

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION APPROVING THE WAIVER OF PUBLIC ADVERTISING AND BIDDING
FOR ADVERTISING AND ENTERTAINMENT SERVICES IN FY23**

WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Board of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding within certain rules and regulations; and

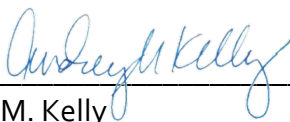
WHEREAS: The Kean University Board of Trustees has considered a number of requests for a Waiver of Public Advertising and Bidding for certain purchases, contracts and services; now, therefore, be it

RESOLVED: The Kean University Board of Trustees approves the request for a waiver of Public Advertising and Bidding, and an amendment to an existing waiver, for the following contracts related to advertising and entertainment services in FY23:

<u>Advertising, Entertainment</u>	<u>Not to Exceed</u>
Outfront Media	\$580,000 (<i>amends fy23</i>)
MB Productions	\$118,000

RESOLUTION
ADOPTED: March 6, 2023

DULY
CERTIFIED: March 6, 2023



 Audrey M. Kelly
 Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE WAIVER OF PUBLIC
ADVERTISING AND BIDDING FOR PROFESSIONAL CONSULTING SERVICES
WITH EAB IN FY23**

WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Boards of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding provided certain rules and regulations are followed; and

WHEREAS: The Kean University Board of Trustees considered a number of appropriate requests for the Waiver of Public Advertising and Bidding related to certain purchases, contracts and services; and

WHEREAS: The Kean University Board of Trustees awarded EAB a bid waiver via public resolution 22-09-19-2708 dated September 19, 2022 and now wishes to amend that waiver; now, therefore, be it

RESOLVED: The Kean University Board of Trustees approves an amendment to the waiver of Public Advertising and Bidding for the following contract related to professional consulting services and information technology in FY23:

Professional Services

EAB

Not to Exceed

\$570,000

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023

Audrey M. Kelly
Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION AUTHORIZING THE PRESIDENT TO AWARD A CONTRACT TO ABM INDUSTRY
GROUPS LLC FOR HOUSEKEEPING AND GROUNDS MAINTENANCE SERVICES**

Bid No: K22-4-6-2

WHEREAS: The Kean University Act, N.J.S.A. 18A:64O-1, et seq. (“the Kean Act”) requires a resolution from the Kean University Board of Trustees to approve contracts for the operation of the University; and

WHEREAS: The Kean University Board of Trustees is authorized to act at any regular or special Board meeting to award publicly advertised contracts to the responsible bidder whose bid, conforming to the invitation for bids, will be most advantageous to the University, price and other factors considered; and

WHEREAS: Kean University requires the use of housekeeping and grounds maintenance services to support its campuses throughout the year; and

WHEREAS: Kean University has advertised, received and reviewed all bids submitted for the contract; and

WHEREAS: Upon review of all submitted bids, the University determined ABM to be the lowest responsible Bidder whose bid is conforming to the invitation for bids and is most advantageous to the University considering price and other factors; now, therefore, be it

RESOLVED: The Kean University Board of Trustees, approves the award and execution of a three-year contract, commencing in fiscal year 2023, with **ABM Industry Groups LLC, One Liberty Plaza, 7th Floor, New York, NY 10006** in an amount **not to exceed \$9,064,228.65 annually**. The contract may be extended for up to seven (7), one (1) year renewals based on need, performance, and availability of funds, with an annual increase consistent with the Consumer Price Index each year extended beyond the initial 3 years;

RESOLVED: The Kean University Board of Trustees hereby authorizes the President or his designee to take such actions as may be necessary or required to implement this Resolution.

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director, Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO DI GROUP ARCHITECTURE
FOR KEAN UNIVERSITY MASTER PLAN PREPARATION SERVICES**

WHEREAS: The Kean University Act, N.J.S.A. 18A:64O-1, et seq. (“Kean Act”) requires a resolution from the Kean University Board of Trustees to enter into contracts and agreements for the operation of the University; and

WHEREAS: Kean University requires services to update the Kean University Master Plan for a 10-year period including the development of a deferred maintenance plan; and

WHEREAS: Kean University issued a request for proposals to companies that perform master plan work, and received and reviewed all proposals submitted; and


WHEREAS: Upon review of all submitted proposals, the University determined DI Group Architecture is the strongest candidate based on critical areas of evaluation and the most advantageous to the University; now, therefore, be it

RESOLVED: The Kean University Board of Trustees authorizes the award of a contract for master plan services with **DI Group Architecture, 15 Bethany Street, New Brunswick, NJ 08901** in an amount not to exceed **five hundred and forty-five thousand and three hundred dollars (\$545,300)**, commencing in fiscal year 2023; and, be it further

RESOLVED: The Board of Trustees authorizes the President or his designee to award to take such actions as may be necessary or required to implement this resolution.

RESOLUTION
ADOPTED: March 6, 2023

DULY
CERTIFIED: March 6, 2023



 Audrey M. Kelly
 Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION PROVIDING CONDITIONAL APPROVAL OF THE DRAFT FY22
COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR KEAN UNIVERSITY
PREPARED BY PFK O'CONNOR DAVIES**

- WHEREAS: Kean University is required to file certain documents with the Treasurer of State of New Jersey by the end of March, including its certified, final audited financial statements for the previous fiscal year; and
- WHEREAS: Completion of the University's annual audit process for FY22 was delayed for a period of time while Kean and other state universities awaited necessary financial information from the state of the New Jersey; and
- WHEREAS: Kean recently received the information, which allowed its external auditor, PFK O'Connor Davies, to complete its audit of fiscal year 2022 in draft form pending the completion of confirmations and checks which are best practices in the industry; and
- WHEREAS: PKF O'Connor Davies shared its audit findings with the Finance & Audit Committee in draft form on March 1 and anticipates issuing those findings in final form before the end of the month once required confirmations and checks are completed; and
- WHEREAS: Copies of the draft financial statements also were shared with all members of the Board of Trustees; and
- WHEREAS: The University's CFO seeks Board approval of the draft financial statements in order to meet the end of March state filing deadline, and does so with the caveat that, if any significant or material changes to the audit take place prior to the filing they will be brought to the attention of the Board prior to filing; and
- WHEREAS: The University's CFO recommends that Board action be taken on the draft form of the audit as it contains no material findings and the vote will allow the University to file with the state Treasurer in a timely manner; now, therefore, be it
- RESOLVED: The Board of Trustees accepts the draft audited financial statements for FY22 prepared by PFK O'Connor Davies and reviewed in committee, and authorizes the President or his designee to finalize the annual audit and submit it to the state Treasurer in April with these conditions:

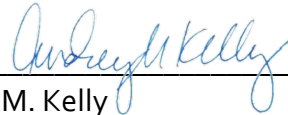
- The Board, through its chair, is informed if any significant or material change to the audited financial statements takes place and will be so informed prior to the filing of the final statements with the state Treasurer; and
- The final, certified financial statements will be shared with the full board and reviewed once again in the Finance and Audit Committee in May 2023.

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION APPROVING THE WAIVER OF PUBLIC ADVERTISING AND BIDDING
FOR PROFESSIONAL SERVICES IN FY23**

WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Board of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding within certain rules and regulations; and

WHEREAS: The Kean University Board of Trustees has considered a number of requests for a Waiver of Public Advertising and Bidding for certain purchases, contracts and services; now, therefore, be it

RESOLVED: The Kean University Board of Trustees approves the request for a waiver of Public Advertising and Bidding for the following professional services contract in FY23:

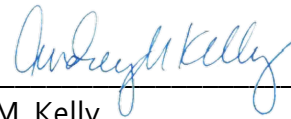
<u>Professional Services</u>	<u>Not to Exceed</u>
Vista Convention Services	\$150,000

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION APPROVING THE WAIVER OF PUBLIC ADVERTISING AND BIDDING
FOR SPECIALIZED EQUIPMENT IN FY23**

WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Board of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding within certain rules and regulations; and

WHEREAS: The Kean University Board of Trustees has considered a number of requests for a Waiver of Public Advertising and Bidding for certain purchases, contracts and services; now, therefore, be it

RESOLVED: The Kean University Board of Trustees approves the request for a waiver of Public Advertising and Bidding for the following contract in FY23:

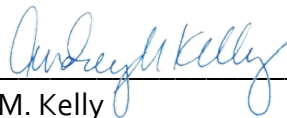
<u>Specialized Equipment</u>	<u>Not to Exceed</u>
Productions Unlimited, Inc.	\$120,000

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION ACKNOWLEDGING UPDATES TO NEW JERSEY LAW REGARDING edTPA
AND RESCINDING BOARD RESOLUTION 18-09-10-2291 IN RESPONSE**

WHEREAS: New Jersey Governor Phil Murphy recently signed into law S896 w/GR, which prohibits the State Board of Education from requiring the completion of a Commissioner-approved performance-based assessment for certification; and

WHEREAS: Among its other provisions, the new law immediately disallows the required use of standardized edTPA assessment and related fees; and

WHEREAS: The Board of Trustees adopted Resolution 18-09-10-2291 in a public voting session in September 2018 which established a \$300 edTPA laboratory fee in compliance with previous state law; and

WHEREAS: The Board wishes to comply with the new law and rescind Resolution 18-09-10-2291 adopted in September 2018; now, therefore, be it

RESOLVED: The Kean University Board of Trustees does officially vote to rescind resolution 18-09-10-2291 and, by doing so, comply with new state law that prohibits the requirement of a Commissioner-approved performance-based assessment for certification and its related fees; and, be it further

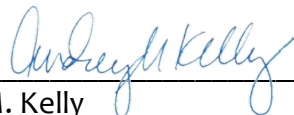
RESOLVED: The Board authorizes the fees to be rescinded as of December 16, 2022, the date that S896 w/GR was signed into law by Governor Murphy.

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director for Board Operations

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION BY THE KEAN UNIVERSITY BOARD OF TRUSTEES HONORING
DR. JUNEAU GARY AND BESTOWING THE APPOINTMENT OF
PROFESSOR EMERITA**

- WHEREAS: Dr. Juneau Gary served as an integral, respected and admired member of Kean University community for more than 25 years, in roles ranging from professor and department chair in the Counselor Education department, to leadership roles on several strategic, campus-wide committees; and
- WHEREAS: Dr. Gary contributed significantly to the growth and development of Kean University during her tenure, earning high praise from students and colleagues for her teaching, from colleagues for her research and scholarship, and from graduates who recognized her mentorship and support; and
- WHEREAS: Dr. Gary also distinguished herself through research and publications, contributing regularly to several peer-reviewed publications in her field and presenting both nationally and internationally on topics connected to psychology and counseling benefits; and
- WHEREAS: Dr. Gary also served as chair of the important University Planning Council for several years, leading campus-wide efforts to develop strategic plans for Kean, and more recently helped shepherd the institution through its most recent, successful re-accreditation; and
- WHEREAS: Dr. Gary has fulfilled all requirements for designation as Professor Emerita; now, therefore, be it
- RESOLVED: The Kean University Board of Trustees does congratulate Dr. Juneau Gary and bestow upon her the designation of Professor Emerita of Kean University.

RESOLUTION
ADOPTED:

March 6, 2023

DULY
CERTIFIED:

March 6, 2023



Audrey M. Kelly
Executive Director for Board Operations

**KEAN UNIVERSITY
UNION, NEW JERSEY**


**RESOLUTION APPROVING AN AMENDMENT TO THE WAIVER OF PUBLIC
ADVERTISING AND BIDDING FOR DECA, INC. STUDENT FUNDED INITIATIVES
IN FY23**

- WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Board of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding within certain rules and regulations; and
- WHEREAS: The Kean University Board of Trustees approved an FY23 Waiver of Public Advertising and Bidding for a series of contracts related to the DECA, Inc. programs via resolution 22-09-19-2704 adopted in public session in September 2022; and
- WHEREAS: A request to amend a portion of that waiver to reflect increased demand by students participating in DECA, Inc. programming has been submitted and reviewed; now, therefore, be it
- RESOLVED: The Kean University Board of Trustees approves an amendment to the request for a waiver of Public Advertising and Bidding for the following contract related to DECA, Inc. programming in FY23:

<u>Student Contracts, DECA, Inc.</u>	<u>Not to Exceed</u>
Caesars Entertainment Properties	\$1,150,000

RESOLUTION
ADOPTED: March 6, 2023

DULY
CERTIFIED: March 6, 2023



 Audrey M. Kelly
 Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION APPROVING THE WAIVER OF PUBLIC ADVERTISING AND BIDDING
FOR INFORMATION TECHNOLOGY SERVICES IN FY24-FY26**

WHEREAS: The New Jersey State College Restructuring Act of 1994, signed by Governor Whitman, delegates to the Board of Trustees of the state colleges and universities the authority to waive Public Advertising and Bidding within certain rules and regulations; and

WHEREAS: The Kean University Board of Trustees has considered a number of requests for a Waiver of Public Advertising and Bidding for certain purchases, contracts and services; now, therefore, be it

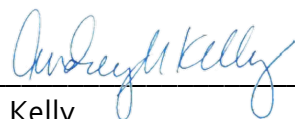
RESOLVED: The Kean University Board of Trustees approves the request for a waiver of Public Advertising and Bidding for the following multi-year (FY24-26) contract:

Info Technology
EXXAT LLC

Not to Exceed
\$290,000* (Total amount of
3-years, FY24-26)

RESOLUTION
ADOPTED: March 6, 2023

DULY
CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director to the Board of Trustees

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FOR RECYCLING
ENHANCEMENT FROM THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION**

WHEREAS: Kean University is dedicated to advancing research and scholarship as well as meeting its public responsibility to provide the state of New Jersey with high quality training, professional development opportunities and community outreach programs; and

WHEREAS The following grant from the New Jersey Department of Environmental Protection supports the University in meeting its commitments, adhering to its overall mission and advancing opportunities for its students, faculty and the broader community it serves:

Recycling Enhancement Act Grant: \$87,940

and,

WHEREAS: Kean University wishes to pursue this grant-funded initiative and will continue to seek external funds in support of its mission; now, therefore, be it

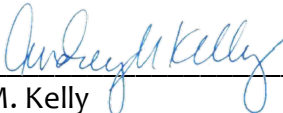
RESOLVED: The Kean University Board of Trustees hereby authorizes the acceptance of this grant from the NJ Department of Environmental Protection and commits to meeting all of the requirements attached with its conveyance.

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director for Board Operations

**KEAN UNIVERSITY
UNION, NEW JERSEY**

**RESOLUTION ADVISING THE PUBLIC THAT THE KEAN UNIVERSITY
BOARD OF TRUSTEES WILL HOLD AN EXECUTIVE SESSION
MONDAY, MARCH 6, 2023 WHICH SHALL BE CLOSED TO THE PUBLIC**

WHEREAS: The Open Public Meetings Act allows certain matters to be reserved for discussion in a closed meeting; and

WHEREAS: The Board is required to advise the public in advance as to the subjects to be reserved for a closed meeting and when that discussion can be disclosed to the public; now, therefore, be it

RESOLVED: The Board of Trustees will hold an Executive Session which shall be closed to the public on Monday, March 6, 2023, to consider personnel matters as well as attorney-client privileged contract negotiations; and, be it further

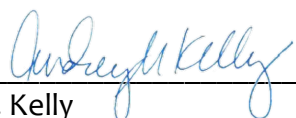
RESOLVED: The minutes of these matters will be divulged at a point in time when the underlying reasons for confidentiality are no longer present.

RESOLUTION

ADOPTED: March 6, 2023

DULY

CERTIFIED: March 6, 2023



Audrey M. Kelly
Executive Director to the Board of Trustees