and Taylor \$175,000.00	Books and library materials	College Operating
EBSCO Subscription Srv \$610,000.00	Serials and electronic journal provider	College Operating
Blackwell's Book Service \$150,000.00	Books and library materials	College Operating
Elsevier \$32,000.00	Electronic information database services - Scientific, Medical & Technical information	College Operating
Yankee Book Peddler \$100,000.00	Books and library materials	College Operating
Palinet \$200,000.00	Online bibliographic services and library materials	College Operating
Vale \$170,000.00	Electronic information services	College Operating
ProQuest \$30,000.00	Electronic information, books and periodical materials	College Operating

Utilities for the Period July 1, 2008 to June 30, 2009

Comcast Cable Television \$140,000.00	Cable television to the campus for FY09	Housing 84% TSC Corp 9% Student Center 1% College Operating 6%
Verizon \$192,700.00	Local, long distance and cell telephone services	Student Revenue 4% College Operating 96% with charge back to functional areas

February 26, 2008

Resolution of the Board of Trustees of The College of New Jersey Approving Commencement of Negotiation of the Terms of and Documents for the Restructuring of Variable Rate Tax-Exempt Revenue Bonds Issued by the New Jersey Educational Facilities Authority on Behalf of The College of New Jersey in Order to Counteract the Adverse Effect of the Sub-Prime Mortgage Crisis on Such Variable Rate Bonds

- Whereas: The New Jersey Educational Facilities Authority (the "Authority") was created pursuant to the New Jersey Educational Facilities Authority Law, P.L. 1967, c. 271, N.J.S.A. 18A:72A-1 et seq., as amended and supplemented (the "Act") and authorized to issue its obligations to provide a means for New Jersey public and private colleges and universities to obtain financing to construct educational facilities as defined in the Act; and
- Whereas: Pursuant to the Act, the Authority has issued its Revenue Bonds, The College of New Jersey Issue, Series 1999 A in the original aggregate principal amount of \$146,455,000 (the "1999 A Bonds") and its Revenue Bonds, The College of New Jersey Issue, Series 2002 D in the original aggregate principal amount of \$138,550,000 (the "2002 D Bonds"); and
- Whereas: The 1999 A Bonds are variable rate demand obligations which are insured by Ambac Assurance Corporation ("Ambac") for which liquidity is provided through a standby bond purchase agreement; and
- Whereas: The 2002 D Bonds are in "R-Float Mode", for which, like auction rate bonds, no liquidity is provided and which are insured by Financial Guaranty Insurance Company ("FGIC"); and
- Whereas: In connection with the 1999 A Bonds and the 2002 D Bonds, on behalf of The College of New Jersey (the "College"), the Authority has entered into interest rate swap agreements relating to such Bonds; and
- Whereas: A result of the sub-prime mortgage crisis, one or more of S & P, Moody's and Fitch (the "Rating Agencies") have or are expected to, downgrade the financial and/or claims paying strength of certain bond insurers (including Ambac and FGIC) and/or of certain brokers and swap providers; and
- Whereas: The sub-prime mortgage crisis and such downgrades and potential downgrades have had a widespread effect on the market for short-term tax-exempt obligations including the 1999 A Bonds and the 2002 D Bonds and have adversely affected the borrowing costs of the College; and
- Whereas: The College, in conjunction with the Authority, is investigating various restructuring alternatives for the 1999 A Bonds and 2002 D Bonds including, inter alia, reinsurance or substitution of new insurance, change of the 1999 A Bonds (either through conversion or current refunding) from insured variable rate demand obligations with a liquidity facility to uninsured variable rate demand obligations with a letter of credit, change of the 2002 D

Bonds (either through conversion or current refunding) from R-Floats Mode to uninsured variable rate demand mode with a letter of credit, termination or continuation of any or all related existing swaps, entry into additional swaps, change of the 1999 A Bonds and/or the 2002 D Bonds (either through conversion or current refunding) from variable rate to fixed rate; and

Whereas: After consideration of applicable alternatives, the Board of Trustees (the "Board") of The College of New Jersey has determined that it is advisable and beneficial to authorize the within defined Authorized Officers to commence negotiation of the terms of and documentation for the restructuring of the 1999 A Bonds and the 2002 D Bonds through elimination of insurance and conversion of such Bonds to variable rate demand bonds with liquidity and credit provided by a letter of credit (the "Restructuring"); and

Whereas: Although existing bond documents permit conversion from one interest rate mode to another, it may be necessary to implement the Restructuring through a current refunding in order to eliminate the existing insurance provided by Ambac and FGIC; and

Whereas: It may be advantageous to the College to terminate one or more of the existing swaps or to retain the existing swaps in connection with Restructuring; and

Whereas: The Board has determined that it is advisable and beneficial to the College and the College's students to authorize the President and the Treasurer (the "Authorized Officers") to commence negotiation of the terms of and documentation for the Restructuring; and

Therefore,
Be It

Resolved: By the Board of Trustees of The College of New Jersey as follows:

- Section 1. The Board hereby authorizes the Authorized Officers to commence negotiation of the terms of and documentation for the Restructuring and to expend an amount not to exceed \$100,000 in furtherance of such negotiations of the Restructuring.
- Section 2. The Authorized Officers are hereby authorized to take and all actions necessary or appropriate in furtherance of such negotiations of the Restructuring provided that the Authorized Officers do not expend moneys in excess of the maximum amount approved in this Resolution without further authorization from the Board and provided further that the Authorized Officers are hereby authorized and directed to present the final terms and conditions of the Restructuring (including without limitation, any actions or amendments to be undertaken in connection with the existing swaps) to the Board for review and approval.
- Section 3. Any and all prior actions of any Authorized Officer in furtherance of the negotiation of the Restructuring are hereby ratified and confirmed.
- Section 4. This resolution will take effect immediately.

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

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,

NOW 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
Cody Eckert & Associates Architects \$40,000	Professional design services for Student Affairs reorganization	College Operating
Blackboard, Inc. \$144,003	Annual maintenance agreement and operating expenses for access control services and equipment	Housing Operating
Besam Automated Entrance Systems, Inc. \$35,136	Full service and preventative maintenance program for all automatic door operators	College Operating - 51% Housing Operating - 44% Student Center Operating - 5%
Solar Turbines \$262,100	Service agreement for the integrated combustion turbine generator system and controls	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Scales Industrial Technologies \$92,500	Rebuild gas compressors	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Johnson Controls \$37,700	Annual service contract for the chiller plant and computerized chiller controls	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Siemens Fire Safety \$68,000	Fire alarm service agreement	College Operating - 50% Housing Operating - 50%
SimplexGrinnell \$81,620	Fire alarm service agreement	College Operating - 35% Housing Operating - 65%
Honeywell International, Inc. \$405,712	Service contract for energy management, fire alarm and security system	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%

February 26, 2008

VENDOR	PURPOSE	FUNDING SOURCE
Enerwise Global Technologies \$38,190	Maintenance contract for campus metering system	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
GE Infrastructure Water and Process Technologies \$65,916	Water treatment and testing services for the Central Utilities Plant	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Ewing Township \$292,161	Sewage disposal services	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Public Service Electric and Gas \$7,343,425	Purchase of regulated utility service—natural gas and electric	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%
Trenton Water Works \$223,860	Water services	College Operating - 54% Housing Operating - 37% Student Center Operating - 9%

**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,

NOW 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
Cody Eckert & Associates Architects \$224,000	Professional design services for the 68 Library swing space renovation	E&G Capital Reserves
M. Disko Associates \$43,685	Professional design services for the Athletic Field turf replacement at Lions' Stadium	E&G Capital Reserves
Faridy, Veisz, Fraytak \$60,500	Professional design services for water infiltration remediation projects at the Administrative Services Building, Loser Hall and Music Building	E&G Capital Reserves
Department of Community Affairs \$101,000	Construction project review and permit fees	93% E&G Capital Reserves 7% Housing Capital Reserves
Underwood Engineering and Testing, Inc. \$33,000	Testing services for the Art and Interactive Multimedia Building	2002d Bond
Tompkins, McGuire, Wachenfeld and Barry \$36,858	Legal services associated with construction projects	E&G Capital Reserves

February 26, 2008