

BOARD OF TRUSTEES
THE CITY UNIVERSITY OF NEW YORK

COMMITTEE ON
FISCAL AFFAIRS

MINUTES OF THE MEETING
FEBRUARY 4, 2013

The meeting was called to order at 4:48 p.m.

There were present:

Committee Members:

Hon. Joseph J. Lhota, Chair
Hon. Valerie L. Beal
Hon. Judah Gribetz
Hon. Carol Robles-Roman
Hon. Kathleen M. Pesile
Hon Terrence F. Martell, faculty member
Mr. Jeffrey Aikens, student member
President James Muyskens, COP liaison

University Staff:

Chancellor Matthew Goldstein
Executive Vice Chancellor and Chief Operating
Officer Allan H. Dobrin
Associate Vice Chancellor Matthew Sapienza
Chief Investment Officer Janet Krone
Acting University Controller Miriam Katowitz
Special Counsel Dave Fields

Trustee Observers:

Vice Chairperson Philip Alfonso Berry
Hon. Kafui K. Kouakou

Trustee Staff:

Senior Vice Chancellor and Secretary of the
Board Jay Hershenson
General Counsel and Senior Vice Chancellor
Frederick P. Schaffer
Ms. Towanda Lewis
Mr. Steven Quinn

Cal. No.	DISPOSITION
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The agenda items were considered and acted upon in the following order:

I. ACTION ITEMS:

A. APPROVAL OF THE MINUTES OF THE MEETING OF JANUARY 7, 2013. The minutes were approved as submitted.

B. POLICY CALENDAR

1. The City University of New York – University-Wide Contract for Electronic Access to Springer Academic Journals. Committee Chair Joseph Lhota stated that this resolution authorizes the General Counsel to execute a University-wide contract to purchase electronic access to academic journals on behalf of participating colleges from Springer Science+Business Media, LLC (Springer) without competitive bidding and pursuant to law and University regulations. Such purchase shall not exceed \$3 million payable in five annual installments. The University will have the right to terminate the contract at any time in its best interest. The University will use this contract with Springer, a premier publisher in the scientific and technical journal field, to extend existing and make available University-wide online access to electronic academic journals from SpringerLink. Savings will be achieved by entering into this University-wide agreement.

In response to a question from Trustee Valerie Lancaster Beal, Committee Chair Lhota explained that the reason the University is doing this without competitive bidding is because Springer is basically the only vendor that provides these types of services for scientific electronic journals. The entire catalog is under Springer's proprietary rights.

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In response to a question from Trustee Judah Gribetz, Associate Vice Chancellor Matthew Sapienza stated that the contract amount is in line with what was being paid in existing contracts. By doing a University-wide procurement, the University is going to be generating some savings. It is really more cost avoidance than it is savings, because the colleges will not have to incur additional costs by buying off this one University contract. CUNY is very comfortable with Springer and has not had any issues in terms of their services to this point.

Committee Chair Lhota stated that the University should look into what comparable universities are being charged so that information could be shared with members of the committee.

In response to a question from Trustee Gribetz, Committee Chair Lhota explained that the University has a five-year contract with Springer, which states that it could be terminated at any time.

Following discussion, the item was unanimously approved for submission to the Board.

2. Baruch College – Two-Year Agreement with Vendors to Continue the Operation of its Executive Masters Programs in Taiwan and Singapore. Committee Chair Lhota stated that this resolution authorizes the General Counsel to execute a contract on behalf of Baruch College with Aventis School of Management without competitive bidding or sole-sourcing and pursuant to law and University regulations to continue operating the College's Executive Masters programs in Finance, Marketing, and Organizational Psychology and Management of Human Resources in the country of Singapore for two academic years through June 2015. The continuation of these programs is necessary to avoid interruption of the current students' course of study as a result of the recent termination of the College's contract with the original vendor. The contract, with an estimate value between \$500,000 and \$650,000, shall be subject to the approval as to form by the University Office of General Counsel.

This resolution also authorizes the General Counsel to execute a contract on behalf of Baruch College with Lead Chief, Chief Academy Education Group without competitive bidding and pursuant to law and University regulations to continue operating the College's Executive Masters programs in Finance, Marketing, and Human Resources and Global Leadership in Taiwan for two academic years through June 2015. The continuation of these programs is necessary to avoid interruption of the current students' course of study as a result of the recent termination of the College's contract with the original vendor. The contract, with an estimated value between \$500,000 and \$650,000, shall be subject to approval as to form by the University Office of General Counsel.

In response to several questions, Associate Vice Chancellor Sapienza stated that the contract with the original vendor had to be terminated due to what the college and the University felt was a breach of contract.

Following discussion, the item was unanimously approved for submission to the Board.

I. INFORMATION ITEMS:

A. State of New York 2013-2014 Executive Budget

PRESENTATION BY ASSOCIATE VICE CHANCELLOR MATTHEW SAPIENZA

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In response to a question from Trustee Gribetz, Associate Vice Chancellor Sapienza stated that there is no connection between the NY Job Linkage Program and Pathways. The programs at the community colleges are linked to local industries. Unlike the SUNY community colleges that are upstate where they may be only one or two very prominent industries in the area, there are certainly those linkages between the community college and those local industries. Most of CUNY's community colleges have advisory boards with local industry and local employers. Most of the criteria that the governor is asking the community colleges to do are already being implemented.

Trustee Valerie Lancaster Beal stated that the city is implementing a similar kind of accountability issue with the COPE program and it is having an unintentionally arduous impact on that program. There is some concern because some of the things they ask of the students directly impacts their economic well-being, and it is not necessarily consistent with their well-being.

In response to a question from Trustee Kathleen Pesile, Associate Vice Chancellor Sapienza stated that CUNY has a lot of local programs that are campus-specific. To implement this University-wide initiative whereby all students are getting those benefits, CUNY needs to make some improvements. The University is expecting to get funding from the state and talks with the legislature are already in progress. This will be something that will be worked out through the Office of Academic Affairs. Senior University Dean John Mogulescu and University Dean Suri Duitch have been developing this proposal and they will be coordinating with the colleges the available funding that hopefully will come through in the state's adopted budget.

Trustee Kafui Kouakou stated that implementation is one part of the initiative but monitoring is another part. The University Student Senate is concerned that once University-wide projects are distributed to the colleges, the system will eventually lose track of how things are being administered. So monitoring will be one huge part, because it is very important for students to get work experience that better prepares them for jobs and careers, as after they attain their degree and look for a job they are asked if they have any work experience. Monitoring is going to create more opportunities for students to actually have that experience while they are attending college. This is a very important project and the University should keep a close eye on it.

In response to a question from Trustee Gribetz, Associate Vice Chancellor Sapienza stated that the University will compare data to similar institutions in reference to students working more than twenty hours per week.

Chancellor Goldstein added that it is not that atypical for residential campuses to not have anywhere near the percentage of students working, however it is very typical for community colleges.

In response to a question from Trustee Beal, Associate Vice Chancellor Sapienza reported that the overall enrollment was down at the community colleges—between 2% and 3% points—for the fall semester. Spring semester numbers are still being viewed. The reason for the enrollment levels decreasing was due to the fact that the University and the colleges have been doing a much better job at monitoring enrollment levels to ensure that students are getting the right level of services, and planning what the enrollment levels should be at each of the community colleges.

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Chancellor Goldstein stated that CUNY grew too fast. That was an aberration. It was good for revenue, but a bad thing on providing the necessary instruction that the University would need for full-time students, and creating great stress on its physical capacity. Currently, the University is seeing more equilibrium.

In response to a question from Trustee Beal, Associate Vice Chancellor Sapienza reported that the senior colleges' enrollment for fall semester was down, it was not flat, but it was down less than 1%. The undergraduate programs were basically flat as of fall 2011. The graduate programs did experience a decline of about 5% and that is something that has been felt throughout the country in terms of graduate enrollment and also at both public and private institutions in the New York City area. Most of the graduate program decreases have been in education.

Chancellor Goldstein stated that one of the big initiatives that CUNY will be announcing soon has a real focus on expanding CUNY's masters programs, especially in some of the science areas where there is great demand. With all of the efforts that the Mayor has instituted, there is a great demand that CUNY graduate students ready to engage in data analytics and large data analyses.

The meeting was adjourned at 5:34 p.m.